

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
TO BE HELD AT THE GEROGERY HALL, HUON STREET, GEROGERY
ON WEDNESDAY, 16 NOVEMBER 2016**

IN ATTENDANCE: Councillors Wilton (Chairperson), Hicks, Meyer, O'Neill, Osborne, Quinn, Schilg and Weston.

PRESENT: General Manager, Director Corporate & Community Services, Director Environment & Planning, Director Engineering and Executive Assistant.

Cr Osborne offered a prayer to open the meeting.

ACKNOWLEDGEMENT OF COUNTRY

The Mayor (Chairperson) offered an Acknowledgement of Country at the commencement of the meeting.

DECLARATION OF PECUNIARY INTEREST OR NON PECUNIARY INTEREST (CONFLICT OF INTEREST)

General Manager, Steven Pinnuck and Cr Denise Osborne gave notice of his/her intention to declare non pecuniary interest in PART A FOR DETERMINATION – CORPORATE AND COMMUNITY SERVICES REPORT – ITEM 6 COMMUNITY DEVELOPMENT GRANT PROGRAM - 2016.

APOLOGY

4514 RESOLVED [Quinn/Schilg]

That the apology for Cr Kim Stewart be received and leave of absence granted.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 19 OCTOBER 2016

4515 RESOLVED [Meyer/Quinn]

That the Minutes of the Ordinary Meeting of Greater Hume Shire Council held at Holbrook on Wednesday, 19 October 2016 as printed and circulated be confirmed as a true and correct record of the proceedings of such meeting.

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ACTION REPORT FROM THE MINUTES

1. QUESTION ON NOTICE – PROCESS FROM HERE FOR THE APPLICATION TO END THE GROUNDS OF the JINDERA RFS FACILITY

Cr Hicks queried why the matter is still listed given the enlarged site has been fenced. Director Corporate and Community Services advised that the plan of subdivision has been completed but the legal process is taking some time. Director indicated that he has recently met with Greg Aplin seeking his support to expedite the matter. Mr Aplin has indicated he will undertake enquiry with the aim to progress the matter. General Manager advised that Council will receive a report on Crown Lands Review at the December meeting.

2. 4399 – SALE OF LAND FOR UNPAID RATES UNDER SECTION 713 OF THE LOCAL GOVERNMENT ACT 1993

Cr Schilg queried progress in the remaining two property sales that are yet to settle. General Manager advised that one of the two sales after the auction has been finalised.

3. QUESTION ON NOTICE – COOKARDINIA – HERIOTS ROAD SIGN

Cr Schilg queried when the sign will be installed. Director Engineering indicated he would take the matter on notice and report back directly to Cr Schilg.

4. QUESTION ON NOTICE – BALFOUR STREET, CULCAIRN

Cr Schilg queried progress in the matter. Director Engineering advised that the vacant position of Road Safety Officer has been filled with Kim Schultz recently starting work and he expected that a Traffic Committee Meeting will be held in the near future, where the matter will be raised.

5. QUESTION ON NOTICE – WALBUNDRIE COMFORT STOP

Cr Schilg questioned progress in the matter. General Manager advised that Council was wanting to source funding for the project, but agreed the matter is a Delivery Plan target for 2016/2017.

6. QUESTION ON NOTICE – JINDERA SCHOOL OF ARTS HALL

Cr Osborne queried progress to date for the formation of the working group to develop a future plan for the Jindera School of Arts. Director Environment and Planning advised that it is his intention that a working group be formed in the New Year. Cr Osborne further added that it would be ideal if the matter can be progressed so far as to enable consideration of works for inclusion in the 2017/2018 budget.

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OFFICERS' REPORTS – PART A – FOR DETERMINATION

ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATION 10.2016.122.1 – STAGED SUBDIVISION YIELDING 6 LOTS AT COMPLETION LOT 1 DP162269 AND LOT 1 DP1191434 – 121 NIOKA ROAD JINDERA**

4516 RESOLVED [Osborne/O'Neill]

That application DA10.2016.122.1 for a 6 lot subdivision in two stages on land described as Lot 1 DP162269 and LOT 1 DP1191434, 121 Nioka Road Jindera be approved subject to the following conditions:

Stage 1

- 1 The development is to be carried out generally in accordance with the approved plan and accompanying report endorsed DA10.2016.122.1 except where amended by any conditions of this consent.
- 2 Prior to the issue of a Subdivision Certificate for any lot the applicant shall provide to Council for approval:
 - a. Written advice from Essential Energy and Telstra indicating the availability of electricity and telecommunications to each lot.
 - b. **Payment of the following Development Servicing Plan (DSP) charges for water:**
 - (i) Water Supply \$3,136.**NB. Contributions are due prior to the release of the Subdivision Certificate and will be calculated or recalculated at the rate applicable under the plans current at the time of payment.**
 - c. Provide a statement confirming that all services are physically separated and that there is no shared metering
- 3 Prior to the issue of a Subdivision Certificate for any lot the applicant shall undertake the following works in accordance with Council's specifications and at the applicant's expense:
 - a. Construction of a driveway crossover in accordance with Council's standard detail (attached). The typical rural driveway crossover shall be in accordance with Council's Specifications Drawing (see attached). All works associated with the vehicle crossover shall be inspected by Council's Engineering Department prior to any pouring of concrete. A Road Opening Permit will only be issued upon completion of "Road Opening Permit Application" (form attached) and payment of the fee applicable.

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DEVELOPMENT APPLICATION 10.2016.122.1 – STAGED SUBDIVISION YIELDING 6 LOTS AT
COMPLETION LOT 1 DP162269 AND LOT 1 DP1191434 – 121 NIOKA ROAD JINDERA
[CONT'D]

- b. Connection of both lots to Council's Villages Water Supply. This will involve the connection of lot 102 to the existing water main and the provision of a new meter with all works to be performed by Council at the full cost of the applicant.
- 4 All easements necessary to ensure the supply of services and access shall be provided.
- 5 No trees shall be removed from this land as a result of the subdivision without the written permission of Council.
- 6 Any works associated with this development shall be undertaken in accordance with Council's Soil and Water Management Guidelines for Subdivisions.
- 7 All Stormwater drainage shall be to natural drainage lines.
- 8 Written notice shall be given to Council seven (7) days prior to the commencement of any works associated with the subdivision.
- 9 This consent shall lapse if the development hereby permitted is not physically commenced within five (5) years of the date of consent.
- 10 Subdivision Certificate will only be issued upon completion of "Application for Subdivision Certificate" (form attached) and payment of the fee applicable when the subdivision certificate is issued.

Stage 2

- 1 The development is to be carried out generally in accordance with the approved plan and accompanying report endorsed DA10.2016.122.1 except where amended by any conditions of this consent.
- 2 Prior to commencing any subdivision construction works, a construction certificate is to be obtained in accordance with Section 81(4)(a) of the Environmental Planning and Assessment Act 1979.
- 3 Prior to seeking a construction certificate for any lot the following requirements if applicable for that stage of the development, shall be provided by the applicant to Council for approval:
 - a. Engineering Design Plans of all proposed civil works (including Nokia Road being constructed to a 6m sealed road from the existing sealed edge of Dights Forest Road to Rosedale Road, construction of the public road within lot 102, individual accesses to the respective lots and the extension of the water main along the full length of Nioka Road frontage to Rosedale Road).

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COMPLETION LOT 1 DP162269 AND LOT 1 DP1191434 – 121 NIOKA ROAD JINDERA
[CONT'D]

- b. A Soil Erosion and Sediment Control Plan prepared in accordance with Council's Soil and Water Management Guideline for Subdivision.
 - c. Payment of the prescribed fees in accordance with Council's adopted fees and charges for engineering assessment of subdivision construction plans
- 4 Prior to seeking a subdivision certificate for any lot the following requirements where applicable for that stage of the development, shall be provided by the applicant to Council for approval.
 - a. Formal advice from Essential Energy and Telstra indicating that electricity and telecommunications is provided and is able to be connected to each of the proposed allotments,
 - b. Works as executed plans certified by an accredited engineer or Registered Surveyor, together that all works have been completed in accordance with approved Construction Certificate plans, all easements necessary to ensure the supply of services and access shall be provided
 - c. A soil test and report from a suitably accredited practitioner indicating lot suitability for onsite effluent disposal.
 - d. **Payment of the following Development Servicing Plan (DSP) charges for water and sewer:**
 - (i) Water Supply \$12,544.**NB. Contributions are due prior to the release of the Subdivision Certificate and will be calculated or recalculated at the rate applicable under the plans current at the time of payment.**
- 6 Prior to seeking a subdivision certificate for any lot the following work where applicable for that stage of the development, shall be undertaken in accordance with Council's specification and at the applicant's expense:
 - a. The completion of works approved by Council's engineering construction certificate.
 - b. Each of the allotment is to be connected to the Council Villages Water Supply.
- 7 Underground Power is to be provided as the only means of supplying low voltage electricity for the approved subdivision development.
- 8 No work shall be carried out within a public road reserve unless a 'Road Opening Permit' under the Roads Act 1993 has been issued by either Council or the Roads and Traffic Authority.
- 9 No trees shall be removed from this land as a result of the subdivision without the written permission of Council.

