



Minutes

Ordinary Council Meeting

19 January 2016



Minutes to the 19 January 2016 Ordinary Meeting of Council

CONFIRMED

At the 16 February 2016 Ordinary Meeting of Council

The Mayor declared the meeting opened at **5.01pm** and welcomed the Councillors, Staff, Media and Members of the Gallery.

The Chief Executive Officer conducted the Meeting Commencement Housekeeping, advising of Council's Work, Health and Safety (WHS) Evacuation Plan and location of the Amenities.

Disclosure of Political Donations

The Chief Executive Officer advised those present, of the legislative requirement for Disclosure of Political Donations:

.....The Environmental Planning and Assessment Act 1979, Section 147 requires a person submitting planning applications or submissions regarding a planning application, to disclose any reportable political donation and/or gifts to any local Councillor or employee of Council. Reportable political donations include those of, or above, \$1,000. The Disclosure Statement forms are available on Councils website or from the Customer Service Centre and must be lodged in accordance with the Act.....

✚ There were no Disclosure of Political Donations received by the Chairperson.

PRESENT

Councillors J Clarke (Mayor), G Eipper (Deputy Mayor), B Mayne, W Hall, K Morris, J Howard and J Lee

Also in attendance were the Chief Executive Officer – J Charlton; the Acting Deputy General Manager Infrastructure – R Lloyd; the Deputy General Manager Corporate and Community - M Hiscox; the Administration Assistant to the Office of the CEO – J Bartley and the Personal Assistant to Mayor & Chief Executive Officer – V Maher.

APOLOGIES

**** Cr Kschenka tendered prior notification of his Apology for today's meeting due to unexpected business and family commitments.*

16/1 RESOLVED

That Council accept the Apology tendered by Cr Kschenka and that Leave of Absence be granted.

Moved: Cr Howard

Seconded: Cr Lee

CARRIED

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PUBLIC QUESTION TIME

 *No Requests for Public Question Time*

PRESENTATIONS

 *No Presentations for this meeting*

DECLARATIONS OF INTEREST

*** *Cr Lee declared a Pecuniary Interest in Item 3.3 & Addendum 3.3-1 - Arts & Community Centre Committee Meeting as he is the owner of the property next door and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Hall declared a Non-Significant Non Pecuniary Interest in Item 6.1 - Narrandera Business Centre Master Plan Detailed Design as he is a property owner and will leave the Chambers during discussions and voting on this matter.*

CONFIRMATION OF MINUTES

16/2 RESOLVED

That the Minutes of the Ordinary Meeting of Narrandera Shire Council held on Wednesday 9 December 2015 and as contained in the minute numbers 15/289 to 15/308 (a copy having been circulated to Councillors) are hereby **Confirmed**.

Moved: Cr Mayne

Seconded: Cr Morris

CARRIED

BLOCK RESOLUTION

*** *At this point the below item numbers were considered for a block resolution by Council. Councillors were afforded the opportunity to remove any of the items listed if it was felt that debate was warranted.*

16/3 RESOLVED

That Council receive and note the below item numbers and resolved under a Block Resolution and adopt the respective recommendations contained therein.

1.1, 3.1, 8.1, 9.1.1, 9.2.1, 9.2.2, 9.2.3, 9.2.4

CONFIRMED

At the 16 February 2016 Ordinary Meeting of Council

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

MAYORAL REPORT - 1

ITEM No: 1.1

SUBJECT: DECEMBER – JANUARY MAYORAL REPORT

16/3 RESOLVED BLOCK VOTE

That the December - January Mayoral Report be received and that the contents throughout be noted.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

ITEM No: 1.2

SUBJECT: DELEGATE'S REPORT - ATTENDANCE AT THE ANNUAL
NSW PUBLIC LIBRARIES ASSOCIATION CONFERENCE
AND AGM

16/4 RESOLVED

That Council Receive and Note the information provided in the report on attendance at the NSW Public Libraries Association Conference and AGM held 17-19 November 2015 at the Australian Technology Park, Redfern.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

NOTICES OF MOTION - 2

ITEM No: 2.1

SUBJECT: HYDROTHERAPY POOL FACILITY

16/5 RESOLVED

That Council:

1. Include investigating the development of a Hydrotherapy Pool Facility into the process for developing the Narrandera Shire Positive Ageing Strategy with the Strategy to be completed by 30 June 2016.
2. Urgently investigate the development of a Heated Pool Facility and suitable site and that the \$1.1 million dollars or 30% less the \$25,000 from the sale of Teloca House to be held in trust until such investigation is held. The \$25,000 is to be used for the Positive Aging Strategy for the Shire.

