

**MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE
COUNCIL CHAMBERS, JERILDERIE ON TUESDAY 30 OCTOBER 2018
COMMENCING AT 10.00AM**

PRESENT

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

Also present were Mr John Scarce, General Manager, Mr Peter Chudek, Assistant General Manager, Infrastructure & Environment, Ms Susan Appleyard, Manager Planning & Environment, Mrs Vicki Sutton, Finance Manager, and Mr William Wade, Operations Manager.

CONFIRMATION OF MINUTES

- 226/10/18** **Resolved** on the motion of Councillors Bryce and Chirgwin that the Minutes of the Ordinary Meeting of Council held on 25 September 2018, as printed and circulated, be confirmed.

PECUNIARY INTEREST

Ms Susan Appleyard, Manager Planning & Environment, declared her pecuniary interest in Item 21-DA 52-17/18.

DELEGATE'S REPORT

WESTERN RIVERINA LIBRARIES MEETING **03.16.06 / 07.01.01**


- 227/10/18** **Resolved** on the motion of Councillors Brown and Bryce that the Delegate's Report on the Western Riverina Libraries Meeting and verbal report on the Traffic Committee Meeting be noted.

GENERAL MANAGER'S REPORT

OFFICE CLOSURE – CHRISTMAS / NEW YEAR **03.11**

- 228/10/18** **Resolved** on the motion of Councillors Black and Curphey that Murrumbidgee Council Administrative Offices be closed for the Christmas/New Year period from 12 noon, Monday 24 December 2018 to re-open 8.30am Wednesday 2 January 2019, and that the internal staff be granted 3.5 days special leave in lieu of unpaid overtime.

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.....General ManagerMayor

REQUEST TO SUSPEND ALCOHOL FREE ZONE FOR 2019 AUSTRALIA DAY CELEBRATIONS **02.02**

229/10/18 **Resolved** on the motion of Councillors Bryce and Chirgwin that Council:

- i) Allow the prohibition on the consumption of alcohol in the vicinity of the Council Chambers, Civic Hall, Luke Park and Powell Street to be lifted from midday to midnight on 26 January, 2019;
- ii) Allow the prohibition signs to be covered during the period of the celebrations;
- iii) Notify the local Police; and
- iv) Advertise Council's action.

JERILDERIE AQUATIC CLUB AND LAKE JERILDERIE **04.05**

230/10/18 **Resolved** on the motion of Councillors Bryce and Smith that the General Manager be authorised to purchase up to \$40,000 of water from the market for Lake Jerilderie, as a once off for the 2018/2019 year, only purchasing as required in management with the Jerilderie Aquatic Club's 36 ML and potential overflow allotment of 64 ML. Further, provide a detailed plan of Lake water management for future years, including use of Jerilderie Aquatic Club allocation, Council allocation, and the affordability of purchasing additional licence for consideration in the 2019/2020 budget.

231/10/18 **Resolved** on the motion of Councillors Bryce and Smith that an audit be undertaken on water usage within the Murrumbidgee Council townships, taking into consideration future town planning requirements.

DARLINGTON POINT OFFICE EXTENSION CARPARK OPTIONS **04.07**

232/10/18 **Resolved** on the motion of Councillors Brown and Chirgwin that, as part of the development of the tender documentation for the Darlington Point office extension, car park layout option A be selected.

Amendment to the Motion

233/10/18 **Resolved** on the motion of Councillors Gilbert and Wells that, as part of the development of the tender documentation for the Darlington Point office extension, decision on the layout of the carpark be deferred to the November meeting of Council.

The amendment became the motion, was put to the meeting and was carried.

This is page 2 of 8 of the Minutes of the Ordinary Meeting of Council held on Tuesday 30 October 2018.

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

DARLINGTON POINT CEMETERY

02.15

234/10/18 **Resolved** on the motion of Councillors Black and Smith that the budget for extension of the Darlington Point Cemetery be approved, and detailed plans be developed regarding streetscape redevelopment along Kidman Way outside the Darlington Point Cemetery.

BERRIGAN SHIRE LAND USE STRATEGY 2018

04.25

235/10/18 **Resolved** on the motion of Councillors Curphey and Chirgwin that Council submit this report as its submission for the Berrigan Shire Land Use Strategy 2018.

