

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN  
ON WEDNESDAY, 26 SEPTEMBER 2018**

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

**PRESENT:** General Manager, Director Corporate and Community Services, Director Engineering and Director Environment and Planning.

Cr O'Neill 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)**

Cr Kim Stewart gave notice of a non-pecuniary interest in relation to Part A Corporate and Community Services Item 4 Request for Financial Assistance - Burrumbuttock Tennis Club and Item to be Referred to Closed Council Item 2 Tender 04-2018/2019 Walla Walla Early Childhood Hub.

### **APOLOGIES**

NIL

#### **5064 RESOLVED [Schilg/Hicks]**

That Governance Items 1 & 2 the Mayoral and Deputy Mayoral elections be brought forward for determination.

### **GOVERNANCE**

General Manager, Steven Pinnuck, announced that in accordance with Local Government Act 1993, he would act as the Returning Officer for the election of Mayor and Deputy Mayor.

Cr Wilton departed the Chair at 6.35pm

#### **1. MAYORAL ELECTION**

The Returning Officer reported that two nominations have been received for the position of Mayor, being from Cr Wilton and Cr Quinn.

The Returning Officer then called for further nominations from the floor. No additional nominations were received at this time.

At this juncture, the returning office conducted an ordinary ballot for the position of Mayor. Following the ordinary ballot, the Returning Officer declared Cr Wilton elected as Mayor of Greater Hume Shire for the ensuing 2 year term.

Cr Wilton took the Chair.

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**2. DEPUTY MAYORAL ELECTION**

The Returning Officer reported that two nominations have been received for the position of Deputy Mayor, being from Cr Meyer and Cr Hicks.

The Returning Officer then called for further nominations from the floor. No additional nominations were received at this time.

At this juncture, the Returning Officer conducted an ordinary ballot for the position of Deputy Mayor. Following the ordinary ballot, the Returning Officer declared Cr Meyer OAM elected as Deputy Mayor of Greater Hume Shire for the ensuing 12 month term.

**CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 15 AUGUST 2018**

**5065 RESOLVED [Quinn/Weston]**

That the Minutes of the Ordinary Meeting of Greater Hume Shire Council held at Holbrook on Wednesday, 15 August 2018 as printed and circulated be confirmed as a true and correct record of the proceedings of such meeting.

**ACTION REPORT FROM THE MINUTES**

**1. 5059 - AVAILABILITY OF WATER FOR FIREFIGHTING PURPOSES**

Cr Quinn queried progress in relation to the provision of the mobile water supply for the upcoming fire season. In response Director Engineering advised that as part of the current budget, a tender has been placed for the supply of a new prime mover as replacement for an existing truck in the Holbrook Construction Gang. Staff are also investigating the purchase of a second hand tanker trailer.

It is proposed that once purchased, the prime mover and tanker trailer be utilised to support local RFS brigades in bushfire events upon request however also support Councils Maintenance Grading Teams in maintaining Councils unsealed roads over the coming summer due to the lack of readily available water caused by the current dry conditions.

Council will review the effectiveness of the purchase once the fire season ends.

A report will be provided to the next Council meeting on the progress of the project.

Cr Quinn and Cr Osborne requested to be regularly updated as to progress in relation to this matter.

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2. REQUEST FOR TENDER (RFT) POOL LEASING TL01 2018/2019 OPERATION OF HOLBROOK, HENTY, CULCAIRN, JINDERA AND WALLA WALLA SWIMMING POOL FACILITIES

Cr O'Neill made query in relation to the employment of maintenance staff for the pools. Director Environment and Planning advised that no active recruitment of maintenance staff has been done. Council is utilising contract labour hire staff to undertake the cleaning of pools and preparations are progressing satisfactorily.

## **NOTICE OF MOTION**

1. NOTICE OF MOTION - CR MEYER – UPGRADE OF JINGELIC ROAD

**5066 RESOLVED** [Meyer/Osborne]

That a report be provided to Council on the steps required to develop of strategy to upgrade the entirety of Jingelic Road from Holbrook to the Shire boundary, including possible funding partners (Government and Industry) and financing models.

## **OFFICERS' REPORTS – PART A – FOR DETERMINATION**

### **ENGINEERING**

1. REMOVAL OF RAILWAY PEDESTRIAN FOOTBRIDGE – CULCAIRN ARTC RESPONSE AND PRESENTATION

**5067 RESOLVED** [Hicks/O'Neill]

That Council suspend standing orders at 6.59pm and allow representatives from ARTC (Inland Rail) to undertake a presentation on the Inland Rail Project and the take questions on the proposed removal of the Pedestrian Bridge at Culcairn.

**5068 RESOLVED** [Osborne/Stewart]

That standing orders resume at 7.21 pm

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**5069 RESOLVED** [Osborne/Schilg]

That Council advise the ARTC that it acknowledges that the Pedestrian Footbridge at Culcairn is required to be removed as part of the Inland Rail Project, and that in recognition of its removal that:

1. Council be gifted all of the structure upon its removal.
2. That the bridge be removed/dismantled in a manner minimising impact on its possible reuse by Council
3. The ARTC transport the bridge/ bridge components to a site near the Culcairn Sewerage Treatment Plant, and placed as directed by Council
4. That a plaque in recognition of the heritage of the bridge and importance to the community of Culcairn be erected onsite in Balfour St to council requirements.
5. That all works associated with the above be funded by ARTC.
6. That ARTC be requested to host a community information session at Culcairn.

