



MINUTES

Ordinary Council Meeting

Tuesday, 21 May 2024

I hereby give notice that an Ordinary Council Meeting will be held on:

Date: Tuesday, 21 May 2024

Time: 10:00 AM

**Location: Council Chambers, Estates Building Cressy Street
Deniliquin**

**Gary Arnold
Interim Chief Executive Officer**

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1. OPENING MEETING	

Meeting opened at 10.01am

Mayor opened with acknowledgement of Volunteer Week and referred to LHAC Services Guide.

2. ATTENDANCE

Present: Mayor Cr Peta Betts, Deputy Mayor Cr Marc Petersen, Cr Linda Fawns, Cr Harold Clapham, Cr Shirlee Burge, Cr Shannon Sampson

In Attendance: Interim Chief Executive Officer, Director Corporate Service, Manager Governance, Risk & Safety, Manager Facilities & Open Spaces, Executive Assistant

Via Teams: Acting Chief Financial Officer

3. LIVE STREAMING STATEMENT

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 [Councils Website](#). 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 Chief Executive Officer or Mayor.

4. ACKNOWLEDGEMENT OF COUNTRY

The Edward River Council acknowledges and embraces the Traditional Owners of the Lands within the Edward River Council area - the Wamba Wamba/Perrepa Perrepa Peoples – and pay our respects to their elders, past, present, and emerging. The Edward River Council also recognises the diversity of different cultures within our community and their contribution.

5. STATEMENT OF PURPOSE

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

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

6. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Moved: Deputy Mayor Cr Marc Petersen

Seconded: Cr Shannon Sampson

RESOLUTION 2024/2105/6

That Council accepts the requested leave of absence from Councillor Pat Fogarty and Councillor Tarria Moore.

CARRIED

7. CONFIRMATION OF MINUTES**7.1. DRAFT MINUTES ORDINARY COUNCIL MEETING 16 APRIL 2024**

Moved: Deputy Mayor Cr Marc Petersen

Seconded: Cr Linda Fawns

RECOMMENDATION 2024/2105/7.1

That Council accepts the draft minutes of the Ordinary Council Meeting held Tuesday 16 April 2024 as a true and correct record.

CARRIED

8. DISCLOSURES OF INTERESTS

12.4 Naming of Rest Area in North Deniliquin. Mayor Cr Peta Betts declared a Non-Pecuniary - significant interest and will leave the Chambers whilst the report is discussed.

9. MAYORAL MINUTE(S)

Nil

10. URGENT ITEMS OF BUSINESS

Nil

11. REPORTS OF COMMITTEES**11.1. CONARGO HALL COMMITTEE**

Moved: Cr Harold Clapham

Seconded: Cr Shirlee Burge

RESOLUTION 20242105/11.1

That Council receives the draft minutes of the Conargo Hall Committee meeting held 17th April 2024 and notes the resolutions of the Committee.

CARRIED

11.2. SALEYARDS ADVISORY COMMITTEE

Moved: Cr Harold Clapham

Seconded: Cr Shirlee Burge

RESOLUTION 2024/2105/11.2

That Council receive the draft minutes of the Saleyards Advisory Committee meeting held Thursday 21st March 2024 and note the committee's resolutions.

CARRIED

11.3. DRAFT MINUTES GROWTH STRATEGY COMMITTEE MEETING 7 MAY 2024

Moved: Cr Harold Clapham

Seconded: Cr Shirlee Burge

RESOLUTION 2024/2105/11.2

That Council receive the draft minutes of the Growth Strategy Project Advisory Committee meeting held 7 May 2024 and endorse the committee's recommendations.

