



LEETON SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING

LEETON SHIRE COUNCIL

WEDNESDAY 25 MARCH 2015

COMMENCING AT 7.00PM

COUNCIL CHAMBERS

PRESENT:

Councillors: Cr Paul Maytom (Mayor), Cr Peter Davidson,
Cr Tracey Morris, Cr Emerson Doig, Cr Greg
O'Callaghan and Cr Michael Kidd

Staff: Garry Stoll (Acting General Manager), Peter McFarlane
(Acting Director Corporate Services), Barry Heins
(Director Engineering and Technical Services), Lyn
Williams (Community Services Manager) and Val
Harrison (Executive Support Officer)

Press: Talia Pattison

CIVIC PRAYER Cr Tracey Morris

ACKNOWLEDGEMENT OF COUNTRY Cr Paul Maytom

APOLOGIES

15/050

Resolved

That the apologies submitted on behalf of John Batchelor (General Manager), Duncan McWhirter (Director Corporate Services), Cr Tracey Valenzisi and Cr George Weston be accepted and that leave of absence from the meeting be granted.

(Moved Cr Doig, seconded Cr Kidd)

ADDENDUM TO APOLOGIES

Cr Steve Dowling forwarded an email to Garry Stoll (Acting General Manager) at 6.25pm on Wednesday 25 March 2015 advising that he would be an apology for the meeting. With Mr Stoll attending a presentation at 6.30pm he did not check his emails until the following morning which meant that Cr Dowling's apology was not noted at the meeting.

CONFIRMATION OF THE MINUTES

15/051

Resolved

THAT the Minutes of the Ordinary Council Meeting held on Wednesday, February 25 2015, as circulated, be taken as read and CONFIRMED.

(Moved Cr Morris, seconded Cr Kidd)

CLOSED COUNCIL – CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the Acting General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Note: Pursuant to Section 10A(4), the public were invited to make representations to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

15/052

Resolved

- 1 That Council move into Closed Council to consider business identified, together with any late reports tabled at the meeting.
- 2 That in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and Press be excluded from the meeting to enable Council to determine items listed in Confidential Matters for the reasons indicated.
- 3 That the report relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the Local Government Act 1993.

(Moved Cr Doig, seconded Cr Kidd)

Item 1 LOCAL BUSINESS

Suspension of Standing Orders - Yanco Agricultural Institute Development Group

This report is considered confidential in accordance with the Local Government Act 1995, as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret(Section 10A(2) d).

Item 2 LANDFILL RECYCLING CENTRE- CONTINUED OPERATION

This report is considered confidential in accordance with the Local Government Act 1995, as the 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(Section 10A(2) c).

The Mayor asked the gallery if there were any objections to Council going into Closed Session to consider the matters listed.

No objections were received from the Gallery.

Council closed its meeting at 7.10pm and the public and press left the Chambers.

The Mayor welcomed Mr Peter Herrmann and also acknowledged the work that is being done by Mr Ray Pluis.

Item 1 LOCAL BUSINESS
Suspension of Standing Orders - Yanco Agricultural Institute
Development Group

SUSPENSION OF STANDING ORDERS

15/053

Resolved

That Standing Orders be Suspended at 7.11pm to allow for a 'confidential' presentation from Mr Peter Herrmann, representing the Yanco Agricultural Institute Development Group.

(Moved Cr Doig, seconded Cr Kidd)

Mr Herrmann, as representative of the Yanco Agricultural Institute Development Group, acknowledged the work that the Mayor has done over the past few months. Mr Herrmann updated Council on how the Group see the best uses of the various facilities at the Yanco Agricultural Institute being developed in the future. It is hoped that any future use of the site will benefit the local and regional area and also the growth and development of agricultural and education services in New South Wales.

The Mayor thanked both Mr Herrmann and Mr Pluis for attending the Council meeting.

RESUMPTION OF MEETING

15/054

Resolved

That the meeting resume at 7.56pm to deal with the balance of the items on the Agenda.

(Moved Cr Doig, seconded Cr Kidd)

Item 2 LANDFILL RECYCLING CENTRE- CONTINUED OPERATION

15/055

Resolved

Council resolve to advertise for expressions of interest from individuals and/or organisations wishing to operate the Landfill Recycling Centre.

(Moved Cr Davidson, seconded Cr Doig)

Note: Cr Kidd noted that he would like the opportunity to visit the Landfill Recycling Centre site.

REVERSION TO OPEN COUNCIL

15/056

Resolved

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 8.02pm.

(Moved Cr Kidd, seconded Cr Doig)

The Mayor advised that during the Closed Council one (1) resolution was passed. The Acting General Manager read out the resolution made in Closed Council for Item 2.

ACTING GENERAL MANAGER'S MATTERS

Item 1 COUNCILLOR PAYMENT OF EXPENSES AND PROVISION OF FACILITIES Councillor Fees

15/057

Resolved

That this matter be deferred to Closed Council later in the meeting.