Cr Quinn requested that his opposition to the resolution be recorded.

## **ENVIRONMENT AND PLANNING**

**1. DEVELOPMENT APPLICATION 10.2018.94.1 – COMMERCIAL BUILDING DEMOLITION LOT3 DP544627 - 95 ALBURY STREET HOLBROOK**

**5070 RESOLVED** [Hicks/Osborne]

Pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 consent be granted to development application 10.2018.94.1 for demolition of a building at 95 Albury Street Holbrook described as Lot 3 DP544627 and Lots 1 and 2 DP544627 which is 99 and 97 Albury Street Holbrook subject to the following conditions:

**Part 1 Conditions applying before works commence**

**1 Protection of adjoining areas**

A temporary hoarding or temporary construction site fence must be erected between the work site and adjoining lands before the works begin, and must be kept in place until after the completion of works, if the works:

- a) could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
- b) could cause damage to adjoining lands by falling objects, or
- c) involve the enclosure of a public place or part of a public place.

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DEVELOPMENT APPLICATION 10.2018.94.1 – COMMERCIAL BUILDING DEMOLITION  
LOT3 DP544627 - 95 ALBURY STREET HOLBROOK [CONT'D]

**2 Toilet facilities**

- 1) Toilet facilities must be available or provided at the work site before works begin, and must be maintained until the works are completed, at a ratio of one toilet plus one additional toilet for every 20 persons employed at the site.
- 2) Each toilet must:
  - (a) be a standard flushing toilet connected to a public sewer, or
  - (b) have an on-site effluent disposal system approved under the *Local Government Act 1993*, or
  - (c) be a temporary chemical closet approved under the *Local Government Act 1993*.

**3 Waste management**

- 1) A waste management plan for the work must be submitted to the principal certifying authority at least 2 days before work commences on the site.
- 2) The waste management plan must:
  - a) identify all waste (including excavation, demolition and construction waste material) that will be generated by the work on the site, and
  - b) identify the quantity of waste material, in tonnes and cubic metres, to be:
    - (i) reused on-site, and
    - (ii) recycled on-site and off-site, and
    - (iii) disposed of off-site, and
  - c) if waste material is to be reused or recycled on-site—specify how the waste material will be reused or recycled on-site, and
  - d) if waste material is to be disposed of or recycled off-site—specify the contractor who will be transporting the material and the waste facility or recycling outlet to which the material will be taken.
- 3) A garbage receptacle must be provided at the work site before works begin and must be maintained until the works are completed.
- 4) The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.

**4 Adjoining Wall Structural Report**

Prior to demolition the applicant is to engage a suitable qualified structural engineer to provide for approval plans or an engineering certificate to Council outlining the proposed method of retaining or replacing the common wall between 95 and 93 Albury Street. Any cost associated with the retaining or replacing the common wall is to be payable in full by the applicant

**5 Rectification of Encroachment**

A registered surveyor is to be engaged to undertake survey work to rectify any encroachment of the common wall between 95 and 93 Albury Street Holbrook. Any cost associated with the rectification of the encroachment is to be payable in full by the applicant.

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DEVELOPMENT APPLICATION 10.2018.94.1 – COMMERCIAL BUILDING DEMOLITION  
LOT3 DP544627 - 95 ALBURY STREET HOLBROOK [CONT'D]

**6 Heritage Archival Record and Commemorative Placard**

The applicant is to engage a suitable qualified individual or company to undertake a Heritage Archival Record of the building in accordance with the guidelines prepared by the NSW Heritage Office. Suitable information and photographs arising from this process are to be prepared for a site based placard which is to be erected along the Albury Street frontage. The applicant is to liaise with Council regarding the requirements for the commemorative placard.

**7 Run-off and erosion controls**

Run-off and erosion controls must be implemented to prevent soil erosion, water pollution or the discharge of loose sediment on the surrounding land by:

- a) diverting uncontaminated run-off around cleared or disturbed areas, and
- b) erecting a silt fence and providing any other necessary sediment control measures that will prevent debris escaping into drainage systems, waterways or adjoining properties, and
- c) preventing the tracking of sediment by vehicles onto roads, and
- d) stockpiling top soil, excavated materials, construction and landscaping supplies and debris within the lot.

**Part 2 Conditions applying during the works**

**Note.** The *Protection of the Environment Operations Act 1997* and the *Protection of the Environment Operations (Noise Control) Regulation 2008* contain provisions relating to noise.

**8 Hours for demolition**

Demolition may only be carried out between 7.00 am and 5.00 pm on Monday to Saturday and no demolition is to be carried out at any time on a Sunday or a public holiday.

**9 Compliance with plans**

Works must be carried out in accordance with the plans and specifications to which the complying development certificate relates.

**10 Demolition**

Any demolition must be carried out in accordance with AS 2601—2001, *The demolition of structures*.

