

**MINUTES OF ORDINARY MEETING OF GREATER HUME COUNCIL
HELD AT COMMUNITY MEETING ROOM, LIBRARY COMPLEX,
LIBRARY LANE, HOLBROOK
ON WEDNESDAY, 15 SEPTEMBER 2021**

The meeting opened at 6.00pm

IN ATTENDANCE

Councillor Wilton (Chairperson), Hicks, Meyer, Quinn, O'Neill, Parker, Schilg and Weston. General Manager, Director Corporate and Community Services, Director Engineering, Director Environment and Planning, Chief Financial Officer and Executive Assistant

Cr Parker read a prayer to commence the meeting.

ACKNOWLEDGEMENT OF COUNTRY

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

APOLOGY

Nil

CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 18 AUGUST 2021

5987 RESOLVED [Hicks / Quinn]

That the Minutes of the Ordinary Meeting of Greater Hume Council held at Holbrook on Wednesday 18 August 2021 as printed and circulated to be confirmed as a true and correct record of the proceedings of such meeting.

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

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ACTION REPORT FROM THE MINUTES

1. WALBUNDRIE COMFORT STOP
Cr Schilg thanked the Director Engineering and staff associated with the works.
2. HENTY CEMETERY
Cr Meyer thanked the Director Environment & Planning and staff associated with the minor works to tidy the cemetery.

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

Cr Wilton gave notice of her intention to declare a non-pecuniary interest in OFFICERS' REPORTS – PART A – FOR DETERMINATION - ITEMS TO BE REFERRED TO CLOSED COUNCIL – ITEM 2. CONSIDERATION OF REDUCTION OF LEASE FEES

MAYORAL MINUTE

1. GENERAL MANAGER PERFORMANCE REVIEW

Refer to ITEMS TO BE REFERRED TO CLOSED COUNCIL – Item 1: GENERAL MANAGER PERFORMANCE REVIEW

2. INFRASTRUCTURE CONTRIBUTIONS BILL

5988 RESOLVED [Meyer / Quinn]

That:

1. Greater Hume Council calls on the NSW Government to withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 (the Bill) from NSW Parliament.
2. Greater Hume Council call on the NSW Government to undertake further consultation with the local government sector on any proposed reforms to the infrastructure contributions system.
3. Seek a meeting with the Member for Albury Justin Clancy MP to raise Council's grave concerns with the likely impact of the Bill on Council, our communities and ratepayers.
4. The correspondence on matter be forwarded to all members of both houses of State Parliament.

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Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton			

Cr Wilton suggested that OFFICERS' REPORTS – PART A – FOR DETERMINATION – GOVERNANCE 1. DEPUTY MAYORAL ELECTION be brought forward on the agenda for consideration.

5989 RESOLVED [Parker / Hicks]

That OFFICERS' REPORTS – PART A – FOR DETERMINATION – GOVERNANCE 1. DEPUTY MAYORAL ELECTION be brought forward for consideration.

OFFICERS' REPORTS – PART A - FOR DETERMINATION

GOVERNANCE

1. DEPUTY MAYORAL ELECTION

5990 RESOLVED [Hicks / Schilg]

That:

1. Council elects the Deputy Mayor for the period 15 September 2021 to 3 December 2021.

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

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The Returning Officer advised that nominations were received from Cr Meyer and Cr Hicks. The Returning Officer called for further nominations from the floor. No additional nominations were received at this time.

5991 RESOLVED [Hicks / Schilg]

That the Deputy Mayoral Election be conducted by open ballot.

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

On the casting vote of the Mayor the motion was carried.

At this juncture the Returning Officer conducted the election by open ballot. Following the ballot the Returning Officer declared Cr Doug Meyer OAM duly elected as Deputy Mayor for the period 15 September to 3 December 2021.

5992 RESOLVED [Quinn / Weston]

That Council resume the standing orders.

