

**MINUTES OF ORDINARY MEETING OF GREATER HUME COUNCIL
HELD AT
COMMUNITY MEETING ROOM, LIBRARY COMPLEX, LIBRARY LANE, HOLBROOK
ON WEDNESDAY 19 OCTOBER 2022**

The meeting opened at 6:11pm following the public forum.

IN ATTENDANCE

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

Councillor Cr Schilg read a prayer to commence the meeting.

ACKNOWLEDGEMENT OF COUNTRY

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

APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO VISUAL LINK BY COUNCILLORS

6323 RESOLVED [Cr Wilton/Cr Lindner]

That an apology be recorded for Cr Hicks and leave of absence be granted.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
|---|------------------------|-----------------------|--------------------------------------|
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CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 21 SEPTEMBER 2022

6324 RESOLVED [Cr Meyer/Cr Parker]

That the Minutes of the Ordinary Meeting of Greater Hume Council held at Culcairn on Wednesday 21 September 2022 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 Lindner Meyer O'Neill Parker Quinn Schilg Wilton | | Hicks | |

ACTION REPORT FROM THE MINUTES

1. NOTICE OF MOTION- MOBILE PHONE SERVICE IN GREATER HUME COUNCIL AREA – MINUTE NUMBER 6119

Cr Parker advised that further action needs to be taken to address poor mobile phone service across Greater Hume Council area. Cr Parker expressed concern in relation to RFS and getting Fire Fighters onto trucks. Cr Parker advised she will work on this in conjunction with General Manager.

2. SPORTS GROUND MAINTENANCE BREAKDOWN

Cr Lindner wanted to obtain confirmation of the expenses incurred in the sports grounds in each town and village. Director Corporate & Community Services confirmed that the first quarter budget review will be listed in Council Agenda for November meeting.

3. ROAD MAINTENANCE REPAIR ESTIMATED TOTAL EXPENDITURE

Cr Meyer asked that the Directors from Environment & Planning and Engineering collaboratively provide a total amount to repair all damaged roads within the shire. Director Engineering confirmed he would be able to provide an estimate based on knowledge of damaged sealed and unsealed roads using estimate costs from historical data to repair the roads. Director Engineering to provide this estimate to Councillors.

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

Nil.

MAYORAL MINUTE

Nil.

MATTER OF URGENCY

6325 RESOLVED

[Cr Wilton/Cr Meyer]

And ruled by the Chair that this item to be considered as a matter of urgency in order to be tabled at the NSW Local Government Conference to be held on 24 October 2022 - **SUBMISSION OF A MOTION TO THE LGNSW TO ADVOCATE FOR SUSTAINABLE FUNDING TO ADDRESS THE NSW RURAL ROAD NETWORK**

and that it be considered at this time.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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1. SUBMISSION OF A MOTION TO THE LGNSW TO ADVOCATE FOR SUSTAINABLE FUNDING TO ADDRESS THE NSW RURAL ROAD NETWORK

6326 RESOLVED

[Cr Wilton/Cr Meyer]

“The NSW Local Government Association seek an urgent meeting with the Minister for Roads, The Minister for Transport and any other relevant Minister to request an immediate review of the funding model under which Local Governments receive financial assistance to maintain and renew the Road Network. “

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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NOTICE OF MOTIONS

Nil.

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OFFICERS' REPORTS – PART A - FOR DETERMINATION

CORPORATE AND COMMUNITY SERVICES

1. PRESENTATION OF 2021/2022 FINANCIAL STATEMENTS

6327 RESOLVED

[Cr Parker/Cr O'Neill]

That:

1. In accordance with Section 419 (1) of the Local Government Act 1993, the audited Financial Statements and the Auditor's Reports for the year ended 30 June 2022 are hereby received and noted.
2. If applicable, a further report be presented to the November 2022 Council Meeting detailing any submissions received in respect of Council's audited Financial Statements.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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2. APPOINTMENT OF DELEGATES

6328 RESOLVED

[Cr Wilton/Cr Meyer]

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

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 nomination 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 | Cr O'Neill |
| Marketing and Promotions Committee | Cr Wilton 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) |

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APPOINTMENT OF DELEGATES [CONT'D]

| ORGANISATION/COMMITTEE | Current Delegate(s) |
|---|----------------------------|
| Squirrel Glider Local Area Management Plan Project Committee | Cr Lindner |
| Jindera Lavington Shared Path Committee | Cr Lindner Cr O'Neill |

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3. COUNCIL MEETING VENUES AND MEETING TIMES