**11 Maintenance of site**

- 1) All materials and equipment must be stored wholly within the work site unless an approval to store them elsewhere is held.
- 2) Waste materials (including excavation, demolition and construction waste materials) must be managed on the site and then disposed of at a waste management facility.
- 3) Copies of receipts stating the following must be given to the principal certifying authority:
  - a) the place to which waste materials were transported,
  - b) the name of the contractor transporting the materials,
  - c) the quantity of materials transported off-site and recycled or disposed of.

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**DEVELOPMENT APPLICATION 10.2018.94.1 – COMMERCIAL BUILDING DEMOLITION  
LOT3 DP544627 - 95 ALBURY STREET HOLBROOK [CONT'D]**

- 4) Any run-off and erosion control measures required must be maintained within their operating capacity until the completion of the works to prevent debris escaping from the site into drainage systems, waterways, adjoining properties and roads.
- 5) During construction:
  - a) all vehicles entering or leaving the site must have their loads covered, and
  - b) all vehicles, before leaving the site, must be cleaned of dirt, sand and other materials, to avoid tracking these materials onto public roads.
- 6) At the completion of the works, the work site must be left clear of waste and debris.

**DEVELOPMENT APPLICATION 10.2018.94.1 – COMMERCIAL BUILDING DEMOLITION LOT3  
DP544627 - 95 ALBURY STREET HOLBROOK**

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

Councillors Quinn and Schilg requested that their opposition to the resolution be recorded.

**2. DEVELOPMENT APPLICATION 10.2018.128.1 – SHIPPING CONTAINER LOT 5  
SECTION 29 DP9695 – 9 WATTLE STREET CULCAIRN**

**5071 RESOLVED** [Hicks/Quinn]

Pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 consent be granted to development application 10.2018.128.1 for the installation of a shipping container at 9 Wattle Street Culcairn described as Lot 5 Section 29 DP9695 subject to the following conditions:

**RECOMMENDED CONDITIONS:**

- 1. **Use of Shipping Container**  
The shipping container shall not be used for industrial, commercial or human habitation purposes without further consideration by Council.

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DEVELOPMENT APPLICATION 10.2018.128.1 – SHIPPING CONTAINER LOT 5 SECTION  
29 DP9695 – 9 WATTLE STREET CULCAIRN [CONT'D]

**2. Hours of Operation**

All construction works will be restricted to the following hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines:

- a. Mondays to Fridays, 7.00am to 6.00pm
- b. Saturdays, 8.00am to 1.00pm
- c. No work is permitted on Sundays and Public Holidays.

Construction works that are carried out in the open that involve the use of heavy vehicles, heavy machinery and other equipment likely to cause offence to adjoining properties is to be restricted to the above hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines.

In the event that the demolition/construction relates to works inside the building and does not involve external walls or the roof, and do not involve the use of equipment that emits noise then the works are not restricted to the hours stated above. The provisions of the *Protection of the Environment Operations Act, 1997* in regulating offensive noise also apply to all construction works.

**3. Landscaping – Provide and Maintain**

Landscaping is to be carried out and maintained in addition to the existing landscaping. A plan of proposed additional landscaping and fencing is to be submitted to Council for approval. Once the landscaping and fencing is approved by Council then the works approved by the plan are to be completed within sixty (60) days.

REASON: To ensure that adequate landscaping is provided and maintained on the subject land. Section 4.15C(1)(b) of the Environmental Planning and Assessment Act, 1979, as amended.

**4. Compliance with Plans and Conditions**

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

**5. Hold Down of Shipping Container**

The shipping container is to be affixed by means of chaining to 4x400x400 mass concrete anchors recessed into the adjacent ground.

**6. No Materials to be Stored in Front of Landscaping/Fencing**

The area in front of the provided landscaping/fencing adjacent to the street is to be kept clear of all items/materials.

**7. 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.



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DEVELOPMENT APPLICATION 10.2018.128.1 – SHIPPING CONTAINER LOT 5 SECTION  
29 DP9695 – 9 WATTLE STREET CULCAIRN [CONT'D]

**8. Sign During Construction**

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition

**9. Time Period of Consent**

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

**PRESCRIBED CONDITIONS OF CONSENT**

**The following conditions are known as “Prescribed Conditions” and are required by the Environmental Planning and Assessment Regulation 2000 to be imposed as part of any development consent whether or not they are relevant to the development approved under this consent. Please do not hesitate to contact staff in Council’s Development Department who will be happy to advise you as to whether or not the conditions are relevant to your consent.**

10. All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).
11. In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.

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DEVELOPMENT APPLICATION 10.2018.128.1 – SHIPPING CONTAINER LOT 5 SECTION  
29 DP9695 – 9 WATTLE STREET CULCAIRN [CONT'D]

- 12.** Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- in the case of work for which a principal contractor is required to be appointed:
    - (i) the name and licence number of the principal contractor, and
    - (ii) the name of the insurer by which the work is insured under Part 6 of the Act,
  - in the case of work to be done by an owner-builder:
    - (i) the name of the owner-builder, and
    - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- 13.** A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- showing the name, address and telephone number of the principal certifying authority for the work, and
  - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
  - stating that unauthorised entry to the work site is prohibited.

Any such sign is to be maintained while the building work is being carried out and must be removed when the work has been completed.

**NOTE:** This condition does not apply to building work that is carried out inside an existing building that does not affect the external walls of the building.

