

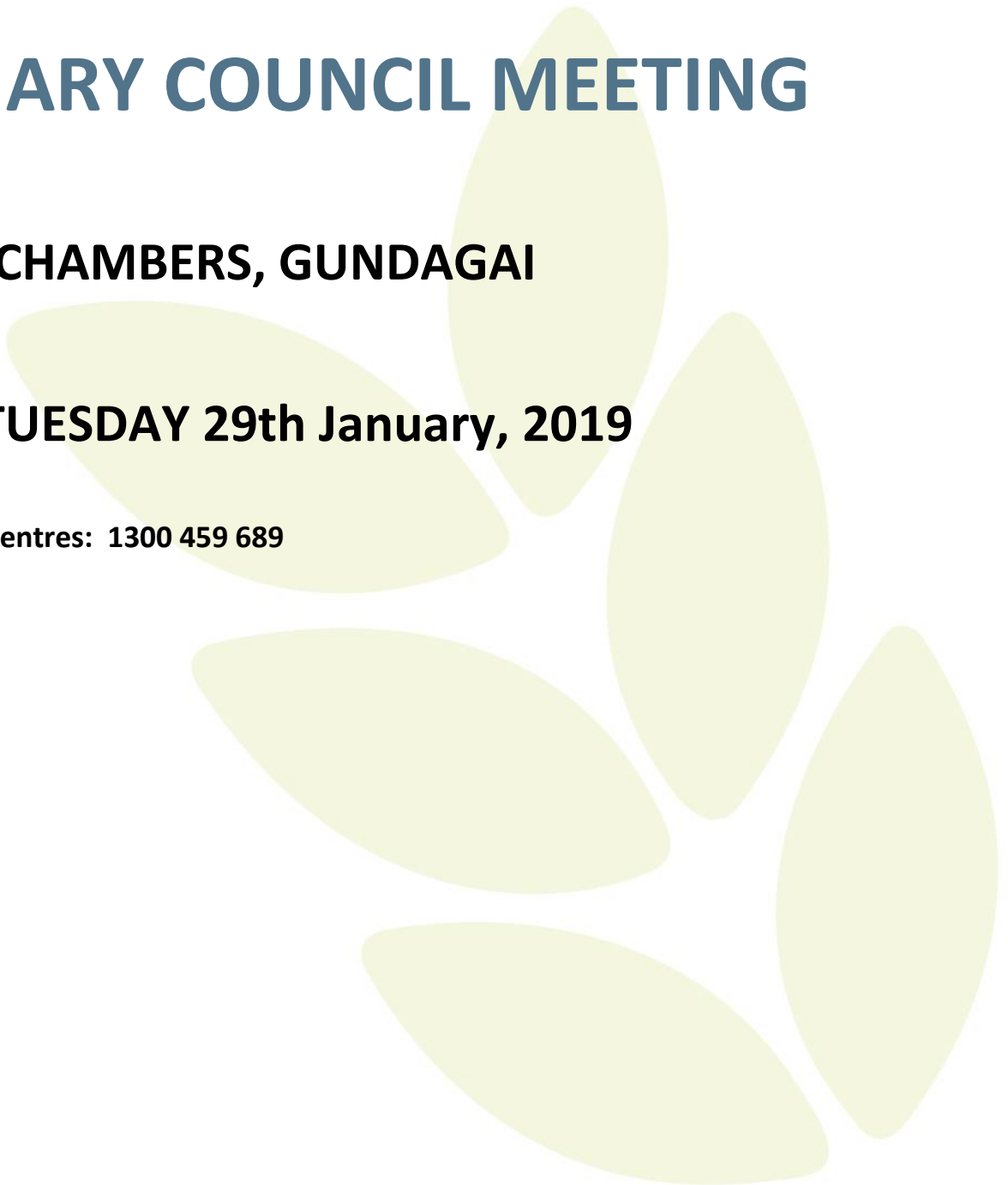
Minutes

ORDINARY COUNCIL MEETING

COUNCIL CHAMBERS, GUNDAGAI

6:00PM, TUESDAY 29th January, 2019

Administration Centres: 1300 459 689



**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, GUNDAGAI
ON TUESDAY, 29 JANUARY 2019 AT 6:00PM**

PRESENT: Cr Abb McAlister (Mayor), Cr Dennis Palmer (Deputy Mayor), Cr Leigh Bowden, Cr David Graham, Cr Gil Kelly, Cr Penny Nicholson, Cr Doug Phillips, and Cr Charlie Sheahan

