

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL
HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN
ON WEDNESDAY, 16 MAY 2018**

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

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

Cr Schilg 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)

1. Cr Hicks gave notice of his intention to declare a non-pecuniary interest in Environment and Planning Report ITEM1 - DEVELOPMENT APPLICATION 10.2017.18.2 – MODIFICATION TO DEVELOPMENT APPLICATION 10.2017.18.1 PRIVATE CHAIR LIFT – LOT 711 DP1202940 – 4 RIBERY COURT JINDERA.

APOLOGY

4972 RESOLVED [Quinn/Hicks]

That the apologies for Cr Stewart, Cr Weston and Cr O'Neill be received and leave of absence granted.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 18 APRIL 2018

4973 RESOLVED [Hicks/Schilg]

That the Minutes of the Ordinary Meeting of Greater Hume Shire Council held at Holbrook on Wednesday, 18 April 2018 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 – JINDERA SCHOOL OF ARTS HALL
Cr Schilg asked when the meeting with the architect is planned. The Director Environment and Planning will organise a meeting regarding future of the Jindera School of Arts prior to funding opportunities can be sought. Jindera School of Arts Hall will be maintained for operational purposes in the short term.
2. QUESTION ON NOTICE – UNUSED SHIRE LAND OWNED BY COUNCIL – REVIEW STRATEGY TO RETAIN OR DISPOSE
Cr Quinn suggested this item should be removed from the Action Report.
3. 4734 – JINDERA RURAL FIRE SERVICE LAND EXPANSION
Cr Quinn suggested this item should be removed from the Action Report.
4. QUESTION ON NOTICE – HOT HOUSE THEATRE EVENTS IN GREATER HUME SHIRE
Cr Osborne also suggested that this item should be removed from the Action Report.

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OFFICERS' REPORTS – PART A – FOR DETERMINATION

ENVIRONMENT AND PLANNING

AT THIS JUNCTURE, COUNCILLOR MATT HICKS MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE HALL AT 6.06PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE VOTING ON THE MATTER. THE REASON BEING IS THAT COUNCILLOR HICKS HAS HAD PREVIOUS BUSINESS DEALINGS WITH THE APPLICANT.

1. DEVELOPMENT APPLICATION 10.2017.18.2 – MODIFICATION TO DEVELOPMENT APPLICATION 10.2017.18.1 PRIVATE CHAIR LIFT – LOT 711 DP1202940 – 4 RIBERY COURT JINDERA

4974 RESOLVED [Quinn/Meyer]

That the modification to Development Application 10.2017.18.1 be approved subject to conditions of development consent as outlined below:

**GENERAL
APPROVED PLANS**

- 1 Development shall be generally in accordance with the approved plans and accompanying information (including the Statement of Environmental Effects), except where modified by the following conditions.
- 2 This approval shall expire if the development hereby permitted is not commenced within five (5) years of the date of consent.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

The following conditions of consent must be complied with prior to the issue of a construction certificate by a Certifying Authority. The Certifying Authority can be either Greater Hume Shire Council or an Accredited Certifier. All necessary information to comply with the following conditions of consent must be submitted with the application for a construction certificate.

- 3 **Approval required prior to the issue of construction certificate**
The following documentation is to be submitted to Council or the Accredited Certifier, prior to the granting of the construction certificate:
 - a. Full design plans that have been endorsed by a suitable qualified structural engineer.

PRIOR TO THE COMMENCEMENT OF ANY WORKS

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

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DEVELOPMENT APPLICATION 10.2017.18.2 – MODIFICATION TO DEVELOPMENT
APPLICATION 10.2017.18.1 PRIVATE CHAIR LIFT – LOT 711 DP1202940 – 4 RIBERY
COURT JINDERA [CONT'D]

4 Construction Certificate Required

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on (02) 6036 0100

5 Appointment of a Principal Certifying Authority

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority; and
- b. notify Council of the appointment.

6 Notify Council of Intention to Commence Works

The applicant must notify Council, in writing of the intention to commence works at least two (2) days prior to the commencement of any works on site.

PRIOR TO OCCUPATION OF THE DEVELOPMENT

The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.