- 14.** Any development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (i) protect and support the adjoining premises from possible damage from the excavation, and
  - (ii) where necessary, underpin the adjoining premises to prevent any such damage.

**NOTE:** The condition referred to in sub clause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

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DEVELOPMENT APPLICATION 10.2018.128.1 – SHIPPING CONTAINER LOT 5 SECTION 29 DP9695 – 9 WATTLE STREET CULCAIRN [CONT'D]

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

**3. DEVELOPMENT APPLICATION 10.2018.138.1 – SUBDIVISION – REALIGNMENT OF 3 LOTS TO FORM 2 LOTS - LOT 1 DP106942, LOT 1 DP933189, LOT A DP376389 - 161 SCHNEIDERS ROAD WALLA WALLA**

**5072 RESOLVED [Quinn/Stewart]**

That application DA10.2018.138.1 for a subdivision yielding 2 lots at Lot 1 DP106942, Lot 1 DP933189 and Lot A DP376389 Schneiders Road Walla Walla 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 DA10.2018.138.1 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 Riverina Water confirming that they have no objection to the proposed subdivision.
- 3 All easements necessary to ensure the supply of services and access shall be provided.
- 4 No trees shall be removed from this land as a result of the subdivision without the written permission of Council.
- 5 Any works associated with this development shall be undertaken in accordance with Council’s Soil and Water Management Guidelines for Subdivisions.
- 6 All Stormwater drainage shall be to natural drainage lines.
- 7 Written notice shall be given to Council seven (7) days prior to the commencement of any works associated with the subdivision.

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DEVELOPMENT APPLICATION 10.2018.138.1 – SUBDIVISION – REALIGNMENT OF 3 LOTS TO FORM 2 LOTS - LOT 1 DP106942, LOT 1 DP933189, LOT A DP376389 - 161 SCHNEIDERS ROAD WALLA WALLA [CONT'D]

- 8 This consent shall lapse if the development hereby permitted is not physically commenced within five (5) years of the date of consent.
- 9 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 10.2018.138.1 – SUBDIVISION – REALIGNMENT OF 3 LOTS TO FORM 2 LOTS - LOT 1 DP106942, LOT 1 DP933189, LOT A DP376389 - 161 SCHNEIDERS ROAD WALLA WALLA**

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

**4. DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA**

**5073 MOTION [Osborne/O'Neil]**

Pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 consent be granted to development application 10.2018.77 for shed extension, sound barrier and 24 hour operational extension at lot 23 DP 739198 Short Street Walla Walla:

**PLANNING CONDITIONS  
APPROVED PLANS**

- 1 Compliance with Plans and Conditions**  
The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

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DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA [CONT'D]

**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.

**2 Landscaping Plans/Screening of the Hardstand area**

Prior to the issue of a construction certificate, plans for landscaping or screening of the hard stand area surrounding the extension of the shed is to be submitted to Council for approval

**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.

**3 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

**4 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.

**5 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.

**6 Sign During Construction**

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition.

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DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA [CONT'D]

**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.

**8 Landscaping/ screening of hard stand area to be completed**

The provision and maintenance of landscaping and screening is required in accordance with the approved landscaping plan.

**GENERAL CONDITIONS**

The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.

**9 Compliance with Construction Certificate**

All building works approved in this development consent must comply with the terms of the consent the plans, specifications and any other approved documents relevant to the approved Construction Certificate.

**GENERAL CONDITIONS – DEVELOPMENT PLANNING**

**10 Deliveries**

Vehicles servicing the site shall comply with the following requirements:

- a. All vehicular entries and exits shall be made in a forward direction.
- b. All vehicles awaiting loading, unloading or servicing shall be parked on site and not on adjacent or nearby public roads.
- c. All deliveries and dispatch is to be undertaken in accordance with a traffic management plan that is to be submitted to Council for approval. That traffic management plan will depict that all heavy vehicles are to enter the site via Short Street and leave the site via Railway Street.

**11 Advertising Signs**

Most advertising signs or structures require development consent. You should make separate enquiries with Council prior to erecting or displaying any advertising or signage.

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DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA [CONT'D]

**12 Development not to interfere with Amenity of the Area**

The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.

**13 Hard stand Area**

Construction of the hard stand area shall be carried out to provide a graded, drained and dust-free surface. The stormwater drainage system shall incorporate silt and/or trash arrestors.

**14 Storage of Dangerous Goods**

Prior to the storage of any 'dangerous goods' on the premises, the obtaining of a license from WorkCover and submission of a copy of the licence to Council is required.

**15 Compliance with Approved Noise Report**

The development and the building extension is to at all times adhere to the recommended noise controls listed in section 6 of the Ray Walsh Acoustic Noise and Sound Report Ref 1704015E-R2.

**16 No adverse effects due to exterior lighting**

Any exterior lighting is to be either directed or shielded to ensure that nuisance light does not infiltrate into adjoining properties.

**17 Approved Hours of Operation**

The approved 24 hour operating period for five days per week relates to the operation of the laser cutting machine which is to be situated in the extended building that incorporates concrete tilt up panels. The existing approved operating hours are to remain in force for all other operations undertaken on the site.

