

## **PRESENT**

The Mayor, Councillor Dallas Tout  
Councillor Georgie Davies  
Councillor Dan Hayes  
Councillor Michael Henderson  
Councillor Richard Foley  
Councillor Rod Kendall  
Councillor Tim Koschel  
Councillor Amelia Parkins

## **IN ATTENDANCE**

Acting General Manager	(Mr S Gray)
Director Community	(Ms J Summerhayes)
Director Projects	(Mr P McMurray)
Chief Financial Officer	(Mrs C Rodney)
Manager Audit, Risk & Governance	(Ms I Hensley)
Manager Community Services	(Ms M Scully)
Manager Development Assessment & Building Certification	(Mr P O'Brien)
Manager Information & Communications Technology Services	(Mr R Hamblin)
Strategic Asset Planner (Parks & Recreation)	(Mr B Creighton)
Economic Development Officer	(Mr K Jarne)
Property Coordinator	(Mr M Dombrovski)
Contributions Coordinator	(Mrs B Maclure)
Corporate Governance Coordinator	(Mrs N Johnson)
Communications & Engagement Officer	(Mrs M Schoonmaker)
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**

Apologies for non-attendance were received for Councillor J McKinnon, General Manager, Mr P Thompson and Director Infrastructure Services, Mr W Faulkner and accepted on the Motion of Councillors R Kendall and T Koschel.

### **NOTICE TO MEETING**

The Mayor, Councillor D Tout advised the meeting, that 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.

### **CONFIRMATION OF MINUTES**

#### **CM-1      ORDINARY COUNCIL MEETING - 18 JULY 2022**

#### **22/001      RESOLVED:**

On the Motion of Councillors D Hayes and A Parkins

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 18 July 2022 be confirmed as a true and accurate record.**

**CARRIED**

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

##### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

##### Against the Motion

### **DECLARATIONS OF INTEREST**

The Mayor, Councillor D Tout declared a Significant Non-Pecuniary Interest in RP-10 ANNUAL GRANTS PROGRAM 2022/23 - COMMUNITY PROGRAMS AND PROJECTS the reason being that he is a board member of Carevan who are one of the applicants and recipients listed in the report and vacated the chamber during its consideration.

Councillor A Parkins declared a Non-Significant Non-Pecuniary Interest in RP-12 ANNUAL GRANTS PROGRAM 2022/23 - LOCAL HERITAGE the reason being that she is a member of the National Trust Cemetery Committee. The National Trust had no involvement in the application relating to the Best Family Cemetery or the assessment and remained in the chamber during its consideration.

Councillor A Parkins declared a Non-Significant Non-Pecuniary Interest in RP-5 GRANTS PROGRAM 2022/23 - RECREATIONAL FACILITIES the reason being that she plays hockey which includes a registration fee but is not a member of any associated board or committee and remained in the chamber during its consideration.

Councillor R Foley declared a Significant Non-Pecuniary Interest in RP-2 PROPOSED PLANNING AGREEMENT 12 BLAKE STREET, WAGGA WAGGA DA19/0125 the reason being that he has conducted work on behalf of the owners of the land in the past and vacated the chamber during its consideration.

Councillor T Koschel declared a Significant Non-Pecuniary Interest in RP-3 MOBILE FOOD VENDOR PERMITS the reason being that a member of his family has a competing business and vacated the chamber during its consideration.

Councillor T Koschel declared a Non-Significant Non-Pecuniary Interest in RP-5 ANNUAL GRANTS PROGRAM 2022/23 - RECREATIONAL FACILITIES the reason being that a member of his family sponsors a number of sporting organisations named in the report and remained in the chamber during its consideration.

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

#### **22/002 RESOLVED:**

On the Motion of Councillors D Hayes and R Kendall

**That Council bring forward consideration of EnGlobo.**

**CARRIED**

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

#### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

#### Against the Motion

## **PROCEDURAL MOTION - ENGLOBO**

### **22/003 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

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

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

**That RP-4 to RP-9, RP-11 to RP-14, RP-19, CONFMM-1, CONF-1 to CONF-4, be adopted as recommended in the business papers.**

**CARRIED**

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

### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

### Against the Motion

## **PUBLIC DISCUSSION FORUM**

### **RP-1 DEVELOPMENT APPLICATION DA21/0839 - SELF STORAGE UNITS - 43 GUTTLER STREET, URANQUINTY**

- Mrs Danielle Burns – Speaking against the Report
- Mrs Deborah Bewick – Speaking against the Report
- Mrs Camilla Rocks – Speaking in favour of the Report

