

Minutes

ORDINARY COUNCIL MEETING

COUNCIL CHAMBERS, GUNDAGAI

6:00PM, TUESDAY 24TH MAY, 2022

Administration Centres: 1300 459 689

**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, GUNDAGAI
ON TUESDAY, 24 MAY 2022 AT 6:00PM**

PRESENT: Cr Charlie Sheahan (Mayor), Cr Leigh Bowden (Deputy Mayor), Cr Logan Collins, Cr Trevor Glover, Cr David Graham, Cr Gil Kelly, Cr Abb McAlister, Cr Penny Nicholson

IN ATTENDANCE: Les McMahon (Interim General Manager), Glen McAtear (Acting Deputy General Manager), Mark Ellis (Manager Civil Works), Andrew Brock (Manager Facilities), John Chapman (Acting Manager Finance and Customer Service), Janelle Chapman (Acting Manager Regulatory Services), Matt Stubbs (Manager Technical Services), Wayne Bennett (Manager Waste, Parks & Recreation Services)

1 ACKNOWLEDGEMENT OF COUNTRY

The Chairperson acknowledged the Wiradjuri people who are the Traditional Custodians of the Land at which the meeting was held and paid his respects to Elders, both past and present, of the Wiradjuri Nation and extended that respect to other Aboriginal people who were present.

ADJOURN MEETING FOR OPEN FORUM

RESOLUTION 164/2022

Moved: Cr Trevor Glover

Seconded: Cr Leigh Bowden

Council adjourn for Open Forum.

CARRIED

2 OPEN FORUM

List of Speakers

1. Mr. Ross Tout – Spoke against item 9.1 Notice of Motion A report be prepared by Council staff on the feasibility of dismantling and clearing the Cootamundra and Gundagai cattle yards with the intention of subdividing and selling the lots as light industrial. The report should include potential options and procedures for engaging appropriately experienced contractors to undertake the requisite activities to achieve the proposed outcome.
2. Mr. Jim Saunderson - Spoke against item 9.1 Notice of Motion A report be prepared by Council staff on the feasibility of dismantling and clearing the Cootamundra and Gundagai cattle yards with the intention of subdividing and selling the lots as light industrial. The report should include potential options and procedures for engaging appropriately experienced contractors to undertake the requisite activities to achieve the proposed outcome.

3. Mr. Gordon Lindley - Spoke against item 9.1 Notice of Motion A report be prepared by Council staff on the feasibility of dismantling and clearing the Cootamundra and Gundagai cattle yards with the intention of subdividing and selling the lots as light industrial. The report should include potential options and procedures for engaging appropriately experienced contractors to undertake the requisite activities to achieve the proposed outcome.

RESUME OPEN MEETING

RESOLUTION 165/2022

Moved: Cr Leigh Bowden

Seconded: Cr Gil Kelly

Council resume the Open Meeting.

CARRIED

3 APOLOGIES

RESOLUTION 166/2022

Moved: Cr Logan Collins

Seconded: Cr Gil Kelly

Apologies from Cr Les Boyd be received and leave of absence granted.

CARRIED

4 DISCLOSURES OF INTEREST

5 CONFIRMATION OF MINUTES

5.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 26 APRIL 2022

RESOLUTION 167/2022

Moved: Cr Leigh Bowden

Seconded: Cr Trevor Glover

The Minutes of the Ordinary Meeting of Council held on Tuesday 26 April 2022 be confirmed as a true and correct record of the meeting.

CARRIED

6 MAYORAL MINUTES**6.1 MAYORAL MINUTE - DEPUTY MAYOR ALLOWANCE****RESOLUTION 168/2022**

Moved: Cr David Graham

Seconded: Cr Logan Collins

That the amount of \$500 per month from the Mayoral allowance be paid to the Deputy Mayor, in addition to the usual Councillor payment, as recompense for undertaking the supportive role of Deputy Mayor until such time that a review of the arrangement is required, be formalised.

CARRIED

6.2 MAYORAL MINUTE - FINANCIAL SUPPORT FOR CR BOWDEN (DEPUTY MAYOR) TO FULFILL HER OBLIGATIONS AS COUNTRY VICE PRESIDENT WITH AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION.**RESOLUTION 169/2022**

Moved: Cr Logan Collins

Seconded: Cr Trevor Glover

Cr Bowden (Deputy Mayor) be fully supported by Council by way of the provision of a Council car and payment of accommodation to fulfil her obligations as Country Vice President of the Australian Local Government Women's Association at any conference, Executive and Board meeting.

