



LEETON
SHIRE COUNCIL

**MINUTES OF THE ORDINARY
COUNCIL MEETING
WEDNESDAY 14 DECEMBER 2022
COMMENCING AT 7.00PM
AT THE COUNCIL CHAMBERS**

Present:

Councillors:

Cr. Tony Reneker (Mayor), Cr. Michael Kidd (Deputy Mayor), Cr. Paul Smith, Cr. Tony Ciccia, Cr. Matt Holt, Cr. Sandra Nardi, Cr. Tracey Morris and Cr. George Weston.

Staff:

Jackie Kruger (General Manager), Mandy Rogers (Group Manager Corporate), Tom Steele (Group Manager Operations) and Sarah Graham (Customer Service and Governance Coordinator).

Press: Nil

LEETON SHIRE COUNCIL

T. (02) 6953 0911 F. (02) 6953 0977
council@leeton.nsw.gov.au
23-25 Chelmsford Place Leeton NSW 2705
www.leeton.nsw.gov.au 

1. **CIVIC PRAYER** Cr. Morris
2. **ACKNOWLEDGEMENT OF COUNTRY** Cr. Reneker
3. **APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE**
Cr. Maytom

4. **CONFIRMATION OF MINUTES AND MATTERS ARISING**

22/189

Resolved

THAT the minutes of the Ordinary Council Meeting held on Wednesday 23 November 2022, as circulated, be taken as read and CONFIRMED.

(Moved Cr Ciccia, seconded Cr Kidd)

5. **DISCLOSURES OF INTERESTS**

Nil

6. **MAYORAL MINUTES**

Nil

7. **REPORTS TO COUNCIL**

GENERAL MANAGER'S MATTERS

Item 7.1 MINUTES OF RAMJO MEETING - 12 AUGUST 2022

22/190

Resolved

THAT Council receives for information the minutes of the RAMJO Meeting held on Friday 12 August 2022.

(Moved Cr Kidd, seconded Cr Weston)

Item 7.2 MINUTES OF COUNTRY MAYORS MEETING - 18 NOVEMBER 2022

22/191

Resolved

THAT Council receives for information the minutes of the Country Mayors Association Meeting and Annual General Meeting held on 18 November 2022.

(Moved Cr Kidd, seconded Cr Morris)

Cr. Nardi entered the meeting, time being 7:05pm.

Item 7.3 NOMINATION OF LEETON SHIRE COUNCIL REPRESENTATIVE ON THE WESTERN RIVERINA ARTS BOARD

22/192

Resolved

THAT Council endorses Museum, Gallery and Heritage Officer Karen Barrett to serve as the Leeton Shire Council representative on the Western Riverina Arts Board for the remainder of the 2021-2024 term of Council.

(Moved Cr Kidd, seconded Cr Smith)

CORPORATE MATTERS

Item 7.4 INVESTMENTS REPORT FOR NOVEMBER 2022

22/193

Resolved

THAT Council notes the information contained in the Investments Report for November 2022.

(Moved Cr Kidd, seconded Cr Morris)

Cr. Holt entered the meeting, time being 7:11pm.

Item 7.5 POLICY, PLAN AND STRATEGY REVIEW - 2022

22/194

Resolved

THAT Council endorses the following policies, plans and strategies for public exhibition for 35 days. If no substantive feedback is received, the policies, plans and strategies will be considered adopted after the exhibition period:

- Media / Social Media Policy
- Community Engagement Strategy 2022-2025 (incorporating Land Use Participation Plan).