CARRIED

12. REPORTS TO COUNCIL

12.1. DRAFT EDWARD RIVER GROWTH STRATEGY 2050 FOR PUBLIC EXHIBITION

Moved: Cr Harold Clapham

Seconded: Cr Linda Fawns

RESOLUTION 2024/2105/12.1

That Council:

4. Resolve to place the draft Edward River Growth Strategy 2050 for a 28-day public exhibition period
5. Endorse the proposed activities to support a robust and inclusive community engagement on the draft Edward River Growth Strategy 2050
6. Acknowledge the efforts of the Growth Strategy Advisory Committee in their work in guiding the development of the draft strategy to this point, and their commitment to support the community engagement program.

CARRIED

12.2. PLAN OF MANAGEMENT FOR MCLEAN BEACH CARAVAN PARK

Moved: Deputy Mayor Cr Marc Petersen

Seconded: Cr Linda Fawns

RESOLUTION 2024/2105/12.2

That Council adopts the Plan of Management for Crown Reserve 80265, McLean Beach Reserve.

CARRIED

12.3. VOLUNTARY PLANNING AGREEMENT FOR YANCO DELTA WINDFARM DEVELOPMENT

Moved: Cr Linda Fawns

Seconded: Cr Harold Clapham

RESOLUTION 2024/2105/12.3

That Council:

1. Place the draft Voluntary Planning Agreement for the Yanco Delta Windfarm Development on public exhibition for a period of not less than 28 days and invite submissions from the community regarding the agreement,
2. If no submissions are received, authorise the Interim Chief Executive Officer to sign the draft Voluntary Planning Agreement for the Yanco Delta Windfarm Development on behalf of Council.

Cr Harold Clapham left the Chambers at 10.28am and returned at 10.29am. Left the Chambers at 10.31am and returned at 10.37am.

CARRIED

12.4. NAMING OF REST AREA IN NORTH DENILIKUIN

Mayor Cr Peta Betts left the room at 10.30am and Deputy Mayor Cr Marc Petersen took the Chair.

Moved: Cr Linda Fawns

Seconded: Cr Shannon Sampson

RESOLUTION 2024/2105/12.4

That Council:

1. Endorse the name 'Flo Allen Park' for the reserve in North Deniliquin along Davidson Street and adjacent to Brick Kiln Creek,
2. Call for submissions from the public regarding the proposed name 'Flo Allen Park' for a period of not less than 28 days, and
3. If no submissions are received, submit the name Flo Allen Park to the Geographic Names Board for the reserve in North Deniliquin along Davidson Street and adjacent to Brick Kiln Creek.

CARRIED

Mayor Cr Peta Betts invited back to take the Chair at 10.48am.

Manager Facilities and Open Spaces left the Chambers at 10.48am.

12.5. CARETAKER POLICY

Moved: Cr Harold Clapham

Seconded: Deputy Mayor Cr Marc Petersen

RESOLUTION 2024/2105/12.5

That Council:

1. Adopt the attached Caretaker Policy; and
2. Ensure actions during the regulated period are in accordance with provisions of the adopted policy.

CARRIED

12.6. REVISED COUNCILLOR EXPENSES AND FACILITIES POLICY

Moved: Deputy Mayor Cr Marc Petersen

Seconded: Cr Linda Fawns

RESOLUTION 2024/2105/12.6

That Council adopt the revised Councillor Expenses and Facilities Policy as per enclosed.

CARRIED

12.7. INVESTMENT REPORT - APRIL 2024

Moved: Cr Linda Fawns

Seconded: Cr Harold Clapham

RESOLUTION 2024/2105/12.7

That Council

1. Note and receive the April 2024 report on Investments totalling \$35,060,632 inclusive of cash at bank for day-to-day operations.
2. Note that actual interest earned in the month of April 2024 was \$115,204.
3. Note that total interest earned for the year to 30 April 2024 is \$1,354,977.
4. Note the Certificate of the Responsible Accounting Officer and adopt the Investment Report.

CARRIED

12.8. QUARTERLY BUDGET REVIEW STATEMENT - MARCH 2024

Moved: Cr Linda Fawns

Seconded: Cr Shirlee Burge

RESOLUTION 2024/2105/12.8

That Council defer the QBRS report until clarification is received.

