

**MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE
COUNCIL CHAMBERS, DARLINGTON POINT ON TUESDAY 29 OCTOBER 2019
COMMENCING AT 10.00AM**

PRESENT

Present were Councillors R McRae (Mayor) , R Black (Deputy Mayor), G Smith, F Bryce, 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, Kelly Tyson, Manager, Planning & Environment, Anne Lyons, Media and Communications, Alan Searle, Human Resources & Industrial Relations Officer and Samantha Star, Drought Support Officer.

APOLOGIES

NIL

CONFIRMATION OF MINUTES

234/10/19 **Resolved** on the motion of Councillors Smith and Curphey that the Minutes of the Ordinary Meeting of Council held on 24 September 2019, as printed and circulated, be confirmed.

PECUNIARY INTEREST

235/10/19 A pecuniary interest declaration was received from Councillor Chirgwin in relation to Item 2 - Sale of Residential Land.

NOTICE OF RESCISSION


NIL

At 10.05am the Mayor welcomed to the meeting Mr David Maxwell, Chair, Audit Risk & Improvement Committee. Mr Maxwell presented the Audit Risk & Improvement Committee Annual Report for 2018/19.

236/10/19 **Resolved** on the motion of Councillors Smith and Chirgwin that the contents of the Audit Risk & Improvement Committee Annual Report, 2018/19 be noted.

At 10.17am Mr Maxwell departed the meeting.

This is page 1 of 9 of the Minutes of the Ordinary Meeting of Council held on Tuesday 29 October 2019.

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

NOTICE OF MOTION

COLEAMBALLY FIRE HYDRANTS INSPECTION

SC253

237/10/19 Resolved on the motion of Councillors Chirgwin and Black that all fire hydrants within Murrumbidgee Council Local Government Area be inspected annually and repaired where required. Further, a report be brought to Council regarding the water lines servicing the hydrants, their condition and the ability to provide adequate water in an emergency.

MAYOR'S REPORT

The Mayor welcomed Samantha Star, Drought Support Worker to Council's employ.

238/10/19 Resolved on the motion of Councillors Bryce and Curphey that the information contained in the Mayoral Report be noted.

GENERAL MANAGER'S REPORT

SALE OF RESIDENTIAL LAND, COLEAMBALLY

SC88

Cr Chirgwin declared her pecuniary interest in this item and departed the building.

239/10/19 Resolved on the motion of Councillors Curphey and Bryce that the Common Seal of Council be affixed to documents relating to the sale of residential land, being 14, 16, 18 and 19 Curlew Crescent, Coleambally to Coleambally Irrigation Co-Operative Limited.

Councillor Chirgwin returned to the meeting.

SALE OF RESIDENTIAL LAND, COLEAMBALLY

SC88

240/10/19 Resolved on the motion of Councillors Curphey and Smith that the Common Seal of Council be affixed to documents relating to the sale of residential land, being 12 Curlew Crescent, Coleambally to Jeremy Michael Mannes.

REQUEST TO SUSPEND ALCOHOL FREE ZONE FOR 2020 AUSTRALIA DAY CELEBRATIONS **SC5**

241/10/19 **Resolved** on the motion of Councillors Curphey and Bryce that Council resolve to:

1. 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, 2020;
2. Allow the prohibition signs to be covered during the period of the celebrations;
3. Notify the local Police; and
4. Advertise Council's action.

OFFICE CLOSURE – CHRISTMAS/NEW YEAR **SC218**

242/10/19 **Resolved** on the motion of Councillors Curphey and Chirgwin that Murrumbidgee Council administrative offices be closed for the Christmas/New Year period from 12.00pm Tuesday 24 December, 2019, to re-open Thursday 2 January, 2020, a total of 3 ½ days special leave.

SBS RETRANSMISSION SERVICE **SC171**

243/10/19 **Resolved** on the motion of Councillors Black and Gilbert that Council not upgrade the operational equipment, the service provision be discontinued, and the apparatus licence required for the SBS radio retransmission service be cancelled.

SHIPPING CONTAINER POLICY **SC49**

244/10/19 **Resolved** on the motion of Councillors Chirgwin and Bryce that the draft Shipping Container Policy be adopted.

JERILDERIE PRE-SCHOOL LONG DAY CARE CENTRE **SC138**

245/10/19 **Resolved** on the motion of Councillors Brown and Black that Council agree to fund and construct the car parking required for the proposed Jerilderie Pre-School and Long Day Care Centre, including the on street spaces, should the Development Application be approved.

