

PRESENT

The Mayor, Councillor Dallas Tout
Councillor Michael Henderson
Councillor Richard Foley
Councillor Rod Kendall
Councillor Jenny McKinnon
Councillor Amelia Parkins

IN ATTENDANCE

General Manager	(Mr P Thompson)
Director Community	(Ms J Summerhayes)
Director Infrastructure Services	(Mr H Pavitt)
Director Regional Activation	(Mr J Sidgwick)
Chief Financial Officer	(Mrs C Rodney)
Chief Operating Officer	(Mr S Gray)
Executive Director - People & Culture	(Mrs F Piltz)
Project Director Regulatory Planning Reform	(Ms R Fox)
Executive Manager, Regional Activation - Projects	(Mrs F Hamilton)
Manager Corporate Governance & Performance	(Mr D Galloway)
Manager City Growth & Regional Assets	(Mr B Creighton)
Manager Community Services	(Ms M Scully)
Cultural Officer	(Mrs L Reynolds)
Project Manager - Strategic Projects	(Mr P O'Brien)
Development Assessment Coordinator	(Mr C Collins)
Senior Town Planner	(Mr S Cook)
Property Coordinator	(Mr M Dombrovski)
Corporate Governance Coordinator	(Mrs N Johnson)
Communications & Engagement Coordinator	(Mr M Casey)
Corporate Governance Officer	(Ms K West)

NOTICE TO MEETING

The proceedings of all Council meetings in open session, including all debate and addresses by the public, are recorded (audio visual) and livestreamed on Council's website including for the purpose of facilitating community access to meetings and accuracy of the Minutes.

In addition to webcasting council meetings, audio recordings of confidential sessions of Ordinary Meetings of Council are also recorded, but do not form part of the webcast. Council Meetings are also subject to filming and photographing by media agencies which may form part of news and media broadcasts. Members of the gallery are also advised that recording the proceedings of the meeting of the council is prohibited without the prior authorisation of the council.

WELCOME TO COUNTRY

Aunty Cheryl Penrith, Senior Wiradjuri Elder, performed the Welcome to Country as part of NAIDOC Celebrations.

ACKNOWLEDGEMENT OF COUNTRY

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities.

REFLECTION

Councillors, let us in silence reflect upon our responsibilities to the community which we represent, and to all future generations and faithfully, and impartially, carry out the functions, powers, authorities and discretions vested in us, to the best of our skill and judgement.

APOLOGIES

Apologies for non-attendance were received and accepted for Councillor T Koschel and the Director City Engineering, Mr W Faulkner on the Motion of Councillors M Henderson and Councillor R Foley.

LEAVE OF ABSENCE

Council noted that Leave of Absence was granted to Councillor G Davies for all Council meetings, Public Art Advisory Panel and Australia Day Committee meetings from Monday, 22 July 2024 - Monday, 26 August 2024 at its Ordinary Council Meeting 8 April 2024.

CONFIRMATION OF MINUTES

CM-1 ORDINARY COUNCIL MEETING - 24 JUNE 2024

24/001 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That the Minutes of the proceedings of the Ordinary Council Meeting held on 24 June 2024 be confirmed as a true and accurate record.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

DECLARATIONS OF INTEREST

Councillor M Henderson declared a Non-Significant Non-Pecuniary Interest in RP-11 ANNUAL GRANTS PROGRAM 2024/25 - RECREATIONAL & COMMUNITY FACILITIES the reason being one of the recipients utilises the Wagga Boat Club and he is a Director of the Wagga Boat Club and remained in the chamber during its consideration.

Councillor M Henderson declared a Non-Significant Non-Pecuniary Interest in RP-13 ANNUAL GRANTS PROGRAM 2024/25 - RECREATIONAL & COMMUNITY FACILITIES the reason being the event is being held at the Wagga Boat Club and he is a Director of the Boat Club and remained in the chamber during its consideration.

Councillor J McKinnon declared a Non-Significant Non-Pecuniary Interest in RP-9 ANNUAL GRANTS PROGRAM 2024/25 - ARTS, CULTURE & CREATIVE INDUSTRIES the reason being a director of one the applicants is a friend of hers and remained in the chamber during its consideration.

Councillor J McKinnon declared a Significant Non-Pecuniary Interest in RP-10 ANNUAL GRANTS PROGRAM 2024/25 - YOUTH PROGRAMS & PROJECTS the reason being a director of one the applicants is a friend of hers and remained in the chamber during its consideration.

Councillor J McKinnon declared a Non-Significant Non-Pecuniary Interest in RP-12 ANNUAL GRANTS PROGRAM 2024/25 - ENVIRONMENT the reason being she is a member of the Demonstration Gardens and CROW (a auspicing body for the Electrify Wagga project) and remained in the chamber during its consideration.

