

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL
HELD AT COUNCIL CHAMBERS, 40 BALFOUR ST CULCAIRN
ON TUESDAY, 11 JANUARY 2022**

IN ATTENDANCE

Councillor Forrest, Hicks, Lindner, Meyer, O'Neill, Parker, Quinn, Schilg, and Wilton.
General Manager, Director Corporate and Community Services, Director Engineering, Director Environment and Planning, and Executive Assistant

The General Manager opened the meeting at 6.10pm to confirm that all Councillors had undertaken the Oath or Affirmation of Office and conduct the Mayoral and Deputy Mayoral elections.

INTRODUCTION OF OATH OR AFFIRMATION BY COUNCILLORS

1. INTRODUCTION OF OATH OR AFFIRMATION OF OFFICE BY COUNCILLORS

6091 RESOLVED [Wilton / Parker]

That the report be received and noted and that the minutes record that following councillors have taken oath Crs Forrest, Lindner, Meyer, O'Neill, Quinn, Schilg and Wilton and the following councillors Crs Hicks and Parker have taken the affirmation before Ken Scheuner, Justice of the Peace.

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

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MAYORAL ELECTION

1. MAYORAL ELECTION

6092 RESOLVED [Wilton / Hicks]

That:

1. Council determine, by resolution, the method by which the election of the mayor is to be conducted is by open voting (show of hands).
2. Council elect a mayor for the period January 2022 to September 2023.

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

The Returning Officer advised that nominations were received from Crs Quinn and Wilton. The Returning Officer called for further nominations from the floor. No additional nominations were received at this time.

At this juncture the Returning Officer conducted the election by show of hands. Following the ballot the Returning Officer declared Cr Quinn duly elected as Mayor for the period January 2022 to September 2023.

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2. DEPUTY MAYORAL ELECTION

6093 RESOLVED [Hicks / Parker]

That:

1. Council determine, by resolution, the method by which the election of the deputy mayor is to be conducted by open voting (show of hands).
2. Council elect a deputy mayor for the period January 2022 to September 2023.
- 3.

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

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

At this juncture the Returning Officer conducted the election by show of hands. Following the ballot the Returning Officer declared Cr Schilg duly elected as Deputy Mayor for the period January 2022 to September 2023.

At this juncture, Cr Tony Quinn, Mayor assumed the role of Chairperson for the remainder of the meeting.

PRAYER

Cr O'Neill 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

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CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 1 DECEMBER 2021

6094 RESOLVED [Parker / Meyer]

That the Minutes of the Ordinary Meeting of Greater Hume Council held at Holbrook on Wednesday 1 December 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
Forrest Hicks Lindner Meyer O'Neill Parker Quinn Schilg Wilton			

ACTION REPORT FROM THE MINUTES

1. SUPPORT FOR COUNCIL TO ASSIST RELEVANT AUTHORITIES IN TOWNS AND VILLAGES AS A PRECAUTION OF SUMMER WEATHER AND FIRE HAZARDS – MINUTE NUMBER 6019
Cr Schilg queried the ongoing appointment of the Indigenous consultant to review fire hazards across the shire. The Director of Engineering confirmed re-appointment is planned to assist in the management of indigenous burnings over the next 12 months.
2. PROPOSED CONTRIBUTION TO SEWER PUMPING STATION – YANKEE CROSSING ROAD, HENTY – MINUTE NUMBER 6049
Cr Schilg queried the status of the project. It was noted that contracts have not been exchanged with the developer.
3. BURRUMBUTTOCK RECREATION RESERVE – PROPOSED MULTI PURPOSE COMMUNITY CENTRE – MINUTE NUMBER 6026
Cr O'Neill requested an update from Cr Lindner. Cr Lindner advised the committee are awaiting grant application outcomes and will provide further updates to Council as they become available.