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DEVELOPMENT APPLICATION 10.2016.122.1 – STAGED SUBDIVISION YIELDING 6 LOTS AT COMPLETION LOT 1 DP162269 AND LOT 1 DP1191434 – 121 NIOKA ROAD JINDERA [CONT'D]

- 10 This consent shall lapse if the development hereby permitted is not physically commenced within five (5) years of the date of consent.
- 11 It will be necessary to ensure that all dams comply with the appropriate 'harvestable rights' or are appropriately licensed as a result of the subdivision. [NOTE: In respect of this condition please refer to the 'Farm Dams Policy' administered by the Department of Primary Industries Office of Water.]
- 12 During construction, work must be conducted in a manner so as not to be injurious to health and amenity by reason of noise, vibrations, smells, dust, stormwater runoff, sediment loss, placement of building materials and wastes, rubbish, footway interference, traffic generated, hours of operation and the like.
- 13 Prior to the issue of a Subdivision Certificate, payment of \$110 per lot (except for lots that only provide access to other lots) for the provision of Rural Addressing Number plates for each lot in the development is to be made to Council (i.e. 20 lots x \$110 = \$2200). In addition payment of \$250 per sign for the installation of road signs (including posts) for all road intersections created in the development (i.e. 4 intersections x \$250 = \$1000). All proposed roads (including private roads) must be named with all names to be approved by Council.
- 14 Subdivision Certificate will only be issued upon completion of "Application for Subdivision Certificate" (form attached) and payment of the fee applicable when the subdivision certificate is issued.

**DEVELOPMENT APPLICATION 10.2016.122.1 – STAGED SUBDIVISION
YIELDING 6 LOTS AT COMPLETION LOT 1 DP162269 AND LOT 1
DP1191434 – 121 NIOKA ROAD JINDERA**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Meyer O'Neill Osborne Quinn Schilg Weston Wilton		Stewart	

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GOVERNANCE

1. 2016/2017 DELIVERY PLAN – REPORT AS AT 30 SEPTEMBER 2016

4517 RESOLVED [Osborne/Quinn]

That the report be received and noted.

2. PROPOSED ADDITIONAL ORDINARY MEETING – WEDNESDAY, 7 DECEMBER 2016

4518 RESOLVED [O'Neill/Meyer]

That Council hold an additional ordinary meeting on Wednesday 7 December 2016 at the Council Chambers, Culcairn commencing at 6pm.

3. PROPOSED RESIDENTIAL SUBDIVISION IN WALLA WALLA

4519 RESOLVED [Meyer/Osborne]

That Council:

1. not proceed at this time with investigations to develop a residential estate at Walla Walla
2. ascertain whether there is currently unmet demand for residential allotments at Walla Walla and, if so correspond with owners of vacant land to ascertain whether there is any interest in placing the allotments on the market for sale.

General Manager agreed to write to Walla Walla Community Development Committee enclosing a copy of the report.

CORPORATE AND COMMUNITY SERVICES

1. INTERIM 2016/2017 QUARTERLY BUDGET REVIEW AS AT 30 SEPTEMBER 2016

4520 RESOLVED [Meyer/O'Neill]

That Council note and approve the Interim Budget Review Statement as at 30 September 2016.

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2. DEVELOPMENT OF THE GREATER HUME SHIRE COUNCIL DISABILITY INCLUSION ACTION PLAN

4521 RESOLVED [Quinn/Schilg]

That the report be received and noted.

3. POLICY DEVELOPMENTS

4522 RESOLVED [Meyer/Osborne]

That the Greater Hume Shire Council Internet, Email & Computer Use Policy be adopted.

