

# Minutes

## ORDINARY COUNCIL MEETING

**ALBY SCHULTZ MEETING CENTRE, COOTAMUNDRA**

**6:00PM, TUESDAY 10<sup>TH</sup> DECEMBER, 2019**

**Administration Centres: 1300 459 689**

**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE ALBY SCHULTZ MEETING CENTRE, COOTAMUNDRA  
ON TUESDAY, 10 DECEMBER 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, Cr Charlie Sheahan, Cr Craig Stewart

**IN ATTENDANCE:** Phil McMurray (Acting General Manager), Ganesh Ganeshamoorthy (Manager Assets), Susan Gheller (Manager of Business), Mark Ellis (Manager Civil Works), Miriam Crane (Manager of Community and Culture), Sharon Langman (Manager Development, Building and Compliance), Andrew Brock (Manager Facilities), Tim Swan (Manager Finance), Matt Stubbs (Manager Technical Services), Wayne Bennett (Manager Waste, Parks & Recreation Services)

**1 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.

**ADJOURN MEETING FOR OPEN FORUM**

**RESOLUTION 449/2019**

Moved: Cr Dennis Palmer

Seconded: Cr Leigh Bowden

**Council adjourn for Open Forum.**

**CARRIED**

**2 OPEN FORUM**

List of Speakers

1. Mr. Barry Cunich – Mr. Cunich addressed Council in relation to his sewer pipe. He also suggested renaming Bradman Oval to Steve Smith Oval.
2. Mr. Conrad Streher – Mr. Streher spoke in opposition the recommendation for item 8.4.3 Development Application 2019/103 – Fish Rendering Trial – 573 Stockinbingal Road, Cootamundra.
3. Mr. Dean Thompson – Mr. Thompson spoke in opposition to the recommendation for item 8.4.3 Development Application 2019/103 – Fish Rendering Trial – 573 Stockinbingal Road, Cootamundra.
4. Mr. David Hain – Mr. Hain addressed Council on climate change and Council's responsibility to adopt best practice principals in preparing for the future including weather patterns that will impact the Cootamundra-Gundagai region.

5. Mr. Chris Imrie – Mr. Imrie spoke in opposition to the recommendation on item 8.4.2 Development Application 2019/139 – 8 Chamen Street, Cootamundra – Use of Unauthorised Carport.

### **RESUME OPEN MEETING**

#### **RESOLUTION 450/2019**

Moved: Cr Penny Nicholson

Seconded: Cr Leigh Bowden

**Council resume the Open Meeting.**

**CARRIED**

### **3 APOLOGIES**

Nil

### **4 DISCLOSURES OF INTEREST**

Mr McMurray (General Manager) disclosed a significant non-pecuniary interest in Confidential item 11.3 Mayoral Minute – General Managers Review as he is the general manager.

### **5 CONFIRMATION OF MINUTES**

#### **5.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 26 NOVEMBER 2019**

Note: the following amendments to the Minutes were noted:

Mayoral Minute:

29<sup>th</sup> October, 2019

Cr Bowden did not attend the meeting with the Minister for Local Government the Hon. Shelley Hancock, Member for Cootamundra, Steph Cooke MP, and other Office of Local Government Representatives.

In item 8.1.12 Annual Local Government New South Wales Conference – Warwick Farm 14<sup>th</sup> -16<sup>th</sup> October, 2019, the report submitted by Cr Bowden, contained a recommendation to extend an invitation to Mr Jim Main to address Council on the matter of climate change. Cr Bowden moved the recommendation as a motion. Cr Sheahan seconded the motion. On being put to the vote, the motion was lost.

