

PRESENT

The Mayor, Councillor Greg Conkey OAM
Councillor Yvonne Braid
Councillor Paul Funnell
Councillor Dan Hayes
Councillor Vanessa Keenan
Councillor Rod Kendall
Councillor Tim Koschel
Councillor Kerry Pascoe
Councillor Dallas Tout

IN ATTENDANCE

General Manager	(Mr A Eldridge)
Acting Chief Financial Officer	(Mr C Richardson)
Community Sector Manager	(Mrs J Summerhayes)
Commercial Operations Sector Manager	(Mrs C Angel)
Manager Special Projects	(Mr J Bolton)
Acting Manager City Strategy	(Mrs C Priest)
Manager Finance	(Mrs C Rodney)
Project Manager Recreation, Open Space & Community Strategy	(Mr B Creighton)
Manager Procurement	(Mr D Butterfield)
Acting Manager City Development	(Mrs A Gray)
Strategic Asset Planner (Parks and Recreation)	(Mr P Cook)
Manager Executive Support	(Mr S Gray)
Cultural Officer	(Miss T Miller)
Facilities Management Coordinator	(Mr T Powell)
Project Manager	(Mr A Inglis)
Project Manager – Assets	(Mr N Nixon)
Project Manager	(Mr D Woods)
Strategic Partner – Corporate Governance & Risk	(Mrs N Johnson)
Communications and Engagement Officer	(Mr J Lang)

PRAYER

Almighty God,

Help protect our Mayor, elected Councillors and staff.

Help Councillors to govern with justice, integrity, and respect for equality, to preserve rights and liberties, to be guided by wisdom when making decisions and settling priorities, and not least of all to preserve harmony.

Amen.

ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of this Land. I would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Community members present.

CONDOLENCE AND SYMPATHY – SARAH WILLIAMS

The General Manager, Mr Alan Eldridge on behalf of Council extended condolence and sympathy to the family of the late Ms Sarah Williams and recognised her contribution to the community.

One minute’s silence in recognition of the passing of Ms Sarah Williams was observed.

APOLOGIES

No apologies received.

CONFIRMATION OF MINUTES

CM-1 SUPPLEMENTARY COUNCIL MEETING - 10 OCTOBER 2016

16/267 RESOLVED:

On the Motion of Councillors P Funnell and R Kendall

That the Minutes of the proceedings of the Supplementary Council Meeting held on 10 October 2016 be confirmed as a true and accurate record.

CARRIED

DECLARATIONS OF INTEREST

Councillor Y Braid declared a Non-Pecuniary, Non-Significant Interest in PSRP – 6 LICENCE TO WAGGA WAGGA COMMUNITY MEDIA INCORPORATED the reason being that she has an association with radio media in the City and vacated the chamber during its consideration.

Councillor K Pascoe declared a Non-Pecuniary, Non-Significant Interest in PSRP-3 DA16/0385 DEMOLITION OF EXISTING DWELLING & CONSTRUCTION OF 4 TWO STOREY 2 BEDROOM UNITS & SUBDIVISION AT 296 EDWARD STREET, WAGGA WAGGA LOT 11 DP 11613 the reason being that the Architect is also working on his development and remained in the chamber during its consideration.

The Mayor, Councillor G Conkey OAM declared a Non-Pecuniary, Non-Significant Interest in PSRP-6 LICENCE TO WAGGA WAGGA COMMUNITY MEDIA INCORPORATED the reason being that he is a presenter on 2AAA and remained in chamber during its consideration.

Councillor T Koschel declared a Non-Pecuniary Non-Significant Interest in RP- 10 BOLTON PARK ALL ABILITIES PLAYGROUND the reason being that a member of his group in the recent Local Government Election was an advocate for the Touched by Olivia Foundation and remained in the chamber during its consideration.

Councillor T Koschel declared a Significant Non-Pecuniary Interest CON-7 LIVESTOCK MARKETING CENTRE CANTEEN EXPRESSION OF INTEREST the reason being that one of the tenderers is a customer of his place of work and vacated the chamber during its consideration.

Councillor K Pascoe declared a Non-Pecuniary Interest in MM-1 SUPPORT FOR WAGGA RAIL TRAIL the reason being that he is a committee member of the Riverina Highlands Rail Trail and remained in the chamber during its consideration.

