



Minutes

Ordinary Council Meeting

9 December 2015



Minutes to the 9 December 2015 Ordinary Meeting of Council

CONFIRMED

At the 19 January 2016 Ordinary Meeting of Council


The Mayor declared the meeting opened at **5.05pm** 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), W Hall, B Mayne, K Morris, N Kschenka and J Howard

Also in attendance were the Chief Executive Officer – J Charlton; the Acting Deputy General Manager Infrastructure – Russell 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 Lee tendered prior notification of his Apology for today's meeting as he is required to work extra shifts to cover a shortage of supervisory staff.*

15/290 RESOLVED

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

Moved: Cr Mayne


Seconded: Cr Howard

CARRIED

PUBLIC QUESTION TIME

 *No Requests for Public Question Time*

PRESENTATIONS

 *No Presentations for this meeting*

DECLARATIONS OF INTEREST

*** *Cr Hall declared a Non-Significant Non Pecuniary Interest in Item 4.2 Request for Road Closure Street Christmas Party - Powell Street as he is an affected landholder and participant and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Clarke; declared a Non-Significant Non Pecuniary Interest in Item 6.1 - DA/029/2014/2015 - Selko Piggery - Expansion of Existing Piggery - 500 To 700 Sows as she has a family relationship with an adjoining neighbour and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Hall declared a Pecuniary Interest in Item 6.2 DA/004/2015/2016 – 28 Racecourse Road Subdivision as he is part-owner in the Company Hall & O'Hare Pty Ltd and an adjoining landholder and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Hall declared a Significant Non Pecuniary Interest in Item 6.4 Reseal - New Seal Schedule and Types For 2015 – 2016 as he is a property owner in the vicinity of the reseals and will leave the Chambers during discussions and voting on this matter.*

CONFIRMATION OF MINUTES

15/291 RESOLVED

That the minutes of the Ordinary Meeting of Narrandera Shire Council held on 17 November 2015 and as contained in the minute numbers 15/255 to 15/289 (a copy having been circulated to Councillors) are hereby **Confirmed**.

Moved: Cr Howard

Seconded: Cr Eipper

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.

15/292 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, 3.2, 3.4, 3.5, 8.1, 8.2, 9.1.1, 9.2.1, 9.2.2, 9.2.3, 9.2.4

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

MAYORAL REPORT - 1

ITEM No: 1.1
SUBJECT: MAYORAL REPORT

15/292 RESOLVED BLOCK VOTE

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

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

ITEM No: 1.2
SUBJECT: COUNCILLOR REPORT

15/293 RESOLVED

That Council:

1. Note and receive the report by Councillor Jim Howard on the Annual Conference and Annual General Meeting of the Murray Darling Association held at Barooga on 9 September 2015; and
2. Retain its membership of the Murray Darling Association.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

NOTICES OF MOTION - 2

 *No Reports Listed for Section 2*

CONFIRMED

At the 19 January 2016 Ordinary Meeting of Council

COMMITTEE REPORTS - 3

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

15/292 RESOLVED BLOCK VOTE

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

3.1-1	Koala regeneration Centre Supervisory Committee	20 August 2015
3.1-2	Lake Talbot Environs Advisory Committee	5 November 2015

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

ITEM NO: 3.2
SUBJECT: MINUTES – KOALA REGENERATION CENTRE SUPERVISORY COMMITTEE – ANNUAL GENERAL MEETING (AGM)
MEETING DATE: 20 August 2015

15/292 RESOLVED BLOCK VOTE

That Council receive the Minutes of the Narrandera Koala Regeneration Centre Supervisory Committee Annual General Meeting held 20 August 2015 and adopt the following recommendation:

RECOMMENDATION ITEM 3:

That Council endorse the Office Bearers for 2015/2016 as listed hereunder.

Chairperson	Mr Ken Murphy
Vice Chairperson	Mr Roy Wade
Secretary/ Treasurer	Mr John Sullivan (assisted by Mrs Lindsay Hayes)
Publicity Officer	Mrs Lindsay Hayes.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

ITEM NO: 3.3
SUBJECT: MINUTES – PARKSIDE COTTAGE MUSEIM COMMITTEE ANNUAL GENERAL MEETING
MEETING DATE: 12 October 2015

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15/294 RESOLVED

That Council receive and note the Minutes of the Parkside Cottage Museum Committee Annual General Meeting (AGM) held 20 October 2015 and adopt the following recommendation.