CARRIED

6.3 MAYORAL MINUTE - CONGRATULATIONS TO CASEY POLSEN AND COUNCILLOR ENGAGEMENT**RESOLUTION 170/2022**

Moved: Cr Penny Nicholson

Seconded: Cr David Graham

- 1. Council congratulate Miss Casey Polsen for her outstanding achievement of progressing to Regional Finalist of the New South Wales Trainee of the Year Awards.**
- 2. The information in the Mayoral Minute be received and noted.**

CARRIED

7 REPORTS FROM COMMITTEES

Nil

LATE REPORTS
RESOLUTION 171/2022 Moved: Cr Leigh Bowden Seconded: Cr Penny Nicholson The Late Reports be accepted and heard in the normal order of business. CARRIED

8 GENERAL MANAGER'S REPORT**8.1 BUSINESS****8.1.1 2022-23 DETERMINATION OF THE LOCAL GOVERNMENT REMUNERATION TRIBUNAL - COUNCILLOR FEES AND ADDITIONAL MAYORAL FEE AND CONSIDERATION OF SUPERANNUATION FOR COUNCILLORS****RESOLUTION 172/2022**

Moved: Cr Leigh Bowden
Seconded: Cr Penny Nicholson

- 1. It be noted that Cootamundra-Gundagai Regional Council is listed as Rural in the Local Government Remuneration Tribunal – April, 2022 Annual Report and Determination.**
- 2. Council adopt the maximum amount of \$12,650 as the Councillors annual fee effective 1st July, 2022 for a rural council as detailed in the Local Government Remuneration Tribunal – April, 2022 Annual Report and Determination.**
- 3. Council adopt the maximum amount of \$27,600 as the Mayor's annual fee effective 1st July, 2022 for a rural council as detailed in the Local Government Remuneration Tribunal – April, 2022 Annual Report and Determination.**

CARRIED**RESOLUTION 173/2022**

Moved: Cr Trevor Glover
Seconded: Cr Leigh Bowden

- 4. The making of superannuation contribution payments for Councillors as detailed in the Council Circular 22-04 Payment of Councillor Superannuation, attached to the report, be supported.**

CARRIED

8.1.2 PURCHASING PROCEDURES AND THE GENERAL MANAGERS DELEGATION**RESOLUTION 174/2022**

Moved: Cr Penny Nicholson

Seconded: Cr Gil Kelly

The details contained in the report regarding purchasing procedures and the General Manager's delegation for accepting Tenders be noted, and the Procurement Guidelines for Staff be amended to reflect the details contained in the report.

CARRIED**8.1.3 COMMUNITY STRATEGIC PLAN, DELIVERY PROGRAM AND OPERATIONAL PLAN****RESOLUTION 175/2022**

Moved: Cr Logan Collins

Seconded: Cr Trevor Glover

- 1. The draft Cootamundra-Gundagai Regional Council 2022-2032 Community Strategic Plan be endorsed.**
- 2. The draft Cootamundra-Gundagai Regional Council 2022-2024 Delivery Program and Cootamundra-Gundagai Regional Council 2022-2023 Operational Plan, be deferred to the Extraordinary Meeting being held 31st May, 2022.**

CARRIED**8.1.4 DELIVERY PROGRAM AND OPERATIONAL PLAN QUARTERLY PROGRESS REPORT****RESOLUTION 176/2022**

Moved: Cr Logan Collins

Seconded: Cr Abb McAlister

The Delivery Program incorporating the Operational Plan 2021/22, quarterly progress report, (3rd Quarter 1st January – 31st March 2022), attached to the report, be received and noted.

CARRIED

8.1.5 COOTAMUNDRA ANNUAL BEACH VOLLEYBALL EVENT**RESOLUTION 177/2022**

Moved: Cr Logan Collins

Seconded: Cr Leigh Bowden

- 1. Council use the residual \$26,000 of the now defunct Volleyball Committee to assist a Coordinator to manage the annual Cootamundra Beach Volleyball event.**
- 2. A workshop be held to undertake further consideration on arrangements for the 2023 Cootamundra Beach Volley Ball Competition.**
- 3. Following the workshop further report on the Cootamundra Beach Volley Ball Competition be brought back to Council for final determination.**

CARRIED

8.1.6 EASTERN RIVERINA ARTS ANNUAL GENERAL MEETING**RESOLUTION 178/2022**

Moved: Cr Leigh Bowden

Seconded: Cr Logan Collins

The Report on the Eastern Riverina Arts Annual General Meeting held 22nd April, 2022 prepared by Cr Leigh Bowden (Deputy Mayor) and supporting documents attached to the report, be noted.