Councillor K Pascoe declared a Non Pecuniary, Non-Significant Interest in CONF-3 RFT2017/01 CIVIC CENTRE FRESH AIR ENERGY RECOVERY VENTILATION UPGRADE the reason being that he has business transactions with one of the tenderers and vacated the chamber during its consideration.

Councillor K Pascoe declared a Non Pecuniary, Non-Significant Interest in CONF-4 RFT2017/06 READY MIX CONCRETE AND ASSOCIATED PRODUCTS SUPPLY the reason being that he has business transactions with one of the tenderers and vacated the chamber during its consideration.

Councillor R Kendall declared a Non-Pecuniary Interest in RP- 10 BOLTON PARK ALL ABILITIES PLAYGROUND the reason being that a member of his group in the recent Local Government Election was an advocate for the Touched by Olivia Foundation and remained in the chamber during its consideration.

Councillor P Funnell declared a Non-Pecuniary, Non-Significant Interest in CONF-3 RFT2017/01 CIVIC CENTRE FRESH AIR ENERGY RECOVERY VENTILATION UPGRADE the reason being that one of the tenderers is involved in the Cycling Club with himself and his family and remained in the chamber during its consideration.

Councillor V Keenan declared a Non-Pecuniary, Non-Significant Interest in RP-6 FINANCIAL PERFORMANCE REPORT AND QUARTERLY BUDGET REVIEW SEPTEMBER 2016 the reason being she has undertaken consultancy work for Council this Financial year and the Quarterly Finance Report included a line item of consultancy expenditure and remained in the chamber during its consideration.

MAYORAL MINUTES

MM-1 SUPPORT FOR WAGGA RAIL TRAIL

16/268 RESOLVED:

On the Motion of The Mayor Councillor G Conkey OAM

That Council recommit to support for the Wagga Wagga to Ladysmith Rail Trail concept to enable interested parties to make submissions for grant funding.

CARRIED

MM-2 PREFERENCE FOR PROPOSED JOINT ORGANISATION BOUNDARIES

16/269 RESOLVED:

On the Motion of The Mayor, Councillor G Conkey OAM

That Council reaffirm their position on the proposed Joint Organisation Boundaries as follows:

- i First preference is for a Riverina Joint Organisation (generally the existing REROC boundaries) with the inclusion of Albury**
- ii Second preference is for a combined Riverina and Murray Murrumbidgee Joint Organisation**

CARRIED

REPORTS FROM POLICY AND STRATEGY COMMITTEE

PS-1 POLICY AND STRATEGY COMMITTEE MEETING - 10 OCTOBER 2016

The Mayor, Councillor Greg Conkey OAM requested Councillors to nominate any recommendations from the minutes they wished to discuss.

16/270 RESOLVED:

On the Motion of Councillors P Funnell and V Keenan

That the Minutes of the Policy and Strategy Committee Meeting held on 10 October 2016 be confirmed and recommendations numbered PSRP-5 to PSRP-7, PSM-1 and PSM-2 contained therein be adopted.

CARRIED

REPORTS FROM STAFF

PSRP-1 DA16/0294 - PROPOSED DEMOLITION AND CONSTRUCTION OF A NEW MULTI-UNIT DEVELOPMENT AND COMMUNITY TITLE SUBDIVISION AT 101 BECKWITH STREET, WAGGA WAGGA

16/271 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That Council approve DA16/0294 for Demolition and construction of a new Multi-Unit Development and community title subdivision, subject to the conditions outlined in the Section 79C Assessment Report for DA16/0294.

CARRIED

[Click here for DA16/0294 Adopted Conditions.](#)

RECORD OF VOTING ON DEVELOPMENT OR PLANNING MATTERS – SECTION 375A(3) LOCAL GOVERNMENT ACT 1993

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

PSRP-2 DA16/0403 - DETACHED GARAGE WITH STUDIO AND WORKSHOP, ALTERATIONS AND ADDITIONS TO DWELLING AND RETAINING WALLS. LOT 1 DP 86191 60 GURWOOD STREET, WAGGA WAGGA NSW 2650

16/272 RESOLVED:

On the Motion of Councillors K Pascoe and D Hayes

That Council approve DA16/0403 for Detached Garage with Studio and Workshop, Alterations and Additions to Dwelling and Retaining Walls, subject to the conditions outlined in the Section 79C Assessment Report for DA16/0403.

