

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL  
HELD IN THE COUNCIL CHAMBERS, DARLINGTON POINT  
ON TUESDAY 24 MAY 2022, COMMENCING AT 3.00PM**

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**OPENING OF MEETING**

**RECORDING & WEBCASTING OF MEETING**

Mayor McRae advised those present the meeting is being recorded and the audio recording will be placed on Council's website. By speaking at a Council or Committee Meeting, members of the public agree to being recorded and webcast.

**PRESENT**

Present were Councillors R McRae (Mayor), R Black (Deputy Mayor), T Mauger, F Bryce, G Gilbert, R Curphey and C Chirgwin.

Also present was John Scarce, General Manager, Tom Dimec, Director of Infrastructure, Garry Stoll, Director of Planning, Community & Development, Kaitlin Salzke, Chief Financial Officer and Vicki Sutton, Finance Manager.

**APOLOGIES**

Apologies were received from Councillors Judith Saxvik and Tim Strachan.

**50/05/22**     **Resolved** on the motion of Councillors Curphey and Gilbert that the apologies from Councillors Saxvik and Strachan be received, and leave of absence be granted.

**CARRIED**

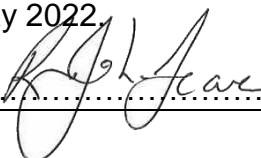
**CONFIRMATION OF MINUTES**

**51/05/22**     **Resolved** on the motion of Councillors Chirgwin and Curphey that the Minutes of the Ordinary Meeting of Council held on 26 April 2022, as printed and circulated, be confirmed.

**CARRIED**

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..........General Manager .....Mayor

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## PECUNIARY INTEREST DECLARATIONS

Pecuniary interest declarations were received from:

- Councillor Gavin Gilbert in relation to agenda item 2 - State Government Community Events Grant Program and agenda item 4 - DA 16/2022 - Proposed 142 Frost Fans, "Huddersfield", Sturt Highway, Darlington Point
- Councillor Troy Mauger in relation to agenda item 2 - State Government Community Events Grant Program and agenda item 20 - Student Scholarships;
- Councillor Robert Curphey in relation to agenda item 3 - Development Application 8/2022 - Proposed Five New Residential Units 34 Hay Road Darlington Point.

## NOTICE OF RESCISSION

NIL

## NOTICE OF MOTION

NIL

## MAYORAL REPORT

SC217

**52/05/22** **Resolved** on the motion of Councillors Bryce and Mauger that the information contained in the Mayoral Report be noted.

**CARRIED**

## DELEGATES' REPORTS

NIL

## OFFICERS' REPORTS FOR CONSIDERATION

### GENERAL MANAGER'S MONTHLY REPORT

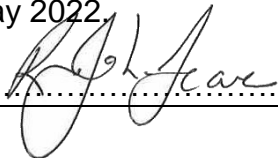
SC218

**53/05/22** **Resolved** on the motion of Councillors Bryce and Mauger that the contents of the General Manager's Monthly Report be noted, and Council:

1. a) Approve the Audit Risk & Improvement Committee remuneration for Chair - \$12,552 per annum and independent members \$1,255 per meeting.

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..........General Manager .....Mayor

- b) Appoint Linda MacRae as Chair of Murrumbidgee Council's Audit Risk & Improvement Committee.
- 2. Endorse the Community Engagement Strategy.
- 3. a) Implement the three stream kerbside collection, FOGO, general waste and recycling in each of the towns of Coleambally, Darlington Point and Jerilderie, commencing 1 July 2023.
- b) Authorise the General Manager to apply for opportunistic grant funding to alleviate capital costs of implementing the wheeled bins and, if required, Council to provide up to 50% of the costs for matching grants.
- c) Authorise the General Manager to seek input from residents on the size of the three bins, with the default sizing being FOGO 360 litre, general waste 240 litre and recycling 360 litre.
- 4. Authorise the General Manager's private use of Council vehicle in the State of Queensland from 6 July 2022 to 11 July 2022.
- 5. Adopt the reviewed Workplace Surveillance Policy, which addresses the feedback provided.

**CARRIED**

**STATE GOVERNMENT COMMUNITY EVENTS GRANT PROGRAM  
SC361**

Councillors Gavin Gilbert and Troy Mauger declared a pecuniary interest in this item and departed the building.

