

**MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE
COUNCIL CHAMBERS, JERILDERIE ON TUESDAY 26 MARCH 2019
COMMENCING AT 10.00AM**

PRESENT

Present were Councillors R McRae (Mayor) , R Black (Deputy Mayor), G Smith, P Wells, G Gilbert, R Curphey, P Brown and C Chirgwin.

Also present were John Scarce, General Manager, Vicki Sutton, Finance Manager, Johann Pereira, Operations Manager, William Wade, Operations Manager, Stephen Goodsall, Assets Manager, Sue Mitchell, Corporate & Community Services Manager and Kellie Dissegna, Economic Development & Tourism Manager

APOLOGIES

An apology was received from Councillor Bryce.

42/03/19 **Resolved** on the motion of Councillors Chirgwin and Curphey that the apology from Councillor Bryce be received and leave of absence be granted.

CONFIRMATION OF MINUTES

43/03/19 **Resolved** on the motion of Councillors Brown and Smith that the Minutes of the Ordinary Meeting of Council held on 26 February 2019, as printed and circulated, be confirmed.

PECUNIARY INTEREST

NIL

NOTICE OF MOTION

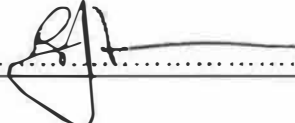
TREE PLANTING AT COLEAMBALLY SEWERAGE PONDS 03.16

44/03/19 **Resolved** on the motion of Councillors Brown and Black that planning for the July planting of a shrub and tree barrier on the southern side of the Coleambally sewerage ponds, parallel to Kidman Way be completed by Salt Bush Nursery, Coleambally during May 2019.

**TREE LOPPING TO "BATTLE AXE" HOUSES ON THE EAST SIDE OF
BLUEBONNET STREET, COLEAMBALLY 03.16**

45/03/19 **Resolved** on the motion of Councillors Brown and Curphey that tree lopping or removal of trees in vicinity of "battle axe" houses, Bluebonnet Street, Coleambally be reported to Essential Energy for their attention.

This is page 1 of 7 of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 March 2019.

 General Manager Mayor

PRIVATE WORKS-COLEAMBALLY SOLAR FARM 01.13 / 04.13 / 03.16

46/03/19 Resolved on the motion of Councillors Wells and Curphey that the financial report on the private works carried out by Council for the Coleambally Solar Farm, including income and expenditure, as presented to the meeting, be included in a further, more detailed, report to the April meeting.

SPLASH PARK, DARLINGTON POINT POOL 07.04/ 03.16

47/03/19 Resolved on the motion of Councillors Wells and Smith that a suitable design and costings for a splash park at the Darlington Point swimming pool be presented to Council, for inclusion in the 2019/20 budget.

CARRINGTON STREET DARLINGTON POINT PARKING AREA 03.16

48/03/19 Resolved on the motion of Councillors Wells and Gilbert that costings be presented to Council for the proposed extension to the parking area, Carrington Street, Darlington Point for inclusion in the 2019/20 budget.

CWA PARK DARLINGTON POINT MAINTENANCE ITEMS 03.16

49/03/19 Resolved on the motion of Councillors Wells and Gilbert that the missing solar lights at the outdoor gym Darlington Point be replaced.

50/03/19 Resolved on the motion of Councillors Wells and Smith that an audit of all playground equipment at the CWA Park, Darlington Point be undertaken by Council's Asset Manager, prior to replacement of the soft fall under the playground equipment.

DARLINGTON POINT CEMETERY 02.15/03.16

51/03/19 Resolved on the motion of Councillors Wells and Curphey that the design for the extension of the Darlington Point Cemetery be presented to Council's April meeting for finalisation, with the end design to be placed on public exhibition for community comment.

NOTICE OF RESCISSION

NIL

MAYOR'S REPORT

52/03/19 Resolved on the motion of Councillors Chirgwin and Smith that the information contained in the Mayoral Report be noted.