MURRUMBIDGEE LOCAL ENVIRONMENTAL PLAN 2013 – PLANNING PROPOSAL: HERITAGE LISTING OF TOGANMAIN WOOLSHED (AMENDMENT NO. 1) (CONSIDERATION OF SUBMISSIONS) 4630

236/10/18 **Resolved** on the motion of Councillors Black and Bryce that Council:

1. Note and receive the submissions;
2. Furnish a copy of this report and other relevant information to the NSW Parliamentary Counsel in accordance with the *Environmental Planning and Assessment Act 1979* and advise NSW Parliamentary Counsel that Council has complied with Sections 3.34 and 3.35 of the EP & A Act in relation to public involvement in the assessment of the Planning Proposal;
3. Request that NSW Parliamentary Counsel issue a Legal Opinion to allow Murrumbidgee Council to undertake the appropriate actions to secure the making of the amendment to the *Murrumbidgee Local Environmental Plan 2013*, so as to include the Toganmain Woolshed within Schedule 5 as a local heritage item in accordance with Section 3.36 of the EP & A Act.


UPDATE REPORT - STRONGER COMMUNITIES FUND SEPTEMBER 2018 03.13.08A

237/10/18 **Resolved** on the motion of Councillors Curphey and Chirgwin that the contents of the report be noted, and additional funds of \$733.85 be allocated to the Stronger Communities Fund grant for the Coleambally Men's Shed from the savings generated from other completed projects.

At 11.10am the meeting adjourned for morning tea.

At 11.35am the meeting resumed.

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.....General ManagerMayor

RENEW OUR LIBRARIES CAMPAIGN

07.01

238/10/18 Resolved on the motion of Councillors Smith and Chirgwin that Council support urgent action from the NSW Local Government sector and NSW Public Libraries Association / Local Government NSW, to reverse the ongoing deterioration of state funding for public libraries, to ensure that local Councils will not be forced to continue meeting the funding shortfall, by:

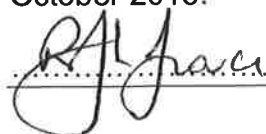
1. Endorsing the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*;
2. Noting the announcement by the NSW Government on 24 August 2018 of its intention to provide a \$60m funding package for NSW public libraries for the quadrennial period 2019-20 to 2022-23;
3. Supporting the ongoing *Renew Our Libraries* initiative to secure the pledged funding, clarify the funding components and liaise with the Government regarding the funding model;
4. Supporting *Renew Our Libraries* to work with the Government to develop a sustainable future funding model with a view guaranteeing an appropriate level of ongoing and indexed state funding;
5. Making representation to the local State Members, in relation to the need for ongoing additional funding from the NSW State Government for the provision of public library services.
6. Writing to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of ongoing and indexed increases in state funding for NSW public libraries, supported by a sustainable future funding model.
7. Taking a leading role in activating the campaign locally;
8. Endorsing the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative;
9. Formally advising the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

JERILDERIE RURAL FIRE SERVICE – REQUEST FOR PROVISION OF FUNDING

05.03

239/10/18 Resolved on the motion of Councillors Black and Smith that Council provide co-contribution funding toward the construction of a storage facility at the Jerilderie Rural Fire Service Station, by utilising the Section 7.12 Developer Levies Fund.

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..... General Manager



..... Mayor

QUARTERLY BUDGET REVIEW

05.13

240/10/18 **Resolved** on the motion of Councillors Chirgwin and Bryce that the information contained in the Quarterly Budget Review Report be noted and variances to the budgets as outlined in the attachment be approved.

COMMITTEE MINUTES

MINUTES OF THE MURRUMBIDGEE ECONOMIC TOURISM ADVISORY GROUP MEETING

01.15

241/10/18 **Resolved** on the motion of Councillors Smith and Black that the information contained in the Murrumbidgee Economic Tourism Advisory Group Minutes dated 3 October 2018 be noted.

JERILDERIE TIDY TOWNS COMMITTEE MEETING

02.09

242/10/18 **Resolved** on the motion of Councillors Smith and Bryce that the information contained in the Jerilderie Tidy Towns Committee Minutes dated 6 September 2018 and 4 October 2018, be noted.

ITEMS FOR INFORMATION

MONTHLY FINANCIAL REPORT – SEPTEMBER 2018

05.13

243/10/18 **Resolved** on the motion of Councillors Chirgwin and Curphey that Council receive this report and note the financial monthly report containing the bank balances and investment schedule to 30 September 2018.