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

Cr Ian Forrest gave notice of his intention to declare a non-pecuniary interest in OFFICERS' REPORTS – PART A – FOR DETERMINATION – ENGINEERING – ITEM 1. TENDER TL04 – 2021/22 BROWNRIGG STREET DRAINAGE (STAGE 1) and ITEM 2. TENDER TL 06 – 2021/22 GEROGERY DRAINAGE PROJECT (STAGE 2)

MAYORAL MINUTE

Nil

NOTICE OF MOTIONS

Nil

OFFICERS' REPORTS – PART A - FOR DETERMINATION

ENVIRONMENT AND PLANNING

1. REPLACEMENT JINDERERA 25 METRE SWIMMING POOL UTILISING FUNDS FROM THE LOCAL ROAD AND COMMUNITY GRANTS

6095 RESOLVED [Wilton / O'Neill]

1. Council receive and note the report.
2. Council authorise preparation of tender documents for the replacement of the 25 metre swimming pool and undertake filtration works at the Jindera Swimming Pool Complex.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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GOVERNANCE

1. PROPOSED EXTRAORDINARY MEETING – 2 FEBRUARY 2022

6096 RESOLVED [Meyer / Parker]

That Council hold an extraordinary meeting on Wednesday 2 February 2022 commencing at 6pm for consideration of the following issues:

1. DA – 10.2021.72.1 – New Service Station at Henty
2. DA – 10.2019.151.2 – Alterations and addition to commercial building at Holbrook
3. Consideration of employment of a Planning Officer
4. Allocation of the remaining Local Roads and Community Infrastructure Program Funds
5. Proposed sale of land corner Pioneer Drive / Jindera Street, Jindera

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2. COUNCIL MEETING VENUES AND MEETING TIMES

6097 RESOLVED [Hicks / Schilg]

That:

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

Month	Proposed meeting date	Venue
January	Tuesday 11	Council Chambers, Culcairn
February (Extraordinary meeting)	Wednesday 2	Council Chambers, Culcairn
February	Wednesday 16	Council Chambers, Culcairn
March	Wednesday 16	Community Meeting Room, Holbrook
April	Wednesday 20	Community Meeting Room, Holbrook
May	Wednesday 18	Community Meeting Room, Holbrook
June	Wednesday 15	Community Meeting Room, Holbrook
July	Wednesday 20	Community Meeting Room, Holbrook
August	Wednesday 17	Community Meeting Room, Holbrook
September	Wednesday 21	Community Meeting Room, Holbrook

2. a public forum immediately precedes each meeting.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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3. APPOINTMENT OF DELEGATES

6098 RESOLVED [Forrest / Wilton]

That Council elects delegates to external organisations and Council Committees as outlined in Table 1.

ORGANISATION/COMMITTEE	Current Delegate(s)
Australia Day Committee	Cr O'Neill Cr Schilg Cr Parker Cr Quinn ex officio
General Manager's Performance Review Committee	Mayor, Deputy Mayor and Cr Forrest. The General Manager nominated Cr O'Neill.
Grants Committee	Cr Quinn Cr Forrest Cr Lindner
Holbrook Submarine Museum Committee	Cr Wilton (alternate Cr Quinn)
Audit Risk and Improvement Committee	Cr Parker Cr Wilton Cr Quinn (ex officio)
Southern Regional Planning Panel (Greater Hume Shire representatives)	Council representative: Cr Quinn External Council representative: Peter O'Dwyer
Local Emergency Management Committee	Director Engineering (alternate Cr Forrest), with Manager Traffic & Infrastructure as observer.
Local Traffic Committee	Director Engineering (Cr O'Neill as an observer) all councillors are to be advised when meetings are held
Murray Arts Advisory Committee	Position has remained vacant
Marketing and Promotions Committee	Cr O'Neill Cr Parker Cr Schilg
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 4 year term</i>	Cr Quinn Cr Meyer
Rural Fire Service Bushfire Management Committee	Cr Meyer (alternate Cr Quinn)
Softwoods Working Group	Cr Quinn (alternate Cr Wilton)
Squirrel Glider Local Area Management Plan Project Committee	Cr Lindner

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Forrest Hicks Lindner Meyer O'Neill Parker Quinn Schilg Wilton			

4. CASUAL COUNCILLOR VACANCIES – CONSIDERATION OF THE COUNTBACK METHOD

6099 RESOLVED [Wilton / O'Neill]

In accordance with Section 291A (1)(b) of the Local Government Act, 1993, casual vacancies in the office of Councillors be filled using a countback in the first 18 months following the 2021 local government elections and the NSW Electoral Commission be advised accordingly.

