

**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 Corporate Services	(Mrs N Te Pohe)
Director Community	(Mrs J Summerhayes)
Director Operations	(Mr W Faulkner)
Director Projects & Strategy	(Mr D Raeck)
Director Regional Activation	(Mr M Keys)
Manager Audit, Risk & Governance	(Ms I Hensley)
Manager Finance	(Mrs C Rodney)
Manager Corporate Strategy & Communications	(Mr S Gray)
Manager Development Assessment & Building Certification	(Mr P O'Brien)
Senior Strategic Planner	(Mrs C Atkinson)
Corporate Governance Coordinator	(Mrs N Johnson)
Strategic Asset Planner (Parks & Recreation)	(Mr B Creighton)
Communications & Engagement Officer	(Mr S Shaw)
Governance Officer	(Ms K West)

**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**

There were no apologies for non-attendance

**CONFIRMATION OF MINUTES**

**CM-1      ORDINARY COUNCIL MEETING - 23 NOVEMBER 2020**

**20/459      RESOLVED:**  
On the Motion of Councillors V Keenan and D Tout

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 23 November 2020 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**

The Mayor, Councillor G Conkey OAM declared a Significant Non-Pecuniary Interest in MM-1 MAYORAL MINUTE - NEW YEAR'S EVE 2020 - ACTIVATION AND SUPPORT FOR LOCAL BUSINESS the reason being that a family member of his is a part owner of a CBD Hotel and vacated the chamber during its consideration.

Councillor T Koschel declared a Non-Significant Non-Pecuniary in RP-10 FINANCIAL PERFORMANCE REPORT AS AT 30 NOVEMBER 2020 the reason being that his workplace is named in the report and remained in the chamber during its consideration.

Councillor P Funnell declared a Non-Significant Non-Pecuniary Interest in CONF-5 WAGGA WAGGA CITY COUNCIL - EXPRESSIONS OF INTEREST FOR GRAZING LICENCES the reason being that two people named in the report are known to him, one being a neighbour, and remained in the chamber during its consideration.

Councillor K Pascoe declared a Non-Significant Non-Pecuniary Interest in CONF-1 - SECTION 356 REQUESTS FOR FINANCIAL ASSISTANCE the reason being that he is a life member of the Tolland Soccer Club and remained in the chamber during its consideration.

Councillor K Pascoe declared a Non-Significant Non-Pecuniary Interest in CONF-3 - RFT2021-09 GEOTECHNICAL TESTING SERVICES the reason being that he employs a tenderer named in the report in the from time to time and remained in the chamber during its consideration.

**PROCEDURAL MOTION – CHANGE STANDING ORDERS**

**20/460 RESOLVED:**  
On the Motion of Councillors T Koschel and R Kendall

**That Council bring forward consideration of ENGLOBO to precede the public discussion forum.**

**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

**PROCEDURAL MOTION - ENGLOBO**

**20/461 RESOLVED:**  
On the Motion of Councillors R Kendall 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-1, RP-3, RP-4, RP-7 to RP-10, M-1 to M-3, CONF-1 to CONF-7 be adopted as recommended in the business papers.**

**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	

**PUBLIC DISCUSSION FORUM**

**NOM-1 NOTICE OF MOTION - REPRESENTATION TO KUNMING**

- Mr Lachlan Feeney – Speaking for the report

**RP-2 PLANNING PROPOSAL LEP20/0005 TO AMEND LAND ZONING AND INCREASE MINIMUM LOT SIZE APPLYING TO LANDS AT CARTWRIGHTS HILL AND BYRNES ROAD**

- Mr Graham McKenzie – Speaking against the report
- Mr Kim Payten – Speaking against the report

**PROCEDURAL MOTION - CHANGE OF STANDING ORDERS**

**20/462 RESOLVED:**  
On the Motion of Councillors P Funnell and K Pascoe

**That Council bring forward consideration of the following reports to follow the Public Discussion Forum:**

- **NOM-1- NOTICE OF MOTION - REPRESENTATION TO KUNMING**
- **RP-2 - PLANNING PROPOSAL LEP20/0005 TO AMEND LAND ZONING AND INCREASE MINIMUM LOT SIZE APPLYING TO LANDS AT CARTWRIGHTS HILL AND BYRNES ROAD**