Councillor A Parkins declared a Significant Non-Pecuniary Interest in RP-9 ANNUAL GRANTS PROGRAM 2024/25 - ARTS, CULTURE & CREATIVE INDUSTRIES the reason being the Director of Eastern Riverina Arts, Tim Kurylowicz, is a member of her local government election ticket and is one of the recipients in this category and vacated the chamber during its consideration.

Councillor A Parkins declared a Significant Non-Pecuniary Interest in RP-10 ANNUAL GRANTS PROGRAM 2024/25 - YOUTH PROGRAMS & PROJECTS the reason being the Director of Eastern Riverina Arts, Tim Kurylowicz, is a member of her local government election ticket and is one of the recipients in this category and vacated the chamber during its consideration.

Councillor A Parkins declared a Significant Non-Pecuniary Pecuniary Interest in RP-11 ANNUAL GRANTS PROGRAM 2024/25 - RECREATIONAL & COMMUNITY FACILITIES the reason being the Director of Eastern Riverina Arts, Tim Kurylowicz, is a member of her local government election ticket and is one of the recipients in this category and vacated the chamber during its consideration.

Councillor A Parkins declared a Significant Non-Pecuniary Interest in RP-18 PROPOSED AMENDMENTS - PUBLIC ART POLICY - POL 109 the reason being one of the speakers is a member of her local government election ticket and vacated the chamber during its consideration.

Councillor A Parkins declared a Non-Significant Non-Pecuniary Interest in CONF 7 RESPONSE TO NOTICE OF MOTION - HOUSING OPPORTUNITIES the reason being her employer is mentioned in the report as being a stakeholder in workshops and remained in the chamber during its consideration.

The Mayor, Councillor D Tout, declared a Significant Non-Pecuniary Interest in RP-6 REQUESTS FOR FINANCIAL ASSISTANCE the reason being that he rents a small office from St Aidens Presbyterian Church who are a recipient and vacated the chamber during its consideration.

The Mayor, Councillor D Tout, declared a Significant Non-Pecuniary Interest in RP-8 ANNUAL GRANTS PROGRAM 2024/25 - SMALL BUSINESS the reason being a member of his local government election group is a co-owner of one of the recipients in this category and vacated the chamber during its consideration.

The Mayor, Councillor D Tout, declared a Significant Non-Pecuniary Interest in RP-16 ANNUAL GRANTS PROGRAM 2024/25 - NEIGHBOURHOOD & RURAL VILLAGES the reason being a contractor quote used in an application by Tarcutta Pony Club is his immediate neighbour. He also made this declaration in the assessment meeting and took no part in the assessment of this specific application and vacated the chamber during its consideration.

The Mayor, Councillor D Tout, declared a Non-Significant Non-Pecuniary Interest in RP-25 DELEGATIONS DURING THE ELECTION PERIOD the reason being he is named in the report and remained within the chamber during its consideration.

The Mayor, Councillor D Tout, declared a Significant Non-Pecuniary Interest in CONF 7 RESPONSE TO NOTICE OF MOTION - HOUSING OPPORTUNITIES the reason being he is a tenant in a building of one of the sites reviewed as part of this report that was subsequently declined but was not aware of the assessment and played no part in it and vacated the chamber during its consideration.

Chief Operating Officer, Mr S Gray declared a Significant Non-Pecuniary Interest in RP-3 DA24/0018 - ALTERATIONS AND ADDITIONS TO EXISTING LICENCED PREMISES (TURVEY PARK HOTEL) the reason being he holds a position on the Wagga Basketball Board and the applicant is a sponsor of Wagga Basketball. He vacated the chamber during its consideration.

Executive Director, People and Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest in RP-9 ANNUAL GRANTS PROGRAM 2024/25 - ARTS, CULTURE & CREATIVE INDUSTRIES the reason being she is a member of the Board of Eastern Riverina Arts, who are one of the recipients of annual grant funding in this category and vacated the chamber during its consideration.

Executive Director, People and Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest in RP-10 ANNUAL GRANTS PROGRAM 2024/25 - YOUTH PROGRAMS & PROJECTS the reason being she is a member of the Board of Eastern Riverina Arts, who are one of the recipients of annual grant funding in this category and vacated the chamber during its consideration.

Executive Director, People and Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest in RP-11 ANNUAL GRANTS PROGRAM 2024/25 - RECREATIONAL & COMMUNITY FACILITIES the reason being she is a member of the Board of Eastern Riverina Arts, who are one of the recipients of annual grant funding in this category and vacated the chamber during its consideration.