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

6100 RESOLVED [Wilton / Parker]

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 5**.

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

6. PROPOSED MOTION TO THE LOCAL GOVERNMENT NSW (LGNSW) SPECIAL CONFERENCE – INFRASTRUCTURE CONTRIBUTIONS BILL AND GUIDELINES

6101 RESOLVED [Wilton / Meyer]

That Council submit the following motion to the Local Government Special Conference:

That LGNSW lobby the State Government to defer the Infrastructure Contributions Bill until it can be clearly demonstrated that no Council will be worse off and it provides fairness and equity across the State of NSW.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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7. LOCAL GOVERNMENT NSW (LGNSW) SPECIAL CONFERENCE – SUNDAY 28 FEBRUARY TO TUESDAY 2 MARCH 2022

6102 RESOLVED [Wilton / Schilg]

That Cr Parker attend the LGNSW Special Conference as an Observer.

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

CORPORATE AND COMMUNITY SERVICES

1. COMPANION CARD – AFFILIATE MEMBERSHIP

6103 RESOLVED [O'Neill / Schilg]

That Council become an affiliate member of the Companion Card NSW program.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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ENGINEERING

AT THIS JUNCTURE, COUNCILLOR IAN FORREST MADE A DECLARATION OF NON PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 7:08PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN VOTING ON THE MATTER.

1. TENDER TL 04 – 2021/22 BROWNRIGG STREET DRAINAGE (STAGE 1)

6104 RESOLVED [Hicks / Parker]

That:

1. the tender submitted by Fuge Earthworks P/L for tender TL04 Brownrigg Street Drainage (Stage 1) for \$167,534.20 (excl. GST) be accepted.
2. the unsuccessful tenderers be notified.
3. the General Manager and the Mayor be authorised to execute contract documentation with Fuge Earthworks P/L under the Common Seal of Council.

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

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2. TENDER TL 06 – 2021/22 GEROGERY DRAINAGE PROJECT (STAGE 2)

6105 RESOLVED [Wilton / Hicks]

That:

1. the tender submitted by Fuge Earthworks P/L for tender TL06 -2021/22 Gerogery Drainage (Stage 2) for \$334,355.40 (excl. GST) be accepted.
2. the unsuccessful tenderer be notified.
3. the General Manager and the Mayor be authorised to execute contract documentation with Fuge Earthworks P/L under the Common Seal of Council.

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

At 7:09pm Cr Forrest returned to the meeting room.

3. LAND ACQUISITION – MOLKENTIN ROAD JINDERA

6106 RESOLVED [Wilton / O'Neill]

That:

1. The Director Engineering actions in negotiating the purchase be endorsed.
2. the General Manager and the Mayor be authorised to execute the deed for the acquisition of land on Pioneer Drive to be used for drainage purposes under the common Seal of Council

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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ITEMS TO BE REFERRED TO CLOSED COUNCIL

1. TENDER TL 03 – 2021/22 CULCAIRN DRAINAGE AND BALFOUR STREET FOOTPATH

6107 RESOLVED [Wilton / Forrest]

That consideration of the tender for TL 03-2021 Culcairn Drainage and Balfour Street Footpath be referred to Closed Council in accordance with section 10 A (2) (c) information that would, if disclosed, confer an advantage on a person whom Council is conducting (or proposes to conduct) business.