### **RP-18 ADOPTION OF CODE OF MEETING PRACTICE**

- Mrs Diana Shield – Speaking against the Report
- Mr Danny Russell – Speaking against the Report

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

### **22/004 RESOLVED:**

On the Motion of Councillors D Hayes and R Kendall

**That Council bring forward consideration of RP-1 DEVELOPMENT APPLICATION DA21/0839 - SELF STORAGE UNITS - 43 GUTTLER STREET, URANQUINTY and RP-18 ADOPTION OF CODE OF MEETING PRACTICE to follow the public discussion Forum.**

**CARRIED**

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

### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

### Against the Motion

## **REPORTS FROM STAFF**

### **RP-1 DEVELOPMENT APPLICATION DA21/0839 - SELF STORAGE UNITS - 43 GUTTLER STREET, URANQUINTY**

A Motion was moved by Councillors D Hayes and R Kendall

That Council approve DA21/0839 for self-storage units at 43 Guttler Street, Uranquinty subject to the conditions outlined in the Section 4.15 Assessment Report with an amendment to condition 2.5 (C6) to provide an additional dot point for the provision of a 1.8m colour panel fence on property boundary adjoining existing residential usage

The Mayor, Councillor D Tout foreshadowed an Amendment.

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

### For the Motion

D Hayes  
R Kendall  
A Parkins

### Against the Motion

D Tout  
G Davies  
M Henderson  
R Foley  
T Koschel

The Motion on being put to the meeting was LOST.

**22/005 RESOLVED:**

On the Motion of The Mayor, Councillor D Tout and Councillor T Koschel

**That Council refuse DA21/0839 for self-storage units at 43 Guttler Street, Uranquinty for the following reasons:**

- a the proposed development is not consistent with the objectives of the RU5 Village zoning as outlined in the Wagga Wagga LEP 2010**
- b the proposed development conflicts with the residential amenity of the village as outlined in the Wagga Wagga DCP 2010**

**CARRIED**

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

For the Motion

D Tout  
G Davies  
M Henderson  
R Foley  
T Koschel

Against the Motion

D Hayes  
R Kendall  
A Parkins

**RP-18 ADOPTION OF CODE OF MEETING PRACTICE**

A Motion was moved by Councillors D Hayes and A Parkins

That Council:

- a note there were no public submissions received during the exhibition and submission period
- b adopt the draft Code of Meeting Practice as amended
- c change the December 2022 Council Meeting date from 5 December 2022 to 12 December 2022 and extend the period of Leave of Absence for Councillor Georgie Davies from 5 December 2022 to 12 December 2022 (inclusive)
- d delegate authority to the Mayor to call an extraordinary meeting

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

That Council:

- a note there were no public submissions received during the exhibition and submission period
- b adopt the draft Code of Meeting Practice as amended, with the following change to section 8.1:  
Order of Business

- 01 Opening Meeting and Notice of Webcasting
- 02 Acknowledgement of Country or Welcome to Country
- 03 Prayer
- 04 Reflection
- 05 Apologies and applications for a leave of absence by councillors
- 06 Confirmation of minutes
- 07 Disclosures of interests
- 08 En Globo
- 09 Public Address Session
- 10 Mayoral minute(s)
- 11 Councillor Delegate Reports
- 12 Notice of Motions / Questions with Notice
- 13 Notice of Motions of Rescission
- 14 Reports from Staff
- 15 Committee Minutes
- 16 Confidential Reports
- 17 Conclusion of the meeting
- c change the December 2022 Council Meeting date from 5 December 2022 to 12 December 2022 and extend the period of Leave of Absence for Councillor Georgie Davies from 5 December 2022 to 12 December 2022 (inclusive)
- d delegate authority to the Mayor to call an extraordinary meeting
- e receive a further report in 12 months outlining the attendance of Councillors via audio-visual link and reasons for attending via audio-visual link

#### **RECORD OF VOTING ON THE AMENDMENT**

##### For the Amendment

D Tout  
M Henderson  
T Koschel

##### Against the Amendment

G Davies  
D Hayes  
R Foley  
R Kendall  
A Parkins

The AMENDMENT on being put to the meeting was LOST.