Executive Director, People and Culture, Mrs F Piltz declared a Significant Non-Pecuniary Interest in RP-18 PROPOSED AMENDMENTS - PUBLIC ART POLICY - POL 109 the reason being one of the speakers is the Director of Eastern Riverina Arts and, she is a member of the Board of Eastern Riverina Arts and vacated the chamber during its consideration.

PROCEDURAL MOTION - ENGLOBO

24/002 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

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 CR-1, RP-7, RP-12 to RP-15, RP-17, RP-19, RP-20, RP-22 to RP-25, CONF-1, CONF-3 to CONF-6 be adopted as recommended in the business papers.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

PUBLIC DISCUSSION FORUM

NOM-1 - NOTICE OF MOTION - REVIEW OF THE HERITAGE CONSERVATION AREA

- Noel Thomson (Noel Thomson Architecture) – Speaking in favour of the Recommendation

RP-1 - DA21/0604.01 MODIFICATION OF CONSENT FOR MULTI-LEVEL COMMERCIAL OFFICE & CAR PARK - AMENDMENTS TO APPROVED PLANS, 199-205 MORGAN STREET, WAGGA WAGGA

- Chris Roche – Speaking against the Recommendation
- Manuel Donebus (Damasa PTY LTD) - Speaking in favour of the Recommendation

RP-2 - DA24/0017 - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING AND CONSTRUCTION OF TWO ADDITIONAL DWELLINGS CREATING MULTI DWELLING HOUSING, 11 THE BOULEVARDE, KOORINGAL

- Andrew Jones (Jones Designs) - Speaking in favour of the Recommendation

Chief Operating Officer, Mr S Gray declared a Significant Non-Pecunairy Interest and vacated the chamber, the time being 6:43pm.

RP-3 - DA24/0018 - ALTERATIONS AND ADDITIONS TO EXISTING LICENCED PREMISES (TURVEY PARK HOTEL)

- Sam Cruickshank - Speaking in favour of the Recommendation

Chief Operating Officer, Mr S Gray re-entered the Chamber the time being 6:46pm

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest and vacated the chamber, the time being 6:46pm.

RP-18 - PROPOSED AMENDMENTS - PUBLIC ART POLICY - POL 109

- Tim Kurylowicz – Speaking in Favour of the Recommendation
- Vicki Burkinshaw – Speaking in Favour of the Recommendation

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz re-entered the chamber, the time being 7.03pm.

PROCEDURAL MOTION - CHANGE STANDING ORDERS

24/003 RESOLVED:
On the Motion of Councillors J McKinnon and R Kendall

That Council move forward consideration of the below items to follow the Public Discussion Forum:

- **NOM-1 - NOTICE OF MOTION - REVIEW OF THE HERITAGE CONSERVATION AREA**
- **RP-1 - DA21/0604.01 MODIFICATION OF CONSENT FOR MULTI-LEVEL COMMERCIAL OFFICE & CAR PARK - AMENDMENTS TO APPROVED PLANS, 199-205 MORGAN STREET, WAGGA WAGGA**
- **RP-2 - DA24/0017 - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING AND CONSTRUCTION OF TWO ADDITIONAL DWELLINGS CREATING MULTI DWELLING HOUSING, 11 THE BOULEVARDE, KOORINGAL**
- **RP-3 DA24/0018 - ALTERATIONS AND ADDITIONS TO EXISTING LICENCED PREMISES (TURVEY PARK HOTEL)**
- **RP-18 PROPOSED AMENDMENTS - PUBLIC ART POLICY - POL 109**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

NOM-1 NOTICE OF MOTION - REVIEW OF THE HERITAGE CONSERVATION AREA

24/004 RESOLVED:
On the Motion of Councillors A Parkins and R Foley

That Council receives a report that considers options to conduct a review of the Heritage Conservation Area to inform the CBD Masterplan. Such a review should include, but not be limited to:

- a an assessment of the heritage significance of the existing heritage conservation area and the extent of the conservation area;**
- b consideration of new objectives and controls that retain and enhance the identified heritage significance of the conservation area while allowing appropriate new development to occur; and**
- c preparation of a Heritage Design Guide to facilitate sympathetic new development in a heritage precinct and appropriate conservation outcomes**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-1 DA21/0604.01 MODIFICATION OF CONSENT FOR MULTI-LEVEL COMMERCIAL OFFICE & CAR PARK - AMENDMENTS TO APPROVED PLANS, 199-205 MORGAN STREET, WAGGA WAGGA

24/005 RESOLVED:
On the Motion of Councillors R Kendall and A Parkins

That Council approve DA21/0604.01 to modify Development Consent DA21/0604 for a Multi-level Commercial Officer and Car Park at 199-205 Morgan Street, Wagga Wagga (Lot 7 DP 203835, Lot 1 DP 375748, and Lot A DP 331461) subject to the conditions outlined in the Section 4.15/4.55 Assessment Report.