4. GREATER HUME COMMUNITY HOUSING REFERENCE COMMITTEE

4523 RESOLVED [Osborne/Schilg]

That Council appoint to the Greater Hume Community Housing Reference Committee:

- Mr Garry Grundy
- Mr Ian Harpley
- Mrs Patricia Broad
- Mrs Elizabeth McQuillan.
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5. KALA COURT RETIREMENT COMPLEX - SIGNING OF CONTRACTS

4524 RESOLVED [Quinn/Hicks]

That the Mayor and General Manager be authorised to execute the Kala Court Retirement Complex Independent Living Unit, Retirement Village Contract for the Licence to Occupy unit numbers 5 and 10 within the Complex under the terms of the contract for the amount of \$190,000.00 as "the Ingoing Contribution" under the Common Seal of Council.

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6. COMMUNITY DEVELOPMENT GRANT PROGRAM - 2016

At this juncture, the Director Corporate and Community Services advised that an Addendum Report has been issued and emailed to councillors earlier in the day. A printed copy of the report was circularised at the meeting.

AT THIS JUNCTURE, STEVEN PINNUCK MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE HALL AT 6.56pm PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE DISCUSSION ON THE MATTER. THE REASON BEING IS THAT STEVEN PINNUCK IS THE PRESIDENT OF THE CULCAIRN & DISTRICT PONY CLUB WHICH IS A PROPOSED GRANTEE FOR FUNDS UNDER THE COMMUNITY DEVELOPMENT GRANT PROGRAM – 2016, WHICH IS CONTAINED IN THE REPORT NOW BEFORE THE COUNCIL.

4525 RESOLVED [Meyer/Osborne]

That the following projects be allocated funding under the 2016/17 Greater Hume Shire Council Community Development Grant Program:

Community Group	Project Title	Amount Requested	Amount Recommended	Project Value
Brock/Burrum Netball Club	Shade/shelter and storage shed for netball courts	\$4,000	\$3,000	\$50,000
Henty Netball Club	Court shelters	\$4,000	\$3,000	\$35,470
Wirraminna Environmental Education Centre	Extension to Discovery & Learning Centre	\$4,000	\$3,000	\$42,500
Brocklesby Cricket Club	Relocate cricket training nets	\$4,000	\$3,000	\$21,518
Burrumbuttock Rec Ground	Outdoor community function centre	\$4,000	\$3,000	\$20,620
Walbundrie Building Committee	Coolroom	\$4,000	\$3,000	\$17,205
Howlong RSL & Brocklesby Chapter	Brocklesby war memorial restoration	\$5,072	\$3,000	\$14,163
Little Billabong Hall Committee	Hall kitchen upgrade	\$4,000	\$3,000	\$11,949
Culcairn Netball Club	Court shelters	\$4,000	\$3,000	\$8,484
Culcairn & District Pony Club	Upgrade of show jump wings	\$2,000	\$2,000	\$4,050
Walla Swimming Pool Committee	Pool access steps	\$3,050	\$3,000	\$6,100
Walla Bowling and Rec Club	Lighting upgrade over bowling green	\$3,500	\$3,000	\$7,000
Holbrook Sheep & Wool Fair Committee	Shed cladding	\$3,715	\$3,000	\$7,428
St Stephen Lutheran Church Culcairn	Renovation of toilets	\$4,000	\$3,000	\$12,510
Holbrook Cricket Club	Toilet and fencing upgrades	\$4,000	\$3,000	\$8,400
Lankey's Creek Hall	Lining of hall	\$1,275	\$1,275	\$5,275
Jindera Tennis Club	Revitalisation of clubrooms	\$3,200	\$3,000	\$7,300
Totals:			\$48,275	\$279,972

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ENGINEERING

1. REHABILITATION OF COPPABELLA ROAD, CARABOST

MOTION [Osborne/O'Neill]

That:

1. in accordance with clause 178 (1) (b) of the Local Government (General) Regulation 2005 Council resolve to decline the tender submitted by Snowy Works and Services and,
2. Council's Works Department undertake those works possible within budgetary constraints and enter into negotiations with sub-contractors to carry out pavement rehabilitation based on the same or different details as the original tender.
3. await the outcome of the natural disaster fund application is known.

