



# LEETON SHIRE COUNCIL

## MINUTES OF THE ORDINARY COUNCIL MEETING

LEETON SHIRE COUNCIL

WEDNESDAY 29 JUNE 2016

COMMENCING AT 7.00PM

COUNCIL CHAMBERS

---

**Present:**

**Councillors:** Cr. Paul Maytom (Mayor), Cr. George Weston (Deputy Mayor), Cr. Peter Davidson, Cr. Tracey Morris, Cr. Emerson Doig, Cr. Steve Dowling, 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) and Brent Lawrence (Corporate Communications Coordinator)

**Press:** Nil

1. **CIVIC PRAYER** Cr Greg O'Callaghan
2. **ACKNOWLEDGEMENT OF COUNTRY** Cr Paul Maytom
3. **APOLOGIES**

**16/086**

**Resolved**

That the apology of Cr Valenzisi be accepted and leave of absence for the meeting be granted.

**(Moved Cr Morris, seconded Cr Davidson)**

4. **CONFIRMATION OF THE MINUTES**

**16/087**

**Resolved**

THAT the Minutes of the Ordinary Council Meeting held on Wednesday, May 25 2016, as circulated, be taken as read and CONFIRMED.

**(Moved Cr O'Callaghan, seconded Cr Dowling)**

5. **MAYORAL MINUTES – NIL**
6. **NOTICES OF MOTION - NIL**
7. **GENERAL MANAGER'S MATTERS**

**Item 7.1 SENIOR STAFF CONTRACTS 2016**

**16/088**

**Resolved**

That Council note:

1. The General Manager's report on senior staff contractual conditions as required under Section 339 of the Local Government Act 1993.
2. The current organisational structure of Leeton Shire Council.

**(Moved Cr Dowling, seconded Cr Doig)**

**Item 7.2 ROXY THEATRE - MINUTES OF ROXY COMMITTEE MEETING  
HELD ON 19 APRIL 2016**

**16/089**

**Resolved**

That Council formally notes the Roxy Community Theatre Committee Minutes from the 19 April 2016.

**(Moved Cr Doig, seconded Cr Morris)**

**CORPORATE SERVICES MATTERS**

**Item 7.3 GOVERNANCE – COUNCILLORS  
Policy – Payment of Expenses and Provision of Facilities to  
Mayor and Councillors - 2016**

**16/090**

**Resolved**

1. That Council place the revised “Payment of Expenses and Provision of Facilities to Mayor and Councillors” Policy on public exhibition for a period of twenty eight (28) days seeking public comment.
2. A further report be presented to Council following the 28 day exhibition period for Council to consider the adoption of the “Payment of Expenses and Provision of Facilities to Mayor and Councillors” Policy.

**(Moved Cr Davidson, seconded Cr Doig)**

**Item 7.4 RECISSION MOTION - MINUTE 16/079 – COUNCIL MEETING  
VENUES - JULY AND AUGUST 2016**

**16/091**

**Resolved**

That Council:

1. Rescind Minute Number 16/079 (Council Meeting 25 May 2016) which provided approval to hold the July Council meeting at Yanco and the August Council Meeting at Whitton.
2. Confirm the Council Chambers, 23-25 Chelmsford Place Leeton as the venue for the July and August Ordinary meetings of Council.
3. Hold community forums in both Yanco and Whitton in the first 12 months of the new Council.

**(Moved Cr O'Callaghan, seconded Cr Weston)**

**Item 7.5 INVESTMENTS - DIVIDENDS**  
**Investments – May 2016**

**16/092**

**Resolved**

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

**(Moved Cr Morris, seconded Cr Doig)**

**ENGINEERING AND TECHNICAL SERVICES MATTERS**

**Item 7.6 2016/21 GRAIN HARVEST MANAGEMENT SCHEME**

**16/093**

**Resolved**

That Council consents to grant authorisation for the operation of eligible vehicles as described in the NSW Class 3 Grain Harvest Management Scheme Mass or Dimension Exemption (Notice) 2016 (No.1) for the complete area of Leeton Shire.

