



**LEETON**  
SHIRE COUNCIL

**MINUTES OF THE ORDINARY  
COUNCIL MEETING  
WEDNESDAY 22 NOVEMBER 2023  
COMMENCING AT 7:00PM  
AT THE COUNCIL CHAMBERS**

**Present:**

**Councillors:**

Cr. Tony Reneker (Mayor), Cr. Michael Kidd (Deputy Mayor), Cr. Paul Smith,  
Cr. Krystal Maytom, Cr. Tony Ciccia, Cr. Matt Holt, Cr. Sandra Nardi,  
Cr. Tracey Morris and Cr. George Weston.

**Staff:**

Jackie Kruger (General Manager), Max Turner (Director Corporate Acting via videoconference), Luke Tedesco (Director Operations Acting), Michelle Evans (Executive Manager Economic and Community Development), Tracy Pearce-Brambley (Executive Manager People and Culture), Sarah Graham (Governance and Customer Service Coordinator) Francois Van Der Berg (Manager Building, Planning and Health) and Gideon Vos (Roxy Project Manager).

**Press:** Nil

**LEETON SHIRE COUNCIL**

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**1. CIVIC PRAYER** Cr. Smith

**2. ACKNOWLEDGEMENT OF COUNTRY** Mayor Cr. Reneker

**3. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE**

**23/139**

**Resolved**

Accepted Cr. Nardi's apology for lateness.

**(Moved Cr. Morris, seconded Cr. Maytom)**

**4. CONFIRMATION OF MINUTES AND MATTERS ARISING**

**23/140**

**Resolved**

THAT the Minutes of the Ordinary Council Meeting held on Wednesday 25 October 2023, as circulated, be taken as read and CONFIRMED.

**(Moved Cr. Maytom, seconded Cr. Kidd)**

**ADDITIONAL/LATE ITEMS**

**23/141**

**Resolved**

THAT the:

- 2023/24 Budget Review for the Quarter Ending 30 September 2023 is accepted as a late item onto this agenda for discussion (Item 7.4).
- Roxy Community Theatre – Build and Budget Update date correction on page 18 of the Agenda (Item 7.3) is accepted.

**(Moved Cr. Morris, seconded Cr. Weston)**

**5. DISCLOSURES OF INTERESTS**

Mayor Cr. Reneker disclosed a significant non-pecuniary conflict of interest in Item 7.7 Round One of the 2023/24 Community Strengthening Grants Program Allocations as he is the Chairperson of the Jim Grahame re-enactment committee. Mayor Cr. Reneker elected to leave the Chambers when the allocation for the Jim Grahame re-enactment was being considered.

**6. MAYORAL MINUTES**

Nil

**7. REPORTS TO COUNCIL**

**GENERAL MANAGER'S MATTERS**

**Item 7.1 COUNCIL MEETING, COUNCIL WORKSHOPS AND COMMUNITY  
COUNCILLOR CATCH UP'S - DATES FEBRUARY 2024 TO FEBRUARY  
2025**

**23/142**

**Resolved**

THAT Council adopts the following:

1. Ordinary Council meetings to be held on the following dates of every month, excluding January 2024 to allow for school holidays and September 2024 to comply with the election caretaker period, with the dates being:
  - Wednesday 21 February 2024
  - Wednesday 27 March 2024
  - Wednesday 24 April 2024
  - Wednesday 29 May 2024
  - Wednesday 26 June 2024
  - Wednesday 24 July 2024
  - Wednesday 21 August 2024
  - Wednesday 23 October 2024
  - Wednesday 27 November 2024
  - Wednesday 18 December 2024
  - Wednesday 26 February 2025
2. Ordinary Council Meetings will commence at 7pm in the Council Chambers, Leeton.
3. Council Workshops to be held on the following dates of every month, excluding January 2024 to allow for school holidays and September 2024 to comply with the election caretaker period, with the dates being:
  - Wednesday 14 February 2024
  - Wednesday 13 March 2024
  - Wednesday 10 April 2024
  - Wednesday 15 May 2024
  - Wednesday 12 June 2024
  - Wednesday 10 July 2024
  - Wednesday 7 August 2024
  - Wednesday 9 October 2024
  - Wednesday 13 November 2024
  - Wednesday 4 December 2024
  - Wednesday 12 February 2025
4. Council Workshops will commence at 6pm in the Council Chambers, Leeton.