CARRIED

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

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

RP-2 DA24/0017 - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING AND CONSTRUCTION OF TWO ADDITIONAL DWELLINGS CREATING MULTI DWELLING HOUSING, 11 THE BOULEVARDE, KOORINGAL

24/006 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve DA24/0017 for alterations and additions to existing dwelling and construction of two additional dwellings, creating multi dwelling housing at 11 The Boulevarde, Kooringal NSW 2650 (Lot 56 DP 38519) subject to the conditions outlined in the Section 4.15 Assessment Report.

CARRIED

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

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

RP-3 DA24/0018 - ALTERATIONS AND ADDITIONS TO EXISTING LICENCED PREMISES (TURVEY PARK HOTEL)

Chief Operating Officer, Mr S Gray declared a Significant Non-Pecunairy Interest and vacated the chamber, the time being 7:31pm.

24/007 RESOLVED:
On the Motion of Councillors R Kendall and M Henderson

That Council approve DA24/0018 for Alterations and Additions to Existing Licenced Premises (Turvey Park Hotel) at 71 Bolger Avenue, Mount Austin NSW 2650 (Lot 1 DP 505153) subject to the conditions outlined in the Section 4.15 Assessment Report.

CARRIED

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

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

Chief Operating Officer, Mr S Gray re-entered the Chamber the time being 7:37pm

RP-18 PROPOSED AMENDMENTS - PUBLIC ART POLICY - POL 109

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest and vacated the chamber, the time being 7:37pm.

The Motion was moved by Councillor J McKinnon and Councillor R Kendall

That Council:

- a remove the annual \$50,000 cap currently placed on Public Art funding and continue collecting 1% of all capital works project budgets (excluding: Sewer; Solid Waste; Stormwater Levy; Public Art; Grants; Contributions; Developer Contribution Plan; Accelerated Infrastructure Fund (AIF) funded projects and acquisition budgets) for the purpose of the Public Art Reserve
- b note the proposed allocation of these funds will be allocated towards projects in the current adopted Public Art Plan 2022 -2026 as detailed in the financial implications of this report
- c note the financial implications for the Emergency Events Reserve as detailed in the financial implications of this report

- d amend the draft POL 109 Public Art Policy to reflect the above changes and place on public exhibition for 28 days from 26 July 2024 and invite public submissions until 23 August 2024 on the draft document
- e receive a further report following the public exhibition period
 - i) addressing any submissions made in respect of the draft POL 109 Public Art Policy
 - ii) proposing any amendments to the plan considered appropriate whether as a result of the submissions or otherwise

An AMENDMENT was moved by Councillors R Kendall and R Foley

That Council:

- a continue collecting 1% of all capital works project budgets (excluding: Sewer; Solid Waste; Stormwater Levy; Public Art; Grants; Contributions; Developer Contribution Plan; Accelerated Infrastructure Fund (AIF) funded projects and acquisition budgets) for the purpose of the Public Art Reserve and the Emergency Works reserve with the allocation being 50/50
- b note the proposed allocation of these funds will be allocated towards projects in the current adopted Public Art Plan 2022 -2026 as detailed in the financial implications of this report
- c note the financial implications for the Emergency Events Reserve as detailed in the financial implications of this report
- d amend the draft POL 109 Public Art Policy to reflect the above changes and place on public exhibition for 28 days from 26 July 2024 and invite public submissions until 23 August 2024 on the draft document
- e receive a further report following the public exhibition period
 - i) addressing any submissions made in respect of the draft POL 109 Public Art Policy
 - ii) proposing any amendments to the plan considered appropriate whether as a result of the submissions or otherwise

RECORD OF VOTING ON THE AMENDMENT

<u>For the Amendment</u> R Kendall	<u>Against the Amendment</u> D Tout R Foley M Henderson J McKinnon
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The AMENDMENT being put to the meeting was LOST.

That Council:

- a remove the annual \$50,000 cap currently placed on Public Art funding and continue collecting 1% of all capital works project budgets (excluding: Sewer; Solid Waste; Stormwater Levy; Public Art; Grants; Contributions; Developer Contribution Plan; Accelerated Infrastructure Fund (AIF) funded projects and acquisition budgets) for the purpose of the Public Art Reserve

- b note the proposed allocation of these funds will be allocated towards projects in the current adopted Public Art Plan 2022 -2026 as detailed in the financial implications of this report
- c note the financial implications for the Emergency Events Reserve as detailed in the financial implications of this report
- d amend the draft POL 109 Public Art Policy to reflect the above changes and place on public exhibition for 28 days from 26 July 2024 and invite public submissions until 23 August 2024 on the draft document
- e receive a further report following the public exhibition period
 - i) addressing any submissions made in respect of the draft POL 109 Public Art Policy
 - ii) proposing any amendments to the plan considered appropriate whether as a result of the submissions or otherwise

RECORD OF VOTING ON THE MOTION

For the Motion
J McKinnon

Against the Motion
D Tout
R Foley
M Henderson
R Kendall

The MOTION being put to the meeting was LOST.