#### **RESOLUTION 451/2019**

Moved: Cr Penny Nicholson

Seconded: Cr David Graham

**The Minutes of the Ordinary Meeting of Council held on Tuesday 26 November, 2019 as amended were confirmed as a true and correct record of the meeting.**

**CARRIED**

**6 MAYORAL MINUTES**

**6.1 MAYORAL MINUTE - COUNCILLOR ENGAGEMENT**

**RESOLUTION 452/2019**

Moved: Cr David Graham

Seconded: Cr Dennis Palmer

**The information in the Mayoral Minute be received and noted.**

**CARRIED**

**7 REPORTS FROM COMMITTEES**

**7.1 MINUTES OF THE ACCESS AND INCLUSION COMMITTEE MEETING HELD ON THURSDAY 28 NOVEMBER 2019**

**RESOLUTION 453/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr David Graham

**The Minutes of the Access and Inclusion Committee Meeting held on Thursday 28 November, 2019, attached to the report, be received and noted.**

**CARRIED**

**8 GENERAL MANAGER'S REPORT**

**8.1 BUSINESS**

**8.1.1 TABLING OF PECUNIARY INTEREST RETURNS**

**RESOLUTION 454/2019**

Moved: Cr David Graham

Seconded: Cr Leigh Bowden

**The tabling of pecuniary interest return from new designated staff be noted.**

**CARRIED**

**8.1.2 GUNDAGAI TOURISM ACTION S.355 COMMITTEE MEETING MINUTES****RESOLUTION 455/2019**

Moved: Cr Penny Nicholson

Seconded: Cr David Graham

- 1. The Minutes of the Gundagai Tourism Action s.355 Committee meetings held on 13<sup>th</sup> November, 2019, attached to the report, be received and noted.**
- 2. The application of Mike Kingwill to become a member of the Gundagai Tourism Action s.355 Committee be endorsed.**

**CARRIED****8.1.3 COOTAMUNDRA SHOWGROUND USERS GROUP S.355 COMMITTEE MEETING MINUTES****RESOLUTION 456/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr Dennis Palmer

**The Minutes of the Cootamundra Showground Users Group s.355 Committee Ordinary Meetings held on 18<sup>th</sup> September, 23<sup>rd</sup> October and 20<sup>th</sup> November 2019, attached to the report, be received and noted.**

**CARRIED****8.1.4 MUTTAMA CREEK REGENERATION GROUP S.355 COMMITTEE MEETING MINUTES****RESOLUTION 457/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr Leigh Bowden

**The Minutes of the Muttama Creek Regeneration Group s.355 Committee meeting held on 14<sup>th</sup> October, 2019, attached to the report, be received and noted.**

**CARRIED**

**8.1.5 COOTAMUNDRA HERITAGE CENTRE MANAGEMENT S.355 COMMITTEE MINUTES AND MEMBERSHIP****RESOLUTION 458/2019**

Moved: Cr Craig Stewart

Seconded: Cr Charlie Sheahan

- 1. The Minutes of the Cootamundra Heritage Centre Management s.355 Committee ordinary meeting held on 4<sup>th</sup> November, 2019, attached to the report, be received and noted.**
- 2. The Minutes of the Cootamundra Heritage Centre Management s.355 Committee Annual General Meeting held on 4<sup>th</sup> November, 2019, attached to the report, be received and noted.**
- 3. The Cootamundra Heritage Centre December, 2019 Newsletter, attached to the report, be received and noted.**
- 4. The office bearers of the Cootamundra Heritage Centre Management s.355 Committee as detailed in the report, be endorsed.**

**CARRIED****8.1.6 MUTTAMA HALL MANAGEMENT S.355 COMMITTEE MEETING MINUTES AND MEMBERSHIP****RESOLUTION 459/2019**

Moved: Cr Leigh Bowden

Seconded: Cr David Graham

- 1. The Minutes of the Muttama Hall Management s.355 Committee Annual General Meeting held on 20<sup>th</sup> November, 2019, attached to the report, be received and noted.**
- 2. The office bearers and membership of the Muttama Hall Management s.355 Committee as detailed in the report, be endorsed.**

**CARRIED**

**8.1.7 COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL CHRISTMAS AND NEW YEAR CLOSURE**

Note: The following amendment was noted at the meeting:

in the report the opening date for the Gundagai Visitors Information Centre was incorrectly noted as 27<sup>th</sup> January, 2020. The correct date is 27<sup>th</sup> December, 2019.