5. Community Councillor Catch Up's will be held periodically on the following dates in 2024, excluding January 2024 to allow for school holidays and September 2024 to comply with the election caretaker period, with the dates being:
  - Wednesday 6 March 2024 at the Yanco Community Memorial Hall, Yanco.
  - Wednesday 1 May 2024 at the Whitton Community Hall, Whitton.
  - Wednesday 31 July 2024 at the Council Chambers, Leeton.
  - Wednesday 6 November 2024 at the Murrami Community Hall, Murrami.
6. Community Councillor Catch Up's will commence at 6:30pm at each nominated location.
7. In the case of an urgent administrative matter or emergency and after consultation with the Mayor and the General Manager, the date, time and location of a Council meeting may be altered, providing as much notice to the Councillors and the public as practicable.

**(Moved Cr. Weston, seconded Cr. Maytom)**

#### **Item 7.2 LEETON SHIRE COUNCIL ANNUAL REPORT 2023**

**23/143**

**Resolved**

THAT Council adopts the Leeton Shire Council Annual Report 2022/23, noting:

1. The activities and progress made during the 2022/23 financial year, towards achieving Council's Delivery Program commitments.
2. The financial statements are not yet finalised and are yet to be audited.
3. Authorises the General Manager to make minor corrections if required.
4. The Leeton Shire Council Annual Report 2023 as required by legislation will be uploaded to Leeton Shire Council's website prior to 30 November 2023 and a link to the document will be provided to the Minister by way of an email to the Office of Local Government.

**(Moved Cr. Maytom, seconded Cr. Ciccia)**

Cr. Holt recorded his vote against Item 7.2.

**Item 7.3 ROXY COMMUNITY THEATRE - BUILD AND BUDGET UPDATE**

**23/144**

**Resolved**

THAT Council:

1. Receives and notes the update on the Roxy Project.
2. Notes that an Expression of Interest has been lodged with Growing Better Regions to enable the return of most value managed items and, if invited to the next round in November 2023, this may have implications for the project's completion date.

**(Moved Cr. Kidd, seconded Cr. Morris)**

Roxy Project Manager left the meeting, the time being 7:35 PM

**CORPORATE MATTERS**

**Item 7.4 2023/24 BUDGET REVIEW FOR THE QUARTER ENDING 30 SEPTEMBER 2023**

**23/145**

**Resolved**

THAT Council reviews and considers the Quarterly Budget Review (QBR) as at 30 September 2023, and approves the changes as recommended by Management and seeks an update on the interest and investment revenue year to date figures in the next Quarterly Budget Review (QBR) and via an email before the end of the month.

**(Moved Cr. Morris, seconded Cr. Kidd)**

Cr. Nardi entered the meeting, the time being 7:42 PM

Cr. Holt recorded his vote against Item 7.4.

**Item 7.5 INVESTMENTS REPORT FOR OCTOBER 2023**

**23/146**

**Resolved**

THAT Council notes the information contained in the Investments Report for October 2023.

**(Moved Cr. Ciccia, seconded Cr. Weston)**

**OPERATIONAL MATTERS**

**Item 7.6 SUBMISSION ON PROTECTION OF LOCAL WATER UTILITIES AGAINST PRIVATISATION**

**23/147**

**Resolved**

THAT Council notes for information the letter (**Attachment 1**) submitted on Council's behalf outlining Leeton Shire Council's response to the inquiry into protecting Local Water Utilities from privatisation.