Moved: Cr Clarke

Seconded: Cr Howard

CARRIED

COMMITTEE REPORTS - 3

ITEM NO: 3.1
**SUBJECT: STATUTORY AND SECTION 355 COMMITTEES -
MINUTES AS INFORMATION THAT REQUIRE COUNCILS
ENDORSEMENT**

16/3 RESOLVED BLOCK VOTE

That Council receive and note, for information, the Minutes of the following Committee Meetings:

3.1-1	Sportsground Advisory Committee	10 December 2015
3.1-2	Lake Talbot Advisory Committee	10 December 2015
3.1-3	Food Bowl Inland Rail Alliance (FBIRA) Taskforce	11 December 2015
3.1-4	Australia Day Planning Committee	14 December 2015
3.1-5	John O'Brien Festival Organising Committee	4 January 2016

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

ITEM NO: 3.2
SUBJECT: MINUTES – NOXIOUS WEEDS ADVISORY COMMITTEE
MEETING DATE: 15 December 2015

16/6 RESOLVED

That Council receive and note the Minutes of the Noxious Weeds Committee Meeting of 19 December 2015 and adopt the following recommendation.

RECOMMENDATION:

That Council approach local members to increase grant funding given the increase in weed activity.

Moved: Cr Eipper

Seconded: Cr Morris

CARRIED

*** At this point, time being 5.10pm, Cr Lee after earlier declaring an Interest in Item 3.3 vacated the Chambers during discussions and voting on the matter.*

ITEM NO: 3.3
**SUBJECT: MINUTES - ARTS AND COMMUNITY CENTRE
COMMITTEE**
MEETING DATE: 4 January 2016

16/7 RESOLVED

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That Council receives and notes the Minutes of the Narrandera Arts & Community Centre Working Party Committee Meeting of 4 January 2016 and adopts the following recommendation:

RECOMMENDATION ITEM 6:

That Council endorses the Draft Management Plan to be placed on Public Exhibition for 28 days prior to adoption by Council.

Moved: Cr Hall

Seconded: Cr Mayne

CARRIED

ADDENDUM to General Business point 2 Painting of Kitchen

Recommendation GB2 as per Minutes

GENERAL BUSINESS:

2. Painting of Kitchen

Concerns expressed on the colour of the kitchen being in heritage not being practical.

RECOMMENDATION GB2:

That the Narrandera Arts & Community Centre kitchen be painted in White and not the Heritage Colours used throughout the rest of the building.

Moved: Sue Foley

Seconded: Michael Pieper

CARRIED

UPDATE

Following the committee meeting on Monday 4 January, members of the committee were canvassed for their view on the painting colour for the kitchen.

The result was that the majority of the committee members approved:

- The Ceiling, Cornice and Ceiling Rose is Lexicon Half, which is white
- The Walls are Antique White, which is a warm white
- The Doors and Windows are Buff It & China White, the same as the other rooms
- Salt Blue has been removed from the colour scheme.

This outcome replaces Recommendation GB2 that was made at the meeting.

*** At this point, time being 5.14pm, Cr Lee returned to the Chambers and re-joined the meeting.*

SECTION 4

A Strong and Resilient Community and Sustainable Environment – Reports

 No Reports Listed for Section 4

SECTION 5

A Growing Economy – Reports

 No Reports Listed for Section 5

SECTION 6

Quality and Sustainable Infrastructure – Reports

*** At this point, time being 5.15pm, Cr Hall after earlier declaring an Interest in Item 6.1 vacated the Chambers during discussions and voting on the matter.*

ITEM NO: 6.1
**SUBJECT: NARRANDERA BUSINESS CENTRE MASTER PLAN
DETAILED DESIGN**

16/8 RESOLVED

That Council:

1. Endorse the Community/Stakeholder Engagement Strategy for the Narrandera Business Centre Master Plan – Detailed Design.
2. Endorse the continuation of the Narrandera Business Centre Master Plan Stakeholder Reference Group.
3. Give approval to affix the Common Seal of Council, if required, to any future documentation necessary relating to this matter.

Moved: Cr Morris

Seconded: Cr Lee

CARRIED

*** At this point, time being 5.16pm, Cr Hall returned to the Chambers and re-joined the meeting.*

ITEM NO: 6.2
**SUBJECT: REQUEST FOR FINANCIAL ASSISTANCE – NARRANDERA
LANDCARE – HISTORIC RAIL BRIDGE AT GILLENBAH**

16/9 RESOLVED

That Council agree to provide funding of \$5,000 to assist Landcare Narrandera Incorporated undertake a Scoping/Engineering study for the Conversion of the Historic Rail Bridge at Gillenbah into Walkway and Bicycle Route.

