

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL
HELD IN THE COMMUNITY HALL, COLEAMBALLY
ON TUESDAY 12 SEPTEMBER 2023 COMMENCING 11.00AM**

ACKNOWLEDGEMENT OF COUNTRY

Mayor McRae paid respect to the traditional custodians of the lands and waters of Murrumbidgee Local Government Area, and to all Aboriginal Elders, past and present and emerging.

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, OAM (Mayor) , R Black (Deputy Mayor), F Bryce, T Mauger, C Chirgwin, T Strachan, R Curphey, G Gilbert and J Saxvik.

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

APOLOGIES

NIL

CONFIRMATION OF MINUTES

140/09/23 **Resolved** on the motion of Councillors Curphey and Saxvik that the Minutes of the Ordinary Meeting of Council held on 22 August 2023, as printed and circulated, be confirmed.

CARRIED

PECUNIARY INTEREST DECLARATIONS

A pecuniary interest declaration was received from Councillor Mauger in relation to item 7 – Proposed Road Closure and Proceed to Sale – Hornemans Lane

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.....General ManagerMayor

NOTICE OF RESCISSION

NIL

NOTICE OF MOTION

NIL

OFFICERS' REPORTS FOR CONSIDERATION

ELECTION OF MAYOR & DEPUTY MAYOR

141/09/23 **Resolved** on the motion of Councillors Bryce and Saxvik that:

- (a) the method of election for the Office of Mayor and Deputy Mayor be by way of ordinary ballot; and
- (b) The Mayor and Deputy Mayor be elected for the period until the next ordinary election of Councillors, but not exceeding 2 years.

Election

The General Manager, as Returning Officer for the Mayoral election, advised that one nomination had been received for the Office of Mayor, that being Councillor Ruth McRae.

The Returning Officer announced that Councillor McRae be duly declared elected to the Office of Mayor of Murrumbidgee Council, for the period until the next ordinary election of Councillors, but not exceeding 2 years.

The Returning Officer advised that one nomination had been received for the Office of Deputy Mayor, being Councillor Robert Black.

The Returning Officer announced that Councillor Black be duly declared elected to the Office of Deputy Mayor of Murrumbidgee Council for the period until the next ordinary election of Councillors, but not exceeding 2 years.

Mayor McRae, OAM and Deputy Mayor Black extended their appreciation on their election.

CARRIED

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.....General ManagerMayor

MAYORAL REPORT

SC217

142/09/23 **Resolved** on the motion of Councillors Mauger and Black that the information contained in the Mayoral Report be noted.

CARRIED

DELEGATES' REPORTS

NIL

COUNCIL MEETINGS 2023/24

SC218

143/09/23 **Resolved** on the motion of Councillors Chirgwin and Curphey that:

- a) Council schedule monthly Council meetings for the fourth Tuesday of October; third Tuesday of November 2023 and fourth Tuesdays of February 2024 to September 2024;
- b) Council meetings commence at 2.00pm;
- c) The meeting venues alternate between Jerilderie, Darlington Point and Coleambally, as follows:
Jerilderie - October, 2023 February, May, August 2024
Darlington Point - November 2023; March, June, September 2024
Coleambally - December 2023; April, July 2024
- d) The December Ordinary Meeting of Council be held on Friday 8 December 2023, commencing 11.00am, followed by the Councillor/staff annual meeting and Christmas Party to be held at the Coleambally Community Club commencing 1.00pm.

CARRIED

APPOINTMENT OF DELEGATES TO COUNCIL COMMITTEES

SC64

144/09/23 **Resolved** on the motion of Councillors Bryce and Strachan that Council representatives, as detailed in the table, be appointed to Standing and Special Committees, Section 355 Committees, Advisory, External and Internal Committees:

Standing and Special Committees of Council	
Committee Name	Councillor Representation
Internal Audit, Risk & Improvement Committee	Cr Black and 2 independents-at least one with financial expertise
General Manager's Review Committee	Mayor and Deputy Mayor

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.....General ManagerMayor

Traffic Committee	Cr Black (Chair) (alternate Cr Curphey) Voting Delegate – Director of Infrastructure, Tom Dimec Samantha Star to represent Member for Murray, Helen Dalton MP
Local Emergency Management Committee	Cr Black (alternate Cr McRae)