IN ATTENDANCE: Phil McMurray (Acting General Manager), Andrew Brock (Facilities Manager) and Tim Swan (Finance Manager)

1 OPEN FORUM

List of Speakers

1. Pip McAlister – Spoke on the maintenance of parks and gardens, and street trees in Gundagai, and in particular the condition of some street trees in West Street.

2 ACKNOWLEDGEMENT OF COUNTRY

The Chairperson acknowledged the Wiradjuri people who are the Traditional Custodians of the Land at which the meeting was held and paid his respects to Elders, both past and present, of the Wiradjuri Nation and extended that respect to other Aboriginal people who were present.

3 APOLOGY

Note: An apology was received on behalf of Cr Craig Stewart

RESOLUTION 001/2019

Moved: Cr Charlie Sheahan

Seconded: Cr Gil Kelly

That the apology received from Cr Stewart be accepted and leave of absence granted.

CARRIED

4 DISCLOSURES OF INTEREST

There were no disclosures of interest.

5 CONFIRMATION OF MINUTES

5.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 11 DECEMBER 2018

Note: Cr Sheahan thanked Linda Wiles, Communications Officer for her efforts on Australia Day in Cootamundra.

Cr McAlister (Mayor) extended a vote of thanks to the Gundagai SES for their assistance at the Australia Day festivities in Gundagai and Cr's Graham and Nicholson echoed the Mayor's sentiments.

RESOLUTION 002/2019

Moved: Cr Doug Phillips

Seconded: Cr Gil Kelly

The Minutes of the Ordinary Meeting of Council held on Tuesday 11 December 2018 be confirmed as a true and correct record of the meeting.

CARRIED

5.2 MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 19 DECEMBER 2018

Note: At this stage of the meeting Cr Graham suggested that the notes of the Councillor Workshop held on 19th December, 2019 be acknowledged and accepted as being accurate. There was no objection to Cr Graham's suggestion.

RESOLUTION 003/2019

Moved: Cr Gil Kelly

Seconded: Cr David Graham

The Minutes of the Extraordinary Meeting of Council held on Wednesday 19 December 2018 be confirmed as a true and correct record of the meeting.

CARRIED

6 MAYORAL MINUTES

6.1 MAYORAL MINUTES FOR DECEMBER, 2018 AND JANUARY, 2019

Note: The following amendments to the Mayoral Minute were noted:

12th December, 2018

Cr Bowden also attended the Gundagai Tourism Action Committee.

Cr Bowden did not attend the luncheon for the volunteers of Bradman's Birthplace and the Cootamundra Heritage Centre.

19th December, 2018

Cr Palmer (Deputy Mayor) did not attend the playground openings at Wallendbeen or Stockinbingal

26th January, 2019

Cr Stewart did not attend the Australia Day celebrations in Jubilee Park

RESOLUTION 004/2019

Moved: Cr Dennis Palmer

Seconded: Cr Charlie Sheahan

The information in the Mayoral Minute, as amended, be received and noted.

CARRIED

7 REPORTS FROM COMMITTEES

Nil

8.1 CORPORATE SERVICES DIRECTORATE

8.1.1 INVESTMENT REPORT - DECEMBER 2018

RESOLUTION 005/2019

Moved: Cr Doug Phillips

Seconded: Cr David Graham

The Investment Report as at 31 December 2018 be received and noted.

CARRIED

8.1.2 MONTHLY FINANCE REPORT FOR DECEMBER 2018

RESOLUTION 006/2019

Moved: Cr Doug Phillips

Seconded: Cr Penny Nicholson

The Monthly Finance Report for December, 2018 attached to the report be received and noted.

