



MINUTES

Ordinary Council Meeting

14 December 2022

Unconfirmed

**MINUTES OF NARRANDERA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON WEDNESDAY, 14 DECEMBER 2022 AT 3PM**

The Mayor declared the Public Forum opened at **3.08pm** and welcomed the Councillors, Staff, Media, Members of the Gallery and those following on the Live Streaming.

1 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

2 HOUSE KEEPING

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

PUBLIC FORUM

The Mayor presented Certificates and Prize Vouchers to winners of Council's 2022 Garden Awards.

At the conclusion of the Garden Awards Presentations, the Mayor declared the final Ordinary Council meeting for 2022 opened at **3.30pm**.

3 DISCLOSURE OF POLITICAL DONATIONS

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 Council's website or from the Customer Service Centre and must be lodged in accordance with the Act.

There were no Disclosures of Political Donations received by the Chairperson.

4 REQUEST TO ATTEND BY AUDIO-VISUAL LINK

No requests to join via audio-visual link in December.

5 PRESENT

Cr Neville Kschenka, Cr Cameron Lander, Cr Narelle Payne, Cr Jenny Clarke OAM, Cr Kevin Morris, Cr Peter Dawson, Cr Sue Ruffles, Cr Tracey Lewis

In Attendance

George Cowan (General Manager), Shane Wilson (Deputy General Manager Infrastructure), Martin Hiscox (Deputy General Manager Corporate & Community), Vicki Maher (Executive Assistant, Minute Taker)

6 APOLOGIES**RESOLUTION 22/284**

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That apologies from Cr Braden Lyons be received and accepted.

CARRIED

7 DECLARATIONS OF INTEREST

Nil

8 CONFIRMATION OF MINUTES**RESOLUTION 22/285**

Moved: Cr Narelle Payne

Seconded: Cr Kevin Morris

That the minutes of the Ordinary Council Meeting held on 15 November 2022 be confirmed.

CARRIED

9 MAYORAL REPORT**9.1 MAYORAL REPORT - NOVEMBER DECEMBER 2022****RESOLUTION 22/286**

Moved: Cr Neville Kschenka

Seconded: Cr Narelle Payne

That Council:

1. Receives and notes the Mayoral Report for November / December 2022.

CARRIED

10 QUESTION WITH NOTICE

Nil

11 NOTICES OF RESCISSION

Nil

12 NOTICES OF MOTION

Nil

13 COUNCILLOR REPORTS

Nil

14 COMMITTEE REPORTS

14.1 YOUTH ADVISORY COUNCIL - MINUTES - 14 NOVEMBER 2022

RESOLUTION 22/287

Moved: Cr Tracey Lewis

Seconded: Cr Jenny Clarke OAM

That Council:

1. Receives and notes the Minutes of the Youth Advisory Council held on Monday 14 November 2022.

CARRIED

14.2 LAKE TALBOT ENVIRONS ADVISORY COMMITTEE - MINUTES - 22 NOVEMBER 2022

RESOLUTION 22/288

Moved: Cr Sue Ruffles

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the Minutes of the Lake Talbot Environs Advisory Committee held on Tuesday 22 November 2022.
2. Approves the committee nomination from Mr Graeme Hoare.

CARRIED

14.3 NARRANDERA STADIUM ADVISORY COMMITTEE - MINUTES - 22 NOVEMBER 2022**RESOLUTION 22/289**

Moved: Cr Narelle Payne

Seconded: Cr Jenny Clarke OAM

That Council:

1. Receives and notes the Minutes of the Narrandera Stadium Advisory Committee held on Tuesday 22 November 2022.
2. Notes the election of Mrs Gayle Murphy as chairperson.
3. Considers allocating approximately \$30,000 in the 2023-24 budget to engage a consultant to review the current master plan for the Narrandera Sportsground and incorporate Narrandera Stadium into the master plan.
4. Writes to Basketball NSW expressing disappointment with the decision not to play any Western Junior League rounds at Narrandera Stadium and highlighting the economic impact that the decision will have on local businesses and the wider community.
5. Writes to both our local members the Hon. Susan Ley MP and Steph Cooke MP, Leeton, Griffith and Bland Shire Councils seeking their support in writing to Basketball NSW to have the games shared with Narrandera.