**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	

**MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN**

**NOM-1 NOTICE OF MOTION - REPRESENTATION TO KUNMING**

**20/463 RESOLVED:**  
On the Motion of Councillors P Funnell and R Kendall

**That Council:**

- a **request the Mayor write to the Hon Michael McCormack MP, Member for Riverina, Deputy Prime Minister and Minister for Infrastructure, Transport and Regional Development requesting that he makes official representation on our behalf regarding the following issues:**
  - i **expressing our disappointment to the Chinese Ministry in Beijing with the disrespect shown by recent social media posts of our ADF**

- ii requesting the Chinese Ministry remove and ban the use of offensive images relating to our ADF
  - iii requesting that the tariffs on our beef, barley and wine industries be suspended
  - iv requesting the Federal Government prioritise repairing the diplomatic relationship with China in the interest of our farmers and exporters
- b include Mayor Wang Xiliang of our sister city Kunming China in any correspondence

**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-2 PLANNING PROPOSAL LEP20/0005 TO AMEND LAND ZONING AND INCREASE MINIMUM LOT SIZE APPLYING TO LANDS AT CARTWRIGHTS HILL AND BYRNES ROAD**

**20/464 RESOLVED:**  
On the Motion of Councillors R Kendall and D Hayes

**That Council:**

- a note the results of the exhibition period for planning proposal LEP20/0005
- b adopt planning proposal LEP20/0005 to amend the Wagga Wagga Local Environmental Plan 2020
- c request the NSW Parliamentary Counsel’s Office issue a Legal Opinion
- d gazette the plan and notify the NSW Department of Planning, Industry and Environment of the decision

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

G Conkey OAM  
D Hayes  
V Keenan  
R Kendall  
K Pascoe  
D Tout

Against the Motion

Y Braid OAM  
P Funnell  
T Koschel

**MAYORAL MINUTE**

**MM-1 MAYORAL MINUTE - NEW YEAR'S EVE 2020 - ACTIVATION AND SUPPORT FOR LOCAL BUSINESS**

The Mayor, Councillor G Conkey OAM declared a Significant, Non-Pecuniary Interest and vacated the chamber and the chair, the time being 7:14pm.  
The Deputy Mayor, Councillor D Tout assumed the chair, the time being 7.14pm.

**20/465 RESOLVED:**  
On the Motion of Councillors T Koschel and P Funnell

**That Council supports the initiative proposed for New Year's Eve outlined in the body of this report.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

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

Against the Motion

The Deputy Mayor, Councillor D Tout vacated the chair, the time being 7.23pm.

The Mayor, Councillor G Conkey OAM re-entered the chamber and assumed the chair, the time being 7:23pm.

**NOM-2 NOTICE OF MOTION - NIGHT TIME ECONOMY**

**20/466 RESOLVED:**  
On the Motion of Councillors D Hayes and R Kendall

**That Council receive a report outlining the recent Liquor Amendment (24-hour Economy) Bill 2020 governing entertainment venues and other night time economy venues and highlighting how it may help or hinder the delivery of our strategic plans, such as the Cultural Plan.**

**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	

**REPORTS FROM STAFF**

**RP-1 DA20/0470 - TWO-STOREY DWELLING, SHED, POOL AND ASSOCIATED RETAINING WALL - LOT 29 DP 1235752, 10 LAKESEND PLACE, LAKE ALBERT**

**20/467 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council approve DA20/0470 for construction of a two-storey dwelling, shed, pool and associated retaining wall at 10 Lakesend Place, Lake Albert, Lot 29 DP 1235752 as outlined in the attached Section 4.15 report and subject to the conditions of consent contained within the attached draft notice of 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-2 - PLANNING PROPOSAL LEP20/0005 TO AMEND LAND ZONING AND INCREASE MINIMUM LOT SIZE APPLYING TO LANDS AT CARTWRIGHTS HILL AND BYRNES ROAD This report was moved forward to follow the public discussion forum.

