



Minutes

Ordinary Council Meeting

17 May 2016



Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council


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

The Acting 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 Acting 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, J Howard, J Lee and N Kschenka

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

APOLOGIES

**** Cr Morris tendered prior notification of his Apology for today's meeting due to unforeseen work commitments.*

16/89 RESOLVED:

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

Moved: Cr Hall

Seconded: Cr Eipper

CARRIED

Minutes to the 17 May 2016 Ordinary Meeting of Council


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At the 21 June 2016 Ordinary Meeting of Council

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 - Minutes - Arts and Community Centre Committee Meeting – 2 May 2016 as he is the owner of the property next door and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Kschenka declared a Pecuniary Interest in Item 4.1 - Attachment 2 Only (Actuals to Budget Financial Report) - 2016 John O'Brien Festival Final Outcomes Report as his business was a provider of equipment hire and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Lee declared a Non Pecuniary Significant Interest in Item 6.2 - Lake Talbot Pool Complex Strategy as he is the brother of the Lessee and will leave the Chambers during discussions and voting on this matter.*

*** *Cr Lee declared a Non Pecuniary Significant Interest in Item 9.2.6 - Draft Operational Plan 2016-2017 Strategy as he is the brother of the Lessee and will leave the Chambers during discussions and voting on this matter.*

CONFIRMATION OF MINUTES

16/90 RESOLVED:

That the Minutes of the Ordinary Meeting of Narrandera Shire Council held on 19 April 2016 and as contained in the minute numbers 16/67 to 16/87 (*a copy having been circulated to Councillors*) are hereby **Confirmed**.

Moved: Cr Howard

Seconded: Cr Mayne

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.

16/91 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, 3.3, 9.1.1, 9.2.1, 9.2.2, 9.2.3, 9.2.4

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

MAYORAL REPORT - 1

ITEM No: 1.1
SUBJECT: MAYORAL REPORT

16/91 RESOLVED – BLOCK VOTE:

That the April / May Mayoral Report be received and that the contents throughout be noted.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

NOTICES OF MOTION - 2

 *No Reports Listed for Section 2*

COMMITTEE REPORTS - 3

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

16/91 RESOLVED – BLOCK VOTE:

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

3.1-1	Murray Darling Association Group 9 Meeting	11 March 2016
3.1-2	RAMROC General Managers Meeting	14 April 2016

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

ITEM NO: 3.2
SUBJECT: MINUTES – LAKE TALBOT ENVIRONS ADVISORY COMMITTEE
MEETING DATE: 7 April 2016

16/92 RESOLVED:

That Council receive and note the Minutes of the Lake Talbot Advisory Committee Meeting of 7 April 2016 and adopt the following recommendation. In considering the recommendation it should be noted there is no budget currently allocated in the 2016/17 Operational Plan for weed harvesting.

RECOMMENDATION GB1:

That Council consider booking the original weed harvesting contractor for the 2016/17 financial year and allocating a suitable budget in the 2016/17 Operational Plan.

Moved: Cr Howard

Seconded: Cr Eipper

CARRIED

ITEM NO: 3.3
SUBJECT: MINUTES – ARTS AND COMMUNITY CENTRE COMMITTEE
MEETING DATE: 2 May 2016

16/91 RESOLVED – BLOCK VOTE:

That Council receive and note the Minutes of the Arts and Community Centre Committee Meeting of 2 May 2016.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

SECTION 4

A Strong and Resilient Community and Sustainable Environment – Reports

ITEM NO: 4.1
SUBJECT: 2016 JOHN O'BRIEN FESTIVAL FINAL OUTCOMES REPORT

RECOMMENDED:

That Council:

1. Receive the 2016 John O'Brien Festival Final Outcomes Report.
2. Receive the 2016 John O'Brien Festival Actuals to Budget Financial Report.
3. Support a review of the John O'Brien Festival and its constitution.
4. Endorse the two (2) Councillors to the 2017 Narrandera's John O'Brien Festival Organising Committee.

Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

5. Congratulate the John O'Brien Committee on a successful 2016 Festival and thank them for their significant contribution.

*** A Declaration of Interest was received for only part of this recommendation (Attachment 2 relevant to Point 2). As such, the recommendation will be discussed and decided upon in two parts.*

*** At this point, time being 5.03pm, Cr Kschenka after earlier declaring an Interest in Item 4.1 Attachment 2 Only, vacated the Chambers during discussions and voting on the matter.*

16/93 RESOLVED

Point 2 As Submitted - That Council receive the 2016 John O'Brien Festival Actuals to Budget Financial Report.

Moved: Cr Hall

Seconded: Cr Lee

CARRIED

*** At this point, time being 5.05pm, Cr Kschenka returned to the Chambers and re-joined the meeting and discussions on remaining sections of the recommendation.*

ITEM NO: 4.1-1
SUBJECT: 2016 JOHN O'BRIEN FESTIVAL FINAL OUTCOMES REPORT

16/94 RESOLVED

That Council:

1. Receive the 2016 John O'Brien Festival Final Outcomes Report.
2. Congratulate the John O'Brien Committee, by way of a letter to Mrs Bryon and Committee members, on a successful 2016 Festival thanking them for their significant contribution.