CARRIED

14.4 AUDIT, RISK AND IMPROVEMENT S355 COMMITTEE - MINUTES - 23 NOVEMBER 2022**RESOLUTION 22/290**

Moved: Cr Cameron Lander

Seconded: Cr Kevin Morris

That Council:

1. Receives and notes the Minutes of the Audit, Risk and Improvement S355 Committee held on Wednesday 23 November 2022.
2. Appoint an alternate Councillor Delegate to the ARIC Committee in the event that the primary Councillor is absent so to meet quorum requirements

CARRIED

At Item 21.4, Cr Narelle Payne was endorsed as Alternate Councillor Delegate to the Audit, Risk and Improvement Committee.

14.5 RAILWAY STATION FACILITY ADVISORY COMMITTEE - MINUTES - 29 NOVEMBER 2022**RESOLUTION 22/291**

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the Minutes of the Railway Station Facility Advisory Committee held on Tuesday 29 November 2022.

CARRIED**14.6 ARTS AND CULTURE ADVISORY COMMITTEE - MINUTES - 30 NOVEMBER 2022****RESOLUTION 22/292**

Moved: Cr Tracey Lewis

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the Minutes of the Arts and Culture Advisory Committee held on Wednesday 30 November 2022.

CARRIED**14.7 PARKSIDE COTTAGE MUSEUM S355 COMMITTEE - MINUTES - 28 NOVEMBER 2022****RESOLUTION 22/293**

Moved: Cr Peter Dawson

Seconded: Cr Tracey Lewis

That Council:

1. Receives and notes the Minutes of the Parkside Cottage Museum S355 Committee held on Monday 28 November 2022.

CARRIED**18.8 AUSTRALIA DAY PLANNING ADVISORY COMMITTEE - MINUTES - 1 DECEMBER 2022****RESOLUTION 22/294**

Moved: Cr Jenny Clarke OAM

Seconded: Cr Tracey Lewis

That Council:

1. Receives and notes the Minutes of the Australia Day Planning Advisory Committee held on Thursday 1 December 2022.

CARRIED

15 PROCUREMENT

15.1 NARRANDERA URBAN STORMWATER DRAINAGE UPGRADE - SURVEY & DETAILED DESIGN

RESOLUTION 22/295

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Accepts the tender by SMEC of \$266,236 ex GST to undertake the Narrandera Urban Stormwater Upgrade Survey & Detailed Design in accordance with Section 55 of the Local Government Act 1993.

CARRIED

16 DEVELOPMENT APPLICATION

16.1 DEVELOPMENT APPLICATION 023-2022-2023 MULTI DWELLING HOUSING AND 1-INTO-4 LOT SUBDIVISION – 17A RUPERT STREET NARRANDERA

RESOLUTION 22/296

Moved: Cr Cameron Lander

Seconded: Cr Tracey Lewis

That Council:

1. Approves DA-023-2022-2023, the multi dwelling housing and the 1-into-4 lot subdivision at Lot 10 Section H DP2597 being 17A Rupert Street, Narrandera including all variations to the Narrandera Development Control Plan (NDCP) as contained within the report, subject to the Conditions of Consent in accordance with section 4.16 of the Environmental Planning and Assessment Act 1979 for the following reasons:
 - a. The development satisfies the provisions of the Narrandera LEP 2013, Narrandera DCP (as varied) and the Environmental Planning and Assessment Act 1979.
 - b. Potential impacts have been mitigated by the inclusion of appropriate conditions.

2. Conducts a Division to record the voting of Councillors.

In Favour: Crs Neville Kschenka, Cameron Lander, Narelle Payne, Jenny Clarke OAM, Kevin Morris, Peter Dawson, Sue Ruffles and Tracey Lewis

Against: Nil

CARRIED 8/0

CARRIED

17 OUR COMMUNITY

Nil

18 OUR ENVIRONMENT

18.1 REGIONAL HOUSING DELIVERY PLANS

RESOLUTION 22/297

Moved: Cr Narelle Payne

Seconded: Cr Tracey Lewis

That Council:

1. Acknowledges Council's involvement in the preparation and delivery of the Regional Housing Delivery Plan.

CARRIED

19 OUR ECONOMY

19.1 DRAFT NARRANDERA LOCAL HOUSING & EMPLOYMENT ZONE LAND STRATEGY

RESOLUTION 22/298

Moved: Cr Tracey Lewis

Seconded: Cr Cameron Lander

That Council:

1. Adopts the draft Narrandera Local Housing & Employment Zone Land Strategy.
2. Thanks those residents who made submissions.
3. Endorses the commencement of the planning proposals for the re-zoning of the proposed Employment Zone lands

CARRIED

20 OUR INFRASTRUCTURE

Nil

21 OUR LEADERSHIP**21.1 LEASE - 3 NGURANG ROAD, NARRANDERA - NSW GOVERNMENT TELECOMMUNICATIONS AUTHORITY****RESOLUTION 22/299**

Moved: Cr Kevin Morris

Seconded: Cr Narelle Payne

That Council:

1. Agrees to enter into a commercial lease with the New South Wales Government Telecommunications Authority ABN 85 430 594 829 for lease of part of the 3 Ngurang Road, Narrandera communications tower for a period of 20 years, for the purpose of integrating emergency and essential services into a new shared communications network known as the NSW Public Safety Network; and
2. Provides delegated authority to both the Mayor and the General Manager to sign the lease documents on behalf of Council and to execute the lease documents by placing the Seal of Council on the lease documents if required; and
3. Provides delegated authority to both the Mayor and the General Manager to address any other issues which may arise during this project.

CARRIED**21.2 COMMUNITY ENGAGEMENT STRATEGY****RESOLUTION 22/300**

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Adopts the proposed Community Engagement Strategy as presented for exhibition purposes for a period of at least 28 days, and
2. Deems the Community Engagement Strategy as adopted should no submissions be received at the conclusion of the exhibition period.

CARRIED**21.3 MODEL CODE OF CONDUCT COMPLAINT STATISTICS - 1 SEPTEMBER 2021 TO 31 AUGUST 2022****RESOLUTION 22/301**

Moved: Cr Sue Ruffles
Seconded: Cr Tracey Lewis

That Council:

1. Notes the Model Code of Conduct complaint statistics for the reporting year 1 September 2021 to 31 August 2022; and
2. Submits the statistical return as presented to the Office of Local Government by 31 December 2022.

CARRIED

21.4 AUDIT RISK AND IMPROVEMENT COMMITTEE - APPOINTMENT OF AN ALTERNATE COUNCILLOR DELEGATE

MOTION

Moved: Cr Tracey Lewis
Seconded: Cr Cameron Lander

That Council:

1. Appoints a Councillor to be the alternate Councillor delegate to the Audit, Risk and Improvement Committee in the absence of the appointed delegate.

AMENDMENT

Moved: Cr Narelle Payne
Seconded: Cr Kevin Morris

That Cr Narelle Payne be endorsed as Alternate Councillor Delegate to the Audit, Risk and Improvement Committee.

CARRIED

The Amendment becomes the Motion and when Put to the meeting, **Carried**.

RESOLUTION 22/302

Moved: Cr Narelle Payne
Seconded: Cr Kevin Morris

That:

1. Cr Narelle Payne be endorsed as Alternate Councillor Delegate to the Audit, Risk and Improvement Committee.

CARRIED

21.5 INITIAL CATEGORISATION OF COUNCIL MANAGED CROWN LAND - ROCKY WATER HOLES PRECINCT

RESOLUTION 22/303

Moved: Cr Tracey Lewis

Seconded: Cr Kevin Morris

That Council:

1. Seeks Ministerial approval to manage Lot 7313 DP 1159952 (Reserve 89805) as Community Land under the *Local Government Act*, 1993 and that the reserve be categorised as Natural Area – Bushland.

CARRIED

21.6 DOMESTIC VIOLENCE ADVISORY COMMITTEE

MOTION

Moved: Cr Cameron Lander

Seconded: Cr Sue Ruffles

That Council:

1. Resolves to discontinue the Domestic Violence Advisory Committee.

AMENDMENT

Moved: Cr Kevin Morris

Seconded: Cr Jenny Clarke OAM

That:

1. This report Lay on the Table until February 2023 Council meeting, providing opportunity for further discussion on the future of the committee and how Council can continue to support the community should the committee be discontinued..

CARRIED

The Amendment becomes the Motion and when Put to the meeting, **Carried**.

RESOLUTION 22/304

Moved: Cr Kevin Morris

Seconded: Cr Jenny Clarke OAM

That:

1. This report Lay on the Table until February 2023 Council meeting, providing opportunity for further discussion on the future of the committee and how Council can continue to support the community should the committee be discontinued.

