



**LEETON**  
SHIRE COUNCIL

**MINUTES OF THE ORDINARY  
COUNCIL MEETING  
WEDNESDAY 28 JULY 2021  
COMMENCING AT 7.00PM  
AT THE COUNCIL CHAMBERS**

**Present:**

**Councillors:**

Cr Paul Maytom (Mayor), Cr George Weston (Deputy Mayor), Cr Paul Smith,  
Cr Peter Davidson, Cr Tony Ciccia, Cr Tony Reneker, Cr Sandra Nardi,  
Cr Tracey Morris and Cr Michael Kidd

**Staff:**

Jackie Kruger (General Manager), Mandy Rogers (Group Manager Corporate),  
Tom Steele (Group Manager Operations), Andrew Reilly (Group Manager Shire  
Activation) and Kerrie-Anne Hare (Executive Manager IPR, Governance and  
Engagement), Antonio Aloisi (IT Systems Engineer)

**Press:** Nil

**LEETON SHIRE COUNCIL**

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1. **CIVIC PRAYER** Cr Paul Smith
2. **ACKNOWLEDGEMENT OF COUNTRY** Mayor Cr Paul Maytom
3. **APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE**

21/084

**Resolved**

Cr Michael Kidd is an apology for lateness.

**(Moved Cr Davidson, seconded Cr Weston)**

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

21/085

**Resolved**

THAT the Minutes of the Ordinary Council Meeting held on Wednesday 30 June 2021, as circulated, be taken as read and CONFIRMED.

**(Moved Cr Reneker, seconded Cr Smith)**

5. **DISCLOSURES OF INTERESTS**

Nil

6. **PUBLIC REPRESENTATIONS**

- Heidi Wake and Mariam Gabra – Medical students undertaking 12 month placements in Leeton – in person
- Stu Reeve, Managing Director, Micromex Research and Consulting – presenting the results of the Leeton Community Satisfaction Survey 2021 – via Zoom
- Aanya Whitehead, Western Riverina Arts (WRA) – presenting the WRA annual report – via Zoom. Ms Whitehead presented later in the meeting when Council entered a Committee of the Whole prior to considering Item 8.8)

Cr Kidd entered the meeting at 7.35pm.

7. **MAYORAL MINUTES**

Nil

## **8. REPORTS TO COUNCIL**

### **GENERAL MANAGER'S MATTERS**

#### **Item 8.1 RESULTS OF THE LEETON SHIRE COUNCIL COMMUNITY SATISFACTION SURVEY 2021**

**21/086**

##### **Resolved**

THAT Council receives and notes for information the results of the Leeton Shire Council Community Satisfaction Survey 2021.

**(Moved Cr Weston, seconded Cr Davidson)**

#### **Item 8.2 YOUTH DEVELOPMENT GRANT APPLICATIONS**

**21/087**

##### **Resolved**

THAT Council awards:

1. Rutalina Smith a \$250 Youth Development Grant to assist with the costs associated with attending the Under 16 Rugby Union 'NSW Country V ACT' competition in Camden, NSW, on 25 July 2021.
2. Emily Wright a \$250 Youth Development Grant to assist with the costs associated with attending the Under 18 Rugby Union 'NSW Country V ACT' competition in Camden, NSW, on 25 July 2021.

**(Moved Cr Kidd, seconded Cr Morris)**

#### **Item 8.3 MOTIONS FOR SUBMISSION TO THE LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2021**

**21/088**

##### **Resolved**

THAT Council:

1. Approves registration of the Mayor, Deputy Mayor and General Manager for the 2021 LGNSW Annual Conference.
2. Confirms the two voting delegates at the LGNSW Conference to be the Mayor and Deputy Mayor and the substitute voting delegate, should one be required, to be the General Manger.
3. Approves the following proposed motions for submission to the 2021 LGNSW Business Paper:

### **3.1 Constitutional recognition of local government**

That LGNSW calls on the Australian Government to hold a referendum to amend the Constitution to recognise local government as an important, legitimate and essential element in Australia's system of government.

### **3.2 Local Government representation on National Cabinet**

That LGNSW lobbies the Australian Government for permanent local government representation on the National Cabinet.

### **3.3 Principle-based commitment to national agricultural strategy**

That LGNSW calls on the Australian Government to support the goals of the '2030 Roadmap: Australian Agriculture's Plan for a \$100 billion industry' but make a principle-based commitment to ensure the plan is realistic, optimises water use, and supports existing regional and rural communities and industries by maintaining and promoting agricultural diversity that builds resilience into our economies and helps rural communities thrive. Success cannot only be measured by increased prices at the farm gate.

### **3.4 Safeguarding the welfare of Seasonal Worker Programme workers**

That LGNSW calls on the Australian Government to modify the implementation of the Seasonal Worker Programme (SWP) to improve welfare outcomes for workers to ensure councils are informed of worker arrivals and departures so that they can monitor their living conditions and welfare while they are in residence.