ENVIRONMENT AND PLANNING

**1. AMENDMENT TO GREATER HUME LOCAL ENVIRONMENTAL PLAN 2012 -
ZONING & MINIMUM LOT SIZE CHANGES FOR 151-159 PIONEER DRIVE
JINDERA AND 1037 URANA ROAD JINDERA**

5993 RESOLVED [O'Neill / Parker]

That:

- In accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979 Council resolve to submit to the Department of Planning, Infrastructure & Environment the planning proposals for changes to the zoning and minimum lot size to facilitate the expansion of the South Jindera Low Density Residential Area to include Lot 100 DP1267384 and Lot 2 DP240938 and seek a conditional Gateway Determination.
- The conditions sought by Council on the Gateway Determination will be that prior to exhibition of the planning proposals the South Jindera Low Density Residential Precinct DCP and South Jindera Low Density Residential Infrastructure Contributions Plan will be updated to include Lot 100 DP1267384 and Lot 2 DP240938 ensuring adequate access provisions for Lot 2 DP240938 and availability of services.

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3. Council resolve to exhibit the planning proposal in accordance with the Gateway Determination.

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

2. RE-EXHIBITION OF THE DRAFT JINDERA RESIDENTIAL LAND USE STRATEGY

5994 RESOLVED [O'Neill / Meyer]

In accordance with the Greater Hume Community Participation Plan Council re-exhibit the plan for a minimum period of 28 days the updated Jindera Residential Land Use Strategy.

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

GOVERNANCE

2. COUNCIL MEETING VENUES AND MEETING TIMES

5995 RESOLVED [Hicks / Schilg]

That:

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

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DATE	LOCATION
Wednesday 15 September	Holbrook
Wednesday 13 October	Holbrook
Wednesday 10 November	Holbrook
Wednesday 1 December	Holbrook
Week commencing 10 January 2022	Holbrook

2. a public forum immediately precedes each meeting in the following format until COVID restrictions allow public galleries at Council meetings:

Should residents have an issue they wish to bring before Council, they can provide a written statement which will be distributed to councillors and read out prior to the commencement of the meeting. Any written statement should be provided to Council by 5pm on the day preceding the meeting.

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Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton			

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3. APPOINTMENT OF DELEGATES

5996 RECOMMENDATION [Meyer / Quinn]

That Council reaffirm its delegates as detailed in the Table below:

ORGANISATION/COMMITTEE	Delegate(s) 2020/2021
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. Recommend no appointment be made as the Working Party has not met for several years.
Australia Day Committee	Cr O'Neill Cr Schilg Cr Quinn Cr Wilton ex officio
General Manager's Performance Review Committee	Mayor, Deputy Mayor and Cr O'Neill
Grants Committee	Cr Quinn Cr Weston Cr O'Neill
Holbrook Submarine Museum Committee	Cr Wilton (alternate Cr Quinn)
Audit Risk and Improvement Committee	Cr Meyer Cr Parker Cr Wilton (ex officio)
Southern Regional Planning Panel (Greater Hume Shire representatives)	Council representative: Cr O'Neill External Council representative: Peter O'Dwyer
Local Emergency Management Committee	Director Engineering (alternate Cr Quinn), with Manager Traffic & Infrastructure as observer.
Local Traffic Committee	Director Engineering (Cr Weston as an observer) all councillors are to be advised when meetings are held
Murray Arts Advisory Committee	Cr O'Neill
Marketing and Promotions Committee	Cr O'Neill Cr Parker Cr Schilg Cr Weston

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APPOINTMENT OF DELEGATES [CONT'D]

ORGANISATION/COMMITTEE	Delegate(s) 2020/2021
Riverina Eastern Regional Organisation of Councils	Mayor and General Manager
Riverina Regional Library	Cr Schilg Director Corporate & Community Services
Riverina Joint Organisation	Mayor (alternate Deputy Mayor) Observer General Manager
Riverina Water County Council <i>Appointed for a 5 year term</i>	Cr Meyer Cr Quinn
Rural Fire Service Bushfire Management Committee	Cr Quinn (alternate Cr Meyer)
Softwoods Working Group	Cr Wilton (alternate Cr Weston)
Squirrel Glider Local Area Management Plan Project Committee	Cr Schilg (alternate Cr Parker)

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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4. DELEGATIONS OF AUTHORITY

5997 RESOLVED [Quinn / Meyer]

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 4**.