7 Interim / Final Occupation Certificate Required

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

GENERAL CONDITIONS – DEVELOPMENT PLANNING

8 The chairlift structure and operation shall comply will all relevant industry standards.

9 Following construction of the chairlift but prior to commencement of its use, the applicant shall provide to Council an engineer's certificate certifying that the structure and equipment are satisfactory for their intended use.

10 The chairlift shall be for private use only and not for any commercial purpose or groups of people unrelated to the applicant or resident on the site.

11 A maximum of four chairs shall be used on the chairlift.

12 The chairlift is not to be used in conjunction with any other non-residential activity on the lot.

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COURT JINDERA [CONT'D]

- 13 The approved use must not cause unreasonable amenity impacts to persons beyond the boundaries of the lot.
- 14 The towers and ancillary structures shall be painted in dull earthy tones that are consistent with the landscape backdrop of the site.
- 15 All earthworks associated with the installation of the chairlift shall be undertaken with appropriate erosion and sediment control devices in place.
- 16 All disturbed surfaces on the land resulting from the development must be appropriately revegetated and stabilised to the satisfaction of Council.
- 17 Access structures on towers (ladders etc) shall be designed and secured to prevent unauthorised use.
- 18 Following commencement of the chairlifts operation, the applicant shall provide an acoustical assessment prepared by a suitably qualified person if requested by Council.
- 19 The applicant shall undertake any noise mitigation measures to the chairlift requested by Council.
- 20 No lights shall be installed or operated on any component of the chairlift structure.
- 21 The chairlift shall operate in daylight hours only.
- 22 During construction measures must be taken to minimise and control the emission of noise and dust which may impact upon neighbouring properties.
- 23 The chairlift shall not operate when a total fire ban has been declared for the area.
- 24 Prior to the commencement of the use authorised by this consent, an Operational and Management Manual to the satisfaction of Council must be prepared and submitted to Council for approval. When approved the Operational and Management Manual will be endorsed and form part of this consent. The Operational and Management Manual must include (but not be limited to) the following:
 - a. The contact details of the nominated person(s) responsible for the day-to-day management and control of the chairlift;
 - b. Details of hours of operation, as specified by this consent;
 - c. Documented emergency procedures in the event of any systems failure, as well as measures for safe passenger evacuation should it be required; and

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- d. Frequency and method of inspection of equipment, including erosion management inspection.
- 25 At all times, the chairlift must be operated and managed to the satisfaction of Council in accordance with the endorsed Operational and Management Manual.
- 26 If the chairlift becomes derelict through lack of use or maintenance it shall be dismantled and removed by the applicant at the request of Council.

Reason for conditions

The above conditions have been imposed:

- (i) to ensure compliance with the terms of the environmental planning instruments;
- (ii) having regard for the requirements of any agency consulted as integrated development;
- (iii) having regard to Council's duties of consideration under Section 79C of the Environmental Planning and Assessment Act 1979, as well as Section 80A which authorises the imposing of the consent conditions; and
- (iv) having regard to the circumstances of the case and the public interest.

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

Cr Hicks returned to the meeting room at 6.08pm.

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**2. DEVELOPMENT APPLICATION 10.2018.36.1 – 2 LOT SUBDIVISION - LOT 6
DP1130778 HUESKE ROAD JINDERA**

4975 RESOLVED [Osborne/Quinn]

That application DA10.2018.36.1 for a subdivision yielding 2 lots at Lot 6 DP 1130778 Hueske Road Jindera be approved subject to the following conditions:

- 1 The development is to be carried out generally in accordance with the approved plan and accompanying report endorsed DA10.2018.36.1 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 a suitably qualified person and Telstra indicating the availability of electricity and telecommunications to each lot.
 - b. **Payment of the following Development Servicing Plan (DSP) charges for water and sewer:**
 - (i) Water Supply \$3230.00.**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.**
- 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 with large box culverts (or dual diameter pipes with headwalls) in accordance with Council's specifications.
 - b. Connection of both lots to Council's Villages Water Supply.
- 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.

