

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 Commercial Operations	(Ms C Angel)
Manager Audit, Risk & Governance	(Ms I Hensley)
Manager Finance	(Mrs C Rodney)
Manager Information & Customer Service	(Mr M Schmid)
Manager Community Services	(Ms M Scully)
Manager Executive Support	(Mr S Gray)
Manager City Development	(Mr P O'Brien)
Manager Council Business	(Mr D Woods)
Strategic Planning Coordinator	(Mr A Stander)
Senior Strategic Planner	(Ms C Golden)
Strategic Asset Planner (Parks & Recreation)	(Mr P Cook)
Executive Director Riverina Regional Library	(Mr R Knight)
Corporate Governance Coordinator	(Mrs N Johnson)
Strategic Asset Planner (Parks & Recreation)	(Mr B Creighton)
Communications & Engagement Officer	(Mr J Lang)
Governance Officer	(Ms B King)

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.

CONGRATULATIONS AND PRESENTATION - TEGAN MUIRHEAD

The Mayor Greg Conkey OAM on behalf of Council congratulated Tegan Muirhead (2nd Year Diesel Mechanic with Wagga Wagga City Council) on her Highly Commended Award for Women in non-traditional roles at the Ministers Awards for Women in Local Government Women in Sydney on 6 June 2019.

RESUME STANDING ORDERS

19/205 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

That Council resume standing orders, the time being 6.04pm.

CARRIED

CONFIRMATION OF MINUTES

CM-1 ORDINARY COUNCIL MEETING - 11 JUNE 2019

19/206 RESOLVED:

On the Motion of Councillors V Keenan and R Kendall

That the Minutes of the proceedings of the Ordinary Council Meeting held on 11 June 2019 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 D Hayes declared a Non-Significant, Non-Pecuniary Interest in RP-4 PLANNING PROPOSAL LEP19/0002 - PROPOSED AMENDMENT TO THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 FOR LAND LOCATED ON MORGAN, MURRAY AND FORSYTH STREETS, WAGGA WAGGA the reason being that his workplace is situated in the area being discussed and remained in the chamber during its consideration.

Councillor V Keenan declared a Non-Significant, Non-Pecuniary Interest in RP-4 PLANNING PROPOSAL LEP19/0002 - PROPOSED AMENDMENT TO THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 FOR LAND LOCATED ON MORGAN, MURRAY AND FORSYTH STREETS, WAGGA WAGGA the reason being that she lives in the vicinity of the land in question and remained in the chamber during its consideration.

Councillor R Kendall declared a Significant, Non-Pecuniary Interest in RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 the reason being that the applicant is a sponsor of the Miss Wagga Wagga Quest and he is a member of that committee and vacated the chamber during its consideration.

Councillor T Koschel declared a Non-Significant, Non-Pecuniary Interest in RP-9 CANBERRA RAIDERS NRL MATCH REVIEW AND FUTURE EVENT PLANNING the reason being that members of his family are major naming right sponsors of the stadium and vacated the chamber during its consideration.

Mrs J Summerhayes, Director Community declared a Non-Significant, Non-Pecuniary in RP-3 PLANNING PROPOSAL LEP18/0006 - REDUCTION TO MINIMUM LOT SIZE CONTROL TO LOTS 1 - 3 DP 818428, LOTS 1 - 12 DP 860586, AND LOTS 1 - 7 DP 1110942, ON LLOYD ROAD, PLANE TREE DRIVE AND STRINGYBARK PLACE, SPRINGVALE the reason being that she lives in the area and remained in the chamber during its consideration.

Councillor K Pascoe declared a Significant, Non-Pecuniary Interest in RP-1 INTEGRATED PLANNING AND REPORTING - ADOPTION OF DOCUMENTS the reason being that the Business Chamber President is his daughter in-law and vacated the chamber during its consideration.

Councillor K Pascoe declared a Pecuniary Interest in RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 the reason being that he is the applicant of this development and vacated the chamber during its consideration.

Councillor K Pascoe declared a Pecuniary Interest in RP-4 PLANNING PROPOSAL LEP19/0002 - PROPOSED AMENDMENT TO THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 FOR LAND LOCATED ON MORGAN, MURRAY AND FORSYTH STREETS, WAGGA WAGGA due to his interest in RP-2 DA19/0125 -

DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 and vacated the chamber during its consideration.

Councillor K Pascoe declared a Pecuniary Interest in RP-5 PLANNING PROPOSAL - LEP18/0013 - STURT STREET - HEIGHT OF BUILDING PROVISIONS due to his interest in RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 being a similar project, in regards to height restrictions and vacated the chamber during its consideration.

Councillor K Pascoe declared a Pecuniary Interest in RP-8 BOLTON PARK MASTER PLAN the reason being that his property and development are in the vicinity of Bolton Park and vacated the chamber during its consideration.