**RESOLUTION 460/2019**

Moved: Cr Doug Phillips  
Seconded: Cr Craig Stewart

**The report on the Christmas and New Year closures for Council's facilities be received and noted.**

**CARRIED**

**8.1.8 STOCKINBINGAL ELLWOOD'S HALL S.355 COMMITTEE MEETING MINUTES****RESOLUTION 461/2019**

Moved: Cr Charlie Sheahan  
Seconded: Cr David Graham

**The Minutes of the Stockinbingal Ellwood's Hall s.355 Committee Ordinary Meeting held on 28<sup>th</sup> November, 2019, and the Christmas Market Report, attached to the report, be received and noted.**

**CARRIED**

**8.1.9 CORRESPONDENCE FROM THE OFFICE LOCAL GOVERNMENT PROPOSAL PURSUANT TO SECTION 215 OF THE LOCAL GOVERNMENT ACT, 1993****RESOLUTION 462/2019**

Moved: Cr Charlie Sheahan  
Seconded: Cr Leigh Bowden

**The proposal for the Local Government Boundaries Commission to re-create the former Cootamundra and Gundagai Shire Councils to the boundaries applicable as at 11<sup>th</sup> May, 2016 be received and noted.**

**CARRIED**

**8.1.10 SOUTHERN REGIONAL PLANNING PANEL - COMMUNITY REPRESENTATIVE PROPOSAL – LATE REPORT**

**RESOLUTION 463/2019**

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

**The proposal for Mr Gordon Lindley to assume the position of sitting Member for Cootamundra-Gundagai Regional Council on the Southern Regional Planning Panel be endorsed.**

**CARRIED**

**8.1.11 INTERNAL FINANCE COMMITTEE INTERIM UPDATE REPORT – LATE REPORT**

**RESOLUTION 464/2019**

Moved: Cr David Graham

Seconded: Cr Doug Phillips

**The Internal Finance Committee Interim Update Report be distributed at a later date, and be subject to a Councillor Workshop in January, 2020.**

**CARRIED**

**8.2 FINANCE**

**8.2.1 MONTHLY FINANCE REPORT FOR NOVEMBER 2019**

**RESOLUTION 465/2019**

Moved: Cr Doug Phillips

Seconded: Cr Dennis Palmer

**The Monthly Finance Report for November, 2019 be received and noted.**

**CARRIED**



**8.2.2 INVESTMENT REPORT - NOVEMBER 2019**

**RESOLUTION 466/2019**

Moved: Cr Craig Stewart

Seconded: Cr Doug Phillips

**The Investment Report as at 30<sup>th</sup> November, 2019 be received and noted.**

**CARRIED**

**8.3 COMMUNITY AND CULTURE**

Nil

**8.4 DEVELOPMENT, BUILDING AND COMPLIANCE**

**8.4.1 DEVELOPMENT APPLICATIONS APPROVED NOVEMBER, 2019**

**RESOLUTION 467/2019**

Moved: Cr David Graham

Seconded: Cr Craig Stewart

**The information on Development Applications approved in November, 2019 be noted.**

<b>VOTING RECORD</b>	
<b>FOR RESOLUTION</b>	<b>AGAINST RESOLUTION</b>
Cr Abb McAlister (Mayor) Cr Dennis Palmer Cr Leigh Bowden Cr David Graham Cr Gil Kelly Cr Penny Nicholson Cr Doug Phillips Cr Charlie Sheahan Cr Craig Stewart	Nil
<b>ABSENT</b>	<b>DECLARED INTEREST</b>
Nil	Nil

**CARRIED**

**8.4.2 DEVELOPMENT APPLICATION 2019/139 - 8 CHAMEN STREET, COOTAMUNDRA - USE OF UNAUTHORISED CARPORT**

**RESOLUTION 468/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr Craig Stewart

1. That Development Application 2019/139 for a detached metal carport ancillary to the existing dwelling at Lot 5 DP 10285, 8 Chamen Street, Cootamundra be approved subject to conditions to be issued by the Manager of Development, Building and Compliance.
2. The reasons for the approval of Development Application 2019/139 for a detached metal carport ancillary to the existing dwelling at Lot 5 DP10285, 8 Chamen Street, Cootamundra are as follows:
  - a. There have been no objections lodged by neighbouring residents.
  - b. It is considered that the carport will not have an adverse impact on the streetscape or dominate the streetscape appearance.
  - c. It is considered that the carport satisfies clause 1.2 (2)(a) of the Cootamundra Local Environmental Plan in that the location of the carport does not adversely impact on the locality by not maintaining local amenity.
  - d. It is considered that the carport complies with clause 2.1 of the Cootamundra Shire Council Development Control Plan, 2013 in that the scale component of the carport does not dominate the appearance of the dwelling and is compatible and sympathetic to the dwelling.