**5074 AMENDMENT [Quinn/Hicks]**

Pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 consent be granted to development application 10.2018.77 for shed extension, sound barrier and 24 hour operational extension at lot 23 DP 739198 Short Street Walla Walla:

**PLANNING CONDITIONS**

**APPROVED PLANS**

**1 Compliance with Plans and Conditions**

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

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DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA [CONT'D]

**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.

**2 Landscaping Plans/Screening of the Hardstand area**

Prior to the issue of a construction certificate, plans for landscaping or screening of the hard stand area surrounding the extension of the shed is to be submitted to Council for approval

**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.

**3 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

**4 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.

**5 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.

**6 Sign During Construction**

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition.



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DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA [CONT'D]

**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.

**8 Landscaping/ screening of hard stand area to be completed**

The provision and maintenance of landscaping and screening is required in accordance with the approved landscaping plan.

**GENERAL CONDITIONS**

The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.

**9 Compliance with Construction Certificate**

All building works approved in this development consent must comply with the terms of the consent the plans, specifications and any other approved documents relevant to the approved Construction Certificate.

**GENERAL CONDITIONS – DEVELOPMENT PLANNING**

**10 Deliveries**

Vehicles servicing the site shall comply with the following requirements:

- a. All vehicular entries and exits shall be made in a forward direction.
- b. All vehicles awaiting loading, unloading or servicing shall be parked on site and not on adjacent or nearby public roads.
- c. All deliveries and dispatch is to be undertaken in accordance with a traffic management plan that is to be submitted to Council for approval. That traffic management plan will depict that all heavy vehicles are to enter the site via Short Street and leave the site via Railway Street.

**11 Advertising Signs**

Most advertising signs or structures require development consent. You should make separate enquiries with Council prior to erecting or displaying any advertising or signage.

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- 12 Development not to interfere with Amenity of the Area**  
The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
- 13 Hard stand Area**  
Construction of the hard stand area shall be carried out to provide a graded, drained and dust-free surface. The stormwater drainage system shall incorporate silt and/or trash arrestors.
- 14 Storage of Dangerous Goods**  
Prior to the storage of any 'dangerous goods' on the premises, the obtaining of a license from WorkCover and submission of a copy of the licence to Council is required.
- 15 Compliance with Approved Noise Report**  
The development and the building extension is to at all times adhere to the recommended noise controls listed in section 6 of the Ray Walsh Acoustic Noise and Sound Report Ref 1704015E-R2.
- 16 No adverse effects due to exterior lighting**  
Any exterior lighting is to be either directed or shielded to ensure that nuisance light does not infiltrate into adjoining properties
- 17 Approved Hours of Operation**  
The approved 24 hour operating period for five days per week relates to the operation of the laser cutting machine and associated equipment which is to be situated in the extended building that incorporates concrete tilt up panels. The existing approved operating hours are to remain in force for all other operations undertaken on the site

**ON BEING PUT TO THE VOTE THE AMENDMENT WAS LOST.**

**DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND 24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT STREET WALLA WALLA**

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

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**DEVELOPMENT APPLICATION 10.2018.77.1 SHED EXTENSION, SOUND BARRIER WALL AND  
24 HOUR OPERATIONAL EXTENSION – KOTZUR ENGINEERING LOT 23 DP 739198 SHORT  
STREET WALLA WALLA**

**ON BEING PUT TO THE VOTE, THE MOTION WAS CARRIED.**

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

**5. DRAFT GREATER HUME COUNCIL S7.12 FIXED DEVELOPMENT CONSENT  
LEVY DEVELOPMENT CONTRIBUTIONS PLAN 2018**

**5075 RESOLVED** [Hicks/Quinn]

That Council resolves to:

1. Not proceed with the plan in accordance with Clause 31(1)(c) of the EPA Reg 2000.
2. To comply with Clause 31(2) of the EPA Reg 2000, advertise that it has elected to not proceed with the plan.
3. Hold a workshop to determine a work schedule for a S7.12 plan that incorporates words that give effect to the Council resolution concerning S7.12 plans that was resolved at the August 2018 Ordinary meeting.

**DRAFT GREATER HUME COUNCIL S7.12 FIXED DEVELOPMENT CONSENT LEVY  
DEVELOPMENT CONTRIBUTIONS PLAN 2018**

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

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**6. SOUTH JINDERA LOW DENSITY RESIDENTIAL INFRASTRUCTURE CONTRIBUTIONS PLAN**

**5076 RESOLVED** [Hicks/O'Neill]

- 1 In accordance with Clause 31(1)(a) of the EP&A Reg 2000, Council adopt the South Jindera Infrastructure Contributions Plan in the same format that it was advertised.
- 2 In accordance with Clause 31(2) of the EP&A Reg 2000, Council place an advertisement in local newspaper advising of the adoption of the South Jindera Infrastructure Contributions Plan.

**SOUTH JINDERA LOW DENSITY RESIDENTIAL INFRASTRUCTURE CONTRIBUTIONS PLAN**

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

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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## **GOVERNANCE**

### **3. COUNCIL MEETING VENUES AND MEETING TIMES**

#### **5077 MOTION [Hicks/Weston]**

That:

1. Council adopt the following meeting schedule with meetings to commence at commence at 6pm.

<b>DATE</b>	<b>LOCATION</b>
Wednesday, 17 October 2018	Holbrook
Wednesday, 21 November 2018	Walla Walla
Wednesday, 19 December 2018	Culcairn
Wednesday, 20 February 2019	Holbrook
Wednesday, 20 March 2019	Carabost
Wednesday, 17 April 2019	Culcairn
Wednesday, 15 May 2019	Holbrook
Wednesday, 19 June 2019	Culcairn
Wednesday, 17 July 2019	Holbrook
Wednesday 21 August 2019	Culcairn
Wednesday, 25 September 2019	Holbrook

2. a public forum immediately precedes each meeting.