The Mayor, Councillor G Conkey OAM declared a Significant, Non-Pecuniary Interest in RP-5 PLANNING PROPOSAL - LEP18/0013 - STURT STREET - HEIGHT OF BUILDING PROVISIONS the reason being that his son and daughter in-law run a business adjoining the site and vacated the chamber during its consideration.

Councillor D Tout declared a Non-Significant, Non-Pecuniary Interest in RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 the reason being that he has association with the stakeholder and remained in the chamber during its consideration.

Councillor P Funnell declared a Non-Significant, Non-Pecuniary Interest in RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 the reason being that a friend of his is an employee of Pot 'N' Kettle and remained in the chamber during its consideration.

Councillor K Pascoe declared a Significant, Non-Pecuniary Interest in RP-12 EVENT SPONSORSHIP REQUEST the reason being that the Business Chamber President is his daughter in-law and vacated the chamber during its consideration.

PUBLIC DISCUSSION FORUM

NOM-1 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE

- Ms Fiona Ziff – Speaking in favour of the report

NOM-2 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN ENGAGEMENT

- Ms Fiona Ziff – Speaking against the report
- Mr Tony Wilson – Speaking against the report

Councillor K Pascoe vacated the chamber, the time being 6:25pm.

Councillor R Kendall vacated the chamber, the time being 6:25pm.

RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352

- Ms Stephanie Anderson, NGH Environmental – Speaking against the report
- Mr Ryan Dent – Speaking against the report
- Mr Warwick Horsfall, Habitat Planning – Speaking in favour of the report

Councillor R Kendall re-entered the chamber, the time being 6:44pm.

Councillor K Pascoe re-entered the chamber, the time being 6:44pm.

Councillor T Koschel vacated the chamber, the time being 6:44pm.

RP-9 CANBERRA RAIDERS NRL MATCH REVIEW AND FUTURE EVENT PLANNING

- Mr Warren Barclay, Wagga Rugby League – Speaking in favour of the report
- Mr Richie Robinson, Destination Riverina Murray – Speaking in favour of the report

Councillor T Koschel re-entered the chamber, the time being 6:54pm.

PROCEDURAL MOTION - CHANGE OF STANDING ORDERS

19/207 RESOLVED:

On the Motion of Councillors R Kendall and V Keenan

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

- **NOM-1 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE**
- **NOM-2 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN ENGAGEMENT**
- **RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352**
- **RP-9 CANBERRA RAIDERS NRL MATCH REVIEW AND FUTURE EVENT PLANNING**

CARRIED

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

NOM-1 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE

A Motion was moved by Councillor P Funnell and Y Braid

That Council:

- conduct a vote of no confidence in the current Wagga City Council Floodplain Risk Management Advisory Committee (FRMAC)
- receive a report following a thorough investigation and review, into ongoing issues raised with the FRMAC and the functionality of the procedures to produce efficient outcomes

The Motion on being put to the meeting was LOST.

RECORD OF VOTING ON THE MOTION

For the Motion

Y Braid OAM

P Funnell

K Pascoe

Against the Motion

G Conkey OAM

D Hayes

V Keenan

R Kendall

T Koschel

D Tout

Councillor D Hayes vacated the chamber, the time being 7:21pm.

Councillor D Hayes re-entered the chamber, the time being 7:22pm.

NOM-2 NOTICE OF MOTION - FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN ENGAGEMENT

19/208 RESOLVED:

On the Motion of Councillors V Keenan and R Kendall

That Council develop a detailed communications and engagement plan for all active projects within the adopted Floodplain Risk Management Study and Plan for consideration at a Council Meeting before 31 August 2019.

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-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352

Councillor R Kendall declared a Significant, Non-Pecuniary Interest and vacated the chamber, the time being 7:41pm.

Councillor K Pascoe declared a Pecuniary Interest and vacated the chamber, the time being 7:41pm.

19/209 RESOLVED:

On the Motion of Councillors D Hayes and P Funnell

That Council approve DA19/0125 for the Mixed Use Development at 12 Blake Street Wagga Wagga, NSW, 2650 subject to 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

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

Against the Motion

Councillor R Kendall re-entered the chamber, the time being 8:12pm.

Councillor K Pascoe re-entered the chamber, the time being 8:13pm.

RP-9 CANBERRA RAIDERS NRL MATCH REVIEW AND FUTURE EVENT PLANNING

Councillor T Koschel declared a Non-Significant, Non-Pecuniary Interest and vacated the chamber, the time being 8:12pm.

