

**PRESENT**

- The Mayor, Councillor Greg Conkey OAM
- Councillor Yvonne Braid OAM
- 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 P Thompson)     |
| Director Finance                    | (Mrs N Te Pohe)     |
| Director Community                  | (Mrs J Summerhayes) |
| Director Commercial Operations      | (Ms C Angel)        |
| Manager Audit, Risk & Governance    | (Ms I Hensley)      |
| Manager Finance                     | (Mrs C Rodney)      |
| Manager Community Services          | (Ms M Scully)       |
| Manager City Strategy               | (Mr T Kell)         |
| Manager Executive Support           | (Mr S Gray)         |
| Manager Operations                  | (Mr S Jewell)       |
| Development Assessment Coordinator  | (Mr C Collins)      |
| Strategic Planning Coordinator      | (Mr A Stander)      |
| Senior Strategic Planner            | (Ms C Golden)       |
| Acting Social Planning Coordinator  | (Ms S Lehman)       |
| Corporate Governance Coordinator    | (Mrs N Johnson)     |
| Communications & Engagement Officer | (Mr J Lang)         |
| Risk and Assurance Coordinator      | (Mrs J Watkins)     |

**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.

**APOLOGIES**

No apologies were received.

**WELCOME TO THE GENERAL MANAGER**

The Mayor welcomed the General Manager, Mr Peter Thompson, congratulated him on his appointment, and looks forward to working with him over the rest of the term of Council.

**CONFIRMATION OF MINUTES**

**CM-1      ORDINARY COUNCIL MEETING - 27 NOVEMBER 2017**

**17/391      RESOLVED:**  
On the Motion of Councillors P Funnell and D Hayes

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 27 November 2017 be confirmed as a true and accurate record.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

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

Against the Motion

**DECLARATIONS OF INTEREST**

Councillor V Keenan declared a Non-Significant Non-Pecuniary Interest in RP – 3 PLANNING PROPOSAL TO REZONE LAND FROM IN1 GENERAL INDUSTRIAL ZONE TO RE2 PRIVATE RECREATION ZONE AT 560, BYRNES ROAD, BOMEN the reason being that the applicant is a former client and there is a possible perception of a Pecuniary Conflict of Interest and vacated the chamber during its consideration.

Councillor V Keenan declared a Non-Significant Non-Pecuniary Interest in RP – 7 FINANCIAL PERFORMANCE REPORT AS AT 30 NOVEMBER 2017 the reason being that the report refers to a former client and there is a possible perception of a Pecuniary Conflict of Interest and vacated the chamber during its consideration.

**PUBLIC DISCUSSION FORUM**

RP-1 REV17/0004 - REVIEW OF DETERMINATION OF DEVELOPMENT APPLICATION DA16/0692 - DEMOLITION OF EXISTING GARAGE AND CONSTRUCTION OF GARAGE WITH ATTACHED VERANDAH - LOT 4 DP 308132, 144 MORGAN STREET, WAGGA WAGGA

- Mr Glenn Sewell – speaking against the report
- Mr Justin Bentley – speaking against the report

Councillor V Keenan declared a non-significant non-pecuniary interest and vacated the chamber, the time being 6:27pm.

RP-3 PLANNING PROPOSAL TO REZONE LAND FROM IN1 GENERAL INDUSTRIAL ZONE TO RE2 PRIVATE RECREATION ZONE AT 560, BYRNES ROAD, BOMEN

- Mr Andrew Ross, Teys Australia – Speaking in favour of the report
- Mr Anthony Deal, Enirgi Power Storage Recycling – Speaking in favour of the report

Councillor V Keenan re-entered the chamber at 6:35pm.

RP-4 PETITION – DUNNS ROAD

- Mr Wayne Lennon – Speaking in favour of the Petition

**PROCEDURAL MOTION - CHANGE OF STANDING ORDERS**

**17/392 RESOLVED:**  
On the Motion of Councillors D Hayes and K Pascoe

**That Council bring forward consideration of the following matters to follow the public discussion forum:**

- **RP-1 REV17/0004 - REVIEW OF DETERMINATION OF DEVELOPMENT APPLICATION DA16/0692 - DEMOLITION OF EXISTING GARAGE AND CONSTRUCTION OF GARAGE WITH ATTACHED VERANDAH - LOT 4 DP 308132, 144 MORGAN STREET, WAGGA WAGGA**
- **RP-3 PLANNING PROPOSAL TO REZONE LAND FROM IN1 GENERAL INDUSTRIAL ZONE TO RE2 PRIVATE RECREATION ZONE AT 560, BYRNES ROAD, BOMEN**
- **RP-4 PETITION - DUNNS ROAD**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