#### **AMENDMENT [Cr Osborne/O'Neill]**

1. Council adopt the following meeting schedule with meetings to commence at Holbrook and Culcairn at 5.30pm and other locations at 6pm.

<b>DATE</b>	<b>LOCATION</b>
Wednesday, 17 October 2018	Holbrook
Wednesday, 21 November 2018	Walla Walla
Wednesday, 19 December 2018	Culcairn
Wednesday, 20 February 2019	Holbrook
Wednesday, 20 March 2019	Carabost
Wednesday, 17 April 2019	Culcairn
Wednesday, 15 May 2019	Holbrook
Wednesday, 19 June 2019	Culcairn
Wednesday, 17 July 2019	Holbrook
Wednesday 21 August 2019	Culcairn
Wednesday, 25 September 2019	Holbrook

2. a public forum immediately precedes each meeting.

**ON BEING PUT TO THE VOTE THE AMENDMENT WAS LOST. ON BEING PUT TO THE VOTE , THE MOTION WAS CARRIED.**

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**4. APPOINTMENT OF DELEGATES**

**5078 RESOLVED** [Schilg/ Stewart]

That standing orders be suspended at 7.57pm.

**5079 RESOLVED** [Hicks/Weston]

That standing orders resume at 8.05pm.

**5080 RESOLVED** [Hicks/Schilg]

That Council determine its delegates to the respective organisations listed in the table below.

<b>ORGANISATION/COMMITTEE</b>	<b>Delegate(s) 2018/2019</b>
Alliance of Councils and Shires of Upper Murray (ACSUM) Working Party – Albury City, Greater Hume, Indigo, Towong Shires and Wodonga City	Mayor and Deputy Mayor
Australia Day Committee	Recommend a Councillor from each Ward Cr O'Neill Cr Schilg Cr Quinn Cr Wilton ex officio
General Manager's Performance Review Committee	Mayor, Deputy Mayor, Cr Schilg
Grants Committee	Cr Osborne Cr Weston Cr Quinn
Holbrook Submarine Museum Committee	Cr Wilton (alternate Cr Quinn)
Audit Risk and Improvement Committee	Cr Osborne Cr Quinn Cr Wilton (ex officio)
Joint Regional Planning Panel (Greater Hume Shire representatives)	Cr Osborne & (a recommendation for the appointment of an external representative will be subject of a further report)
Lake Hume Land On-Water Management Plan Community Reference Committee	Cr Quinn (alternate Cr Weston)
Local Emergency Management Committee	Director Engineering (alternate Cr Osborne), with Manager Traffic & Infrastructure as observer.
Local Traffic Committee	Director Engineering (Cr Meyer as an observer) all councillors are to be advised when meetings are held.
Murray Arts Advisory Committee	Cr Schilg
Murray Darling Association	Crs Quinn and Weston
Riverina Eastern Regional Organisation of Councils	Mayor and General Manager
Riverina Regional Library	Cr Osborne Director Corporate & Community Services

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**APPOINTMENT OF DELEGATES [CONT'D]**

<b>ORGANISATION/COMMITTEE</b>	<b>2018/2019 Delegate(s)</b>
Riverina Joint Organisation	Mayor (alternate Deputy Mayor) Observer General Manager
Riverina Water County Council Appointed for a 4 year term	Cr Meyer Cr Quinn
Rural Fire Service Bushfire Management Committee	Cr Osborne (alternate Cr Meyer)
Softwoods Working Group	Cr Wilton (alternate Cr Weston)
Squirrel Glider Local Area Management Plan Project Committee	Cr Schilg

**5. DELEGATIONS OF AUTHORITY**

**5081 RESOLVED [Hicks/O'Neill]**

That Council approve delegations to the Mayor and General Manager, pursuant to section 377 of the Local Government Act, the functions listed in the respective instruments of delegation attached as **ANNEXURE 7**.

**6. LAND AVAILABILITY AND RESIDENTIAL LAND DEVELOPMENT OPPORTUNITIES AND CONSTRAINTS**

**5082 RESOLVED [Hicks/Quinn]**

That Council approve the following actions to inform development opportunities across the Shire:

**Henty**

1. Develop costings for the 3 Lot subdivision on Rosler Parade.
2. Investigate options for the development of all or part of the Yankee Crossing land prior to a further report to Council.

**Culcairn**

1. Undertake discussions with relevant landholders with the view of submitting a further report to Council for consideration.

**Walla Walla**

1. Complete the seven (7) Lot subdivision and submit a report to Council on marketing options.

**Jindera**

1. Seek development approval based on the preliminary subdivision layout for remaining land on Hawthorn Road.
2. Following development approval advertise expressions of interest for the sale of the englobo parcel of land on Hawthorn Road.