**RP-3 NAMING OF JUBILEE PARK ATHLETICS FACILITY**

**20/468 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a place on public exhibition for a period of 28 days the proposal to name the Jubilee Park Athletics Track, The Bill Jacob Athletics Centre**
- b receive a further report to Council on the submissions received during the public exhibition period**

**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-4      EXPRESSION OF INTEREST FOR MOBILE FOOD VENDOR AT TARCUTTA TRUCK INTERCHANGE**

**20/469      RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a      endorse the selection of the nominated provider in the report to operate mobile food services at the Tarcutta Truck Interchange for up to 12 months**
- b      endorse operating hours of the mobile food vending be restricted to 8:00 pm to 3:00 am seven days a week**

**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-5      CONSTITUTIONAL REFERENDUM - POPULARLY ELECTED MAYOR**

A MOTION was moved by Councillors D Tout and R Kendall

That Council:

- a      note the process and costs involved in the community consultation to conduct a Constitutional Referendum for a popularly elected Mayor
- b      note the NSW Electoral Commission have been engaged to conduct the referendum in conjunction with the 2021 NSW Local Government Elections
- c      approve the budget variation as noted in the financial implications section of this report.
- d      approve the following referendum wording for the 2021 Local Government Election:

The Mayor of Wagga Wagga is currently elected every two (2) years by the nine (9) Councillors. Do you approve of the direct election of the Mayor by the

voters of Wagga Wagga, for a four (4) year term, noting this will result in increased election costs each and every election?

An AMENDMENT was moved by Councillor T Koschel and seconded by Councillor P Funnell

That Council:

- a note the process and costs involved in the community consultation to conduct a Constitutional Referendum for a popularly elected Mayor
- b note the NSW Electoral Commission have been engaged to conduct the referendum in conjunction with the 2021 NSW Local Government Elections
- c approve the budget variation as noted in the financial implications section of this report.
- d approve the following referendum wording for the 2021 Local Government Election:

The Mayor of Wagga Wagga is currently elected every two (2) years by the nine (9) Councillors. Do you approve of the direct election of the Mayor by the voters of Wagga Wagga, for a four (4) year term?

The AMENDMENT on being put to the meeting was LOST.

**RECORD OF VOTING ON THE AMENDMENT**

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

**20/470 RESOLVED:**  
On the Motion of Councillors D Tout and R Kendall

That Council:

- a note the process and costs involved in the community consultation to conduct a Constitutional Referendum for a popularly elected Mayor
- b note the NSW Electoral Commission have been engaged to conduct the referendum in conjunction with the 2021 NSW Local Government Elections
- c approve the budget variation as noted in the financial implications section of this report.

d approve the following referendum wording for the 2021 Local Government Election:

The Mayor of Wagga Wagga is currently elected every two (2) years by the nine (9) Councillors. Do you approve of the direct election of the Mayor by the voters of Wagga Wagga, for a four (4) year term, noting this will result in increased election costs each and every election?

CARRIED

**RECORD OF VOTING ON THE MOTION**

For the Motion

- G Conkey OAM
- D Hayes
- V Keenan
- R Kendall
- D Tout

Against the Motion

- Y Braid OAM
- P Funnell
- T Koschel
- K Pascoe

**RP-6 RESPONSE TO NOTICE OF MOTION - REVIEW OF COMMITTEE MEETING TIMES**

**20/471 RESOLVED:**

On the Motion of Councillors T Koschel and P Funnell

That Council note the review undertaken to date and the actions being undertaken to review and improve its processes to ensure the operation of committees encourages diverse representation.