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**DEVELOPMENT APPLICATION 10.2018.36.1 – 2 LOT SUBDIVISION - LOT 6 DP1130778
HUESKE ROAD JINDERA [CONT'D]**

- 10 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.]
- 11 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.
- 12 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 (ie 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 (ie 4 intersections x \$250 = \$1000). All proposed roads (including private roads) must be named with all names to be approved by Council.
- 13 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 10.2018.36.1 – 2 LOT SUBDIVISION - LOT 6 DP1130778
HUESKE ROAD JINDERA**

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

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3. REQUEST FOR ASSISTANCE - HOLBROOK BOOMERANG BAG INITIATIVE

4976 RESOLVED [Meyer/Schilg]

That:

1. Council resolve to provide \$500 to support the Holbrook Boomerang Bag Initiative.
2. within six months of payment of the \$500 the Holbrook Boomerang Bag Initiative Group will be required to provide Council with a report demonstrating the outcomes of the funding.

4. UNSIGHTLY PROPERTIES – ADVICE ON ENFORCEMENT OPTIONS

4977 RESOLVED [Meyer/Hicks]

That Council receive and note the report.

GOVERNANCE

**1. DELIVERY PROGRAM 2017 - 2021 AND OPERATIONAL PLAN 2017 - 2018
REPORT AS AT 31 MARCH 2018**

4978 RESOLVED [Meyer/Hicks]

That the report be received and noted.

**2. NSW ROADS AND MARITIME SERVICES – REPLACEMENT OF GUARD RAIL
ON MR 284 (LITTLE BILLABONG/TUMBARUMBA ROADS)**

4979 RESOLVED [Hicks/Osborne]

That in accordance with *clause 178 (3) (e) of the Local Government (General Regulation) 2005 - enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender, Council approves the negotiation directly with McIntosh Fencing to procure guardrail supply and installation services for the MR 284 Guardrail Project under contract to the NSW Roads and Maritime Services for the following reasons:*

1. A Request for Tender through Local Government Procurement did not receive any responses and
2. The short timeframe to complete the project prior to 30 June 2018 does not enable Council with sufficient time to re tender the project.
3. As the procurement will be form part of an Order Works contract to the NSW Roads and Maritime Services there is no risk to Council.

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3. REGIONAL SPORTS INFRASTRUCTURE FUND – HOLBROOK SPORTING COMPLEX

4980 RESOLVED [Meyer/Osborne]

That Council endorse the General Manager's actions:

1. in submitting an application under the State Government's Regional Sports Infrastructure Fund and
2. including a Council contribution of \$200,000 to be funded from the Holbrook Hostel Reserve.

4. LOOSE FILL ASBESTOS INSULATION – UPDATE ON COMMUNITY ASSISTANCE FUNDING PROVIDED UNDER THE VOLUNTARY PURCHASE AND DEMOLITION PROGRAM

4981 RESOLVED [Osborne/Hicks]

That:

1. the report be received and noted.
2. Council seek the support of the Member for Albury, Greg Aplin to lobby on Council's behalf to have rates payable on properties acquired as part of the Loose Fill Asbestos Insulation Voluntary Purchase and Demolition Program funded as part of that programs cost.

5. REVIEW OF CORPORATE AND COMMUNITY SERVICES ORGANISATIONAL STRUCTURE

4982 RESOLVED [Osborne/Hicks]

That:

1. with the exception of 1.1, 1.2, 4.1, 4.2 & 4.3, Council endorse the General Manager's commitment to implement the recommendations from the Review of the Corporate and Community Services Organisational Structure over the balance of the 2018 calendar year.
2. recommendations 1.1 & 1.2 be implemented by 30 June 2019 and
3. recommendations 4.1, 4.2 & 4.3 be progressively implemented over the next two to three years.

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6. LOCAL GOVERNMENT NSW ANNUAL CONFERENCE - SUNDAY 21 TO TUESDAY 23 OCTOBER 2018

4983 RESOLVED [Osborne/Hicks]

That:

1. the Mayor and Deputy Mayor attend the Local Government NSW Annual Conference as voting delegates and remaining Councillors, the General Manager and three Directors be given the opportunity to attend as Observers
2. Councillors submit proposed motions to the General Manager by Tuesday 31 July 2018 to enable a report to be submitted to the August Council meeting for consideration.