.....General ManagerMayor

REINSTATEMENT OF ALCOHOL FREE ZONES

SC100

246/10/19 **Resolved** on the motion of Councillors Bryce and Chirgwin that the alcohol free zones be re-established in the following streets:

1. Darlington Point: CWA Park, Shire Hall & Basketball Court, Carrington Street;
2. Jerilderie: Jerilderie Street, between Bolton and Kennedy Streets, Powell Street in its entirety, Wood Street between Jerilderie and Mahonga Streets; and Luke Park and the lake foreshore;

The zones remain in force for a period of 4 years, commencing on the 7th day after public notification (13 November 2019 until 12 November 2024) has been given in the local print media.

WAVING OF CONTRIBUTION LEVY

SC212

247/10/19 **Resolved** on the motion of Councillors Black and Smith that the Developer Contribution Levy for the proposed Conference Centre development at Altina Wildlife Park, Darlington Point be waived.

OFFER FOR GRANT OF LICENCE DARLINGTON POINT BOAT RAMP

SC193

248/10/19 **Resolved** on the motion of Councillors Curphey and Black that the Common Seal of Council be affixed to documentation relating to the issue of a licence to operate the Darlington Point Boat Ramp.

COMMITTEE MINUTES

TRAFFIC COMMITTEE MEETING 10 OCTOBER 2019

SC20

249/10/19 **Resolved** on the motion of Councillors Black and Smith that the information contained in the Traffic Committee Minutes be noted.

JERILDERIE TIDY TOWNS COMMITTEE MEETING 5 SEPTEMBER 2019

SC21

250/10/19 **Resolved** on the motion of Councillors Bryce and Smith that the information contained in the Jerilderie Tidy Towns Committee Minutes be noted.

HERITAGE DARLINGTON POINT COMMITTEE MEETING 29 SEPTEMBER 2019

SC24

251/10/19 **Resolved** on the motion of Councillors Chirgwin and Curphey that the information contained in the Heritage Darlington Point Committee Minutes be noted.

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..... General Manager Mayor

**RIVERINA SPRAY DRIFT STAKEHOLDER GROUP MEETING MINUTES
5 SEPTEMBER 2019** **SC92**

252/10/19 **Resolved** on the motion of Councillors Brown and Black that the information contained in the Riverina Spray Drift Stakeholder Group Minutes be noted.

ITEMS FOR INFORMATION

MONTHLY CASH & INVESTMENT REPORT – SEPTEMBER 2019 **SC133**

253/10/19 **Resolved** on the motion of Councillors Brown and Smith that Council receive this report and note the Monthly Cash & Investment Report containing the bank balances and investment schedule to 30 September 2019.

**RATES AND ANNUAL CHARGES COLLECTION REPORT –
SEPTEMBER 2019** **SC165**

254/10/19 **Resolved** on the motion of Councillors Chirgwin and Smith that the information contained in the Rates and Annual Charges Collection Report as at 30 September 2019 be noted.

STRONGER COMMUNITIES FUND – SEPTEMBER 2019 **SC137**

255/10/19 **Resolved** on the motion of Councillors Smith and Brown that the information contained in the Stronger Communities Fund September 2019 Report be noted.

NEW COUNCIL IMPLEMENTATION FUND – SEPTEMBER 2019 **SC59**

256/10/19 **Resolved** on the motion of Councillors Smith and Curphey that the information contained in the New Council Implementation Fund Report – September 2019 be noted.

LOAN BORROWINGS AS AT 30 SEPTEMBER 2019 **SC214**

257/10/19 **Resolved** on the motion of Councillors Chirgwin and Smith that the information contained in the Loan Borrowings Report as at 30 September 2019 be noted.

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.....General ManagerMayor

DROUGHT SUPPORT OFFICER MONTHLY REPORT

SC136

258/10/19 **Resolved** on the motion of Councillors Brown and Smith that the information contained in the Drought Support Officer Monthly Report be noted.

DEVELOPMENT APPLICATION APPROVED UNDER DELEGATION, SEPTEMBER 2019 **SC210**

259/10/19 **Resolved** on the motion of Councillors Black and Smith that the information contained in the Development Application Approved Under Delegation Report, September 2019 be noted.

Drought Support Officer Samantha Star departed the meeting.

ASSET MANAGER MONTHLY REPORT

SC218

260/10/19 **Resolved** on the motion of Councillors Curphey and Brown that the information contained in the Asset Manager Monthly Report be noted, and:

1. Council note the MIA Zone Bushfire Management Committee Meeting Minutes, MIA District Ignition Prevention Plan and MIA District Ignition Prevention Working Group Charter;
2. Council note the Minutes of the Murrumbidgee Local Emergency Management Committee meeting;
3. Council note the Minutes of the Darlington Point Floodplain Risk Management Study and Plan - Inception Meeting.

BIOSECURITY / SALEYARDS / TRUCKWASH / STOCK CONTROL – OCTOBER 2019 **SC92**

261/10/19 **Resolved** on the motion of Councillors Curphey and Chirgwin that the information contained in the Biosecurity, Saleyards, Truckwash and Stock Control Report be noted.