CARRIED

[Click here for DA16/0403 Adopted Conditions.](#)

RECORD OF VOTING ON DEVELOPMENT OR PLANNING MATTERS – SECTION 375A(3) LOCAL GOVERNMENT ACT 1993

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

PSRP-3 DA16/0385 DEMOLITION OF EXISTING DWELLING & CONSTRUCTION OF 4 TWO STOREY 2 BEDROOM UNITS & SUBDIVISION AT 296 EDWARD STREET, WAGGA WAGGA LOT 11 DP 11613

16/273 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That Council approve DA16/0385 for Demolition of Existing Dwelling and Construction of 4 Two Storey 2 Bedroom Units and Subdivision, subject to the conditions outlined in the Section 79C Assessment Report for DA16/0385.

CARRIED

[Click here for DA16/0385 Adopted Conditions.](#)

RECORD OF VOTING ON DEVELOPMENT OR PLANNING MATTERS – SECTION 375A(3) LOCAL GOVERNMENT ACT 1993

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

PSRP-4 DA16/0232.01 - ADDITIONS AND ALTERATIONS TO DWELLING IN THE HERITAGE CONSERVATION AREA - MODIFICATION TO INCREASE HEIGHT OF GARAGE - 83 FOX STREET WAGGA WAGGA NSW 2650 - LOT 1 DP 398042

16/274 RESOLVED:

On the Motion of Councillors R Kendall and D Hayes

That Council approve DA16/0232.01 made under Section 96(1A) of the Environmental Planning and Assessment Act 1979, to amend DA16/0232 to Modify height of garage (Conservation Area), 83 Fox Street, Wagga Wagga NSW 2650, Lot 1 DP 398042, subject to the conditions outlined in the Section 79C Assessment Report for DA16/0232.01.

CARRIED

[Click here for DA16/0232.01 Adopted Conditions.](#)

RECORD OF VOTING ON DEVELOPMENT OR PLANNING MATTERS – SECTION 375A(3) LOCAL GOVERNMENT ACT 1993

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

ENGLORO

16/275 RESOLVED:

On the Motion of Councillors D Tout and K Pascoe

That the standing orders be varied for the meeting as set out hereunder:

- **Items where councillors wish to speak**
- **Items where no councillors wish to speak**
- **Confidential**
- **Matter of urgency**
- **Closure of Meeting**

That RP-3 and RP-5 be adopted as recommended in the business papers

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Y Braid
G Conkey OAM
P Funnell
D Hayes
V Keenan
R Kendall
T Koschel
D Tout

Against the Motion

REPORTS FROM STAFF

RP-1 COUNCIL MEETING AND COMMITTEE STRUCTURE

A Motion was moved by Councillors P Funnell and K Pascoe

That Council:

- a endorse a schedule of a monthly Council meeting being held on the last Monday of each month
- b receive a report on recording and live streaming of Council Meetings including a cost benefit analysis to a future Council meeting
- c approve the formation of the following committees and panels, appoint Councillors and call for expressions of interest for community (external) members as below:
 - i Audit & Risk Committee (Two Councillors, two alternate Councillors, three independent external members)
 - ii Honours Committee (All Councillors)
 - iii General Manager’s Performance Review Committee (Mayor and all Councillors)
 - iv Southern Joint Regional Planning Panel (Two Councillors and one alternate Councillor)
 - v Local Traffic Committee (One Councillor)
 - vi Museum of the Riverina Community Committee (Four community members)
 - vii Sister City Community Committee (The Mayor, two Councillors and six to 15 community members)
 - viii Public Art Panel (One Councillor and two community members)
 - ix Loans to Community Organisations Steering Committee (Two Councillors)
 - x Loans to Community Organisations Committee
 - xi Annual Grants Panel (Two Councillors and two alternate Councillors)
 - xii Economic Development Grants Panel (One Councillor and one alternate Councillor)
 - xiii Sporting Hall of Fame Panel (One Councillor and one alternate Councillor)
- d endorse the Mayor and appoint one Councillor to the Australia Day Community Committee and retain the current membership of the Australia Day Community Committee until February 2017 and then call for Expressions of Interest from community members for membership
- e appoint three Councillors and retain the current community membership of the Floodplain Risk Management Advisory Committee until February 2017 and then call for Expressions of Interest from community members for membership