**54/05/22 Resolved** on the motion of Councillors Curphey and Chirgwin that Council:

- a) Make application for the amount of \$119,826 under the NSW Government Reconnecting Regional NSW – Community Events Program;
- b) Funding be provided to organisations as detailed below:

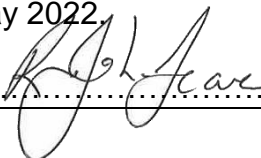
Jerilderie

- Jerilderie Australia Day Committee - \$10,000
- St Joseph's P & F - Jerilderie Fun Fair - \$6,350
- Jerilderie United Chamber of Commerce - \$1,034
- Jerilderie District Race Club - Jerilderie Gold Cup Races - \$7,500
- Eden Hercus on behalf of Council - 100 Year Anniversary of Cenotaph/Sir John Monash Dinner and Oration - \$15,000

Coleambally

- Kate Warren on behalf of Council - Murrumbidgee Arts Acquisition Prize - \$7,000
- St Peters Primary School - Reconnect - \$3,000
- Taste Coleambally - Food & Farm Festival - \$30,000

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..........General Manager .....Mayor

Darlington Point

Darlington Point Business Connect - Christmas Markets - \$4,000  
Riverina Red Neck Rally – Pig Day Out - \$30,942  
Darlington Point Riverina Classic - Catch & Release Fishing Competition - \$5,000

**CARRIED**

Councillors Gilbert and Mauger returned to the meeting.

**DEVELOPMENT APPLICATION 8/2022 – PROPOSED FIVE NEW RESIDENTIAL UNITS 34 HAY ROAD DARLINGTON POINT DA 8/2022**

Councillor Robert Curphey declared his pecuniary interest in this item, and departed the building.

**55/05/22 Resolved** on the motion of Councillors Chirgwin and Gilbert that:

- a) Murrumbidgee Council, as the consent authority pursuant to Section 4.16(3) of the Environmental Planning & Assessment Act 1979, grant deferred commencement consent to Development Application No: DA 8/2022 for a multi-dwelling residential development on part of Lot 242 DP 750908, 34 Hay Road, Darlington Point, subject to the conditions, including those set out in Attachment # 4; and
- b) The development application be delegated to the Director Planning, Community & Development for issue of the notice of determination.

**CARRIED**

In favour: Councillors McRae, Black, Chirgwin, Gilbert, Bryce and Mauger  
Opposed: Nil  
Absent: Councillors Saxvik and Strachan.  
Pecuniary Interest Declaration: Councillor Curphey

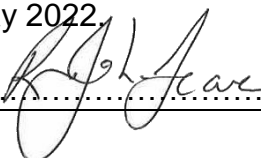
Councillor Curphey returned to the meeting.

**DEVELOPMENT APPLICATION 16/2022 – PROPOSED 142 FROST FANS, “HUDDERSFIELD”, STURT HIGHWAY, DARLINGTON POINT DA 16/2022**

Councillor Gavin Gilbert declared his pecuniary interest in this item, and departed the building.

**56/05/22 Resolved** on the motion of Councillors Black and Bryce that:

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..........General Manager .....Mayor

- a) Murrumbidgee Council, as the consent authority pursuant to Section 4.16(1)(a) of the Environmental Planning & Assessment Act 1979, grant consent to Development Application No: DA 16-2022 for the installation of 142 frost fans on Lots 20-25, 126-128, 143-145, 172 and 174-175 DP750908, Lot 1 DP873401 and Lot 3 DP1156216 "Huddersfield", 11573 Sturt Highway, Darlington Point subject to the conditions as set out in Attachment # 5; with an additional condition of consent requiring the developer to manage noise in an appropriate manner;
- b) That the development application be delegated to the Director Planning, Community & Development for issue of the notice of determination.

**CARRIED**

In favour: Councillors McRae, Black, Chirgwin, Curphey, Bryce and Mauger

Opposed: Nil

Absent: Councillors Saxvik and Strachan

Pecuniary Interest Declaration: Councillor Gilbert

Cr Gilbert returned to the meeting.

**MURRUMBIDGEE COUNCIL COMMUNITY STRATEGIC PLAN  
2022 - 2032 SC241**

**57/05/22 Resolved** on the motion of Councillors Mauger and Chirgwin that Council adopt the Murrumbidgee Council Community Strategic Plan 2022-2032.

**CARRIED**

**MURRUMBIDGEE COUNCIL DELIVERY PROGRAM 2022 - 2026 SC241**

**58/05/22 Resolved** on the motion of Councillors Bryce and Mauger that the draft Murrumbidgee Council Delivery Program 2022-2026 be endorsed and placed on public exhibition for a period of twenty eight days, before reconsidering for adoption at the 28 June 2022 Council meeting.

**CARRIED**

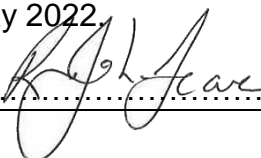
**DRAFT OPERATIONAL PLAN (2022-2023) SC241**

**59/05/22 Resolved** on the motion of Councillors Curphey and Chirgwin that:

1. Council endorse the draft Operational Plan (2022-2023); and
2. The Plan be placed on public exhibition for the period 24 May to 21 June 2022.

**CARRIED**

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..........General Manager .....Mayor

**QUARTERLY BUDGET REVIEW – MARCH 2022**

**SC133**

**60/05/22** **Resolved** on the motion of Councillors Bryce and Black that the Quarterly Budget Review Report March 2022 be noted, and variances to the budgets, as outlined in the attachment, be approved.