(Moved Cr Kidd, seconded Cr Morris)

Item 7.6 COUNCIL MEETING DATES MARCH 2023 TO FEBRUARY 2024

22/195

Resolved

THAT Council adopts the following:

1. Ordinary Council Meetings to be held on the following dates of every month, excluding January 2023 to allow for school holidays, with the dates being:
 - Wednesday 22 March 2023
 - Wednesday 26 April 2023
 - Wednesday 24 May 2023

- Thursday 22 June 2023
 - Wednesday 26 July 2023
 - Wednesday 23 August 2023
 - Wednesday 27 September 2023
 - Wednesday 25 October 2023
 - Wednesday 22 November 2023
 - Wednesday 13 December 2023
 - Wednesday 21 February 2024.
2. Council Meetings will commence at 7pm.
3. In the case of an urgent administrative matter or emergency and after consultation with the Mayor and the General Manager, the date, time and location of a Council meeting may be altered, providing as much notice to the Councillors and the public as practicable.

(Moved Cr Kidd, seconded Cr Smith)

OPERATIONAL MATTERS

Item 7.7 DRAFT ASSET MANAGEMENT POLICY

22/196

Resolved

THAT Council endorses the Draft Asset Management Policy for public exhibition for 35 days. If no substantive feedback is received, the policy will be considered adopted after the exhibition period.

(Moved Cr Kidd, seconded Cr Morris)

Item 7.8 MINUTES OF THE LEETON LOCAL AREA TRAFFIC COMMITTEE MEETING - 23 NOVEMBER 2022

22/197

Resolved

THAT Council notes the minutes and endorses the recommendations of the Local Area Traffic Committee meeting held on 23 November 2022.

(Moved Cr Ciccia, seconded Cr Nardi)

ACTIVATION MATTERS

Item 7.9 MINUTES OF THE YANCO TOWN IMPROVEMENT COMMITTEE MEETING - 21 NOVEMBER 2022

22/198

Resolved

THAT Council receives for information the minutes of the Yanco Town Improvement Committee meeting that was held on Monday 21 November 2022.

(Moved Cr Smith, seconded Cr Weston)

**Item 7.10 MINUTES OF THE YANCO COMMUNITY HALL AND MARKET
COMMITTEE MEETING - MONDAY 14 NOVEMBER 2022**

22/199

Resolved

THAT Council receives for information the minutes of the Yanco Community Hall and Market Committee held on Monday 14 November 2022, and endorses the \$500 donation made to the Yanco Town Improvement Committee for Christmas decorations.

(Moved Cr Weston, seconded Cr Smith)

**Item 7.11 QUICK RESPONSE GRANT APPLICATION - LEETON YANCO SWIMMING
CLUB**

22/200

Resolved

THAT Council awards the Leeton Yanco Swimming Club up to \$1,060 from the Quick Response Grant program to go towards paying the pool admission of children and an accompanying adult participating in their Learn to Swim Program for disadvantaged and migrant children.

(Moved Cr Kidd, seconded Cr Smith)

8. NOTICES OF MOTION

Nil

9. CONFIDENTIAL MATTERS

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Note: Pursuant to Section 10A(4), the public were invited to make representations to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

22/201

Resolved

1. That Council moves into Closed Council to consider business identified, together with any late reports tabled at the meeting.
2. That in accordance with Section 10A(2) of the *Local Government Act, 1993*, the Public and Press be excluded from the meeting to enable Council to determine items listed in Confidential Matters for the reasons indicated.
3. That the report relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the *Local Government Act 1993*.

(Moved Cr Kidd, seconded Cr Weston)

Item 9.1 CHELMSFORD TOWN SQUARE TENDER

This report is considered confidential in accordance with the *Local Government Act 1993*, as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)c).

Item 9.2 SEWER MAIN EXTENSION - ALMOND RD

This report is considered confidential in accordance with the *Local Government Act 1993*, as the report contains a discussion in relation to the personal hardship of a resident or ratepayer (Section 10A(2)b).

Item 9.3 OFFER TO PURCHASE LAND VANCE INDUSTRIAL ESTATE STAGE 3

This report is considered confidential in accordance with the *Local Government Act 1993*, as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)c).

The Mayor asked the gallery if there were any objections to Council going into Closed Session to consider the matters listed.