6329 RESOLVED [Cr Wilton/Cr Parker]

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

| Month | Proposed meeting date | Venue |
|----------------|------------------------------|----------------------------------|
| October 2022 | Wednesday 19 | Community Meeting Room, Holbrook |
| November 2022 | Wednesday 16 | Council Chambers, Culcairn |
| December 2022 | Wednesday 21 | Community Meeting Room, Holbrook |
| January 2023 | TBC - If Required | |
| February 2023 | Wednesday 15 | Council Chambers, Culcairn |
| March 2023 | Wednesday 15 | Walla Walla |
| April 2023 | Wednesday 19 | Community Meeting Room, Holbrook |
| May 2023 | Wednesday 17 | Council Chambers, Culcairn |
| June 2023 | Wednesday 21 | Community Meeting Room, Holbrook |
| July 2023 | Wednesday 19 | Council Chambers, Culcairn |
| August 2023 | Wednesday 16 | Community Meeting Room, Holbrook |
| September 2023 | Wednesday 20 | Council Chambers, Culcairn |

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4. REQUESTS TO AMEND NON-RESIDENTIAL SEWER USAGE CHARGES

6330 RESOLVED

[Cr Wilton/Cr Forrest]

That Council amend the non-residential sewer usage charges levied at 15 Bond Street Holbrook, Assessment 10048783 for the period July – September 2022 to a total charge of \$53.65.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
|---|---------------------|--------------------|--------------------------------|
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5. LICENCE – LOTS 192 & 205 DP 753342, CORNER OF GLENELLEN ROAD AND ORTLIPP ROAD, GLENELLEN (FORMER GLENELLEN SCHOOL SITE) – CROWN LAND

6331 RESOLVED

[Cr O'Neill/Cr Wilton]

That Council accept the Expression of Interest from Susan Murray to enter into a licence for Lot 192 & 205 DP 753342, corner Glenellen Road and Ortlipp Road, Glenellen for a period of twelve months, commencing 1 November 2022 and terminating 31 October 2023.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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6. NOMINATION OF COUNCILS NATIVE TITLE MANAGER

6332 RESOLVED [Cr Wilton/Cr Lindner]

That:

1. Council nominate the Manager Corporate Services as its Native Title Manager.
2. Council give notice to the Minister for Lands and Water of the name and contact details of Council's employed Native Title Manager, as required under Section 8.8 of the Crown Land Management Act 2016 (NSW).

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

ENGINEERING

1. REPRESENTATION OF PROVISION OF FOOTPATH – ADAM ST JINDERA – OBJECTION TO PROJECT REPORT

6333 RESOLVED [Cr O'Neill/Cr Wilton]

That Council continue with the construction of the Adams St Footpath (Mitchell St to Goulburn St) Project and apply the charges to landowners as previously adopted by Council.

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2. CLOSURE AND LEASING OF CARABOBALA LANE

6334 RESOLVED [Cr Forrest/Cr Wilton]

That Council:

1. Formally close Carabobala Lane to vehicular traffic
2. Remove Carabobala Lane from Council's maintained road network
3. Remove Carabobala Lane from official mapping as accessible to vehicular traffic
4. Offer a lease to Craig and Lisa Shultz in line with Council standard leasing of Public Road Reserves for a period up to 31 December 2025 and thereby

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

ITEMS TO BE REFERRED TO CLOSED COUNCIL

ENVIRONMENT AND PLANNING

1. ENFORCEMENT OPTIONS – UNSIGHTLY CONDITIONS AND UNAPPROVED OCCUPATION - 1 THIRD STREET HENTY

6335 RESOLVED [Cr Wilton/Cr Parker]

That the report be referred to Closed Council in accordance with section 10A(2)(b) and 10A(2)(g) of the Local Government Act 1993 as the report deals with both the personal hardship of a resident and advice concerning litigation.

REASON

The discussions to be had in relation to this matter deals with personal matters concerning a particular individual and advice concerning litigation.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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GOVERNANCE

1. **PROPOSED SALE OF 124 ALBURY STREET, HOLBROOK, AN UNOCCUPIED SERVICE STATION AND RESIDENCE COMPRISING APPROXIMATELY 1,777 SQM (ZONED RU5 VILLAGE) LOT 4 IN SECTION B DEPOSITED PLAN 2748 AND LOT 1 IN DEPOSITED PLAN 380380**

6336 RESOLVED

[Cr Wilton/Cr Parker]

That consideration of the EOI's received to purchase 124 Albury Street, Holbrook and a further report on the matter 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 potential sale of 124 Albury Street, Holbrook outweighs the public interest in maintaining openness and transparency in Council decision making because the disclosure of this information could compromise the commercial position of the Council.

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ENGINEERING

1. LODGEMENT OF EOI TO PURCHASE LAND FOR THE JINDERA WASTE WATER TREATMENT FACILITY UPGRADE

6337 RESOLVED

[Cr Wilton/Cr Parker]

That the lodgement of an EOI for the purchase of a property for a winter storage lagoon and agricultural irrigation reuse scheme 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 the balance of negotiating with a landowner with the lodgement of the EOI at this stage outweighs the public interest in maintaining openness and transparency in Council decision making as the disclosure of the EOI may compromise the opportunity of Council for the possible purchase of the property

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

GOVERNANCE

1. 2021/2022 ANNUAL REPORT

6338 RESOLVED [Cr Wilton/Cr Meyer]

That the Greater Hume Council 2021/2022 Annual Report be received and noted.

