



# Minutes

## Ordinary Council Meeting

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15 November 2016

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The Mayor declared the meeting opened at **5pm** and welcomed the Councillors, Staff, Media and Members of the Gallery.

Acknowledgement of Country by Mayor

*I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land. I would also like to pay respect to their people both past and present and extend that respect to other Aboriginal Australians who are present.*

Meeting Commencement Housekeeping by CEO

Advice provided of Council's Work, Health and Safety (WHS) Evacuation Plan and location of the Amenities.

Disclosure of Political Donations by CEO

Advice provided to 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**

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Councillors Cr Kschenka (Mayor), Cr Fahey OAM (Deputy Mayor), Cr Clarke, Cr Galvin, Cr Hall, Cr Lewis, Cr Morris, Cr Payne

Also in attendance were the Chief Executive Officer – J Charlton; the Deputy General Manager Infrastructure – Julian Geddes; the Deputy General Manager Corporate and Community - M Hiscox; and the Personal Assistant to Mayor & Chief Executive Officer – V Maher.

## APOLOGIES

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*The following Councillor tendered Prior Notification of Apology for the 15 November 2016 Ordinary Council Meeting:*

*\*\*\* Cr Bryon as she is on family holidays.*

### **16/239 RESOLVED**

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


**Moved:** Cr Hall

**Seconded:** Cr Payne

**CARRIED**

## PUBLIC QUESTION TIME

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 *No Requests for Public Question Time*

## CONFIRMATION OF MINUTES

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### **16/240 RESOLVED**

That the Minutes of the Ordinary Meeting of Narrandera Shire Council held on 11 October 2016 and as contained in the minute numbers 16/219 to 16/238 (a copy having been circulated to Councillors) are hereby **Confirmed**.

**Moved:** Cr Payne

**Seconded:** Cr Hall

**CARRIED**

## BLOCK RESOLUTION

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*\*\*\* 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.*

### **16/241 RESOLVED**

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

*3.1 3.2 3.3 4.1 8.1 9.2.1, 9.2.2, 9.2.3, 9.2.4*

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

## DECLARATIONS OF INTEREST

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\*\*\* Cr Galvin declared a Non Pecuniary Non Significant Interest in Item 2.1 Rescission Motion - 6.1 Weir Park Road as she is a Family Relation to the Property Owner and will Leave the Chambers during discussions and voting on this matter.

\*\*\* Cr Hall declared a Non Pecuniary Non Significant Interest in Item 2.1 Rescission Motion - 6.1 Weir Park Road as he has a Business Connection with the owners of Residential Property (Accountant / Client Relationship) and will remain in the Chambers and Take Part in discussions and voting on this matter.

## PRESENTATIONS

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### 16/242 RESOLVED

That at this point, time being **5.04pm**, Council Suspend Standing Order for the presentation of Annual Financial Statements.

**Moved:** Cr Clarke

**Seconded:** Cr Fahey

**CARRIED**



Mr Brad Bohun

The Mayor introduced Mr Brad Bohun of Crowe Horwath, Council's Auditor, who gave a presentation on the Narrandera Shire Council 2015/2016 Annual Financial Statements, also answering questions from Councillors.

### 16/243 RESOLVED

That at this point, time being **5.07pm**, Council Resume Standing Order.

**Moved:** Cr Clarke

**Seconded:** Cr Payne

**CARRIED**

### 16/244 RESOLVED

That Council accept the Annual Financial Statements report by Mr Brad Bohun of Crowe Horwath.

**Moved:** Cr Payne

**Seconded:** Cr Galvin

**CARRIED**

\*\* At this point, Item 9.2.6 was considered.

**ITEM NO:**

**9.2.6**

**SUBJECT:**

**AUDIT REPORT – 2015/2016 FINANCIAL REPORTS**

**16/245 RESOLVED**

That Council adopt the 2015/2016 Financial Statements and Auditors Report as presented and note the advertisement advising the public that the reports are available for viewing and comment.

**Moved:** Cr Hall

**Seconded:** Cr Payne

**CARRIED**

*\*\* At this point, time being 5.08pm, Mr Bohun left the Chambers.*

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**MAYORAL REPORT - 1**

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**ITEM No: 1.1**  
**SUBJECT: MAYORAL REPORT**

**16/246 RESOLVED**

That the October/November Mayoral Report be received and that the contents throughout be noted.