CARRIED

22 POLICY

Nil

23 STATUTORY AND COMPULSORY REPORTING – DEVELOPMENT SERVICES REPORTS

23.1 DEVELOPMENT & ENVIRONMENT SERVICES ACTIVITIES - NOVEMBER 2022

RESOLUTION 22/305

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the Development Services Activities Report for November 2022.

CARRIED

24 STATUTORY AND COMPULSORY REPORTING – FINANCIAL / AUDIT REPORTS

24.1 WATER AND WASTEWATER CHARGES UNDETECTED LEAK ANNUAL REPORTING

RESOLUTION 22/306

Moved: Cr Kevin Morris

Seconded: Cr Tracey Lewis

That Council:

1. Receives and notes the information contained within this report.

CARRIED

24.2 INCOME STATEMENT - NOVEMBER 2022

RESOLUTION 22/307

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the information contained in the Income Statement report for the period ending 30 November 2022.

CARRIED

24.3 STATEMENT OF INVESTMENTS - NOVEMBER 2022**RESOLUTION 22/308**

Moved: Cr Jenny Clarke OAM

Seconded: Cr Peter Dawson

That Council:

1. Receives and notes the report indicating Council's Fund Management position.
2. Notes the Certificate of the Responsible Accounting Officer and adopts the report as at 30 November 2022.

CARRIED

24.4 CAPITAL WORKS PROGRAM - NOVEMBER 2022**RESOLUTION 22/309**

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the information contained in the Capital Works report as at 30 November 2022.

CARRIED

24.5 2022 GENERAL LAND REVALUATION OVERVIEW**RESOLUTION 22/310**

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the 2022 Valuer-General's land revaluations to be used commencing 1 July 2023 for the purpose of levying an ordinary rate on rateable properties.

CARRIED

24.6 STATEMENT OF RATES AND RECEIPTS - NOVEMBER 2022

RESOLUTION 22/311

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the information contained in the Statement of Rates and Receipts report as at 30 November 2022.

CARRIED

24.7 STATEMENT OF BANK BALANCES - NOVEMBER 2022

RESOLUTION 22/312

Moved: Cr Peter Dawson

Seconded: Cr Tracey Lewis

That Council:

1. Receives and notes the information contained in the Statement of Bank Balances report as of 30 November 2022.

CARRIED

25 STATUTORY AND COMPULSORY REPORTING – OTHER REPORTS

25.1 ADMINISTRATION OF THE ORDINARY ELECTION - SEPTEMBER 2024

RESOLUTION 22/313

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Narrandera Shire Council (the Council):

1. Resolves pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) (“the Act”) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
2. Resolves pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.
3. Resolves pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.

CARRIED

26 CONFIDENTIAL BUSINESS PAPER REPORTS**RESOLUTION 22/314**

Moved: Cr Jenny Clarke OAM

Seconded: Cr Cameron Lander

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the *Local Government Act 1993*:

26.1 2023 Australia Day Awards Nominees

This matter is considered to be confidential under Section 10A(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

CARRIED

26.1 2023 AUSTRALIA DAY AWARDS NOMINEES**RESOLUTION 22/315**

Moved: Cr Kevin Morris

Seconded: Cr Jenny Clarke OAM

That Council:

1. Endorses the 2023 Australia Day Award recipients in the below categories as selected by the Australia Day Planning Advisory Committee
 - a. Endorses the 2023 Australia Day award winners for Organisation of the Year.
 - b. Endorses the 2023 Australia Day award for Young Citizen of the Year.
 - c. Endorses the 2023 Australia Day award winner for Citizen of the Year.
 - d. Endorses the 2023 Australia Day award winner for Environmental Citizen of the Year.
2. Award joint Senior Citizens of the Year to be announced on Australia Day.

CARRIED

27 OPEN COUNCIL**RESOLUTION 22/316**

Moved: Cr Narelle Payne

Seconded: Cr Jenny Clarke OAM

That Council moves out of Closed Council into Open Council and the Mayor advise of the resolutions endorsed in Closed Session.

CARRIED

Prior to closing the meeting, the Mayor thanked Councillors and staff for their assistance and work throughout the year and wished everyong a Merry Christmas.

The Meeting closed at 4.41pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 21 February 2023.

.....
GENERAL MANAGER

.....
CHAIRPERSON

Unconfirmed