CARRIED

8.1.7 WALLEDBEEN MEMORIAL HALL S.355 COMMITTEE MEETING ANNUAL FEES**RESOLUTION 179/2022**

Moved: Cr Abb McAlister

Seconded: Cr David Graham

The proposed 2022/2023 schedule of hall hire charges for the Wallendbeen Memorial Hall, attached to the report, be listed in the 2022/23 Operational Plan Fees and Charges.

CARRIED

8.1.8 MUTTAMA HALL MANAGEMENT S.355 COMMITTEE MEETING MINUTES AND MEMBERSHIP**RESOLUTION 180/2022**

Moved: Cr Trevor Glover

Seconded: Cr Leigh Bowden

1. The Minutes of the Muttama Hall Management s.355 Committee Ordinary Meetings held on 19th January, 2022 and 23rd February, 2022, and 19th April, 2022 attached to the report, be noted.
2. The new chairperson and membership of the Muttama Hall Management s.355 Committee, as detailed in the report, be endorsed.

CARRIED

8.1.9 THE COOTAMUNDRA HERITAGE CENTRE MANAGEMENT S.355 COMMITTEE MEETING MINUTES**RESOLUTION 181/2022**

Moved: Cr Abb McAlister

Seconded: Cr Trevor Glover

The Minutes of the Cootamundra Heritage Centre Management s.355 Committee Ordinary Meeting held on 4th April, 2022, attached to the report, be noted.

CARRIED

8.1.10 STOCKINBINGAL ELLWOOD'S HALL S.355 COMMITTEE MEETING MINUTES**RESOLUTION 182/2022**

Moved: Cr Leigh Bowden

Seconded: Cr Trevor Glover

1. The Minutes of the Stockinbingal Ellwood's Hall s.355 Committee Ordinary Meeting held 28th April, 2022, attached to the report, be noted.
2. The proposed 2022/2023 schedule of hall hire charges for the Stockinbingal Ellwood's Hall, attached to the report, be listed in Cootamundra-Gundagai Regional Council's 2022/23 Operational Plan Fees and Charges.

CARRIED

**8.1.11 COOTAMUNDRA TOURISM ACTION GROUP (ADVISORY COMMITTEE) - 5TH MAY 2022
- MINUTES****RESOLUTION 183/2022**

Moved: Cr Logan Collins

Seconded: Cr Penny Nicholson

The Minutes of the Cootamundra Tourism Action Group (Advisory Committee), attached to the report be noted.

CARRIED

8.2 FINANCE**8.2.1 INVESTMENT REPORT - APRIL 2022****RESOLUTION 184/2022**

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

The Investment Report for April, 2022 be noted.

CARRIED

8.3 COMMUNITY AND CULTURE**8.3.1 GUNDAGAI TOURISM ACTION GROUP ADVISORY COMMITTEE MEETING 2 MAY, 2022****RESOLUTION 185/2022**

Moved: Cr Penny Nicholson

Seconded: Cr Abb McAlister

- 1. The Minutes of the Gundagai Tourism Advisory Group meeting held 2nd May, 2022, attached to the report, be noted.**
- 2. Council considers the recommendations contained within the minutes:**
 - 2.1 Extend Memorandum of Understanding with APPI Ghost Hunts and Tours be extended and further opportunities with the group be explored.**
 - 2.2 The Gundagai Tourism Action Committee would like to formally acknowledge and thank Miriam Crane for her dedication and hard work and support she has provided to be committee during her time in her role.**
 - 2.3 Former employees having worked over 10 years be formally thanked for their service.**

CARRIED

8.3.2 COOTAMUNDRA AND GUNDAGAI YOUTH COUNCIL MEETINGS

RESOLUTION 186/2022

Moved: Cr Logan Collins

Seconded: Cr Abb McAlister

- 1. The minutes of the Cootamundra Youth Council meetings held 7th March and 2nd May 2022, attached to the report be received and noted.**
- 2. New members of the Cootamundra Youth Council Ellenore Clapham, Tanesha Silk, Jade Wiggins (March, 2022) be welcomed and endorsed.**
- 3. The resignations of Bridie Ingold and Lillian Crane (Gundagai Youth Mayors) and Michelle Rabey (Cootamundra Youth Secretary) be noted.**
- 4. Bridie Ingold, Lillian Crane and Michelle Raby be acknowledged for the significant leadership contributions they have made to their respective Youth Councils.**
- 5. The updated Vision for the Cootamundra Youth Hub (attached) be endorsed.**

CARRIED

8.3.3 COOTAMUNDRA COMMUNITY SERVICES MEETING

RESOLUTION 187/2022

Moved: Cr Leigh Bowden

Seconded: Cr Logan Collins

- 1. Council notes the report and the issues identified at the meeting.**
- 2. Council expresses its ongoing support for the important work undertaken by a wide range of community organisations in Cootamundra.**

CARRIED

8.4 DEVELOPMENT, BUILDING AND COMPLIANCE

8.4.1 DEVELOPMENT APPLICATIONS APRIL 2022

RESOLUTION 188/2022

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

The information on Development Applications approved in April 2022 be received and noted.