**Moved:** Cr Kschenka

**Seconded:** Cr Clarke

**CARRIED**

**ITEM No: 1.2**  
**SUBJECT: LOCAL GOVERNMENT NSW ANNUAL CONFERENCE**

**16/247 RESOLVED**

That Council receive and note the information provided on the LGNSW Annual Conference held 16-18 October 2016 and it be noted that Cr Fahey attended the training session on changes to the Local Government Act.

**Moved:** Cr Fahey

**Seconded:** Cr Lewis

**CARRIED**

**ITEM No: 1.3**  
**SUBJECT: DELEGATE'S REPORT**  
**2016 MURRAY DARLING ASSOCIATION AGM AND 72<sup>ND</sup>**  
**ANNUAL NATIONAL CONFERENCE**

**16/248 RESOLVED**

That Council receive and note the information provided on the Murray Darling Association AGM and 72nd Annual National Conference held 26-28 October 2016.

**Moved:** Cr Hall

**Seconded:** Cr Payne

**CARRIED**

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## NOTICES OF MOTION - 2

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*\*\* At this point, time being 5.09pm, after earlier declaring an Interest in Item 2.1:-*

- *Cr Galvin Vacated the Chambers during discussions and voting on the matter.*
- *Cr Hall Remained in the Chambers and took part in discussions and voting on this matter.*

**ITEM No: 2.1**  
**SUBJECT: RESCISSION MOTION**  
**6.1 - BOUNDARY ADJUSTMENT WEIR PARK ROAD**  
**RESOLUTION CM/RES-2355 / MINUTE NUMBER 16/227**

### MOVED

The Narrandera Shire Council to review Item 6.1 Boundary Adjustment Weir Park Road in the Ordinary Meeting of Council held on 11<sup>th</sup> October 2016.

**Moved:** Cr Fahey

**Seconded:** Cr Payne

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### 16/249 RESOLVED

That at this time, **5.10pm** and under Section 10A (2)(a) of the Local Government Act, Council move into Confidential to further discuss the Boundary Adjustment of Weir Park Road.

***Item 2.1 – Boundary Adjustment of Weir Park Road***

*Section 10A (2)(a); the discussion contains confidential information, the nature of which 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: Contains information of personal nature and Council could prejudice the position of parties participating.*

*Decision: Not to Disclose.*

**Moved:** Cr Fahey

**Seconded:** Cr Payne

**CARRIED**

*At this point, members of the Gallery and Press were advised that Council will move into Closed Session of Council for the discussion of the Item.*

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

*\*\*\* Cr Payne gave advice of an intended Foreshadow Motion if Rescission Motion Carried*

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

**ITEM No:** 2.1  
**SUBJECT:** RESCISSION MOTION  
6.1 - BOUNDARY ADJUSTMENT WEIR PARK ROAD  
RESOLUTION CM/RES-2355 / MINUTE NUMBER 16/227

**RESOLVED**

The Narrandera Shire Council to review Item 6.1 Boundary Adjustment Weir Park Road in the Ordinary Meeting of Council held on 11<sup>th</sup> October 2016.

**Moved:** Cr Fahey                                        **Seconded:** Cr Payne                                        **LOST**

\*\*\* *Foreshadow Motion did not proceed*

**RESUMPTION OF OPEN COUNCIL AND STANDING ORDERS**

**16/250 RESOLVED**

At this time **5.25pm**, Council moved back into Open Council and continue through the Agenda.

**Moved:** Cr Morris                                        **Seconded:** Cr Hall                                        **CARRIED**

☩ *Members of the Gallery may now return to the Chambers.*

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

\*\* *At this point, time being 5.26pm, Cr Galvin returned to the Chambers and re-joined the meeting.*

**ITEM No:** 2.2  
**SUBJECT:** NOTICE OF MOTION  
REVIEW CODE OF MEETING PRACTICE AND FORMAT OF  
COUNCIL MEETINGS

**16/251 RESOLVED**

That Council:

1. Review the Code of Meeting Practice at a date to be set prior to September 2017.
2. Re-determine and review the format of monthly Council meetings as part of the Codes review at a date to be set prior to September 2017.

