



DRAFT

**MINUTES
ORDINARY MEETING OF COUNCIL**

held on

WEDNESDAY, 8 FEBRUARY, 2017

PRESENT

Councillors Craig Davies (Mayor and Chair), Dawn Collins (Deputy Mayor), James Craft, Colin Hamilton, Lyn Jablonski, Les Lambert, Rob McCutcheon, Mark Munro; Mrs Jane Redden (General Manager and Chief Financial Officer); Mrs Kerrie Murphy (Director Infrastructure & Engineering Services); Mrs Vas Roberts (Director Corporate, Community & Regulatory Services); and Mrs Margaret Walsh (Executive Assistant).

WELCOME

The Chair welcomed those present and declared the meeting open at 4.33pm.

PRAYER

The prayer was taken by Arthur Woollams of the Narromine Uniting Church.

APOLOGIES

RESOLVED Crs Lambert/Hamilton that the apology of Cr Drew be noted and leave of absence granted.

2017/04**CONFIRMATION OF MINUTES**

RESOLVED Crs Lambert/Craft that the Minutes of the Ordinary Meeting held on 14 December 2016 be adopted as a true and correct record of the meeting.

2017/05

RESOLVED Crs Lambert/Hamilton that the Minutes of the Extraordinary Meeting held on 8 January 2017 be adopted as a true and correct record of the meeting.

2017/06

RESOLVED Crs Lambert/Collins that the Minutes of the Extraordinary Meeting held on 24 January, 2017 be adopted as a true and correct record of the meeting.

2017/07**MAYORAL MINUTE****1. MAYORAL DIARY**

RESOLVED Crs Collins/Jablonski that the information be noted.

2017/08**2. SISTER CITY RELATIONSHIP – GAO TAI, GAN SU PROVINCE, CHINA**

RESOLVED Crs Lambert/Collins that the information be noted.

2017/09

MAYORAL MINUTE (Cont.)

Cr Munro declared a less than significant non-pecuniary interest in Item 3, Narromine Rugby Union Football Club Inc – Request for Assistance as he is a Committee Member of the Rugby Club and left the meeting room at 4.39pm.

3. NARROMINE RUGBY UNION FOOTBALL CLUB INC – REQUEST FOR ASSISTANCE

RESOLVED Crs Lambert/Collins

1. That Council provide assistance to the Narromine Rugby Union Football Club with "The Warhorse Preseason Games" event to be held on 11 March 2017;
2. That Council waive the usual charges for Payten and Cale Ovals of \$38 each for the day;
3. That Council waive the entrance fee to the Narromine Swimming Pool for all attendees at the pool during the time of the event.

2017/10

Cr Munro returned to the meeting room at 4.44pm.

4. ECONOMIC DEVELOPMENT GROUP (EDG) UPDATE

It was noted the funding of \$20,000 requested from RDA Orana for the 'Open for Business' event in May 2017 had been declined.

RESOLVED Crs Lambert/Hamilton that the information be noted.

2017/11

DECLARATION/CONFLICT OF INTEREST

- **Mayoral Minute – Item 3, Narromine Rugby Union Football Club Inc – Request for Assistance**

Cr Munro declared a less than significant non-pecuniary interest in Item 3, Narromine Rugby Union Football Club Inc – Request for Assistance as he is a Committee Member of the Rugby Club.

- **Closed Meeting, Item from Director Infrastructure & Engineering Services – Hunt's Pit Gravel Extraction Agreement**

Cr McCutcheon declared a pecuniary interest in Closed Meeting Item from Director Infrastructure & Engineering Services – Hunt's Pit Gravel Extraction Agreement as his family have gravel pits for their own use.

COMMITTEES REPORT**1. NARROMINE AUSTRALIA DAY COMMITTEE**

RESOLVED Crs Lambert/Munro that the report of the Narromine Australia Day Committee and the recommendations from the minutes of 12 December 2016 and 9 January 2017 be adopted.

2017/12**2. NARROMINE FLOODPLAIN MANAGEMENT COMMITTEE**

RESOLVED Crs Hamilton/McCutcheon that the report of the Narromine Floodplain Management Committee and the recommendations from the minutes of 31 January 2017 be adopted.

