

PRESENT

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

IN ATTENDANCE

General Manager	(Mr P Thompson)
Director Corporate Services	(Mrs N Te Pohe)
Director Community	(Mrs J Summerhayes)
Director Operations	(Mr W Faulkner)
Director Projects & Strategy	(Mr D Raeck)
Director Regional Activation	(Mr M Keys)
Manager Audit, Risk & Governance	(Ms I Hensley)
Manager Finance	(Mrs C Rodney)
Manager Community Services	(Ms M Scully)
Manager Corporate Strategy & Communications	(Mr S Gray)
Senior Strategic Planner	(Mrs C Atkinson)
Visitor Economy & Events Coordinator	(Mrs F Hamilton)
Corporate Governance Coordinator	(Mrs N Johnson)
Communications & Engagement Officer	(Mr S Shaw)

PRAYER

Almighty God,

Help protect our Mayor, elected Councillors and staff.

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

Amen.

ACKNOWLEDGEMENT OF COUNTRY

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

APOLOGIES

No apologies were received.

LEAVE OF ABSENCE

Council note that Leave of Absence was granted to Councillor R Kendall for the 10 May 2021 Council Meeting at the 26 April 2021 Ordinary Council Meeting.

CONDOLENCE AND SYMPATHY

The Mayor, Councillor Greg Conkey OAM extended condolences and sympathy to the family and friends of the late Mr Roger Gregory and recognised his significant contribution to the City, in particular his service to Council as an Alderman during the 1987 and 1991 Council terms.

CONFIRMATION OF MINUTES

CM-1 ORDINARY COUNCIL MEETING - 26 APRIL 2021

21/127 RESOLVED:

On the Motion of Councillors D Tout and T Koschel

That the Minutes of the proceedings of the Ordinary Council Meeting held on 26 April 2021 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
T Koschel
K Pascoe
D Tout

Against the Motion

DECLARATIONS OF INTEREST

Councillor K Pascoe declared a Significant Non-Pecuniary Interest in RP-2 WAGGA BUSINESS CHAMBER - MOU PERFORMANCE REPORT the reason being that he is a member of the Wagga Business Chamber and his daughter in law is on the Board of the Wagga Business Chamber and vacated the Chamber during its consideration.

Councillor K Pascoe declared a Non-Significant Non-Pecuniary Interest in RP-1 PLANNING PROPOSALS - LEP18/0004 AND LEP18/0009 - GREGADOO ROAD AND TALLOWOOD CRESCENT - AMENDMENT TO LAND ZONING AND MINIMUM LOT SIZE REQUIREMENTS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 the reason being that he knows residents and ratepayers in the area and remained in the Chamber during its consideration.

Councillor T Koschel declared a Non-Significant Non-Pecuniary Interest in RP-1 PLANNING PROPOSALS - LEP18/0004 AND LEP18/0009 - GREGADOO ROAD AND TALLOWOOD CRESCENT - AMENDMENT TO LAND ZONING AND MINIMUM LOT SIZE REQUIREMENTS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN the reason being that he received a call from a person speaking against the recommendation and remained in the Chamber during its consideration.

Councillor T Koschel declared a Non-Significant Non-Pecuniary Interest in RP-2 WAGGA BUSINESS CHAMBER - MOU PERFORMANCE REPORT the reason being his workplace is a sponsor and member of the Wagga Business Chamber and remained in the Chamber during its consideration.

Councillor T Koschel declared a Non-Significant Non-Pecuniary Interest in RP-3 MAJOR EVENT SPONSORSHIP FUNDING REQUEST the reason being that one sponsorship applicant called him for advice and remained in the Chamber during its consideration.

Councillor P Funnell declared Pecuniary Interest in RP-1 PLANNING PROPOSALS - LEP18/0004 AND LEP18/0009 - GREGADOO ROAD AND TALLOWOOD CRESCENT - AMENDMENT TO LAND ZONING AND MINIMUM LOT SIZE REQUIREMENTS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 the reason being that he has engaged the services of Salvestro Planning and has previously undertaken contract work for the applicant and remained in the Chamber during its consideration.

Councillor P Funnell declared a Non- Significant Non-Pecuniary Interest in RP-3 MAJOR EVENT SPONSORSHIP FUNDING REQUEST the reason being that he helped and advised the founder of the Men talking with Men with the start-up and remained in the Chamber during its consideration.

Councillor D Tout declared a Significant Non-Pecuniary Interest in CONF-4 CODE OF CONDUCT MATTER and vacated the Chamber during its consideration.

Councillor V Keenan declared a Non-Significant Non-Pecuniary Interest in CONF-1 DONATION TO THE MUSEUM FOR THE RIVERINA and remained in the Chamber during its consideration.

