



LEETON SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING

LEETON SHIRE COUNCIL

WEDNESDAY 19 OCTOBER 2016

COMMENCING AT 7.00PM

COUNCIL CHAMBERS

Present:

Councillors: Cr. Paul Maytom (Mayor), Cr. George Weston (Deputy Mayor), Cr. Tracey Morris, Cr. Michael Kidd, Cr. Paul Smith, Cr. Tony Reneker, Cr. Sandra Nardi, Cr. Tony Ciccia

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

Press: Talia Pattison (The Irrigator)

1. **CIVIC PRAYER** Cr Sandra Nardi
2. **ACKNOWLEDGEMENT OF COUNTRY** Cr Paul Maytom

3. **APOLOGIES**

16/148

Resolved

That the apology of Cr Peter Davidson be accepted and leave of absence be granted.

(Moved Cr Weston, seconded Cr Morris)

4. **CONFIRMATION OF THE MINUTES**

16/149

Resolved

THAT the Minutes of the Ordinary Council Meeting held on Wednesday, 28 September 2016, as circulated, be taken as read and CONFIRMED.

(Moved Cr Weston, seconded Cr Ciccia)

5. **MAYORAL MINUTES** Nil
6. **NOTICES OF MOTION** Nil
7. **OFFICER'S REPORTS**

SUSPENSION OF STANDING ORDERS

16/150

THAT Council suspend standing orders (7.14pm) to welcome the two current Student Doctors working in Leeton (Item 7.15 New Intake Student Doctor Program) and to permit the Leeton Roller Derby League to make a presentation to Council (Item 7.12 Request from Leeton Roller Derby League for Council Assistance).

(Moved Cr Weston, seconded Cr Nardi)

COUNCIL RESOLUTION

16/151

That a further report on the request from the Leeton Roller Derby be brought to Council for consideration at the next Annual Operating Plan round.

(Moved Cr Weston, seconded Cr Kidd)

RESUMPTION OF STANDING ORDERS

16/152

THAT the meeting be resumed at 7.55pm to deal with the balance of the items on the Agenda.

(Moved Cr Weston, seconded Cr Nardi)

GENERAL MANAGER'S MATTERS

Item 7.1 INTEGRATED PLANNING AND REPORTING - DRAFT COMMUNITY STRATEGIC PLAN

16/153

Resolved

THAT:

1. The draft Community Strategic Plan is placed on public exhibition from Thursday 20 October 2016 until Wednesday 30 November 2016.
2. A further report be presented to Council following the exhibition period to allow for any submissions to the draft Community Strategic Plan to be considered.

(Moved Cr Kidd, seconded Cr Morris)

Item 7.2 DELEGATION OF AUTHORITY - MAYORAL DELEGATION

16/154

Resolved

THAT Council:

1. Note the report on Mayoral Delegations.
2. Pursuant to Section 377 (final power of the Council to delegate) of the Local Government Act 1993 delegate to its Mayor, and in the absence of the Mayor to the Deputy Mayor, the following powers, duties and functions:
 - a) The power to determine applications by the General Manager for leave.
 - b) To issue press releases and reply to press criticisms of the Council.
 - c) To determine the conferences and seminars that councillors may attend as Council's representatives where time does not permit Council to so determine.

- d) The power to expel persons (whether a councillor or another person) from a meeting of the Council or Council Committee over which he/she presides as Chairman, in accordance with Section 10(3) of the Local Government Act 1993.
- e) Write correspondence on behalf of Council.
- f) Pursuant to the contract of employment with the General Manager the power to vary the structure of the salary package but not the value of the total package.
- g) To authorise expenditure from the Mayoral expense account for the general functions of Council.
- h) To authorise emergency expenditure, for any purpose of up to \$50,000.
- i) To approve and tender Civic Receptions where the Mayor considers it appropriate and the period for arranging the Reception does not permit time for a decision to be made by the Council.
- j) To call extraordinary meetings of the Council in terms of Council's Code of Meeting Procedure.