19/210 RESOLVED:

On the Motion of Councillors D Hayes and R Kendall

That Council:

- a note the outcomes and benefits received from hosting the Canberra Raiders NRL home game**
- b approve the following identified venue improvements and budget variations as detailed in the financial implications section of the report subject to agreement by the funding provider of the Low Cost Loan Initiative and inclusive of:**
 - i the construction of a permanent all-weather exit from Hiscock Drive West to Koorungal Road inclusive of acceleration lane, drainage works and shared path**
 - ii the construction of overflow parking on land east of Marshall Creek linked to McDonald's Park via a pedestrian bridge**
 - iii the extension of the southern hill to match the northern hill**
 - iv the provision of an improved Disability Discrimination Act (DDA) compliant ramp at the VIP gate**
 - v the construction of an additional 400 seats along the western side and 800 seats along the eastern side of the ground inclusive of wheelchair compliant spaces and a concrete pathway on the northern and southern hills to join the seating areas**
 - vi the widening of the access road adjacent to the western fence and installation of power supply for cool rooms and other facilities**

vii building Improvements including new carpet in corporate area, improved sound system for venue, improvements to the men's toilets and additional storage onsite

c receive a further report once a detailed scope of works and costings are finalised which will also include confirmation as to whether item two is delivered as part of the work, the consideration of a trickle drain as part of the Koorringal Road exit and design works to be considered for a lighting upgrade

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

Councillor T Koschel re-entered the chamber, the time being 8:20pm.

Councillor P Funnell vacated the chamber and did not return, the time being 8.21pm.

PROCEDURAL MOTION - ENGLOBO

19/211 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

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

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

That RP-3, RP-7, RP-11 and M-1 be adopted as recommended in the business papers.

CARRIED

REPORTS FROM STAFF

RP-1 INTEGRATED PLANNING AND REPORTING - ADOPTION OF DOCUMENTS

Councillor K Pascoe declared a Significant, Non-Pecuniary Interest and vacated the chamber, the time being 8:22pm.

19/212 RESOLVED:

On the Motion of Councillors D Hayes and V Keenan

That Council, having considered all submissions received relating to the exhibited documents:

- a adopt the Combined Delivery Program and Operational Plan 2019/20 inclusive of the amendments highlighted in the report**
- b adopt the Fees and Charges for the financial year 2019/20 inclusive of the amendments highlighted in the report**
- c adopt the Long Term Financial Plan 2020/29 inclusive of the amendments highlighted in the report**
- d sets the interest on overdue rates and charges for 2019/20, in accordance with Section 566(3) of the Local Government Act 1993, at 7.50% per annum, calculated on a daily simple interest basis (set in accordance with the limit advised by the NSW Office of Local Government)**
- e makes and levy the following Rates and Annual Charges for 2019/20 under the relevant sections of the Local Government Act 1993:**
 - i Residential – City and Suburbs rate of 0.82346 cents in the dollar in terms of Sections 516 and 529 of the Local Government Act 1993, calculated on the land value in respect of all rateable lands situated in the centres of population defined by Council Resolution 12/176 as the City of Wagga Wagga and the Village of Forest Hill, excluding Business - City and Suburbs land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, Residential (Other) land as defined, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act, within such centres of population**

A minimum rate of \$698.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply to this rate
 - ii Residential – Other rate of 0.62007 cents in the dollar calculated on the land value in respect of all rateable land within the Council's area, which, in the Council's opinion, is land which:-**
 - (a) is not less than two hectares and not more than 40 hectares in area**
 - (b) is either:**

- (i) not zoned or otherwise designated for use under an environmental planning instrument
- (ii) zoned or otherwise designated for use under such an environmental planning instrument for non-urban purposes
- (c) does not have a significant and substantial commercial purpose or character

Excludes Business - City and Suburbs land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act, within such centres of population

A minimum rate of \$313.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply to this rate

- iii Residential – Villages rate of 0.55100 cents in the dollar in terms of Sections 516 and 529 of the Local Government Act 1993, calculated on the land value of all rateable land situated in the centres of population defined by Council Resolution 12/176 as the villages of San Isidore, Gumly Gumly, Tarcutta, Humula, Uranquinty, Mangoplah, Oura, Currawarna, Ladysmith, Galore, Collingullie and North Wagga excluding Business - Villages and Rural land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, Residential (Other) land as defined, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act, within such centres of population

A minimum rate of \$262.00 for each parcel of land as prescribed under section 548 of the Local Government Act 1993 shall apply to this rate

- iv Business - City and Suburbs rate of 1.54740 cents in the dollar calculated on the land value of all rateable non-residential land, which cannot be classified as residential, or farmland land in the centres of population defined by Council Resolution 12/176 as the City of Wagga Wagga and the Village of Forest Hill, in terms of Sections 518 and 529 of the Local Government Act 1993

A minimum rate of \$669.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply to this rate