RECOMMENDED:

That Council endorse the 2015 Office Bearers as listed hereunder.

President	Mr Graham Minchin
Vice Presidents	Mrs Joan Sawczynszyn and Mr George Patterson
Secretary	Mrs Lyn Brown
Treasurer	Mr Roy Wade
Public Officer	Mr Graham Minchin
Publicity	Mrs Lyn Browne
Family Research	Mr Geoff Sullivan

Moved: Cr Howard

Seconded: Cr Kschenka

CARRIED

****Council noted at the meeting the recent passing of Mrs Joan Sawczynszyn and acknowledged her contribution to the Parkside Cottage Museum.*

ITEM NO: 3.4
SUBJECT: MINUTES – AUSTRALIA DAY PLANNING COMMITTEE MEETING
MEETING DATE: 23 November 2015

15/292 RESOLVED BLOCK VOTE

That Council receive and note the Minutes of the Australia Day Planning Committee Meeting of 23 November 2015 and adopt the following recommendation:

RECOMMENDATION ITEM 2:

That Council at its December meeting endorse Ms Barbara Bryon and Mr Anthony Gibson as members of the 2016 Australia Day Planning Committee.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

ITEM NO: 3.5 **LATE ITEM**
SUBJECT: MINUTES – RAMROC – MAYORS AND GENERAL MANAGERS – AGM AND GENERAL MEETINGS -
MEETING DATE: 13 November 2015

15/292 RESOLVED BLOCK VOTE

That Council receive and note the Minutes of the RAMROC Mayors and General Manager Annual General and General meetings held on 13 November 2015.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

CONFIRMED

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ITEM NO: 3.6 LATE ITEM
SUBJECT: MINUTES – JOHN O'BRIEN FESTIVAL ORGANISING
COMMITTEE MEETING
MEETING DATE: 7 December 2015

15/295 RESOLVED

That Council

1. Receive and note the Minutes of the John O'Brien Festival Organising Committee Meeting of 7 December 2015.
2. That in relation to Recommendation Agenda Item 7 Council seek the guidance of the Deputy General Manager Corporate and Finance Manager to assess in accordance with Council policy and prudent financial management practices, the Committee's request to open a specific bank account for the management of funds pertaining to the John O'Brien Festival.

Moved: Cr Mayne

Seconded: Cr Kschenka

CARRIED

SECTION 4

A Strong and Resilient Community and Sustainable Environment

ITEM NO: 4.1
SUBJECT: REQUEST FOR FINANCIAL ASSISTANCE – NARRANDERA
RODEO COMMITTEE INCORPORATED

15/296 RESOLVED

That Council accept silver sponsorship to the value of \$250 for the 2016 event.

Moved: Cr Eipper

Seconded: Cr Kschenka

CARRIED

*** At this point, time being 5.08pm, Cr Hall after earlier declaring an Interest in Item 4.2 vacated the Chambers during discussions and voting on the matter.*

ITEM NO: 4.2
SUBJECT: Request for Road Closure Street Christmas Party - Powell
Street

15/297 RESOLVED

That Council:

1. Approve the road closure application of Powell Street (Anzac Crescent – Lettie Place) from 4.30pm on the afternoon of Saturday 19 December 2015 for the purposes of staging a street Christmas party be approved subject to the following conditions:
 - a. Applicant to inform Police, Fire, Ambulance of the intended road closure and emergency access point/s available.

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- b. Powell Street is to be left in a clean and tidy condition after the event.
 - c. That the requested road closure be undertaken by a certified person who holds as a minimum the Roads and Maritime Services Apply Traffic Control Plans (Yellow Card).
2. That should further requests be received for Christmas 2015 each application be assessed on its merits and the dot points / numbered points outlined in this report form the basis for approval or otherwise.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

*** At this point, time being 5.09pm, Cr Hall returned to the Chambers and re-joined the meeting.*

SECTION 5

A Growing Economy – Reports

ITEM NO: 5.1
SUBJECT: ORGANISATIONAL HEALTH KPIS

15/298 RESOLVED

That Council receive and note the information contained within the Organisational Health Key Performance Indicators report for 2014/2015.

