



**Edward
River**
COUNCIL

MINUTES

Ordinary Council Meeting

21 May 2020

**MINUTES OF EDWARD RIVER COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER 180 CRESSY STREET DENILIQUIN
ON THURSDAY, 21 MAY 2020 AT 9.00AM**

PRESENT: Cr Norm Brennan (Mayor), Cr Pat Fogarty (Deputy Mayor), Cr Marg Bull, Cr Ashley Hall, Cr Norm McAllister, Cr Peter McCrabb, Cr Nick Metcalfe, Cr Mac Wallace, Cr Peta Betts

IN ATTENDANCE: John Rayner (Interim General Manager), Suni Campbell (Director Corporate Services), Mark Dalzell (Acting Director Infrastructure), Amanda Barber (Manager Finance), Julie Rogers (Manager Environmental Services), Belinda Perrett (Executive Assistant)

CHAIR: Deputy Mayor, Cr Pat Fogarty, chaired the meeting.

OPENING MEETING

Edward River Council wishes to advise members of the public that Council Meetings will be recorded and will be available after each meeting on Council's website www.edwardriver.nsw.gov.au.

All care will be taken to maintain the privacy of those in attendance, however As a visitor in the public gallery, your presence may be recorded. By remaining In the public gallery, it is assumed your consent is given in the event your image is broadcast. This includes any filming by television cameras if attendance is approved by the General Manager or Mayor.

ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge that we are here today on the land of the Wamba Wamba Perrepa Perrepa people. I would also like to acknowledge and pay my respects to past Aboriginal Elders, the present Aboriginal and Torres Strait Islander people who reside within this area, and their future generations.

STATEMENT OF PURPOSE

I have come here as a Councillor freely and without bias to:

- Represent the views of the community in considering the matters before us today
- To vote in a matter I consider to be in the best interest of the community
- To observe the Code of Conduct and respect the rule of the chair and views of my fellow Councillors.

APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Nil

CONFIRMATION OF MINUTES

RESOLUTION 2020/75

Moved: Cr Peta Betts

Seconded: Cr Nick Metcalfe

That the minutes of the Ordinary Council Meeting held on 16 April 2020 be confirmed.

CARRIED

DISCLOSURES OF INTERESTS

10.13 Cressy Street Revitalisation – Cr Hall declared a non-pecuniary – significant interest

REPORTS TO COUNCIL**MAYOR, COUNCILLORS AND GENERAL MANAGER MEETINGS****RESOLUTION 2020/76**

Moved: Cr Marg Bull
Seconded: Cr Peta Betts

That Council note the Mayor, Councillor and General Manager meetings for April 2020 undertaken remotely adhering to COVID-19 distancing regulations.

CARRIED

RESOLUTIONS OF COUNCIL**RESOLUTION 2020/77**

Moved: Cr Norm Brennan
Seconded: Cr Mac Wallace

That Council note the information in the Resolutions of Council as at 11 May 2020.

CARRIED

INVESTMENT REPORT APRIL 2020**RESOLUTION 2020/78**

Moved: Cr Peter McCrabb
Seconded: Cr Peta Betts

That Council:

1. Note and receive the Report on Investments totalling \$40,477,519 inclusive of cash at bank for day-to-day operations;
2. Note that actual interest received for the month of April 2020 was \$38,214;
3. Note that accrued interest earned to 30 April 2020 but not yet received was \$323,419;
4. Note the Certificate of the Responsible Accounting Officer and adopt the Investment Report.

CARRIED

QUARTERLY BUDGET REVIEW STATEMENT - MARCH 2020**RESOLUTION 2020/79**

Moved: Cr Peter McCrabb

Seconded: Cr Norm McAllister

That Council

- 1) Receive the 31 March 2020 financial review of the 2019-20 Operational Plan as adopted at the Council meeting on 20 June 2019
- 2) Approve the budget variations as detailed in this.

CARRIED

COMBINED DELIVERY AND OPERATIONS PLAN PROGRESS REPORT - 31 MARCH 2020**RESOLUTION 2020/80**

Moved: Cr Norm McAllister

Seconded: Cr Marg Bull

That Council receive and note the combined Delivery Program 2018-2021 and Operational Plan 2019-2020 Progress Report, contained at Attachment 1.

ICARRIED

DRAFT COMBINED DELIVERY PROGRAM 2018-2021; 2020/2021 OPERATIONAL PLAN AND BUDGET**RESOLUTION 2020/81**

Moved: Cr Norm McAllister

Seconded: Cr Norm Brennan

1. That the 2020/21 Budget Report prepared by Interim General Manager be considered in conjunction with this report.
2. That the Edward River Council Combined Delivery Plan 2018-2021 which includes the draft 2020-2021 Operational Plan, 2020-2021, Budget and proposed Fees and Charges and statement of Revenue Policy be placed on public exhibition for not less than 28 days, inviting submissions from the public *in accordance with section 405 of the Local Government Act 1993*.
3. That at the conclusion of the period of public exhibition an Extraordinary Meeting of the Council be held at 9AM on Thursday 25th June 2020 to consider any submissions made on the draft Plan and Budget, consider the proposed 2020-2021 Operational Plan and Budget and determine Rates and Charges for 2020-2021 *in accordance with section 404 of the Local Government Act 1993*.
4. That the Community Engagement Strategy outlined in the report be endorsed.
5. That the 2020/2021 Budget report be received and noted.
6. That Council apply for funding under the Community Building Partnership Program and if Council decides not to proceed with the off-leash project at its June Council Meeting the application be withdrawn.
7. That Council give further consideration to the Draft Budget and the Long-Term Financial Plan at the Councillor's Workshop to be held on 4th June 2020.
8. That the Long Paddock contribution be retained at \$14,000 per annum and the Long Paddock Committee be encouraged to approach the other Councils to contribute the same.
9. That the \$1800 for fish stocking be reinstated.

