



# Minutes

## Ordinary Council Meeting

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11 October 2016

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## Minutes to the 11 October 2016 Ordinary Meeting of Council

CONFIRMED

At the 15 November 2016 Ordinary Meeting of Council

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

### The Mayor then gave the Acknowledgement of Country

*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.*


### Housekeeping

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**


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Councillors Cr Kschenka (Mayor), Cr Fahey (Deputy Mayor), Cr Bryon, 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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 *No Apologies – All in Attendance*

## **PUBLIC QUESTION TIME**

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✚ A request for a listing in Public Question Time was received from Mr Papa dated 19 September 2016 regarding information supplied on the matter of Contamination of Property at Gillenbah.

Information sought 1 – ‘Why cannot Council produce the ‘agreement’ so often referred to by Ms Charlton in reference to the Council permitted pollution of my family property’.

Response 1 – Council does not have knowledge of Ms Charlton referring to an agreement or the existence of such an agreement.

Information sought 2 – ‘Where are the registration documents for the four (4) septic entries for the Newell Motor Inn under the name of ‘Ian Bowditch’.

Response 2 – The document Mr Papa is referring to is included as Attachment 2 and was released as part of GIPA16-6. The document does list 4 entries against Lot 1 DP 802343 (being the Newell Motor Inn) however the original documents are unable to be located.

Information sought 3 – ‘Please explain Councils inability to act in accordance with the law in regulating the Acts affecting Mr Papa and Family’s property’.

Response 3 – Mr Papa needs to be more specific in his request so that a proper response can be prepared.

Information sought 4 – ‘Please explain why individual Councillors do not receive my correspondence’.

Response 4 – All Councillors receive mail items for information on a weekly basis. Items are uploaded to the iPad HUB to individual monthly folders. On the occasion of your letter dated 3 August 2016, Councillors did not receive the letter due to an administrative oversight. This has been addressed internally.

\*\*\* The Mayor advised the gallery that the questions and responses had been distributed to all Councillors and were also shown on the screen. Mr Papa was provided an opportunity to ask any further questions or to note his expectations of Council. Mr Papa stated he is concerned that the issue has been ongoing for over 3 years with Deep Core sampling test still to be completed, and why was further sampling required?

## PRESENTATIONS

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### 16/219 RESOLVED

That at this point, time being **5.05pm**, Council Suspend Standing Order for the presentation of the gift of Appreciation received from Rockin on East.

**Moved:** Cr Payne

**Seconded:** Cr Clarke

**CARRIED**

 *The Chief Executive Officer; Judy Charlton presented the Golden Record of Appreciation to the Mayor on behalf of the Rockin on East Festival Committee and an opportunity was provided for photos.*



### 16/220 RESOLVED

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

**Moved:** Cr Payne

**Seconded:** Cr Fahey

**CARRIED**

## DECLARATIONS OF INTEREST

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\*\*\* *Deputy General Manager Corporate & Community (DGMCC); Martin Hiscox declared a Pecuniary Interest in Item 2.2 - Review of the Organisational Structure - Senior Staff as he is a staff member potentially impacted by the restructure and will leave the Chambers during discussions and voting on this matter.*

\*\*\* *Deputy General Manager Infrastructure (DGMI); Julian Geddes declared a Pecuniary Interest in Item 2.2 - Review of the Organisational Structure - Senior Staff as he is a staff member potentially impacted by the restructure and will leave the Chambers during discussions and voting on this matter.*

\*\*\* *Cr Kschenka declared a Non Pecuniary Non Significant Interest in Item 4.1 Requests for Financial Assistance Recommendation 1 only, as he is a current member of the Narrandera Business Group and will leave the Chambers during discussions and voting on this matter.*

\*\*\* *Cr Lewis declared a Non Pecuniary Non Significant Interest in Item 4.1 Requests for Financial Assistance Recommendation 1 only, as she is a current member of the Narrandera Business Group and will leave the Chambers during discussions and voting on this matter.*

## CONFIRMATION OF MINUTES

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### 16/221 RESOLVED

That the Minutes of the:

Statutory Meeting of Narrandera Shire Council held on 27 September 2016 and as contained in the minute numbers 16/174 to 16/202 and the

Ordinary Meeting of Narrandera Shire Council held on 27 September 2016 and as contained in the minute numbers 16/203 to 16/217 (a copy of both having been circulated to Councillors) are hereby **Confirmed**.