CARRIED

8.1.3 ADMINISTRATION OF SEPTEMBER, 2020 ELECTIONS

RESOLUTION 007/2019

Moved: Cr David Graham
Seconded: Cr Charlie Sheahan

The Cootamundra-Gundagai Regional Council (“the Council”) resolves:

- 1. 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. 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. 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

8.1.4 ALGWA NSW ANNUAL CONFERENCE 2019

RESOLUTION 008/2019

Moved: Cr Leigh Bowden
Seconded: Cr Gil Kelly

Cr Bowden and Cr Nicholson be Council’s attendees at the Australian Local Government Women’s Association Annual Conference, 2019.

CARRIED

8.1.5 GUNDAGAI SENIORS FESTIVAL

RESOLUTION 009/2019

Moved: Cr Charlie Sheahan
Seconded: Cr Dennis Palmer

Council donate the sum of \$2100.00 to the Gundagai Neighbourhood Centre for the cost of stage hire and associated costs to accommodate the Kapooka Band for the Gundagai Seniors Week Festival.

CARRIED

8.1.6 COUNCIL MEETING ACTION REPORT**RESOLUTION 010/2019**

Moved: Cr Dennis Palmer

Seconded: Cr Gil Kelly

The updated Council Meeting Action Report attached to the report be received and noted.**CARRIED****8.1.7 CR SHEAHAN NATIONAL LOCAL ROADS & TRANSPORT CONGRESS REPORT****RESOLUTION 011/2019**

Moved: Cr Gil Kelly

Seconded: Cr Leigh Bowden

The attached report by Cr Sheahan on the National Local Roads & Transport Congress, 2018 be received and noted.**CARRIED****8.1.8 SECTION 355 COMMITTEE MEMBERSHIP****RESOLUTION 012/2019**

Moved: Cr Doug Phillips

Seconded: Cr Leigh Bowden

- 1. The office bearers and membership of the following Section 355 Committees, as detailed in the report, be endorsed;**
 - i. Gundagai Tourism Action S.355 Committee**
 - ii. Cootamundra Heritage Centre Management S.355 Committee**
- 2. A further report on the office bearers and membership of the Cootamundra Creative Art and Cultural Centre S.355 Committee be prepared and submitted to the February, 2019 Ordinary Meeting of Council.**

CARRIED

8.1.9 COOTAMUNDRA SHOWGROUND USERS GROUP SECTION 355 COMMITTEE MEMBERSHIP AND DELEGATES**RESOLUTION 013/2019**

Moved: Cr Dennis Palmer

Seconded: Cr Doug Phillips

- 1. The office bearers and membership of the Cootamundra Showground Users Group Section 355 Committees, as detailed in the report, be endorsed.**
- 2. Councillor Gil Kelly be appointed as Council's representative on the Cootamundra Showground Users Group Section 355 Committees.**

CARRIED

8.1.10 COOTAMUNDRA TOURISM ACTION SECTION 355 COMMITTEE MEMBERSHIP**RESOLUTION 014/2019**

Moved: Cr Leigh Bowden

Seconded: Cr Penny Nicholson

The membership of the Cootamundra Tourism Action Section 355 Committee, as detailed in the report, be endorsed.

CARRIED

8.1.11 MUTTAMA HALL MANAGEMENT SECTION 355 COMMITTEE MEMBERSHIP AND AGM MINUTES**RESOLUTION 015/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr Penny Nicholson

- 1. The Minutes of the Muttama Hall Management s.355 Committee Annual General Meeting held on 28 November 2018 attached to the report, be received and noted.**
- 2. Membership of the Muttama Hall Management s.355 Committee, comprising five (5) existing members and six (6) new members as detailed in the report, be endorsed.**

CARRIED

8.1.12 COOTAMUNDRA SHOWGROUND USERS GROUP SECTION 355 COMMITTEE MEETING - MINUTES

RESOLUTION 016/2019

Moved: Cr Gil Kelly

Seconded: Cr Leigh Bowden

- 1. The Minutes of the Cootamundra Showground Users Group s.355 Committee meeting held on 19 December, 2018, attached to the report be received and noted.**
- 2. The operational maintenance recommended by the Committee and detailed in the Minutes be referred to the responsible Council officer for investigation and resolution as necessary.**