- v Business - Villages and Rural rate of 0.69413 cents in the dollar calculated on the land value of all rateable land in the Council's area, in terms of Sections 518 and 529 of the Local Government Act 1993, defined by Council Resolution 12/176, excluding lands defined as Business - City and Suburbs, Residential, and Farmland

A minimum rate of \$111.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply to this rate

- vi Farmland rate of 0.37664 cents in the dollar, calculated on the land value of all rateable land, which, in Council's opinion, qualifies as farmland as defined in Section 515 of the Local Government Act 1993

A minimum rate of \$302.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply to this rate

Special Rate - Levee Upgrade

- vii Residential - City and Suburbs Special Rate - Levee upgrade rate of 0.03343 cents in the dollar in terms of Sections 516 and 529 of the Local Government Act 1993, calculated on the land value in respect of all rateable lands situated in the centres of population defined by Council Resolution 12/176 as the City of Wagga Wagga and the Village of Forest Hill, excluding Business - City and Suburbs land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, Residential (Other) land as defined, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act 1993, within such centres of population

- viii Residential – Other Special Rate - Levee upgrade rate of 0.02489 cents in the dollar calculated on the land value in respect of all rateable land within the Council's area, which, in the Council's opinion, is land which:-

(a) is not less than two hectares and not more than 40 hectares in area

(b) is either:

(i) not zoned or otherwise designated for use under an environmental planning instrument

(ii) zoned or otherwise designated for use under such an environmental planning instrument for non urban purposes

(c) does not have a significant and substantial commercial purpose or character

Excludes Business - City and Suburbs land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act 1993, within such centres of population

- ix Residential – Villages Special Rate - Levee upgrade rate of 0.02204 cents in the dollar in terms of Sections 516 and 529 of the Local Government Act 1993, calculated on the land value of all rateable lands situated in the centres of population defined by Council Resolution 12/176 as the villages of San Isidore, Gumly Gumly, Tarcutta, Humula, Uranquinty, Mangoplah, Oura, Currawarna,

Ladysmith, Galore, Collingullie and North Wagga excluding Business - Villages and Rural land, rated in accordance with the provisions of Section 518 of the Local Government Act 1993, Residential (Other) land as defined, and also Farmland, rated in accordance with the provisions of Section 515 of the Local Government Act, within such centres of population

- x Business - City and Suburbs Special Rate - Levee upgrade rate of 0.06225 cents in the dollar calculated on the land value of all rateable non-residential land, which cannot be classified as residential, or farmland land in the centres of population defined by Council Resolution 12/176 as the City of Wagga Wagga and the Village of Forest Hill, in terms of Sections 518 and 529 of the Local Government Act 1993
- xi Business - Villages and Rural Special Rate - Levee upgrade rate of 0.02784 cents in the dollar calculated on the land value of all rateable land in the Council's area, in terms of Sections 518 and 529 of the Local Government Act 1993, defined by Council Resolution 12/176, excluding lands defined as Business - City and Suburbs, Residential, and Farmland
- xii Farmland - Special Rate - Levee upgrade rate of 0.00708 cents in the dollar, calculated on the land value of all rateable land, which, in Council's opinion, qualifies as farmland as defined in Section 515 of the Local Government Act 1993
- xiii Sewerage Services Annual Charge of \$548.00 per dwelling unit. Multiple residence properties are charged at \$548.00 per residence, for all residences, and non-strata title residential premises on a single allotment (flats/units) situated within the Council's centres of population, capable of being connected to the sewerage service scheme except when excluded by specific council policy, such charge being made in terms of Section 501 of the Local Government Act 1993
- xiv Non Residential Sewer Charges

Access charge based on each and every meter connection per non-residential allotment for all non-residential premises and non-residential allotments situated within the Council's centres of population, capable of being connected to the sewerage service scheme except when excluded by specific council policy, such charge being made in terms of Section 501 of the Local Government Act 1993.

Access charge based on Meter size for 2019/20 is as follows:

20mm	\$168.00
25mm	\$262.00
32mm	\$430.00

40mm	\$672.00
50mm	\$1,050.00
80mm	\$2,688.00
100mm	\$4,200.00
150mm	\$9,450.00

Non Residential includes:

- (a) Non-residential strata**
- (b) Small community property**
- (c) land owned by the Crown, not being land held under a lease for private purposes**
- (d) land that belongs to a religious body and is occupied and used in connection with:**
 - (i) a church or other building used or occupied for public worship**
 - (ii) a building used or occupied for the purpose of religious teaching or training**
- (e) land that belongs to and is occupied and used in connection with a school (being a government school or non-government school within the meaning of the Education Reform Act 1990 or a school in respect of which a certificate of exemption under section 78 of that Act is in force), including:**
 - (i) a playground that belongs to and is used in connection with the school; and**
 - (ii) land that belongs to a public benevolent institution or public charity and is used or occupied by the institution or charity for the purposes of the institution or charity**
- (f) land that belongs to a public hospital**
- (g) land that is vested in the Minister for Health, the Health Administration Corporation or the New South Wales Health Foundation**
- (h) land that is vested in a university, or a university college, and is used or occupied by the university or college solely for its purposes**