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

CORPORATE AND COMMUNITY SERVICES

1. COMBINED INVESTMENT REPORT – MONTH ENDED 30 SEPTEMBER 2022

6339 RESOLVED [Cr Wilton/Cr Meyer]

That Council receives and notes the Investment Balances Report for the month of September 2022

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
|---|---------------------|--------------------|--------------------------------|
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PART C - ITEMS FOR INFORMATION

GOVERNANCE

1. TOURISM AND PROMOTIONS OFFICER'S REPORT CORPORATE AND COMMUNITY SERVICES
2. NSW GROWING REGIONS OF WELCOME PILOT PROGRAM – COMMUNITY CONSULTATION IN GREATER HUME LOCAL GOVERNMENT AREA UPDATE

CORPORATE AND COMMUNITY SERVICES

1. CHRISTMAS/NEW YEAR OFFICE CLOSURE PERIOD
2. GREATER HUME CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS
3. STATEMENTS OF BANK BALANCES AS AT 31 AUGUST 2022

ENGINEERING

1. SEPTEMBER 2022 - REPORT OF WORKS
2. WATER & SEWER REPORT – SEPTEMBER 2022

ENVIRONMENT AND PLANNING

1. DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF SEPTEMBER 2022
2. RANGER'S REPORT – SEPTEMBER 2022
3. SENIOR WEEDS OFFICER REPORT – SEPTEMBER 2022

6340 RESOLVED [Cr Wilton/Cr Parker]

That Part C of the Agenda be received and noted.

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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PART D

6341 RESOLVED

[Cr Parker/Cr Lindner]

That Part D of the Agenda be received and noted.

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

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 7:00pm.

Members in the public gallery exited the meeting room.

6342 RESOLVED

[Cr Parker/Cr Forrest]

That the meeting be closed during the discussion of the items of business referred to the confidential section of the meeting.

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

6343 RESOLVED

[Cr Parker/Cr Forrest]

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. **ENFORCEMENT OPTIONS – UNSIGHTLY CONDITIONS AND UNAPPROVED OCCUPATION - 1 THIRD STREET HENTY**

2. **PROPOSED SALE OF 124 ALBURY STREET, HOLBROOK**

3. **LODGEMENT OF EOI TO PURCHASE LAND FOR THE JINDERA WASTE WATER TREATMENT FACILITY UPGRADE**

ITEM FOR DETERMINATION

1. **ENFORCEMENT OPTIONS – UNSIGHTLY CONDITIONS AND UNAPPROVED OCCUPATION - 1 THIRD STREET HENTY**

RECOMMENDATION

[Cr Wilton/Cr Schilg]

Council provide its files to its legal representative and instruct the preparation of appropriate Orders to address the condition of the property and the ongoing occupation by the land owner of a caravan.

VOTING ON THE RECOMMENDATION

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
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2. PROPOSED SALE OF 124 ALBURY STREET, HOLBROOK

RECOMMENDATION [Cr Parker/Cr Wilton]

That Council:

1. accept the Expression of Interest from Holbrook Paddock Eggs Pty Ltd to purchase 124 Albury Street Holbrook as detailed in the Report to Closed Council (including GST where applicable)
2. authorise the General Manager to execute the contract of sale

The net proceeds of the sale to be transferred into the Land Development Reserve.

VOTING ON THE RECOMMENDATION

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

3. LODGEMENT OF EOI TO PURCHASE LAND FOR THE JINDERA WASTE WATER TREATMENT FACILITY UPGRADE

RECOMMENDATION [Cr Wilton/Cr Forrest]

That Council lodge an Expression of Interest for purchase of 29 Nioka Road Jindera.

VOTING ON THE RECOMMENDATION

| COUNCILLORS FOR | COUNCILLORS AGAINST | COUNCILLORS ABSENT | COUNCILLORS DECLARING INTEREST |
|---|---------------------|--------------------|--------------------------------|
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ORDINARY MEETING RECONVENED

6344 RESOLVED

[Cr Wilton/Cr Lindner]

That the Ordinary meeting be reconvened at 7:39pm for the purpose of determining the report of the matter dealt with in Committee.

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

RECOMMENDATION OF CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

6345 RESOLVED

[Cr Wilton/Cr Lindner]

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 Lindner Meyer O'Neill Parker Quinn Schilg Wilton | | Hicks | |

There being no further business, the meeting concluded at 7:40pm

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

Cr Tony Quinn
Mayor, Greater Hume Council