

**MINUTES OF ORDINARY MEETING OF GREATER HUME COUNCIL  
HELD AT CULCAIRN COUNCIL CHAMBERS – 40 BALFOUR STREET, CULCAIRN  
ON WEDNESDAY 20 SEPTEMBER 2023**

The meeting opened at 6:00pm with no representation for a public forum.

**IN ATTENDANCE**

Cr Quinn (Chairperson), Forrest, Hicks, 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.

The General Manager opened the meeting at 6.00pm to conduct the Mayoral and Deputy Mayoral elections.

**MAYORAL ELECTION**

**1. MAYORAL ELECTION**

**6498 RESOLVED**

[Cr Forrest/Cr Parker]

That:

1. in the event of more than one nomination being received, Council determine, by resolution, the method by which the election of the mayor is to be conducted. By show of hands.
2. Council elect a mayor for the period September 2023 to September 2024.

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 Parker and Quinn. 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 September 2023 to September 2024.

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**2. DEPUTY MAYORAL ELECTION**

**6499 RESOLVED**

[Cr Forrest /Cr Parker]

That:

1. in the event of more than one nomination being received, Council determine, by resolution, the method by which the election of the deputy mayor is to be conducted. By show of hands.
2. Council elect a deputy mayor for the period September 2023 to September 2024.

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

The Returning Officer advised that one nomination was received from Cr Schilg. The Returning Officer called for further nominations from the floor. No additional nominations were received at this time.

At this juncture Returning Officer declared Cr Schilg duly elected as Deputy Mayor for the period September 2023 to September 2024.

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

**PRAYER**

Councillor Lindner 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**

Nil

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**CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 16 AUGUST 2023**

**6500 RESOLVED**

[Cr Meyer/Cr Hicks]

That the Minutes of the Ordinary Meeting of Greater Hume Council held at Holbrook on Wednesday 16 August 2023 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**

**SUPPORT FOR COUNCIL TO ASSIST RELEVANT AUTHORITIES IN TOWNS AND VILLAGES AS A PRECAUTION OF SUMMER WEATHER AND FIRE HAZARDS- MINUTE 6019 PAGE 3**

Cr Hicks raised a question in relation to councils progress with fire breaks for Culcairn common and Henty. Director Engineering responded by noting that Council has been liaising with NSW Fire Services, who have confirmed that they will undertake work at Henty Government Dam Reserve as soon as possible. In relation to Culcairn Common, it is going out to agistment however, council will undertake minor firebreak work on western side prior to fire season.

**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 TL 03 – 2023/24 CULCAIRN RESIDENTIAL SUBDIVISION-STAGE 1.

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**MAYORAL MINUTE**

**1. MAYORAL MINUTE - EMERGENCY SERVICES**

**6501 RESOLVED** [Cr Meyer/Cr Wilton]

The NSW Local Government Association seek an urgent visit from the Minister for Emergency Services to Rural Fire Services Volunteer Units to gain first hand feedback from the Volunteers on the concerns in the change in approach from the Regional Centre leading into the next fire season

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

**2. MAYORAL MINUTE - LAND SHORTAGES**

**6502 RESOLVED** [Cr Meyer/Cr Wilton]

The NSW Local Government Association request the Minister for Planning and Environment to increase the grant funds available to Local Government to support the development of strategic plans to support projects that will identify land that could be rezoned to facilitate development to address the current housing shortage.

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

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**3. MAYORAL MINUTE – NSW RURAL FIRE SERVICE ASSET RECOGNITION**

Submission of a motion to the LGNSW Conference to Advocate for action on the outstanding issue of Rural Firefighting Equipment, which is under the control of, and the property of the Rural Fire Service.

**BACKGROUND**

Greater Hume Council is one of many councils that dispute the argument that local councils control RFS assets. In 2020/2021, 68 councils did not record rural firefighting equipment in their financial statements.

A number of other councils in the region such as Leeton Shire Council and Murray River Council also vehemently oppose the position taken by the NSW Audit Office, RFS and OLG. Local Government NSW (LGNSW) is also supporting local councils and has written to the NSW Treasurer, relevant Ministers and the NSW Auditor-General to express LGNSW’s strong objection to the NSW Government’s determination, applied by the Auditor-General, that RFS assets are the property of councils for accounting purposes. LGNSW has reaffirmed that local councils and LGNSW strongly refute this determination and encourages councils to continue resisting pressure from the Audit Office and make their own determinations.