**(Moved Cr O'Callaghan, seconded Cr Doig)**

**ENVIRONMENTAL AND COMMUNITY SERVICES MATTERS**

**Item 7.7 LEETON LANDFILL - WAIVE WASTE DISPOSAL FEES**

**MOTION**

A motion was put that no financial assistance be provided in relation to waiving of landfill fees to the owner of the Hydro Tavern.

**(Moved Cr O'Callaghan, seconded Cr Davidson)**

**AMENDMENT**

1. Council loan an amount of up to \$15,000 to the owner of the Hydro Tavern site for costs associated with the demolition and clean up of the site.
2. The amount to be repayable over 3 years at current market interest rates.
3. The loan being subject to demolition and clearing of the site by 31 December 2016.
4. If property is sold the full amount of the loan becomes due and payable immediately at time of sale.
5. Legal fees to be paid by applicant.

6. Council advertise its intention to financially assist the owner of the Hydro Tavern in accordance with Section 356 of the Local Government Act.

**(Moved Cr Weston, seconded Cr Doig)**

The amendment was put and lost.

**16/094**

**Resolved**

That no financial assistance be provided in relation to waiving of landfill fees to the owner of the Hydro Tavern.

**(Moved Cr O'Callaghan, seconded Cr Davidson)**

**Item 7.8 LEETON LANDFILL AND RECYCLING DEPOT - BOOM GATES**

**16/095**

**Resolved**

That Council resolve to vote an amount of \$20,000 from the Waste Restriction to replace the boom gates at the Leeton Landfill & Recycling Centre within the 2016/17 Operational Plan.

**(Moved Cr Doig, seconded Cr Kidd)**

**Item 7.9 LEETON INDOOR STADIUM - UPGRADE LIGHTING**

**16/096**

**Resolved**

That Council approve an upgrade of the lighting in the Indoor Stadium and the required funds totaling \$8,920 be taken from the Leeton Indoor Stadium restriction as part of the 2016/17 Operational Plan.

**(Moved Cr Davidson, seconded Cr O'Callaghan)**

**DECLARATION OF INTEREST**

Cr George Weston declared a non-significant non-pecuniary interest declaration for Item 7.10 Council's Community Grants Round 2 – 2015/16 as he sold equipment to the Yanco/Wamoon Ladies Auxiliary to use in their new kitchen. Cr Weston made the declaration, stayed in the Chamber and participated in the debate and voted.

**Item 7.10 COUNCIL'S COMMUNITY GRANTS ROUND 2 – 2015/2016**

**16/097**

**Resolved**

That Council approve the following applications for assistance from Round 2 2015-16 Community Strengthening Grants Scheme:

Brilliant & Resilient	800
Yanco/Wamoon Ladies Auxiliary	2,000
Leeton Junior Rugby League	2,000
Leeton Whitton Crows Football/Netball Club	<u>2,000</u>
	\$6,800

**(Moved Cr O'Callaghan, seconded Cr Doig)**

**Item 7.11 LOCAL HERITAGE FUNDING GRANTS 2015/2016**

**16/098**

**Resolved**

That the report on the Local Heritage Funding Grants be received and noted.

**(Moved Cr Weston, seconded Cr Kidd)**

**8. STATEMENTS BY COUNCILLORS**

Cr Tracey Morris

Congratulated Deputy Mayor Cr George Weston and all members of the Leeton Shire Heritage Committee on facilitating a great Henry Lawson Centenary event enjoyed by all who attended.

Requested that the Engineering and Technical Services team further investigate the Wattle Hill drainage issues on the Whitton Road.

Deputy Mayor Cr George Weston

Expressed his thanks to Council's Planning Officer Tegan Bruce for her assistance in organising several aspects of the Henry Lawson Centenary event.

Cr Weston also conveyed thanks to the Councillors who attended the celebrations and gave an overview of the activities that occurred on the day.

Cr Weston discussed the importance of promoting local events that are being held in the community at and from the Visitor Information Centre and ensuring volunteers are kept informed of what is on.

Cr Weston also attended the Leeton Outstanding Business Awards as Council is a major sponsor.