This is page 2 of 7 of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 March 2019.

 General Manager Mayor

DELEGATE'S REPORT

SPRAYDRIFT MEETING

03.16.06

53/03/19 Resolved on the motion of Councillors Brown and Black that the information contained in the Delegate's Report be noted.

WESTERN RIVERINA ARTS

03.16.06/07.06.01

54/03/19 Resolved on the motion of Councillors Chirgwin and Brown that the information contained in the Delegate's Report be noted.

GENERAL MANAGER'S REPORT

SWIMMING POOLS

07.04

55/03/19 **Resolved** on the motion of Councillors Chirgwin and Smith that Council develop a lease document offering a \$60,000 lease payment for the pool season, with the lessee having the rights to operate a kiosk and keeping daily gate receipts collected. That this be widely advertised in the coming months, to enable the lessee to obtain the appropriate training in time for the season opening. Further, that the additional sum of \$145,000 be added to the 2018/19 budget to form the budget for 2019/20.

Councillor Wells opposed the motion.

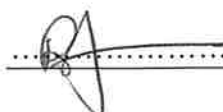
DELEGATIONS FROM COUNCIL TO THE GENERAL MANAGER

05.26.01 / 05.26.05

56/03/19 **Resolved** on the motion of Councillors Curphey and Black that Council, in accordance with Section 377 of the *Local Government Act 1993*, by resolution at its meeting on 26 March 2019 delegates its power, authorities and function as set out in Part 1 of the Act – Delegations of Authority Register to the General Manager, Mr. Rodney John Scarce effective 26 March 2019, and in the absence of the General Manager, a person appointed by Council, in the period of the General Manager's absence, is delegated authority under Section 377 and 378 of the Act to exercise and/or perform on behalf of Council the powers, authorities, duties and functions of the Council, subject to the following:

1. The General Manager is restrained from carrying out any of those functions of Council excluded from delegation by operation of Section 377(1) of the Act;
2. The General Manager is entitled to carry out any functions delegated to the Council by the Director-General or the Minister, subject to any express limitations imposed by the Director General or Minister.

This is page 3 of 7 of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 March 2019.



..... General Manager Mayor

GENERAL MANAGER MONTHLY UPDATE

03.16.02

57/03/19 **Resolved** on the motion of Councillors Chirgwin and Curphey that Council receive this report as information.

CREDIT CARD POLICY

03.06 / 05.09.02

58/03/19 **Resolved** on the motion of Councillors Black and Brown that the Draft Credit Card Policy be endorsed and the document be placed on public exhibition in accordance with Section 160 of the Local Government Act 1993.

REVIEW OF 2018/19 DELIVERY PROGRAM

03.38

59/03/19 **Resolved** on the motion of Councillors Chirgwin and Curphey that the information contained in the progress report on the Murrumbidgee Council Delivery Program to 31 December, 2018, be noted.

COMMUNITY SERVICES UPDATE

02.22

60/03/19 **Resolved** on the motion of Councillors Chirgwin and Smith that the information contained in the Community Services Update Report to 28 February, 2019, be noted.

COMMITTEE MINUTES

AUDIT & RISK IMPROVEMENT COMMITTEE MEETING - 15 FEBRUARY 2019

05.08.03

61/03/19 **Resolved** on the motion of Councillors Chirgwin and Black that the information contained in the Audit & Risk Improvement Committee Meeting Minutes be noted.

JERILDERIE TIDY TOWNS COMMITTEE MEETING - 7 FEBRUARY 2019

02.09

62/03/19 **Resolved** on the motion of Councillors Smith and Gilbert that the information contained in the Jerilderie Tidy Towns Committee Meeting Minutes be noted.

COLEAMBALLY TOWN LIFE COMMITTEE MEETING - 19 FEBRUARY 2019

02.33

63/03/19 **Resolved** on the motion of Councillors Chirgwin and Brown that the information contained in the Coleambally Town Life Committee Meeting Minutes be noted.