CONFIRMED

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Moved: Cr Hall

Seconded: Cr Mayne

CARRIED

The following Motion was Moved:

That Item 6.2 Lay on the Table for a report to be returned to the 16 February 2016 Ordinary Council meeting with further information provided.

Moved: Cr Howard

Seconded: Cr Lee

LOST

The **Original Motion** was **Put** and **CARRIED**

ITEM NO: 6.3

SUBJECT: TENDER T-15/16-3 - WINNING AND CRUSHING OF GRAVEL

16/10 RESOLVED

That Council:

1. That Council award the Gravel Winning and Crushing tender to Millbrae Quarries for the period of January 2016 to June 2016.
2. Retain the option to utilise the alternative tender submitted by Calvani Crushing, if Millbrae Quarries is unavailable due to other commitments.
3. Approval is given to affix the Common Seal of Council, if required, to this any future documentation necessary relating to this matter.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 6.4

SUBJECT: TENDER T-15/16-2
INTEGRATED WATER CYCLE MANAGEMENT STRATEGY

16/11 RESOLVED

That Council:

1. Accept the tender submitted by Hydro Science Consulting for the lump sum price of \$99,973 (Inc. GST).
2. Approval is given to affix the Common Seal of Council, if required, to any future documentation necessary.

Moved: Cr Hall

Seconded: Cr Eipper

CARRIED

CONFIRMED

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ITEM NO: 6.5
SUBJECT: APPLICATION TO WAIVER FEES AND CHARGES FOR THE 2016 SANDHILLS RECONCILIATION TOUCH FOOTBALL KNOCKOUT

16/12 RESOLVED

That Council cover ground hire at \$430 per day associated with the use of the Narrandera Sportsground for the 2016 Sandhill's Reconciliation Touch Football Knockout from the Mayor and CEO financial assistance fund, and the Sandhills cover all costs of the lighting.

Moved: Cr Eipper

Seconded: Cr Mayne

CARRIED

SECTION 7

Efficient and Responsive Service – Reports

ITEM NO: 7.1
SUBJECT: DEVELOPMENT AND IMPLEMENTATION OF A NARRANDERA SHIRE POSITIVE AGEING STRATEGY

16/13 RESOLVED

That Council Utilise internal resources and the Local Government NSW Integrated Age Friendly Toolkit to develop a "Positive Ageing Strategy" for the Shire to be completed by 30 June 2016.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 7.2
SUBJECT: RECONCILIATION AUSTRALIA - CLOSE THE GAP

16/14 RESOLVED

That Council submit pledges of support online to Reconciliation Australia and the RECOGNISE Campaign.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

SECTION 8

Trusted and Effective Government – Reports

ITEM NO: 8.1
SUBJECT: NOTIFICATION OF ABORIGINAL LAND CLAIMS

16/3 RESOLVED BLOCK VOTE

That Council acknowledge that six Aboriginal Land Claims have been lodged in accordance with the *Aboriginal Land Rights Act, 1983* on lands with the Narrandera Local Government Area.

CONFIRMED

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Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

ITEM NO: 8.2
SUBJECT: 2012-2016 DELIVERY PROGRAM - 30 SEPTEMBER 2015 QUARTERLY REPORT

16/15 RESOLVED

That Council endorse the 2012-2016 Delivery Program 30 September 2015 Quarterly Management report prior to publishing the report to the community.

Moved: Cr Eipper

Seconded: Cr Lee

CARRIED

ITEM NO: 8.3
SUBJECT: UNFORMED COUNCIL ROADWAY WITHIN THE LOCALITY OF EUROLEY

16/16 RESOLVED

That Council:

1. Commence actions to issue a short term lease to ProTen Holdings Pty Ltd for a period not exceeding five years from the date of formalisation of the agreement with ProTen Holdings Pty Ltd to reimburse to Council any costs associated with the issue of the lease. The land subject to the lease described as comprising approximately 1.7 Hectares of land having common boundaries with Lot 41 DP 750898 to the north, Crown road reserves to the south, Lot 1 DP 1045064 to the east and Lot 1 DP 750898 to the west;
2. Resolve to vest the road to the Crown on closure as a result of Council having no interest or having had no expenditure of the roadway;
3. Approval is given to affix the Common Seal of Council, if required, to this any future documentation necessary relating to this matter.