CARRIED

Manager Finance left the Chambers at 9.52am

WORK HEALTH & SAFETY REPORT**RESOLUTION 2020/82**

Moved: Cr Mac Wallace

Seconded: Cr Marg Bull

That the quarterly WHS report be received.

ICARRIED

ENVIRONMENTAL SERVICES REPORT (APRIL 2020)**RESOLUTION 2020/83**

Moved: Cr Norm McAllister

Seconded: Cr Peter McCrabb

That Council note the Environmental Services Report for April 2020.

CARRIED

CAPITAL WORKS UPDATE QUARTER THREE 2019/2020**RESOLUTION 2020/84**

Moved: Cr Norm McAllister

Seconded: Cr Peter McCrabb

That Council note the Capital Works Update for the end of the period Quarter Three.

CARRIED

MAJOR PROJECTS PROGRAM - MAY 2020 PROGRESS REPORT**RESOLUTION 2020/85**

Moved: Cr Norm Brennan

Seconded: Cr Mac Wallace

That Council note the Major Projects Program from various funding sources - Progress Report for May 2020.

CARRIED

QUOTATION SUPPLY AND DELIVERY OF CRUSHED ROCK TO TRANSPORT FOR NSW STOCKPILE**RESOLUTION 2020/86**

Moved: Cr Peter McCrabb

Seconded: Cr Norm McAllister

That Council, as confirmed by the Transport for NSW that they will meet all associated costs –

1. Ratify that the General Manager has provided a Certificate of Exemption to deviate from Council's Procurement Policy in relation to the request from the Transport for NSW to purchase up to \$370,000 of Class 2 crushed rock material and associated works.
2. Ratify that the quotation from E.B. Mawson and Sons Pty. Ltd. for the supply and delivery of the Class 2 crushed rock material ex- Yabba quarry to Department for Transport's HAY 036 stockpile some 15.8 kilometres east of Deniliquin up to a maximum value of \$370,000 ex GST has been accepted.

CARRIED

CROWN LAND PLANS OF MANAGEMENT**RESOLUTION 2020/87**

Moved: Cr Norm McAllister

Seconded: Cr Marg Bull

That Council adopt the Plan of Management, contained as attachment 1 to this report, for the following Crown Land reserves:

- a) Waring Gardens reserve;
- b) Dr Eli Brown Park reserve;
- c) George Street School Museum reserve; and
- d) Deniliquin Town Hall reserve.

ICARRIED

Cr Hall left the Chamber at 10.36am after declaring a non-pecuniary – significant interest in Item 10.13 Cressy Street Revitalisation.

CRESSY STREET REVITALISATION - RETAIL TRADER ASSISTANCE PROGRAM**RESOLUTION 2020/88**

Moved: Cr Peter McCrabb

Seconded: Cr Norm McAllister

That Council

1. Approve the Cressy Street Streetscape Works – Retail Trader Assistance Program as outlined in this report
2. Approve the Program Guidelines attached to this report
3. Approve the proposed schedule of payment for the traders as appended to this report
4. Approve an increase in budget for the retail assistance program from \$60,000 to \$85,000 to allow for retail trader assistance be provided for all traders on Cressy Street between Hardinge Street Edward Street
5. Update the 2019/20 Edward River Council Operational Plan to include an action 'To undertake a Retail Trader Assistance Program to assist retail traders in Cressy Street, between Hardinge Street and Edward Street, Deniliquin, throughout the Cressy Street Streetscape works. That part of this program will involve the provision of retail trader assistance payments and that these payments will be undertaken in line with the Financial Assistance provisions of the Local Government Act 1993
6. Advertise the proposed financial benefit to traders as required under section 356 of the Local Government Act 1993.

CARRIED

Cr Hall returned to the Chambers at 10.40am

2020/21 BUDGET REPORT CONSIDERED WITH REPORT NUMBER 10.6 DRAFT COMBINED DELIVERY PROGRAM 2018-2021; 2020/2021 OPERATIONAL PLAN AND BUDGET

CONFIDENTIAL MATTERS**RESOLUTION 2020/89**

Moved: Cr Peta Betts
Seconded: Cr Nick Metcalfe

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

11.1 Contract C2020/21 - Deniliquin Town Hall and Civic Precinct Redevelopment

This matter is considered to be confidential under Section 10A(2) - d(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

13.1 Deniliquin Regional Sports and Entertainment Stadium Agreement

This matter is considered to be confidential under Section 10A(2) - d(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED

CONTRACT C2020/21 - DENILIQUN TOWN HALL AND CIVIC PRECINCT REDEVELOPMENT**RESOLUTION 2020/90**

Moved: Cr Norm McAllister
Seconded: Cr Ashley Hall

That this report be deferred and brought to the next Council Workshop for further discussion and clarification.

CARRIED

DENILIQUN REGIONAL SPORTS AND ENTERTAINMENT STADIUM AGREEMENT**RESOLUTION 2020/91**

Moved: Cr Ashley Hall
Seconded: Cr Peter McCrabb

That Council extends the current management agreement for the Deniliquin Regional Sports and Entertainment Stadium with Deniliquin Sports Park Incorporated for a further two years from 1 July 2020, to line up with the contract for the Deniliquin Swim Centre.

CARRIED

RESOLUTION 2020/92

Moved: Cr Norm McAllister
Seconded: Cr Norm Brennan

That Council moves out of Closed Council into Open Council at 11.28am.

CARRIED

CLOSE OF MEETING

The Meeting closed at 11.30am

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 18 June 2020.

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CHAIRPERSON