- f provide representation on the following external organisations and committees as indicated:
 - i Bushfire Management Committee (One Councillor)
 - ii Murray Darling Association (One Councillor)
 - iii NSW Public Libraries Association (Two Councillors)
 - iv Riverina Conservatorium of Music (One Councillor)
 - v Riverina Regional Library Advisory Committee (Four Councillors, one Alternate Councillor and the General Manager)
 - vi Rural Fire Service Zone Agreement Management Committee (One Councillor)
 - vii Wagga Wagga Tidy Towns (Mayor)
- g note that the Mayor and/or the General Manager are, by constitution or resolution, members of:
 - i Country Mayor’s Association (Mayor and General Manager)
 - ii Riverina Eastern Regional Organisation of Councils (Mayor and General Manager)
 - iii NSW Inland Forum (Mayor and General Manager)
 - iv Riverina Regional Cities (Mayor and General Manager)
 - v Wagga Wagga City Council /Crown Lands Working Party (Mayor and General Manager)
 - vi Regional Capitals Australia (Mayor and General Manager)
 - vii Australian Rural Road Group (General Manager)
 - viii Evocities (Mayor)
- h acknowledge the contribution of the volunteers of the previous advisory committees which operated during the term of the previous Council

An AMENDMENT was moved by Councillor R Kendall and seconded by Councillor D Tout

That Council:

- a endorse a schedule of a three weekly Council meeting cycle as outlined in the report
- b receive a report on recording and live streaming of Council Meetings including a cost benefit analysis to a future Council meeting
- c approve the formation of the following committees and panels, appoint Councillors and call for expressions of interest for community (external) members as below:
 - i Audit & Risk Committee (Two Councillors, two alternate Councillors, three independent external members)
 - ii Honours Committee (All Councillors)

- iii General Manager's Performance Review Committee (Mayor and all Councillors)
- iv Southern Joint Regional Planning Panel (Two Councillors and one alternate Councillor)
- v Local Traffic Committee (One Councillor)
- vi Museum of the Riverina Community Committee (Four community members)
- vii Sister City Community Committee (The Mayor, two Councillors and six to 15 community members)
- viii Public Art Panel (One Councillor and two community members)
- ix Loans to Community Organisations Steering Committee (Two Councillors)
- x Loans to Community Organisations Committee
- xi Annual Grants Panel (Two Councillors and two alternate Councillors)
- xii Economic Development Grants Panel (One Councillor and one alternate Councillor)
- xiii Sporting Hall of Fame Panel (One Councillor and one alternate Councillor)
- d endorse the Mayor and appoint one Councillor to the Australia Day Community Committee and retain the current membership of the Australia Day Community Committee until February 2017 and then call for Expressions of Interest from community members for membership
- e appoint three Councillors and retain the current community membership of the Floodplain Risk Management Advisory Committee until February 2017 and then call for Expressions of Interest from community members for membership
- f provide representation on the following external organisations and committees as indicated:
 - i Bushfire Management Committee (One Councillor)
 - ii Murray Darling Association (One Councillor)
 - iii NSW Public Libraries Association (Two Councillors)
 - iv Riverina Conservatorium of Music (One Councillor)
 - v Riverina Regional Library Advisory Committee (Four Councillors, one Alternate Councillor and the General Manager)
 - vi Rural Fire Service Zone Agreement Management Committee (One Councillor)
 - vii Wagga Wagga Tidy Towns (Mayor)
- g note that the Mayor and/or the General Manager are, by constitution or resolution, members of:
 - i Country Mayor's Association (Mayor and General Manager)
 - ii Riverina Eastern Regional Organisation of Councils (Mayor and General Manager)

- iii NSW Inland Forum (Mayor and General Manager)
- iv Riverina Regional Cities (Mayor and General Manager)
- v Wagga Wagga City Council /Crown Lands Working Party (Mayor and General Manager)
- vi Regional Capitals Australia (Mayor and General Manager)
- vii Australian Rural Road Group (General Manager)
- viii Evocities (Mayor)
- h acknowledge the contribution of the volunteers of the previous advisory committees which operated during the term of the previous Council

The AMENDMENT on being put to the meeting was CARRIED and became the MOTION.

