



MINUTES

Ordinary Council Meeting

13 December 2023

Unconfirmed

**MINUTES OF NARRANDERA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON WEDNESDAY, 13 DECEMBER 2023 AT 2PM**

The Mayor declared the Public Forum opened at **1.35pm** and welcomed the Councillors, Staff, Media, Members of the Gallery and those watching via Live Streaming.

1 ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land. I would also like to pay respect to their people both past and present and extend that respect to other Aboriginal Australians who are present

2 HOUSE KEEPING

Advice provided of Council's Work, Health and Safety (WHS) Evacuation Plan and location of the Amenities.

PUBLIC FORUM

The Regional Arts Executive Director, Aanya Whitehead gave a presentation of the Western Riverina Arts 2022 Annual Report.

The Mayor declared the meeting opened at **2pm**.

3 DISCLOSURE OF POLITICAL DONATIONS

Advice provided to those present of the legislative requirement for Disclosure of Political Donations:

The Environmental Planning and Assessment Act 1979, Section 147 requires a person submitting planning applications or submissions regarding a planning application, to disclose any reportable political donation and/or gifts to any local Councillor or employee of Council. Reportable political donations include those of or above \$1,000. The Disclosure Statement forms are available on Council's website or from the Customer Service Centre and must be lodged in accordance with the Act.

There were no Disclosures of Political Donations received by the Chairperson.

4 REQUEST TO ATTEND BY AUDIO-VISUAL LINK

No requests to join via audio-visual link in December.

5 PRESENT

Mayor Cr Neville Kschenka, Cr Sue Ruffles, Cr Narelle Payne, Cr Jenny Clarke OAM, Cr Kevin Morris, Cr Peter Dawson, Cr Cameron Lander

In Attendance

George Cowan (General Manager), Shane Wilson (Deputy General Manager Infrastructure), Martin Hiscox (Deputy General Manager Corporate & Community), Vicki Maher (Executive Assistant), Melissa Johnson (Council Administration Assistant/Minute Taker)

6 APOLOGIES**RESOLUTION 23/231**

Moved: Cr Narelle Payne

Seconded: Cr Peter Dawson

That apologies from Cr Braden Lyons and Cr Tracey Lewis be received and accepted.

CARRIED

7 DECLARATIONS OF INTEREST

Nil

8 CONFIRMATION OF MINUTES**RESOLUTION 23/232**

Moved: Cr Jenny Clarke OAM

Seconded: Cr Sue Ruffles

That the minutes of the Ordinary Council Meeting held on 21 November 2023 be confirmed.

CARRIED

9 MAYORAL REPORT**9.1 MAYORAL REPORT - NOVEMBER 2023****RESOLUTION 23/233**

Moved: Mayor Cr Neville Kschenka

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the Mayoral Report for November 2023.

CARRIED

10 COUNCILLOR REPORTS**10.1 CR LEWIS - ATTENDANCE AT NSW PUBLIC LIBRARIES ASSOCIATION ANNUAL CONFERENCE - SWITCH 2023****RESOLUTION 23/234**

Moved: Cr Narelle Payne

Seconded: Cr Jenny Clarke OAM

That Council:

1. Receives and notes information provided in the report 'NSW Public Libraries Association Annual Conference – Switch 2023'.

CARRIED

11 NOTICES OF RESCISSION

Nil

12 NOTICES OF MOTION

Nil

13 QUESTION WITH NOTICE

Nil

14 OUR LEADERSHIP**14.1 MODEL CODE OF CONDUCT COMPLAINT STATISTICS - 1 SEPTEMBER 2022 TO 31 AUGUST 2023****RESOLUTION 23/235**

Moved: Cr Cameron Lander

Seconded: Cr Sue Ruffles

That Council:

1. Notes the Model Code of Conduct complaint statistics for the reporting year 1 September 2022 to 31 August 2023; and
2. Submits the statistical return as presented to the Office of Local Government by 31 December 2023.

CARRIED

14.2 SUPPLEMENT TO RESOLUTION 23/208 ASSET MANAGEMENT PLANS AND FARMLAND MINIMUM RATE

RESOLUTION 23/236

Moved: Cr Cameron Lander

Seconded: Cr Jenny Clarke OAM

That Council:

1. Adopts the revised Strategic Asset Management Plan and associated Infrastructure Management Plans.
2. In conjunction with Residential and Business minimums in resolution 23/208, makes application to the Independent Pricing and Regulatory Tribunal (IPART) under section 548 of the Local Government Act 1993 for the minimum ordinary rate for the Farmland Ordinary category to be set at \$640.00 for 2024-25 (including the rate peg) and \$755.00 for 2025-26 (including the rate peg).