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

5. LOCAL GOVERNMENT NSW ANNUAL CONFERENCE MONDAY 29 NOVEMBER 2021

5998 RESOLVED [Meyer / Quinn]

That the Mayor and Deputy Mayor be nominated as Council voting delegates and the Local Government NSW Annual Conference and Board Elections.

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

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6. LOCAL GOVERNMENT ELECTIONS – CONSTITUTIONAL REFERENDUM

MOVED [Hicks / Parker]

That Council advise the NSW Electoral Commission that in the event of one or more Wards being uncontested at 2021 Local Government Elections that the Constitutional Referendum on whether the Council should continue to be divided into Wards be withdrawn.

5999 AMENDMENT [Quinn / Parker]

That a further report on the matter be presented to the October meeting

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

On being put to the vote the amendment was carried and became the substantive motion.

7. GENERAL MANAGER'S PERFORMANCE AGREEMENT 2021 / 2022

6000 RESOLVED [Hicks / Quinn]

That the General Manager's 2021/2022 Performance Agreement as circulated be adopted.

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

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8. SERVICE NSW FOR BUSINESS

6001 RESOLVED [Parker / Schilg]

That:

1. Council delegates authority to the General Manager to enter into the Partnership Agreement with Service NSW; and
2. any necessary documents be authorised for execution under the Common Seal of Council.

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

CORPORATE AND COMMUNITY SERVICES

1. 2020/2021 DRAFT GENERAL PURPOSE AND SPECIAL PURPOSE FINANCIAL STATEMENTS – CERTIFICATE BY COUNCIL

6002 RESOLVED [Meyer / Parker]

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

1. The Annual Financial Statements for the year ended 30 June 2021 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 2020/2021 General Purpose and Special Purpose Financial Statements.
3. The Annual Financial Statements for the year ended 30 June 2021 be referred to the Council's External 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 Office 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 2021 Council Meeting.

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Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton			

2. GREATER HUME ENERGY SAVING ACTION PLAN

6003 RESOLVED [Quinn / Hicks]

That the Greater Hume Council Energy Savings Action Plan be adopted.

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

3. DISABILITY INCLUSION ACTION PLAN (DIAP) 2021 – 2025 DRAFT

6004 RESOLVED [Schilg / Quinn]

That the operation of the Greater Hume Disability Inclusion Action Plan 2017/2021 be extended to 30 June 2022.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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ENGINEERING

1. CULCAIRN RAIL FOOTBRIDGE RELOCATION

6005 RESOLVED [Meyer / Schilg]

That Council:

1. Accept the offer from Inland Rail to relocate the top span of the bridge to Eric Thomas Park as part of the project
2. Proactively investigate options for funding the \$50k required to undertake the refurbishment of the structure via a grant program prior to its relocation.

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

ITEMS TO BE REFERRED TO CLOSED COUNCIL

1. GENERAL MANAGER'S PERFORMANCE REVIEW

6006 RESOLVED [Parker / Quinn]

That the matters of the General Manager's Performance Review and Contract of Employment are confidential in nature and that the matters be referred to Closed Council (Committee Of The Whole) for discussion, in accordance with the relevant section of the Local Government Act 1993 section 10a (2)(a) personnel matters concerning particular individuals (other than councillors).

REASON

That the ability of councillors to discuss the performance of the General Manager in a full and frank manner outweighs the need for the report to be discussed in Open Council.

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Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton			

2. CONSIDERATION OF REDUCTION OF LEASE FEES

6007 RESOLVED [Parker / Quinn]

That the matter of rate relief for the lessee of a Council owned property impacted by the NSW lockdown and border closure be referred to Closed Council in accordance with section 10A (2) (b) the personal hardship of any resident or ratepayer.

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

OFFICERS' REPORTS – PART B – TO BE RECEIVED AND NOTED

GOVERNANCE

1. HOLBROOK SPORTING COMPLEX – CONSTRUCTION UPDATE ON THE MULTI PURPOSE FUNCTION ROOM AND CATERING FACILITIES

6008 RESOLVED [Parker / Schilg]

That the report be received and noted.