Section 355 Committees of Council	
Committee Name	Councillor Representation
Coleambally Australia Day Committee	Cr Chirgwin
Jerilderie Australia Day Committee	Cr McRae, Cr Bryce
Coleambally Townlife Committee	Cr Chirgwin, Cr Strachan
Darlington Point Townlife / Australia Day Committee	Cr Saxvik
Heritage Darlington Point	Cr Saxvik
Balmeringa Management Committee	Cr Bryce
Central Coree Sports Complex Management Committee	Cr Mauger
Yamma Recreation Reserve Management Committee	Cr Chirgwin
Jerilderie Tidy Towns Committee	Cr Bryce, Cr McRae

Advisory Committee	
Committee Name	Councillor Representation
Monash Park Users	Cr Mauger, Cr McRae
Coleambally Sports Precinct Advisory Committee	Cr Black (alternate Cr Chirgwin and Cr Strachan)
Boat Ramp Darlington Point-Advisory Committee	Cr Curphey, Cr Saxvik and Cr Gilbert
Darlington Point Master Landuse Plan Advisory Committee	Mayor, Cr Curphey, Cr Gilbert, Cr Saxvik
Darlington Point Caravan Park Committee	Mayor, Cr Saxvik, Cr Gilbert
Darlington Point Floodplain Risk Management Committee (formerly DP Levee Committee)	Cr Curphey, Cr Gilbert, Cr Saxvik

External Committees with Council Representation	
Committee Name	Councillor Representation
CICL/Coleambally Environmental and Reference Committee (CERC)	Cr McRae (3 year term from 1 July 2020)
Kidman Way Promotional Committee	Cr McRae (voting delegate) (alternate Cr Chirgwin)
Newell Highway Promotional Committee	Mayor (alternate Deputy Mayor)

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.....General ManagerMayor

Newell Highway Taskforce Committee	Mayor (alternate Deputy Mayor)
Berrigan Jerilderie Community Network	Cr McRae
Murray Darling Association	Mayor (alternate Deputy Mayor)
Western Riverina Libraries Committee	Cr Chirgwin (voting delegate)
South West Zone Library Committee	Cr Bryce
The Riverina (Thrive Riverina)	Cr McRae
Roads and Maritime Services Consultative Committee	Mayor (alternate Deputy Mayor)
RAMJO	Mayor (alternate Deputy Mayor)
Riverina Valleys Spot On Spray Group	Cr Mauger (alternate Cr Black)
Western Region Joint Planning Panel	Mayor and Deputy Mayor (this is a 3 year appointment - 23 December 2021 to 22 December 2024)

Internal Council Committee	
Committee Name	Councillor Representation
Scholarship Committee	Council as a whole
Community Grants Committee	Council as a whole

CARRIED

GENERAL MANAGER'S MONTHLY REPORT

SC218

145/09/23 **Resolved** on the motion of Councillors Strachan and Chirgwin that the information contained in the General Manager's Monthly Report be noted, and:

1. a) The General Manager be authorised to commence, and ultimately finalise, the process of assuming the management of the Jerilderie Early Learning Centre, taking on all the assets, liabilities and staff of the Centre and incorporated association (Jerilderie Pre School Kindergarten Inc.);
b) Further, to allocate in the 2023-24 Council budget at the quarterly budget review (end quarter September 2023) \$250,000 to enable the transition and continued operation of the service;
2. Council determines that the number of Councillors for the next term of office remain at 9, comprising of 3 Councillors for each of the three wards;
3. Council adopt the General Manager's Performance Appraisal criteria document, setting out key performance indicators Council wishes the General Manager to achieve.

CARRIED

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.....General ManagerMayor

IT SECURITY POLICIES

SC49

146/09/23 **Resolved** on the motion of Councillors Curphey and Saxvik that the draft Cyber Security Policy, IT Security Policy, and Access Control Policy be adopted.

CARRIED

YOUNG STREET SUBDIVISION - WATER MAIN PROPOSAL SC610

147/09/23 **Resolved** on the motion of Councillors Curphey and Strachan that Council proceed with the design and construction of the water supply pipeline to the Young Street subdivision.

CARRIED

PROPOSED ROAD CLOSURE AND PROCEED TO SALE - HORNEMAN LANE SC177

Councillor Mauger declared his pecuniary interest in this item and departed the building.