<b>VOTING RECORD</b>	
<b>FOR RESOLUTION</b>	<b>AGAINST RESOLUTION</b>
Cr Abb McAlister (Mayor) Cr Dennis Palmer Cr Leigh Bowden Cr David Graham Cr Gil Kelly Cr Penny Nicholson Cr Doug Phillips Cr Charlie Sheahan Cr Craig Stewart	Nil
<b>ABSENT</b>	<b>DECLARED INTEREST</b>
Nil	Nil

**CARRIED**

**8.4.3 DEVELOPMENT APPLICATION 2019/103 - FISH RENDERING TRIAL- 572 STOCKINBINGAL ROAD, COOTAMUNDRA**

**RESOLUTION 469/2019**

Moved: Cr Dennis Palmer

Seconded: Cr Doug Phillips

**The development application for the rendering of fish at Lot 1 DP611755, 572 Stockinbinal Road (DA2019/103) be approved subject to the following conditions:**

**1. GEN Condition – Compliance with Council**

The Development being completed in accordance with plans and specifications stamped by Council listed in the table below and the Statement of Environmental Effects, except where varied by conditions of this consent.

Document Reference	Description	Author	Date
14/40	Statement of Environmental Effects and Planning Report (Revised)	Cowman Stoddart Pty Ltd	November 2019
	Fish Rendering: Odour Impact Assessment	GHD	November 2019
	Environmental Impact of Waste-Water Generated from Rendering Plant Processing Fish as Raw Material	ProAnd Associates	November 2019
MMC001	Manildra Group of Companies Safety Data Sheet – Mackerel Fish Meal	Manildra Group	15/08/2019
	Section – 3 Control Through HACCP Part 6 Rendering (Quality Assurance Manual)	Manildra Meat Company	12/11/2019

Reason: To confirm the details of the application as submitted by the applicant and as approved by Council

**2. GEN Condition – Compliance with Legislation**

Regardless of consent the applicant is still responsible for adhering to the requirements of State Legislation including (but not limited to) the *Protection of the Environment Operations Act* and *Dangerous Goods (Road and Rail Transport) Act*.

Reason: This consent does not remove obligations imposed by State and Federal Legislation.

**3. GEN Condition – Time Limited Consent**

The approval is for a three month period only to determine if the impacts of the proposal are able to ameliorated and managed. This consent shall cease to be operational three months after the date on which it is taken to have commenced.

Reason: This consent does not authorise the development on an ongoing basis.

**4. GEN Condition – Render Fish Only**

During the time that this consent is in operation, fish are to be the only feedstock for the rendering plant. The processing of other animal by-products and the operation of the abattoir is not to occur during the period of this consent.

Reason: To comply with odour limits and requirements of the NSW Environment Protection Authority

**5. GEN Condition – Operation of Facility**

This consent authorises the render of fish only, all other abattoirs operations are suspended while this consent is in operation. The operations of the abattoirs and the rendering of fish are **NOT** to occur concurrently.

Reason: The cumulative impact of the combined operations has not been assessed and the resultant impact on the environment cannot be predicted.

**6. GEN Condition – Hours of Operation**

During the time that this consent is in operation, plant operations are restricted to the hours of 12:00am Monday to Saturday 11:59pm. No operations to occur on Sundays and Public Holidays.

Reason: To protect the amenity of the neighbourhood.

**7. GEN Condition – Recommended Upgrades**

Prior to the commencement of this consent the applicant is to install, complete and commission, as recommended by the Statement of Environmental Effects and the GHD Odour Impact Assessment to improve operation and management of odour mitigation measures, the following:

- a) Establish a process to recycle the Oil and Grease (O&G) polisher waste-stream, which contains the highest O&G contamination level, back into the rendering cooking vessel.