CARRIED

8.4.2 DEVELOPMENT APPLICATION MODIFICATION - 2021/62 MOD1 - 87-89 FIRST AVENUE GUNDAGAI - LATE REPORT

RESOLUTION 189/2022

Moved: Cr Abb McAlister
 Seconded: Cr David Graham

That Council approve the following modification subject to the consent conditions below:

- **Application No:** DA2021/62 MOD1
- **Property:** Lot 213 DP 1276945
 (formerly Lot 13 DP 1102375 & Lot 2 DP 574412)
 87-89 First Avenue, Gundagai
- **Development:** Centre-based childcare facility - to modify the development by:
 - Changing the entry steps, access and front fencing/gate
 - Removing the ramp and access gate from the rear verandah to the rear yard,
 - Changing the height of the sliding doors to the playrooms (reduced from 2400mm to 2100mm) and removing some fixed glass panels,
 - Changing the building fabric from compressed fibre cement cladding to metal cladding, and
 - Changing the external colour from burgundy to shale grey.

CONDITIONS:

1. Modifying Condition A1, as follows (~~struck thru~~ deletions and **bold italic** insertions):
 - A1. The developer shall carry out the development generally in accordance with the following plans and documentation:

Statement of Environmental Effects, dated May 2021, prepared by Habitat Planning			
The following plans, prepared by NBRS Architecture:			
<i>Drawing No.</i>	<i>Version</i>	<i>Content</i>	<i>Date of plan</i>
20124-NBRS-A-DA03	3 4	Site plan	06.05.2021 13.05.2022
20124-NBRS-A-DA04	3 4	Existing and Demolition - Stage 1	06.05.2021 13.05.2022
20124-NBRS-A-DA05	3 4	Existing and Demolition - Stage 2	06.05.2021 13.05.2022
20124-NBRS-A-DA10	3 4	Floor plan	06.05.2021 13.05.2022
20124-NBRS-A-DA11	3 4	Roof plan	06.05.2021 13.05.2022
20124-NBRS-A-DA30	3 4	External building elevations	06.05.2021 13.05.2022
20124-NBRS-A-DA31	3 4	External building elevations	06.05.2021 13.05.2022

20124-NBRS-A-DA32	3 4	External building elevations	06.05.2021 13.05.2022
20124-NBRS-A-DA60	3 4	Materials schedule	06.05.2021 13.05.2022
20124-NBRS-A-DA70	3 4	Finishes Board	06.05.2021 13.05.2022

VOTING RECORD	
FOR RESOLUTION	AGAINST RESOLUTION
Cr Charlie Sheahan (Mayor) Cr Leigh Bowden Cr Logan Collins Cr Trevor Glover Cr David Graham Cr Gil Kelly Cr Abb McAlister Cr Penny Nicholson	Nil
ABSENT	DECLARED INTEREST
Cr Les Boyd	Nil

CARRIED

8.5 REGULATORY SERVICES

8.5.1 REGULATORY REPORT

RESOLUTION 190/2022

Moved: Cr David Graham

Seconded: Cr Logan Collins

The Regulatory Report for April, 2022 be noted.

CARRIED

8.6 ASSETS

Nil

8.7 CIVIL WORKS**8.7.1 CIVIL WORKS AND TECHNICAL SERVICES REPORT - MAY 2022****RESOLUTION 191/2022**

Moved: Cr Penny Nicholson

Seconded: Cr Trevor Glover

The Civil Works and Technical Services Report for the month of May, 2022 be noted.**CARRIED****8.7.2 CROWN ROAD RESERVE - TRANSFER TO COUNCIL****RESOLUTION 192/2022**

Moved: Cr Trevor Glover

Seconded: Cr Gil Kelly

That Council lodge an application with the NSW Department of Industry, to transfer the ownership of the unformed Crown Road near Back Brawlin Road, Cootamundra, which runs through Lot 2 DP 583945, and between Lots 1 and 2 DP 34565, to Cootamundra-Gundagai Regional Council.**CARRIED****8.8 TECHNICAL SERVICES****8.8.1 NEW SOUTH WALES LOCAL ROADS CONGRESS - 6TH JUNE, 2022 - LATE REPORT****RESOLUTION 193/2022**

Moved: Cr Leigh Bowden

Seconded: Cr Logan Collins

The Manager for Technical services and Cr Collins attend the New South Wales Local Roads Congress to be held at Parliament House Sydney on 6th June, 2022.**CARRIED**

8.9 FACILITIES

8.9.1 PROPOSED REDEVELOPMENT OF FISHER PARK SPORTING PRECINCT - MASTERPLAN

RESOLUTION 194/2022

Moved: Cr Gil Kelly

Seconded: Cr Trevor Glover

The amount of \$100,000 be allocated for the required immediate upgrades at the Fisher Park facilities including the creation of a Master Plan.