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz re-entered the chamber, the time being 8:08pm.

COUNCILLOR REPORT

CR-1 COUNCILLOR REPORT - 2024 ROADS CONGRESS

24/008 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council receive and notes the report from Councillor Rod Kendall in relation to the 2024 Local Roads Congress.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

REPORTS FROM STAFF

RP-1 DA21/0604.01 Modification of consent for multi-level commercial office & car park - amendments to approved plans, 199-205 Morgan Street, Wagga Wagga, was moved forward to follow the public discussion forum.

RP-2 - DA24/0017 - Alterations and additions to existing dwelling and construction of two additional dwellings creating multi dwelling housing, 11 the Boulevard, Koorringal, was moved forward to follow the public discussion forum.

RP-3 DA24/0018 - Alterations and additions to existing licenced premises, was moved forward to follow the public discussion forum.

RP-4 PROPOSED AMENDMENTS TO THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 AND OPTIONS FOR SALE OF LAND - LOT 2, DP 7702230, BOOROOMA

24/009 RESOLVED:
On the Motion of Councillors R Foley and M Henderson

That Council:

- a endorses the preparation of a Planning Proposal, as detailed in the attached scoping report; and**
 - i forwards it to the Minister for Planning seeking an Amendment to the WLEP 2010 and requests that a Gateway Determination be issued, including the delegation of Plan making powers, so as to enable the public exhibition of the Planning Proposal pursuant to the EP&A Act 1979; and**
 - ii upon receipt of a Gateway Determination under Section 3.34 of the EP&A Act 1979, Council places the Planning Proposal and any supporting material on public exhibition pursuant to any requirements of the Gateway Determination and Schedule 1, clause 4 of the EP&A Act 1979; and**
 - iii should no objections be received, furnishes a copy of this report and other relevant information to the NSW Department of Planning, Industry and Environment and/or NSW Parliamentary Counsels Office, in accordance with the EP&A Act 1979, and requests the Minister for Planning (or a delegate on their behalf) undertake the appropriate actions to secure the making of the amendment to the WLEP 2010**
- b commence an expression of interest (EOI) process for the sale/lease of the land formulated to allow the development industry to put forward options for purchase/lease and development of the land to achieve the best residential use of the land combined with the public interest**

- c continue negotiations with RGDC and emergency services agencies to facilitate an alternative precinct approach at a different site on the northern side of the city**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion
R Foley

Councillor R Foley vacated the chamber, the time being 8:15pm.

RP-5 2024/25 BUDGET VARIATIONS AND 30 JUNE 2024 INVESTMENT REPORT

24/010 RESOLVED:
On the Motion of Councillors A Parkins and R Kendall

That Council:

- a approve the proposed 2024/25 budget variations as presented in this report**
- b note the Responsible Accounting Officer’s reports, in accordance with the Local Government (General) Regulation 2021 (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 of 30 June 2024 in accordance with section 625 of the Local Government Act 1993**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

Councillor R Foley re-entered the chamber, the time being 8:17pm.

RP-6 REQUESTS FOR FINANCIAL ASSISTANCE

The Mayor, Councillor D Tout declared a Significant Non-Pecuniary Interest and vacated the chamber and the chair, the time being 8:16pm.

Deputy Mayor, Councillor A Parkins assumed the chair, the time being 8.16pm.

24/011 RESOLVED:
On the Motion of Councillors J McKinnon and R Foley

That Council:

- a in accordance with Section 356 of the Local Government Act 1993, provide financial assistance to the following groups:**
 - i Homes NSW – Tolland Clean Up: \$10,047 (Request 1)**
 - ii St Aidan’s Presbyterian Church – Good Friday Service: \$155 (Request 2)**
 - iii Potowa Buddhist Group – Multi-faith Conference: \$450 (Request 3)**
- b note the proposed budget available for financial assistance requests for the remainder of the 2024/25 financial year**

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u> R Foley M Henderson R Kendall J McKinnon A Parkins	<u>Against the Motion</u>
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Deputy Mayor, Councillor A Parkins vacated the chair, the time being 8.17pm.

The Mayor, Councillor D Tout re-entered the chamber and assumed chair, the time being 8:17pm.