- b) Design and install an in-duct spray humidification system that will condition the inlet process air prior to biofiltration,
- c) Install an upgraded weather station to enable long term logging of (at a minimum) wind speed, wind direction, temperature and relative humidity in 30 minute (or finer) increments.
- d) Replace the biofilter fan to ensure that fugitive emissions do not result from the rendering building during the receival process

Reason: To protect the amenity of the neighbourhood.

#### **8. GEN Condition – Odour Report**

The applicant shall submit an odour report for the biofilter operation following the biofilter fan upgrade and installation of the in-duct spray humidification system. The testing and sampling which form the basis of the report shall be conducted when process is at capacity.

Reason: To protect the receiving environmental and monitor the effectiveness of odour mitigation measures

#### **9. GEN Condition – Temperature Control of Feedstock**

Fish stock is to be maintained under temperature control until processing, and any actions taken to maintain temperature are to be recorded.

A record of temperature of raw material deliveries is required to be kept for each truckload that delivers to the site upon delivery and at unloading.

Reason: To protect the amenity of the neighbourhood.

#### **10. GEN Condition – Waste Disposal**

Prior to the commencement of this consent the applicant is to provide to Council a waste management plan that includes contingencies in the event that fish on site cannot be processed for whatever reason.

Reason: To ensure that waste control and disposal measures are adequate for the development.

Note: Council's Cootamundra landfill facility does not have capacity to accept mass disposal of fish into the animal pit.

**11. GEN Condition – Truck Washing**

All trucks used for the transport of feedstock are to be washed out on site. The truck wash area onsite shall be bunded and washwater directed to the effluent system, away from the stormwater system.

Reason: To ensure that stormwater is not contaminated.

**12. GEN Condition – Bunding of Processing Material**

Processed material shall be stored in covered bunded areas sized to contain a spill of 150% of the material in the bunded areas.

Reason: To ensure that pollution does not occur in the event of a spill on site.

**13. GEN Condition – Complaints Management System**

Upon commencement of this consent the applicant shall implement a complaints management system, which shall be published on their website. Contact details for complaints will be provided on the website and on the gate to the premises.

Reason: To ensure that complaints are followed through, rectification measures implemented and the community informed of rectification actions.

**14. GEN Condition – Records**

A record shall be kept during the fish rendering consent period of any complaints received from the general public including:

- a) the date and time of the complaint;
- b) the method by which the complaint was made;
- c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
- d) the nature of the complaint;
- e) the action taken in relation to the complaint, including any follow-up contact with the complainant; and
- f) if no action was taken the reasons why no action was taken.

Records of will be made available to Council Officers and the NSW Environment Protection Authority on request

Reason: To ensure the amenity of the neighbourhood is protected

**15. GEN Condition – Irrigation areas**

The applicant is to map and record the regime of irrigating effluent to land to ensure that soil capability, capacity and stability is not impacted and to ensure that areas of terrestrial biodiversity are avoided.

Reason: To ensure the amenity of the receiving environment is maintained and the activity is managed in a sustainable manner.

**16. GEN Condition – Monitoring**

Regular oil and grease analysis is be conducted on wastewater samples taken at the EPA designated monitoring points and at the discharges from the anaerobic and aerated ponds, as part of the normal sampling program.

Reason: To ensure that the receiving environment is not subject to pollution

**17. GEN Condition – Monitoring and Reporting**

An Environmental Audit Report will be prepared and submitted to Council and the EPA at the completion of the fish rendering trial period which will:

- a) Detail the results of temperature monitoring of raw material delivered to the site, and if there are occurrences where fish temperatures rise above 15oC actions taken by the company to remedy these occurrences.
- b) Detail the results of monitoring of effluent quality as required by the sites EPL and including oil and grease analysis as recommended by ProAnd.
- c) Detail compliance with any development consent conditions issued by Council.
- d) Detail compliance with the requirements of the EPL during the fish rendering trail period.
- e) Detail any complaints received in relation to the site operations and actions taken to remedy complaints.

