

## **PRESENT**

The Mayor, Councillor Greg Conkey OAM  
Councillor Yvonne Braid OAM  
Councillor Dan Hayes  
Councillor Vanessa Keenan (via remote attendance)  
Councillor Rod Kendall  
Councillor Tim Koschel  
Councillor Kerry Pascoe  
Councillor Dallas Tout

## **IN ATTENDANCE**

General Manager	(Mr P Thompson)
Director Community	(Mrs J Summerhayes)
Director Infrastructure Services	(Mr W Faulkner)
Director Projects	(Mr S Barber)
Director Regional Activation	(Mr M Keys)
Chief Financial Officer	(Mrs C Rodney)
Chief Operating Officer	(Mr S Gray) (via remote attendance)
Senior Strategic Planner	(Mrs C Atkinson)
Corporate Governance Coordinator	(Mrs N Johnson)
Communications & Engagement Officer	(Mr S Shaw)
Governance Officer	(Ms K West)

## **PRAYER**

Almighty God,

Help protect our Mayor, elected Councillors and staff.

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

Amen.

## **ACKNOWLEDGEMENT OF COUNTRY**

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.

## **APOLOGIES**

No apologies were received.

## **CONFIRMATION OF MINUTES**

### **CM-1      ORDINARY COUNCIL MEETING - 27 SEPTEMBER 2021**

#### **21/001      RESOLVED:**

On the Motion of Councillors T Koschel and K Pascoe

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 27 September 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  
D Hayes  
V Keenan  
R Kendall  
T Koschel  
K Pascoe  
D Tout

### Against the Motion

## **DECLARATIONS OF INTEREST**

Councillor T Koschel declared a Significant Non-Pecuniary Interest in RP-1 PLANNING PROPOSAL (LEP20/0006) TO AMEND WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 LAND ZONING AND MINIMUM LOT SIZE FOR LAND LOCATED IN SPRINGVALE the reason being that a family member lives in the area and vacated the chamber during its consideration.

Councillor T Koschel declared a Significant Non-Pecuniary Interest in RP-2 PLANNING PROPOSAL (LEP21/0001) 456 AND 474 PLUMPTON ROAD, ROWAN - AMENDMENT TO LAND ZONING, MINIMUM LOT SIZE AND URBAN RELEASE AREA PROVISIONS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 the reason being that a family member lives in the area and vacated the chamber during its consideration.

Councillor D Tout declared a Significant Non-Pecuniary Interest in RP-5 COMMUNITY@WORK PROGRAM - REQUEST FOR ADDITIONAL FUNDING the reason being that he chairs a company requesting funding in this report and vacated the chamber during its consideration.

Councillor R Kendall declared a Non-Significant Non-Pecuniary Interest in RP-5 COMMUNITY@WORK PROGRAM - REQUEST FOR ADDITIONAL FUNDING the reason being that he has undertaken professional services work for one of the applicants in the past, however there is no ongoing contract for future work and remained in the chamber during its consideration.

Councillor R Kendall declared a Significant Non-Pecuniary Interest in CONF-1 RFT2021-25 THE GAP AND UMBANGO RURAL FIRE SHEDS the reason being that he is currently undertaking professional services for one of the tenderers and vacated the chamber during its consideration.

Councillor R Kendall declared a Significant Non-Pecuniary Interest in CONF-2 COVID-19 RENTAL RELIEF - COMMERCIAL & AIRPORT LEASES the reason being that he is the chair for a not for profit organisation that currently leases a property from Council and vacated the chamber during its consideration

Councillor K Pascoe declared a Non-Pecuniary Interest in CONF-3 COMMUNITY TENANT ABATEMENTS the reason being that he conducts volunteer work for one of the applicants and remained in the chamber during its consideration.

