



LEETON SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING

LEETON SHIRE COUNCIL

WEDNESDAY 16 SEPTEMBER 2015

COMMENCING AT 7.08PM

COUNCIL CHAMBERS

Present:

Councillors: Cr. Paul Maytom (Mayor), Cr. George Weston (Deputy Mayor), Cr. Peter Davidson, Cr. Emerson Doig 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 Kathy McMahon (Executive Support Officer)

Press: Talia Pattison

CIVIC PRAYER Cr. Peter Davidson

ACKNOWLEDGEMENT OF COUNTRY Cr. Paul Maytom

APOLOGIES

15/191

Resolved

That the apologies submitted by Cr. Tracey Morris, Cr. Tracey Valenzisi and Cr. Greg O'Callaghan be accepted and leave of absence from the meeting be granted.

(Moved Cr Doig, seconded Cr Davidson)

CONFIRMATION OF THE MINUTES

15/192

Resolved

That the Minutes of the Ordinary Council Meeting held on Wednesday, August 26 2015, as circulated, be taken as read and CONFIRMED.

(Moved Cr Kidd, seconded Cr Davidson)

CORPORATE SERVICES MATTERS

**Item 1 GOVERNANCE - ELECTIONS -
Election of Mayor**

The Mayor Paul Maytom advised that General Manager Mrs Jackie Kruger would be the Returning Officer for the conducting of the Mayoral and Deputy Mayoral election.

The Returning Officer Mrs Jackie Kruger advised that one nomination had been received for the position of Mayor, that being Cr. Paul Maytom. The Returning Officer declared Cr. Paul Maytom as the elected Mayor (unopposed) for the next twelve month period.

The newly re-elected Mayor, Cr. Paul Maytom thanked the Council and the Leeton Community for their continued support over the last twelve months and stated the next twelve months would see Leeton Shire Council facing numerous challenges including the "Fit for the Future" requirements.

**Item 2 GOVERNANCE - ELECTIONS -
Election of Deputy Mayor**

The Returning Officer Mrs Jackie Kruger advised that one nomination had been received for the position of Deputy Mayor, that being Cr. George Weston. The Returning Officer declared Cr. George Weston as the elected Deputy Mayor (unopposed) for the next twelve month period.

Cr. George Weston also thanked the Councillors for re-electing him to the position of Deputy Mayor and looked forward to working together as a team over the next twelve month period.

MAYORAL REPORTS

Item 1 MAYORAL MINUTE - Murrumbidgee Local Health District Restructure

Cr. Michael Kidd declared a pecuniary interest in relation to this item as he is a current employee of the Murrumbidgee Local Health District.

This report was not considered by Council as a quorum was not achieved Four (4) Councillors present with the minimum quorum being five (5).

CORPORATE SERVICES MATTERS (CONTINUED)

Item 3 DISCLOSURES OF INTEREST - Annual Disclosure by Councillors and Designated Persons

15/193

Resolved

- a) Council note the returns as required under Section 449 of the Local Government Act 1993 lodged by Councillors and Designated Persons.
- b) That the return lodged in accordance with Section 449 of the Local Government Act 1993, by General Manager, Mrs Jackie Kruger be noted.

(Moved Cr Davidson, seconded Cr Weston)

Item 4 GOVERNANCE - COUNCILLORS - Policy - Adoption of Payment of Expenses and Provision of Facilities to Mayor and Councillors - 2015

15/194

Resolved

That Council formally adopts the revised 'Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy'.

(Moved Cr Kidd, seconded Cr Doig)

Item 5 INVESTMENTS - DIVIDENDS
Investments – August 2015

15/195

Resolved

That the information contained in the August Report on Investments be noted.

(Moved Cr Kidd, seconded Cr Davidson)

Item 6 CHRISTMAS/NEW YEAR SERVICE PROVISION ARRANGEMENTS

15/196

Resolved

- (i) That Council's Depot, Office and Library be closed for the period from Monday 28 December 2015 to Thursday 31 December 2015, both dates inclusive and staff be permitted to take annual leave or other suitably authorized leave during this period to cover the period that they would normally be rostered to work.
- (ii) That extensive publicity be given to the closure in the lead up to Christmas.

(Moved Cr Kidd, seconded Cr Doig)

ENGINEERING AND TECHNICAL SERVICES MATTERS

Item 1 TRAFFIC COMMITTEE MEETING - 20 AUGUST 2015

15/197

Resolved

That Council resolve to adopt the recommendations as detailed in the Minutes of the Traffic Committee meeting held on 20 August 2015 except for Item 6 (Kathryne Road) and Item 8 (Maiden Avenue) whereby the costings for both bus shelters are to be brought back to Council for their consideration.

(Moved Cr Kidd, seconded Cr Davidson)

ENVIRONMENTAL AND COMMUNITY SERVICES MATTERS

Item 1 LOCAL HERITAGE FUNDING GRANTS 2015/2016

15/198

Resolved

That Council approve the Local Heritage Funding Grants for 2015/2016 as listed in Table 2 above, with the additional \$2,000 of Council funding required to collect the OEH share of \$5,000 to be sourced from savings identified in the September 2015 quarterly budget review.