CORPORATE AND COMMUNITY SERVICES

1. INTERIM 2017/2018 QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2018

4984 RESOLVED [Osborne/Meyer]

That Council note and approve the Interim Budget Review Statement as at 31 March 2018.

2. REVIEW OF CHILDREN SERVICES ACROSS GREATER HUME COUNCIL

4985 RESOLVED [Osborne/Hicks]

That Council:

1. include all children service providers in the funding and community development grant database
2. initiate a meeting with children service providers with a view to supporting the establishment of a collaborative structure to be driven by the services.
3. assist in the delivery of children's services qualifications
4. facilitate local training on the following topics making them available to preschools and other community/sporting/volunteer groups
 - o Strategic planning
 - o Governance
 - o Grant writing, including gathering and analysing the relevant data;
 - o Alliances and other collaborative structures; how to develop terms of reference, memorandum of understandings or similar processes to support collaborative arrangements between organisations and community groups.

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3. OPTUS – RENEWAL OF EXISTING LICENCE

4986 RESOLVED [Hicks/Schilg]

That:

1. authority be granted to enter into a lease for Part Lot 6 DP 9695, 55 Gordon Street, Culcairn to Optus Mobile Pty Ltd. in accordance with the terms set out in this report.
2. the Mayor and General Manager be authorised to sign the lease to Optus Mobile Pty Ltd for Part Lot 6 DP 9695, 55 Gordon Street, Culcairn under the Common Seal of Council.

4. POLICY DEVELOPMENT

4987 RESOLVED [Meyer/Osborne]

That the Greater Hume Council Corporate Credit Card Use Policy be adopted.

5. POLICY REVIEW - GREATER HUME CHILDREN SERVICES POLICIES

4988 RESOLVED [Hicks/Quinn]

That Council adopt the following *reformatted policies* as follows:

1. Dealing with Medical Conditions Policy
2. Delivery and Collection of Children Policy
3. Emergency and Evacuation Policy

6. AUDIT, RISK & IMPROVEMENT COMMITTEE

4989 RESOLVED [Osborne/Meyer]

That Council:

1. call for expressions of interest from suitably qualified and experienced persons seeking appointment as independent external members of the Audit, Risk and Improvement Committee
2. extend the existing internal audit contract with Crowe Horwath for a further period of 12 months concluding 30 June 2019
3. call for expressions of interest for internal audit contract services in February 2019 for the period commencing 1 July 2019

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ENGINEERING

1. POLICY DEVELOPMENTS

4990 RESOLVED [Osborne/Hicks]

That the following policies be adopted:

1. Tree Management Policy
2. Water Restrictions Policy

PART B - ITEMS FOR INFORMATION

GOVERNANCE

1. WORKSHOP/BRIEFING SESSION SCHEDULE 2018

2. OFFICE OF LOCAL GOVERNMENT CIRCULARS

3. LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS

4. TOURISM AND PROMOTIONS OFFICER'S REPORT

5. ECONOMIC DEVELOPMENT QUARTERLY REPORT

CORPORATE AND COMMUNITY SERVICES

1. CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS

2. STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 30 APRIL 2018

3. HUMAN RESOURCES REPORT FOR APRIL 2018

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ENGINEERING

1. **APRIL 2018 REPORT OF WORKS**
2. **WATER & SEWER REPORT – APRIL 2018**

ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF APRIL 2018**
2. **SENIOR WEEDS OFFICER'S REPORT – APRIL 2018**
3. **RANGER'S REPORT – APRIL 2018**

4991 RESOLVED [Hicks/Meyer]

That Part B of the Agenda be received and noted.

PART C – COMMITTEE AND DELEGATE REPORTS

4992 RESOLVED [Hicks/Meyer]

That Part C of the Agenda be received and noted.

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MATTERS OF URGENCY

Nil.

LEAVE OF ABSENCE

Cr Schilg requested leave of absence for July 2018 meeting.
Cr Osborne requested leave of absence for August 2018 meeting.

There being no further business, the meeting concluded at 7.09 pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 20 June 2018 at which time the signature hereon was subscribed.

Cr Heather Wilton,
Mayor - Greater Hume Council