#### **22/006 RESOLVED:**

On the Motion of Councillors D Hayes and A Parkins

#### **That Council:**

- a note there were no public submissions received during the exhibition and submission period**

- b adopt the draft code of meeting practice as amended**
- c change the December 2022 Council Meeting date from 5 December 2022 to 12 December 2022 and extend the period of Leave of Absence for Councillor Georgie Davies from 5 December 2022 to 12 December 2022 (inclusive)**
- d delegate authority to the Mayor to call an extraordinary meeting**

**CARRIED**

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

For the Motion

G Davies  
D Hayes  
R Foley  
R Kendall  
A Parkins

Against the Motion

D Tout  
M Henderson  
T Koschel

#### **RP-2 PROPOSED PLANNING AGREEMENT 12 BLAKE STREET, WAGGA WAGGA DA19/0125**

Councillor R Foley declared a Significant Non-Pecuniary Interest and vacated the Chamber the time being 7.49pm.

#### **22/007 RESOLVED:**

On the Motion of Councillors D Hayes and R Kendall

#### **That Council:**

- a provide in principle support for the proposed Planning Agreement in relation to Blake Street and associated with DA19/0125**
- b place the proposed Planning Agreement on public exhibition for a period of 28 days from 9 August 2022 to 5 September 2022 and invite submissions until 19 September 2022**
- c receive a further report following the exhibition and submission period:**
  - i addressing any submission made in respect of the proposed Planning Agreement; and**
  - ii recommending whether or not to enter into the proposed Planning Agreement**

**CARRIED**

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

For the Motion

The Mayor, Councillor D Tout  
G Davies  
D Hayes  
M Henderson  
R Kendall  
T Koschel  
A Parkins

Against the Motion



Councillor R Foley re-entered the Chamber the time being 7.56pm.

### **RP-3 MOBILE FOOD VENDOR PERMITS**

Councillor T Koschel declared a Significant Non-Pecuniary Interest and vacated the Chamber the time being 7.56pm.

#### **22/008 RESOLVED:**

On the Motion of Councillors D Hayes and A Parkins

#### **That Council:**

- a endorse the advertising of an expression of interest for an exclusive licence for the operation of a food van at the Tarcutta Truck Stop**
- b receive a further report on the outcome of the expression of interest**
- c place the draft 'Mobile Food Vendor trading in public places' Policy (POL 062) on public exhibition for a period of 28 days**
- d receive a further report following the public exhibition and submission period:**
  - i addressing any submissions made with respect to the proposed 'Mobile Food Vendor trading in public places' Policy (POL 062)**
  - ii 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

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
A Parkins

##### Against the Motion

Councillor T Koschel re-entered the Chamber the time being 8.09pm.

**RP-4 ANNUAL GRANTS PROGRAM 2022/23 - YOUTH LED INITIATIVES**

**22/009 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a approve the successful applications for the Youth Led Initiatives category of the Annual Grants Program 22/23 as detailed in the report totalling \$4,300**
- 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  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-5 ANNUAL GRANTS PROGRAM 2022/23 - RECREATIONAL FACILITIES**

**22/010 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Recreational Facilities category of the Annual Grants Program 2022/23 as detailed in the report totalling \$30,000.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-6 ANNUAL GRANTS PROGRAM 2022/23 - EVENTS**

**22/011 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Events category of the Annual Grants Program 2022/23 as detailed in the report totalling \$29,319.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-7 ANNUAL GRANTS PROGRAM 2022/23 - RURAL HALLS**

**22/012 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a approve the successful applications for the Rural Halls category of the Annual Grants Program 22/23 as detailed in the report totalling \$23,572**
- 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  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-8 ANNUAL GRANTS PROGRAM 2022/23 - ARTS, CULTURE AND CREATIVE INDUSTRIES**

**22/013 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Arts, Culture & Creative Industries Category of the Annual Grants Program 2022/23 as detailed in the report totalling \$30,077.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-9 ANNUAL GRANTS PROGRAM 2022/23 - SMALL BUSINESS**

**22/014 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Small Business category of the Annual Grants Program 22/23 as detailed in the report totalling \$28,353.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**PROCEDURAL MOTION – ELECTION OF CHAIRPERSON**

**22/015 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**The Council elect Councillor D Hayes as the Chairperson for RP-10 ANNUAL GRANTS PROGRAM 2022/23 - COMMUNITY PROGRAMS AND PROJECTS only.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-10 ANNUAL GRANTS PROGRAM 2022/23 - COMMUNITY PROGRAMS AND PROJECTS**

The Mayor, Councillor D Tout declared at Significant Non-Pecuniary Interest and vacated the Chair and the Chamber the time being 8.11pm.