(Moved Cr Doig, seconded Cr Kidd)

Item 2 AUSTRALIAN LOCAL GOVERNMENT 2015 National General Assembly of Local Government

15/058

Resolved

- 1 That the Mayor and Deputy Mayor be appointed to represent Council at the 2015 National General Assembly of Local Government to be held in Canberra from 14 – 17 June 2015.
- 2 That the Mayor be appointed as Council's voting delegate.
- 3 That Council submit motions endorsed by Council, for inclusion in the NGA Business Papers.

(Moved Cr O'Callaghan, seconded Cr Morris)

Note: Cr Maytom informed Council that he would be submitting a motion for inclusion in the NGA Business Papers relating to the dangers of the use of the drug ice and requesting that a national advertising campaign, highlighting the devastating effect that the use of this drug is having on the user and also society, similar to what has been run by the anti-smoking campaign, be initiated.

CORPORATE SERVICES MATTERS

Item 1 HUMAN RESOURCES Employment Update

15/059

Resolved

That the report on Human Resources – Employment Update be noted.

(Moved Cr Morris, seconded Cr Kidd)

Item 2 INVESTMENTS - DIVIDENDS Investments - February 2015

15/060

Resolved

That the information regarding council's investments at 28 February 2015 be noted.

(Moved Cr Kidd, seconded Cr Morris)

Item 3 MEETINGS/BUSINESS PAPER Council Meeting Dates

15/061

Resolved

That the Ordinary Council Meetings for the ensuing six (6) months be held at 7.00pm on each of the following dates:

- Wednesday 22 April 2015
- Wednesday 27 May 2015
- Wednesday 24 June 2015
- Wednesday 22 July 2015
- Wednesday 26 August 2015
- Wednesday 16 September (3rd Wednesday to avoid school holidays) – includes Mayoral election.

(Moved Cr Doig, seconded Cr O'Callaghan)

Item 4 LIQUOR LICENCE APPLICATION
Leeton Golf Course Packaged Liquor Licence Application

15/062

Resolved

1. That the decision of the Independent Gaming and Liquor Authority to defer the Liquor Licence application for the Leeton Golf Club Pro Shop be noted.
2. That Council seek independent advice as to how to advance the application through further submissions.

(Moved Cr Davidson, seconded Cr Morris)

ENGINEERING AND TECHNICAL SERVICES MATTERS

Item 1 ENGINEERING INFORMATION
Upcoming Meetings

15/063

Resolved

That the report on upcoming meetings contained within the report be received and noted.

(Moved Cr Davidson, seconded Cr Morris)

Item 2 WATER SUPPLY AND DISTRIBUTION - FILTRATION PLANTS -
LEETON FILTRATION PLANT
Leeton Water Supply - Drinking Water Management System

15/064

Resolved

1. Council adopt the "Drinking Water Management System" plan as prepared in accordance with NSW Health requirements.
2. Council commit to implementing actions arising from the plan as tabled in Appendix 'C' to ensure a safe water supply.
3. NSW Health be advised of Council's decision to adopt the "Drinking Water Management System" plan as prepared for Council.
4. Council advise NSW Health of its appreciation in providing financial and technical support for the preparation of this plan.

(Moved Cr Kidd, seconded Cr Doig)

Item 3 ROADS - MAINTENANCE
Minor and Routine Maintenance
Petersham Road Precinct Progress Report

15/065

Resolved

That Council note the information contained in the progress report on Petersham Road Precinct Project works.

(Moved Cr O'Callaghan, seconded Cr Morris)

ENVIRONMENTAL AND COMMUNITY SERVICES MATTERS

Item 1 MATTERS/BUSINESS PAPER

15/066

Resolved

That the information regarding matters arising from former meetings contained within the report be received and noted.

(Moved Cr Doig, seconded Cr Davidson)

Item 2 E-WASTE UPDATE

15/067

Resolved

That Council note the report.

(Moved Cr Kidd, seconded Cr Doig)

**Item 3 RECLASSIFICATION OF PUBLIC LAND - 14 YANCO AVENUE,
LEETON**

15/068

Resolved

It is recommended that:

1. Council reclassify Lot 15, Section 57, DP 758606 - 14 Yanco Avenue, Leeton from community land to operational land.
2. The General Manager be authorised to sign all required documentation on behalf of Council relating to this matter.

(Moved Cr Kidd, seconded Cr O'Callaghan)

**Item 4 GREENWASTE - RESOURCE SHARING OPPORTUNITY WITH
RAMROC**

15/069

Resolved

1. That Council support a proposal to resource share with RAMROC Councils to conduct a study into the viability of the provision of a domestic green waste service within the Shire.
2. The completed RAMROC Study be submitted to Council for further consideration.

(Moved Cr Kidd, seconded Cr Morris)

Item 5 ANNUAL REVIEW OF AGEING STRATEGY

15/070

Resolved

That Council note the information provided in the 2015 annual update on the "Ageing" Well" Strategy for Leeton Shire.