RP-7 2023/24 WORKS IN PROGRESS AND BUDGET REVOTES

24/012 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a approve the proposed 2023/24 capital and operating budget revotes into the 2024/25 financial year as presented in this report**
- b note the 2023/24 capital and operating works in progress transfers into the 2024/25 financial year as presented in this report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-8 ANNUAL GRANTS PROGRAM 2024/25 - SMALL BUSINESS

The Mayor, Councillor D Tout declared a Significant Non-Pecuniary Interest and vacated the chamber and the chair, the time being 8:17pm.

Deputy Mayor, Councillor A Parkins assumed the chair, the time being 8.17pm.

24/013 RESOLVED:

On the Motion of Councillors R Foley and M Henderson

That Council approve the successful applications for the Small Business category of the 2024/25 Annual Grants Program as detailed in the report totalling \$35,487, including the budget variation from Economic Development 2023/24 operational savings and carryover of 2023/24 category funds.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

Deputy Mayor, Councillor A Parkins vacated the chair, the time being 8.18pm.

The Mayor, Councillor D Tout re-entered the chamber and assumed the Chair, the time being 8:18pm.

RP-9 ANNUAL GRANTS PROGRAM 2024/25 - ARTS, CULTURE & CREATIVE INDUSTRIES

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest and vacated the chamber, the time being 8:18pm.

24/014 RESOLVED:
On the Motion of Councillors R Kendall and M Henderson

That Council approve the successful applications for the Arts, Culture & Creative Industries Category of the Annual Grants Program 2024/25 as detailed in the report totalling \$32,500, which includes the carryover of 2023/24 category funds.

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
R Foley	
M Henderson	
R Kendall	
J McKinnon	

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz re-entered the chamber, the time being 8:20pm.

RP-10 ANNUAL GRANTS PROGRAM 2024/25 - YOUTH PROGRAMS & PROJECTS

24/015 RESOLVED:
On the Motion of Councillors R Foley and R Kendall

That Council:

- a approve the successful applications for the Youth Programs & Projects Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$12,661**
- b approve the budget transfers as detailed in the financial implications section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon

Against the Motion

RP-11 ANNUAL GRANTS PROGRAM 2024/25 - RECREATIONAL & COMMUNITY FACILITIES

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz, declared a Significant Non-Pecuniary Interest and vacated the chamber, the time being 8:21pm.

24/016 RESOLVED:
On the Motion of Councillors J McKinnon and M Henderson

That Council approve the successful applications for the Recreational & Community Facilities Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$30,000.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon

Against the Motion

Councillor A Parkins and Executive Director People & Culture, Mrs F Piltz re-entered the chamber, the time being 8:22pm.

RP-12 ANNUAL GRANTS PROGRAM 2024/25 - ENVIRONMENT

24/017 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve the successful applications for the Environment category of the 2024/25 Annual Grants Program as detailed in the report totalling \$12,572.00, which includes the carryover of 2023/24 category funds along with a budget variation from the Environment 2023/24 operational savings.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-13 ANNUAL GRANTS PROGRAM 2024/25 - EVENTS

24/018 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a approve the successful applications for the Events Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$37,534**
- b approve the budget transfers as detailed in the financial implications section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-14 ANNUAL GRANTS PROGRAM 2024/25 - LOCAL HERITAGE

24/019 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve the successful applications for the Local Heritage Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$15,500.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-15 ANNUAL GRANTS PROGRAM 2024/25 - RURAL HALLS

24/020 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve the successful applications for the Rural Halls category of the 2024/25 Annual Grants Program as detailed in the report totalling \$25,000.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-16 ANNUAL GRANTS PROGRAM 2024/25 - NEIGHBOURHOOD & RURAL VILLAGES

The Mayor, Councillor D Tout declared a Significant Non-Pecuniary Interest and vacated the chamber and the chair, the time being 8:23pm.
Deputy Mayor, Councillor A Parkins assumed the chair, the time being 8:23pm.

24/021 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve the successful applications for the Neighbourhood & Rural Villages Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$22,000.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

Deputy Mayor, Councillor A Parkins vacated the chair, the time being 8.24pm.

The Mayor, Councillor D Tout re-entered the chamber and assumed the Chair, the time being 8:24pm.

RP-17 ANNUAL GRANTS PROGRAM 2024/25 - COMMUNITY PROGRAMS & PROJECTS

24/022 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council approve the successful applications for the Community Programs & Projects Category of the 2024/25 Annual Grants Program as detailed in the report totalling \$30,000.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-18 - Proposed amendments - Public Art Policy - Pol 109 was moved forward to follow the public discussion forum.

RP-19 APPLICATIONS FOR SUBSIDY FOR WASTE DISPOSAL FOR CHARITY ORGANISATIONS

24/023 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council endorse the annual 2024/25 Financial Assistance for waste disposal subsidy for the total amount of \$3,900.00 for the below listed charities.