Councillor D Hayes assumed the Chair the time being 8.11pm.

**22/016 RESOLVED:**

On the Motion of Councillors T Koschel and M Henderson

**That Council approve the successful applications for the Community Programs and Projects Category of the 2022/23 Annual Grants Program as detailed in the report totalling \$30,000.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

Councillor D Hayes vacated the Chair the time being 8.14pm.

The Mayor, Councillor D Tout re-entered the Chamber and assumed the Chair the time being 8.14pm.

**RP-11 ANNUAL GRANTS PROGRAM 2022/23 - NEIGHBOURHOOD AND RURAL VILLAGES**

**22/017 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Neighbourhood and Rural Villages Category of the Annual Grants Program 2022/23 as detailed in the report totalling \$24,480.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-12 ANNUAL GRANTS PROGRAM 2022/23 - LOCAL HERITAGE**

**22/018 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Local Heritage category of the Annual Grants Program 2022/23 as detailed in the report totalling \$15,500.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**RP-13 ANNUAL GRANTS PROGRAM 2022/23 - NATURAL ENVIRONMENT**

**22/019 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council approve the successful applications for the Natural Environment category of the Annual Grants Program 2022/23 as detailed in the report totalling \$9,192.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

**RP-14 APPLICATIONS FOR SUBSIDY FOR WASTE DISPOSAL FOR CHARITABLE ORGANISATIONS**

**22/020 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council endorse the annual 2022/23 waste disposal subsidy for the total amount of \$250.00 for Best Friends Pet Rescue.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

**RP-15 MEMORANDUM OF UNDERSTANDING - CLOSED CIRCUIT TELEVISION (CCTV) - WAGGA WAGGA CITY COUNCIL AND NSW POLICE**

**22/021 RESOLVED:**

On the Motion of Councillors R Foley and D Hayes

**That Council:**

- a endorse the attached revised Closed Circuit Television (CCTV) Memorandum of Understanding (MOU) between Wagga Wagga City Council and the Riverina Police District**
- b delegate authority to the Mayor to sign the MoU on behalf of Council**
- c place the revised Closed Circuit Television (CCTV) Policy (POL 058) on public exhibition for a period of 28 days from 9 August to 5 September 2022 and invite public submission until 5 September 2022 on the revised Policy**
- d receive a further report following the public exhibition and submission period:**
  - i addressing any submissions made with respect to the proposed endorse the revised Closed Circuit Television (CCTV) Policy (POL 058)**
  - ii 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

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion



**RP-16 2021/22 WORKS IN PROGRESS AND BUDGET REVOTES**

**22/022 RESOLVED:**

On the Motion of Councillors D Hayes and R Kendall

**That Council:**

- a approve the proposed 2021/22 capital and operating budget revotes into the 2022/23 financial year as presented in this report**
- b note the 2021/22 capital and operating works in progress transfers into the 2022/23 financial year as presented in this report**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

**RP-17 2022 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE -  
ELECTION OF DELEGATES AND MOTIONS**

A Motion was moved by Councillors T Koschel and D Hayes

**That Council:**

- a endorse the Mayor and three (3) Councillors to attend the Local Government NSW Annual Conference to be held in the Hunter Valley from Sunday, 23 October 2022 to Tuesday 25 October 2022**
- b elect three (3) Councillor delegates referred to in (a) above to attend the Conference**
- c endorse submitting motions to the conference as outlined in the report**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Against the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley

R Kendall  
T Koschel  
A Parkins

**PROCEDURAL MOTION – RECOMMIT MOTION**

A Motion was moved by Councillors T Koschel and D Hayes

**That Council recommit the above Motion to include the appointment of an alternate Councillor to attend the Local Government NSW Annual Conference to be held in the Hunter Valley from Sunday, 23 October 2022 to Tuesday 25 October 2022.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

**22/023 RESOLVED:**

On the Motion of Councillors T Koschel and D Hayes

**That Council:**

- a endorse the Mayor and three (3) Councillors & one (1) alternate to attend the Local Government NSW Annual Conference to be held in the Hunter Valley from Sunday, 23 October 2022 to Tuesday 25 October 2022**
- b elect three (3) Councillor delegates and one (1) alternate referred to in (a) above to attend the Conference**
- c endorse submitting motions to the conference as outlined in the report**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

Councillor T Koschel nominated Councillor J McKinnon.