No objections were received from the gallery.

Council closed its meeting at 7.55pm and the public left the Council Chambers.

Procedural Motion

22/202

Resolved

The Closed Council meeting was adjourned at 7.55pm for the commencement of a confidential public forum.

Then the following person addressed Council on Item 9.2:

- Fiona Cain-McAliece.

(Moved Cr Nardi, seconded Cr Smith)

Procedural Motion

22/203

Resolved

The public forum concluded at 7.58pm and the member of the public left the Council Chambers. Then then Closed Council session recommenced.

(Moved Cr Morris, seconded Cr Nardi)

Procedural Motion

22/204

Resolved

Item 9.2 – to be moved ahead of agenda item 9.1 due to the previous address by the a member of the public on item 9.2.

(Moved Cr Holt, seconded Cr Kidd)

Cr. Ciccia left the meeting, time being 8:03pm.

Cr. Ciccia returned to the meeting, time being 8:06pm.

CLOSED COUNCIL - CONFIDENTIAL ITEMS

Item 9.2 SEWER MAIN EXTENSION - ALMOND RD

22/205

Resolved

THAT Council:

1. Approves funding of up to \$40,000 to install a new sewer main in Almond Road for 2 properties (2 Almond Road and 15 Yanco Avenue) using funds available in the sewer reserve.
2. Requires 2 Almond Road to immediately connect to the reticulated sewer scheme.

(Moved Cr Smith, seconded Cr Weston)

Group Manager Corporate left the meeting, time being 8:22pm.

Group Manager Corporate returned to the meeting, time being 8:26pm.

Item 9.1 CHELMSFORD TOWN SQUARE TENDER

22/206

Resolved

THAT Council:

1. Formally rejects all tenders received for the Chelmsford Town Square project based on having insufficient budget for the tender prices.
2. Does not invite fresh tenders, as all tenders received provided confidence that project outcomes are feasible and can be successfully delivered.
3. Adopts a revised scope based on completing all the foundational civil works in the centre, tree planting, utilities and disabled changing facility up to the value of the available grant funding and any Council grant funding commitment (if relevant) and carries out the project itself, using contractors for relevant elements where required, and that staff then seek

additional grant funding to complete the remaining elements of the project.

4. Determines to negotiate directly with Boots Civil with a view to enter into a contract in relation to relevant elements of the tender, being to install landscaping, footpaths and ancillary works in Chelmsford Town Square.
5. Authorises the General Manager to enter into negotiations with a view to entering into a contract for elements of the project.

(Moved Cr Weston, seconded Cr Kidd)

Item 9.3 OFFER TO PURCHASE LAND VANCE INDUSTRIAL ESTATE STAGE 3

22/207

Resolved

THAT Council:

1. Accepts the offer as per Option 1 in the report from Maxim Office Group for lots 104 and 107 in the proposed plan of subdivision.
2. Authorises the Mayor and the General Manager to execute all the documents relating to the Contract for Sale and Transfer of Lots 104 and 107 in the proposed plan of subdivision for Vance Industrial Estate Stage 3 between Leeton Shire Council and Maxim Office Group.

(Moved Cr Kidd, seconded Cr Smith)

REVERSION TO OPEN COUNCIL

22/208

Resolved

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 9:50 pm.

(Moved Cr Kidd, seconded Cr Weston)

The Mayor advised that during the Closed Council resolutions were passed. The General Manager read out the resolutions made in Closed Council.

10. COUNCILLOR ACTIVITY REPORTS

Item 10.1 COUNCILLOR ACTIVITY REPORT

RECOMMENDATION

THAT Council notes the Councillor activity reports for the period between 24 November 2022 to 14 December 2022.

11. CONCLUSION OF THE MEETING

There being no further business the meeting closed at 10:02pm.

..... signed by
the Chairman of the meeting held on
22 Feb 2023 at which meeting the
signature hereon was subscribed.