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-7 WORK HEALTH AND SAFETY POLICY (POL 080)**

**20/472 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a note that there were no public submissions received during the exhibition period of the draft Work Health and Safety Policy (POL 080)**
- b adopt the draft Work Health and Safety Policy (POL 080)**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

<p><u>For the Motion</u> Y Braid OAM G Conkey OAM P Funnell D Hayes V Keenan R Kendall T Koschel K Pascoe D Tout</p>	<p><u>Against the Motion</u></p>
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**RP-8 PROPOSED NEW FEE AND CHARGE FOR 2020/21 - MARY KIDSON HALL**

**20/473 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a note that there were no public submissions received during the exhibition period**
- b adopt the following new fee from 15 December 2020:**

Item Number	Fee and Charge Description	Pricing Policy ID	2020/21 Fee (excl GST)	GST	2020/21 Fee (incl GST)	Basis
NEW	Other Social / community group (not-for-profit)	E	50% reduction in hire rates associated with Playsession Hall Venue Hire (items number 0569 and 0570)			Each

**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-9      RESPONSE TO QUESTIONS/BUSINESS WITH NOTICE**

**20/474      RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council receive and note the 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-10      FINANCIAL PERFORMANCE REPORT AS AT 30 NOVEMBER 2020**

**20/475      RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a      approve the proposed 2020/21 budget variations for the month ended 30 November 2020 and note the continued forecast deficit budget position as a result of COVID-19**

- 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 the details of the external investments as at 30 November 2020 in accordance with section 625 of the Local Government Act 1993

**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 FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE - MINUTES - 20 OCTOBER 2020**

**20/476 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council receive and note the minutes of the Floodplain Risk Management Advisory Committee meeting held on 20 October 2020.**

**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 CRIME PREVENTION WORKING GROUP**

**20/477 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council receive and note the minutes of the Crime Prevention Working Group Meeting held on 16 November 2020.**

**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	

**M-3 CONFIRMATION OF MINUTES AUDIT, RISK AND IMPROVEMENT COMMITTEE 19 NOVEMBER 2020 AND ARIC ANNUAL REPORT**

**20/478 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a endorses the recommendations contained in the minutes of the Audit, Risk and Improvement Committee Meeting held on 19 November 2020**
- b receive and note the Audit, Risk and Improvement Committee Annual Report 2019-20**

**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	

**M-4 TRAFFIC COMMITTEE – MEETING 26 NOVEMBER 2020**

**20/479 RESOLVED:**  
On the Motion of Councillors D Hayes and R Kendall

**That Council:**

- a or its authorised delegate approve the conduct of the Butch Menz Memorial Bicycle Race, starting and finishing at Collingullie on Sunday 6 December 2020**
- b note the Traffic Committee’s approval for the imposition of an 80m length of NO STOPPING zone around the intersection of Cullen Road and Edward Street as a condition of consent for DA20/0476**
- c extend the timed parking zones adjacent to the 10 Best Street café to four ½ HOUR parking bays and three 2 HOUR parking bays for the periods 8:30am - 3pm, Monday to Friday and 8:30am – 12:30pm on Saturdays**
- d note the Traffic Committee’s approval to remove the existing 36m long on-street loading zone adjacent to 1 Simmons Street and install:**
  - 12 metres of NO PARKING zone 2.30pm to 7.30pm Mon-Fri outside the entrance to the building on 1 Simmons Street**
  - two 12 metre lengths of unrestricted PARKING zone on either side of the proposed NO PARKING zone**
- e install 1 HOUR time restricted parking on the 6 parking bays on the southern side of Forsyth Street between Bardo Lane and Blake Street for the periods 8:30am - 6pm, Monday to Friday and 8:30am – 12:30pm on Saturdays**

**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

**QUESTIONS/BUSINESS WITH NOTICE**

Councillor D Hayes noted there are grants available through NSW Department of Planning, Industry and Environment 'Your High Street' and requested advice on if Council applying for any grants?

*The General Manager, Peter Thompson advised that Council are applying for this grant funding due in January 2021.*

Councillor D Hayes raised concerns regarding the intersection of Beckwith Street and The Esplanade. Can Council investigate and propose possible improvements to assist pedestrians (particularly the elderly and people with mobility restrictions) cross this lengthy intersection safely.

Councillor V Keenan requested an update on the Notice of Motion she put forward in January 2020, outlining the readiness of our community as a regional centre and readiness for emergency response in conjunction with but not limited to impacted community members Combat agencies, Emergency Operation Centre, Recovery committee and other government reviews.