4526 AMENDMENT [Quinn/Meyer]

That:

1. in accordance with clause 178 (1) (b) of the Local Government (General) Regulation 2005 Council resolve to decline the tender submitted by Snowy Works and Services and,
2. Council's Works Department undertake those works and enter into negotiations with sub-contractors to carry out pavement rehabilitation based on the same or different details as the original tender.

ON BEING PUT TO THE VOTE THE AMENDMENT WAS CARRIED, BECAME THE SUBSTANTIVE MOTION. ON BEING PUT TO THE VOTE THE MOTION WAS CARRIED.

2. SUPPLY AND CONSTRUCTION OF A VEHICLE MECHANICAL SERVICE PIT – GREATER HUME SHIRE COUNCIL CULCAIRN WORKS DEPOT

Cr O'Neill left the meeting room at 7.11pm.

4527 RESOLVED [Quinn/Osborne]

That:

1. the tender submitted by Hartex Engineering and Installation Services Pty Ltd of \$177,220.00 (excl. GST) be accepted.
2. the General Manager and the Mayor be authorised to sign the contract with Hartex Engineering and Installation Services Pty Ltd.

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3. REQUEST TO CHANGE THE ROAD NAME – WESTERN END OF BAIRD STREET, CULCAIRN

4528 RESOLVED [Quinn/Meyer]

That :

1. Council endorse the changing of the name for the west end of Baird Street to Heathcote Lane.
2. if no objections are made when the intent is advertised for 10 business days then gazette the changes, notify all appropriate agencies (including Council at the next meeting) and install street signs.

4. WALLA WALLA FLOODPLAIN RISK MANAGEMENT STUDY & PLAN (FLOOD STUDY) - ENDORSING & PUBLIC EXHIBITION PERIOD

4529 RESOLVED [Meyer/Osborne]

That Council endorse the draft final report on the Walla Walla Floodplain Risk Management Study and Plan (Flood Study), and place on public exhibition for a minimum period of 30 days.

ITEMS TO BE REFERRED TO CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

1. TENDER NO: TL 06 2016-2017 NEW POOL BUILDING HOLBROOK SWIMMING POOL COMPLEX

4530 RESOLVED [Osborne/Meyer]

That the consideration of the tender for the construction of a new swimming pools at the Holbrook swimming pool complex be referred to Closed Council in accordance with section 10A(2)(c) information that would, if disclosed, confer an advantage to a person whom Council is conducting (or proposes to conduct) business.

REASON

On balance the public interest in preserving the confidentiality of the tenders for tender for the construction of a new swimming pools at the Holbrook pool complex outweighs the public interest in maintaining openness and transparency in Council decision making because the disclosure of this information confers an advantage to a person whom Council is conducting (or proposes to conduct) business.

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2. REVIEW OF ORGANISATION STRUCTURE

4531 RESOLVED [Osborne/Meyer]

That the review of organisation structure be referred to Closed Council (Committee Of The Whole) for discussion, in accordance with the relevant section of the Local Government Act 1993 section 10a (2)(a) personnel matters concerning particular individuals (other than councillors).

REASON

That the ability for councillors to discuss the senior staffing structure and engineering and engineering operational structure in a full and frank manner outweighs the need for the report to be discussed in Open Council at this point.

Cr O'Neill returned to the hall at 7.14pm.

PART B - ITEMS FOR INFORMATION

GOVERNANCE

1. **LOCAL GOVERNMENT NSW 2016 CONFERENCE**
2. **OFFICE OF LOCAL GOVERNMENT CIRCULARS**
3. **LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS**
4. **TOURISM AND PROMOTIONS OFFICER'S REPORT**
5. **2015/2016 ANNUAL REPORT**

CORPORATE AND COMMUNITY SERVICES

1. **CUSTOMER REQUEST MODULE – SUMMARIES OF MONTHLY REQUESTS**

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2. **STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 31 OCTOBER 2016**
3. **HUMAN RESOURCES REPORT FOR OCTOBER 2016**

ENGINEERING

1. **OCTOBER REPORT OF WORKS**
2. **WATER & SEWER REPORT – OCTOBER 2016**

ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF OCTOBER 2016**
2. **SENIOR WEEDS OFFICER'S REPORT – OCTOBER 2016**
3. **RANGER'S REPORT – OCTOBER 2016**

4532 RESOLVED [O'Neill/Schilg]

That Part B of the Agenda be received and noted.