**6503 RESOLVED**

[Cr Meyer/Cr Wilton]

The motion to be put that:

The NSW Local Government Association

1. Support the continued position that NSW Rural Fire Service plant and equipment is NOT included in the asset register and financial statements of any Local Government Authority, as these Authorities do not have care, control nor management of the plant and equipment, and
2. Write to the Minister for Emergency Services requesting an urgent review of the legislation to ensure any ambiguity is resolved and removed.

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

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**NOTICE OF MOTIONS**

**1. NOTICE OF MOTION – REPORT REQUESTED**

**6504 RESOLVED** [Cr Wilton/Cr Parker]

That the General Manager provide a written report to Council, giving details of the numbers of employees of Council, beginning from 01 July 2022 to 30 August 2023. The report to include details of resignations of personnel and numbers of replacements.

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

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

### **ENVIRONMENT AND PLANNING**

**1. DEVELOPMENT APPLICATION 10.2022.53.1 - NEW DWELLING-LOT 163  
DP753342  
84 GRANITE HILL ROAD JINDERA**

#### **MOTION**

[Cr Hicks/Cr Forrest]

Pursuant to Clause 4.16 of the Environmental Planning and Assessment Act 1979 (hereafter EP&A Act 1979) Council resolve to refuse the erection of a dwelling at lot 163 DP753342 84 Granite Hill Road Jindera for the following reasons:

1. Under Section 4.15(1)(a)(i) of the EP&A Act 1979 the proposal was not granted concurrence by the Planning Secretary as required clause 4.6(4)(b) of the Greater Hume Local Environment Plan for the following reasons:
  - i) Council states it has no precedent of allowing dwelling houses to be erected contrary to the provisions of Clause 4.2A of GHLEP 2012. Approval of the variation would likely create a precedent for additional unplanned rural residential development in an area that is largely used for primary and agricultural production.
  - ii) The Riverina Murray Regional Plan 2036 (RMRP) guides land use planning decisions across the Riverina Murray region. The development's inconsistencies with the Directions in the RMRP are not justified through a Strategic Land Use Plan or study and are not of minor significance. Supporting development inconsistent with the RMRP, without justification, undermines the RMRP and creates a precedent across the region.
  - iii) The proposal is in direct conflict with the objectives of the RU1 Primary Production zone in the GHLEP 2012, which aim to minimise the alienation of resource lands and conflict between land uses within the zone."

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DEVELOPMENT APPLICATION 10.2022.53.1 - NEW DWELLING-LOT 163 DP753342  
84 GRANITE HILL ROAD JINDERA [CONT'D]

**6505 AMENDMENT** [Cr Quinn/Cr Lindner]

That the above motion be amended to include one additional clause as outlined as reference iv) below:

Pursuant to Clause 4.16 of the Environmental Planning and Assessment Act 1979 (hereafter EP&A Act 1979) Council resolve to refuse the erection of a dwelling at lot 163 DP753342 84 Granite Hill Road Jindera for the following reasons:

1. Under Section 4.15(1)(a)(i) of the EP&A Act 1979 the proposal was not granted concurrence by the Planning Secretary as required clause 4.6(4)(b) of the Greater Hume Local Environment Plan for the following reasons:
  - i) Council states it has no precedent of allowing dwelling houses to be erected contrary to the provisions of Clause 4.2A of GHLEP 2012. Approval of the variation would likely create a precedent for additional unplanned rural residential development in an area that is largely used for primary and agricultural production.
  - ii) The Riverina Murray Regional Plan 2036 (RMRP) guides land use planning decisions across the Riverina Murray region. The development's inconsistencies with the Directions in the RMRP are not justified through a Strategic Land Use Plan or study and are not of minor significance. Supporting development inconsistent with the RMRP, without justification, undermines the RMRP and creates a precedent across the region.
  - iii) The proposal is in direct conflict with the objectives of the RU1 Primary Production zone in the GHLEP 2012, which aim to minimise the alienation of resource lands and conflict between land uses within the zone.
  - iv) That a report be presented to Council detailing the cost and implications for an amendment to the LEP.

ON BEING PUT TO THE VOTE, THE AMENDMENT WAS CARRIED AND BECAME THE SUBSTANTIVE MOTION AND ON BEING PUT TO THE VOTE WAS CARRIED.