PROCEDURAL MOTION - CHANGE OF STANDING ORDERS

21/128 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

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

CARRIED

PROCEDURAL MOTION - ENGLOBO

21/129 RESOLVED:

On the Motion of Councillors T Koschel 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-7, CONF-2 and CONF-3, be adopted as recommended in the business papers.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

PUBLIC DISCUSSION FORUM

Councillor P Funnell declared a Pecuniary Interest and vacated the Chamber, the time being 6:07pm.

RP-1 PLANNING PROPOSALS - LEP18/0004 AND LEP18/0009 - GREGADOO ROAD AND TALLOWOOD CRESCENT - AMENDMENT TO LAND ZONING AND MINIMUM LOT SIZE REQUIREMENTS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010

- Dr Annabel Bowcher – speaking against the report

Councillor P Funnell re-entered the Chamber the time being 6:15pm.

RP-2 WAGGA BUSINESS CHAMBER - MOU PERFORMANCE REPORT

Councillor K Pascoe declared a Significant Non-Pecuniary Interest and vacated the Chamber, the time being 6:15pm.

- Ms Serena Hardwick, Wagga Wagga Business Chamber - speaking in favour of the report
- Ms Jacqui Sharp, Little Champions - speaking in favour of the report

Councillor K Pascoe re-entered the Chamber the time being 6:26pm.

REPORTS FROM STAFF

RP-1 PLANNING PROPOSALS - LEP18/0004 AND LEP18/0009 - GREGADOO ROAD AND TALLOWOOD CRESCENT - AMENDMENT TO LAND ZONING AND MINIMUM LOT SIZE REQUIREMENTS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010

Councillor P Funnell declared a Pecuniary Interest and vacated the Chamber, the time being 6:26pm.

21/130 RESOLVED:

On the Motion of Councillors T Koschel and D Tout

That Council defer Planning Proposals - LEP18/0004 and LEP18/0009 - Gregadoo Road and Tallowood Crescent - Amendment To Land Zoning And Minimum Lot Size Requirements Of The Wagga Wagga Local Environmental Plan 2010.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

Councillor P Funnell re-entered the Chamber, the time being 6:29pm.

RP-2 WAGGA BUSINESS CHAMBER - MOU PERFORMANCE REPORT

Councillor K Pascoe declared a Significant Non-Pecuniary Interest and vacated the Chamber, the time being 6:29pm.

21/131 RESOLVED:

On the Motion of Councillors D Hayes and T Koschel

That Council:

- a receive and note findings of this report
- b approve modifications to the Schedule of Activities as outlined in the report

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

Councillor K Pascoe re-entered the Chamber, the time being 6:35pm.

RP-3 MAJOR EVENT SPONSORSHIP FUNDING REQUEST

21/132 RESOLVED:

On the Motion of Councillors P Funnell and T Koschel

That Council authorise the General Manager or their delegate to enter into an agreement to sponsor the following events through the 2020/21 Events Sponsorship budget:

- a Wagga Wagga Road Runners Incorporated for the 2021 Wagga Wagga Trail Marathon to the amount of \$7,918**
- b Men Talking With Men (Auspiced by Centacare Southwest NSW) for a Men's Health Toolbox forum to the amount of \$2,274**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-4 ADVISORY COMMITTEE MEMBERSHIP - APPOINTMENT OF COUNCILLORS

21/133 RESOLVED:

On the Motion of Councillors T Koschel and P Funnell

That Council:

- a receive and note Councillor Tim Koschel's resignation from the following Committees, Panels and Working Groups:**
 - Southern Regional Planning Panel**
 - Crime Prevention Working Group**
 - Annual Grants Panel**
 - Sporting Hall of Fame Panel**
 - Loans to Community Organisations Steering Committee**
 - Honours Committee**

- b receive and note Councillor Paul Funnell's resignation from the Crime Prevention Working Group**
- c appoint Councillor representatives to fill the vacancies on the Crime Prevention Working Group**
- d endorse attendance by alternate Councillor representatives for the Southern Regional Planning Panel and the Annual Grants Panel**

CARRIED

Crime Prevention Working Group

No Councillors nominated for representatives to fill the vacancies on the Crime Prevention Working Group, therefore the Committee will continue without replacement of these positions.

Southern Regional Planning Panel

Councillor V Keenan was duly appointed as an additional alternate on the Southern Regional Planning Panel.

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-5 RESPONSE TO NOTICE OF MOTION - WAGGA APP

21/134 RESOLVED:

On the Motion of Councillors T Koschel and P Funnell

That Council receive and note this report.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

T Koschel
K Pascoe
D Tout

RP-6 COUNCILLOR CONFERENCE - INLAND RAIL CONFERENCE

21/135 RESOLVED:

On the Motion of Councillors T Koschel and V Keenan

That Council endorse the Mayor and one Councillor to attend the 2021 Inland Rail Conference to be held in Albury on 25 to 27 May 2021.

CARRIED

Councillor K Pascoe self-nominated.

Councillor K Pascoe was duly appointed as the Councillor representative to attend the 2021 Inland Rail Conference in Albury on 25 to 27 May 2021 with the Mayor, Councillor G Conkey OAM.