For the Amendment

G Conkey OAM
D Hayes
V Keenan
R Kendall
D Tout

Against the Amendment

Y Braid
P Funnell
K Pascoe
T Koschel

16/276 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That Council:

- a endorse a schedule of a three weekly Council meeting cycle as outlined in the report
- b receive a report on recording and live streaming of Council Meetings including a cost benefit analysis to a future Council meeting
- c approve the formation of the following committees and panels, appoint Councillors and call for expressions of interest for community (external) members as below:
 - i Audit & Risk Committee (Two Councillors, two alternate Councillors, three independent external members)
 - ii Honours Committee (All Councillors)
 - iii General Manager's Performance Review Committee (Mayor and all Councillors)
 - iv Southern Joint Regional Planning Panel (Two Councillors and one alternate Councillor)
 - v Local Traffic Committee (One Councillor)
 - vi Museum of the Riverina Community Committee (Four community members)

- vii **Sister City Community Committee (The Mayor, two Councillors and six to 15 community members)**
- viii **Public Art Panel (One Councillor and two community members)**
- ix **Loans to Community Organisations Steering Committee (Two Councillors)**
- x **Loans to Community Organisations Committee**
- xi **Annual Grants Panel (Two Councillors and two alternate Councillors)**
- xii **Economic Development Grants Panel (One Councillor and one alternate Councillor)**
- xiii **Sporting Hall of Fame Panel (One Councillor and one alternate Councillor)**
- d **endorse the Mayor and appoint one Councillor to the Australia Day Community Committee and retain the current membership of the Australia Day Community Committee until February 2017 and then call for Expressions of Interest from community members for membership**
- e **appoint three Councillors and retain the current community membership of the Floodplain Risk Management Advisory Committee until February 2017 and then call for Expressions of Interest from community members for membership**
- f **provide representation on the following external organisations and committees as indicated:**
 - i **Bushfire Management Committee (One Councillor)**
 - ii **Murray Darling Association (One Councillor)**
 - iii **NSW Public Libraries Association (Two Councillors)**
 - iv **Riverina Conservatorium of Music (One Councillor)**
 - v **Riverina Regional Library Advisory Committee (Four Councillors, one Alternate Councillor and the General Manager)**
 - vi **Rural Fire Service Zone Agreement Management Committee (One Councillor)**
 - vii **Wagga Wagga Tidy Towns (Mayor)**
- g **note that the Mayor and/or the General Manager are, by constitution or resolution, members of:**
 - i **Country Mayor’s Association (Mayor and General Manager)**
 - ii **Riverina Eastern Regional Organisation of Councils (Mayor and General Manager)**
 - iii **NSW Inland Forum (Mayor and General Manager)**
 - iv **Riverina Regional Cities (Mayor and General Manager)**
 - v **Wagga Wagga City Council /Crown Lands Working Party (Mayor and General Manager)**
 - vi **Regional Capitals Australia (Mayor and General Manager)**

- vii Australian Rural Road Group (General Manager)
- viii Evocities (Mayor)
- h acknowledge the contribution of the volunteers of the previous advisory committees which operated during the term of the previous Council

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
G Conkey OAM	Y Braid
D Hayes	P Funnell
V Keenan	K Pascoe
R Kendall	T Koschel
D Tout	

At this stage of the meeting an election of each committee below was held with the following Councillors duly appointed:

Audit & Risk Committee

Membership: Councillors D Tout and R Kendall
Alternate Members: Councillors Y Braid and D Hayes

Southern Joint Regional Planning Panel

Membership: Councillors K Pascoe and R Kendall
Alternate Membership : Councillor D Hayes

Local Traffic Committee

Membership: Councillor D Hayes

Sister City Community Committee

Membership: The Mayor and Councillors Y Braid and R Kendall

Public Art Panel

Membership: Councillor V Keenan

Loans to Community Organisations Steering Committee

Membership: Councillors T Koschel and D Hayes

Annual Grants Panel

Membership: Councillors V Keenan and T Koschel

Alternate Membership: Councillors D Hayes and D Tout

Economic Development Grants Panel

Membership: Councillor D Tout

Alternate Membership: Councillor V Keenan

Sporting Hall of Fame Panel

Membership: Councillor T Koschel

Alternate Membership: Councillor Y Braid

Floodplain Risk Management Advisory Committee

Membership: Councillors R Kendall, V Keenan and T Koschel

Australia Day Community Committee

Membership: Councillor T Koschel

Bushfire Management Committee

Membership: Councillor V Keenan

Murray Darling Association

Membership: Councillor P Funnell

NSW Public Libraries Association

Membership: Councillors D Tout and D Hayes

Riverina Conservatorium of Music

Membership: Councillor Y Braid

Riverina Regional Library Advisory Committee

Membership: Councillors D Tout, D Hayes, R Kendall and Y Braid

Alternate Membership: Councillor V Keenan

Rural Fire Service Zone Agreement Management Committee

Membership: Councillors T Koschel

RP-2 CODE OF MEETING PRACTICE

16/277 RESOLVED:

On the Motion of Councillors D Tout and P Funnell

That Council:

- a endorse the following amendments to Council’s Code of Meeting Practice as outlined in this report:**
 - record a division for every resolution, excluding procedural motions
 - amend the Order of Business for Ordinary Council Meetings to include Questions/Business with Notice prior to Closed Council
 - amend public address sessions to be held at Ordinary Council Meetings
- b receive a further report following the Office of Local Government’s release of the Model Code of Meeting Practice in early 2017**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

RP-3 ANNUAL DISCLOSURE OF PECUNIARY INTEREST RETURNS - COUNCILLORS AND DESIGNATED STAFF

16/278 RESOLVED:

On the Motion of Councillors D Tout and K Pascoe

That the Register of Pecuniary Interest Returns, containing current returns for the period 1 July 2015 to 30 June 2016 be tabled in accordance with Section 449 of the Local Government Act.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

RP-4 2016 NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS - NOVEMBER 2016

16/279 RESOLVED:

On the Motion of Councillors K Pascoe and V Keenan

That Council endorse the appointment and attendance of a Councillor at the 2016 National Local Roads and Transport Congress.

CARRIED

No nominations were received, the Mayor to coordinate attendance of interested Councillors.

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan

R Kendall
T Koschel
K Pascoe
D Tout

RP-5 REQUEST FOR LEGAL ASSISTANCE - LOCAL GOVERNMENT NSW

16/280 RESOLVED:

On the Motion of Councillors D Tout and K Pascoe

That Council make a contribution of \$642.50 (inclusive of GST) to Local Government NSW for legal costs associated with an appeal to the Land and Environment Court of NSW for Cowra Shire Council.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

Y Braid
G Conkey OAM
P Funnell
D Hayes
V Keenan
R Kendall
T Koschel
K Pascoe
D Tout

RP-6 FINANCIAL PERFORMANCE REPORT AND QUARTERLY BUDGET REVIEW SEPTEMBER 2016

16/281 RESOLVED:

On the Motion of Councillors P Funnell and T Koschel

That Council:

- a approve the variations to the 2016/17 original budget for the month ended 30 September 2016 and note the deficit budget of (\$283K) as presented in this report**
- b note the Responsible Accounting Officer’s reports, in accordance with the Local Government (General) Regulation 2005 (Part 9 Division 3: Clause 203) that the financial position of Council is satisfactory having regard to the original estimates of income and expenditure and the recommendations made above**
- c note details of the external investments as at 30 September 2016 in accordance with Section 625 of the Local Government Act**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

RP-7 ACTIVE TRAVEL PLAN

16/282 RESOLVED:

On the Motion of Councillors R Kendall and P Funnell

That Council:

- a adopt the Active Travel Plan - Cycling**
- b endorse Council’s funding application for \$785,000 made through Transport for NSW**
- c receive a further report on the outcome of the funding application to a future Council meeting**
- d note that the preferred routes will be subject to future detailed designs which may lead to alternatives**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

Y Braid
G Conkey OAM
P Funnell
D Hayes
V Keenan
R Kendall
T Koschel
K Pascoe
D Tout

RP-8 URANQUINTY SKATE PARK

16/283 RESOLVED:

On the Motion of Councillors P Funnell and K Pascoe

That Council:

- a endorse staff to continue to work with Quinty Skate Park Committee to attract grant funding and finalise a suitable project location for the construction a skate park in Uranquinty**
- b support the construction of a skate park in Uranquinty subject to required funding being raised**
- c note and approve the budget variation/s as detailed in the budget section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

Against the Motion

RP-9 COLLINGULLIE OVAL AMENITIES UPGRADE

16/284 RESOLVED:

On the Motion of Councillors P Funnell and R Kendall

That Council authorise the General Manager or his delegate to negotiate to enter into an agreement with the Collingullie Glenfield Park Football and Netball Club for the redevelopment of the Collingullie Oval Amenities up to the lump sum amount of \$190,000.00 excluding GST.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

Against the Motion

RP-11 KEEP NSW BEAUTIFUL AWARDS PRESENTATION

16/286 RESOLVED:

On the Motion of Councillors P Funnell and R Kendall

That Council nominate a Councillor to attend the 2016 Keep NSW Beautiful Blue Star Awards presentation being held in Orange 4 to 6 November 2016.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

Councillor P Funnell nominated Councillor Y Braid

Councillor Y Braid accepted the nomination.