Councillor J McKinnon accepted the nomination.

Councillor A Parkins nominated Councillor R Kendall.

Councillor R Kendall accepted the nomination.

Councillor R Kendall nominated Councillor R Foley.

Councillor R Foley accepted the nomination.

Councillor D Hayes nominated Councillor A Parkins as an alternative representative.

Councillors A Parkins accepted the nomination.

Councillors J McKinnon, R Kendall and R Foley were duly appointed to represent Council at the 2022 LGNSW Annual Conference to be held the Hunter Valley from Sunday, 23 October 2022 to Tuesday 25 October 2022, with Councillor A Parkins appointed as the alternate Representative should one be required.

RP-18 ADOPTION OF CODE OF MEETING PRACTICE was moved forward to follow the public discussion forum.

#### **RP-19      RESPONSE TO QUESTIONS/BUSINESS WITH NOTICE**

##### **22/024      RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

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

**CARRIED**

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

##### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

##### Against the Motion

## **QUESTIONS/BUSINESS WITH NOTICE**

Councillor R Foley requested an update on the progress of the report back to Council on the Wagga Wagga Roads Notice of Motion and a timeframe on when the report will be received.

*Acting General Manager, Mr S Gray advised, to expediate a response back to Councillors an update will be provided to Councillors out of session.*

Councillor R Foley requested an update and communication with business owners on the traffic issue in Mortimer Place, specifically in relation to the drive through Coffee shop.

*Acting General Manager, Mr S Gray advised that discussions are progressing, and a meeting is being coordinated with business owners in the area.*

Councillor R Foley requested advice on Council's contingencies, should there be significant rainfall event, taking into account current flooding of the Murrumbidgee River.

Councillor D Hayes requested further advice subsequent to the recent ABC report that stated Council is hopeful the new TfNSW Transport Plan will deliver more footpaths in the northern suburbs.

- Can an explanation be provided in response to this report as he could not find any identified initiatives in the Plan stating that TfNSW that will deliver these footpaths?
- If TfNSW are not, what is Council doing differently (other than what is already being done), now that the TfNSW Transport Plan is released the Plan, who is funding the footpaths as outlined in the Plan, particularly given Council's budget for footpaths?

Councillor D Hayes requested advice on if Council are considering installing air filters in council buildings to reduce COVID transmissions

Councillor M Henderson requested advice on potential natural disaster funding to repair and reinstate flood damage, in particular to cover damage relating to the recently opened Riverside precinct.

*Chief Financial Officer, Mrs C Rodney advised that Council could provide a submission to the State Government to be declared a natural disaster and seek grant funding to recover costs of impairment or damages to Council owned assets across the local government area. However this will only apply if these costs are in excess of \$340,000.*

Councillor M Henderson requested an update on the Wagga Wagga Show Society's submission for a rate rebate.

*Chief Financial Officer, Mrs C Rodney advised that further information and financials have been received from the Wagga Wagga Show Society and that a future Councillor Workshop is being scheduled.*

Councillor R Kendall requested further information in relation to a Planning Proposal for rezoning in Forest Hill, specifically the process for notification and request for submission from business owners in the area, given that the Wagga City Aero Club have advised they have been excluded from the process. Can this be confirmed and what the rectification will take place if required.

Councillor T Koschel requested an update on the Wilks Park residents with the current flood event.

*Acting General Manager, Mr S Gray advised that Council has been working with the relevant combat agencies. State Emergency Services (SES) as the lead combat agency, have provided a number of notifications including an evacuation order to people residing in the area, providing assistance in relocation to the showground and other areas. Council will continue working with all agencies to support this process and facilitate any action Council holds responsibility for.*

Councillor T Koschel requested information on which agencies are responsible for enforcing evacuation orders.

*Acting General Manager, Mr S Gray advised, that SES hold responsibility for issuing and enforcing evacuation orders as the lead combat agency. If people are not complying with evacuation orders, there are avenues with the NSW Police.*

Councillor T Koschel requested information on how many staff were involved over the weekend on the flood event, acknowledging and thanking them on behalf of Council for their work.

