

MINUTES of the MEETING of RIVERINA WATER COUNTY COUNCIL
held at 91 HAMMOND AVENUE, WAGGA WAGGA,
on WEDNESDAY, 17th OCTOBER 2018 at 9.30 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 and Manager Corporate Services were in attendance, together with Council's auditor representative, Mr Brad Bohun (Crowe Howarth).

ACKNOWLEDGEMENT OF COUNTRY

Chairperson Clr. Verdon read out the Acknowledgement of Country.

18/144 Apologies for non-attendance were received from Manager of Projects and a leave of absence for Clr. V. Keenan was GRANTED on the motion of Clrs. Koschel and Funnell.

DECLARATION OF PECUNIARY & NON-PECUNIARY INTEREST

No declarations of Pecuniary & Non-pecuniary interest were received.

CONFIRMATION OF MINUTES

18/145 The Minutes of the Meeting of 22nd August 2018 having been circulated and read by the Members, were taken as being CONFIRMED on the motion of Clrs. Meyer and Quinn.

CORRESPONDENCE

LOCAL GOVERNMENT NSW WEEKLY CIRCULARS: previously forwarded to Councillors by Constituent Councils.

HEALTH & SAFETY COMMITTEE: (September 2018) forwarding a copy of Minutes of Meeting held 20 September 2018.

18/146 RESOLVED on the motion of Clrs. Conkey and Koschel that the correspondence be received.

GENERAL MANAGER'S REPORT

ELECTION OF CHAIRPERSON & DEPUTY CHAIRPERSON

The Returning Officer, Mr Crakanthorp proceeded to conduct the election.

There was only one nomination for the office of Chairperson that being Clr. Verdon.

Mr Crakanthorp declared Clr Verdon duly elected to the position of Chairperson for the ensuing twelve months

There was only one nomination for the office of Deputy Chairperson that being Clr. Funnell.

Mr Crakanthorp declared Clr Funnell duly elected to the position of Deputy Chairperson for the ensuing twelve months.

The Chairperson, Clr. Verdon took the chair.

Chairperson Clr. Verdon thanked Council for the honour being elected to the position of Chairperson and acknowledged the contribution of Councillors and staff.

At this stage of the meeting, Clr Bourke entered the meeting, the time being 9.45am

DELEGATION OF AUTHORITY TO CHAIRPERSON

- 18/147 RESOLVED on the motion of Clrs. Funnell and Meyer 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, Clr Verdon.

FINANCIAL STATEMENTS 2017/2018

At this stage of the meeting the Chairperson welcomed Mr Brad Bohun to the meeting and invited him to address Council.

- 18/148 RESOLVED on the motion of Clrs. Quinn and Koschel that the 2017/2018 Audited Financial Statements be received and that Council's appreciation be extended to staff that prepared the Annual Financial Statements.

Mr Bohun left the meeting as this stage, the time being 9.50 am.

DISCLOSURE OF PECUNIARY INTEREST RETURNS

18/149 RESOLVED on the motion of Clrs. Quinn and Koschel that the information be received.

AUDIT AND RISK COMMITTEE ANNUAL REPORT FOR THE YEAR ENDED 30 JUNE 2018

18/150 RESOLVED on the motion of Clrs. Braid and Koschel that Council receive and note the Audit and Risk Committee Annual Report for the Year Ended 30 June 2018.

MINUTES OF AUDIT AND RISK COMMITTEE MEETING HELD 19 SEPTEMBER 2018

18/151 RESOLVED on the motion of Clrs. Braid and Meyer that Council receive and note the Audit and Risk Committee Meeting held 19 September 2018.

EXTERNAL INVESTMENT REPORTS

18/152 RESOLVED on the motion of Clrs. Funnell and Koschel that the report detailing Council's external investments for the months of August and September 2018 be received.

QUARTERLY BUDGET REVIEW – PERIOD ENDED THE 30th SEPTEMBER 2018

18/153 RESOLVED on the motion of Clrs. Quinn and Braid that the Quarterly Budget Review for the period ended 30 September 2018 be received and adopted.

OPERATIONAL PLAN – PERFORMANCE TARGETS

18/154 RESOLVED on the motion of Clrs. Koschel and Funnell that the report detailing progress, as at 30 September 2018, achieved towards the various objectives set out in the 2018/2019 Operational Plan be noted and received.

REVIEW OF RISK MANAGEMENT POLICY (POLICY 1.13)

18/155 RESOLVED on the motion of Clrs. Quinn and Braid that:

1. Council endorse draft Policy 1.13 Risk Management Policy and place it on public exhibition from 27 October to 23 November 2018 and invite public submissions on the draft policy during that period.

2. Council receive a further report following the public exhibition and submission period:
 - a. Addressing any submissions made in respect of the proposed Policy 1.13 Risk Management Policy
 - b. Proposing adoption of the Policy unless there are any recommended amendments deemed to be substantial and requiring a further public exhibition period.

ADOPTION OF PESTICIDE USE NOTIFICATION PLAN (POLICY 2.03)

18/156 RESOLVED on the motion of Ctrs. Funnell and Meyer that:

1. Council notes that there were no submissions received during the exhibition period for Policy 2.03 Pesticide Use Notification Plan
2. Council adopts Policy 2.03 Pesticide Use Notification Plan

DROUGHT ASSISTANCE UPDATE

18/157 RESOLVED on the motion of Ctrs. Funnell and Koschel that Council note the report and receive a further, more detailed report to the December meeting of the Board.