2017/13**3. NARROMINE LOCAL TRAFFIC COMMITTEE**

RESOLVED Crs Collins/McCutcheon that the report of the Narromine Local Traffic Committee and the recommendations from the minutes of 12 December 2016 be adopted, subject to the following amendment:

- On page 2, under Report to Traffic Committee, 4) Harvest Truck Signage, reference to Dandaloo Street, should be Dandaloo **Road**.

Cr Collins also referred to page 5 of the Report to that meeting, item 4 Harvest Truck Signage, and the recommendation 'that signage be erected on the outskirts of town instructing harvest traffic to stop and drop their dust' and stated the Committee voted not to proceed with signage. She wished to have that matter clarified.

2017/14**SUPPLEMENTARY COMMITTEES REPORT****1. FLOODPLAIN MANAGEMENT COMMITTEE**

RESOLVED Crs Lambert/McCutcheon that the information be noted and that a formal offer be made to former Councilor, George Mack to remain on the Floodplain Management Committee as a Community Representative.

2017/15

GENERAL MANAGER'S REPORT**1. HALF YEARLY PERFORMANCE REPORT ON OPERATIONAL PLAN ACTIONS TO 31 DECEMBER 2016**

RESOLVED Crs Lambert/Craft that Council endorse the Half Yearly Performance Report on Operational Actions to 31 December 2016.

Cr Craft requested that Council be provided with a progressive report prior to the next half yearly performance report.

The General Manager advised that the next quarterly reporting period would be to the end of March 2017 and could be provided to the May Council Meeting. She added the statutory requirement was for half yearly performance reports.

2017/16

2. COUNCIL CHAMBERS UPGRADE

It was moved Cr Lambert that Item 2 be deferred until the audio equipment has been assessed.

The motion lapsed for want of a seconder.

RESOLVED Crs Lambert/Collins that Council, subject to a decision regarding the audio recording of Council meetings, carry forward funds allocated in this year's budget to 2017/18 and, allocate further funds for the installation of a wired audio recording system, if decided by Council, in conjunction with the Council Chambers upgrade.

2017/17

3. CODE OF MEETING PRACTICE

RESOLVED Crs Lambert/Craft that Council adopt the Code of Meeting Practice as attached to the report, subject to the following amendments:

1. That point (4) on page 37 of the Code of Meeting Practice be amended to state "Council will audio record its Council Meetings for minute taking purposes following the installation of a wired audio recording system."
2. That all references to Council Meeting commencement times be amended to 4.30pm as previously resolved by Council.

2017/18

CHIEF FINANCIAL OFFICER'S REPORT

- 1. INVESTMENT REPORT AS AT 31 DECEMBER, 2016 and**
- 2. INVESTMENT REPORT AS AT 31 JANUARY, 2017**

RESOLVED Crs Lambert/McCutcheon

1. That the report regarding Council's Investment Portfolio be received and noted.
2. That the certification of the Responsible Accounting Officer is noted and the report adopted.

2017/19

3. QUARTERLY BUDGET REVIEW STATEMENT – 31 DECEMBER 2016

RESOLVED Crs Lambert/Collins

1. That the document entitled "Quarterly Budget Review Statement – December 2016" as attached to the report, be noted;
2. That the variations of income, operating expenditure, capital expenditure and reserves as identified in the "Quarterly Budget Review Statement – December 2016" be approved and voted.

2017/20

4. INVESTMENT POLICY

RESOLVED Crs Lambert/Craft that Council adopt the revised Investment Policy as attached to the report.

2017/21

CORPORATE, COMMUNITY & REGULATORY SERVICES REPORT

1. DEVELOPMENT APPROVALS

RESOLVED Crs Collins/Hamilton that the report be noted.

2017/22

2. PROFESSIONAL DEVELOPMENT FOR MAYORS AND COUNCILLORS

RESOLVED Crs Craft/McCutcheon that the information be noted.

2017/23

3. FURTHER PHASE 1 AMENDMENTS TO THE LOCAL GOVERNMENT ACT 1993

RESOLVED Crs Craft/Collins that the information be noted.