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Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton			

2. HENTY SPORTSGROUND FUNCTION ROOM – EXTENSIONS & REFURBISHMENT

6009 RESOLVED [Parker / Schilg]

That the report be received and noted.

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

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CORPORATE AND COMMUNITY SERVICES

1. COMBINED INVESTMENT ACCOUNT – MONTH ENDED 31 AUGUST 2021

6010 RESOLVED [Parker / Schilg]

That Council receives and notes the Investment Balances Report for the month of August 2021.

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

ENGINEERING

1. HENTY RAIL CROSSING PROJECT UPDATE

6011 RESOLVED [Parker / Schilg]

That the report be received and noted.

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

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PART C - ITEMS FOR INFORMATION

GOVERNANCE

1. **WORKSHOP/BRIEFING SESSION SCHEDULE 2020/2021**
2. **OFFICE OF LOCAL GOVERNMENT CIRCULARS**
3. **LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS**
4. **TOURISM AND PROMOTIONS OFFICER’S REPORT**

CORPORATE AND COMMUNITY SERVICES

1. **GREATER HUME CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS**
2. **STATEMENTS OF BANK BALANCES AS AT 31 AUGUST 2021**
3. **GREATER HUME LIBRARY SERVICES**
4. **PEOPLE & CULTURE REPORT FOR AUGUST 2021**
5. **YOUTH SERVICES**
6. **GREATER HUME CHILDREN SERVICES – AUGUST 2021**

ENGINEERING

1. **SEPTEMBER 2021 REPORT OF WORKS**
2. **WATER & SEWER REPORT – AUGUST 2021**

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ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF AUGUST 2021**
2. **RANGER'S REPORT – AUGUST 2021**
3. **SENIOR WEEDS OFFICER'S REPORT – AUGUST 2021**

6012 RESOLVED [Quinn / Hicks]

That Part C of the Agenda be received and noted.

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

PART D

6013 RESOLVED [Hicks / Quinn]

That Part D of the Agenda be received and noted.

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

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MATTERS OF URGENCY

Nil.

CLOSING THE MEETING

At this juncture the live stream of the meeting was paused so that the confidential section of the meeting was held in camera at 7:10pm.

6014 RESOLVED [Quinn / Hicks]

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. CONSIDERATION OF REDUCTION OF LEASE FEES

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

2. GENERAL MANAGER'S PERFORMANCE REVIEW

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

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CONFIDENTIAL – CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

ITEM FOR DETERMINATION

AT THIS JUNCTURE, COUNCILLOR HEATHER WILTON MADE A DECLARATION OF NON PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 7:11PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN VOTING ON THE MATTER.

1. CONSIDERATION OF REDUCTION OF LEASE FEES

RECOMMENDATION [Quinn / Hicks]

1. That Council provide 50% rent relief to Wazlen Pty Ltd (Submarine Café at Holbrook) for the period commencing on 23 July and concluding when the State lockdown is removed and cross-border daily life has resumed.
2. Any further requests for assistance from Wazlen Pty Ltd be referred to Council for consideration.

VOTING ON THE RECOMMENDATION

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

At 7:16PM Cr Wilton returned to the meeting room.

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2. GENERAL MANAGER'S PERFORMANCE REVIEW

RECOMMENDATION [Meyer / O'Neill]

The Committee recommends:

1. That the Performance Review of the General Manager be accepted.
2. That the remuneration for the General Manager remain at \$232,455.42, and be increased by the SOORT determination (if any) backdated to 01 July 2021.

VOTING ON THE RECOMMENDATION

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

ORDINARY MEETING RECONVENED

6015 RESOLVED [Quinn / Hicks]

That the Ordinary meeting be reconvened at 7:43pm for the purpose of determining the report of the matter dealt with in Committee.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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RECOMMENDATION OF CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

6016 RESOLVED [Quinn / Hicks]

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

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

There being no further business, the meeting concluded at 7:45pm

THESE MINUTES WERE CONFIRMED at the Council meeting held on 13 October 2021 at which time the signature hereon was subscribed.

Cr Heather Wilton
Mayor, Greater Hume Council