CARRIED

RECORD OF VOTING ON THE MOTION

- | | |
|---|---------------------------|
| <u>For the Motion</u>
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins | <u>Against the Motion</u> |
|---|---------------------------|

RP-20 GET NSW ACTIVE 2024/25 FUNDING

24/024 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a endorse the General Manager or their delegate to enter into an agreement with Transport for NSW \$1,354,890 in funding for the construction of the Active Travel Plan Stage 3 Koorinal Road Link**
- b approve the budget variations as detailed in the budget section of this report**
- c authorise the affixing of Council’s Common Seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

- | | |
|---|---------------------------|
| <u>For the Motion</u>
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins | <u>Against the Motion</u> |
|---|---------------------------|

RP-21 WAGGA WAGGA PLAYGROUND STRATEGY 2024-2044

24/025 RESOLVED:
On the Motion of Councillors A Parkins and R Foley

That Council:

- a note all submissions received relating to the exhibited Playground Strategy by the closing date of 7 December 2023**
- b endorse the recommended amendments to the document**
- c adopt the Playground Strategy 2024-2044 with the recommended changes as detailed in the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-22 PROPOSED EXPRESSION OF INTEREST CAMPAIGN - COUNCIL MANAGED CROWN LAND - 8 BENT STREET, TARCUTTA (LOT 136 DP 757255)

24/026 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a undertake an Expression of Interest campaign for the occupation of 8 Bent Street, Tarcutta (being Lot 136 in Deposited Plan 757255)**
- b receive a further report regarding all submissions received at the conclusion of the expression of interest process**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion
D Tout
R Foley
M Henderson
R Kendall
J McKinnon
A Parkins

Against the Motion

RP-23 ASSIGNMENT OF LEASE - GRESHAM STREET, TARCUTTA (LOT 7009 DP 1028847 & PART LOT 16 DP 1189207)

24/027 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council

- a agree to the assignment of the existing lease agreement for Gresham Street, Tarcutta (being Lot 7009 DP 1028847 and part Lot 16 DP 1189207) in the name of the Tarcutta Transport and Farming Museum Incorporated to Tarcutta Mens Shed Incorporated**
- b delegate authority to the General Manager or delegate to negotiate a collateral Deed with Tarcutta Mens Shed Incorporated on the terms contained within this report.**
- c delegate authority to the General Manager or their delegate to execute any necessary documentation on behalf of Council**
- d authorise the affixing of Council’s Common Seal to documents relating to this matter as required**

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
R Foley	
M Henderson	
R Kendall	
J McKinnon	
A Parkins	

RP-24 HOUSING SUPPORT PROGRAM FUNDING - STREAM 1

24/028 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a authorise the General Manager or their delegate to enter into an agreement with the Australian Government, Department of Infrastructure, Transport, Regional Development, Communication and the Arts for \$420,000 in funding for the development of the Wagga Wagga City Smaller Scale Second Home Initiative**

- b approve the budget variations as detailed in the budget section of this report once the funding agreement is received**
- 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

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

RP-25 DELEGATIONS DURING THE ELECTION PERIOD

24/029 RESOLVED:

On the Motion of Councillors R Kendall and R Foley

That Council:

- a delegate to Dallas Tout the functions of the role of mayor as described in s226 from 14 September 2024 until the first meeting of the Council elected at the 14 October 2024**
- b confirms that the delegation described in (a) shall cease when a Mayor is elected at the first meeting of the newly elected Council**
- c confirms that this delegation shall be limited by the restrictions on delegations identified in s377 of the Local Government Act 1993**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

RP-26 QUESTIONS WITH NOTICE

24/030 RESOLVED:
On the Motion of Councillors R Foley and M Henderson

That Council receive and note the report.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

CLOSED COUNCIL

24/031 RESOLVED:
On the Motion of Councillors R Kendall and A Parkins

That the Council now resolve itself into a Closed Council, the time being 8.38pm.

CARRIED

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

CONFIDENTIAL REPORTS

CONF-1 SPONSORSHIP OPPORTUNITY AT EXHIBITION CENTRE

24/032 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a approve the General Manager or their delegate to enter into an agreement with Wagga Rugby League Inc. to sell the naming rights for Field 2A at the Wagga Wagga Exhibition Centre with the agreement to include:**
 - i) a 3 year period with an option to extend this for an additional 3 years**
 - ii) clauses that ensure all funds generated are used on improving local sporting facilities**