CARRIED

14.3 NARRANDERA-LEETON AIRPORT - RENEWAL OF LEASE AGREEMENT WITH ROCKWOODS INVESTMENT GROUP PTY LTD

RESOLUTION 23/237

Moved: Cr Jenny Clarke OAM

Seconded: Cr Narelle Payne

That Council:

1. Adopts the proposed lease agreement with Rockwoods Investment Group Pty Ltd for three years commencing 1 September 2023; and
2. Provides delegation to the Mayor and the General Manager to execute the lease agreement and place the Seal of Council on the document.

CARRIED

15 OUR COMMUNITY

Nil

16 OUR ENVIRONMENT

16.1 POWER PURCHASE AGREEMENT

RESOLUTION 23/238

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Agrees to accept the proposal from Hunter Joint Organisation to tender for the purchase of power for Council's large sites.
2. Authorises the General Manager to accept a tender from the successful supplier.

CARRIED

17 OUR ECONOMY

Nil

18 OUR INFRASTRUCTURE

18.1 TRANSFER OF CROWN ROADS TO COUNCIL

RESOLUTION 23/239

Moved: Cr Cameron Lander

Seconded: Cr Jenny Clarke OAM

That Council:

1. Resolves to accept management of Crown controlled roadways and laneways within Grong Grong that are already actively maintained by Council, and
2. Prepares an application to the NSW Department of Industry – Lands and Water requesting transfer of the Crown managed roadways and laneways to Council as shown on the attached map, including the following roadways:
 - i. Angle, Creek, Grong Grong Station, Lupton, and Windamere Roads; and
 - ii. Balaro, Barellan, Binya, Boree, Brookong, Bunganbil, Burrangong, Currawondool, Gonyah, Hulong, Jerrabung, Lachlan, Narran, and Willandra Streets.

CARRIED

18.2 CROWN LAND PLANS OF MANAGEMENT

RESOLUTION 23/240

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Adopts the four Plans of Management (as below) for Crown Land for the purpose of referral to the Department (as owner of the land) in draft form prior to placing them on public exhibition.
 - i. Draft – Lake Talbot and Environs Plan of Management
 - ii. Draft – Lake Talbot Tourist Park Narrandera Plan of Management
 - iii. Draft – Historical Cemetery Site Plan of Management

- iv. Draft – Recreational Space and Community Use Plan of Management.
2. Should departmental approval be granted with no material change, endorses public exhibition to be undertaken in accordance Section 38 of the Local Government Act.

CARRIED

19 DEVELOPMENT APPLICATION

19.1 MODIFICATION DA 023-2022-2023 MULTI DWELLING HOUSING AND 1-INTO-4 LOT SUBDIVISION – 17A RUPERT STREET NARRANDERA

RESOLUTION 23/241

Moved: Cr Narelle Payne

Seconded: Cr Jenny Clarke OAM

That Council:

1. Approves the Modification to DA-023-2022-2023, for Multi dwelling housing 1-into-4 lot Torrens title subdivision and creation of a dual occupancy on the proposed lot 1 at Lot 10 Section H DP2597 being 17A Rupert Street, Narrandera including all variations to the Narrandera Development Control Plan (NDCP) as contained within the report, subject to the Conditions of Consent in accordance with section 4.16 of the Environmental Planning and Assessment Act 1979 for the following reasons:
 - i. The development satisfies the provisions of the Narrandera LEP 2013, Narrandera DCP (as varied) and the Environmental Planning and Assessment Act 1979.
 - ii. Potential impacts have been mitigated by the inclusion of appropriate conditions.
2. Conducts a Division to record the voting of Councillors.

In Favour: Crs Neville Kschenka, Sue Ruffles, Narelle Payne, Jenny Clarke OAM, Kevin Morris, Peter Dawson and Cameron Lander

Against: Nil

CARRIED 7/0

20 PROCUREMENT

20.1 T-23-24-05 NARRANDERA AIRPORT PARALLEL TAXIWAY BULK EARTH WORKS

RESOLUTION 23/242

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Declines to accept any of the tender submissions for the bulk earthwork, drainage and associated services for construction of the Narrandera-Leeton Airport Parallel Taxiway as all tendered prices exceed the allocated budget in accordance with Clause 178(1)(a) of the Local Government (General) Regulation 2021,
2. Acknowledges and thanks all tenders for their time and effort in the preparation and submission of the tenders.
3. Discontinues the Narrandera-Leeton Airport Parallel Taxiway project.
4. Advises the Commonwealth that it is unable to accept the grant of \$1,110,157 under the Regional Airports Program Round 2 and returns any funds received.
5. Places the balance of Council funds into the internally restricted Infrastructure Replacement & Renewal Fund.

CARRIED

20.2 T-23-24-06 SHOULDER WIDENING OF ERIGOLIA ROAD, BINYA

RESOLUTION 23/243

Moved: Cr Narelle Payne

Seconded: Cr Kevin Morris

That Council:

1. Accepts the tender by Cleary Earth & Civil of \$678,500 ex GST to undertake the shoulder widening of 11.6 km of Erigolia Road, Binya in accordance with Section 55 of the Local Government Act 1993.