CARRIED

12.9. MAJOR PROJECTS UPDATE - APRIL 2024

Moved: Cr Shirlee Burge

Seconded: Cr Linda Fawns

RESOLUTION 2024/2105/12.9

That Council receive and note the Major Projects Program - Progress Report for April 2024.

CARRIED

12.10. DEVELOPMENT SERVICES ACTIVITY REPORT APRIL 2024

Moved: Cr Linda Fawns

Seconded: Deputy Mayor Cr Marc Petersen

RESOLUTION 2024/2105/12.10

That Council receive and note the April 2024 Development Services Report.

CARRIED

12.11. RESOLUTIONS OF COUNCIL

Moved: Deputy Mayor Cr Petersen

Seconded: Cr Linda Fawns

RESOLUTION 2024/2105/12.11

That Council note the information in the Resolutions of Council as at 12 May 2024

CARRIED

12.12. MAYOR, COUNCILLOR CEO MEETINGS APRIL 2024

Moved: Cr Harold Clapham

Seconded: Deputy Mayor Cr Marc Petersen

RESOLUTION 2024/2105/12.12

That Council

1. Note meetings attended on behalf of Council by the Mayor, Councillors and Chief Executive Officer/Acting Chief Executive Officer during the month of April 2024.
2. Continue to advise the Chief Executive Officers' Executive Assistant of their meeting diaries and activities attended.

CARRIED

13. NOTICES OF MOTIONS**13.1. NOTICE OF MOTION**

Moved: Cr Shirlee Burge

Seconded: Cr Harold Clapham

Notice of Motion Regarding Edward River Village

1. That the Edward River Village Committee be immediately disbanded, and the Council alone becomes responsible for all future decisions and actions, and that no further decisions or actions are made by any person other than the election Council group, all current actions to be reassessed by the Council.

MOTION LOST

14. QUESTIONS WITH NOTICE

Nil

15. CONFIDENTIAL MATTERS

Moved: Cr Shannon Sampson

Seconded: Cr Linda Fawns at 11.34am

RESOLUTION 2024/2105/15

Confidential Matters

That the Council move into Confidential at 11.34am to discuss the following item: Contract C2023-13 Sewer Relining and CCTV Inspections.

The committee is satisfied that, pursuant to Section 10A(2) of the Local Government Act 1993, the information to be received, discussed, or considered in relation to this agenda item is:

- d(i) commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

CARRIED

- Cr Shannon Sampson left the Chambers at 11.35 and returned at 11.37am
- Cr Fawns left the room at 11.35am and returned at 11.37am
- Cr Marc Petersen left the Chambers at 11.37am and returned at 11.38am
- Cr Burge left the Chambers at 11.37am and returned at 11.40am
- Manager Utilities entered the Chambers at 11.35am

15.1. CONTRACT C2023-13 SEWER RELINING AND CCTV INSPECTIONS

Moved: Cr Linda Fawns

Seconded: Cr Shannon Sampson

RESOLUTION 2024/0521/15.1

That Council:

1. Accepts the tender submitted by South West Pipe Relining Pty Ltd for Contract C2023-13 Sewer Relining and CCTV Inspections for the extended Schedule of Rates amount of \$208,001 + GST,
2. Authorises the Mayor and Chief Executive Officer to sign and affix the Common Seal of Edward River Council to the contract documentation for Contract C2023-13 Sewer Relining and CCTV Inspections, and
3. Authorises the Contract Superintendent to approve variations on the contract up to a maximum value of 10% of the contract sum to allow for any issues that may arise on site.

CARRIED

16. CLOSE OF MEETING

Moved: Deputy Mayor Cr Marc Petersen

Seconded: Cr Shannon Sampson

RESOLUTION 2024/2105/16

That Council move out of Confidential Business at 11.49am.

CARRIED

Meeting closed at 11.50am