Moved: Cr Mayne

Seconded: Cr Howard

CARRIED

SECTION 6

Quality and Sustainable Infrastructure – Reports

*** At this point, time being 5.09pm, Cr Clarke after earlier declaring an Interest in Item 6.1 vacated the Mayoral Chair and Chambers during discussions and voting. The Deputy Mayor assumed the Mayoral Chair while Council considered the matter.*

ITEM NO: 6.1
SUBJECT: DA/029/2014/2015 - SELKO PIGGERY - EXPANSION OF EXISTING Piggery - 500 to 700 Sows

15/299 RESOLVED

That Council, pursuant to S80(3) of the Environmental Planning & Assessment Act 1979, grants consent to Development Application DA/029/2014/2015 for the expansion of existing piggery subject to the conditions set out in Attachment 1.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

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*** Division recorded as:

<i>For</i>	<i>Against</i>	<i>Absent</i>
<i>Cr Eipper</i>	<i>Nil</i>	<i>Cr Lee</i>
<i>Cr Hall</i>		
<i>Cr Mayne</i>		
<i>Cr Morris</i>		
<i>Cr Howard</i>		
<i>Cr Kschenka</i>		

** At this point, time being **5.10pm**, Cr Clarke returned to the Chambers, re-joined the meeting and resumed the Mayoral Chair.

** At this point, time being **5.11pm**, Cr Hall after earlier declaring an Interest in Item 6.2 vacated the Chambers during discussions and voting on the matter.

ITEM NO: 6.2
SUBJECT: DA/004/2015/2016 – 28 Racecourse Road Subdivision

15/300 RESOLVED

That Council approves the development with the recommended conditions of consent as noted in the attached development assessment report.

Moved: Cr Eipper

Seconded: Cr Mayne

CARRIED

*** Division recorded as:

<i>For</i>	<i>Against</i>	<i>Absent</i>
<i>Cr Clarke</i>	<i>Nil</i>	<i>Cr Lee</i>
<i>Cr Mayne</i>		
<i>Cr Howard</i>		
<i>Cr Morris</i>		
<i>Cr Eipper</i>		
<i>Cr Kschenka</i>		

** At this point, time being **5.13pm**, Cr Hall returned to the Chambers and re-joined the meeting.

ITEM NO: 6.3
SUBJECT: FIXING COUNTRY ROADS ROUND 2

15/301 RESOLVED

That Council endorse the three proposed projects for submission to Fixing Country Roads Round 2 Expression of Interest Stage. Noting, Sandigo River Road North is now gazetted Rosedale Road and Sandigo River Road South is now gazetted Settlers Road.

Moved: Cr Eipper

Seconded: Cr Morris

CARRIED

** At this point, time being **5.15pm**, Cr Hall after earlier declaring an Interest in Item 6.4 vacated the Chambers during discussions and voting on the matter.

CONFIRMED

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ITEM NO: 6.4
SUBJECT: RESEAL - NEW SEAL SCHEDULE AND TYPES FOR 2015 – 2016

15/302 RESOLVED

That Council endorse proposed reseal location and seal type in the attachment 1. with the Douglas Street project surfaces to be assessed prior to the Reseal, to ensure the appropriate works are undertaken.

Moved: Cr Eipper

Seconded: Cr Morris

CARRIED

*** At this point, time being 5.18pm, Cr Hall returned to the Chambers and re-joined the meeting.*

ITEM NO: 6.5
SUBJECT: RELOCATION OF ROADS MAINTENANCE FUNDS

15/303 RESOLVED

That Council endorse proposed relocation of the \$5,000 from the Roads Maintenance Budget to perform repairs on the Newell Highway Railway Pedestrian Bridge.

Moved: Cr Howard

Seconded: Cr Kschenka

CARRIED

SECTION 7

Efficient and Responsive Service – Reports

 *No Reports Listed for Section 7*

SECTION 8

Trusted and Effective Government – Reports

ITEM NO: 8.1
SUBJECT: POLICY REVIEW - CS220 - COUNCILLOR RECORDS MANAGEMENT

15/292 RESOLVED BLOCK VOTE

That Council adopt the Councillors Records Management Policy CS220.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

ITEM NO: 8.2
SUBJECT: 2016 MEETING DATES AND ENDORSEMENT TO CONFERENCES

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15/292 RESOLVED BLOCK VOTE

That Council:

1. Receive and Note the 2016 Ordinary and Statutory Council meetings dates as outlined within this report to be listed on Council's website for public display.
2. Endorse attendance by the Mayor of the Day and Chief Executive Officer and one (1) Councillor to attend the 2016 ALGA National Assembly in June at Canberra.
3. A) Endorse attendance by the Mayor of the Day and Deputy Mayor of the Day, Chief Executive Officer and two (2) Councillors who have not attended in the past to the 2016 LGNSW Annual Conference in October at Wollongong.