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

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## **GOVERNANCE**

### **1. APPOINTMENT OF DELEGATES**

#### **6506 RESOLVED**

[Cr Meyer/Cr Wilton]

That Council elects delegates to external organisations and Council Committees as outlined in Table 1, with the exception of Marketing and Promotions Committee, which will cease.

<b>ORGANISATION/COMMITTEE</b>	<b>Current Delegate(s)</b>
<b>Australia Day Committee</b>	Cr O'Neill Cr Schilg Cr Parker Cr Quinn ex officio
<b>General Manager's Performance Review Committee</b>	Mayor, Deputy Mayor and Cr Forrest. The General Manager nomination Cr. O'Neill
<b>Grants Committee</b>	Cr Quinn Cr Forrest Cr Lindner
<b>Holbrook Submarine Museum Committee</b>	Cr Wilton (alternate Cr Quinn)
<b>Audit Risk and Improvement Committee</b>	Cr Parker Cr Wilton Cr Quinn (ex officio)
<b>Southern Regional Planning Panel (Greater Hume Shire representatives)</b>	Council representative: Cr Quinn External Council representative: Peter O'Dwyer
<b>Local Emergency Management Committee</b>	Director Engineering (alternate Cr Forrest), with Manager Traffic & Infrastructure as observer.
<b>Local Traffic Committee</b>	Director Engineering (Cr O'Neill as an observer) all councillors are to be advised when meetings are held
<b>Murray Arts Advisory Committee</b>	Cr Schilg
<b>Riverina Eastern Regional Organisation of Councils</b>	Mayor and General Manager
<b>Riverina Regional Library</b>	Cr Schilg and General Manager
<b>Riverina Joint Organisation</b>	Mayor (alternate Deputy Mayor) Observer General Manager
<b>Riverina Water County Council <i>Appointed for a 4 year term</i></b>	Cr Quinn Cr Meyer
<b>Rural Fire Service Bushfire Management Committee</b>	Cr Meyer (alternate Cr Quinn)
<b>Softwoods Working Group</b>	Cr Quinn (alternate Cr Wilton)
<b>Squirrel Glider Local Area Management Plan Project Committee</b>	Cr Lindner
<b>Jindera Lavington Shared Path Committee</b>	Cr Lindner Cr O'Neill

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

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**2. COUNCIL MEETING VENUES AND MEETING TIMES**

**MOTION** [Cr.Lindner/Cr Schilg]

All council meetings take place in Culcairn.

**6507 AMENDMENT** [Cr O’Neill/Cr Meyer]

That:

1. The traditional meeting cycle of rotating Council’s monthly meeting between Holbrook and Culcairn, with attendance twice a year at other areas within Council region.
2. Council adopt the following meeting schedule with meetings to commence at 6pm.

<b>Month</b>	<b>Proposed meeting date</b>	<b>Venue</b>
October 2023	Wednesday 18	Community Meeting Room, Holbrook
November 2023	Wednesday 15	Council Chambers, Culcairn
December 2023	Wednesday 20	Community Meeting Room, Holbrook
January 2024	TBC - If Required	
February 2024	Wednesday 21	Council Chambers, Culcairn
March 2024	Wednesday 20	To Be Confirmed – Council Town/Village
April 2024	Wednesday 17	Community Meeting Room, Holbrook
May 2024	Wednesday 15	Council Chambers, Culcairn
June 2024	Wednesday 19	Community Meeting Room Holbrook
July 2024	Wednesday 17	To Be Confirmed – Council Town/Village
August 2024	Wednesday 21	Council Chambers Culcairn
September 2024	Wednesday 18	Community Meeting Room, Holbrook

ON BEING PUT TO THE VOTE, THE AMENDMENT WAS CARRIED AND BECAME THE SUBSTANTIVE MOTION AND ON BEING PUT TO THE VOTE WAS CARRIED.

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

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**3. LOCAL GOVERNMENT NSW (LGNSW) ANNUAL CONFERENCE – SUNDAY 12 NOVEMBER TO TUESDAY 14 NOVEMBER 2023**

**6508 RESOLVED**

[Cr Wilton/Cr Parker]

That the Mayor, Deputy Mayor and a nominated Councillor being Cr. Lindner attend the Local Government NSW Annual Conference. With the Mayor and Deputy Mayor as voting delegates and Councillor Lindner and the General Manager (or her delegate) to attend as Observers.