(Moved Cr Kidd, seconded Cr Weston)

Item 2 COMMUNITY GRANT PROGRAM - APPLICATIONS FOR YOUTH DEVELOPMENT GRANTS

15/199

Resolved

That Council support the applications made by -

- Cooper Boardman
- Sarah Quinlivan
- Jack Quinlivan

to provide each of the above with a \$250 youth development grant to assist with their representation in the Australian Junior Squash Championships subject to staff confirming that the above recipients have not received such a grant in the twelve month period prior.

(Moved Cr Kidd, seconded Cr Weston)

STATEMENTS BY COUNCILLORS

1. Cr Peter Davidson

- Congratulated Cr Maytom on his re-election as Mayor and Cr Weston on his re-election as Deputy Mayor for the next 12 month period.

2. Cr Emerson Doig

- Also congratulated both Cr Maytom and Cr Weston on their re-election to the roles of Mayor and Deputy Mayor.

3. Cr George Weston

- Advised he was to head to East Timor as part of the "Friends of Luro" committee.
- Commented that the Australia Day nominations were now open to recognize those people who have made valuable contributions to the Leeton community and that the committee was seeking new members to the Australia Day committee to help coordinate the Australia Day celebrations.

4. Cr Michael Kidd

- Passed on his congratulations to Cr Maytom on his re-election as Mayor and Cr Weston on his re-election as Deputy Mayor.

5. General Manager Jackie Kruger

- Advised that herself and Mayor Paul Maytom attended the recent Financial Summit which was organised by Local Government New South Wales. It concentrated on discussing the main financial issues being faced by Local Government as it aims to become "Fit for the Future". In particular emphasis was placed on the importance of well-developed Asset Management Plans and the need for Councils to have "realistic" values attached to the depreciation of assets.

6. Mayor Paul Maytom

- Commented that the estimates for the gravel works on Houghton Road have been forwarded to Councillors.
- Asks if anyone was aware of where the school lights at Murrami were relocated to.
- Requested the following two matters be placed on the agenda at the next Traffic Committee Meeting:
 - School Zone between Gralee and St Francis Schools.
 - Review of 50km zone on Back Yanco Road.

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.

15/200

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 COUNCIL PROPERTIES - AQUISITION

Gogeldrie Weir Caravan Park

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 2 RISK MANAGEMENT CLAIMS MANAGEMENT - Insurance Brokers and Agents - Statewide Mutual Property Scheme Public Liability Update

This report is considered confidential in accordance with the Local Government Act 1993, as the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege(Section 10A(2)g).

Item 3 EVENTIDE HOMES YANCO

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 4 PHOTON ENERGY DEVELOPMENT PROPOSAL

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 7.55pm and the public and press left the Chambers.

**Item 1 COUNCIL PROPERTIES - AQUISITION
Gogeldrie Weir Caravan Park**

15/201

Resolved

1. Council accept the offer from Government Property NSW for Council to purchase Lot 2 and Lot 4, DP 1184875 as outlined in Option 1 of the report.
2. Council authorise the General Manager and Mayor to sign and seal all documentation in relation to the purchase of Lot 2 and Lot 4, DP 1184875.
3. Upon purchase, the land be classified as community land in accordance with the sale conditions from Government Property NSW as outlined in the report.
4. Council terminate the sub licence agreement currently in place and replace with a lease agreement to the existing licensee for the same period of time being first period expiring 22 December 2016 with one further option being from 23 December 2016 to 22 December 2021.
5. Council authorise the General Manager and Mayor to sign and seal all documentation in relation to the lease of Lot 2 and Lot 4, DP 1184875.

(Moved Cr Doig, seconded Cr Davidson)

**Item 2 RISK MANAGEMENT CLAIMS MANAGEMENT - Insurance
Brokers and Agents – Statewide Mutual Property Scheme Public
Liability Update**

15/202

Resolved

That Council note the contents of the report with relevant photos to be provided to the Councillors as requested.

(Moved Cr Doig, seconded Cr Weston)

Item 3 EVENTIDE HOMES YANCO

15/203

Resolved

- 1) That Council is to enter into a formal Agreement with Argyle Community Housing for the management of the Yanco Eventide Homes.
- 2) The Mayor and GM be authorised to sign the management agreement on behalf of Leeton Shire Council
- 3) That a separate "Argyle Housing Reserve" be established in Council's financial accounts to reserve any annual surplus received.

(Moved Cr Kidd, seconded Cr Weston)

Item 4 PHOTON ENERGY DEVELOPMENT PROPOSAL

This report was deferred to a future meeting to facilitate the inclusion of additional information recently supplied by Photon Energy.

REVERSION TO OPEN COUNCIL

15/204

Resolved

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 8.45pm.

(Moved Cr Doig, seconded Cr Weston)

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

There being no further business the meeting closed at 8.46pm.

..... signed by
the Chairman of the meeting held on
28/10/2015 at which meeting the
signature hereon was subscribed.