Usage charge

Per kl usage charge of \$2.30 per kl will apply to all Non Residential Sewer customers except excluded by specific Council Policy, such charge being made in accordance with Section 501 of the Local Government Act 1993

- xv **Pressure Sewer Scheme – Annual pump maintenance charge (rural residential and villages). An additional sewerage service charge of \$171.00 per pump for all premises connected to the sewerage system via a pressure service for the maintenance and replacement of the pump unit as necessary**
- xvi **Domestic Waste Management Service Charge of \$345.00 per service on a per occupancy basis per annum for a service rendered in the centres of population and within the scavenging areas defined as the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, charged in accordance with the provisions of Section 496 of the Local Government Act 1993**
- xvii **Domestic Waste Management Service Charge Rural Residential of \$345.00 per service to be applied to all properties utilising a waste collection service managed by Council, but outside Council's defined waste collection service areas charged in accordance with the provisions of Section 496 of the Local Government Act 1993**
- xviii **Domestic Waste Management Annual Charge of \$56.00 per service to be applied to all properties utilising an upgraded general waste bin in accordance with the provisions of Section 496 of the Local Government Act 1993**
- xix **Domestic Waste Management Annual Charge of \$61.00 per service to be applied to all properties utilising an upgraded recycling bin in accordance with the provisions of Section 496 of the Local Government Act 1993**
- xx **Domestic Waste Management Service Charge of \$35.00 for each parcel of rateable undeveloped land not receiving a service within the scavenging areas of the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, such charge being levied in accordance with the provisions of Sections 496 of the Local Government Act 1993**
- xxi **Domestic Waste Management Service Charge of \$115.00 for each additional domestic bin, being an additional domestic bin provided over and above the three bins already provided by the service, rendered in the centres of population, and within the scavenging areas defined as the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, charged in accordance with the provisions of Section 496 of the Local Government Act 1993. On application, depending on individual circumstances, this fee may be waived**
- xxii **Commercial Waste Management Service Charge of \$345.00 per service per annum, for a two-bin commercial waste service rendered in the centre of population and within the scavenging areas defined**

as the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, charged in accordance with the provisions of Section 501 of the Local Government Act 1993

- xxiii Commercial Waste Management Service Charge of \$172.50 per service per annum, for a one-bin commercial waste service rendered in the centre of population and within the scavenging areas defined as the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, charged in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxiv Commercial Waste Management Service Charge of \$115.00 for each additional commercial bin, being an additional bin provided over and above the bin/s already provided by the service, rendered in the centres of population and within the scavenging areas defined as the City of Wagga Wagga and the villages of North Wagga Wagga, Gumly Gumly, Forest Hill, Kapooka, Tarcutta, Mangoplah, Oura, Ladysmith, Brucedale, Uranquinty, Bomen and Cartwrights Hill, charged in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxv Commercial Waste Management Annual Charge of \$63.00 per service to be applied to all commercial properties utilising an upgraded recycling bin in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxvi Urban Area: Scheduled Off Week Commercial Pickup Service Charge of \$455.00 per bin for each commercial service with 1-2 bins onsite, charged in addition to the Commercial Waste Management Service Charge in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxvii Urban Area: Scheduled Off Week Commercial Pickup Service Charge of \$246.00 per bin for each commercial service with 3-5 bins onsite, charged in addition to the Commercial Waste Management Service Charge in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxviii Urban Area: Scheduled Off Week Commercial Pickup Service Charge of \$187.00 per bin for each commercial service with over 5 bins onsite, charged in addition to the Commercial Waste Management Service Charge in accordance with the provisions of Section 501 of the Local Government Act 1993
- xxix Rural Areas and Villages: Scheduled Off Week Commercial Pickup Service Charge of \$455.00 per bin for each commercial service onsite, charged in addition to the Commercial Waste Management Service Charge in accordance with the provisions of Section 501 of the Local Government Act 1993

xxx Multi Unit Developments (Non Strata) Domestic Waste Management Service Charge of \$345.00 for each rateable property with an additional bin charge of \$115.00 to apply for each additional bin charged in accordance with the provisions of Section 496 of the Local Government Act 1993. For the purposes of Council's Fees and Charges the definition of Multi-Unit developments (Non Strata) involves the development of three or more residential units on a site at a higher density than general housing development. This reduced charge is available on application to Council, otherwise full Domestic Waste Service Charge of \$345.00 applies, per occupancy