### **3.5 Granting work rights to bridging visa holders and amnesty to undocumented workers**

That LGNSW calls on the Australian Government to improve the welfare of migrants and resolve the labour shortages affecting businesses and industries in rural and regional Australia by:

- Revising the visa regime to grant work rights to all bridging visa holders
- Granting amnesty to undocumented workers, specifically undocumented farm workers.

### **3.6 Funding for increased drug and alcohol treatment and rehabilitation**

That LGNSW calls on the Australian Government to dedicate funds to increase drug and alcohol treatment and rehabilitation options in rural and regional areas as a matter of priority.

### **3.7 Weeds management plan for Fleabane (*Conyza* spp.)**

THAT LGNSW calls on the Australian Government to develop and implement a weed management plan to protect agricultural land

from incursions of Fleabane (*Conyza* spp.) in order to maintain the productivity of agricultural land and ensure the sustainability of regional communities by acknowledging that:

- Fleabane is widespread across agricultural land and is having a negative impact on the productivity of agricultural land
- Fleabane is resistant to standard registered herbicides including Glyphosate
- Limited state and federal funding is provided for the control of Fleabane under the *Biosecurity Act 2015* through the General Biosecurity Duty
- the NSW Government Weed Action plan is focused on new and emerging weed varieties, and that Fleabane does not meet this criteria and therefore attracts no state or federal funding for its management as a species.

### **3.8 Protecting food security and the sustainability of regional irrigation communities**

That LGNSW calls on the Australian Government to protect national food security and the sustainability of regional irrigation communities by:

- acknowledging irrigation communities were purposefully built by governments to feed and drought proof the nation
- acknowledging the unintended adverse impacts on regional communities as a result of certain water policy decisions and the operation of water trading markets
- acknowledging that the nation's primary producers are adept at using water efficiently and responsibly through on-farm practices and infrastructure
- providing enhanced water access for general security water holders in regional communities who depend on the availability of this water for their livelihoods and employment
- ensuring decisions foster diversity in agriculture and value adding industries as diversity is our strength and builds resilience in our communities and economies
- reviewing and adjusting timelines for the completion of Murray-Darling Basin projects and plans such as the Murray-Darling Basin Plan Sustainable Diversion Limit Adjustment Measures (SDLAM) Projects and Water Sharing Plans to be more realistic, achievable and prevent any adverse third-party impacts
- ensuring better water transparency on environmental water holdings, the trading of environmental water and the outcomes of efficiency projects
- ensuring water conveyance losses are recognised and are properly costed and accounted for
- acknowledging that annual crops grown close to the source of our water supplies are key to maintaining resilience in our relatively dry and inconsistent climate.

**3.9 Review of consultation process and criteria for setting speed limits/zones in NSW**

THAT LGNSW renews calls on Transport for NSW (TfNSW) to review the criteria for setting speed limits and the process of consulting with Councils when setting and modifying speed zones in NSW.

4. Determines advocacy for postal voting for local government elections and advocacy against proposed section 7.12 developer contributions be included as additional motions for submission.
5. Affords the Mayor delegated authority to submit any further proposed motions after consulting with Councillors prior to the deadline for submitting motions.

**(Moved Cr Nardi, seconded Cr Kidd)**

**CORPORATE MATTERS**

**Item 8.4 INVESTMENTS REPORT FOR JUNE 2021**

**21/089**

**Resolved**

THAT Council notes the information contained in the Investments Report for June 2021.

**(Moved Cr Morris, seconded Cr Reneker)**

**OPERATIONAL MATTERS**

**Item 8.5 LEETON LANDFILL CLOSURE AND FILLING PLAN**

**21/090**

**Resolved**

THAT Council endorses the Leeton Landfill Closure and Filling Plan.

**(Moved Cr Kidd, seconded Cr Weston)**

## **ACTIVATION MATTERS**

### **Item 8.6 DRAFT MASTER PLAN FOR GOGELDRIE WEIR PUBLIC RESERVE AREA**

**21/091**

#### **Resolved**

THAT Council endorses the DRAFT Master Plan for the Gogeldrie Weir Public Reserve Area (**Attachment 1**) to go on public exhibition for a period of 28 days, starting from Friday 30 July and concluding on Thursday 26 August.

**(Moved Cr Smith, seconded Cr Weston)**

### **Item 8.7 REZONING AND RECLASSIFICATION OF 26 LAKE PADDOCK DRIVE, LEETON**

**21/092**

#### **Resolved**

THAT Council resolves to:

1. Endorse the rezoning and reclassification of Lot 49 in DP 1114977, 26 Lake Paddock Drive, Leeton, from Public Recreation RE1 to Low Density Residential R2 and from community land to operational land.
2. Submit the final Planning Proposal to the Department of Planning, Industry and Environment for final determination and plan-making.