Reason: To ensure the environmental impacts of the activity are monitored and mitigated

<b>VOTING RECORD</b>	
<b>FOR RESOLUTION</b>	<b>AGAINST RESOLUTION</b>
Cr Abb McAlister (Mayor) Cr Dennis Palmer Cr David Graham Cr Gil Kelly Cr Penny Nicholson Cr Doug Phillips Cr Craig Stewart	Cr Leigh Bowden Cr Charlie Sheahan
<b>ABSENT</b>	<b>DECLARED INTEREST</b>
Nil	Nil

**CARRIED**

**8.5 REGULATORY SERVICES**

Nil

**8.6 ASSETS**

Nil

**8.7 CIVIL WORKS****8.7.1 CIVIL WORKS AND TECHNICAL SERVICES REPORT - DECEMBER 2019****RESOLUTION 470/2019**

Moved: Cr Craig Stewart

Seconded: Cr Dennis Palmer

**The Civil works and Technical Services Report for the month of December, 2019 be received.**

**CARRIED****8.7.2 FIXING LOCAL ROADS FUNDING PROGRAM.****RESOLUTION 471/2019**

Moved: Cr Gil Kelly

Seconded: Cr David Graham

- 1. Council endorse the application under Fixing Local Roads for the roads listed in the table included in the report.**
- 2. Council commit to a 25% contribution to all projects submitted under the program.**

**CARRIED****8.7.3 PLANT REPLACEMENT - HINO HEAVY RIGID TIPPER TRUCK PLANT NO. 3407****RESOLUTION 472/2019**

Moved: Cr David Graham

Seconded: Cr Charlie Sheahan

**Consideration of the report for the procurement of a Hino Heavy Rigid Tipper Truck be deferred to the Ordinary Meeting to be held Tuesday, 28<sup>th</sup> January, 2020**

**CARRIED**



**8.7.4 PLANT REPLACEMENT - HINO PRIME MOVER PLANT NO 3606**

**RESOLUTION 473/2019**

Moved: Cr David Graham  
Seconded: Cr Charlie Sheahan

**Consideration of the report for the procurement of a Hino Prime Mover be deferred to the Ordinary Meeting to be held Tuesday, 28<sup>th</sup> January, 2020**

**CARRIED**

**8.8 TECHNICAL SERVICES**

**8.8.1 NATIONAL LOCAL ROADS & TRANSPORT CONGRESS 2019**

**RESOLUTION 474/2019**

Moved: Cr Dennis Palmer  
Seconded: Cr David Graham

**That the report on the annual ALGA National Local Roads & Transport Congress, 2019, submitted by Cr Sheahan and Matt Stubbs (Manager Technical Services) be received and noted.**

**CARRIED**

**8.8.2 REPLACEMENT OF 20 TONNE EXCAVATOR**

**RESOLUTION 475/2019**

Moved: Cr David Graham  
Seconded: Cr Charlie Sheahan

**Consideration of the report on the procurement of a Hitachi Excavator be deferred to the Ordinary Meeting to be held Tuesday, 28<sup>th</sup> January, 2020**

**CARRIED**

**8.8.3 PURCHASE OF NEW WATER CART**

**RESOLUTION 476/2019**

Moved: Cr David Graham  
Seconded: Cr Charlie Sheahan

**Consideration of the report on the procurement of a Hino Water Cart be deferred to the Ordinary Meeting to be held Tuesday, 28<sup>th</sup> January, 2020.**

**CARRIED**

**8.9 FACILITIES**

Nil

**8.10 WASTE, PARKS AND RECREATION****8.10.1 COOTAMUNDRA AQUATIC CENTRE OPERATIONS PLAN****RESOLUTION 477/2019**

Moved: Cr Charlie Sheahan

Seconded: Cr Craig Stewart

- 1. The report on the revised 2019/2020 Cootamundra Aquatic Centre Operation Plan be received and noted.**
- 2. The 2019/2020 Cootamundra Aquatic Centre Operations Plan as presented be adopted.**

**CARRIED**

**8.10.2 COOTAMUNDRA AQUATIC CENTRE OPERATING HOURS TRIAL REVIEW****RESOLUTION 478/2019**

Moved: Cr Gil Kelly

Seconded: Cr Charlie Sheahan

- 1. The report detailing the information collated from the Cootamundra Aquatic Centre Operating Hours Trial be received and noted.**
- 2. The Cootamundra Aquatic Centre operating hours be set in accordance with the 2019/2020 Cootamundra Aquatic Centre Operations Plan.**