B) Endorse the Change the Date of October Ordinary Council meeting from the third (3rd) Tuesday 18th to the second (2nd) Tuesday 11th October 2016 with the meeting to commence at the usual start time of 5pm.
4. Endorse attendance by the Mayor or the Deputy Mayor of the Day to the 2016 Mayors Weekend Seminar in Sydney.
5. Endorse the Change the Date of December Ordinary Council meeting from Tuesday 20th to Wednesday 14th December 2016 with the meeting to commence at the usual start time of 5pm.
6. Endorse attendance by Councillors in their role as Committee Delegate to Annual General Meetings (AGM's), Annual Conferences, Forums and/or Seminars for the following committees:
 - Narrandera to Tocumwal Inland Rail Line
 - The Murray Darling Association
 - Annual NSW Pubic Libraries - State and Regional Committees.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

SECTION 9

Statutory & Other Compulsory Reports

9.1.

ITEM NO: 9.1.1

SUBJECT: NOVEMBER DEVELOPMENT SERVICES ACTIVITIES

15/292 RESOLVED BLOCK VOTE

That Council receive and note the information contained in the Development Approvals report for period ending 30 November 2015.

Moved: Cr Kschenka

Seconded: Cr Hall

CARRIED

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

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Moved: Cr Howard

Seconded: Cr Kschenka

CARRIED

ITEM NO: 9.2.6
SUBJECT: COMPREHENSIVE REPORT ON THE GENERAL PURPOSE FINANCIAL ACCOUNTS AND SUBMISSION RECEIVED

15/304 RESOLVED

That Council:

1. Note that there were no submissions received in relation to 2014/2015 Financial Statements or Auditors Report and that this concludes the reporting process in accordance with the act.
2. Receive the comprehensive report on the 2015 Consolidated Financial Statements.

Moved: Cr Eipper

Seconded: Cr Mayne

CARRIED

9.3. Other

 No Reports Listed for Section 9.3

CLOSED COMMITTEE

15/305 RESOLVED

That at this time, **5.21pm**, Council move into Confidential to further discuss items:

Item 10.1 – Australia Day Award Recipients

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.

Item 10.2 – Review of Narrandera Out of School Hours

Section 10A (2)(d)(i)(ii); the report contains commercial information of a confidential nature that would, if disclosed: (d)(i) Prejudice the commercial position of the person who supplied it; and (ii) Confer a commercial advantage on a competitor of the council and (iii) reveal a trade secret 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.

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Decision:

Not to Disclose.

Moved: Cr Eipper

Seconded: Cr Hall

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**

At this point, members of the Gallery and Press were advised that Council will move into Closed Session of Council for the consideration of the Confidential Items. They were asked to leave the Chambers and advised they may return upon resumption of Open Council.

CONFIDENTIAL BUSINESS PAPER - 10

ITEM NO: 10.1

SUBJECT: AUSTRALIA DAY AWARDS 2016

RESOLVED

That Council endorse the 2016 Australia Day award recipients as decided by the Australia Day Planning Committee.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

ITEM NO: 10.2

**SUBJECT: NARRANDERA OUT OF SCHOOL HOURS (NOOSH)
REVIEW REPORT**

The following Motion was Moved:

That Item 10.2 Lay on the Table for a report to be returned to the 19 January 2016 Ordinary Council meeting.

Moved: Cr Howard

Seconded: *Lapsed for want of a seconder*

RESOLVED

That Council continue the NOOSH service under current arrangements for another six months to 30 June 2016 and receive a further review report in July 2016.

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Moved: Cr Hall

Seconded: Cr Morris

CARRIED

RESUMPTION OF OPEN COUNCIL AND STANDING ORDERS

15/306 RESOLVED

At this time **5.25pm**, Council moved back into Open Council.

Moved: Cr Hall

Seconded: Cr Kschenka

CARRIED

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

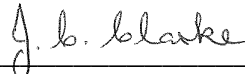
The Chairperson advised the meeting of the Resolutions as adopted in Confidential.

There being no further business the Mayor declared the meeting closed at 5.26pm.

Chairman of the Meeting of the Narrandera Shire Council held on **Tuesday 19 January 2016**, at which meeting the signature hereon was inscribed.



Judith Charlton
Chief Executive Officer



Cr Jenny Clarke
Mayor