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## **CORPORATE AND COMMUNITY SERVICES**

**1. 2017/2018 DRAFT GENERAL PURPOSE AND SPECIAL PURPOSE FINANCIAL STATEMENTS – CERTIFICATE BY COUNCIL**

**5083 RESOLVED** [Hicks/Weston]

### **RECOMMENDATION**

That on the basis of the assurances provided by the General Manager:

1. The Annual Financial Statements for the year ended 30 June 2018 be adopted.
2. The Mayor, Deputy Mayor, General Manager and the Chief Financial Officer be authorised to sign the Statement by Councillors and Management for the 2017/2018 General Purpose and Special Purpose Financial Statements.
3. The Annual Financial Statements for the year ended 30 June 2018 be referred to the Council's Auditor for audit.
4. Council hereby delegate to the General Manager authority, upon receipt of the Auditor's report of the Council, to:
  - a. Forward a copy of the Financial Statements to the Officer of Local Government and Australian Bureau of Statistics.
  - b. Arrange for public notice, in the required format, of the Council Meeting at which the Financial Statements will be presented to the public.
  - c. Arrange for Council's audited Financial Statements and a copy of the Auditor's Reports to be made available for public inspection.
  - d. List the presentation of audited Financial Statements and Auditor's Reports on the Agenda for the October 2018 Council Meeting.

**2. REQUEST TO AMEND WATER CHARGES**

**5084 RESOLVED** [Quinn/Osborne]

That:

1. Council not accede to the request to waive water charges;
2. Council staff negotiate a payment plan over an extended period of time and that no interest charges be applied.



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**3. NSW RURAL FIRE SERVICES – WANTAGONG BUSH FIRE SHED – ACQUISITION**

**5085 RESOLVED** [Hicks/Quinn]

That:

1. That funding for the acquisition of the land and construction of Wantagong Bush Fire Shed be provided from the NSW Rural Fire Fighting Fund allocation for 2017/2018 and 2018/2019.
2. That the Mayor and General Manager be authorised to sign the Deed of Agreement, Memorandum of Transfer and all associated documents for the acquisition of part of Lot 1 DP 129868, Holbrook under the Common Seal of Council.
3. That upon finalisation of acquisition the land be classified as Operational Land in accordance with the Local Government Act 1993.

**4. REQUEST FOR FINANCIAL ASSISTANCE – BURRUMBUTTOCK TENNIS CLUB**

AT THIS JUNCTURE, COUNCILLOR KIM STEWART MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 8.16PM 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 STEWART IS EMPLOYED BY THE STATE GOVERNMENT WHICH IS THE PROVIDER OF GRANT FUNDING FOR THIS PROJECT.

**5086 RESOLVED** [Osborne/Hicks]

That Council provide a loan of \$32,000 over a term of ten (10) years to Burrumbuttock Tennis Club in accordance with Council's Loans to Community Groups Policy subject to the club being successful in obtaining external grant funding sufficient to complete the project.

Cr Stewart returned to the meeting room at 8.17pm.

**5. POLICY DEVELOPMENTS**

**5087 RESOLVED** [Osborne/O'Neil]

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

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**6. INVESTING OF COUNCIL FUNDS**

**5088 RESOLVED** [Osborne/Stewart]

That:

1. Council write to the NSW Treasury Corporation and the Office of Local Government strongly condemning the introduction of investment policy financial covenants and seeking meaningful consultation with the local government sector in relation to the review of the current OLG investment order.
2. Council endorse the actions of the Mayor and General Manager in submitting a motion to the Local Government NSW conference on the matter.

**7. CHRISTMAS / NEW YEAR OFFICE CLOSURE PERIOD**

**5089 RESOLVED** [Hicks/Osborne]

That the 2018/2019 Christmas/New Year office closure period commence Monday 24 December 2018 and offices reopen Wednesday 2 January 2019.

## **ENGINEERING**

*Item 1 dealt with earlier in the meeting.*

**2. PROVISION OF FOOTPATH, URANA ROAD, BURRUMBUTOCK**

**5090 RESOLVED** [Hicks/Schilg]

1. That Council adopt the scheme as detailed and arrange for construction to proceed.
2. That the landowners be notified of the intention to proceed with the scheme as previously advised.

**3. TENDER TL 03 – 2018/19 PROVISION OF ASPHALT OVERLAY – SLADEN STREET, HENTY.**

**5091 RESOLVED** [Hicks/Meyer]

1. That the tender submitted by Country Wide Asphalt of \$163,300.00 (excl. GST) be accepted.
2. That savings within Councils 2017/2018 Bitumen Reseal Program fund the additional scope of works.
3. That the unsuccessful tenderers be notified.
4. That the General Manager and the Mayor be authorised to sign the Contract with Country Wide Asphalt.

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**4. TL 02 – 2018/19 PROVISION OF ELECTRICAL RETICULATION, JACOB WENKE  
SUBDIVISION, WALLA WALLA.**

**5092 RESOLVED** [Hicks/Quinn]

That:

1. the tender submitted by JRC Pty/Ltd of \$193,999.00 (excl. GST and Essential Energy fees) be accepted.
2. the unsuccessful tenderers be notified.
3. the General Manager and the Mayor be authorised to sign the Contract with JRC Pty/Ltd.
4. Council staff continue discussions with Essential Energy for a financial contribution towards works for the project.