Councillor Y Braid was duly elected to attend the Keep NSW Beautiful Awards Presentation from 4 to 6 November 2016.

QUESTIONS/BUSINESS WITH NOTICE

The following Questions/Business With Notice were raised:

1. Councillor R Kendall requested that future reports for nominations of Conference attendance to include Councillor committee membership.
2. Councillor K Pascoe requested a meeting with staff to address two planning matters raised by community members.

CLOSED COUNCIL

16/287 RESOLVED:

On the Motion of Councillors R Kendall and D Hayes

That the Council now resolve itself into a Closed Council, the time being 8.17pm.

CARRIED

AT THIS STAGE OF THE MEETING THE PRESS AND PUBLIC GALLERY RETIRED FROM THE COUNCIL MEETING.

ENGLOBO

16/288 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That the standing orders be varied for the meeting as set out hereunder:

- **Items where councillors wish to speak**
- **Items where no councillors wish to speak**
- **Confidential**
- **Matter of urgency**
- **Closure of Meeting**

That CONF-5 and CONF-6 be adopted as recommended in the business papers.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

Y Braid
G Conkey OAM
P Funnell
D Hayes
V Keenan
R Kendall
T Koschel
D Tout

CONFIDENTIAL REPORTS

CONF-1 RFT2016/014 DESIGN AND CONSTRUCT MULTI PURPOSE STADIUM

16/289 RESOLVED:

On the Motion of Councillors R Kendall and T Koschel

That Council:

- a in accordance with clause 178(1)(b) of the Local Government (General) Regulation 2005 (LG Regulation), decline to accept any of the tenders submitted in response to the RFT**
- b in accordance with 178(3)(e) of the LG Regulation, authorise the General Manager to:**
 - i enter into direct negotiations with the tenderer identified for direct negotiations in the report from the tender evaluation panel (Attachment 2 – Tender Review Details), with a view to entering into a contract in relation to the subject matter of the RFT**
 - ii proceed with Option 3 of this report**
- c note that the reason for declining to invite fresh tenders or applications is that it is not expected that further market testing will provide a more satisfactory result**
- d note that the reason for determining to enter into negotiations with the specified tenderer is:**
 - i the tender submitted by that tenderer achieved the highest score by the tender evaluation panel; and**
 - ii Council considers that through negotiations the final terms of the contract will be able to be successfully settled with that tenderer**
- e advise the unsuccessful tenderers in writing**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

**CONF-2 EUNONY BRIDGE NSW GOVERNMENT FIXING COUNTRY ROADS
ROUND TWO GRANT OFFER AND OPTION RECOMMENDATION**

16/290 RESOLVED:

On the Motion of Councillors K Pascoe and T Koschel

That Council:

- a accept the NSW State Government grant offer of \$4.907 million, matching the Federal funding of \$4.907 million which was accepted by Council in February 2016 for the Eunony Bridge Project**
- b enter into a Restart NSW Funding Deed**
- c note that Council officers will enter into negotiations to acquire land to build the new Eunony bridge on an upstream parallel alignment**
- d authorise the affixing of Council’s Common Seal to all relevant documents as required**
- e note and approve the budget variations as per RP-6 (FINANCIAL PERFORMANCE REPORT AND QUARTERLY BUDGET REVIEW SEPTEMBER 2016) to fund financial assistance grant budget shortfall and to cover the additional cost to build on a parallel alignment and transfer the remaining fund to the fit for the future reserve pending a further report on remaining budget variations in the future**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

Against the Motion

CONF-3 RFT2017/01 CIVIC CENTRE FRESH AIR ENERGY RECOVERY VENTILATION UPGRADE

Councillor K Pascoe declared a Non Pecuniary, Non-Significant Interest and vacated the Chamber the time being 9:14pm.