**(Moved Cr. Smith, seconded Cr. Kidd)**

**ECONOMIC AND COMMUNITY DEVELOPMENT MATTERS**

**Item 7.7 CONSTRUCTION OF NEW ANIMAL POUND FACILITY**

**23/148**

**Resolved**

THAT Leeton Shire Council consent authority pursuant to Section 4.16(1)(a) of the *Environmental Planning & Assessment Act 1979*:

1. Grants consent to Development Application No: DA98-2023 for the demolition of the existing animal shelter and the erection of a replacement animal shelter within the depot at 10-16 Massey Avenue, Leeton subject to the conditions set out in Attachment "B".
2. Refers the application to the General Manager for the issue of the notice of determination.

**(Moved Cr. Kidd, seconded Cr. Nardi)**

**For the Motion**

**Against the Motion**

Cr G Weston  
Cr M Kidd  
Cr T Morris  
Cr T Ciccio  
Cr S Nardi  
Cr T Reneker  
Cr P Smith  
Cr M Holt  
Cr K Maytom

**Unanimous**

Manager Building, Planning and Health left the meeting, the time being 8:05 PM

**Item 7.8 ROUND ONE OF THE 2023/24 COMMUNITY STRENGTHENING GRANTS PROGRAM ALLOCATIONS**

**23/149**

**Resolved**

THAT Council:

1. Approves the following applications for funding under Round One of the 2023/24 Community Strengthening Grants program:

Gogeldrie RFS Community Gym	\$ 659.00
Leeton Aqua Exercise (auspiced by MLHD)	\$ 2,000.00
Leeton Connect	\$ 1,845.90
Leeton Show Society	\$ 1,000.00
Leeton Jockey Club	\$ 2,000.00
Yanco Wamoon Rugby League Football Club Ladies Auxillary (auspiced by Yanco Wamoon FC)	\$ 1,499.00

2. Notes the allocation of \$2,500 from the Community Strengthening Grants budget for future 2023-24 Youth Development Grants.

**(Moved Cr. Nardi, seconded Cr. Ciccia)**

Mayor Cr. Reneker left the meeting, time being 8:19 PM

Deputy Mayor Cr. Kidd took the Chair.

**Community Strengthening Grant Allocation to Jim Grahame re-enactment committee**

**23/150**

**Resolved**

THAT Council approves the allocation \$1,500 to the Jim Grahame re-enactment committee under Round One of the 2023/24 Community Strengthening Grants Program.

**(Moved Cr. Weston, seconded Cr. Smith)**

Mayor Cr. Reneker returned to the meeting, the time being 8:21 PM and resumed as Chair.

**Item 7.9 MINUTES OF THE LEETON SHIRE YOUTH COUNCIL AND TERMS OF REFERENCE**

**23/151**

**Resolved**

THAT Council receives for information the Leeton Shire Youth Council minutes of meetings held on 27 February, 15 May and 4 September 2023 and adopts the Terms of Reference with minor changes to "purpose" (add being a forum for engagement and development of youth leadership); and to "chairing"

(say at the discretion of the Mayor or Mayor's nominee).

**(Moved Cr. Maytom, seconded Cr. Nardi)**

**Item 7.10 MINUTES OF THE SUNRICE FESTIVAL COMMITTEE - JULY TO OCT 2023**

**23/152**

**Resolved**

THAT Council receives for information the Minutes of the Leeton SunRice Festival Committee meetings held on 20 July, 17 August, 21 September, and 19 October 2023 and the Minutes of the Annual General Meeting held on 19 October 2023.

**(Moved Cr. Weston, seconded Cr. Maytom)**

Director Operations (Acting) left the meeting, the time being 8:28 PM

Director Operations (Acting) returned to the meeting, the time being 8:39 PM

**Item 7.11 MINUTES OF THE LIGHT UP LEETON COMMITTEE - AUGUST TO OCTOBER 2023**

**23/153**

**Resolved**

THAT Council receives for information the minutes of the Light Up Leeton Committee meetings held on 17 August, 7 and 21 September, 5 and 19 October 2023 and the minutes of the public meeting held 12 October 2023.