Moved: Cr Howard

Seconded: Cr Mayne

CARRIED

SECTION 5

A Growing Economy – Reports

 *No Reports Listed for Section 5*

SECTION 6

Quality and Sustainable Infrastructure – Reports

ITEM NO: 6.1
SUBJECT: NARRANDERA SHIRE COUNCIL 2016 TREE AUDIT

Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

16/95 RESOLVED:

That Council:

1. Note staff will decline the quote given it is outside the budget allocation of \$60,000 and there is limited competition and re quote the 2016 tree audit project.
2. Carry over \$60,000 from the 2015/16 Capital works program to 2016/17 financial year noting project management costs already incurred.

Moved: Cr Howard

Seconded: Cr Lee

CARRIED

*** At this point, time being 5.10pm, Cr Lee after earlier declaring an Interest in Item 6.2 vacated the Chambers during discussions and voting on the matter.*

**SUSPEND STANDING ORDER –
ITEM 6.2 - LAKE TALBOT POOL COMPLEX STRATEGY**

16/96 RESOLVED:

That at this point, time being 5.10pm, Council Suspend Standing Order and move into Closed Committee to deal with the Confidential attachment as provided in Item 6.2.

Item 6.2 – Attachment 2 – Lake Talbot Pool lease

Section 10A (2)(c) the report contains commercial information of a confidential nature that would, if disclosed: confer a commercial advantage on a person with whom the council is conducting(or proposed to conduct) business ... 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.....

The following public interest test has been applied:-

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 Hall

Seconded: Cr Howard

CARRIED

The Mayor advised Members of the Gallery and Press that Council will move into Closed Session of Council for the consideration of the Confidential attachment to Item 6.2 and that they may return upon resumption of Open Council.

CLOSED COMMITTEE

ITEM NO: 6.2
SUBJECT: LAKE TALBOT POOL COMPLEX STRATEGY

CONFIDENTIAL ATTACHMENT

RESOLVED:

Accept the recommendations of the Confidential report (attachment 2).

Moved: Cr Hall

Seconded: Cr Howard

CARRIED

RESUMPTION OF OPEN COUNCIL AND STANDING ORDERS

16/97 RESOLVED:

That at this point, time being **5.13pm**, Council Resume Standing Order and continued to discuss the agenda items.

Moved: Cr Hall

Seconded: Cr Kschenka

CARRIED

SECTION 6 - Continued

Quality and Sustainable Infrastructure – Reports

Members of the Gallery and Press returned to the Chambers.

ITEM NO: 6.2
SUBJECT: LAKE TALBOT POOL COMPLEX STRATEGY

16/98 RESOLVED:

That Council:

1. Proceed with developing a Master Plan of Lake Talbot pool complex that would provide options to determine the feasibility and costs associated in incorporating a heated pool at Lake Talbot pool complex and provide assessments of the existing infrastructure.
2. Approve the funding of the costs to develop the Master Plan to be allocated in the 2016/17 Capital Works Program
3. Accept the recommendations of the Confidential report (attachment 2).
4. Give approval to affix the Common Seal of Council, if required, to this and any future documentation necessary relating to this matter.

Moved: Cr Howard

Seconded: Cr Mayne

CARRIED

*** At this point, time being 5.17pm, Cr Lee returned to the Chambers and re-joined the meeting.*

SECTION 7

Efficient and Responsive Service – Reports

ITEM NO: 7.1
SUBJECT: POSITIVE AGEING STRATEGY

16/99 RESOLVED:

That Council:

1. Endorse the Draft Narrandera Shire Positive Ageing Strategy with amendments to appendixes 1 & 2 recognising Pangarinda as an existing Service Provider in the community and a participant in the consultation.
2. Place the Strategy on Public Exhibition for 28 days.
3. Receive the final Strategy for adoption and resourcing after the Public Exhibition Period.

Moved: Cr Mayne

Seconded: Cr Lee

CARRIED

SECTION 8

Trusted and Effective Government – Reports

ITEM NO: 8.1
SUBJECT: INVESTIGATION OF A JOINT LIBRARY SERVICE

16/100 RESOLVED:

That Council:

1. Note the review to joint library services with Leeton Council is progressing with initial findings being:
 - A joint service with Leeton library in conjunction with Western Riverina Co-Operative library could provide resource sharing cost savings to the existing Narrandera library service along with access to additional collections and professional services.
 - Membership of the Riverina Regional library or utilising full regional membership of the Western Riverina Co-Operative library was found to be cost prohibitive for Narrandera Shire.
2. Continue discussion with Leeton Shire Council should Leeton Shire Council resolve to support the concept of a joint library service with a shared catalogue through Western Riverina Co-Operative library, with the aim of preparing an implementation plan utilising the governance structure provided by Western Riverina Co-Operative library.