*Acting General Manager, Mr S Gray advised that approximately 20 staff may have been working over the weekend and will continue to undertake works such as checking gates and facilitating road and bridge closures.*

## **CONFIDENTIAL MAYORAL MINUTE**

### **CONFMM-1 CONFIDENTIAL MAYORAL MINUTE - EXPRESSION OF INTEREST - 54-58 JOHNSTON STREET, WAGGA WAGGA**

#### **22/025 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

#### **That Council:**

- a delegate authority to the General Manager or their delegate to enter into a licence agreement with Eastern Riverina Arts Incorporated (or nominee) for an initial period of 12 months with an option to renew for a further period of 3 years for the amounts referred to in the Expression of Interest submission**
- b authorise the affixing of Council's common seal to all relevant documents 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

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

### Against the Motion

## **CONFIDENTIAL REPORTS**

### **CONF-1 RFT2023-02 ROAD STABILISATION PRODUCTS SUPPLY**

#### **22/026 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

#### **That Council:**

- a in accordance with Clause 178(1)(b) of the Local Government (General Regulation) 2005, decline the tender received for the RFT2023-02 Road Stabilisation Products Supply**
- b pursuant to clause 178(3)(a) of the Local Government (General Regulation) 2005, cancel the proposed contract**

**CARRIED**

## RECORD OF VOTING ON THE MOTION

### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

### Against the Motion

## CONF-2 FUNDING AGREEMENT FOR INDUSTRIAL SUBDIVISION – SPECIAL ACTIVATION PRECINCT

### 22/027 RESOLVED:

On the Motion of Councillors R Kendall and T Koschel

### That Council:

- a accept the funding contribution from the Regional Growth Development Corporation (RGDC) inclusive of funding detailed in this report
- b authorise the General Manager or their delegate to enter into a funding arrangement with RGDC for the financial contribution as detailed in this report
- c authorise the General Manager or their delegate to approve variation to contract RFT 2020/001 with Huon Contractors Pty Ltd (ABN: 33 094 145 409) in accordance with the scope and requirements approved by RGDC
- d authorise the General Manager to execute all necessary documents and the affixing of Council's Common Seal as required
- e approve the budget variations as detailed in the Financial Implications section of the report which is for the additional financial contribution from RGDC

**CARRIED**

## RECORD OF VOTING ON THE MOTION

### For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

### Against the Motion

**CONF-3 BOMEN INDUSTRIAL LAND SALE - PART LOT 22 DP 1120176**

**22/028 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

**That Council:**

- a accept the tender submitted by Jamoro Pty Ltd ACN 607 636 993 to purchase land at Dorset Drive, Wagga Wagga, being proposed Lot 100 in subdivision of Lot 22 DP 1120176**
- b authorise the General Manager or delegate to complete and execute the Contract for sale of the proposed Lot 100 in subdivision of Lot 22 DP 1120176 on behalf of Council**
- c authorise the General Manager or delegate to complete and execute any necessary documents to complete the sale, including but not limited to the registration of the plan of subdivision and any necessary easements for services.**
- d authorise the affixing of Council's common seal to any relevant documents as required**
- e 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

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion



**CONF-4 COMPLETION OF CONTRACT AND OFFER TO STATE GOVERNMENT - 4 TRAHAIRS ROAD BOMEN**

**22/029 RESOLVED:**

On the Motion of Councillors R Kendall and T Koschel

That in relation to the land known as 4 Trahairs Road Bomen being Lot 5 in DP 1229343, Lot 14 in DP 1229343, Lot 12 in DP 1223041, Council:

- a make an offer to the NSW Government for that Government to purchase the land at the purchase price and terms noted in the body of the report**
- b if the Government agree to purchase the land, apply the proceeds of sale to:**
  - i Completing the contract pursuant to which Council purchased the land; and**
  - ii Repaying the costs incurred in the acquisition of the land and holding the land**
- c authorise the affixing of the Council Seal to the land sale documents such as the Transfer and Discharge of Mortgage as required**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

D Tout  
G Davies  
D Hayes  
M Henderson  
R Foley  
R Kendall  
T Koschel  
A Parkins

Against the Motion

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 8.43pm.

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MAYO R