WORKS IN PROGRESS 18/09/19 TO 18/10/19

SC218

262/10/19 **Resolved** on the motion of Councillors Black and Smith that the information contained in the Works in Progress Report be noted.

Mr Alan Searle, Human Resources & Industrial Relations Officer, was introduced to Council by Deputy Mayor Cr Robert Black.

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..... General Manager Mayor

ITEMS WITHOUT NOTICE

GENERAL MANAGER'S MONTHLY REPORT **SC218**

STRONGER COMMUNITIES FUND – YAMMA HALL UPGRADE
SC137 / SC80

REQUEST TO SUSPEND ALCOHOL FREE ZONE – CHRISTMAS EVENT
SC100

263/10/19 **Resolved** on the motion of Councillors Smith and Chirgwin that these Items Without Notice be accepted as they require resolution before the next scheduled meeting.

GENERAL MANAGER'S MONTHLY REPORT **SC218**

264/10/19 **Resolved** on the motion of Councillors Curphey and Gilbert that the bore to Tiddalik Wetlands be turned off and secured.

265/10/19 **Resolved** on the motion of Councillors Curphey and Gilbert that Council deny the request for release of \$6,000 from the \$10,000 budgetary vote to place machinery into Tiddalik Wetlands to clear cumbungi.

266/10/19 **Resolved** on the motion of Councillors Bryce and Brown that Council appoint Stephen Goodsall as Local Emergency Management Officer, William Wade and Johann Pereira as Deputy Local Emergency Management Officers in accordance with the State Emergency and Rescue Management Act 1989;

267/10/19 **Resolved** on the motion of Councillors Chirgwin and Curphey that Council approve the 10-year increments for the Staff Recognition Policy.

268/10/19 **Resolved** on the motion of Councillors Bryce and Gilbert that swimming pool admission fees for the 2019/20 season be set at zero, with Council's Media & Communications Officer and Manager, Corporate & Community Services to apply for grant funds for facility usage fees (entry fees) under the Community Swimming Grants Program.

STRONGER COMMUNITIES FUND – YAMMA HALL UPGRADE
SC137 / SC80

269/10/19 **Resolved** on the motion of Councillors Smith and Bryce that Council undertake upgrading of the toilets and kitchen at Yamma Hall at a proposed cost of \$150,000, with funding to be sourced from the Stronger Communities Fund for \$120,000 and Development Contributions Levy Reserve for \$30,000.

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 General Manager Mayor

**REQUEST TO SUSPEND ALCOHOL FREE ZONE – CHRISTMAS EVENT
SC100**

270/10/19 Resolved on the motion of Councillors Curphey and Bryce that Council resolve to:

1. Allow the prohibition on the consumption of alcohol in CWA Park, Darlington Point to be lifted from 4.00pm to 10.00pm on 7 December 2019;
2. Allow the prohibition signs to be covered during the period of the celebrations;
3. Notify the local Police; and
4. Advertise Council's action.

CONFIDENTIAL ITEMS

**TENDER 11-2020 – ALTERATIONS AND ADDITIONS TO EXISTING
TOILET/AMENITIES BUILDING AT DARLINGTON POINT OVAL, KING
STREET, DARLINGTON POINT SC250**

271/10/19 Resolved on the motion of Councillors Chirgwin and Smith 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:-

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- (d) Commercial information of a confidential nature that would, if disclosed:
 - i. Prejudice the commercial position of the person who supplied it;
 - iii. Reveal a trade secret.

STRATEGIC ACQUISITION OF LAND SC87

272/10/19 Resolved on the motion of Councillors Chirgwin and Smith 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:-

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- (d) commercial information of a confidential nature that would, if disclosed:
 - ii. Confer a commercial advantage on a competitor of the Council;
 - iii. Reveal a trade secret.

Council closed its meeting to the public at 1.00pm and members of the public vacated the Chambers.

TENDER 11-2020 – ALTERATIONS AND ADDITIONS TO EXISTING TOILET/AMENITIES BUILDING AT DARLINGTON POINT OVAL, KING STREET, DARLINGTON POINT SC250

273/10/19 Resolved on the motion of Councillors Gilbert and Curphey that Tender 11-2020 for alterations and additions to existing toilet/amenities building at Darlington Point Oval be awarded to Kennedy Builders in accordance with clause 178 (I) (a) of the Local Government (General) Regulation 2005 and based on criteria within the comparative tender assessment worksheet as completed by the Tender Assessment Panel.

STRATEGIC ACQUISITION OF LAND SC87

274/10/19 Resolved on the motion of Councillors Curphey and Smith that staff investigate the opportunities provided by a strategic land bank and report any available land with strategic potential for purchase.

There being no further business, the meeting closed at 1.20pm.

.....
 Cr R E McRae
MAYOR

..... General Manager Mayor