CARRIED

8.1.13 STOCKINBINGAL ELLWOOD'S HALL SECTION 355 COMMITTEE MEETING - MINUTES

RESOLUTION 017/2019

Moved: Cr Gil Kelly

Seconded: Cr Dennis Palmer

The Minutes of the Stockinbingal Ellwood's Hall s.355 Committee ordinary meeting held on 29 November 2018 attached to the report, be received and noted.

CARRIED

8.1.14 GUNDAGAI TOURISM ACTION SECTION 355 COMMITTEE MEETING - MINUTES

RESOLUTION 018/2019

Moved: Cr Charlie Sheahan

Seconded: Cr Penny Nicholson

The Minutes of the Gundagai Tourism Action s.355 Committee meetings held on 14th November, 2018 attached to the report, be received and noted.

CARRIED

8.1.15 INFORMATION BULLETIN

RESOLUTION 019/2019

Moved: Cr Doug Phillips
Seconded: Cr Dennis Palmer

The information contained in the Information Bulletin attached to the report be received and noted.

CARRIED

8.2 DEVELOPMENT AND COMMUNITY SERVICES DIRECTORATE

8.2.1 DEVELOPMENT APPLICATIONS APPROVED DECEMBER 2018

RESOLUTION 020/2019

Moved: Cr Charlie Sheahan
Seconded: Cr Dennis Palmer

The information on Development Applications Approved in December, 2018 be noted.

CARRIED

8.2.2 DELEGATES FOR RIVERINA REGIONAL LIBRARY

MOTION

Moved: Cr Penny Nicholson
Seconded: Cr Leigh Bowden

Cr's Bowden and Nicholson be appointed as the two delegates and the General Manager as the alternate delegate for the Riverina Regional Library in accordance with section three (3) of the RRL Deed of Agreement as stated in the report.

8.3 OPERATIONS DIRECTORATE

8.3.1 WATERWAYS WORKS MANAGEMENT

RESOLUTION 021/2019

Moved: Cr Doug Phillips

Seconded: Cr Dennis Palmer

The Draft Report on Waterways Works Management for Cootamundra-Gundagai Regional Council providing working guidelines for all future works undertaken on all Waterways within Cootamundra-Gundagai Regional Council's local government area, attached under separate cover, be adopted.

CARRIED

8.3.2 YASS ROAD ELECTRICAL UPGRADE

RESOLUTION 022/2019

Moved: Cr Doug Phillips

Seconded: Cr Charlie Sheahan

- 1. Council be provided with details of the contract of sale for the Yass Road development in relation to determining the provision of electricity to the site, for further consideration and discussion at the February Councillor Workshop.**
- 2. Liability for the difference between the original budgeted costs and the revised electrical design and installation costs for the development in the Yass Road area detailed in the report, be determined**

CARRIED

8.3.3 JANUARY OPERATIONS REPORT

Note: Cr Sheahan informed Council of environmental grants which are available to assist councils with the disposal of mattresses and tyres.

It was also requested that information on the waste amnesty day at the waste stations be included in the Council newsletter.

RESOLUTION 023/2019

Moved: Cr Doug Phillips

Seconded: Cr Penny Nicholson

The Operations Update Report and Works Program for the month of January, 2019 attached to the report be received and noted.

CARRIED

8.3.4 SHERIDAN AND WEST STREETS INTERSECTION AMENDED DESIGN

RESOLUTION 024/2019

Moved: Cr Charlie Sheahan

Seconded: Cr David Graham

The modified design plan for the intersection upgrade of Sheridan and West Streets Gundagai, as contained in the report, be adopted.

CARRIED

8.3.5 PEDESTRIAN REFUGE CONSTRUCTION AT SHERIDAN AND OTWAY STREETS INTERSECTION

RESOLUTION 025/2019

Moved: Cr Charlie Sheahan

Seconded: Cr Penny Nicholson

The Sheridan and Otway Streets pedestrian refuge construction plan contained in the report be endorsed.