**Moved:** Cr Fahey                                        **Seconded:** Cr Clarke                                        **CARRIED**

**ITEM No: 2.3**  
**SUBJECT: NOTICE OF MOTION**  
**TO FORM A YOUTH COUNCIL**

**16/252 RESOLVED**

That Council request a report by January 2017 on the issues regarding creation of a Youth Council, the appointment of a Youth Development Officer to support the Youth Council, the preparation of a Youth Development Plan and the operational budget required to support these initiatives.

**Moved:** Cr Lewis

**Seconded:** Cr Payne

**CARRIED**

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### **COMMITTEE REPORTS - 3**

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

**16/241 RESOLVED BLOCK VOTE**

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

3.1-1	Newell Highway Task Force Meeting	11 April and 5 October 2016
3.1-2	Lake Talbot Environs Advisory Committee Meeting	5 October 2016
3.1-3	Parkside Cottage Museum Committee Meeting – GENERAL	10 October 2016
3.1-4	Local Emergency Management Committee Meeting	11 October 2016

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 3.2**  
**SUBJECT: MINUTES – GRONG GRONG ARTS AND COMMEMORATIVE**  
**HALL COMMITTEE**  
**MEETING DATE: 9 February 2016**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the Minutes of the Grong Grong Arts and Commemorative Hall Committee Meeting of 9 February 2016 and adopt the following recommendation.

**RECOMMENDATION Item 5 – PM3:**

That Council accept the Treasurer's report.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**



CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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**ITEM NO: 3.3**  
**SUBJECT: MINUTES – BARELLAN HALL COMMITTEE – ANNUAL GENERAL MEETING (AGM) AND GENERAL**  
**MEETING DATE: 21 September 2016**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the Minutes of the Barellan Hall Committee AGM and Ordinary Meetings of 15 November 2016 and adopt the following recommendations:

**RECOMMENDATION Item 6**

That the Treasurers report be received and noted.

**RECOMMENDATION Item 7**

That Council endorse the following members for the Barellan Hall Committee for 2016/2017.

Steve Woodham (President)  
Nola Trembath (Treasurer)  
Val Hawker  
Kerri Flagg

Melissa O'Grady  
Colleen O'Grady  
Jean Inglis

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 3.4**  
**SUBJECT: MINUTES – PARKSIDE COTTAGE MUSEUM COMMITTEE ANNUAL GENERAL MEETING - AGM**  
**MEETING DATE: 10 October 2016**

**16/253 RESOLVED**

That Council receive and note the Minutes of the Narrandera Parkside Cottage Museum Committee AGM held 10 October 2016.

**RECOMMENDATION Item 6**

That the Treasures Annual Report be accepted.

**Moved:** Cr Payne

**Seconded:** Cr Hall

**CARRIED**

**ITEM NO: 3.5**  
**SUBJECT: MINUTES – INTERNAL AUDIT, RISK AND IMPROVEMENT COMMITTEE**  
**MEETING DATE: 12 October 2016**

**16/254 RESOLVED**

That Council receive and note the Minutes of the Internal Audit, Risk and Improvement Committee Meeting held 12 October 2016 and adopt the following recommendation:

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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**RECOMMENDATION ITEM 8**

That the Internal Audit 2016/2017 budget be increased in the Quarterly Budget Review to cater for 2 extra weeks service by the Internal Audit contractor to cater for increased responsibilities under the Local Government Act.

**Moved:** Cr Payne

**Seconded:** Cr Galvin

**CARRIED**

**ITEM NO:** 3.6  
**SUBJECT:** MINUTES – JOHN O'BRIEN FESTIVAL ORGANISING COMMITTEE  
**MEETING DATE:** 31 October 2016

**16/255 RESOLVED**

That Council receive and note the Minutes of the John O'Brien Festival Organising Committee Meeting of 31 October 2016 and adopt the following recommendations:

**RECOMMENDATION Item 6.1**

That Council accept the resignations of Annette Morey, Zuzana Crook, Judy Hobart, and Stuart Hobart from the 2017 John O'Brien Festival Organising Committee and send each resigning member a letter of thanks for their contribution on the Committee and in planning for the 2017 John O'Brien Festival.

**RECOMMENDATION Item 6.2**

That Council endorse the John O'Brien Festival to move to a biennial model with the option to return to an annual event post the 2018 festival.

**RECOMMENDATION Item 6.3**

That Council support the rejuvenated 2018 John O'Brien Festival by reserving \$9,500 at the December 2016 quarterly budget review to be utilised in the 2017/2018 budget for the conduct of the John O'Brien Festival.