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

Against the Motion

**RP-1 REV17/0004 - REVIEW OF DETERMINATION OF DEVELOPMENT APPLICATION DA16/0692 - DEMOLITION OF EXISTING GARAGE AND CONSTRUCTION OF GARAGE WITH ATTACHED VERANDAH - LOT 4 DP 308132, 144 MORGAN STREET, WAGGA WAGGA**

**17/393 RESOLVED:**  
On the Motion of Councillors P Funnell and R Kendall

**That Council:**

- a supports the proposed development DA16/0692 - DEMOLITION OF EXISTING GARAGE AND CONSTRUCTION OF GARAGE WITH ATTACHED VERANDAH - LOT 4 DP 308132, 144 MORGAN STREET, WAGGA WAGGA on the basis it is consistent with the Wagga Wagga Local Environment Plan 2010, and a departure from the Wagga Wagga Development Control Plan 2010 is warranted given the specific corner position of the subject land, the size of the lot and the design accommodates features consistent with the heritage conservation area**
- b refers the application (REV17/0004) for Review of Determination of DA16/0692 under Section 82A of the Environmental Planning and Assessment Act 1979 to the General Manager for determination**

**CARRIED**

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

For the Motion

Against the Motion

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

**RP-3 PLANNING PROPOSAL TO REZONE LAND FROM IN1 GENERAL INDUSTRIAL ZONE TO RE2 PRIVATE RECREATION ZONE AT 560, BYRNES ROAD, BOMEN**

Councillor V Keenan declared a Non-Significant Non-Pecuniary Interest and vacated the chamber, the time being 6:50pm.

**17/394 RESOLVED:**

On the Motion of Councillors D Hayes and R Kendall

**That Council:**

- a receive and note this report**
- b refuse the planning proposal as it is not compatible for the intended use and inappropriate for the following reasons:**
  - i the proposal is inconsistent with the following strategic direction and policy guiding documents affecting Bomen**
    - Riverina Murray Regional Plan 2036
    - Wagga Wagga Spatial Plan 2013-2043
    - Draft Wagga Wagga Activation Strategy 2040
    - Wagga Wagga Integrated Transport Strategy and Implementation Plan 2040
  - ii the proposal is inconsistent with the Section 117 Ministerial Directions**
  - iii the proposal will result in undesirable land use conflicts**
  - iv the proposal did not provide sufficient information to undertake a full assessment of the planning proposal**
- c notify the applicant of the decision to refuse the planning proposal**

**CARRIED**

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

For the Motion

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

Against the Motion

Councillor V Keenan re-entered the chamber, the time being 6:59pm.

**RP-4      PETITION - DUNNS ROAD**

**17/395      RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a      receive and note the petition**
- b      consider the petition as part of the stakeholder engagement process once the Dunns Road Corridor Upgrade Investigations commence**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**PROCEDURAL MOTION - ENGLOBO**

**17/396      RESOLVED:**  
On the Motion of Councillors K Pascoe and T Koschel

**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-6, RP-10, RP-13 and M-1, be adopted as recommended in the business papers**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**CLOSED COUNCIL**

**17/397 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**That the Council now resolve itself into a Closed Council, the time being 7.02pm.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

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



**PROCEDURAL MOTION - CONFIDENTIAL ENGLOBO**

**17/398 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**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-1 and CONF-2, be adopted as recommended in the business papers**  
**CARRIED**

**CONFIDENTIAL REPORTS**

**CONF-1 RFQ2018/504 SUPPLY OF ONE MOTOR GRADER**

**17/399 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**That Council:**

- a accept the offer of Westrac Pty Ltd in the amount of \$243,424 excluding GST**
- b authorise the General Manager or their delegate to enter into a contract with Westrac Pty Ltd for the supply of one Motor Grader**
- 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  
Y Braid OAM  
G Conkey OAM  
P Funnell  
D Hayes  
V Keenan  
R Kendall  
T Koschel  
K Pascoe  
D Tout