16/291 RESOLVED:

On the Motion of Councillors D Hayes and D Tout

That Council:

- a accept the offer of Care Mechanical Services Pty Ltd for the fresh air energy recovery ventilation upgrade in the lump sum amount of \$267,846.60 including GST and authorise the General Manager to enter into a contract with Care Mechanical Services Pty Ltd for the fresh air energy recovery ventilation upgrade**
- b authorise the affixing of Council's Common Seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Y Braid
G Conkey OAM
P Funnell
D Hayes
V Keenan
R Kendall
T Koschel
D Tout

Against the Motion

CONF-4 RFT2017/06 READY MIX CONCRETE AND ASSOCIATED PRODUCTS SUPPLY

Councillor K Pascoe declared a Non Pecuniary, Non-Significant Interest and remained vacated from the Chamber during this item.

16/292 RESOLVED:
On the Motion of Councillors P Funnell and D Hayes

That Council:

- a accept the tender of Mercury Group Pty Ltd T/a Supermix Concrete for the supply of Ready Mix Concrete and Associated Products in the schedule of rates submitted in their tender and authorise the General Manager or his delegate to enter into a contract with Mercury Group Pty Ltd T/a Supermix Concrete for the supply of Ready Mix Concrete and Associated Products for a period of 12 months**
- b authorise the General Manager or his delegate to extend the contract for 1 x 12 month period subject to satisfactory performance**
- c authorise the affixing of Council’s Common Seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- D Tout

Councillor K Pascoe re-entered the Chamber the time being 9:21pm.

CONF-5 RFT2017/08 ALARM RESPONSE MONITORING AND MOBILE PATROL

16/293 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That Council:

- a accept the offer of Complete Fire Electrical & Security Pty Ltd to supply Alarm Response Monitoring and Mobile Patrol to Council facilities in the lump sum of \$160,650pa GST Exclusive**
- b authorise the General Manager or his delegate to enter into a contract with Complete Fire Electrical & Security Pty Ltd to supply Alarm Response Monitoring and Mobile Patrol to Council facilities**
- c authorise the fixing of Council’s seal to documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

Against the Motion

CONF-6 RFT2016/016 SUPPLY OF STREET SWEEPER

16/294 RESOLVED:

On the Motion of Councillors R Kendall and D Tout

That Council:

- a accept the offer of Rosmech Sales and Service Pty Ltd for the supply of one Rosmech R6 Street Sweeper in the lump sum amount of \$296,412.00 excluding GST and authorise the General Manager or his delegate to enter into a contract with Rosmech Sales and Service Pty Ltd for the supply of one Rosmech R6 Street Sweeper**
- b authorise the affixing of Council’s Common seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

CONF-7 LIVESTOCK MARKETING CENTRE CANTEEN EXPRESSION OF INTEREST

Councillor T Koschel declared a Non Pecuniary, Significant Interest and vacated the Chamber the time being 9:22pm.

16/295 RESOLVED:

On the Motion of Councillors D Hayes and Y Braid

That Council:

- a agree to enter into a lease agreement with the party named in the body of this report upon the terms noted in the body of this report**
- b delegate authority to the General Manager to execute any necessary documents on behalf of Council**
- c note and approve the budget variation/s as detailed in the budget section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
G Conkey OAM
P Funnell
V Keenan
R Kendall
K Pascoe
D Tout

Against the Motion
Y Braid
D Hayes

Councillor T Koschel re-entered the Chamber the time being 9.34pm.

CONF-8 WAGGA WAGGA AIRPORT - GRANT FUNDING, PASSENGER CHARGES AND LONG TERM FINANCIAL PLAN

16/296 RESOLVED:

On the Motion of Councillors T Koschel and D Tout

That Council:

- a consider the two submissions received regarding the proposed Wagga Wagga Airport Fees and Charges which were on public exhibition for 28 days between 5 September 2016 and 3 October 2016
- b adopt the Airport Fees and Charges to take effect from 30 January 2017 as per attachment three
- c accept the NSW State Government offer of \$2 million for funding the Airport Terminal Upgrade project under the Restart NSW Regional Tourism Infrastructure Fund by entering into a Funding Deed
- d authorise the affixing of Council’s Common Seal to all relevant documents as required
- e approve the Wagga Wagga Airport budget as detailed in the budget section of the report

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- Y Braid
- G Conkey OAM
- P Funnell
- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

REVERSION TO OPEN COUNCIL

16/297 RESOLVED:

On the Motion of Councillors R Kendall and V Keenan

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9:36pm.

CARRIED

REPORT OF PROCEEDINGS OF CLOSED COUNCIL

16/298 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

That the division and final recommendations contained in the report of the proceedings of the Closed Council be adopted.

CARRIED

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 9.39pm.

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MAYOR