JOINT ORGANISATIONS UPDATE

18/158 RESOLVED on the motion of Ctrs. Funnell and Meyer that:

1. Council receive a further report on the proposed membership of Joint Organisations at the December meeting
2. Council write to both Riverina JO and RAMJO advising that Council is notes its obligations under the Local Government Act to take into account any strategic regional priorities and other plans, programs, strategies and policies of a joint organisation that apply to any relevant part of the county council's area of operations or that are relevant to the county council's operational functions.
3. Council accept the invitation to become a non-voting member of Riverina JO at an annual cost of \$5,000 (to be reviewed in 16 months' time), and
4. Council discuss the matter of RWCC seeking associate membership of RAMJO at the December 2018 meeting.

COUNCIL RESOLUTION SHEET

18/159 RESOLVED on the motion of Clrs. Conkey and Braid that Council receive and note Council's Resolution Sheet.

WORKS REPORT COVERING AUGUST 2018

18/160 RESOLVED on the motion of Clrs. Quinn and Funnell that the Director of Engineering's report covering the month of August 2018 received and noted.

WORKS REPORT COVERING SEPTEMBER 2018

18/161 RESOLVED on the motion of Clrs. Quinn and Funnell that the Director of Engineering's report covering the month of September 2018 received and noted.

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

18/162 RESOLVED on the motion of Clrs. Quinn and Bourke that Council receives and notes this report.

JANAMAITRI WATER SUPPLY PROJECT – SUPPORTING SOUTH WAGGA WAGGA ROTARY

18/163 RESOLVED on the motion of Clrs. Conkey and Koschel that:

1. Council notes the report
2. Council endorse further advocacy by the Director of Engineering to encourage both WaterAid Australia and Rotary International to become partners in the Janamaitri Water Supply Project.
3. Council continue to partner with South Wagga Wagga Rotary and develop an employee program enabling employee participation in aid projects.
4. The Director of Engineering provides Council with a further report detailing possible funding arrangements at the December Council meeting.

QUESTIONS AND STATEMENTS

Clr. Quinn: Expressed his capacity to attend the Audit, Risk & Improvement Committee meetings in the situation where Clr. Koschel can no longer attend due to additional work commitments.

Clr Meyer: Congratulated Council its involvement in the Lockhart Water Tower Project.

Clr Conkey: Thanked Council for its support of the recent Drought Concert. Also thanked Council for its support of the impending Fusion18 Festival.

Clr Koschel: Indicated that he would be resigning from his role as Council representative on the Audit and Risk Committee. Cllr Koschel also congratulated Council and the Community Engagement Officer for the creation of Council's Social Media sites including Facebook and Twitter.

Clr Bourke: Made reference to ongoing concerns that he and Federation Council have in relation to the regulated flows in the Yanco Creek. The Director Engineering advised that Council would keep a watching brief on the matter. The General Manager advised that Council had recently renewed its membership of the Yanco Creek and Tributaries Advisory Council.

Clr Bourke also asked if it was feasible for Council to provide water to Lake Urana and the Director Engineering advised that it was not possible to do that.

Clr Braid: Reminded Councillors that Sunday is Graffiti Clean Up Day in Wagga Wagga.

Chairperson: Next Meeting will be Wednesday, 12th December 2018 commencing at 9.30 am followed by lunch.

RESOLUTION TO MOVE INTO CLOSED COUNCIL

18/164 RESOLVED, on the motion of Clrs. Bourke and Meyer that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting to the public at 11.54am

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.

18/165 RESOLVED, on the motion of Clrs. Bourke and Meyer 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.230 – TENDER FOR SUPPLY AND DELIVERY OF WATER SUPPLY
PRESSURE PIPES – BOOROOMA (CSU)**

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.

18/166 RESOLVED, on the motion of Clrs. Meyer and Funnell that:

1. Council rescind resolution 18/142, accepting the tender from Clover pipelines for 450mm DICL in the amount of \$608,120;
2. Council decline to accept any tenders under Tender W.230 in accordance with Clause 178(1)(b) of the Local Government (General) Regulation 2005; and
3. Council seek new tenders for the same specification in accordance with Clause 178(3)(b) of the Local Government (General) Regulation 2005.

PURCHASE OF LAND FOR STORAGE AND POTENTIAL ACCESS

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.

18/167 RESOLVED, on the motion of Clrs. Braid and Funnell that:

4. Council purchases land zoned RU1 bordering Koorungal Road, comprised of:

Part Lot 5, DP 588177
Part Lot 17, DP 863322
Part Lot 15, DP 842485

for operational and access requirements in accordance with Section 187 of the Local Government Act 1993. Appendix 1 – land hatched in green.

5. Council purchase land zoned RU1 and IN2 land bordering Koorringal Road, comprised of:

Part Lot 5, DP 588177
Part Lot 17, DP 863322

for operational and access requirements in accordance with Section 187 of the Local Government Act 1993. Appendix 1 – land hatched in purple.

6. Council delegate authority to the General Manager to negotiate the purchase of land in accordance with the financial information contained in the report and sign the relevant sale documents.
7. Council affix Council's Common Seal to documentation a required.

UPDATE ON PFAS MATTER

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.

- 18/168 RESOLVED, on the motion of Clrs. Funnell and Quinn that the report be received and that Council be kept apprised of further developments in the management of the matter.

OPEN COUNCIL

- 18/169 RESOLVED, on the motion of Clrs. Quinn and Braid that Council move out of Closed Council and into Open Council.

DECISIONS READ ALOUD

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

The Meeting concluded at 12.02pm