Against the Motion

**CONF-2 PROPOSED ACQUISITION OF LAND AT CRAMPTON STREET FOR ROAD PURPOSES**

**17/400 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**That Council:**

- a agree to acquire part Lot B DP11173 upon the terms outlined in the body of this report**
- b upon acquisition agree to dedicate the land as public road**
- c delegate authority to the General Manager, or their delegate, to execute all necessary documents on behalf of Council**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**REVERSION TO OPEN COUNCIL**

**17/401 RESOLVED:**  
On the Motion of Councillors T Koschel and V Keenan

**That this meeting of the Closed Council revert to an open meeting of the Council, the time being 7.05pm.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

- Y Braid OAM
- G Conkey OAM
- P Funnell

- D Hayes
- V Keenan
- R Kendall
- T Koschel
- K Pascoe
- D Tout

**REPORTS FROM STAFF**

RP-1 REV17/0004 - REVIEW OF DETERMINATION OF DEVELOPMENT APPLICATION DA16/0692 - DEMOLITION OF EXISTING GARAGE AND CONSTRUCTION OF GARAGE WITH ATTACHED VERANDAH - LOT 4 DP 308132, 144 MORGAN STREET, WAGGA WAGGA was moved forward for the public discussion forum.

**RP-2 PLANNING PROPOSAL LEP17/0003 TO AMEND THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010**

**17/402 RESOLVED:**  
On the Motion of Councillors P Funnell and R Kendall

**That Council:**

- a support the submission of a planning proposal to amend the Wagga Wagga Local Environmental Plan 2010**
- b submit a planning proposal to the Department of Planning and Environment for Gateway Determination**
- c adopt the exhibited planning proposal to amend the Wagga Wagga Local Environmental Plan 2010 if no submissions are received**
- d receive a further report if submissions are received during the exhibition period**
  - i addressing any submissions made in respect of the planning proposal**
  - ii proposing adoption of the planning proposal unless there are any recommended amendments deemed to be substantial and requiring a further public exhibition period**

**CARRIED**

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

For the Motion

Against the Motion

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

RP-3 PLANNING PROPOSAL TO REZONE LAND FROM IN1 GENERAL INDUSTRIAL ZONE TO RE2 PRIVATE RECREATION ZONE AT 560, BYRNES ROAD, BOMEN was moved forward for the public discussion forum.

RP-4 PETITION - DUNNS ROAD was moved forward for the public discussion forum.

**RP-5 LIVESTREAMING OF ORDINARY MEETINGS OF COUNCIL**

**17/403 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**That Council:**

- a continue to livestream Council meetings (video and audio) for the remainder of the 2017/18 Financial Year and for the 2018/19 Financial Year**
- b approve the budget variation/s as detailed in the budget section of the report**
- c provide Council with further information and costs associated with improving the user experience as provided in the feedback**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-6 CODE OF CONDUCT ANNUAL REPORT**

**17/404 RESOLVED:**  
On the Motion of Councillors K Pascoe and T Koschel

**That Council endorse the contents of this report.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-7 FINANCIAL PERFORMANCE REPORT AS AT 30 NOVEMBER 2017**

Councillor V Keenan declared a Non-Significant Non-Pecuniary Interest and vacated the chamber, the time being 7:12pm.

**17/405 RESOLVED:**  
On the Motion of Councillors R Kendall and D Hayes

**That Council:**

- a approve the proposed 2017/18 budget variations for the month ended 30 November 2017 and note the balanced budget position 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 provide financial assistance of the following amounts in accordance with Section 356 of the Local Government Act 1993:**
  - i) Estella Progress Association \$ 79.00**
  - ii) Ben Lott Appeal \$ 639.86**

- iii) Groove Factorie – Country Hope \$ 420.00
  - d note details of the external investments as at 30 November 2017 in accordance with section 625 of the Local Government Act 1993
- CARRIED**

**RECORD OF VOTING ON THE MOTION**

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

Councillor V Keenan re-entered the chamber, the time being 7:16pm.