**Moved:** Cr Fahey

**Seconded:** Cr Hall

**CARRIED**

**ITEM NO:** 3.7  
**SUBJECT:** MINUTES – BARELLAN FLOODPLAIN RISK MANAGEMENT COMMITTEE  
**MEETING DATE:** 25 October 2016

**16/256 RESOLVED**

That Council receive and note the Minutes of the Barellan Floodplain Risk Management Committee Meeting of 25 October 2016 and adopt the following recommendations:

**RECOMMENDATION Item 5.1**

That Council endorse British Maritime Technology Winders Barlow Morrison Pty Ltd to proceed to the Model Design Flood Event, Stage of the Barellan Floodplain Risk Study and Plan.

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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**RECOMMENDATION Item 5.2**

That Council endorse BMT WBM to alter the work program to include the community consultation workshop following the next Floodplain Risk Management Committee (FRMC) meeting.

**Moved:** Cr Morris

**Seconded:** Cr Hall

**CARRIED**

**SECTION 4**

**A Strong and Resilient Community and Sustainable Environment – Reports**

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**ITEM NO: 4.1**  
**SUBJECT: AUSTRALIA DAY PLANNING COMMITTEE MEMBER ENDORSEMENT**

**16/241 RESOLVED BLOCK VOTE**

That Council:

1. Accept the resignation of Louise Mulligan from the Australia Day Planning Committee and send her a letter of thanks for her contribution to the Australia Day Planning Committee.
2. Endorse Graeme Davies as a member of the Australia Day Planning Committee.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 4.2**  
**SUBJECT: REQUESTS FOR FINANCIAL ASSISTANCE**

**16/257 RESOLVED**

That Council:

1. Approve the application for financial assistance from the Narrandera Arts & Creative Network Incorporated to the value of \$900
2. Approve the application for financial assistance from Narrandera Cricket Incorporated to the value of \$500 provided that evidence of unsuccessful applications to other funding bodies is produced.

**Moved:** Cr Clarke

**Seconded:** Cr Lewis

**CARRIED**

**ITEM NO: 4.3**  
**SUBJECT: EVALUATION OF 2016 NSW REGIONAL LIVING EXPO**

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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**16/258 RESOLVED**

That Council:

1. Endorse Option 2 and consider other more targeted strategies to encourage resident location to Narrandera Shire.
2. Thank all sponsors for their contribution towards the Regional Living Expo 2016.
3. Thank Ms Anne Dunn, Mr Vinnie Mercuri, Ms Jan Marshall and Mr David Marshall for attending the expo and assisting with the Narrandera Shire display.
4. Write to new residents secured through the 2016 NSW Regional Living Expo welcoming them to the Shire and provide them with new resident packs

**Moved:** Cr Payne

**Seconded:** Cr Lewis

**CARRIED**

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**SECTION 5**

**A Growing Economy – Reports**

 *No Reports Listed for Section 5*

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**SECTION 6**

**Quality and Sustainable Infrastructure – Reports**

**ITEM NO: 6.1**  
**SUBJECT: WATER AND SEWER ELECTRICAL UPGRADE PRIORITY PROJECTS**

**16/259 RESOLVED**

That Council:

1. Approve the following four electrical upgrade projects in the 2016/17 Operational Plan:
  - Replace Dalgetty Street low level pump station electrical
  - Upgrades to Bore Number 3 electrical
  - Upgrade Pine Hill Pump Station electrical
  - Replace Sewer Treatment Plant Pasveer Channel electrical.
2. Approval is given to affix the Common Seal of Council, if required, to this and any future documentation necessary relating to this matter.
3. Fund the proposed works by transferring \$92,750 from water fund reserves and \$83,000 from sewer fund reserves to the 2016/17 Operational Plan.