REASON

On balance the public interest in preserving the confidentiality of the tender price submitted outweighs the public interest in maintaining openness and transparency in Council decision making because the disclosure of this information could compromise a future tender submission by the company or other companies

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

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2. TENDER TL 07 – 2021/22 BRIDGE REPLACEMENT WANTAGONG STRAIGHT

6108 RESOLVED [Wilton / Forrest]

That consideration of the tender for TL 07-2021 TL07 Bridge Replacement Wantagong Straight be referred to Closed Council in accordance with section 10 A (2) (c) information that would, if disclosed, confer an advantage on a person whom Council is conducting (or proposes to conduct) business.

REASON

On balance the public interest in preserving the confidentiality of the tender price submitted outweighs the public interest in maintaining openness and transparency in Council decision making because the disclosure of this information could compromise a future tender submission by the company or other companies

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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**OFFICERS' REPORTS – PART B – TO BE RECEIVED AND NOTED
CORPORATE AND COMMUNITY SERVICES**

1. COMBINED INVESTMENT REPORT – MONTH ENDED 31 DECEMBER 2021

6109 RESOLVED [Parker / Wilton]

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

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

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PART C - ITEMS FOR INFORMATION

GOVERNANCE

1. WORKSHOP/BRIEFING SESSION SCHEDULE 2022
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 DECEMBER 2021
3. PEOPLE & CULTURE REPORT – DECEMBER 2021

ENGINEERING

1. DECEMBER 2021 REPORT OF WORKS

ENVIRONMENT AND PLANNING

1. DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF NOVEMBER 2021
2. RANGER’S REPORT – DECEMBER 2021

6110 RESOLVED [Parker / Wilton]

That Part C of the Agenda be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Forrest Hicks Lindner Meyer O’Neill Parker Quinn Schilg Wilton			

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MATTERS OF URGENCY

Cr Schilg raised the issue of the status of Ashley Lane, Culcairn and requested that it be considered as a Matter of Urgency.

6111 RESOLVED [Wilton / Hicks]

That the matter of the status of Ashley Lane, Culcairn not be considered a matter of urgency.

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

The General Manager recommended the Director of Engineering present a report on the matter to the Ordinary February Council meeting.

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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 7:13pm.

6112 RESOLVED [Parker / 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. **TENDER TL 03 – 2021/22 CULCAIRN DRAINAGE AND BALFOUR STREET FOOTPATH**
2. **TENDER TL 07 – 2021/22 BRIDGE REPLACEMENT WANTAGONG STRAIGHT**

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

ITEM FOR DETERMINATION

1. TENDER TL 03 – 2021/22 CULCAIRN DRAINAGE AND BALFOUR STREET FOOTPATH

RECOMMENDATION [Hicks / Wilton]

That:

1. the tender submitted by Hutchinson Civil P/L for tender TL03 Culcairn Drainage and Balfour Street Footpath) not be accepted.
2. the unsuccessful tenderer be notified.
3. the tender be re scoped and re advertised
4. Council write to the Australian Government requesting an extension to expenditure of the LRCIP grant funding component of the project

VOTING ON THE RECOMMENDATION

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
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2. TENDER TL 07 – 2021/22 BRIDGE REPLACEMENT WANTAGONG STRAIGHT

RECOMMENDATION [Wilton / Hicks]

That:

1. the tender submitted by NELMAC P/L for tender TL07 Bridge Replacement Wantagong Straight not be accepted.
2. the unsuccessful tenderer be notified.
3. the tender be re scoped and re advertised
4. Council write to the Australian Government requesting an extension to expenditure of the BRP grant funding component of the project.
5. Council reallocate the Regional Road Repair Funding and associated Regional Road Block Agreement Funding component of the project to undertake the reconstruction of Jingellic Road instead of the proposed bridge work.

VOTING ON THE RECOMMENDATION

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

ORDINARY MEETING RECONVENED

6113 RESOLVED [Parker / Wilton]

That the Ordinary meeting be reconvened at 7:34pm 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)

6114 RESOLVED [Wilton / Parker]

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

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

There being no further business, the meeting concluded at 7:35pm

THESE MINUTES WERE CONFIRMED at the Council meeting held on 16 February 2022 at which time the signature hereon was subscribed.

Cr Tony Quinn
Mayor, Greater Hume Council