Councillor P Funnell raised concerns and requested advice on how Council are assisting the management of activities in road reserves including slashing of rural roadsides and options available to property owners given the significant growth on these reserves.

Councillor P Funnell noted and requested advice on a cost order that was potentially made in relation to the legal matter between Council and Mr Alan Eldridge.

Councillor R Kendall acknowledged and congratulated Council's customer service staff for the outstanding, friendly and professional service they provide the community. He advised that he has been approached by many community members over the past week complimenting the staff in Council's Customer Service Centre for their attitude, friendliness and approach to their enquires and wished to pass on appreciation to the relevant staff.

Councillor T Koschel requested a review of footpaths in the CBD following enquiries from the community in relation to maintenance and accessibility issues.

Councillor T Koschel requested an update on what Council are doing to ensure they are prepared and resources are ready to establish an evacuation centre, should an emergency or natural disaster was to occur.

Councillor D Tout advised Council on the new 'Tech Savvy' initiative running through the Wagga City Library to support and assist the community in particular the refugee community in getting involved, reshaping and stepping up to assist others learn through their own languages.

The Mayor, Councillor G Conkey OAM and Councillors thanked fellow Councillors and staff for their dedication, support and hard work over the year. The Mayor and

Councillors noted it was a challenging year acknowledging how proud they were to see how generous and giving our community is through difficult times. They expressed appreciation for the efforts of Councillors and staff and wished all a Merry Christmas and a safe and happy New Year.

**CONFIDENTIAL REPORTS**

**CONF-1 SECTION 356 REQUESTS FOR FINANCIAL ASSISTANCE**

**20/480 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a in accordance with Section 356 of the Local Government Act 1993, provide financial assistance to the following organisations:**
  - i Country Women’s Association (CWA Wagga) - \$598.00 (Request 1)**
  - ii Collingullie Glenfield Park Football Netball Club - \$1,960.00 (Request 2)**
  - iii Wagga Wagga Society of Model Engineers Inc - \$2,652.00 (Request 3)**
  - iv Wagga Amateur Radio Club Inc - \$225.00 (Request 4)**
  - v Wagga Wagga & District Family History Society Inc. - \$100.00 (Request 5)**
  - vi Domestic Violence Court Advocacy Service - \$165.00 (Request 6)**
  - vii Tolland Football Club Inc. - \$100.00 (Request 7)**
  - viii Combined Riders of Wagga Wagga 2020 Toy Run - \$170.00 (Request 8)**
  - ix Relay for Life – Cancer Council - \$330.00 (Request 9)**
  - x Wagga Little Athletics - \$3,000.00 (Request 10)**
- b contact the Wagga Show Society (Society) and respectfully advise that the rates relief provided by Wagga City Council is capped at the previously advised 50% assistance level, and that there are extended payment options available to the Society (Request 11)**
- c note the remaining budget available for financial assistance requests for the 2020/21 financial year**

**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

**CONF-2 RFT2021-02 ART GALLERY HUMIDITY CONTROL UPGRADE CONSTRUCTION**

**20/481 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, decline all tenders for the RFT2021-02 Art Gallery Humidity Control Upgrade works**
- b pursuant to clause 178(3)(e) of the Local Government (General Regulation) 2005, authorise the General Manager, or their delegate, to enter into negotiations with any person with the intention of entering into a contract for the RFT2021-02 Art Gallery Humidity Control Upgrade works**
- c in accordance with clause 178(4)(b) of the Local Government (General Regulation) 2005, the reasons for entering into direct negotiations are that none of the tenders submitted completely satisfy Council’s requirements and modifications are required before a contract can be executed, which cannot be done without entering into negotiations.**
- d authorise the General Manager or their delegate to enter into a contract, using Council’s Common Seal if required, should negotiations be successful**