**CARRIED**

**REQUEST FOR CONTRIBUTION**

**SC131**

**61/05/22** **Resolved** on the motion of Councillors Black and Curphey that Council contribute \$450 to the NAIDOC Week 2022 School Initiatives Program from the Section 554 Councillor Determined Donations budget.

**REPORTS/MINUTES OF COUNCIL COMMITTEES**

**MINUTES OF THE TRAFFIC COMMITTEE MEETING**

**SC20**

**62/05/22** **Resolved** on the motion of Councillors Chirgwin and Curphey that the information contained in the Traffic Committee Meeting Minutes be noted.

**CARRIED**

**WESTERN RIVERINA LIBRARIES MEETING**

**SC194**

**63/05/22** **Resolved** on the motion of Councillors Bryce and Mauger that the information contained in the Western Riverina Libraries Meeting Minutes be noted.

**CARRIED**

**JERILDERIE TIDY TOWNS COMMITTEE MEETING**

**SC21**

**64/05/22** **Resolved** on the motion of Councillors Bryce and Chirgwin that the information contained in the Jerilderie Tidy Towns Committee Meeting Minutes be noted.

**CARRIED**

## OFFICERS' REPORTS FOR NOTING

### MONTHLY CASH & INVESTMENT REPORT – APRIL 2022 SC133

**65/05/22** **Resolved** on the motion of Councillors Curphey and Bryce that Council note the monthly Cash & Investment Report containing the bank balances and schedule of investments as at 30 April 2022.

**CARRIED**

### DEVELOPMENT APPLICATION APPROVED UNDER DELEGATION, APRIL 2022 SC210

**66/05/22** **Resolved** on the motion of Councillors Black and Gilbert that the information contained in the Development Application Approved Under Delegation Report, April 2022, be noted.

**CARRIED**

## CONFIDENTIAL ITEMS

### TENDER - PURCHASE 3 TORO 4 WHEEL DRIVE MOWERS SC171/SC357

**67/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (d) (i) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(d) i. Commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

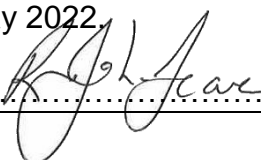
**CARRIED**

### ADDITIONAL FUNDING BENCUBBIN AVENUE, COLEAMBALLY SC176

**68/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (a) and (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

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..........General Manager .....Mayor

- (a) personnel matters concerning particular individuals (other than Councillors),
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**CARRIED**

**SALE OF COUNCIL LAND – COLEAMBALLY**

**SC88**

**69/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (a) and (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

- (a) personnel matters concerning particular individuals (other than Councillors),
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**CARRIED**

**COMMUNITY GRANTS PROGRAM**

**SC136**

**70/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

- (a) personnel matters concerning particular individuals (other than Councillors).

**CARRIED**

**COLEAMBALLY SOLAR FARM COMMUNITY FUND**

**SC136**

**71/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-



(a) personnel matters concerning particular individuals (other than Councillors)

**CARRIED**

**STUDENT SCHOLARSHIPS**

**SC131**

**72/05/22** **Resolved** on the motion of Councillors Chirgwin and Bryce that this item be referred to the CONFIDENTIAL section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

(a) personnel matters concerning particular individuals (other than Councillors)

**CARRIED**

Council closed its meeting to the public at 4.08pm. Recording was stopped.

**TENDER - PURCHASE 3 TORO 4 WHEEL DRIVE MOWERS**

**SC171/SC357**

**73/05/22** **Resolved** on the motion of Councillors Black and Mauger that:

1. Council endorse the recommendation of the Tender Evaluation Team and accept the tender from Toro Australia for purchase of 3 Toro Grounds master® 4010-D 4 wheel drive mowers for \$116,321.88 each (GST exclusive), a total of \$348,965.64 (GST exclusive) - Tender Reference VP301859
2. Contract documents, and any other associated documents, be executed on behalf of the Council, in accordance with clause 165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's Representative.

**CARRIED**

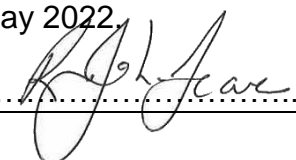
**ADDITIONAL FUNDING BENCUBBIN AVENUE COLEAMBALLY SC176**

**74/05/22** **Resolved** on the motion of Councillors Black and Gilbert that the surface for Bencubbin Avenue, Coleambally be a bitumen 2 coat seal, as per the original design.

**CARRIED**

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.....General Manager .....Mayor

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Open Council resumed at 4.19pm. Recording resumed.

The Mayor informed the meeting of resolutions 73/05/22, 74/05/22, 75/05/22, 76/05/22, 77/05/22 and 78/05/22 as adopted in the Confidential section of the meeting.

There being no further business, the meeting closed at 4.25pm.

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Cr R E McRae  
**MAYOR**

.....General Manager .....Mayor

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