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 General Manager Mayor

ITEMS FOR INFORMATION

MONTHLY CASH & INVESTMENT REPORT – FEBRUARY 2019 05.13

64/03/19 **Resolved** on the motion of Councillors Black and Gilbert that Council note the monthly cash and investment report containing the bank balances and schedule of investments as at 28 February 2019.

ECONOMIC DEVELOPMENT & TOURISM ACTIVITIES 03.16

65/03/19 **Resolved** on the motion of Councillors Chirgwin and Smith that the information contained in the Economic Development & Tourism Activities Report be noted.

DEVELOPMENT APPLICATION APPROVED UNDER DELEGATION, FEBRUARY 2019 04.25

66/03/19 **Resolved** on the motion of Councillors Black and Brown that the information contained in the Development Application Approved Under Delegation, February 2019, Report be noted.

NOXIOUS WEEDS / SALEYARDS/TRUCKWASH/STOCK CONTROL- FEBRUARY/MARCH 2019 04.21

67/03/19 **Resolved** on the motion of Councillors Black and Brown that the information contained in the Noxious Weeds, Saleyards, Truckwash and Stock Control Report be noted.

WORKS IN PROGRESS 18/2/2019 TO 19/3/2019 03.16.04

68/03/19 **Resolved** on the motion of Councillors Black and Curphey that the information contained in the Works in Progress Report be noted.

ITEM WITHOUT NOTICE

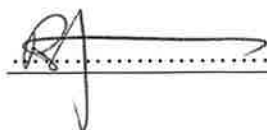
CAR SALE 06.05

69/03/19 **Resolved** on the motion of Councillors Curphey and Smith that this Item Without Notice be accepted as it requires resolution before the next scheduled meeting.

CAR SALE 06.05

70/03/19 **Resolved** on the motion of Councillors Curphey and Chirgwin that Council offer the sale of Holden Colorado Trailblazer LTZ to Susan Appleyard for the appraised value of McRae Motors, Wodonga of \$34,000.

This is page 5 of 7 of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 March 2019.



..... General Manager Mayor

CONFIDENTIAL ITEMS

DARLINGTON POINT CARAVAN PARK

04.13

71/03/19 **Resolved** on the motion of Councillors Smith and Chirgwin 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) 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;
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property.

Council closed its meeting to the public at 12.14pm and members of the public vacated the Chambers.

DARLINGTON POINT CARAVAN PARK

04.13

72/03/19 **Resolved** on the motion of Councillors Gilbert and Brown that Council authorise the General Manager to:

1. Purchase the Lessee's interests for a price to be negotiated, and within the range as determined within the report;
2. Employ a caretaker via the Caravan Parks Association;
3. Engage consultants as proposed within the report, to assist with the recruitment of a caretaker and the engagement of the caravan park design, and to reimburse consultants all travel and out of pocket expenses;
4. Engage legal representatives to assist with the sale agreements and lease agreements of the Council Caravan Park.

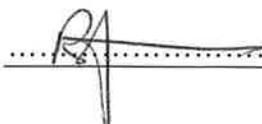
ITEM WITHOUT NOTICE

MEDICAL SERVICES

LD/02.26

73/03/19 **Resolved** on the motion of Councillors Smith and Chirgwin that this Item Without Notice be accepted as it requires resolution before the next scheduled meeting.

This is page 6 of 7 of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 March 2019.

 General Manager Mayor

MEDICAL SERVICES

LD/02.26

74/03/19 **Resolved** on the motion of Councillors Chirgwin and Curphey 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) 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;
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property.

MEDICAL SERVICES

LD/02.26

75/03/19 **Resolved** on the motion of Councillors Black and Curphey that Council authorise the General Manager to undertake the necessary actions as detailed in the Executive Summary.

There being no further business, the meeting closed at 12.33pm.

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Cr R E McRae
MAYOR

 General Manager Mayor