PART C – COMMITTEE AND DELEGATE REPORTS

4533 RESOLVED [O'Neill/Schilg]

That Part C of the Agenda be received and noted.

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MATTERS OF URGENCY

At this juncture, the General Manager advised that there is a Matter of Urgency to be considered, which had been emailed to councillors earlier in the day. A printed copy of the report was circularised also at the meeting.

4534 RESOLVED [Osborne/Hicks]

And ruled by the Chair that the MATTER OF URGENCY - PART A – GOVERNANCE – GEROGERY RURAL FIRE BRIGADE – PROVISION OF COUNCIL VEHICLE report be dealt with at this time.

4535 RESOLVED [Osborne/Meyer]

That Council dispose of a 2014 Holden Colorado XT Dual Cab Utility (Reg. No. BY35UE) to the Gerogery Rural Fire Brigade for a price of \$20,000 exc. GST subject to formal confirmation from the NSW Rural Fire Service that the vehicle will be included on the NSW RFS Fleet listing and be maintained through the NSW Fire Fighting Fund.

QUESTIONS ON NOTICE

1. PLANNING REGULATIONS AN IMPEDIMENT TO RETAIL DEVELOPMENT IN WALLA WALLA

Cr Hicks advised that proponents exploring a new retail business opportunity in Walla Walla in a former retail space are facing regulatory impediments and he asked that Council work cooperatively with the proponents to find an approvable solution. In response Director Environment and Planning advised that there are statutory regulations e.g. disabled toilet facilities, which developers must comply with. He offered to provide Council with a report on such matters to ensure that all councillors are better informed of the regulatory framework.

2. TREE AT SUNNYSIDE PARK, WALLA WALLA

Cr Hicks indicated that there is some community angst about the removal/retention of a suspect tree at Sunnyside Park. Director Engineering advised that he is aware of the issue but conflicting resident views has meant that the situation is stagnant. Director agreed to further investigate and report back to Cr Hicks.

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3. EMERGING OPPORTUNITIES FOR COMMUNITY TRANSPORT OPTIONS VIA THE SCHOOL BUS NETWORK

Cr Osborne advised that the law is relaxing in relation to members of the community being able to access transport on some school bus routes. In the past the impediment was that buses were not used due to a lack of disability access. Cr Osborne requested that staff explore the situation to establish if bus companies that operate across the shire could now in fact provide a bus service to and from the shire where the buses are unoccupied by school students.

4. BABY/INFANT HEALTH SERVICES IN THE SHIRE

Cr Osborne queried whether infant health services operate in the shire. In response the General Manager advised that such services are available at Culcairn, Henty, Holbrook through community health services operating at hospital centres in those towns.

5. NEW SERVICE STATION TO OPEN IN JINDERA

Cr Osborne advised that the new service station will commence retail trading from 6am Monday, 21 November 2016.

6. COUNCILLORS INFORMED REGARDING DEVELOPMENT APPLICATIONS

Cr Weston queried how can councillors be made aware of Development Applications across the shire. In response Director Environment and Planning advised that the majority of applications are dealt with by his department under delegated authority. Development applications will, however, come before Council in the following circumstances:

- where objections are received following notification procedures, except where such objections are vexatious in nature, then such will not act as a trigger for referral to Council
- any application recommended for refusal (except where refusal is recommended following two written requests seeking further information and that information has not been provided within the requested time frame)
- any application where the applicant seeks to depart from the standards contained in the Greater Hume Shire Development Control Plan or policy of Council (except for minor variations).

7. HOUSING AFFORDABILITY BROCHURE PROJECT

Cr Schilg enquired as to how the housing affordability brochure had been received. In response General Manager advised that the brochure was yet to be completed, as staffing resources are currently concentrating on the Draft Economic Development and Social Plan.

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8. CONSIDERATION FOR PEDESTRIAN CROSSING POINT IN URANA STREET, JINDERA ADJACENT TO THE JINDERA COMMUNITY CENTRE CURRENTLY BEING CONSTRUCTED.

Cr O'Neill asked that due to the commencement of construction of the Jindera Community Centre, could staff investigate a central isle at the intersection to assist elderly people crossing the road at that point. Director Engineering agreed to investigate.

9. FIRE BREAK ON TSR SYDNEY ROAD, NORTH OF HOLBROOK

Cr Quinn suggested that consideration be given to the need for a fire break at the TSR on Sydney Road, north of Holbrook. Director Engineering to investigate.