CARRIED

21 POLICY

Nil

22 COMMITTEE REPORTS

22.1 AUDIT, RISK AND IMPROVEMENT S355 COMMITTEE - MINUTES - 29 NOVEMBER 2023

RESOLUTION 23/244

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Receives and notes the Minutes of the Audit, Risk and Improvement S355 Committee held on Wednesday 29 November 2023.

CARRIED

22.2 BETTERING BARELLAN ADVISORY COMMITTEE - MINUTES - 22 NOVEMBER 2023

RESOLUTION 23/245

Moved: Cr Kevin Morris

Seconded: Cr Narelle Payne

That Council:

1. Receives and notes the Minutes of the Bettering Barellan Advisory Committee held on Wednesday 22 November 2023.

CARRIED

22.3 ARTS AND CULTURE ADVISORY COMMITTEE - MINUTES - 23 NOVEMBER 2023

RESOLUTION 23/246

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the Minutes of the Arts and Culture Advisory Committee held on Thursday 23 November 2023.

CARRIED

22.4 RAILWAY STATION FACILITY ADVISORY COMMITTEE - MINUTES - 23 NOVEMBER 2023

RESOLUTION 23/247

Moved: Cr Cameron Lander

Seconded: Cr Peter Dawson

That Council:

1. Receives and notes the Minutes of the Railway Station Facility Advisory Committee held on Thursday 23 November 2023.

CARRIED

23 STATUTORY AND COMPULSORY REPORTING – DEVELOPMENT SERVICES REPORTS

23.1 DEVELOPMENT & ENVIRONMENT SERVICES ACTIVITIES - NOVEMBER 2023

RESOLUTION 23/248

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the Development Services Activities Report for November 2023.

CARRIED

24 STATUTORY AND COMPULSORY REPORTING – FINANCIAL / AUDIT REPORTS

24.1 CAPITAL WORKS PROGRAM - NOVEMBER 2023

RESOLUTION 23/249

Moved: Cr Cameron Lander

Seconded: Cr Narelle Payne

That Council:

1. Receives and notes the information contained in the Capital Works report as at 30 November 2023.

CARRIED

24.2 INCOME STATEMENT - NOVEMBER 2023

RESOLUTION 23/250

Moved: Cr Narelle Payne

Seconded: Cr Peter Dawson

That Council:

1. Receives and notes the information contained in the Income Statement report for the period ending 30 November 2023.

CARRIED

24.3 STATEMENT OF INVESTMENTS - NOVEMBER 2023**RESOLUTION 23/251**

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the report indicating Council's Fund Management position.
2. Notes the Certificate of the Responsible Accounting Officer and adopts the report as at 30 November 2023.

CARRIED

24.4 STATEMENT OF BANK BALANCES - NOVEMBER 2023**RESOLUTION 23/252**

Moved: Cr Narelle Payne

Seconded: Cr Sue Ruffles

That Council:

1. Receives and notes the information contained in the Statement of Bank Balances report as of 30 November 2023.

CARRIED

24.5 STATEMENT OF RATES AND RECEIPTS - NOVEMBER 2023**RESOLUTION 23/253**

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council:

1. Receives and notes the information contained in the Statement of Rates and Receipts report as at 30 November 2023.

CARRIED

25 STATUTORY AND COMPULSORY REPORTING – OTHER REPORTS

Nil

26 CONFIDENTIAL BUSINESS PAPER REPORTS**RESOLUTION 23/254**

Moved: Cr Narelle Payne

Seconded: Cr Cameron Lander

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the *Local Government Act 1993*:

26.1 2024 Australia Day Awards Nominations and Event Update

This matter is considered to be confidential under Section 10A(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

CARRIED

26.1 2024 AUSTRALIA DAY AWARDS NOMINATIONS AND EVENT UPDATE**RESOLUTION 23/255**

Moved: Cr Kevin Morris

Seconded: Cr Cameron Lander

That Council:

1. Note that at 2.58pm, Cr Payne declared a Non Pecuniary Significant Interest in Item 26.1 and left the meeting during discussion and voting. The nature of interest being *brother nominated for award*.
2. Receives and notes the minutes of the 23 November 2023 Australia Day Planning Committee meeting.
3. Endorses the 2024 Australia Day Award recipients in the below categories as selected by the Australia Day Planning Advisory Committee:
 - a. Citizen of the Year.
 - b. Senior Citizen of the Year.
 - c. Young Citizen of the Year.
 - d. Organisation of the Year.
 - e. Environmental Award.
 - f. Disability Advocate Award.

CARRIED

Cr Payne rejoined the meeting at 3.14pm

27 OPEN COUNCIL

RESOLUTION 23/256

Moved: Cr Cameron Lander

Seconded: Cr Jenny Clarke OAM

That Council moves out of Closed Council into Open Council and the Mayor advise of the resolutions endorsed in Closed Session.

CARRIED

The Meeting closed at 3.16pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 20 February 2024.

.....
GENERAL MANAGER

.....
CHAIRPERSON

Unconfirmed