(Moved Cr Kidd, seconded Cr Morris)

CORPORATE SERVICES MATTERS

Item 7.3 DISCLOSURES OF INTEREST - RETURNS DISCLOSING INTERESTS OF NEWLY ELECTED COUNCILLORS

16/155

Resolved

THAT Council note the returns as required under Section 449 of the Local Government Act 1993 have been lodged by Cr Ciccia, Cr Nardi, Cr Reneker and Cr Smith.

(Moved Cr Kidd, seconded Cr Morris)

Item 7.4 POLICY - ADOPTION OF PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO MAYOR AND COUNCILLORS 2016

16/156

Resolved

THAT Council formally adopts the revised Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy 2016 for the term of this Council.

(Moved Cr Morris, seconded Cr Weston)

Item 7.5 COUNCIL REPRESENTATION ON COMMITTEES

16/157

Resolved

THAT:

- a) Council appoint the following Councillors to the following Section 355 Committees (noting that any Councillor can attend these Committees):

Whitton Court House and Historical Museum Group
Cr Maytom and Cr Smith (alternate)

Whitton Community Hall Group
Cr Smith and Cr Maytom (alternate)

Yanco Community Hall Group
Cr Nardi and Cr Kidd (alternate)

Murrami Community Hall Group
Cr Ciccica and Cr Davidson (alternate)

Leeton's Men's Shed
Cr Maytom and Cr Morris (alternate)

SunRice Festival Committee
Cr Weston and Cr Reneker (alternate)

Light Up Leeton Committee
Cr Nardi, Cr Davidson and Cr Weston (alternate)

Bidgee Classic Committee
Cr Smith and Cr Reneker (alternate)

- b) Council appoint the following Councillors to the following **Advisory Committees** (noting that any Councillor can attend these Committees):

Leeton Tree Management Group
Cr Maytom and Cr Davidson (alternate)

Leeton Shire Heritage Group
Cr Weston and Cr Ciccica (alternate)

Roxy Community Theatre Group
Cr Kidd, Cr Nardi and Cr Morris (alternate)

Leeton Crime Prevention Group
Cr Maytom, Cr Weston and Cr Morris (alternate)

Leeton Traffic Committee
Cr Maytom and Cr Ciccia (alternate)

Whitton Town Improvement Committee
Cr Smith and Cr Maytom (alternate)

Leeton Early Learning Centre
Cr Weston and Cr Morris (alternate)

Community Grant Funding Committee
Cr Reneker, Cr Smith, Cr Morris and Cr Weston (alternate)

Yanco Town Improvement Committee
Cr Nardi and Cr Maytom (alternate)

Wamoon Town Improvement Committee
Cr Ciccia and Cr Maytom (alternate)

Internal Audit Committee
Cr Morris and Cr Reneker

Central Business District Working Group
Cr Weston, Cr Morris, Cr Davidson and Cr Maytom

Visitor Information Services Committee
Cr Maytom, Cr Davidson and Cr Weston (alternate)

- c) Council appoint the following Councillors to the **Action Groups** of Council as follows:

Leeton Tidy Towns
Cr Kidd and Cr Davidson (alternate)

Leeton Youth Committee
Cr Nardi and Cr Weston (alternate)

Wattle Hill Progress Committee
Cr Smith, Cr Reneker and Cr Maytom (alternate)

Leeton Australia Day Group
Cr Weston, Cr Maytom and Cr Reneker

- d) Council appoint the following Councillors to various other **External Committees/Working Parties**:

Murray Darling Association
Cr Maytom, Cr Weston and Cr Ciccia (alternate)

MIA Zone Liaison Committee (Rural Fire Service)
Cr Reneker

Disability Reference Group (Advisory Group)
Cr Kidd and Cr Maytom (alternate)

Leeton Narrandera Community Transport Committee
Cr Maytom and Cr Ciccia (alternate)

Narrandera Leeton Airport Management Committee
Cr Reneker, Cr Smith and Cr Maytom (alternate)

Leeton Chamber of Commerce and Industry
Cr Weston and Cr Morris

Shared Services Committee (Visitor Services)
Cr Maytom and Cr Weston

- e) **General Manager's Review Committee**
Cr Maytom, Cr Weston, Cr Morris and Cr Kidd

(Moved Cr Weston, seconded Cr Ciccia)

**Item 7.6 CHRISTMAS/NEW YEAR SERVICES PROVISION
ARRANGEMENTS**

16/158

Resolved

THAT:

1. Council's Depot, Office and Library be closed for the period from Sunday 25 December 2016 to Monday 2 January 2016, both dates inclusive and staff be permitted to take annual leave or other suitably authorised leave during this period to cover the period that they would normally be rostered to work.
2. Extensive publicity be given to the closure in the lead up to Christmas.

