

**MINUTES of the MEETING of RIVERINA WATER COUNTY COUNCIL,
held at 91 HAMMOND AVENUE, WAGGA WAGGA,
on FRIDAY, 13TH DECEMBER 2013 at 1.39 pm**

PRESENT: Clr. G. Hiscock, I. Kreutzberger, Clr. J. McInerney, Clr. D Meyer OAM, Clr. K. Poynter & Clr. G Verdon.

The General Manager, Acting Director of Engineering, Finance Administration Manager and Naomi Stuart (Internal Auditor) were in attendance.

13/183 Apologies for non-attendance was received from Clrs Kendall, Negline and Pascoe. Leave of absence was GRANTED on the motion of Clrs. Meyer OAM and Verdon

DECLARATION OF PECUNIARY & NON-PECUNIARY INTEREST

13/184 No declarations of Pecuniary & Non-pecuniary interest received.

CONFIRMATION OF MINUTES

13/185 The Minutes of the Meeting of 23rd October 2013 having been circulated and read by the Members, were taken as being CONFIRMED on the motion of Clrs. Meyer OAM and Kreutzberger.

CORRESPONDENCE

LOCAL GOVERNMENT NSW: forwarding a copy of Weekly Circulars 42/13 – 49/13.

HEALTH AND SAFETY COMMITTEE: (5 December 2013) forwarding Minutes of the Health and Safety Committee Meeting held 5 December 2013.

STAFF CONSULTATIVE COMMITTEE: (3 December 2013) forwarding Minutes of the Staff Consultative Committee Meeting held 30 October 2013.

STAFF CONSULTATIVE COMMITTEE: (29 November 2013) forwarding Minutes of the Staff Consultative Committee Extraordinary Meeting held 19 November 2013.

13/186 RESOLVED, on the motion of Clrs. McInerney and Kreutzberger that the correspondence be received.

Naomi Stuart entered meeting at 1.42 pm.

GENERAL MANAGER'S REPORT

FINANCIAL STATEMENTS – LIST OF INVESTMENTS

- 13/187 RESOLVED on the motion of Clrs. Kreutzberger and Meyer OAM that the report detailing Council's external investments for the months of October and November 2013 be received.

AUDIT AND RISK COMMITTEE MINUTES

- 13/188 RESOLVED on the motion of Clrs. Kreutzberger and Verdon that Council:
- a) Receive and note the minutes of the Audit and Risk Committee Meeting held on 28th November 2013 and endorse the recommendations contained therein.
 - b) Note the report on the Local Government Internal Audit Forum.

Clr. Poynter entered meeting at 1.45 pm.

WORKSHOP OPERATIONAL PLAN 2014/2015

- 13/189 RESOLVED on the motion of Clrs. Meyer OAM and Kreutzberger that Council hold a Workshop to discuss key aspects of the 2014/2015 Operational Plan, following Council's February Meeting, with the Council Meeting to commence at 9.30 am.

LOST TIME INJURY STATISTICS

- 13/190 RESOLVED on the motion of Clrs. Kreutzberger and Verdon that the quarterly statistics on Lost Time Injuries for the 12 months ended September 2013 be received and noted.

COMPULSORY ACQUISITION LAND

- 13/191 RESOLVED on the motion of Clrs. Kreutzberger and McInerney that:

Redhill Road:

- a) The Council resolves to acquire subdivided land at Redhill Road within Lot 18 DP 1036173 and Lot 1 DP 224932, Parish of South Wagga Wagga, County of Wynyard by compulsory acquisition for the purpose of constructing, extending, controlling and managing works for its water supply activities under the Local Government Act;

- b) The Council resolves to authorise the necessary application for compulsory acquisition to the Minister for Local Government and the Governor of New South Wales;
- c) The Council resolves that all minerals on the land be excluded from the compulsory acquisition;
- d) The Council resolves that the Valuer General be engaged to value the land for compensation purposes for the compulsory acquisition and compensation be paid in accordance with this valuation; and
- e) Authority be and is hereby given to affix the Council's Seal on any documentation required for the acquisition process.

COMPULSORY ACQUISITION EASEMENTS

13/192 RESOLVED on the motion of Clrs. Meyer OAM and Verdon that:

Redhill Reservoir No.3:

- a) The Council resolves to acquire an easement at Redhill Road 5 metres wide within Lot 18 DP 1036173, Lot 1 DP224932, Lot 19 DP 873540, parish of South Wagga Wagga, County of Wynyard, and 3 metres wide within Lot 15 DP 835763 parish of South Wagga Wagga, County of Wynyard by compulsory acquisition for the purpose of constructing, extending, controlling and managing works for its water supply activities under the Local Government Act;
- b) The Council resolves to authorise the necessary application for compulsory acquisition to the Minister for Local Government and the Governor of New South Wales;
- c) The Council resolves that all minerals on the land be excluded from the compulsory acquisition;
- d) The Council resolves that the Valuer General be engaged to value the land for compensation purposes for the compulsory acquisition and compensation be paid in accordance with this valuation; and
- e) Authority be and is hereby given to affix the Council's Seal on any documentation required for the acquisition process.