CARRIED

8.4 ASSET MANAGEMENT DIRECTORATE

Nil

9 MOTION OF WHICH NOTICE HAS BEEN GIVEN

9.1 NOTICE OF MOTION - COUNCIL INVITE REPRESENTATIVES FROM STATE GOVERNMENT AND NSW POLICE TO DISCUSS CONCERNS IN RELATION TO LOCAL POLICE STAFFING MATTERS

Note: the Notice of Motion was withdrawn by Cr Kelly

10 QUESTIONS WITH NOTICE**10.1 QUESTIONS WITH NOTICE****RESOLUTION 026/2019**

Moved: Cr Leigh Bowden

Seconded: Cr Penny Nicholson

The Questions with Notice from Councillors and related responses from Council officers be noted.

Note: the following additional questions were tabled by Cr Sheahan:

Could the Mayor and Councillors be given a full explanation around the current agreement between Council and our material recovery recyclers and how much is the rebate that CGRC generates in a year, even though I believe it's paid quarterly?

Is my summation above correct? If so what can be done to rectify this and bring the benefit to ratepayers in line with other councils?

The General Manager advised that he would provide information regarding the questions following the Council meeting.

CARRIED

SUSPENSION OF STANDING ORDERS**RESOLUTION 027/2019**

Moved: Cr Penny Nicholson

Seconded: Cr Leigh Bowden

Council suspend standing orders to consider a request for a donation to Cootamundra Aeromodellers Club.

CARRIED

REQUEST FOR DONATION TO COOTAMUNDRA AEROMODELLORS CLUB

Note: Cootamundra Aeromodellers Club is hosting a model helicopter event at the state field located on Gundagai Road, Cootamundra on 14-17 March, 2019.

Mr Grahame James, representing the club, requested to borrow a 40kva generator from Council, if Council owned such a generator, so participating model aircraft operators could recharge their devices over the 3 day period. Alternatively, if a generator was unavailable, he requested that Council consider donating to the event to assist with the generator hire charge of \$1050.

RESOLUTION 028/2019

Moved: Cr Doug Phillips

Seconded: Cr Penny Nicholson

Council donate \$500 to the Cootamundra Aeromodellers Club to contribute to the cost of hiring a generator for the Club's Model Helicopter Event to be conducted at the state field located on Gundagai Road, Cootamundra on 14-17 March, 2019.

CARRIED

11 CONFIDENTIAL ITEMS

11.1 CLOSED COUNCIL REPORT

RESOLUTION 029/2019

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

1. **Item 11.2 be considered in closed Council at which the press and public are excluded in accordance with the applicable provisions of the Local Government Act, 1993 and related public interest reasons detailed.**
2. **In accordance with section 11 (2) and (3) of the Local Government Act, 1993, the reports, correspondence and other documentation relating to Item 11.2 be withheld from the press and public.**

11.2 BOURKE ESTATE RESIDENTIAL SUBDIVISION STAGE 2

Provisions for Confidentiality

Section 10A (2) (c) – The Confidential Report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Public Interest

It is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

CARRIED

11.2 BOURKE ESTATE RESIDENTIAL SUBDIVISION STAGE 2

RESOLUTION 030/2019

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

1. **Council delegate authority to the General Manager to negotiate the best offer for sale of lots 32 and 33 of Bourke Estate Residential Subdivision Stage 2 in accordance with the conditions agreed at the meeting.**
2. **The General Manager be authorised to execute any contract and related documentation in the event of a sale referred to in 1 above.**

CARRIED

11.3 RESUMPTION OF OPEN COUNCIL MEETING

RESOLUTION 031/2019

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

The Open Council meeting resume.

CARRIED

11.4 ANNOUNCEMENT OF CLOSED COUNCIL RESOLUTIONS

Note: The Chairperson announced the resolutions made in Closed Council.

The Meeting closed at 8:25pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 February, 2019.

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CHAIRPERSON

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GENERAL MANAGER