### **PROCEDURAL MOTION - CHANGE OF STANDING ORDERS**

#### **21/002 RESOLVED:**

On the Motion of Councillors R Kendall and D Hayes

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

**CARRIED**

### **RECORD OF VOTING ON THE MOTION**

#### For the Motion

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

#### Against the Motion

**PROCEDURAL MOTION - ENGLOBO**

**21/003 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-8 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  
D Hayes  
V Keenan  
R Kendall  
T Koschel  
K Pascoe  
D Tout

Against the Motion

Councillor T Koschel declared a Significant Non-Pecuniary Interest and vacated the chamber the time being 6:06pm.

**PUBLIC DISCUSSION FORUM**

**RP-2 PLANNING PROPOSAL (LEP21/0001) 456 AND 474 PLUMPTON ROAD, ROWAN - AMENDMENT TO LAND ZONING, MINIMUM LOT SIZE AND URBAN RELEASE AREA PROVISIONS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010**

- Garry Salvestro – Speaking in favour of the report (via remote attendance).

**PROCEDURAL MOTION - CHANGE OF STANDING ORDERS**

**21/004 RESOLVED:**

On the Motion of Councillors K Pascoe and D Hayes

**That Council bring forward consideration of RP-2 - PLANNING PROPOSAL (LEP21/0001) 456 AND 474 PLUMPTON ROAD, ROWAN - AMENDMENT TO LAND ZONING, MINIMUM LOT SIZE AND URBAN RELEASE AREA PROVISIONS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 to follow the public discussion forum.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

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

Against the Motion

**RP-2 PLANNING PROPOSAL (LEP21/0001) 456 AND 474 PLUMPTON ROAD, ROWAN - AMENDMENT TO LAND ZONING, MINIMUM LOT SIZE AND URBAN RELEASE AREA PROVISIONS OF THE WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010**

Councillor T Koschel declared a Significant Non-Pecuniary Interest and remained vacated from the chamber for consideration of the item.

**21/005 RESOLVED:**

On the Motion of Councillors K Pascoe and D Hayes

**That Council:**

- a provide in principle support for planning proposal LEP21/0001 to amend the Wagga Wagga Local Environmental Plan 2010 land zoning, minimum lot size and urban release area provisions**
- b prepare an addendum to the application to address statutory requirements and site-specific matters**
- c prepare an amendment to the Wagga Wagga Development Control Plan 2010 to incorporate site-specific controls relevant to the site to be exhibited alongside the planning proposal**

- d require infrastructure servicing plans to be prepared and supported by a defined infrastructure contributions framework that identifies infrastructure upgrades and funding to be exhibited alongside the planning proposal
- e receive a further report for endorsement of items (b), (c) and (d) above prior to submission to NSW Department of Planning, Industry and Environment for Gateway Determination

**CARRIED**

## **RECORD OF VOTING ON THE MOTION**

### For the Motion

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

### Against the Motion

Councillor T Koschel re-entered the chamber, the time being 6:23pm.

## **MAYORAL MINUTE**

### **MM-1 MAYORAL MINUTE – INFRASTRUCTURE CONTRIBUTIONS REFORMS**

#### **21/006 RESOLVED:**

On the Motion of The Mayor Councillor G Conkey OAM

#### **That Council:**

- a calls on the NSW Government to withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 (the Bill) from the NSW Parliament
- b calls on the NSW Government to undertake further consultation with the local government sector on any proposed reforms to the infrastructure contributions system
- c oppose any proposal by the NSW Government to divert infrastructure contributions paid in relation to development in Wagga Wagga away from the local authority to the NSW Government
- d confirm the absolute necessity of local communities to receive development contributions for the improvement and delivery of community infrastructure and to determine how those contributions are used

- e writes to the Premier, the Treasurer, the Minister for Planning and Public Spaces and the Minister for Local Government requesting to withdraw the Bill and undertake consultation with local communities and local authorities about the proposal to limit and divert infrastructure contributions away from local government
- f affirms its support to LGNSW and requests LGNSW continue advocating on our behalf to protect local government from any amendments to infrastructure contributions which leaves councils and communities worse off

**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

## **REPORTS FROM STAFF**

### **RP-1 PLANNING PROPOSAL (LEP20/0006) TO AMEND WAGGA WAGGA LOCAL ENVIRONMENTAL PLAN 2010 LAND ZONING AND MINIMUM LOT SIZE FOR LAND LOCATED IN SPRINGVALE**

Councillor T Koschel declared a Significant Non-Pecuniary Interest and vacated the chamber the time being 6:30pm.

