



LEETON SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING

LEETON SHIRE COUNCIL

WEDNESDAY 24 FEBRUARY 2016

COMMENCING AT 7.00PM

COUNCIL CHAMBERS

Present:

Councillors: Cr. Paul Maytom (Mayor), Cr. George Weston (Deputy Mayor), Cr. Peter Davidson, Cr. Emerson Doig, Cr. Tracey Valenzisi, Cr Greg O'Callaghan and Cr Michael Kidd

Staff: Jackie Kruger (General Manager), Duncan McWhirter (Director Corporate Services), Barry Heins (Director Engineering and Technical Services), Garry Stoll (Director Environmental and Community Services), Peter McFarlane (Financial Services Manager) and Brent Lawrence (Corporate Communications Coordinator)

Press: Talia Pattison (The Irrigator)

CIVIC PRAYER **Cr Michael Kidd**

ACKNOWLEDGEMENT OF COUNTRY **Mayor Cr Paul Maytom**

APOLOGIES

16/015

Resolved

That the apologies submitted by Cr Steve Dowling and Cr Tracey Morris be accepted with leave of absence granted only for Cr Morris.

(Moved Cr Doig, seconded Cr Weston)

CONFIRMATION OF THE MINUTES

16/016

Resolved

THAT the Minutes of the Ordinary Council Meeting held on Wednesday, January 27 2016, as circulated, be taken as read and CONFIRMED.

(Moved Cr Kidd, seconded Cr O'Callaghan)

GENERAL MANAGER'S MATTERS

Item 1 SUSTAINABLE REFUGEE SETTLEMENT ATTENDANCE

16/017

Resolved

That Council approves the attendance of the Mayor at the Sustainable Refugee Settlement Conference on the 8 and 9 March 2016 and that associated costs be funded from the Council Delegate Expense budget.

(Moved Cr Doig, seconded Cr Valenzisi)

PROCEDURAL MOTION

16/018

That Item 1 Local Area Traffic Committee Meeting – 11 February 2016 from the Engineering and Technical Services Matters be brought forward.

(Moved Cr O'Callaghan, seconded Cr Davidson)

DECLARATION OF INTEREST

Councillor Weston declared a non-significant non-pecuniary interest in this item in relation to Item 7 of the Traffic Committee Meeting – 11 February 2016 as his daughter operates the Wade Hotel.

Cr Weston made the declaration, stayed in the chambers and participated in the debate and voted.

SUSPENSION OF STANDING ORDERS

16/019

That Standing Orders be suspended at 7.32pm to allow Mr Brian Ward, Taxi Proprietor to address the Council in relation to Item 7 – Taxi Rank Facilities Wade and Leeton Hotels.

(Moved Cr O'Callaghan, seconded Cr Valenzisi)

RESUMPTION OF STANDING ORDERS

16/020

That the meeting be resumed at 7.45pm to deal with the balance of the items on the Agenda.

(Moved Cr Weston, seconded Cr Valenzisi)

ENGINEERING AND TECHNICAL SERVICES MATTERS

Item 1 LOCAL AREA TRAFFIC COMMITTEE MEETING - 11 FEBRUARY 2016

16/021

Resolved

That Council resolve to adopt the following recommendations as detailed in the Minutes of the Traffic Committee meeting held on 11 February 2016.

Item 2 – Anzac Day Road Closures 25 April 2016

- a) That the committee endorses the request by the RSL, Leeton Branch for the Anzac Day dawn service and Parade be approved subject to the conditions outlined in the RTA Guide to Traffic and Transport at Special Events.
- b) That the event is conducted as per times, location, conditions and circumstances that are indicated in the application documents.

- c) Organisers and event participants immediately obey all directions by Police.
- d) Organisers and event participants obey all directions that may be given by Leeton Shire Council officers.
- e) Failure to comply with any and all of these conditions will immediately void this approval.