148/09/23 **Resolved** on the motion of Councillors Curphey and Gilbert that:

1. Council, as Roads Authority, close the road reserve as indicated in attachment # 6 Plan No 23/10100, DP229005 and DP756391 Horneman Lane, Logie Brae, between Duncans Road and Rolfe Road, by a notice published in the Government Gazette;
2. Council authorise the sale of the closed road to Agosta Nominees Pty Ltd for \$23,520.00 (plus GST) provided that the land comprised in the closed road, at DP229005 and DP756391, is consolidated into one (1) lot;
3. All costs associated with the road closure be borne by Agosta Nominees Pty Ltd; and
4. The Common Seal of Council be affixed to any document requiring to be sealed, and delegate to the General Manager authority to sign any documentation necessary to give effect to this resolution.

CARRIED

Councillor Mauger returned to the meeting.

REVISED TREE MANAGEMENT POLICY

SC49

149/09/23 **Resolved** on the motion of Councillors Curphey and Chirgwin that the revised Tree Management Policy be adopted.

CARRIED

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.....General ManagerMayor

CHANGE TO PREVIOUS TENDER - 3 x TORO 4 WHEEL DRIVE MOWERS **SC171**

150/09/23 **Resolved** on the motion of Councillors Strachan and Gilbert that in relation to Vendor Panel Tender (reference VP301859), Council endorse the recommendation from the Plant Committee to:

1. Accept delivery of one (1) only Toro Groundsmaster® 4010-D 4 wheel drive mower;
2. Advise Toro we no longer wish to take delivery of the additional two (2) mowers, due to prolonged delays in delivery times;
3. Source quotations for the supply and delivery of two x 72" deck mowers.

CARRIED

COMMUNITY ENGAGEMENT - PROPOSED ROAD CLOSURE, COLEAMBALLY SPORTS PRECINCT **SC84; SC177**

151/09/23 **Resolved** on the motion of Councillors Black and Bryce that Council proceed with the proposed design and construction of the Coleambally Sports Precinct car park, with the access road between the netball courts and change rooms to remain open.

CARRIED

IAN SNEDDON TWO RIVERS CHARITY TRACTOR RUN **SC26**

152/09/23 **Resolved** on the motion of Councillors Black and Gilbert that Council endorse the Ian Sneddon Two Rivers Charity Tractor Run 17 - 23 March 2024.

CARRIED

SIR JOHN MONASH SCULPTURE - OFFICIAL UNVEILING **SC26; SC197**

153/09/23 **Resolved** on the motion of Councillors Black and Bryce that Council endorse the Monash sculpture official unveiling on Sunday 5 May 2024.

CARRIED

REPORTS/MINUTES OF COUNCIL COMMITTEES

NEWELL HIGHWAY TASKFORCE COMMITTEE MEETING MINUTES

SC12

154/09/23 **Resolved** on the motion of Councillors Bryce and Chirgwin that the information contained in the Minutes of the Newell Highway Taskforce Committee Meeting 8 August 2023, be noted.

CARRIED

MURRUMBIDGEE COUNCIL TRAFFIC COMMITTEE MEETING MINUTES

SC20

155/09/23 **Resolved** on the motion of Councillors Black and Curphey that the information contained in the Murrumbidgee Council Traffic Committee Meeting Minutes be noted.

CARRIED

OFFICERS' REPORTS FOR NOTING

MONTHLY INVESTMENT REPORT – AUGUST 2023

SC133

156/09/23 **Resolved** on the motion of Councillors Saxvik and Black that Council note the monthly Investment Report identifying all money Council has invested under Section 625 of the Local Government Act 1993.

CARRIED

2022/23 DELIVERY PROGRAM REVIEW

SC241

157/09/23 **Resolved** on the motion of Councillors Strachan and Curphey that the progress report on the Murrumbidgee Council Delivery Program to 30 June 2023, be received as information.

CARRIED

DEVELOPMENT APPLICATION APPROVED UNDER DELEGATION, AUGUST 2023

SC210

158/09/23 **Resolved** on the motion of Councillors Black and Chirgwin that the information contained in the Development Application Approved Under Delegation August 2023 Report be noted.

CARRIED

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.....General ManagerMayor

CONFIDENTIAL ITEMS

TENDER - SUPPLY, REGISTRATION AND DELIVERY OF CABIN AND CHASSIS 4.5 TONNE SC657

159/09/23 **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) (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) commercial information of a confidential nature that would, if disclosed:
 - i) prejudice the commercial position of the person who supplied it.