**(Moved Cr Kidd, seconded Cr Smith)**

### **Suspension of Standing Orders**

**21/093**

#### **Resolved**

THAT Council moves into Committee of the Whole for the purpose of a presentation by Aanya Whitehead of the Western Riverina Arts Annual Report at 8.18pm.

**(Moved Cr Smith, seconded Cr Davidson)**

### **Resumption of Standing Orders**

**21/094**

#### **Resolved**

THAT the meeting moved back into Full Council at 8.38pm.

**(Moved Cr Nardi, seconded Cr Davidson)**

**Item 8.8 WESTERN RIVERINA ARTS ANNUAL REPORT**

**21/095**

**Resolved**

THAT Council notes the information in the Western Riverina Arts reports.

**(Moved Cr Reneker, seconded Cr Kidd)**

**Item 8.9 MINUTES OF THE WHITTON TOWN IMPROVEMENT COMMITTEE MEETING - 1 JUNE 2021**

**21/096**

**Resolved**

THAT Council receives for information the Minutes of the Whitton Town Improvement Committee meeting held on Tuesday 1 June 2021.

**(Moved Cr Smith, seconded Cr Morris)**

**Item 8.10 MINUTES OF THE YANCO TOWN IMPROVEMENT COMMITTEE MEETING - 10 MAY 2021**

**21/097**

**Resolved**

THAT Council:

1. Receives for information the Minutes of the Yanco Town Improvement Committee meeting held on Monday 10 May 2021.
2. Endorses for membership of the Yanco Town Improvement Committee Barb Mansell, Hugh Milvain, Beryl Coelli, Pam Bonfield and Robert Hermes.

**(Moved Cr Nardi, seconded Cr Kidd)**

**9. NOTICES OF MOTION**

Nil

**10. COUNCILLOR ACTIVITY REPORTS**

**Item 10.1 COUNCILLOR ACTIVITY REPORT**

**21/098**

**Resolved**

THAT Council notes the Councillor Activity Reports for the period 1 July 2021 to 28 July 2021.

**(Moved Cr Nardi, seconded Cr Weston)**



## 11. 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.

### Item 11.1 GOGELDRIE WEIR CARAVAN PARK AND CAMPGROUND LICENCE

This report is considered confidential in accordance with the, as the report contains personnel matters concerning particular individuals (Section 10A(2)a); and 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 13. ROXY DEVELOPMENT UPDATE AND REVISED BUDGET

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.

## 21/099

### 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 Reneker, seconded Cr Smith)**

Council closed its meeting at 9.11 pm and the public and press left the Chambers.

**CLOSED COUNCIL - CONFIDENTIAL ITEMS**

**Item 11.1 GOGELDRIE WEIR CARAVAN PARK AND CAMPGROUND LICENCE**

**21/100**

**Resolved**

THAT Council:

1. Resolves to directly operate and manage the Gogeldrie Weir Caravan Park and Campground effective no later than the expiry of the current licence.
2. Authorises the General Manager to:
  - a. Notify the sub licensee of this decision, and
  - b. Employ/contract a caretaker to operate the facility on behalf of Council.
3. Requests the General Manager to prepare a further report for Council to consider appropriate rezoning and/or subdivision of the site.

**(Moved Cr Smith, seconded Cr Weston)**

**Extension of Time**

**21/101**

**Resolved**

THAT Council approves the extension of time for the Council meeting beyond 10pm.

**(Moved Cr Smith, seconded Cr Davidson)**

**Item 11.2 ROXY DEVELOPMENT UPDATE AND REVISED BUDGET**

**21/102**

**Resolved**

THAT Council:

1. Endorses the revised Stage 1 and revised Stage 2 estimated development costs of \$7,034M (which includes the "Associated Works") and \$1,567M respectively for the purposes of going to tender.
2. Reconfirms \$631K as a carry-over from the 2020/21 budget for Stage 1, with the new source to be the Roxy Restriction and the Infrastructure Restriction, and approves an additional contribution to Stage 1 of \$503K from Section 94a developer contributions (now Section 7.12 of the *Environmental Planning and Assessment Act 1979*).

3. Approves the calling of tenders for the full Roxy Redevelopment, with an option to split the build into Stage 1 and Stage 2 in the event Stage 2 funding is not achieved.

**(Moved Cr Kidd, seconded Cr Nardi)**

### **REVERSION TO OPEN COUNCIL**

**21/103**

#### **Resolved**

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 10.17pm.

**(Moved Cr Smith, seconded Cr Kidd)**

The Mayor advised that during the Closed Council two resolutions were passed. The General Manager read out the resolutions made in Closed Council for Items 11.1 and 11.2.

Cr Paul Maytom left the meeting, the time being 10.16pm. Cr George Weston took the Chair.

Cr Paul Maytom returned to the meeting, the time being 10.18pm.

### **12. CONCLUSION OF THE MEETING**

There being no further business the meeting closed at 10.19pm.

..... signed by  
the Chairman of the meeting held on  
25 Aug 2021 at which meeting the  
signature hereon was subscribed.