(Moved Cr Weston, seconded Cr Ciccia)

Item 7.7 MINUTES OF YANCO HALL COMMITTEE AGM – 11 JULY 2016

16/159

Resolved

THAT Council formally notes the Yanco Hall Committee Annual General Meeting Minutes from the 11 July 2016.

(Moved Cr Reneker, seconded Cr Weston)

**Item 7.8 LEETON GOLF COURSE SERVICES SEPTEMBER 2016
UPDATE**

16/160

Resolved

THAT Council note the 1 July 2016 – 30 September 2016 report on the activities of Leeton Golf Course.

(Moved Cr Smith, seconded Cr Kidd)

**Item 7.9 PLAN OF MANAGEMENT - GOGELDRIE WEIR CARAVAN
PARK**

16/161

Resolved

THAT Council formally adopt the Plan of Management for the Gogeldrie Weir Caravan Park.

(Moved Cr Kidd, seconded Cr Smith)

Item 7.10 INVESTMENTS - SEPTEMBER 2016

16/162

Resolved

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

(Moved Cr Kidd, seconded Cr Morris)

**Item 7.11 FINANCIAL STATEMENTS AND AUDITORS REPORTS FOR
YEAR ENDED 30 JUNE, 2016**

16/163

Resolved

THAT the 2015/16 Financial Statements and Auditors Reports be received.

(Moved Cr Kidd, seconded Cr Ciccia)

ENVIRONMENTAL AND COMMUNITY SERVICES MATTERS

Item 7.13 COUNCIL MEMBERSHIP OF THE NSW PUBLIC LIBRARIES ASSOCIATION

16/164

Resolved

THAT Council;

1. Appoint Cr Kidd as the Councillor representative to the NSW Public Libraries association.
2. Reaffirm the appointment of the Director Environmental & Community Services as the Administrative Officer representative and the Library Manager as the Library representative.

(Moved Cr Weston, seconded Cr Kidd)

Item 7.14 CONTAMINATED LANDS MANAGEMENT POLICY

16/165

Resolved

THAT Council resolve to adopt the Contaminated Lands Management Policy as publicly exhibited and advise the adoption of the Policy on Council's website.

(Moved Cr Kidd, seconded Cr Reneker)

8. STATEMENTS BY COUNCILLORS

Deputy Mayor Cr Weston

Informed Council that he was approached by ABC Sydney to do a radio interview in relation to the application that has been submitted to the State Government seeking Henry Lawson Cottage to be listed as a heritage item. The radio interviewers were very keen to hear about Henry Lawson's association with Leeton and the work that has been done to restore his cottage.

He also reflected on his attendance at the NSW Local Government Conference in Wollongong. The topic of changes to Crown Land systems and procedures and the motion that was passed regarding increased funding for NSW public libraries were of particular interest.

Cr Weston also informed his fellow Councillors that Leeton Shire Australia Day nominations were opening soon and encouraged his Councillors to help promote the Awards via their respective networks.

Cr Tony Ciccio

Raised the issue of the current state of the old Waste Management/Landfill site on Brobenah Hall Road. He feels that Council should be leaders in cleaning vacant blocks that are having an adverse effect on our local environment. The Director of Environmental and Community Services to further investigate and report back at a future meeting.

Cr Sandra Nardi

Requested an update on the stagnant water situation on the corner of Brady Way and Canal Street. The Director of Engineering and Technical Services explained that this issue was being addressed in various stages due to the recent heavy rainfall affecting our work crews' ability to undertake all of the improvement works at the one time.

She also raised the issue about overgrown blocks and whether a detailed list of these blocks exists. The General Manager explained that complaints are tracked via Council's customer request system from which a detailed list can be developed. She further added that if an overgrown block is deemed dangerous to the general public that the property owners will receive an enforcement notice directly to ensure the issue is rectified promptly.