xxxi Multi Unit Developments Wheel Out Wheel In (WOWI) Services Charge of \$206.00 per occupancy. For the purposes of Council's Fees and Charges the definition of Multi-Unit developments (Non Strata) involves the development of three or more residential units, including Strata and Non Strata properties, on a site at a higher density than general housing development. On application, this service may be available to individual properties. Depending on individual circumstances, this fee may be waived

xxxii Stormwater Management Service Charges

Stormwater Management Service charges will be applicable for all urban properties (i.e. residential and business) as referenced below with the following exceptions in accordance with the Division of Local Government (DLG) Stormwater Management Service Charge Guidelines dated July 2006:

- Non rateable land**
- Crown Land**
- Council Owned Land**
- Land held under lease for private purposes granted under the Housing Act 2001 or the Aboriginal Housing Act 1998**
- Vacant Land**
- Rural Residential or Rural Business land not located in a village, town or city**
- Land belonging to a charity and public benevolent institutions**

(a) Residential Stormwater Management Service Charge of \$25.00 per residential property levied in accordance with the provisions of Section 496A of the Local Government Act 1993

(b) Residential Medium/High Density Stormwater Management Service Charge of \$12.50 per occupancy: Residential Strata, Community Title, Multiple Occupancy properties (flats and units), and Retirement Village style developments. Subject to a maximum charge of \$250.00 per rateable assessment levied in accordance with the provisions of Section 496A of the Local Government Act 1993

(c) Business Stormwater Management Service Charge of \$25.00 per business property. Properties are charged on a basis of \$25.00 per 350 square metres of land area. Subject to a maximum charge of \$250.00 per rateable assessment levied in

accordance with the provisions of Section 496A of the Local Government Act 1993

- (d) Business Medium/High Density Stormwater Management Service Charge of \$5.00 per occupancy - Business Strata and Multiple Occupancy Business properties. Subject to a maximum charge of \$250.00 per rateable assessment levied in accordance with the provisions of Section 496A of the Local Government Act 1993

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-2 DA19/0125 - DEMOLITION OF AN EXISTING SHED AND CONSTRUCTION OF 5/6 STOREY MIXED USE DEVELOPMENT AT 12 BLAKE STREET, WAGGA WAGGA, LOT 13 DP 1211352 was moved forward for the Public Discussion Forum.

RP-3 PLANNING PROPOSAL LEP18/0006 - REDUCTION TO MINIMUM LOT SIZE CONTROL TO LOTS 1 - 3 DP 818428, LOTS 1 - 12 DP 860586, AND LOTS 1 - 7 DP 1110942, ON LLOYD ROAD, PLANE TREE DRIVE AND STRINGYBARK PLACE, SPRINGVALE

19/213 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

That Council:

- a note the one submission received during the exhibition period for planning proposal LEP18/0006, and comment on that submission made within this report**
- b adopt the planning proposal LEP18/0006 and addendum to amend the Wagga Wagga Local Environmental Plan 2010**
- c gazette the plan and notify the Department of Planning and Environment of the decision**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-4 PLANNING PROPOSAL LEP19/0002 - PROPOSED AMENDMENT TO THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 FOR LAND LOCATED ON MORGAN, MURRAY AND FORSYTH STREETS, WAGGA WAGGA

Councillor K Pascoe declared a Pecuniary Interest and remained vacated from the chamber.

19/214 RESOLVED:

On the Motion of Councillors D Hayes and T Koschel

That Council:

- a support planning proposal LEP19/0002 to amend the Wagga Wagga Local Environmental Plan 2010**
- b submit the planning proposal LEP19/0002 to the Department of Planning and Environment for Gateway Determination**
- c note that discussions for a voluntary planning agreement have commenced and will be subject to a separate Council report**
- d note that any decision on the use or sale of Council owned land will be subject to a separate Council report**
- e prepare an amendment to the Wagga Wagga Development Control Plan 2010 to be exhibited alongside the planning proposal to address development matters raised**
- f receive a further report after the public exhibition period and upon finalisation of the voluntary planning agreement:**
 - i noting the voluntary planning agreement outcomes**
 - ii addressing any submissions made in respect of the planning proposal**
 - iii 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 THE MOTION

For the Motion

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

Against the Motion

RP-5 PLANNING PROPOSAL - LEP18/0013 - STURT STREET - HEIGHT OF BUILDING PROVISIONS

Councillor K Pascoe declared a Pecuniary Interest and remained vacated from the chamber.

The Mayor, Councillor G Conkey OAM declared a Significant, Non-Pecuniary Interest and vacated the chair and the chamber, the time being 8:29pm.