Moved: Cr Hall

Seconded: Cr Eipper

CARRIED

ITEM NO: 8.2
SUBJECT: DRAFT DELIVERY PROGRAM 2013-2017
DRAFT WORKFORCE STRATEGIC PLAN
DRAFT ASSET MANAGEMENT PLANS

16/101 RESOLVED:

1. That Council adopt for the purpose of public comment for a period of 28 days commencing Thursday 19 May 2016, the:
 - Draft Delivery Program 2013-2017 as presented
 - Draft Workforce Strategic Plan as presented
 - Draft Asset Management Plans as presented
2. That following the 28 day public exhibition period Council further consider the documents in conjunction with any public comment or submissions received at its meeting to be held 21 June 2016 for the purpose of adoption.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 8.3
SUBJECT: IPART – REVIEW OF THE LOCAL GOVERNMENT RATING SYSTEM

16/102 RESOLVED:

That Council endorse the submission to IPART made on 11 May 2016:

1. Supporting the optional use of CIV in conjunction with more flexible categorisation of land for multi occupancy properties.
2. Supporting a proposal to remove exemptions where commercial activity is being carried out on the land providing the land owner with the capacity to pay rates.

Moved: Cr Hall

Seconded: Cr Eipper

CARRIED

SECTION 9

Statutory & Other Compulsory Reports

9.1.

ITEM NO: 9.1.1
SUBJECT: APRIL DEVELOPMENT SERVICES ACTIVITIES

16/91 RESOLVED – BLOCK VOTE:

That Council receive and note the information contained in the Development Services Activities report for period ending 30 April 2016.

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

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

9.2. Financial / Audit

ITEM NO: 9.2.1
SUBJECT: APRIL STATEMENT OF RATES & RECEIPTS

16/91 RESOLVED – BLOCK VOTE:

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

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 9.2.2
SUBJECT: APRIL STATEMENT OF BANK BALANCES

16/91 RESOLVED – BLOCK VOTE:

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

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 9.2.3
SUBJECT: APRIL STATEMENT OF INVESTMENTS

16/91 RESOLVED – BLOCK VOTE:

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

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 9.2.4
SUBJECT: APRIL INCOME STATEMENTS

16/91 RESOLVED – BLOCK VOTE:

Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

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

Moved: Cr Howard

Seconded: Cr Hall

CARRIED

ITEM NO: 9.2.5
SUBJECT: APRIL CAPITAL WORKS PROGRAM

16/103 RESOLVED:

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

Moved: Cr Eipper

Seconded: Cr Howard

CARRIED

*** At this point, time being 5.21pm, Cr Lee, after earlier declaring an Interest in Item 9.2.6, vacated the Chambers during discussions and voting on the matter.*

ITEM NO: 9.2.6
SUBJECT: DRAFT OPERATIONAL PLAN 2016-2017

16/104 RESOLVED:

That Council adopt recommendations identified as A; B; C; D; E; F; G; H; I; J and K as presented with the additional amendment to Page 35 Item I: Fees and Charged; rounding down of Plant Hire Rates.

Moved: Cr Hall

Seconded: Cr Eipper

CARRIED

*** At this point, time being 5.23pm, Cr Lee returned to the Chambers and re-joined the meeting.*

ITEM NO: 9.2.7
SUBJECT: MARCH 2016 QUARTERLY BUDGET REVIEW

16/105 RESOLVED:

That Council receive, note and adopt the information and variations contained in the March Quarterly Budget Review.

Moved: Cr Howard

Seconded: Cr Kschenka

CARRIED

9.3. Other

 *No Reports Listed for Section 9.3*

Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

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.

CLOSED COMMITTEE

16/106 RESOLVED:

That at this time **5.24pm** Council move into Confidential to further discuss items:

Item 10.1 – Minutes– Economic Development Taskforce Committee

Section 10A (2)(d)(i); the report contains commercial information of a confidential nature that would, if disclosed: (i) Prejudice the commercial position of the person who supplied it; .. 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 Lee

Seconded: Cr Kschenka

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: MINUTES - ECONOMIC DEVELOPMENT TASKFORCE COMMITTEE

DATE: 18 April 2016

RESOLVED:

That Council receive and note the Minutes of the Economic Development Taskforce Committee Meeting of 18 April 2016.

Minutes to the 17 May 2016 Ordinary Meeting of Council

CONFIRMED

At the 21 June 2016 Ordinary Meeting of Council

Moved: Cr Hall

Seconded: Cr Lee

CARRIED

RESUMPTION OF OPEN COUNCIL AND STANDING ORDERS

16/107 RESOLVED:

At this time **5.26pm**, Council moved back into Open Council.

Moved: Cr Hall

Seconded: Cr Mayne

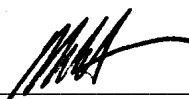
CARRIED

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

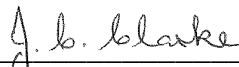
The Chairperson advised the meeting of the Resolutions as adopted in Confidential.

There being no further business the Mayor declared the meeting closed at 5.27pm.

Chairman of the Meeting of the Narrandera Shire Council held on **Tuesday 21 June 2016**, at which meeting the signature hereon was inscribed.



Martin Hiscox
Acting Chief Executive Officer



Cr Jenny Clarke
Mayor