Cr Greg O'Callaghan

Also commented on the need to review how Council promotes information on days when the Visitor Information Centre is closed. He suggested that the digital information display location and/or signage may need to be reviewed.

Cr Kidd

Expressed sincere thanks and congratulations to Cr Weston and the Leeton Shire Heritage Committee for their hard work with organising the Henry Lawson Centenary event.

Cr Kidd also discussed the need for council to address drainage issues at Leeton Town Ovals No 1 and No 2. This item will be put on a future "Hot Topics" publication for further discussion.

Mayor Cr Paul Maytom, Deputy Mayor George Weston and General Manager

*ALGA Conference – June 2016 – Feedback Report*

The Mayor, Deputy Mayor and General Manager provided the following update following their attendance at the National General Assembly in June.

- ALGA represents 562 Councils across Australia.
- ALGA is concerned about regional inequality as a result of uneven growth across Australia.
- The key priorities for local government in 2016/17 include:
  - i) Restoring indexation of Financial Assistance Grants.
  - ii) Increasing Financial Assistance Grants to 1% of Commonwealth Taxation.
  - iii) A Freight Strategy that increases productivity through targeted investment.
  - iv) Permanent doubling of Roads to Recovery.
  - v) Community Infrastructure funding.
  - vi) Support development of Climate Change Plans.
- Continued focus on community engagement as a key function of Councils.
- Government updates included:
  - i) Minister for Local Government, Paul Fletcher, announced a \$50m Smart Cities Program for innovative technology-based approaches to planning, infrastructure and service provision.
  - ii) Shadow Minister for Local Government, Julie Collins, announced policy commitments, if elected to government, including reintroduction of FAG indexation, the reestablishment of the Australian Council of Local Government, the creation of a Regional Innovation Fund and further investment in increasing active participation of women in local government.

- Interesting expo stands included:
  - Recycling of tyres
  - Recycling of mobile phones
  - NBN
  - Australian Business Register (LSC has signed up. No cost to Council).

#### Mayor Cr Paul Maytom

The Mayor, Deputy Mayor and General Manager also met with Chief Executive Officer of the Murray Darling Basin Authority whilst attending the ALGA conference to further discuss environmental water issues, in particular surrounding the topic of translucent flows. A meeting of key stakeholders is being planned for August.

Mayor Maytom also attended the Local Health Advisory Committee meeting on Monday 27 June. The DRAFT Model of Care of the Leeton Hospital Maternity service was presented to the key stakeholders in attendance. This DRAFT model will be reviewed by Committee members prior to being distributed widely for public comment. Mayor Maytom also added that doctors are as much a Federal government issue as a State issue and that needs to be addressed as a matter of priority by the new government.

#### **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.



**16/099**

**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 O'Callaghan, seconded Cr Davidson)**

**Item 9.1 LAND MATTER - FIVEBOUGH ROAD, LEETON**

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).

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 9.00pm and the public and press left the Chambers.

**Item 9.1 LAND MATTER - FIVEBOUGH ROAD, LEETON**

**16/100**

**Resolved**

That Council resolve to:

1. Undertake a selective Expression of Interest process for the lease/sale of Lot 91, DP751742 and Part Lot 1 DP1056420, Fivebough Road, Leeton, to parties who have expressed a previous interest in the land.
2. If a lease is determined as the preferred course of action:
  - (a) Then Council delegate the Mayor and General Manager the authority to negotiate the final lease terms.
  - (b) Authorise the Mayor and General Manager to affix the Common Seal of Council and sign all required documentation in relation to the Lease.
3. If a sale of the land is determined as the preferred course of action then a further report be prepared for Council for the approval to sell the land.

**(Moved Cr Davidson, seconded Cr Kidd)**

**REVERSION TO OPEN COUNCIL**

**16/101**

**Resolved**

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9.10pm.

**(Moved Cr Weston, seconded Cr Davidson)**

The Mayor advised that during the Closed Council one resolution was passed. The General Manager read out the resolutions made in Closed Council for Items

There being no further business the meeting closed at 9.15pm.

..... signed by  
the Chairman of the meeting held on  
27/07/2016 at which meeting the  
signature hereon was subscribed.