PRODUCTIVITY MEASURES

13/193 RESOLVED on the motion of Clrs. Poynter and Kreutzberger that Council receive and note the General Manager's Report into the development of productivity measures for Riverina Water County Council.

WATER EDUCATION PROGRAM

13/194 RESOLVED on the motion of Clrs. Meyer OAM and Poynter that Council receive and note the report on the water Education Program.

STAFFING STRUCTURE

- 13/195 RESOLVED on the motion of Clrs. McInerney and Kreutzberger that Council consider the Report "Staffing Structure" whilst the meeting is closed to the public as it relating to personnel matters about an individual, as prescribed by Section 10A(2)(a) of the Local Government Act 1993.

ACTING DIRECTOR OF ENGINEERING'S REPORT FOR MONTH OF OCTOBER 2013

- 13/196 RESOLVED on the motion of Clrs. Poynter and Verdon that the Acting Director of Engineering's report covering the month of October 2013 be received and noted.

ACTING DIRECTOR OF ENGINEERING'S REPORT FOR MONTH OF NOVEMBER 2013

- 13/197 RESOLVED on the motion of Clrs. Kreutzberger and Meyer OAM that the Acting Director of Engineering's report covering the month of November 2013 be received and noted.

QUESTIONS AND STATEMENTS

- 13/198 Clr. McInerney: Wish fellow councillors and staff a happy and holy Christmas.
- 13/199 Clr. Meyer OAM: Enjoyed first 12 months and passed on his best wishes for the holiday season.
- 13/200 Clr. Poynter: Apology late arrival, working day on calendar entry for meeting 2.30 pm, similar reasons for others absent. Wishes for end of year break.
- 13/201 Clr. Kreutzberger: Safe and holy Christmas.
- 13/202 Clr. Verdon: A special thanks to all the board and General Manager for assistance and Pat Dwyer for computer assistance. Wish all staff a Happy Christmas and prosperous New Year.
- 13/203 Chairperson: Agree with those comments and would like to thank Bryan Short for being Acting Director of Engineering.
- 13/204 General Manager: Wish everyone a merry Christmas and pleasure working with new Council.

A letter of offer has been made with one of the candidates for Director of Engineering, hopefully hear back on Monday. Would like to thank Clrs. Hiscock and Verdon and Acting Director of Engineering Bryan

Short for being on the interview panel, there were very good applications.

13/205 Clr. Hiscock: Next Meeting will be Wednesday, 26th February 2014 at 9.30 am followed by 2014/2015 Operational Workshop

RESOLUTION TO MOVE INTO CLOSED COUNCIL

13/206 RESOLVED, on the motion of Clrs McInerney and Kreutzberger that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting at 2.10 pm.

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.

No members of the public were present or made representations.

All Staff, apart from the General Manager and Acting Director of Engineering, left the Meeting at this time.

CLOSED COUNCIL

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.

13/207 RESOLVED, on the motion of Clrs. McInerney and Kreutzberger that:

1. Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business is to be considered is classified confidential under the provisions of section 10A(2)(a) as outlined above.
2. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required under section 11(2) of the Local Government Act 1993.

STAFFING STRUCTURE

This item is classified as confidential under Section 10A(2) of the Local Government Act which permits the meeting to be closed to the public for business relating to the following:

- a) Personnel matters concerning particular individuals (other than councillors).

- 13/208 RESOLVED, on the motion of Clrs. Verdon and Meyer that the Council adopt the attached staffing structure with the position Director of Engineering remaining as a Senior Staff Position, as defined under the Local Government Act the position Manager Administration and Finance being retitled Manager Corporate Services and the creation of a new position Human Resources Coordinator (reporting to the General Manager).

The General Manager left the Meeting at this stage, the time being 2.20 pm.

MEDIATION MEETING 6 DECEMBER 2013

This item is classified as confidential under Section 10A(2) of the Local Government Act which permits the meeting to be closed to the public for business relating to the following:

- b) Personnel matters concerning particular individuals (other than councillors).

- 13/209 RESOLVED, on the motion of Clrs. Poynter and Verdon that:

- a) the report be received .
- b) advice be sought from Council's Solicitor before completing documentation.
- c) Council enter into an agreement along the lines suggested by Mr John Wilson of Bradley Allen Love, and
- d) documents be completed under the Common Seal of Council if necessary.

The General Manager Re-entered the Meeting at this stage, the time being 2.30 pm.

OPEN COUNCIL

- 13/210 RESOLVED, on the motion of Clrs McInerney and Kreutzberger that Council move out of Closed Council and into Open Council.

DECISIONS READ ALOUD

The Chairman read aloud the decisions of the Council made whilst the meeting was closed to the public.

The Meeting concluded at 2.35 pm