(Moved Cr Doig, seconded Cr Morris)

**Item 6 HACC MEALS ON WHEELS
Changes to Home and Community Care (HACC)**

15/071

Resolved

That Council note the information concerning the transition from Home and Community Care (HACC) to the Community Home Support Program (CHSP) as part of the Commonwealth Government's Aged Care Reform.

(Moved Cr Doig, seconded Cr O'Callaghan)

15/072

Resolved

That Council formulate a motion concerning the transition from Home and Community Care (HACC) to the Community Home Support Program (CHSP) as part of the Commonwealth Government's Aged Care Reform for inclusion in the 2015 National General Assembly of Local Government Business Papers.

(Moved Cr Kidd, seconded Cr Doig)

Note: Lyn Williams left the meeting at this time (8.31pm)

Item 7 NATIONAL YOUNG LEADERS DAY 2014

RECOMMENDATION

That Council note the information provided on the 2014 Young Leaders Day forum including the correspondence from Charlotte Lander, Lachlan Lane and Grace Green.

Item 8 OPERATIONAL DUTIES & FUNCTION OF RANGERS

15/073

Resolved

That the information be noted.

(Moved Cr Morris, seconded Cr Kidd)

STATEMENTS BY COUNCILLORS

1 Cr Tracey Morris

Requested an update on the provision of a 'Fitness Station' near the Skatepark. The Acting General Manager advised that all the equipment has been ordered and it is anticipated that it will be installed shortly.

2 Cr Emerson Doig

Requested a report be provided to a future council meeting on how long the current cemetery will last and what plans and future funds have been put in place for further expansion of the cemetery.

3 Cr Michael Kidd

Expressed his disappointment at the apparent lack of discussion by candidates on council amalgamations in the upcoming NSW State election.

4 Cr Paul Maytom

- As part of Seniors Week he attended the Men's Shed Open Day and BBQ Lunch and discussed a number of issues with them which he will refer back to the Acting General Manager. He also attended Me 'n Me Mate that was held at the Roxy Theatre. Both of these events were excellent events, with approximately 80 in attendance at the Roxy Theatre.

- Informed Council that he would be putting a Notice of Motion forward to a future Council meeting on the new reporting rules for vehicle accidents where no-one is injured and no damage is caused to the vehicles. The non reporting of these types of accidents doesn't help to identify Black Spots.

5 Director Engineering and Technical Services – Barry Heins

The Director advised Council that Roads & Maritime Services (RMS) is available to make a 15 – 20 minute presentation on the Woolworths roundabout. RMS have commenced consultation with businesses in the vicinity of the roundabout and they plan to close the roundabout for three (3) weeks to all traffic to enable completion of the work as soon as possible. This full closure will be followed by a partial closure to lay the hot mix surface. Council agreed to hold a meeting with RMS on Wednesday 1 April 2015 commencing at 6.00pm.

CLOSED COUNCIL – CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the Acting General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Note: Pursuant to Section 10A(4), the public were invited to make representations to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

15/074

Resolved

- 1 That Council move into Closed Council to consider Acting General Manager's Matters Item 1 which was deferred earlier in the meeting.
- 2 That in accordance with Section 10A (2) of the Local Government Act, 1993, the Public and Press be excluded from the meeting to enable Council to determine items listed in Confidential Matters for the reasons indicated.
- 3 That the report relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the Local Government Act 1993.

(Moved Cr Doig, seconded Cr Davidson)

Item 1 COUNCILLOR PAYMENT OF EXPENSES AND PROVISION OF FACILITIES

Councillor Fees

This matter is considered confidential in accordance with the Local Government Act 1995, on the grounds that the report contains alleged contraventions of any code of conduct requirements applicable under section 440 (Section 10A(2) i).

The Mayor asked the gallery if there were any objections to Council going into Closed Session to consider the matter listed.

No objections were received from the Gallery.

Council closed its meeting at 9.15pm and the public and press left the Chambers.

Item 1 COUNCILLOR PAYMENT OF EXPENSES AND PROVISION OF FACILITIES

Councillor Fees

15/075

Resolved

1. That pursuant to Section 254A of the Act, Council withhold the payment of councillor's fees in circumstances where no leave of absence is granted for any period less than 3 months.
2. That in circumstances where a councilor is absent for a period of excess of 3 consecutive ordinary meetings without leave of absence being granted by Council, that the position be declared vacant and the Office of Local Government be notified accordingly.
3. That pursuant to Section 294(2)(a) of the Act, Council apply to the Minister to not fill any vacancy should one occur from the current date until the 2016 Local Government elections.

(Moved Cr Doig, seconded Cr Kidd)

REVERSION TO OPEN COUNCIL

15/076

Resolved

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9.25pm.

(Moved Cr Doig, seconded Cr Davidson)

The Mayor advised that during the Closed Council one (1) resolution was passed. The Acting General Manager read out one (1) resolution made in Closed Council for Item 1.

There being no further business the meeting closed at 9.28pm.

..... signed by
the Chairman of the meeting held on
22 April 2015 at which meeting the
signature hereon was subscribed.