(unanimous support)

Item 3 – Leeton Triathlon Road Closure Request – 26 March 2016

That the Committee approves to hold the Leeton Triathlon on locals roads subject to the schedule of conditions as outlined in the RMS Guide to Traffic and Transport Management for Special Events including the following conditions:

- 1. The event is conducted as per times, location of conditions and circumstances that are indicated in the application documents.
- 2. A certified traffic control plan for the event is to be prepared, implemented, monitored and decommissioned by an accredited person if required.
- 3. Event organisers and participants immediately obey all directions by Police.
- 4. Event organisers and participants immediately obey all direction by Leeton Shire Council officers.
- 5. Advertising of the event is to take place in local newspapers to ensure locals are aware of the event.
- 6. Failure to comply with any of the above conditions will immediately void this approval.

(unanimous support)

Item 4 – Leeton Sunrice Festival Street Parade – 26 March 2016

That the Committee approves to hold the Leeton SunRice Festival on State and local roads subject to the schedule of conditions as outlined in the RMS Guide to Traffic and Transport Management for Special Events including the following conditions:

- 1. The event is conducted as per times, location of conditions and circumstances that are indicated in the application documents.
- 2. A certified traffic control plan for the event is to be prepared, implemented, monitored and decommissioned by an accredited person.
- 3. Event organisers and participants immediately obey all directions by Police.
- 4. Event organisers and participants immediately obey all direction by Leeton Shire Council Officers.
- 5. Advertising of the event is to take place in local newspapers to ensure locals are aware of the event.
- 6. Failure to comply with any of the above conditions will immediately void this approval.

(unanimous support)

Item 5 – Review of 40km/h School Zone on MR80 between Gralee School and St Francis De Sales Regional College and Palm Avenue behind Leeton High School

1. That the LATC note the report from RMS.
2. That Council shall conduct further engagement with Gralee School in regard to the school zone.
3. Council review the guidelines for school zone signage and liaises with the RMS Safety Around Schools Officer and reports back to Council.
4. Council to further investigate the installation of flashing lights on Palm Avenue and report back to Council.

(unanimous support)

Item 6 – Construction of a Median on Currawang Avenue at the Intersection with Gidgee Street

That Council commence with Option C - centre line marking and kerb extension as the preferred treatment in the first instance due to funding and if Option C is unsuccessful use option B and then option A until the issue is addressed.

(RMS recommended Option A)

(majority support – RMS voted against)

Item 7 –Taxi Rank Facilities Wade Hotel and Leeton Hotel

That Council endorses (through consultation with the licensed premise owners of the Leeton and Wade Hotels, the licensing Sergeant and the taxi company) further investigation of the installation of a pick-up and drop-off zone in close proximity to the Leeton Hotel and Wade Hotel.

(unanimous support)

Item 8 – Speed Zone Review Brobenah Road/Palm Avenue towards Boronia Road

That the Committee endorses that Roads and Maritime Services (RMS) review the speed zoning of Brobenah Road from Palm Avenue towards Boronia Road.

(unanimous support)

Item 9 – Speed Zone Reviews – Various Areas (Irrigation Way Yanco, Benerembah Street Whitton and Racecourse Road Leeton)

That three separate speed zone reviews are developed from this report and presented to the RMS for their information and review.

(unanimous support)

(Moved Cr O'Callaghan, seconded Cr Valenzisi)

CORPORATE SERVICES MATTERS

Item 1 INTEGRATED PLANNING AND REPORTING DELIVERY PROGRAM AND OPERATIONAL PLAN KPI'S - 1 JULY 2015-31 DECEMBER 2015

16/022

Resolved

That Council note the progress in relation to the Council Delivery Plan and Operational Plan for the period 1 July 2015–31 December 2015.

(Moved Cr Weston, seconded Cr Davidson)

Item 2 QUARTERLY BUDGET REVIEW STATEMENT - DECEMBER QUARTER 2015

16/023

Resolved

- 1) That the review of Council's Operational Budget as at 31 December 2015 be noted and variations contained in the Quarterly Budget Review statement be voted.
- 2) That the \$32,000 for the McQuillan Road footpath be funded from the Section 94 Traffic Facilities external restriction.

(Moved Cr Valenzisi, seconded Cr Weston)

Item 3 INVESTMENTS - DIVIDENDS Investments – January 2016

16/024

Resolved

That the information contained in the report on Investments be noted.