**CARRIED**

**9 MOTION OF WHICH NOTICE HAS BEEN GIVEN****9.1 NOTICE OF MOTION - COUNCIL UNDERTAKE ANOTHER VOLUNTEER INDUCTION FOR DRIVERS OF THE COUNCIL COMMUNITY HIACE MINI BUS IN FEBRUARY, 2020****RESOLUTION 479/2019**

Moved: Cr Penny Nicholson

Seconded: Cr Leigh Bowden

**That a group volunteer induction day be advertised in January, 2020 so members of local community groups be eligible to drive the Community Hiace Mini bus so as to optimise its use.**

**CARRIED**

- 9.2 NOTICE OF MOTION - UNDERTAKE RESEARCH INTO THE CREDIBILITY OF CLIMATE CHANGE, PARTICULARLY AS IT IMPACTS ON THE RIVERINA AND THE LGA AND, IF WARRANTED, DEVELOP A CLIMATE CHANGE POLICY, WHICH MAY INCLUDE STRATEGIES THAT EXAMINE EFFICIENT BUILDINGS, REDUCE WASTE REGENERATION, INCORPORATE CLIMATE RESILIENCE IN DEVELOPMENT APPLICATIONS AND PLANNING POLICIES AND A CLIMATE CHANGE RISK ASSESSMENT**

**RESOLUTION 480/2019**

Moved: Cr Leigh Bowden

Seconded: Cr Charlie Sheahan

**That Cootamundra-Gundagai Regional Council:**

- 1. Undertake research into the credibility of climate change, particularly as it impacts on the Riverina and our LGA and, if warranted,**
- 2. Develop a Climate Change Policy, which may include strategies that examine efficient buildings, reduce waste regeneration, and incorporate climate resilience in development applications and planning policies and a Climate Change Risk Assessment.**

**CARRIED**

- 9.3 NOTICE OF MOTION - THAT COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL FORMALLY ACKNOWLEDGES THE INVALUABLE WORK DONE BY ALL OUR S355 COMMITTEES AND FORWARDS A LETTER TO EACH COMMITTEE THANKING THEM FOR THEIR CONTRIBUTION TO THE WORK OF COUNCIL.**

**RESOLUTION 481/2019**

Moved: Cr Leigh Bowden

Seconded: Cr Gil Kelly

**That Cootamundra-Gundagai Regional Council formally acknowledges the invaluable work done by all our s355 committees and forwards a letter to each committee thanking them for their contribution to the work of Council.**

**CARRIED**

**9.4 NOTICE OF MOTION - THE COST OF AN IRRIGATION SYSTEM FOR THE OFF LEASH DOG PARK IN HURLEY STREET BE INCLUDED IN THE 2020/21 BUDGET.**

**RESOLUTION 482/2019**

Moved: Cr Gil Kelly

Seconded: Cr Dennis Palmer

**That an amount of up to \$30,000 be considered within the 2020/21 Budget for an irrigation system to be installed at the Off Leash Dog Park in Hurley Street, Cootamundra.**

**CARRIED**

**10 QUESTIONS WITH NOTICE**

**10.1 QUESTIONS WITH NOTICE**

**RESOLUTION 483/2019**

Moved: Cr Penny Nicholson

Seconded: Cr David Graham

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

**CARRIED**

**11 CONFIDENTIAL ITEMS****11.1 CONFIDENTIAL ITEMS****11.1 PROPOSED ACQUISITION LAND AFFECTING LOTS 35, 71 AND 88 DP751415 AND LOT 2 DP1100263 RENO ROAD, GUNDAGAI****RESOLUTION 484/2019**

Moved: Cr Dennis Palmer

Seconded: Cr Doug Phillips

1. Items 11.2, 11.3 and 11.4 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 Items 11.2, 11.3 and 11.4 be withheld from the press and public.

**11.2 PROPOSED COMPULSORY ACQUISITION LAND AFFECTING LOTS 35, 71 AND 88 DP751415 AND LOT 2 DP1100263 RENO ROAD, GUNDAGAI**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.