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

**Item 7.12 POST EVENT REPORT - 2023 LEETON CHILL & GRILL EVENT**

**23/154**

**Resolved**

THAT Council:

1. Receives for information the 2023 Leeton Chill & Grill post event report,
2. Notes the 2024 event has been set for Saturday 19 October 2024, and
3. Acknowledges the sponsors and volunteers who contribute to the success of the event.

**(Moved Cr. Kidd, seconded Cr. Smith)**

**8. NOTICES OF MOTION**

Nil

Executive Manager People and Culture left the meeting, the time being 8:55 PM

Executive Manager People and Culture returned to the meeting, the time being 8:59 PM



## 9. COUNCILLOR ACTIVITY REPORTS

### Item 9.1 COUNCILLOR ACTIVITY REPORT

23/155

#### **Resolved**

THAT Council notes the Councillor activity reports submitted for the period between 26 October to 22 November 2023.

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

## 10. CONFIDENTIAL MATTERS

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, 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.

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.

23/156

#### **Resolved**

1. THAT Council moves 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. Morris, seconded Cr. Smith)**

Council closed its meeting at 9:07 pm and the public left the Chambers.

**Item 10.1 CONSTRUCTION OF LANDFILL TRENCH TENDER**

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).

**23/157**

**Resolved**

THAT Council:

1. Accepts the tender provided by Boots Civil Pty Ltd for a contracted price of \$428,535.32 (inclusive of GST) for the construction of a new landfill trench at the Leeton Landfill and Recycling Centre.
2. Authorises the Mayor and the General Manager to execute all documents relating to the contract between Leeton Shire Council and Boots Civil Pty Ltd.

**(Moved Cr. Ciccia, seconded Cr. Maytom)**

**Item 10.2 LEETON SEWER TREATMENT PLANT TENDER**

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).

**23/158**

**Resolved**

THAT Council:

1. Accepts the tender provided by I2R for a contracted price of \$413,517.10 (inclusive of GST) for the delivery of the electrical upgrade at the Leeton Sewer Treatment Plant.
2. Authorises the Mayor and the General Manager to execute all documents relating to the contract between Leeton Shire Council and I2R.

**(Moved Cr. Smith, seconded Cr. Maytom)**

Executive Manager Economic and Community Development left the meeting, the time being 9:20 PM

Executive Manager Economic and Community Development returned to the meeting, the time being 9:25 PM

**Item 10.3 VANCE ESTATE STAGE 3 TENDER**

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).

**23/159**

**Resolved**

THAT Council:

1. Formally rejects all tenders received for the Vance Estate Stage 3 project on the basis of non-conformance and price.
2. Formally determines to enter into negotiations with one or more suppliers – including but not limited to Boots Civil - for the provision of the construction of the Vance Industrial Estate Stage 3 Expansion up to the balance of the available voted budget after the provision has been made for the contingency, project management, agents and development application fees.
3. Authorises the Mayor and General Manager to let the contract or contracts on Council's behalf.
4. Requests the General Manager to update all Councillors via email once the tender/s are executed.

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

**REVERSION TO OPEN COUNCIL**

**23/160**

**Resolved**

THAT this meeting of the Closed Council reverts to an open meeting of the Council, the time being 9:56 pm.

**(Moved Cr. Morris, seconded Cr. Nardi)**

The Mayor advised that during the Closed Council three resolutions were passed.

The General Manager read out the resolutions made in Closed Council for Item 10.1, Item 10.2 and Item 10.3.

**11. CONCLUSION OF THE MEETING**

There being no further business the meeting closed at 9:58 pm.

..... signed by  
the Chairman of the meeting held on  
13 Dec 2023 at which meeting the  
signature hereon was subscribed.