(Moved Cr Doig, seconded Cr Valenzisi)

ENVIRONMENTAL AND COMMUNITY SERVICES MATTERS

Item 1 ECONOMIC DEVELOPMENT - LOCAL INDUSTRIES NATIONAL STRONGER REGIONAL FUND

16/025

Resolved

That Council resolve;

1. To apply on behalf of the Grainlink Storage Pty Ltd Consortium for National Stronger Regions Fund - Round 3 funding of \$1,439,156.25 to establish the following infrastructure at the Western Riverina Intermodal Freight Terminal (Grainlink Storage Pty Ltd) Wumbulgal site at Lots 3, 4 and 5 in DP 1201358, Leeton, at a total project value of \$3,198,125;
 - Power Infrastructure
 - Telecommunication Infrastructure and associated connections
 - Three 400 megalitre water storage structures and associated pipe works.
2. To prepare and sign a Memorandum of Understanding outlining the roles and responsibilities of Council and the Grainlink Storage Pty Ltd (NSW) Consortium as part of the application process.
3. That should the application be successful, acceptance of the grant monies by Council will only occur on the completion of a Contract between Council and the Grainlink Storage Pty Ltd Consortium which satisfies Council that there is security in place to ensure the project is cost neutral to Council in every eventuality.
4. To authorise the Mayor and General Manager to sign and affix the Common Seal of Council to all required documentation in relation to the funding application, MOU and Contract.

(Moved Cr Kidd, seconded Cr Doig)

DECLARATION OF INTEREST

Councillor Weston declared a non-significant non-pecuniary interest in Item 2 Assistance to the Leeton Chamber of Commerce as he is a financial member of the Leeton Chamber of Commerce.

Cr Weston made the declaration, stayed in the chambers and participated in the debate and voted.

Item 2 ASSISTANCE TO LEETON CHAMBER OF COMMERCE

16/026

Resolved

That Council resolve to assist the Leeton Chamber of Commerce by providing a one off Quick Response Grant of up to \$600 over 12 months to cover the use of the Yellow Room at the Leeton Library by the Leeton Chamber of Commerce for the monthly Neighbourhood Watch Committee meetings.

(Moved Cr Valenzisi, seconded Cr O'Callaghan)

Item 3 WESTERN RIVERINA ARTS BOARD VACANCY

16/027

Resolved

That Council resolve to;

1. Endorse the nominated Council representative Acting Community Services Manager, Nateaka Blake, to serve as the Leeton Shire Council representative on the WRA Board.

(Moved Cr O'Callaghan, seconded Cr Kidd)

Item 4 MANAGEMENT OF LEETON MAJOR DOOLEY LIBRARY

16/028

Resolved

That

1. Council endorse investigating the potential for a joint library service encompassing the Leeton and Narrandera Shires with branches in Narrandera and Leeton along with membership of a regional library service.
2. That the results of the investigation, with recommendations, be brought to the April meeting of Council accompanied by an implementation plan and proposed governance structure.

(Moved Cr Doig, seconded Cr O'Callaghan)

Item 5 SECTION 94A FIXED LEVY PLAN

16/029

Resolved

That Council resolve

1. To prepare a s94A Fixed Levy Contribution Plan and refer it to the Department of Planning and Environment before public exhibition in accordance with the Act for a minimum period of twenty-eight (28) days.
2. That at the completion of the exhibition period a further report be presented to Council which will include all submissions received before the final consideration of the plan.

(Moved Cr O'Callaghan, seconded Cr Kidd)

Item 6 LEETON VISITORS INFORMATION CENTRE - HOURS OF OPERATION

16/030

Resolved

That Council resolve;

1. To introduce the following operating hours at the Leeton Visitor Information Centre:
Monday to Friday - 10.00am to 4.00pm
Saturday - 10.00am to 12.00pm
Sunday closed
2. That, for major events, operating hours be adjusted to meet visitor requirements at the direction of the General Manager or her delegate.
3. That Council further investigate what accreditation might be available under the new operating arrangements.
4. That Council investigates satellite visitor information venues.