### **21/007 RESOLVED:**

On the Motion of Councillors D Hayes and K Pascoe

### **That Council:**

- a note the results of the exhibition period for planning proposal LEP20/0006
- b adopt planning proposal LEP20/0006 (as exhibited) to amend the Wagga Wagga Local Environmental Plan 2010
- c request the NSW Department of Planning, Industry and Environment to prepare the amending instrument
- d gazette the plan and notify NSW Department of Planning, Industry 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  
K Pascoe  
D Tout

### Against the Motion

Councillor T Koschel re-entered the chamber, the time being 6:31pm.

RP-2 - Planning Proposal (LEP21/0001) 456 and 474 Plumpton Road, Rowan, amendment to land zoning, minimum lot size and urban release area provisions of the Wagga Wagga Local Environmental Plan 2010 was moved forward to follow the public discussion forum.

## **RP-3      NORTHERN      GROWTH      AREA      INFRASTRUCTURE      AND CONTRIBUTIONS**

### **21/008      RESOLVED:**

On the Motion of Councillors R Kendall and K Pascoe

#### **That Council:**

- a      endorse the draft Wagga Wagga City Council Development Servicing Plan Stormwater 2007 - Addendum for Estella, Boorooma, Gobbagombalin and River Road September 2021, to be placed on public exhibition and invite public submissions for a period of 42 days from 17 October 2021 to 29 November 2021.**
- b      endorse the draft DSP Sewerage - Addendum for River Road September 2021, to be placed on public exhibition and invite public submissions for a period of 42 days from 17 October 2021 to 29 November 2021.**
- c      endorse the draft Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034 - Appendix G, to be placed on public exhibition and invite public submissions for a period of 42 days from 17 October 2021 to 29 November 2021.**
- d      receive a further report following the exhibition and submission period addressing any submission made in respect of the draft documents**

**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 TRANSGRID HUMELINK - COMMUNITY CONSULTATIVE GROUP REPRESENTATIVE NOMINATION

### 21/009 RESOLVED:

On the Motion of Councillors T Koschel and D Hayes

**That Council nominate an elected representative for the Transgrid HumeLink Community Consultative Committee up to the 2021 Council elections.**

**CARRIED**

Councillor T Koschel nominated Councillor K Pascoe

Councillor K Pascoe accepted the nomination.

Councillor K Pascoe was appointed to represent Council on the TransGrid HumeLink Community Consultative Committee up to the 2021 Council elections.

## 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-5 COMMUNITY@WORK PROGRAM - REQUEST FOR ADDITIONAL FUNDING**

Councillor D Tout declared a Significant Non-Pecuniary Interest and vacated the chamber, the time being 6:31pm.

**21/010 RESOLVED:**

On the Motion of Councillors T Koschel and D Hayes

**That Council respectfully decline the following requests for additional Community@Work funding from the following groups:**

- i. North Wagga Residents Association (Request 1)**
- ii. South Wagga Anglican Church (Request 2)**

**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

Against the Motion

Councillor D Tout re-entered the chamber, the time being 6:32pm.

**RP-6 CHILD SAFE POLICY**

**21/011 RESOLVED:**

On the Motion of Councillors D Hayes and T Koschel

**That Council:**

- a endorse the draft Child Safe Policy (POL 083) (attached in Appendix 1), that is to be placed on public exhibition for a period of 28 days from 12 October 2021 to 9 November 2021 and invite public submissions until the 23 November 2021 on the draft Policy**
- b receive a further report following the public exhibition and submission period:**
  - i addressing any submissions made with respect to the proposed Child Safe Policy (POL 083); and**

- c proposing adoption of the Policy unless there are any recommended amendments deemed to be substantial and requiring a further public exhibition period