2017/24

4. DISCLOSURES RETURNS – NEWLY ELECTED COUNCILLORS

RESOLVED Crs Craft/Hamilton that the information be noted.

2017/25

CORPORATE, COMMUNITY & REGULATORY SERVICES REPORT (Cont.)**5. HANGAR SITE NO 16 AND OFFICE SITE NO 12 – NARROMINE AERODROME – SOAR NARROMINE**

RESOLVED Crs Collins/Munro that Council continue to lease Hangar Site No 16 and Office Site No 12 at the Narromine Aerodrome for a further two year period at a rental of \$290.34 per month (including GST); that the annual CPI rate be applied to the rental at the commencement of the second year of the lease, and further that approval be given to affix the common seal to the lease agreement.

2017/26**6. LEASE AGREEMENT - REDLANDS**

RESOLVED Crs McCutcheon/Hamilton that

1. Council call for expressions of interest to lease 'Redlands' for a period of three to five years and giving 21 days to respond;
2. The applicants to outline what crops they propose to grow in their expressions of interest;
3. 'Expressions of Interest' received be reported back to Council for a final decision on the successful applicant.

2017/27**7. NEW ROAD NAMES**

RESOLVED Crs Collins/Lambert

1. That Road 1 remain as 'Derribong Street' as already signed, subject to clarification with RMS, and that Road 2 on the survey plan attached to the report, be named 'Baystone Way' (after the winner of the 1958 Melbourne Cup owned by a Narromine resident) and
2. That Council place the proposed road names on public exhibition in accordance with the Roads Regulation 2008 and report back to Council for final adoption following this process.

2017/28**8. PLANNING LEGISLATION UPDATES**

RESOLVED Crs Lambert/Munro

1. That a response be submitted to the Department of Planning and Environment on behalf of Narromine Shire Council regarding the proposed legislative changes to the Environmental Planning and Assessment Act 1979 currently on public exhibition, and
2. That any larger issues (if any) identified by Council as a priority be included in Council's submission to the Department.

2017/29

CORPORATE, COMMUNITY & REGULATORY SERVICES REPORT (Cont.)**9. REQUEST TO REDUCE SECTION 94A CONTRIBUTION: NEOEN AUSTRALIA**

RESOLVED Crs Collins/Craft

1. That in this instance, Council reduce the section 94A contribution payable under condition B16 of DA 80/16 from \$170,000 to \$85,000, and
2. That a modification to the development application be made to effect this change, and
3. That the modification fee of \$71 be waived in respect of this minor modification.

A Division of the Vote was called:

The vote for the motion was unanimous.

There were no votes against the motion.

2017/30

10. EVENTS, TOURISM AND ECONOMIC DEVELOPMENT UPDATE

It was noted that the Seniors' Week event would be held on Friday, 3 March 2017, not 14 March, 2017. Also the total funds raised for the McGrath Foundation from the Pink Pigeon and other events were \$14,660.

RESOLVED Crs Lambert/Munro that the information be noted.

2017/31

11. ACKNOWLEDGEMENT TO COUNTRY

It was noted a Supplementary Report on this item was presented.

RESOLVED Crs Lambert/McCutcheon that Council adopt the following Acknowledgement to Country to be used for all Council functions and meetings involving the public:

I would like to acknowledge the traditional custodians of the land and pay respect to the Elders, past, present and future, for they hold the memories, traditions and culture of the land where we meet today.

2017/32

INFRASTRUCTURE & ENGINEERING SERVICES REPORT**1. MONTHLY WORKS REPORT**

RESOLVED Crs Collins/Lambert that the information be noted.

2017/33

Cr Collins left the meeting room at 5.47pm.

INFRASTRUCTURE & ENGINEERING SERVICES REPORT (Cont.)**2. NARROMINE SPORTS CENTRE**

Cr Collins returned to the meeting room at 5.48pm.

RESOLVED Crs McCutcheon/Hamilton that the information be noted.

