

**MINUTES of the MEETING of RIVERINA WATER COUNTY COUNCIL**  
**held at 91 HAMMOND AVENUE, WAGGA WAGGA,**  
**on WEDNESDAY, 25<sup>th</sup> OCTOBER 2017 at 9.00 am**

**PRESENT:** Clr. P. Bourke, Clr. Y. Braid OAM, Clr. G. Conkey OAM, Clr. P. Funnell, Clr. T. Koschel, Clr. D Meyer OAM, Clr. T. Quinn and Clr. G. Verdon.

The General Manager, Director of Engineering, Manager Corporate Services and Manager Projects were in attendance, together with Council's auditor representative, Mr Brad Bohun (Crowe Howarth).

17/154 An Apology for non-attendance were received from Clr. Keenan and leave of absence was GRANTED on the motion of Clrs. Funnell and Koschel.

**ACKNOWLEDGEMENT OF COUNTRY**

17/155 Chairperson Clr. Verdon read out the Acknowledgement of Country.

**DECLARATION OF PECUNIARY & NON-PECUNIARY INTEREST**

17/156 No declarations of Pecuniary & Non-pecuniary interest received.

**CONFIRMATION OF MINUTES**

17/157 The Minutes of the Meeting of 16 August 2017 having been circulated and read by the Members, were taken as being CONFIRMED on the motion of Clrs. Meyer and Funnell

**CORRESPONDENCE**

LOCAL GOVERNMENT NSW: forwarding a copy of Weekly Circulars 32/17 – 41/17.

STAFF CONSULTATIVE COMMITTEE: (19 September 2017) forwarding Minutes of the Staff Consultative Committee Meeting held 14 September 2017.

HEALTH AND SAFETY COMMITTEE: (30 August 2017) forwarding Minutes of the Health and Safety Committee Meeting held 30 August 2017

HEALTH AND SAFETY COMMITTEE: (11 October 2017) forwarding Minutes of the Health and Safety Committee Meeting held 11 October 2017

- 17/158 RESOLVED on the motion of Clrs. Funnell and Koschel that the correspondence be received.

### **GENERAL MANAGER'S REPORT**

#### **ELECTION OF CHAIRPERSON**

- 17/159 There was only nomination for the office of Chairperson for the ensuing year that of Clr. Verdon.

The Chairperson, Clr. Verdon then took the chair.

#### **ELECTION OF DEPUTY CHAIRPERSON**

- 17/160 There was only one nomination for the office of Deputy Chairperson for the ensuing year, that of Clr. Funnell.

Chairperson Clr. Verdon thanked Council for the honour allowing him to be Chairperson, working for benefit of Council and acknowledged the contribution of Councillors and staff.

Welcomed Clr. Bourke looking forward to positive contribution and good governance. We have a dedicated management team, don't hesitate to ask questions.

Suggested that a letter of appreciation be forwarded to former Clr Kreutzberger.

#### **DELEGATION OF AUTHORITY TO CHAIRPERSON AND GENERAL MANAGER**

- 17/161 RESOLVED on the motion of Clrs. Quinn and Bourke that in accordance with Section 377 Local Government Act 1993, Council ratify and grant the delegations as set out in the Delegations of Authority Register to the Chairperson and General Manager.

#### **FINANCIAL STATEMENTS 2016/17**

- 17/162 RESOLVED on the motion of Clrs. Meyer and Quinn that the 2016/2017 Audited Financial Statements be received and that Council's appreciation be extended to staff that prepared the Annual Financial Statements.

MR BRAD BOHUN LEFT THE MEETING AT THIS STAGE – THE TIME BEING 9.35AM

### **DISCLOSURE OF PECUNIARY INTEREST RETURNS**

- 17/163 RESOLVED on the motion of Clrs. Koschel and Braid that the information be received.

### **MINUTES OF AUDIT AND RISK COMMITTEE MEETING HELD 25 SEPTEMBER 2017**

- 17/164 RESOLVED on the motion of Clrs. Braid and Koschel that Council receive and note the Audit and Risk Committee Meeting held 25 September 2017.

### **EXTERNAL INVESTMENT REPORTS**

- 17/165 RESOLVED on the motion of Clrs. Funnell and Meyer that the report detailing Council's external investments for the months of August and September 2017 be received.

### **QUARTERLY BUDGET REVIEW – PERIOD ENDED THE 30 SEPTEMBER 2017**

- 17/166 RESOLVED on the motion of Clrs. Quinn and Funnell that the Quarterly Budget Review for the period ended 30 September 2017 be received and noted.

### **OPERATIONAL PLAN – PERFORMANCE TARGETS**

- 17/167 RESOLVED on the motion of Clrs. Funnell and Braid that the report detailing progress, as at 30 September 2017, achieved towards the various objectives set out in the 2017/2018 Operational Plan be noted and received.

### **REQUEST FOR A REFUND OF WATER CONNECTION CHARGES – AUSTRALIAN CLAY TARGET ASSOCIATION**

- 17/168 RESOLVED on the motion of Clrs. Quinn and Conkey that Council make a one-off contribution of \$53,516 to the Australian Clay Target Association.

### **RESTRICTION STATISTICS**

- 17/169 RESOLVED on the motion of Clrs. Conkey and Funnell that Council receive and note report on Restriction Debt Recovery Statistics

### **DRAFT HEALTH AND SAFETY COMMITTEE CONSTITUTION**

- 17/170 RESOLVED on the motion of Clrs. Quinn and Conkey that the draft constitution of the Health and Safety Committee be adopted.