CARRIED

#### RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

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

#### RP-7 DISCLOSURE OF PECUNIARY INTEREST RETURNS - COUNCILLORS AND DESIGNATED STAFF 2021

**21/012 RESOLVED:**

On the Motion of Councillors T Koschel and K Pascoe

**That the Register of Pecuniary Interest Returns, containing current returns of Councillors and Designated Staff for the period 1 July 2020 to 30 June 2021 be tabled in accordance with Clause 4.21 of the Model Code of Conduct.**

CARRIED

#### RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

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

**RP-8      RESPONSE TO QUESTIONS/BUSINESS WITH NOTICE**

**21/013      RESOLVED:**

On the Motion of Councillors R Kendall and K Pascoe

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

**CARRIED**

**QUESTIONS/BUSINESS WITH NOTICE**

Councillor T Koschel requested advice on notification provisions for Development Applications, in particular provisions relating to neighbouring properties.

Councillor R Kendall requested an update on Council's intention to proceed with the suspended removal of suckers on Lake Albert's foreshore.

Councillor D Hayes requested an update the proposal for billboards at the entrances to the City and improved signage to the CBD.

Councillor K Pascoe requested an update on the status of slashing and mowing of the levee banks in North Wagga.

**CLOSED COUNCIL**

**21/014      RESOLVED:**

On the Motion of Councillors D Tout and R Kendall

**That the Council now resolve itself into a Closed Council, the time being 6.41pm.**

**CARRIED**

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

## **CONFIDENTIAL REPORTS**

### **CONF-1 RFT2021-25 THE GAP AND UMBANGO RURAL FIRE SHEDS**

Councillor R Kendall declared a Significant Non-Pecuniary interest and vacated the chamber, the time being 6:43pm.

#### **21/015 RESOLVED:**

On the Motion of Councillors T Koschel and K Pascoe

#### **That Council:**

- a accept the Tender offer of Adaptive Trading Pty Ltd T/a Adaptive Interiors (ABN: 81 624 822 859) for the Design & Construction of Rural Fire Sheds at The Gap and Umbango for the lump sum amount of \$378,630 excluding GST**
- b authorise the General Manager or their delegate to enter a Contract with Adaptive Trading Pty Ltd T/a Adaptive Interiors (ABN: 81 624 822 859) for the Design & Construction of Rural Fire Sheds at The Gap and Umbango for the lump sum amount of \$378,630 excluding GST**
- c authorise the affixing of Council's Common Seal to all relevant documents as required**

**CARRIED**

### **RECORD OF VOTING ON THE MOTION**

#### For the Motion

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

#### Against the Motion

### **CONF-2 COVID-19 RENTAL RELIEF - COMMERCIAL & AIRPORT LEASES**

Councillor R Kendall declared a Significant Non-Pecuniary interest and vacated from the chamber, the time being 6:43pm.

#### **21/016 RESOLVED:**

On the Motion of Councillors D Hayes and K Pascoe

**That Council agree to grant rent waivers to Council's commercial and airport tenants who meet the eligibility requirements in accordance with the recommendations contained within the body of the report.**

**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 R Kendall re-entered the chamber, the time being 6:47pm.

## CONF-3 COMMUNITY TENANT ABATEMENTS

### **21/017 RESOLVED:**

On the Motion of Councillors R Kendall and K Pascoe

#### **That Council:**

- a note the ongoing financial impact the community is facing due to the COVID-19 pandemic**
- b agree to provide rent reductions to the tenants identified in the attachment to this report**
- c in accordance with Section 356 of the Local Government Act 1993, approve in principle the financial assistance to the tenants listed in this report**
- 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

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

### Against the Motion

**REVERSION TO OPEN COUNCIL**

**21/018 RESOLVED:**

On the Motion of Councillors R Kendall and K Pascoe

**That this meeting of the Closed Council revert to an open meeting of the Council, the time being 6.46pm.**

**CARRIED**

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 6.50pm.

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MAYOR