The Deputy Mayor, Councillor D Tout assumed the chair, the time being 8.29pm.

19/215 RESOLVED:

On the Motion of Councillors D Hayes and T Koschel

That Council:

- a note the two submissions were received during the exhibition period for planning proposal LEP18/0013**
- b adopt the planning proposal LEP18/0013, as exhibited, to amend the Wagga Wagga Local Environmental Plan 2010**
- c gazette the plan and notify the Department of Planning and Environment of the decision**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Y Braid OAM
D Hayes
V Keenan
R Kendall
T Koschel
D Tout

Against the Motion

The Deputy Mayor, Councillor D Tout vacated the chair, the time being 8.31pm.

The Mayor, Councillor G Conkey OAM re-entered the chamber and assumed the chair, the time being 8:31pm.

Councillor K Pascoe re-entered the chamber, the time being 8:31pm.

RP-6 FINANCIAL PERFORMANCE REPORT AS AT 31 MAY 2019

19/216 RESOLVED:

On the Motion of Councillors D Hayes and K Pascoe

That Council:

- a approve the proposed 2018/19 budget variations for the month ended 31 May 2019 and note the balanced budget position as presented in this report**
- b approve the Potential Projects outlined within the report to be included in the 2018/19 Capital Works Delivery Program**
- c in accordance with Section 356 of the Local Government Act, provide financial assistance of:**
 - i \$90 to the Department of Family & Community Services**
 - ii \$5,669 (incl. GST) to the Returned and Services League of Australia Wagga Wagga RSL Sub-Branch**
- d 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**
- e note the details of the external investments as at 31 May 2019 in accordance with section 625 of the Local Government Act 1993**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

**RP-7 MEMORANDUM OF UNDERSTANDING - RIVERINA POLICE -
WAGGA WAGGA CITY COUNCIL - DEVELOPMENT APPLICATIONS**

19/217 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

That Council authorise the Mayor and General Manager to execute the Memorandum of understanding between the Riverina Police and Wagga Wagga City Council.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-8 BOLTON PARK MASTER PLAN

Councillor K Pascoe declared a Pecuniary Interest and vacated the chamber, the time being 8:50pm.

19/218 RESOLVED:

On the Motion of Councillors V Keenan and D Tout

That Council:

- a note the submissions received relating to the draft Bolton Park Master Plan**
- b adopts the Bolton Park Master Plan**
- c supports the General Manager or their delegate engaging with stakeholders and the State and Federal Government to seek funding for the implementation of the Bolton Park Master Plan**
- d receive a report on the outcome of discussions with the Croquet Club prior to receipt of reports outlined in (e) where the Croquet Club is impacted**
- e receive further reports detailing the business case and funding for the implementation of the various elements of the plan**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-9 CANBERRA RAIDERS NRL MATCH REVIEW AND FUTURE EVENT PLANNING was moved forward for the Public Discussion Forum.

Councillor K Pascoe re-entered the chamber, the time being 9:06pm.

RP-10 NSW PUBLIC LIBRARIES ASSOCIATION SWITCH 2019 CONFERENCE

19/219 RESOLVED:

On the Motion of Councillors D Hayes and R Kendall

That Council:

- a be represented at the NSW Public Libraries Association (NSWPLA) SWITCH 2019 Conference and Annual General Meeting, and REACH OUT 2019 Australasian Mobile Library and Outreach Services Network (AMLOS) Symposium to be held in Penrith on 19-22 November 2019**
- b appoint one Councillor as Council's delegate to attend the conference**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

Councillor Y Braid nominated Councillor D Tout.

Councillor D Tout accepted the nomination.

Councillor D Tout was elected to represent Council at the NSW Public Libraries Association (NSWPLA) SWITCH 2019 Conference and Annual General Meeting.

RP-11 RESPONSE TO NOTICE OF MOTION - ACCESS AND AFFORDABILITY FOR SES VOLUNTEERS AT THE OASIS AQUATIC CENTRE

19/220 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

That Council note the email received from the SES, that specific training requirements are being discussed within SES for flood rescue training operations.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-12 EVENT SPONSORSHIP REQUEST

A Motion was moved by Councillors V Keenan and D Hayes

That Council authorise the General Manager or their delegate to enter into an agreement to sponsor the 2019 NSW Regional Pitchfest State Final to the amount of \$5,000 excluding GST to be committed from the 2018/19 Economic Development budget.

An AMENDMENT was moved by Councillor D Tout and seconded by Councillor T Koschel

That Council authorise the General Manager or their delegate to enter into an agreement to sponsor the 2019 NSW Regional Pitchfest State Final to the amount of \$5,000 excluding GST to be committed from the 2018/19 Major Events Sponsorship budget.