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

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**CORPORATE AND COMMUNITY SERVICES**

**1. 2022/2023 DRAFT GENERAL PURPOSE AND SPECIAL PURPOSE FINANCIAL STATEMENTS – CERTIFICATE BY COUNCIL**

**6509 RESOLVED**

[Cr Forrest/Cr Wilton]

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

1. The Annual Financial Statements for the year ended 30 June 2023 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 2022/2023 General Purpose and Special Purpose Financial Statements.
3. The Annual Financial Statements for the year ended 30 June 2023 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 2023 Council meeting.

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

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**2. COOKARDINIA TENNIS CLUB AND RECREATION RESERVE COMMITTEE –  
RELINQUISH STATUS OF COMMITTEE**

**6510 RESOLVED** [Cr Hicks/Cr Lindner]

That:

1. the delegations issued to the Cookardinia Tennis Club and Recreation Reserve Committee be terminated and that the Cookardinia Tennis Club and Recreation Reserve Committee be removed from Council's register of committees appointed under Section 355 of the Local Government Act 1993.
2. funds held by the committee be transferred to the Community Hall Committee for the benefit of the Cookardinia community

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

**3. JINDERA MEDICAL CENTRE – LEASE BETWEEN TRACY MANAGEMENT AND  
GREATER HUME - AUTHORITY TO EXECUTE**

**6511 RESOLVED** [Cr O'Neill/Cr Hicks]

That the Mayor and General Manager be authorised to execute the Lease between Tracey Management and Greater Hume Shire Council in relation to the Jindera Medical Centre under the Common Seal of Council.

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

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**ENGINEERING**

**1. TENDER TL 03 – 2023/24 CULCAIRN RESIDENTIAL SUBDIVISION-STAGE 1**

AT THIS JUNCTURE, COUNCILLOR IAN FORREST MADE A DECLARATION OF NON PECUINARY INTEREST IN THE MATTERS NOW BEFORE THE COUNCIL AND REMOVED HIMSELF FROM THE VOTING TABLE AT 6:22PM PURSUANT TO SECTION 45 (1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN VOTING ON THE MATTER.

**6512 RESOLVED**

[Cr Wilton/Cr Lindner]

**RECOMMENDATION**

That:

1. the tender submitted by Longford Civil P/L for tender TL03 2023/2024 for the Construction of the Culcairn Residential Subdivision Stage 1 for \$1,941,109.78 (excl. GST) be accepted.
2. the unsuccessful tenderers be notified.
3. the General Manager and the Mayor be authorised to execute contract documentation with Longford Civil 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

Cr. Forrest returned to the meeting room at 6:26PM.

**ITEMS TO BE REFERRED TO CLOSED COUNCIL**

Nil.

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**OFFICERS’ REPORTS – PART B – TO BE RECEIVED AND NOTED  
CORPORATE AND COMMUNITY SERVICES**

**1. COMBINED INVESTMENT ACCOUNT – MONTH ENDED 31 AUGUST 2023**

**6513 RESOLVED** [Cr Hicks/Cr Forrest]

That Council receives and notes the Investment Balances Report for the month of August 2023.

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

**GOVERNANCE**

**1. RETURNS OF INTEREST – COUNCILLORS AND DESIGNATED PERSONS**

**6514 RESOLVED** [Cr Hicks/Cr Forrest]

That the report 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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**PART C - ITEMS FOR INFORMATION**

**GOVERNANCE**

1. **TOURISM AND PROMOTIONS OFFICER’S REPORT – AUGUST 2023**

**CORPORATE AND COMMUNITY SERVICES**

1. **GREATER HUME CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS**
2. **STATEMENTS OF BANK BALANCES AS AT 31 AUGUST 2023**
3. **GREATER HUME LIBRARY SERVICES**

**ENGINEERING**

1. **AUGUST 2023 - REPORT OF WORKS**

**ENVIRONMENT AND PLANNING**

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF AUGUST 2023**

**6515 RESOLVED** [Cr Hicks/Cr Forrest]

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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**PART D**

1. **ARIC COMMITTEE REPORT AUGUST 2023 MEETING**
2. **ARIC MINUTES 1 AUGUST 2023 MEETING CONFIRMED**

**6516 RESOLVED** [Cr Parker/Cr Schilg]

That Part D 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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There being no further business, the meeting concluded at 6:44pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 18 October 2023 at which time the signature hereon was subscribed.

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Cr Quinn  
**Mayor**, Greater Hume Council