**ITEM TO BE REFERRED TO CLOSED COUNCIL**

**1. ESTABLISHMENT OF A HEALTH RELATED SERVICE IN HOLBROOK**

**5093 RESOLVED** [Meyer/Stewart]

That consideration of negotiations with a Health Service Provider to operate from a facility to be provided by Council is of a confidential nature and therefore it is recommended that the matter be referred to Closed Council in accordance with:

1. section 10A(2)(c) 'information that would if disclosed confer an advantage on a person whom Council is conducting (or proposes to conduct) business and
2. section 10A(2)(d) commercial information of a confidential nature that would, if disclosed,
  - i. prejudice the position of the person who supplied it.

**Reason**

On balance the public interest in preserving the confidentiality of Council's provision of a suitable premise along with the commercial lease that the Health Service Provider would enter into outweighs the public interest in maintaining openness and transparency in Council decision making at this time. If Council successfully concludes negotiations details will be available to the public at that time.

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**2. TENDER 04 - 2018/2019 WALLA WALLA EARLY CHILDHOOD HUB**

**5094 RESOLVED** [Meyer/Schilg]

That the matter of tenders for the Walla Walla Early Childhood Hub be referred to Closed Council in accordance with:

1. section 10A(2)(c) 'information that would if disclosed confer an advantage on a person whom Council is conducting (or proposes to conduct) business and
2. section 10A(2)(d) commercial information of a confidential nature that would, if disclosed
  - i. prejudice the position of the person who supplied it.

**Reason**

On balance, the public interest in preserving the confidentiality of the prices submitted by tenderers outweighs the public interest in maintaining openness and transparency in Council decision making at this time. Council may be undertaking further negotiations with some or all of the tenderers prior to a further report to council at the October Council meeting.

## **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. GREATER HUME CHILDREN SERVICES - REPORT FOR JUNE 2018
2. CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS
3. STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 30 JUNE 2018
4. HUMAN RESOURCES REPORT FOR JUNE 2018

### **ENGINEERING**

1. AUGUST 2018 REPORT OF WORKS
2. WATER & SEWER REPORT – JUNE 2018

### **ENVIRONMENT AND PLANNING**

1. DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF AUGUST 2018
2. SENIOR WEEDS OFFICER'S REPORT – AUGUST 2018
3. RANGERS REPORT – AUGUST 2018

**5095 RESOLVED** [Hicks/O'Neill]

That Part B of the Agenda be received and noted.

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## **PART C – COMMITTEE AND DELEGATE REPORTS**

### **5096 RESOLVED [Hicks/O'Neill]**

That Part C of the Agenda be received and noted.

## **MATTERS OF URGENCY**

Nil.

## **CLOSING THE MEETING**

At this juncture there were no members in the public gallery present.

### **5097 RESOLVED [8.24pm] [O'Neill/Hicks]**

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

## **COMMITTEE OF WHOLE SECTION**

### **5098 RESOLVED [8.25pm] [Stewart/Schilg]**

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:

1. **ESTABLISHMENT OF A HEALTH RELATED SERVICE IN HOLBROOK**
2. **TENDER 04 - 2018/2019 WALLA WALLA EARLY CHILDHOOD HUB**

## **CONFIDENTIAL - CLOSED COUNCIL (COMMITTEE OF THE WHOLE)**

1. **ESTABLISHMENT OF A HEALTH RELATED SERVICE IN HOLBROOK**

### **RECOMMENDATION [Hicks/Stewart]**

That:

1. That Council enter into a Memorandum of Understanding with the proprietors of the proposed health service on the basis of a rental/lease of \$350 per week.
2. Council finalise the design plan for the health service premise and
3. Proceed to calling tenders for the construction/provision of a suitable premise

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**2. TENDER 04 - 2018/2019 WALLA WALLA EARLY CHILDHOOD HUB**

AT THIS JUNCTURE, COUNCILLOR KIM STEWART MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 8.28 PM 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 STEWART IS EMPLOYED BY THE STATE GOVERNMENT WHICH IS THE PROVIDER OF GRANT FUNDING FOR THIS PROJECT.

**RECOMMENDATION** [Osborne/O'Neill]

That Council:

1. Decline all tenders for the construction of the Walla Walla Early Childhood Centre in accordance with clause 178 (1) (b) of the Local Government (General) Regulation 2005.
2. In accordance with 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. The reason for entering 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, is to ensure that Council is receiving 'best value' for this project.
3. A further report on the outcome of the negotiations referred to in (2) above be submitted to the October meeting.

Cr Stewart returned to the meeting room at 8.37pm.

## **ORDINARY MEETING RECONVENED**

**5099 RESOLVED** [8.38PM] [Quinn/Meyer]

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

## **COMMITTEE REPORT**

The Mayor reported that the Committee of the Whole makes the following recommendations.

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN  
ON WEDNESDAY, 26 SEPTEMBER 2018**

**RECOMMENDATIONS OF CLOSED COUNCIL (COMMITTEE OF THE WHOLE)**

**5100 RESOLVED** [Quinn/Hicks]

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

There being no further business, the meeting concluded at 8.39pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 17 October 2018 at which time the signature hereon was subscribed.

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Cr Heather Wilton,  
Mayor - Greater Hume Council