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

RP-7 RESPONSE TO QUESTIONS/BUSINESS WITH NOTICE

21/136 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

That Council receive and note the report.

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

QUESTIONS/BUSINESS WITH NOTICE

Councillor P Funnell requested advice on the temporary road off Messenger Avenue, established as part of the Farrer Road project.

Director Regional Activation, Mr M Keys advised that negotiations are currently being undertaken on acquiring the identified land.

Councillor P Funnell and Councillor K Pascoe raised safety concerns and requested action be taken in regards to recent changes to traffic on Fernleigh Road in particular the Active travel lane in the vicinity of the Fernleigh Road Depot, requesting that it be removed as a matter of urgency.

Councillor T Koschel, Councillor D Hayes and The Mayor, Councillor G Conkey OAM congratulated all staff involved particularly Ben Creighton and Peter Cook for the successful NRL game held over the weekend, acknowledging the outstanding condition of Council facilities.

Councillor K Pascoe requested an update on the status of NBN connectivity in Wagga Wagga and requested that Council provide a contact for relevant authorities to discuss the decline in internet access outside the CBD and the poor performance of contractors installing NBN.

Councillor V Keenan made comment about Councillor P Funnell in relation to comments that Councillor P Funnell had made in the media. A point of order was called by a number of councillors. The Mayor ultimately ruled on the point of order, being that the address by Councillor V Keenan was not appropriate to the agenda item (Questions/Business with Notice), and upheld the point of order and directed that Councillor V Keenan cease.

Councillor T Koschel made a general observation about Mother's Day.

CLOSED COUNCIL

21/137 RESOLVED:

On the Motion of Councillors K Pascoe and D Tout

That the Council now resolve itself into a Closed Council, the time being 7:29pm.

CARRIED

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

CONFIDENTIAL REPORTS

CONF-1 DONATION TO THE MUSEUM FOR THE RIVERINA

21/138 RESOLVED:

On the Motion of Councillors T Koschel and D Hayes

That Council:

- a accept the offer of donation to the Museum of the Riverina from the late Mr Peter Batey OAM's estate**
- b authorise the General Manager or his delegate to sign any relevant documents with the executors of the estate**
- c endorse an exception to the Museum of the Riverina's Collection Management Policy POL 074 to allow this acquisition to proceed**
- 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

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

Against the Motion

CONF-2 RFT2021-11 SUPPLY OF HIRED PLANT, FLEET AND EQUIPMENT

21/139 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

That Council:

- a accept the offers from those Tenderers outlined in Table 2 of the report for the supply of hired plant, fleet and equipment**
- b authorise the General Manager, or their delegate to enter into Contracts for the supply of hired plant, fleet and equipment in accordance with the Tenderers identified in Table 2 within the report until 30 June 2023**
- c authorise the General Manager or their delegate to extend the Contracts for the supply of hired plant, fleet and equipment for three 12-month periods at the sole discretion of Council**
- d authorise the affixing of Council's Common Seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

CONF-3 RFT2021-14 CLEANING OF COUNCIL BUILDINGS, AMENITIES & BBQ'S

21/140 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

That Council:

- a accept the Tender offer of Storm International Pty Ltd (ABN: 92 062 655 725) for the provision of cleanings services to Council's Buildings, Amenities and BBQ's in the schedule of rates supplied with their offer**
- b authorise the General Manager or their delegate to enter into a Contract with Storm International Pty Ltd (ABN: 92 062 655 725) for a period of 24 months**

- c authorise the General Manager or their delegate to extend the Contract for 3 x 12-month periods subject to satisfactory performance as set out in the Contract**
- d authorise the affixing of Council's Common Seal to all relevant documents as required**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

All staff excluding the General Manager, Manager Governance and Risk and the Governance Coordinator vacated the Chamber the time being 7:33pm.

Councillor T Koschel vacated the Chamber the time being 7:44pm.

CONF-4 CODE OF CONDUCT MATTER

21/141 RESOLVED:

On the Motion of Councillors P Funnell and K Pascoe

That Council:

- a notes it is in receipt of a final investigation report submitted to the Council for consideration in accordance with the Code of Conduct and Administrative Procedures for the Code of Conduct (2020), and which has been made available to Councillors with the confidential business paper for this meeting**
- b does not adopt the investigator's recommendation because the evidence contained within the investigation report does not support a conclusion that a breach of the Code of Conduct has occurred**
- c notes the Complaints Coordinator will notify the Office of Local Government NSW of the above decision, and the reasons for it, in accordance with the Administrative Procedures for the Code of Conduct**

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

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

Against the Motion

Councillor T Koschel and all staff re-entered the Chamber the time being 8:20pm.

REVERSION TO OPEN COUNCIL

21/142 RESOLVED:

On the Motion of Councillors T Koschel and K Pascoe

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 8:22pm.

CARRIED

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 8:24pm.

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MAYOR