Moved: Cr Hall

Seconded: Cr Mayne

CARRIED

ITEM NO: 8.4
SUBJECT: NARRANDERA LIBRARY – IMPLEMENTATION OF REVIEW RECCOMENDATIONS AND TRIAL OF REDUCED OPENING HOURS

16/17 RESOLVED

That Council

1. Note the strategies set in place by the Library review.

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2. Endorse Library opening times remaining at the current 11am to 5.30pm Monday to Friday and 9.30am to 12 midday on Saturday, pending the results of the proposed investigation into the potential benefits of shared services.
3. Receive further reports about the potential for a shared library arrangement with Leeton Shire Council.

Moved: Cr Eipper

Seconded: Cr Hall

CARRIED

The following Amendment was Moved:

That Council change the Library opening hours to 10am – 5pm Monday to Friday

Moved: Cr Howard

Seconded: *Lapsed for want of a Seconder*

The **Original Motion** was then **Put** and **CARRIED**

NOTE – Councillor Howard requested his vote be recorded as Against the Motion.

SECTION 9

Statutory & Other Compulsory Reports

9.1.

ITEM NO: 9.1.1

SUBJECT: DECEMBER DEVELOPMENT SERVICES ACTIVITIES

16/3 RESOLVED BLOCK VOTE

That Council receive and note the information contained in the Development Services Activities report for period ending 24 December 2015.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

 *There were no Disclosure of Political Donations received by the Chairperson.*

9.2. Financial / Audit

ITEM NO: 9.2.1

SUBJECT: DECEMBER STATEMENT OF RATES & RECEIPTS

16/3 RESOLVED BLOCK VOTE

That Council receive and note the information contained in the Statement of Rates and Receipts report as at 31 December 2015.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

They were asked to leave the Chambers and advised they may return upon resumption of Open Council.

CLOSED COMMITTEE

16/19 RESOLVED

That at this time, 5.35pm, Council move into Confidential to further discuss item:

Item 10.1 – Organisational Structure

Section 10A (2)(a); the report contains personnel matters concerning particular individuals (other than councillors), AND it further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing....

Considerations for disclosure: Accountability, Operations of Council and Transparency.

Considerations against disclosure: Could prejudice the integrity of the decision making process..

Decision: Not to Disclose.

Moved: Cr Morris

Seconded: Cr Lee

CARRIED

The Chair asked if there were any submissions from the public regarding the reasons for these confidential items.

 *There were no submissions received by the Chair*

The Chair asked the Council if they wished to proceed with the Motion to move into confidential.

The **Motion** was **Put** and **CARRIED**

CONFIDENTIAL BUSINESS PAPER - 10

ITEM NO: 10.1
SUBJECT: ORGANISATIONAL STRUCTURE

RESOLVED

That Council:

1. Maintain both the Deputy General Manager Infrastructure and the Deputy General Manager Corporate and Community positions as permanent positions employed under the NSW Local Government (State) Award
2. Confirm three immediate changes to the Organisational Structure:
 - a. The transfer of the Executive Officer Function to the Deputy General Manager Corporate and Community.
 - b. The inclusion of Strategic Property Management in the Project and Assets Manager's portfolio.

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- c. The transfer of the Building Maintenance function to the Works Manager in the Infrastructure Department.
3. Note that assessment of shared services with Leeton Shire Council, and where appropriate other Councils, will be progressed with further reports to come to Council.
4. Note the Chief Executive Officer will commence a recruitment action for the Deputy General Manager Infrastructure with the prospect that both Deputy General Managers' respective functional areas of responsibility may change as shared services are implemented and is delegated to offer an appropriate remuneration package.
5. Nominate the Mayor to be on the recruitment panel for the Deputy General Manager Infrastructure.
6. Note the requirements of the Chief Executive Officer to consult with the Consultative Committee and the Unions before implementing any significant workplace change.
7. Give approval to affix the Common Seal of Council, if required, to any future documentation necessary relating to this matter.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

RESUMPTION OF OPEN COUNCIL AND STANDING ORDERS

16/20 RESOLVED

At this time **5.36pm**, Council moved back into Open Council.

Moved: Cr Eipper

Seconded: Cr Hall

CARRIED

 *No Members of the Gallery returned to the Chambers.*

The Chairperson advised the meeting of the Resolution s as adopted in Confidential.

There being no further business the Mayor declared the meeting closed at 5.38pm.

Chairman of the Meeting of the Narrandera Shire Council held on **Tuesday 16 February 2016**, at which meeting the signature hereon was inscribed.



Judith Charlton
Chief Executive Officer



Cr Jenny Clarke
Mayor