**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

**CONF-3 RFT2021-09 GEOTECHNICAL TESTING SERVICES**

**20/482 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a accept the offers of Aitken Rowe Testing Laboratories Pty Limited (ABN: 53 058 315 138) and The Trustee for DM & EJB McMahon Family Trust trading as DM McMahon Pty Ltd (ABN: 53 404 508 490) for provision of Geotechnical Testing Services for the Schedule of Rates in their offer for a 2-year term**
- b authorise the General Manager or their delegate to enter into a contract with Aitken Rowe Testing Laboratories Pty Limited (ABN: 53 058 315 138) and The Trustee for DM & EJB McMahon Family Trust trading as DM McMahon Pty Ltd (ABN: 53 404 508 490) for provision of Geotechnical Testing Services for the Schedule of Rates in their offer**
- c authorise the General Manager or his delegate to extend the Contracts for 1 x 12-month period, as set out in the Contract documents**
- d 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-4 RFQ2020-519 BULK FUEL SUPPLY**

**20/483 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a accept the Tender of Ampol Australia Petroleum Pty Ltd (ABN: 17 000 032 128) for the provision of bulk fuel for a period of 12 months with an option to extend the contract for 2 x 12-month periods**
- b authorise the General Manager or their delegate to enter into a contract with Ampol Australia Petroleum Pty Ltd (ABN: 17 000 032 128) for the provision of bulk fuel for a period of 12 months with an option to extend the contract for 2 x 12 month periods**
- c authorise the General Manager or their delegate to extend the Contract as set out in the Contract documents**
- d 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-5 WAGGA WAGGA CITY COUNCIL - EXPRESSIONS OF INTEREST FOR GRAZING LICENCES**

**20/484 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a agree to enter into three (3) year grazing licence agreements for the land parcels noted below with the parties named in the body of this report and on the conditions noted in the body of this report:**
  - i) 44 Wright Street, Cartwright’s Hill**
  - ii) 216 Cooramin Street, North Wagga**
  - iii) 2 & 22 Poiles Road, Downside**
  - iv) 31 Boorooma Street, North Wagga**
  - v) Block 2, Cooramin Street, North Wagga**
  - vi) Block 3, Cooramin Street, North Wagga**
  - vii) Block 4 (excluding TSR), Cooramin Street, North Wagga**
  - viii) 146 & 148 Gap Hall to Coolamon Road, The Gap**
  - ix) 121 Narrung Street, Wagga Wagga**
  - x) 2 Horseshoe Road, Cartwrights Hill**
  - xi) Smith Street, Forest Hill**
  - xii) 132 Ashford Road, Gregadoo**
  - xiii) Part Moorong Street, Wagga Wagga**
  
- b authorise the execution of all necessary documents under Council’s common seal as necessary**

**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-6 RIVERINA INTERMODAL FREIGHT LOGISTICS HUB AGREEMENTS WITH AUSTRALIAN RAIL AND TRACK CORPORATION AND REGIONAL GROWTH DEVELOPMENT CORPORATION**

**20/485 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a accept the price from Australian Rail Corporation Limited (ACN 081 455 754) for participation in the design development, supervision and certification of the RiFL project siding No 1**
- b authorise the General Manager or their delegate to execute the Works Deed with Australian Rail Corporation Limited (ACN 081 455 754)**
- c authorise the affixing of the Council’s Seal to all relevant documents as required**
- d approve the budget variation/s as detailed in the Financial Implications section of the report**

**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	

**CONF-7 RIVERSIDE STAGE 2 - OUTCOME OF TENDER NEGOTIATIONS**

**20/486 RESOLVED:**  
On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a authorise the General Manager or their delegate to negotiate to enter into an agreement for \$3,082,560 of funding from the Local Roads and Community Infrastructure Program for Riverside Stage 2**

- b authorise the General Manager or their delegate to enter into a separable portions contract with Huon Contractors Pty Limited (ABN 33 094 145 409) for the Riverside Stage 2 project in the amount of \$7,614,663.19 excluding GST (subject to the Local Roads and Community Infrastructure Funding agreement being executed)**
- c authorise the affixing of Council’s Common Seal to all relevant documents as required approve the budget and variations as detailed in the Financial Implications section of the 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

**REVERSION TO OPEN COUNCIL**

**Recommendation**

**That this meeting of the Closed Council revert to an open meeting of the Council, the time being 8.37pm.**

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 8.37pm.

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MAYOR