CARRIED

8.9.2 FACILITIES WORKS REPORT MAY 2022

RESOLUTION 195/2022

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

The facilities Works report for May, 2022 be noted.

CARRIED

8.10 WASTE, PARKS AND RECREATION

Nil

9 MOTION OF WHICH NOTICE HAS BEEN GIVEN

- 9.1 A REPORT BE PREPARED BY COUNCIL STAFF ON THE FEASIBILITY OF DISMANTLING AND CLEARING THE COOTAMUNDRA AND GUNDAGAI CATTLE YARDS WITH THE INTENTION OF SUBDIVIDING AND SELLING THE LOTS AS LIGHT INDUSTRIAL. THE REPORT SHOULD INCLUDE POTENTIAL OPTIONS AND PROCEDURES FOR ENGAGING APPROPRIATELY EXPERIENCED CONTRACTORS TO UNDERTAKE THE REQUISITE ACTIVITIES TO ACHIEVE THE PROPOSED OUTCOME.**

RESOLUTION 196/2022

Moved: Cr Logan Collins

Seconded: Cr Leigh Bowden

A report be prepared by Council staff on the feasibility of dismantling and clearing the Cootamundra cattle yards with the intention of subdividing and selling the lots as light industrial and a separate report be prepared for the usage of the Gundagai cattle yards focusing on the amount of money gained or lost, the occurrences of trucks releasing stock into the yards and the revenue raised through the annual sale. The Cootamundra report should include potential options and procedures for engaging appropriately experienced contactors to undertake the requisite activities achieve the proposed outcome. The Gundagai report should include an overview of the expected future use and strategies to maintain the cattle yard so that it may be sustained in the Gundagai community into the future.

CARRIED

10 QUESTIONS WITH NOTICE**10.1 QUESTIONS WITH NOTICE FROM COUNCILLORS****RESOLUTION 197/2022**

Moved: Cr Abb McAlister

Seconded: Cr Leigh Bowden

The Questions with Notice from Councillors and related responses from Council officers be noted.

CARRIED

11 CONFIDENTIAL ITEMS**11.1 CLOSED COUNCIL REPORT****RESOLUTION 198/2022**

Moved: Cr Logan Collins

Seconded: Cr Gil Kelly

- 1. Item 11.2 be considered in closed Council at which the press and public are excluded in accordance with the applicable provisions of the Local Government Act, 1993 and related public interest reasons detailed.**
- 2. In accordance with section 11 (2) and (3) of the Local Government Act, 1993, the reports, correspondence and other documentation relating to Item 11.2 be withheld from the press and public.**

11.2 RFT2022/5 JUBILEE PARK REDEVELOPMENT STAGE 2Provisions for Confidentiality

Section 10A (2) (d(i)) – The Confidential Report contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Public Interest

It is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in the future and therefore prejudice Council's ability to secure the optimum outcome for the community.

CARRIED

11.2 RFT2022/5 JUBILEE PARK REDEVELOPMENT STAGE 2**RESOLUTION 199/2022**

Moved: Cr Logan Collins

Seconded: Cr Abb McAlister

- 1. The Tender for Stage 2 of the Jubilee Park Redevelopment be awarded to Arcscape Landscape Construction and Design for the amount of \$479,425.16 (ex GST) in accordance with the details contained in the report.**
- 2. Council enter into a contract with Arcscape Landscape Construction and Design to undertake Stage 2 of the Jubilee Park Redevelopment.**

CARRIED

11.3 RESUMPTION OF OPEN COUNCIL MEETING

RESOLUTION 200/2022

Moved: Cr Logan Collins

Seconded: Cr Penny Nicholson

The Open Council meeting resume.

CARRIED

11.4 ANNOUNCEMENT OF CLOSED COUNCIL RESOLUTIONS

Note: The Chairperson announced the resolutions made in Closed Council.

The Meeting closed at 7:33PM

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 June 2022.

.....

CHAIRPERSON

.....

GENERAL MANAGER