### **POLICY 2.1 – BACKFLOW PREVENTION**

- 17/171 RESOLVED on the motion of Clrs. Meyer and Funnell that Riverina Water County Council adopt Policy 2.1 – Backflow Prevention.

### **COUNCIL RESOLUTION SHEET**

- 17/172 RESOLVED on the motion of Clrs. Funnell and Koschel that Council receive and note Council's Resolution Sheet.

### **WORKS REPORT COVERING AUGUST 2017**

- 17/173 RESOLVED on the motion of Clrs. Funnell and Braid that the Director of Engineering's report covering the month of August 2017 received and noted.

### **WORKS REPORT COVERING SEPTEMBER 2017**

- 17/174 RESOLVED on the motion of Clrs. Funnell and Braid that the Director of Engineering's report covering the month of September 2017 received and noted.

### **W.221 – TENDER FOR SUPPLY AND DELIVERY OF WATER SUPPLY PRESSURE PIPES**

- 17/175 RESOLVED on the motion of Clrs. Conkey and Funnell that Council consider the report "W.221 Tender for supply and delivery of water supply pressure pipes", whilst the meeting is closed to the public, as it relates to commercial information the disclosure of which would prejudice the commercial position of the person who supplied it, as prescribed by Section 10A(2)(c) of the Local Government Act 1993.

### **CONTRACT W.195 – WATER TREATMENT PLANT (WTP) PROGRESS REPORT**

- 17/176 RESOLVED on the motion of Clrs Funnell and Koschel that Council receive and note these reports.

### **FEASIBILITY OF INCORPORATING THE GHSC WATER FUNCTION INTO RWCC OPERATIONS**

- 17/177 RESOLVED on the motion of Cirs. Quinn and Meyer that Riverina Water County Council advise Greater Hume Shire Council that it:
- 1) Would not support a proposal to incorporate the GHSC village water scheme into RWCC's existing operations
  - 2) Would not support a proposal to incorporate the entire water supply operations of GHSC into RWCC's existing operations on the basis of postage stamp pricing
  - 3) Would support a proposal to incorporate the Culcairn town water system into RWCC's existing operations.
  - 4) The matter lay on the table until the constituent Council has had an opportunity to consider the report.

### **QUESTIONS AND STATEMENTS**

Clr. Quinn: Attended the LGNSW Water Management Conference in Dubbo in September. Got the impression that there may be movement on amalgamating local water utilities in the Future. Also attended the Annual Conference of the Murray Darling Association in Renmark SA earlier in October. Believes that some environmental water flows are being misused in that region.

Clr. Conkey: Attended the launch of 'Choose Tap' last week. This was a joint initiative of WWCC and RWCC promoting the use of tap water over bottled water. Congratulated the staff from both councils that were involved.

Clr. Verdon: Congratulated staff on the outcome of the recent audit of Council's Annual Financial Statements.

- 17/178 Chairperson: Next Meeting will be Wednesday, 13th December 2017 commencing at 9.30 am followed by lunch.

### **RESOLUTION TO MOVE INTO CLOSED COUNCIL**

- 17/179 RESOLVED, on the motion of Cirs. Meyer and Funnell that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting at 10.23 am

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.

### **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.

17/180 RESOLVED, on the motion of Clrs. Meyer and Funnell 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.

**W.221 – TENDER FOR SUPPLY AND DELIVERY OF WATER  
SUPPLY PRESSURE PIPES**

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

*2 c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,*

17/181 RESOLVED, on the motion of Clrs. Meyer and Funnell that the tender received from IPLEX Pipelines for the supply of 22,500m of oPVC pipe in the amount of \$518,175, be accepted.

17/182 RESOLVED, on the motion of Clrs. Conkey and Koschel that Council move out of Closed Council and into Open Council.

**DECISIONS READ ALOUD**

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

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The Meeting Adjourned at 10.27 am

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The Council re-convened at 10.30 am, Councillor T Koschel retired from the Meeting and was not present for further proceedings.

17/183 RESOLVED, on the motion of Clrs. Bourke and Quinn that:

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) and 10A(2)(D)(i) as outlined above.

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.

**CONFIDENTIAL CHAIRPERSON'S MINUTE –**  
**RECRUITMENT AND APPOINTMENT OF**  
**GENERAL MANAGER**

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

- 2 a) *personnel matters concerning particular individuals (other than councillors), and*
- 2 d) *commercial information of a confidential nature that would, if disclosed:*
  - (i) *prejudice the commercial position of the person who supplied it.*

17/184      RESOLVED on the motion of the Chairperson, Cr Verdon, that:

1. The Chairperson's Minute to the Council Meeting on 25 October 2017 in Closed Council in relation to the recruitment and appointment of a General Manager be received and noted.
2. Mr. Andrew Crakanthorp, the preferred candidate selected at the conclusion of the meeting on 25 October 2017, be offered the position of General Manager and the Chairperson and Deputy Chairperson be authorised, with advice from the Recruitment Consultants, to finalise negotiations based on the following:
  - (a) A five-year performance-based Contract;
  - (b) A total remuneration package of \$220,000
  - (c) The contract of employment being in accordance with the standard contract required by the Division of Local Government.
3. No public announcement of the name of the successful candidate be made until the Chairperson has obtained a written acceptance of the offer from the preferred candidate.
4. The Employment Contract between the Appointee and the Council be executed under the Common Seal of the Council.

The above Resolution was passed with six Councillors in favour and Councillor Quinn recorded his vote against the motion.

17/185

RESOLVED, on the motion of Ctrs. Myer and Funnell that Council move out of Closed Council and into Open Council.

**DECISION READ ALOUD**

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

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The Meeting Adjourned at 4.30 pm

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