Cr Tracey Morris

Congratulated all staff involved with the Leeton Swimming Pool carpark upgrade.

She also congratulated Nicola James and Matt Gatt on facilitating a fantastic inaugural Leeton Chill and Grill event.

Cr Michael Kidd

Congratulated all the Council staff that played a role in the completion of the Leeton Swimming Pool carpark upgrade.

He also raised the issue of some motorists taking it upon themselves to use the new carpark as a dedicated strip for nuisance driving.

The Engineering and Technical Services Director confirmed that a solution was in tow.

Cr Kidd also encouraged his fellow Councillors to have their input on the Roxy Theatre Scoping Plan that is currently being developed by chatting with the consultant directly to share their ideas or filtering their feedback through to Council's Economic Development, Tourism and Events Manager.

Mayor Cr Paul Maytom

Requested that relevant staff look at the speed in the Leeton Town Ovals carpark area after a recent nuisance incident. The Engineering and Technical Services team will further investigate and report back their findings and potential solutions.

Mayor Maytom also reflected on his attendance at the NSW Local Government Conference held in Wollongong. He informed his fellow Councillors that he would share all of the formal motions that were passed at the Conference once he receives an electronic copy of the minutes.

He further added that the conference was very worthwhile with many good discussions and constructive debates had with neighbouring Council's which were a great form of networking and getting a better understanding of each other's strengths and challenges that they face moving forward.

At the request of the Mayor, the Director of Engineering and Technical Services provided a brief update on where Leeton Shire Council sits with accessing Natural Disaster Relief funding as a result of the recent heavy rainfall and subsequent flooding issues.

The Director informed Council that he had requested through the Ministry of Justice that Leeton be included for assessment funding.

Mayor Maytom expressed his sincere congratulations and thanks to Matt Gatt, Nicola James and the sponsors of the Leeton Chill and Grill event for putting on such a brilliant day for locals and visitors to enjoy our local produce in Mountford Park.

He concluded his statements by informing the Councillors that he would be attending the Murray Darling Association (MDA) Conference in Dubbo next week with the Deputy Mayor and General Manager.

9. 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.

16/166

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 Morris)

Item 9.1 COUNCIL PROPERTIES – OWN LAND - SALE OF SURPLUS LAND

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 9.2 APPOINTMENT OF TRUST MANAGER – CROWN LAND

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 9.30pm and the public and press left the Chambers.

Item 9.1 COUNCIL PROPERTIES – OWN LAND - SALE OF SURPLUS LAND

16/167

Resolved

THAT:

1. The Mayor and General Manager be authorised to enter into negotiations for the lease of the property, being Lot 1, DP 1053043, Conapaira Street, Whitton for a year with the right of reviewing annually.
2. Council authorise the Mayor and General Manager to sign and seal all documentation in relation to the lease of the property.
3. Council investigate the possibility to develop the block including consideration of drainage issues.

(Moved Cr Weston, seconded Cr Kidd)

Item 9.2 APPOINTMENT OF TRUST MANAGER – CROWN LAND

16/168

Resolved

THAT:

1. Council formally request the NSW Department of Primary Industries, Crown Lands, to add Lots 7300 and 7302, DP 1159173 to Reserve 559041 for the purpose of General Cemetery.
2. Council apply to Crown Lands to close the paper road located within Lot 7300, DP 1159173 and dedicate it to Reserve 559041.
3. The Mayor and General Manager be delegated sign and seal all relevant documents in relation to the Dedication.

(Moved Cr Kidd, seconded Cr Ciccia)

REVERSION TO OPEN COUNCIL

16/169

Resolved

THAT this meeting of the Closed Council revert to an open meeting of the Council, the time being 10.20pm.

(Moved Cr Weston, seconded Cr Morris)

The Mayor advised that during the Closed Council resolutions were passed. The General Manager read out the resolutions made in Closed Council for Items 9.1 and 9.2.

There being no further business the meeting closed at 10.25pm.

..... signed by
the Chairman of the meeting held on
23/11/2016 at which meeting the
signature hereon was subscribed.