**Moved:** Cr Hall

**Seconded:** Cr Payne

**CARRIED**

## BLOCK RESOLUTION

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 *No Block Voting allocated for this meeting*

## MAYORAL REPORT - 1

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**ITEM No:** 1.1

**SUBJECT:** SEPTEMBER/OCTOBER MAYORAL REPORT

### 16/222 RESOLVED

That Council receive the September/October Mayoral Report and that the contents throughout be noted.

**Moved:** Cr Kschenka

**Seconded:** Cr Payne

**CARRIED**

## NOTICES OF MOTION - 2

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**ITEM No:** 2.1

**SUBJECT:** NOTICE OF MOTION

**GRANTS CAPACITY – COUNCIL AND COMMUNITY**

### 16/223 RESOLVED

That Council:

1. Requests a report on the options (with implications) for increasing the successful grant application capacity of the Council and that of the Narrandera Shire community.

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2. Requests the report includes exploring the viability of appointing a full time Grants Officer to take advantage of every grant applicable to our Shire and if appointed, that the officer be made available to assist with grant applications for other appropriate non council organisations within the Narrandera Shire.
3. Resume subscription to the Our Community NSW EasyGrants Bulletin.

**Moved:** Cr Lewis

**Seconded:** Cr Galvin

**CARRIED**

*\*\* At this point, time being 5.12pm, the DGMCC; Martin Hiscox and the DGMI; Julian Geddes after earlier declaring an Interest in Item 2.2 vacated the Chambers during discussions and voting on the matter.*

**ITEM No: 2.2**  
**SUBJECT: NOTICE OF MOTION**  
**REVIEW OF THE ORGANISATIONAL STRUCTURE - SENIOR STAFF**

**16/224 RESOLVED**

That Council:

1. Review and if required, re determines the Organisation Structure, specifically Senior Staff appointments, as soon as possible.
2. Hold a special Briefing Session Tuesday 6 December in regards to this matter.

**Moved:** Cr Fahey

**Seconded:** Cr Hall

**CARRIED**

*\*\* At this point, time being 5.16pm, the DGMCC; Martin Hiscox and the DGMI; Julian Geddes returned to the Chambers and re-joined the meeting.*

**ITEM No: 2.3**  
**SUBJECT: NOTICE OF MOTION**  
**PLANNING & ENVIRONMENTAL MANAGEMENT SERVICES**

**WITHDRAWN**

1. That Council procure the services of a qualified planning and environmental management professional as soon as possible.
2. That resources be made available in the budget to facilitate this service.

*\*\*\* In light of Item 2.2 being endorsed, Cr Fahey then withdrew Notice of Motion Item 2.3.*

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## COMMITTEE REPORTS - 3

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 No Reports Listed for Section 3

## SECTION 4

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

**NOTE** – As interests were received relating to point 1 only of this recommendation, the two points will be addressed individually.

*\*\* At this point, time being 5.18pm and after earlier declaring an Interest in Item 4.1 Recommendation point 1 only:*

- *Cr Lewis vacated the Chambers during discussions and voting on the matter.*
- *Cr Kschenka vacated the Mayoral Chair and Chambers during discussions and voting on the matter. Deputy Mayor Cr Fahey assumed the Mayoral Chair for point 1.*

**ITEM NO: 4.1 - Point 1**  
**SUBJECT: REQUESTS FOR FINANCIAL ASSISTANCE –  
NARRANDERA BUSINESS GROUP**

**16/225 RESOLVED**

That Council:

1. Approve Financial Assistance to the value of \$1,000 to the Narrandera Business Group Incorporated for Traffic Management purposes for proposed Monster Street Party events.

**Moved:** Cr Clarke

**Seconded:** Cr Payne

**CARRIED**

*\*\* At this point, time being 5.19pm, Deputy Mayor Cr Fahey vacated the Mayoral Chair. Cr Lewis and Cr Kschenka returned to the Chambers and re-joined the meeting. Cr Kschenka resumed the Mayoral Chair.*

**ITEM NO: 4.1 - Point 2**  
**SUBJECT: REQUESTS FOR FINANCIAL ASSISTANCE –  
NARRANDERA RODEO**

**16/226 RESOLVED**

2. Approve Financial Assistance to the value of \$250 for sponsorship of the 2017 Narrandera Rodeo.

**Moved:** Cr Clarke

**Seconded:** Cr Bryon

**CARRIED**

## **SECTION 5**

### **A Growing Economy – Reports**

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 *No Reports Listed for Section 5*

## **SECTION 6**

### **Quality and Sustainable Infrastructure – Reports**

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**ITEM NO: 6.1**  
**SUBJECT: BOUNDARY ADJUSTMENT WEIR PARK ROAD**

#### **16/227 RESOLVED**

That Council:

1. Endorse the proposed boundary adjustment of 7m X 150m to Lot 2 DP 101971 Weir Park Road, under the provision of SEPP Exempt and Complying Development subject to all costs being met by the owners of Lot 2 DP101971.
2. Approve the sale of that part of the road reserve as result of the boundary adjustment to the owners Lot 2 DP 101971 Weir Park Road after a land valuation is undertaken.