- iii) the proposed naming rights sponsor to be approved by the General Manager
- b approve the proposed locations for signage to be displayed on site as follows:
 - i) One illuminated sign on the scoreboard structure
 - ii) Two fence signs approximately 6m by 750mm located either side of the midpoint gate on the eastern side of the ground
 - iii) One sign located at the western side of the clubhouse building within clear vision from the carpark and adjacent service road.
 - iv) One sign on the southern side of the clubhouse building facing the southern entry gate
 - iv) Signage at all entry points to the complex
- c authorise the affixing of Council’s Common Seal to all relevant documents as required

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
R Foley	
M Henderson	
R Kendall	
J McKinnon	
A Parkins	

CONF-2 LEASE AGREEMENT FOR STORAGE – CHARLES STURT UNIVERSITY

24/033 RESOLVED:
On the Motion of Councillors R Kendall and M Henderson

That Council:

- a delegate authority to the General Manager or their delegate to negotiate entry into a lease agreement at Part Room 101 Building 411, Charles Sturt University Wagga Wagga campus (being Lot 157 DP 39925 Reserve 89000) with Charles Sturt University upon the terms noted in the body of this report
- b delegate authority to the General Manager or delegate to execute all documents as required
- c authorise the affixing of Council’s common seal to all documents as required

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

CONF-3 RFT 2024-27 PURCHASE OF ONE (1) TRUCK MOUNTED EWP BOOM LIFT

24/034 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a accept the Tender offer submitted from Monitor Industries Pty. Ltd ABN: 76 159 267 679 for the supply of one (1) truck mounted EWP boom lift in the lump sum of \$259,487.00 excluding GST**
- b authorise the general manager or their delegate to enter a contract with Monitor Industries Pty. Ltd. For the provision of an EWP**
- c authorise an affixing of council’s common seal to all documents as necessary**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

CONF-4 PROPOSED LEASES OF COUNCIL LAND TO INLAND RAIL - 204 URANA STREET, ASHMONT; PART 2 GLENFIELD ROAD, GLENFIELD PARK AND PART LOT 12, CASSIDY PARADE, TURVEY PARK

24/035 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a authorise the General Manager or their delegate to enter into a Lease for each of the three sites identified in the body of this report on the terms contained in this report**
- b authorise the affixing of Council’s common seal to all documents as required**
- c approve the budget variation/s 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>
D Tout	
R Foley	
M Henderson	
R Kendall	
J McKinnon	
A Parkins	

CONF-5 RFT2024-27 PURCHASE OF TWO (2) STREET SWEEPER UNITS

24/036 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council:

- a accept the Tender submitted by KOR Equipment Solutions Pty. Ltd. ABN: 66 149 861 861 for the supply of two (2) Hino FG1628 GS6 Street Sweeper units for the combined lump sum of \$924,402.00 excluding GST**
- b authorise the General Manager or their delegate to enter a contract with KOR Equipment Solutions Pty. Ltd. for the provision of two (2) Hino Street Sweepers**
- c Authorise the affixing of council’s common seal to all documents as necessary**

- d approve the budget variation/s as detailed in the Financial Implications section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

CONF-6 43 LIVINGSTONE STATE FORREST ROAD, BURRANDANA - PROPOSED FUTURE ACTIVITIES

24/037 RESOLVED:
On the Motion of Councillors R Kendall and R Foley

That Council

- a endorse the undertaking of an exploration and investigation program into the viability of the quarry as outlined in the body of this report**
- b endorse the demolition of the dilapidated house on the property as outlined in the body of this report**
- c receive a further report on the completion of the exploration and investigation program in relation to the future use of the property**
- d approve the budget variations as detailed in the Financial Implications section of the report**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

- D Tout
- R Foley
- M Henderson
- R Kendall
- J McKinnon
- A Parkins

CONF-7 RESPONSE TO NOTICE OF MOTION - HOUSING OPPORTUNITIES

The Mayor, Councillor D Tout declared a Significant Non-Pecuniary Interest and vacated the chamber and the chair, the time being 8:50pm.

Deputy Mayor, Councillor A Parkins assumed the chair, the time being 8:50pm.

24/038 RESOLVED:
On the Motion of Councillors J McKinnon and R Foley

That Council:

- a note the information provided in this report**
- b support the key project opportunity areas identified in the report**
- c receive an additional report that:**
 - i provides greater detail in response to the original Notice of Motion parts a to d; and**
 - ii provides updates on progress of the key action areas identified in the report**

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
R Foley	
M Henderson	
R Kendall	
J McKinnon	
A Parkins	

Deputy Mayor, Councillor A Parkins vacated the chair, the time being 9:02pm.

The Mayor, Councillor D Tout re-entered the chamber and assumed the Chair, the time being 9:02pm.

REVERSION TO OPEN COUNCIL

24/039 RESOLVED:
On the Motion of Councillors A Parkins and R Kendall

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9.03pm.

CARRIED

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 9.05pm.

.....
MAYOR