Councillor K Pascoe declared a Significant, Non-Pecuniary Interest due to discussions regarding the Business Chamber and vacated the chamber, the time being 9.24pm.

For the AMENDMENT

Y Braid OAM
G Conkey OAM
R Kendall
T Koschel
D Tout

Against the AMENDMENT

D Hayes
V Keenan

Councillor K Pascoe re-entered the chamber, the time being 9.26pm.

An AMENDMENT was moved by Councillor D Hayes and seconded by Councillor V Keenan

That Council authorise the General Manager or their delegate to enter into an agreement to sponsor the 2019 NSW Regional Pitchfest State Final to the amount of \$5,000 excluding GST to be committed from the 2018/19 unallocated funding from the Small Business Grants budget.

Councillor K Pascoe declared a Significant, Non-Pecuniary Interest due to further discussions regarding the Business Chamber and vacated the chamber, the time being 9.31pm.

For the AMENDMENT

G Conkey OAM
D Hayes
V Keenan
R Kendall
D Tout

Against the AMENDMENT

Y Braid OAM
T Koschel

19/221 RESOLVED:

On the Motion of Councillors V Keenan and D Hayes

That Council authorise the General Manager or their delegate to enter into an agreement to sponsor the 2019 NSW Regional Pitchfest State Final to the amount of \$5,000 excluding GST to be committed from the 2018/19 unallocated funding from the Small Business Grants budget.

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
T Koschel

Councillor K Pascoe re-entered the chamber, the time being 9.39pm.

RP-13 RESPONSE TO QUESTIONS/BUSINESS WITH NOTICE

19/222 RESOLVED:

On the Motion of Councillors D Hayes and V Keenan

That Council receive and note the report.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

COMMITTEE MINUTES

M-1 RIVERINA REGIONAL LIBRARY ADVISORY COMMITTEE MEETING - 27 MARCH 2019

19/223 RESOLVED:

On the Motion of Councillors R Kendall and K Pascoe

That Council:

- a receive and note the minutes of the RRL Advisory Committee Meeting held on 27 March 2019**
- b endorse the draft RRL Management Plan 2019/20**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

QUESTIONS/BUSINESS WITH NOTICE

The following Questions/Business with notice will be addressed in the next available Business paper:

1. Councillor D Hayes stated that residents have requested a review be initiated of pedestrian safety at the pedestrian crossings in Bourke Street.
2. Councillor D Hayes stated that residents have requested for parking bays to be painted along Morgan Street between Murray Street and Thorne Street be looked at.
3. Councillor D Hayes has requested an update on discussions with RMS regarding speed limits on the Dunn's Road upgrade.
4. Councillor D Hayes asked if the new Code of Meeting Practice that was adopted at the last Council Meeting now in place.
5. Councillor V Keenan attended the Riverina Interschool Programming Championship on 21 June 2019 and acknowledged the work of AgriTech, Incubator and CSU partnering with local schools, stating the great example of how having the amazing asset of the University in our Community and seeing all these sectors work well together for the benefit of residents the Wagga Community.
6. Councillors V Keenan, T Koschel, The Mayor, Councillor G Conkey OAM acknowledged and congratulated everyone involved in organising the Lost Lanes event. The vibe at the event was fantastic with a wonderful turn out from the community.
7. Councillor K Pascoe stated that he believes the Lost Lanes event was over crowded which is concerning if emergency services had to get into the event. Possibly this event could be extended around to Fitzmaurice Street to allow for more space and less crowding.

CLOSED COUNCIL

19/224 RESOLVED:

On the Motion of Councillors T Koschel and D Tout

That the Council now resolve itself into a Closed Council, the time being 9.47pm.

CARRIED

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

CONFIDENTIAL REPORTS

CONF-1 RFT2019-30 COMMUNICATIONS UPGRADE & CONSOLIDATION UNIFY 4000

19/225 RESOLVED:

On the Motion of Councillors K Pascoe and T Koschel

That Council:

- a reject all tenders pursuant to Local Government (General) Regulation 2015 clause 178(1)(b) for the reason that no conforming tender was submitted**
- b enter into negotiations with Online Communications System Pty Ltd pursuant to clause 178(3)(e) of the Local Government (General) Regulation 2015**
- c the reasons for declining to invite fresh tenders are as follows:**
 - i Online Communications System Pty Ltd was the only Tenderer**
 - ii Online Communications Tender price was not conforming because they did not submit a price for one component of the work**
 - iii Council requires the work to be completed by the end of September 2019**
- d the reasons for entering into negotiations with Online Communications System Pty Ltd are**
 - i Their tender price reflects the best price obtained in an earlier quotation process which was also submitted by them at that time**
 - ii If negotiations of the final process reflect the pricing provided in the quotation process Council will receive the most competitive price based on the quotation process and three independent quotes**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