**Moved:** Cr Morris

**Seconded:** Cr Lewis

**CARRIED**

**ITEM NO: 6.2**  
**SUBJECT: TREE SERVICE REVIEW**

#### **16/228 RESOLVED**

That Council:

1. Conduct a Tree Audit.
2. Develop an ongoing Tree Maintenance Program based on the findings from the Tree Audit.
3. Consider as part of future Operational Plans adopting a long term financial commitment that funds the works identified through the Tree Maintenance Program.
4. Explore the possibility of contracting public amenity cleaning through the next cleaning contract to enable OSR staff to focus on core functions.
5. Investigate through the 2017/18 Operational Plan the purchase of specialised plant.
6. Endorse specialised staff training to meet skills gaps.

**Moved:** Cr Payne

**Seconded:** Cr Hall

**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: DISCLOSURE RETURNS BY NEW COUNCILLORS**

**16/229 RESOLVED**

That Council formally note the tabling of Disclosure Returns by new Councillors for the 2015/16 period being in accordance with the requirements of Section 450A of the NSW Local Government Act, 1993.

**Moved:** Cr Hall

**Seconded:** Cr Fahey

**CARRIED**

**ITEM NO: 8.2**  
**SUBJECT: POLICY REVIEW – ES70**  
**PAYMENT OF EXPENSES AND PROVISION OF FACILITIES**  
**TO MAYOR AND COUNCILLORS**

**16/230 RESOLVED**

That Council:

1. Place the revised draft Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy on public exhibition for 28 days.
2. Receive a report at a future Ordinary Council meeting on any submissions received.

**Moved:** Cr Clarke

**Seconded:** Cr Payne

**CARRIED**

**ITEM NO: 8.3**  
**SUBJECT: COMMUNITY SURVEY ACTION PLAN**

**16/231 RESOLVED**

That Council adopt the Community Survey Action Plan.

**Moved:** Cr Galvin

**Seconded:** Cr Fahey

**CARRIED**

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**ITEM NO: 8.4**  
**SUBJECT: JOINT ORGANISATION BOUNDARIES**

**16/232 RESOLVED**

That Council endorse the proposed boundary for the Murray Murrumbidgee Joint Organisation.

**Moved:** Cr Payne **Seconded:** Cr Fahey **CARRIED**

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## **SECTION 9**

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

#### **9.1.**

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

**16/233 RESOLVED**

That Council receive and note Development Services Report for September 2016.

**Moved:** Cr Hall **Seconded:** Cr Payne **CARRIED**

#### **9.2. Financial / Audit**

**ITEM NO: 9.2.1**  
**SUBJECT: SEPTEMBER STATEMENT OF RATES AND RECEIPTS**

**16/234 RESOLVED**

That Council receive and note the information contained in the Statement of Rates and Receipts report as at 30 September 2016.

**Moved:** Cr Lewis **Seconded:** Cr Payne **CARRIED**

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

**16/235 RESOLVED**

That Council receive and note the information contained in the Statement of Bank Balances report as at 30 September 2016.

**Moved:** Cr Payne **Seconded:** Cr Galvin **CARRIED**

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

**16/236 RESOLVED**

That Council receive and note the information contained in the Statement of Investments report as at 30 September 2016.

**Moved:** Cr Payne

**Seconded:** Cr Bryon

**CARRIED**

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

**16/237 RESOLVED**

That Council receive and note the information contained in the Income Statement report as at 30 September 2016.

**Moved:** Cr Payne

**Seconded:** Cr Hall

**CARRIED**

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

**16/238 RESOLVED**

That Council receive and note the information contained in the Capital Works report as at 30 September 2016.

**Moved:** Cr Clarke

**Seconded:** Cr Fahey

**CARRIED**

**9.3. Other**

 *No Reports Listed for Section 9.3*

**There being no further business the Mayor declared the meeting closed at 5.30pm.**

Chairman of the Meeting of the Narrandera Shire Council held on **Tuesday 15 November 2016**, at which meeting the signature hereon was inscribed.



**Judith Charlton**  
**Chief Executive Officer**



**Cr Neville Kschenka**  
**Mayor**