LOAN BORROWINGS INFORMATION AS AT 30 SEPTEMBER 2018

05.14


244/10/18 **Resolved** on the motion of Councillors Smith and Bryce that the information contained in the Loan Borrowings Information Report be noted.

NEW COUNCIL IMPLEMENTATION FUND - SEPTEMBER 2018

03.13.08A

245/10/18 **Resolved** on the motion of Councillors Gilbert and Black that the information contained in the New Council Implementation Fund Report be noted.

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.....General ManagerMayor

DEVELOPMENT APPLICATIONS DETERMINED SEPTEMBER 2018

04.25

- 246/10/18** **Resolved** on the motion of Councillors Black and Chirgwin that the information contained in the Development Application Approved Under Delegation Report be noted.

WORKS IN PROGRESS 19/9/2018 to 14/10/2018

03.16.04

- 247/10/18** **Resolved** on the motion of Councillors Chirgwin and Black that the information contained in the Works in Progress Report be noted.

CONFIDENTIAL ITEMS

DEVELOPMENT APPLICATION NO 52-17/18

DA 52-17/18

- 248/10/18** **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) (a) and (b) 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).

WASTE RECYCLING CONTRACT DARLINGTON POINT AND COLEAMBALLY

04.39.01

- 249/10/18** **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) (a) and (b) 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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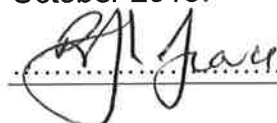
Council closed its meeting to the public at 12.40pm and members of the public vacated the Chambers.

DEVELOPMENT APPLICATION NO 52-17/18

DA 52-17/18

Ms Susan Appleyard, Manager Planning & Environment, declared her pecuniary interest in this item and departed the building.

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..... General Manager Mayor

Mr Neil Smith, BEST Consulting, attended the meeting as the author of the report.

250/10/18 Resolved on the motion of Councillors Black and Bryce that the General Manager and Mr Neil Smith of BEST Consulting pursue with the applicant of DA52-17/18 suitable resolution to the security/fencing issue and the aesthetic façade of the on-site shed to meet Council expectation.

In Favour: Councillors Wells, Smith, Chirgwin, Curphey, Brown, Black, Gilbert, Bryce and McRae

Opposed: Nil

251/10/18 Resolved on the motion of Councillors Gilbert and Brown that no shipping containers be permitted on site of DA 52-17/18, and a policy on Shipping Containers within Murrumbidgee Council Local Government Area be developed.

In Favour: Councillors Wells, Smith, Chirgwin, Curphey, Brown, Black, Gilbert, Bryce and McRae

Opposed: Nil

At 1.07pm Mr Neil Smith, BEST Consulting, departed the meeting.

At 1.08pm Ms Susan Appleyard, Manager Planning & Environment, returned to the meeting.

252/10/18 WASTE RECYCLING CONTRACT - DARLINGTON POINT AND COLEAMBALLY 04.39.01

Resolved on the motion of Councillors Black and Chirgwin that:

- a) The current Waste Recycling Contract be extended for a period of 2 years under the provision of the Clause 2.2.4 (Item 4(a));
- b) A waste management strategy be developed to guide future waste management and recycling services within Murrumbidgee Council Local Government Area;
- c) Recycling services be reconsidered and assessed within the 2-year contract extension period, and taking into account the developed waste management strategy.

ITEM WITHOUT NOTICE

ORGANISATIONAL ALIGNMENT

05.23 / 03.13.08 / 05.24

253/10/18 Resolved on the motion of Councillors Chirgwin and Bryce that this item be referred to the **CONFIDENTIAL** section of the Ordinary Council Meeting

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.....General ManagerMayor

which is closed to the public. This item is classified as Confidential in accordance with Section 10A (2) (a) and (b) 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).*

ORGANISATIONAL ALIGNMENT

05.23 / 03.13.08 / 05.24

254/10/18 **Resolved** on the motion of Councillors Gilbert and Brown that Council acknowledge and endorse the actions proposed by the General Manager to provide Human Resource skills to finalise items associated with the Murrumbidgee Council merger.

255/10/18 **Resolved** on the motion of Councillor Gilbert and Bryce that Open Council resume at 1.45pm

MAYOR'S REPORT

03.16.01

256/10/18 **Resolved** on the motion of Councillors Brown and Black that the information contained in the Mayoral Report be noted.

There being no further business, the meeting closed at 1.47pm.

.....
Cr R E McRae
MAYOR

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