**Moved:** Cr Fahey

**Seconded:** Cr Clarke

**CARRIED**

## SECTION 7

### Efficient and Responsive Service – Reports

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 No Reports Listed for Section 7

## SECTION 8

### Trusted and Effective Government – Reports

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**ITEM NO: 8.1**  
**SUBJECT: ANNUAL CODE OF CONDUCT COMPLAINTS STATISTICS**  
**1 SEPTEMBER 2015 TO 31 AUGUST 2016**

#### 16/241 RESOLVED BLOCK VOTE

That Council

1. Receive and note the summary of the annual Code of Conduct complaints as tabled in the report in accordance with Part 12.1 of the Model Code of Conduct Procedures.
2. Note that the statistical information, on code of conduct complaints for the period 1 September 2015 to 31 August 2016, has been included in a compulsory report to the Office of Local Government to comply with Part 12.2 of the Model Code of Conduct Procedures.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 8.2**  
**SUBJECT: ENDORSEMENT TO LGNSW TOURISM CONFERENCE**

#### 16/260 RESOLVED

That Council endorse attendance by Cr Clarke at the Local Government NSW (LGNSW) Tourism Conference to be held from 12 March - 14 March 2017 in Taree.

**Moved:** Cr Payne

**Seconded:** Cr Hall

**CARRIED**

**ITEM NO: 8.3**  
**SUBJECT: 2015-2016 ANNUAL REPORT**

#### 16/261 RESOLVED

That Council adopt the 2015-2016 Annual Report as presented and publish the document to the community and advise the Office of Local Government of the URL on Council's website.

**Moved:** Cr Hall

**Seconded:** Cr Lewis

**CARRIED**

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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**ITEM NO: 8.4**  
**SUBJECT: 2013-2017 DELIVERY PROGRAM – 30 SEPTEMBER 2016 QUARTERLY REVIEW**

**16/262 RESOLVED**

That Council endorse the 2013-2017 Delivery Program 30 September 2016 quarterly review report as presented and publish the report to the community.

**Moved:** Cr Payne

**Seconded:** Cr Galvin

**CARRIED**

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## **SECTION 9**

### **Statutory & Other Compulsory Reports**

9.1.

**ITEM NO: 9.1.1**  
**SUBJECT: OCTOBER DEVELOPMENT SERVICES ACTIVITIES**


**16/263 RESOLVED**

That Council receive and note the information contained in the Development Services Activities report for period ending 31 October 2016.

**Moved:** Cr Fahey

**Seconded:** Cr Payne

**CARRIED**

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

9.2. Financial / Audit

**ITEM NO: 9.2.1**  
**SUBJECT: OCTOBER STATEMENT OF RATES & RECEIPTS**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the information contained in the Statement of Rates and Receipts report as at 31 October 2016.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 9.2.2**  
**SUBJECT: OCTOBER STATEMENT OF BANK BALANCES**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the information contained in the Statement of Bank Balances report as at 31 October 2016.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 9.2.3**  
**SUBJECT: OCTOBER STATEMENT OF INVESTMENTS**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the information contained in the Statement of Investments report as at 31 October 2016.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 9.2.4**  
**SUBJECT: OCTOBER INCOME STATEMENTS**

**16/241 RESOLVED BLOCK VOTE**

That Council receive and note the information contained in the Income Statement report as at 31 October 2016.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

**ITEM NO: 9.2.5**  
**SUBJECT: OCTOBER CAPITAL WORKS PROGRAM**

**16/264 RESOLVED**

That Council receive and note the information contained in the Capital Works report as at 31 October 2016.

**Moved:** Cr Fahey

**Seconded:** Cr Hall

**CARRIED**

**ITEM NO: 9.2.6**  
**SUBJECT: AUDIT REPORT – 2015/2016 FINANCIAL REPORTS**

 *This item was heard earlier following the address by Council's Auditor*

**ITEM NO: 9.2.7**  
**SUBJECT: SEPTEMBER 2016 QUARTERLY BUDGET REVIEW**

**16/265 RESOLVED**

That Council:

1. Receive, note and adopt the information and variations contained in the September Quarterly Budget Review.

CONFIRMED

Scheduled for the Wednesday 14 December 2016 Ordinary Meeting of Council

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2. That the Mayor make representation to RAMROC regarding no rural Fire Service reimbursement and that Council's RFS contribution has increased.

**Moved:** Cr Hall

**Seconded:** Cr Lewis

**CARRIED**

### 9.3. Other

 *No Reports Listed for Section 9.3*

**There being no further business the Mayor declared the meeting closed at 6.12pm.**

Chairman of the Meeting of the Narrandera Shire Council held on **Wednesday 14 December 2016**, at which meeting the signature hereon was inscribed.



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**Judith Charlton**  
Chief Executive Officer



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**Cr Neville Kschenka**  
Mayor