10. POLICE TRAVELLING THROUGH JINDERA TO FATAL ACCIDENT

Cr Osborne raised concerns at the lack of pull off areas in Urana Street, Jindera to allow safe passage of emergency vehicles. Director Engineering advised that in these instances a vehicle should pull as far to the left as possible, and if required stop to allow passing of emergency vehicles.

CLOSING THE MEETING

At this juncture the members in the gallery were asked to depart the hall as Council was now moving into the confidential section of the meeting.

4536 RESOLVED [7.47pm] [Quinn/Meyer]

That the meeting be closed during the discussion of the confidential matters listed in the agenda.

COMMITTEE OF WHOLE SECTION

4537 RESOLVED [Quinn/Meyer]

That, in accordance with the provisions of the Local Government Act 1993, Council enter into 'Committee of the Whole' for the discussion of the following items of business:

CONFIDENTIAL - CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

1. TENDER NO: TL 06 2016-2017 NEW POOL BUILDING HOLBROOK SWIMMING POOL COMPLEX
2. REVIEW OF ORGANISATION STRUCTURE

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
TO BE HELD AT THE GEROGERY HALL, HUON STREET, GEROGERY
ON WEDNESDAY, 16 NOVEMBER 2016**

ORDINARY MEETING RECONVENED

4538 RESOLVED [9.02pm] [Quinn/Schilg]

That the Ordinary Meeting be reconvened for the purpose of determining the report of the matter dealt with in Committee.

COMMITTEE REPORT

The General Manager reported that the Committee of the Whole makes the following recommendation.

1. TENDER NO: TL 06 2016-2017 NEW POOL BUILDING HOLBROOK SWIMMING POOL COMPLEX

RECOMMENDATION [Osborne/Weston]

That:

1. In accordance with Clause 178 (1)(b) of the Local Government Regulations 2005 Council decline all tenders.
2. Council elects to not call for new tenders as stipulated in Clause 178 (3)(b-d) because it wishes to negotiate further with Total Creations because a significant price differential exists between that tenderer and others and Council is satisfied of Total Creations capabilities.
3. Council enter into negotiations with Total Creations to seek cost saving for the 33 metre and similarly gain information regarding a 25 metre swimming pool.
4. On conclusion of negotiations with Total Creations Council staff meet again with the Holbrook swimming pool committee and other interested groups. The meeting will determine if the price variance between the two swimming pool options is sufficient to warrant the adoption of a 25 metre swimming pool in lieu of the 33 metre swimming pool.
5. A further report be provided to Council's December ordinary meeting to enable a determination to be made.

ON BEING PUT TO THE VOTE, THE RECOMMENDATION WAS LOST.

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RECOMMENDATION [Quinn/Osborne]

That:

1. In accordance with Clause 178 (1)(b) of the Local Government Regulations 2005 Council decline all tenders.
2. Council elects to not call for new tenders as stipulated in Clause 178 (3)(b-d) because it wishes to negotiate further with Total Creations because a significant price differential exists between that tenderer and others and Council is satisfied of Total Creations capabilities.
3. Council enter into negotiations with Total Creations to seek cost saving for the 33 metre swimming pool.
4. A further report be provided to Council's December ordinary meeting to enable a determination to be made.

ON BEING PUT TO THE VOTE, THE RECOMMENDATION WAS CARRIED.

At this juncture at 8.30pm, all staff except the General Manager departed the meeting room.

2. REVIEW OF ORGANISATION STRUCTURE

RECOMMENDATION [Osborne/Meyer]

That:

1. Council reaffirm that the General Manager is the only staff member employed under section 332 (2) (a) and (b) of the Local Government Act, 1993 and that Council endorse the three Director model
2. Council endorse the General Manager's proposed restructure of the Engineering Department, both administrative and operational staff positions
3. a report be presented to a future Council meeting on the proposed RMCC Engineer and Cadet Engineer positions
4. the General Manager commence discussions with impacted staff and relevant unions.

RECOMMENDATIONS OF CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

4539 RESOLVED [Quinn/Hicks]

That the foregoing report and recommendations from Closed Council (Committee of the Whole) be adopted.

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There being no further business, the meeting concluded at 9.03pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 7 December 2016 at which time the signature hereon was subscribed.

Cr Heather Wilton,
Mayor - Greater Hume Shire Council