**11.3 MAYORAL MINUTE - GENERAL MANAGERS REVIEW**Provisions for Confidentiality

Section 10A (2) (a) – The Confidential Report contains information regarding personnel matters concerning particular individuals other than Councillors.

Public Interest

Not applicable.

**11.4 PROPOSED ACQUISITION BY COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL FOR BANGUS QUARRY REMEDIATION PROJECT - LATE REPORT**Provisions for Confidentiality

Section 10A (2) (d(ii)) – The Confidential Report contains information that would, if disclosed, confer a commercial advantage on a competitor of the council.

Public Interest

It is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in the future and therefore prejudice Council's ability to secure the optimum outcome for the community.

**CARRIED**

Note: The following amendment was made at the meeting:

It was noted at the meeting that the word 'Compulsory' should have been in the title of the report and has been amended, as shown, in the resolution below. Further, it has been amended in the Confidential Items Heading on page twenty one (21) of these Minutes.

**RESOLUTION 485/2019**

Moved: Cr Doug Phillips

Seconded: Cr Charlie Sheahan

**11.2 PROPOSED COMPULSORY ACQUISITION LAND AFFECTING LOTS 35, 71 AND 88 DP751415 AND LOT 2 DP1100263 RENO ROAD, GUNDAGAI****RECOMMENDATION**

- 1. Council make application to acquire land affecting lots 35, 71 & 88 DP 751451 and lot 2 DP1100263 under the Land Acquisition (Just Terms Compensation) Act, 1991.**
- 2. The General Manager be authorised to sign any relevant documentation in relation to the proposed acquisition referred to in 1 above.**
- 3. Authority be granted to affix the common seal of Council to the necessary documents.**

**CARRIED**

**11.3 MAYORAL MINUTE - GENERAL MANAGERS REVIEW**

Note: Having disclosed an interest in this item Phillip McMurray (General Manager) left the meeting.

**RESOLUTION 486/2019**

Moved: Cr Penny Nicholson

Seconded: Cr David Graham

- 1. Confirmation be obtained that the contract for Local Government NSW Management Solutions to recruit the position of General Manager included the requirement to provide a performance appraisal for the three (3) month performance review of the General Manager.**
- 2. That Blackadder be requested to provide a proposal to facilitate the three (3) month performance review of the General Manager and report back to the Ordinary Meeting to be held 28<sup>th</sup> January, 2020.**
- 3. That a report be prepared on the outcomes of 1 and 2 above and be submitted to the January, 2020 Ordinary Meeting.**

**CARRIED**

**11.4 PROPOSED ACQUISITION BY COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL FOR BANGUS QUARRY REMEDIATION PROJECT - LATE REPORT**

Note: The following amendment was made at the meeting:

It was noted at the meeting that the proposed acquisition of Crown Land Lot 7003 and Lot 7004 DP1028797 was incorrectly referred to as a 'compulsory acquisition', however, it is not being compulsory acquired. As such the word 'compulsory' has been removed from the item title above and from the Confidential Items Heading on page twenty one (21) of these Minutes.

**RESOLUTION 487/2019**

Moved: Cr David Graham

Seconded: Cr Craig Stewart

- 1. Council approve the acquisition of Crown land Lot 7300 DP1149008 and Lot 7004 DP1028797 for the Bangus Quarry Remediation Project.**
- 2. The General Manager be authorised to sign any relevant documentation in relation to the proposed acquisition referred to in 1 above.**
- 3. Authority be granted to affix the common seal of Council to the necessary documents.**
- 4. Upon acquisition by Council the land be classified as operational.**

**CARRIED**

**11.5 RESUMPTION OF OPEN COUNCIL MEETING**

**RESOLUTION 488/2019**

Moved: Cr Craig Stewart

Seconded: Cr Charlie Sheahan

**The Open Council meeting resume.**

**CARRIED**

**11.6 ANNOUNCEMENT OF CLOSED COUNCIL RESOLUTIONS**

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

**The Meeting closed at 8:45 pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 January 2020.**

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**CHAIRPERSON**

.....  
**GENERAL MANAGER**