**RP-8 POL 075 INVESTMENT POLICY**

**17/406 RESOLVED:**  
On the Motion of Councillors R Kendall and D Hayes

**That Council:**

- a endorse the draft POL 075 Investment Policy, that is to be placed on public exhibition from 19 December 2017 to 29 January 2018 and invite public submissions on the draft policy in this period
- b receive a further report following the public exhibition and submission period:
  - i addressing any submissions made in respect of the proposed POL 075 Investment Policy
  - ii proposing adoption of the Policy unless there are any recommended amendments deemed to be substantial and requiring a further public exhibition period

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

- |                       |                           |
|-----------------------|---------------------------|
| <u>For the Motion</u> | <u>Against the Motion</u> |
| Y Braid OAM           |                           |
| G Conkey OAM          |                           |
| P Funnell             |                           |
| D Hayes               |                           |

V Keenan  
R Kendall  
T Koschel  
K Pascoe  
D Tout

**RP-9 CITIES POWER PARTNERSHIP**

**17/407 RESOLVED:**  
On the Motion of Councillors D Hayes and V Keenan

**That Council:**

- a endorse becoming a partner in the Cities Power Partnership program**
- b provide Council with a report on actions chosen and costs/benefits of each action**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-10 SUBMISSIONS RECEIVED TO THE EXHIBITED DOCUMENT DRAFT WAGGA WAGGA CRIME PREVENTION PLAN 2021**

**17/408 RESOLVED:**  
On the Motion of Councillors K Pascoe and T Koschel

**That Council:**

- a note all submissions received relating to the exhibited Wagga Wagga Crime Prevention Plan 2021 by closing date of 27 October 2017**
- b adopt the amended Wagga Wagga Crime Prevention Plan 2021**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-11 POL 053 CORPORATE PURCHASE CARD POLICY**

**17/409 RESOLVED:**  
On the Motion of Councillors R Kendall and D Hayes

**That Council defer consideration of POL 053 Corporate Purchase Card Policy to the January 2018 Ordinary Council meeting.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-12 DONATIONS, GRANTS OR GIFTS FROM COAL SEAM GAS COMPANIES OR ASSOCIATED ORGANISATIONS**

**17/410 RESOLVED:**  
On the Motion of Councillors P Funnell and T Koschel

**That Council consider on a case by case basis the acceptance of donations or grants from organisations that may have a real or perceived association with Coal Seam Gas via resolution of Council.**

**CARRIED**



**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**RP-13      RESPONSES TO QUESTIONS/BUSINESS WITH NOTICE**

**17/411      RESOLVED:**  
On the Motion of Councillors K Pascoe and T Koschel

**That Council receive and note this report.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**COMMITTEE MINUTES**

**M-1      AIRPORT ADVISORY COMMITTEE MINUTES - 4 OCTOBER 2017**

**17/412      RESOLVED:**  
On the Motion of Councillors K Pascoe and T Koschel

**That Council:**

- a      receive the minutes of the Airport Advisory Committee Meeting held on 4 October 2017**

- b endorse the updated Terms of Reference, noting that the voting/non-voting membership remains unchanged**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

**M-2 TRAFFIC COMMITTEE MEETING MINUTES - 9 NOVEMBER 2017**

- 17/413 RESOLVED:**  
On the Motion of Councillors D Tout and T Koschel

**That Council:**

- a receive the minutes of the Traffic Committee Meeting held on 9 November 2017**
- b approve the budget variations included in this report**
- c implement actions included in this report with the exception of RP-6 PINE GULLY ROAD STOP SIGN**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

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

D Hayes  
V Keenan

**QUESTIONS/BUSINESS WITH NOTICE**

The following Questions/Business with Notice was responded to in the meeting.

- 1. Councillor D Hayes requested information on the Skyworks New Year’s Eve event in relation to the communication Council and the event organiser have given that Lake Albert will be closed on Sunday, 31 December 2017.

The following Questions/Business with Notice will be addressed in the next available business paper.

- 1. Councillor R Kendall requested that, following the recent Local Government NSW Annual Conference, Council write to the Premier asking that all Ministers presenting at future conferences provide time to receive and respond to questions from the floor.
- 2. Councillor K Pascoe raised a concern with signage structures around the city, and requested that something be done to improve their safety, particularly around Bolton Park.

The Mayor, Councillor Greg Conkey OAM and Councillors thanked fellow Councillors for their dedication and hard work over the year. The Mayor noted that it is an exciting time for the city, and expressed appreciation for the efforts of Councillors and staff and wished all a Merry Christmas and a safe and happy New Year.

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 7.45pm.

.....  
MAYOR