CARRIED

TENDER – SUPPLY, REGISTRATION AND DELIVERY OF CABIN AND CHASSIS 6.5 TONNE C657

160/09/23 **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) (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) commercial information of a confidential nature that would, if disclosed:
 - i) prejudice the commercial position of the person who supplied it.

CARRIED

TENDER - SUPPLY, REGISTRATION AND DELIVERY OF 11 TONNE TIPPER SC657

161/09/23 **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) (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) commercial information of a confidential nature that would, if disclosed:
 - i) prejudice the commercial position of the person who supplied it.

CARRIED

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.....General ManagerMayor

**TENDER - SUPPLY, REGISTRATION, AND DELIVERY OF 30-TONNE
DROP DECK WIDENING LOW LOADER SC653**

162/09/23 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) (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) commercial information of a confidential nature that would, if disclosed:
- i) prejudice the commercial position of the person who supplied it.

CARRIED

Council closed its meeting to the public at 12.22pm. Recording was stopped.

**TENDER - SUPPLY, REGISTRATION AND DELIVERY OF CABIN AND
CHASSIS 4.5 TONNE SC657**

163/09/23 Resolved on the motion of Councillors Gilbert and Strachan that:

1. Council endorse the recommendation of the Tender Evaluation Team and accepts the tender from Daimler Trucks Wagga for the purchase of Fuso Canter 515 Wide Cab MWB for \$95,439.98 (excluding GST) – Vendor Panel VP373899
2. Contract documents and any other associated documents, be executed on behalf of the Council in accordance with cl. 165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's representative.

CARRIED

**TENDER – SUPPLY, REGISTRATION AND DELIVERY OF CABIN AND
CHASSIS 6.5 TONNE SC657**

164/09/23 Resolved on the motion of Councillors Gilbert and Strachan that:

1. Council endorses the recommendation of the Tender Evaluation Team and accepts the tender from Wagga Trucks for the purchase of 2 x New Hino 716 Tipper Pro 300 for \$75,436.12 each, totalling \$150,872.24 (excluding GST) – Vendor Panel VP373902;
2. Contract documents and any other associated documents be executed on behalf of the Council in accordance with cl.165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's representative.

CARRIED

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.....General ManagerMayor

**TENDER - SUPPLY, REGISTRATION AND DELIVERY OF 11
TONNE TIPPER SC657**

165/09/23 Resolved on the motion of Councillors Chirgwin and Black that:

1. Council endorse the recommendation of the Tender Evaluation Team and accept the tender from Blacklocks Wodonga for the purchase of Isuzu F series FRR 110-260 Auto MWB for \$149,402.00 (excluding GST) - Vendor Panel VP373904
2. Contract documents, and any other associated documents, be executed on behalf of Council in accordance with cl. 165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's representative.

CARRIED

**TENDER - SUPPLY, REGISTRATION, AND DELIVERY OF 30-TONNE
DROP DECK WIDENING LOW LOADER SC653**

166/09/23 Resolved on the motion of Councillors Black and Gilbert that:

1. Council endorse the recommendation of the Tender Evaluation Team and accept the tender from Midland Industries Pty Ltd for the purchase of Model GA: ST-3 - Tri Axle drop deck widening low loader for \$221,004.66 (excluding GST) - Tender Reference RFT0002/2023;
2. Contract documents and any other associated documents be executed on behalf of Council in accordance with cl.165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's Representative.

CARRIED

167/09/23 Resolved on the motion of Councillors Bryce and Chirgwin that open Council resume.

At 12.40pm the meeting re-opened to the public. Recording resumed.

The Mayor informed the meeting of **Resolutions 163/09/23, 164/09/23, 165/09/23, 166/09/23**, as adopted in the Confidential section of the meeting.

Prior to the conclusion of the meeting, Mayor Ruth McRae:

- 1) congratulated the Jerilderie 4ths football team on their grand final win on Saturday in the Picola District Football Netball League;
- 2) wished the Darlington Point Coleambally Senior Rugby League Team good luck in the grand final this coming weekend.

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.....General ManagerMayor

Deputy Mayor Robert Black informed Council that Coleambally's Police Office Tony Leadbitter will be vacating his position before the end of year. It is expected this vacancy will be advertised shortly. Council wished Tony and his wife Elle all the best for the future.

There being no further business, the meeting closed at 12.50pm.

.....
Cr R E McRae OAM
MAYOR

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..........General ManagerMayor