2017/34

3. NARROMINE AERODROME HANGAR DEVELOPMENT

RESOLVED Crs Lambert/Munro that Council apply for a grant through the Building Better Regions Fund – Infrastructure Projects Stream for 50% of costs associated with construction of Hangar Development, being \$300,000 and allocate the remaining \$300,000 from Aerodrome and Industrial Estate Planning Reserves as Council's 50% contribution.

2017/35

CORRESPONDENCE REPORT**1. NGARRU MAYIN ELDERS**

RESOLVED Crs Craft/Jablonski that the information be noted.

2017/36

2. SOUTHERN PHONE COMPANY LTD

RESOLVED Crs Lambert/Hamilton that the information be noted.

2017/37

3. ST VINCENT DE PAUL SOCIETY

It was noted the Donations Policy would be reviewed prior to the next round of applications.

RESOLVED Crs Jablonski/Collins that the information be noted.

2017/38

QUESTIONS ON NOTICE REPORT**Questions on Notice Raised at the Ordinary Council Meeting held 14 December 2016:****Question from Cr Drew:****1. CENOTAPH**

RESOLVED Crs Lambert/Collins that the information be noted.

2017/39

QUESTIONS FOR NEXT MEETING

1. Bins on Reserves

Cr Jablonski asked whether it was Council or Local Land Services who were responsible for the emptying of bins on reserves. She suggested the ones which Council supplied rotted very quickly and was aware that some other council areas use clear plastic bags for the purpose.

The General Manager advised a request would be lodged in the CRM system for a response.

2. Fruit Fly

Cr Lambert asked whether there had been a change in policy to do with fruit fly as he believed that in the past Council used to put baits out with sterile flies and a lot of home vegie garden growers now had problems.

3. Bins in Main Street

Cr Collins asked when the filthy bins in the mains street were going to be replaced as the garbage contractor does not clean them and there is rubbish piled up between the bin and the receptacle.

The Open Meeting of Council closed at 5.59pm.

RESOLVED Crs Lambert/Collins that Council move into Closed Meeting at 6.01pm.

2017/40

OPEN COUNCIL

Cr McCutcheon returned to the meeting room at 6.11pm.

RESOLVED Crs Lambert/Craft that the report of the Closed Meeting be adopted as follows:

Item from the General Manager:

This matter is reported in Closed Meeting under Section 10A(2)(b) of the Local Government Act 1993 because it deals with the personal hardship of a ratepayer and is therefore not in the public interest to disclose.

This matter is also reported to Closed Meeting under section 10A(2)(c) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council proposes to conduct business. Disclosure of this information prior to setting the sale price would put Council at a competitive disadvantage, preventing it from achieving 'best value for money'.

1. SALE OF VACANT LAND FOR UNPAID RATES

RECOMMENDED Crs Lambert/Munro

1. That Council proceed with the sale of 37 Mullah Street, Trangie by way of private treaty;
2. That the sale price be set at \$15,000, plus GST if applicable;
3. That Council approve the affixing of the Common Seal on any relevant documents for the sale of the land.

Cr McCutcheon declared a pecuniary interest in Closed Meeting Item from Director Infrastructure & Engineering Services – Hunt's Pit Gravel Extraction Agreement as his family have gravel pits for their own use, and left the meeting room at 6.06pm.

Item from the Director of Infrastructure and Engineering Services:

The following item is reported in Closed Meeting in accordance with Section 10A(2)(d) of the Local Government Act 1993 because it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it and it is therefore not in the public interest to disclose. Disclosure of confidential information may prevent Council from achieving 'best value for money'.

1. HUNT'S PIT GRAVEL EXTRACTION AGREEMENT

RECOMMENDED Crs Lambert/Craft that Council authorise the General Manager and the Mayor to:

1. Execute the Agreement for the purchase of Gravel from Hunt's Pit located at "Macquarie Manor" Lot 3 DP 808866, 116 Euromedah Road Narromine on behalf of Council at the rate of \$16.50 per tonne including GST;
2. Affix the Council Common Seal to the Agreement.

2017/41

There being no further business the meeting closed at 6.12pm.

The Minutes (pages 1 to 13) were confirmed at a meeting held on the day of _____ 2016, and are a full and accurate record of proceedings of the meeting held on 8 February, 2017.

Chair