(Moved Cr Valenzisi, seconded Cr Weston)

STATEMENTS BY COUNCILLORS

Cr Tracey Valenzisi

- Stated that when travelling east along Kurrajong Avenue, that when you turn right into Church Street tree branches are a visual obstruction for drivers.
- Advised that the Leeton sign located on Main Road 539 when leaving Darlington Point, is obscured.

Cr Greg O'Callaghan

- Made comment that the newly constructed road surface in the Petersham Road precinct appeared to be failing prematurely. The Director of Engineering and Technical Services advised investigations are continuing, however the proximity of the road to the irrigation channels was an issue when constructing roads in this area.

Cr Michael Kidd

- Advised Clean Up Australia Day is to be held on Sunday 6 March 2016 at 7.30am with the marshalling point to be in Mountford Park.
- Palm trees at the vehicle entrance to No 1 Oval have become a visual obstruction to drivers.

Cr Paul Maytom

- Advised he had attended recent meetings of the Murray Darling Association and subsequently distributed relevant information to Councillors from that meeting. Advised that a new Chief Executive Officer and Chairman were now in place with the Association implementing a new strategic direction.
- Advised that Leeton had been recently featured on the SBS World News with a number of favourable comments being received.

CLOSED COUNCIL – CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the 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.

16/031

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 Weston, seconded Cr Doig)

Item 1 TENDER 04-15/16 - KITCHEN UPGRADE LEETON EARLY LEARNING CENTRE

This report is considered confidential in accordance with the Local Government Act 1993, 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 COUNCIL PROPERTIES – OWN LAND
Sale of Surplus Land – 14 Yanco Avenue Leeton**

This report is considered confidential in accordance with the Local Government Act 1993, 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).

**Item 3 ROAD CONSTRUCTION WORKS - YOUNG ROAD (WHITTON)
REHABILITATION**

This report is considered confidential in accordance with the Local Government Act 1993, 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 8.45pm and the public and press left the Chambers.

**Item 1 TENDER 04-15/16 - KITCHEN UPGRADE LEETON EARLY
LEARNING CENTRE**

16/032

Resolved

- a) That the tender submitted by Hotondo Homes (Tender 04-15/16) for the kitchen additions to the Leeton Early Learning Centre, Valencia Street, Leeton for the amount of \$148,200 (GST Inclusive), be accepted.
- b) That Council approves an additional \$15,000 for the project to be funded from Council's Building Reserve.

(Moved Cr Davidson, seconded Cr Weston)

**Item 2 COUNCIL PROPERTIES – OWN LAND
Sale of Surplus Land – 14 Yanco Avenue Leeton**

16/033

Resolved

That:

1. Council rescind Minute Number 15/270 which provided approval to accept the offer in relation to 14 Yanco Avenue, Leeton (16 December 2015).
2. Council accept the new offer outlined in the report for the sale of 14 Yanco Avenue, Leeton, being Lot 15, Section 57, DP 758606.
3. Council authorise the Mayor and General Manager to sign and seal all documentation in relation to the sale.
4. All proceeds received from the sale of the property be set aside in Council's Internal Restriction for Infrastructure and Buildings.

(Moved Cr O'Callaghan, seconded Cr Kidd)

**Item 3 ROAD CONSTRUCTION WORKS - YOUNG ROAD (WHITTON)
REHABILITATION**

16/034

Resolved

That the tender submitted by Boots Constructions Pty Ltd (Tender Roads to Recovery Program 2015-16 – Young Road, Whitton) for reconstruction of Young Road, Whitton for the amount of \$150,021.30 (GST Inclusive), be accepted.

(Moved Cr Doig, seconded Cr Davidson)

REVERSION TO OPEN COUNCIL

16/035

Resolved

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9.00pm.

(Moved Cr Weston, seconded Cr Doig)

The Mayor advised that during the Closed Council three (3) resolutions were passed. The General Manager read out the resolutions made in Closed Council for Items 1 to 3.

There being no further business the meeting closed at 9.01pm.

..... signed by
the Chairman of the meeting held on
23/03/2016 at which meeting the
signature hereon was subscribed.