



Minutes of the Ordinary Meeting of Council

Thursday 22 August 2024

4.00pm

Yass High School

Grampian Street, Yass

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Open Forum

Presentations to Council – Items on the Meeting Agenda

- Item 6.3 Development Application No. DA230593 – Landscape Supplies Premises and Truck Depot, 757 Mulligans Flat Road, Sutton
 - Flossiy Rutter
 - Nadia Jukic
 - Kylie Savage
 - Zelko Grbesa
- Item 6.11 35 Links Road, Yass – Retaining Wall
 - Virginia Austin
- Item 6.6 Murrumbateman All Abilities Playground – Design for Public Consultation
 - David Lewis
- Presentation by the CRJO Audit, Risk & Improvement Committee Chair
 - Stephen Coates

Council Meeting - The Mayor declared the meeting open at 4.48pm

Present

Councillors Allan McGrath, Mayor, in the chair, Jim Abbey, Cecil Burgess, Kristin Butler, Adrian Cameron, Jasmin Jones, Cayla Pothan, Mike Reid and Kim Turner.

Also present were the Chief Executive Officer – Chris Berry, Director of Planning & Environment – Julie Costa, Director of Infrastructure & Assets – Nathan Cooke, Director of Corporate & Community – Lynette Safranek.

Acknowledgement of Country

1. Prayer

2. Apologies

Nil

3. Declaration of Interest/Disclosures

CEO Chris Berry, declared a pecuniary conflict of interest in Item 10.2 Meeting Notes of the Chief Executive Officer's Performance Review Committee held on 11 July 2024 stated that he would be leaving the Chambers.

Reason: CEO Chris Berry declared an interest the meeting notes relate to his employment at Council.

Councillor Burgess declared a pecuniary conflict of interest in Item 6.15 – Bango Wind Farm Community Enhancement Fund and stated that he would leave the room.

Reason: Councillor Burgess declared an interest as receiving funds from the Bango Wind Farm.

Councillor Jones declared a pecuniary conflict of interest in Item 6.10 – Water Quality Incidents and stated that she would leave the room.

Reason: Councillor Jones declared an interest as she was a former co-business owner and now a friend.

4. Confirmation of Minutes

RESOLVED that the minutes of the Ordinary Council Meeting held on 25 July 2024 covered by resolution numbers 149-177 inclusive, copies of which had been circulated to all Councillors, be taken as read and confirmed.

(Abbey/Reid) 178

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

5. Mayoral Minute

Nil

6. Reports to Council

6.1 DRAFT PLAN OF MANAGEMENT - OLD MURRUMBATEMAN SCHOOL HOUSE

SUMMARY

The purpose of this report is to present the draft Plan of Management for the Old Murrumbateman School House to Council for endorsement in order that it may be placed on public exhibition.

RESOLVED that :

- 1. The draft Old Murrumbateman School House Plan of Management be notified to Crown Lands, as the owner of the property.***
- 2. The draft Plan of Management be forwarded to the Minister for Crown Lands under clause 70B Crown Lands Management Regulation 2018 seeking approval to adopt.***
- 3. Upon advice of the Minister for Crown Lands that the draft Plan of Management may be adopted, Council place the Draft Plan of Management on exhibition for a period of not less than 28 days.***
- 4. Should no objections be received that require signification changes to the draft the Plan of Management, the Plan of Management be adopted pursuant to s40 Local Government Act, 1993.***

(Jones/Butler) 179

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.2 APPLICATIONS UPDATE - JUNE & JULY 2024

SUMMARY

A list of applications that have been lodged, determined and under assessment for June and July 2024.

RESOLVED that the report on applications for June and July 2024 be noted.

(Jones/Turner) 180

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.3 DEVELOPMENT APPLICATION NO. DA230593 - LANDSCAPING MATERIAL SUPPLIES PREMISES AND TRUCK DEPOT, 757 MULLIGANS FLAT ROAD, SUTTON

SUMMARY

To present the assessment of Development Application No DA230593 for a landscaping material supplies premises and a truck depot at 757 Mulligans Flat Road, Sutton. The application attracted 14 submissions during the initial public exhibition period, including six in support and eight raising objection/concern. Relevant conditions can be addressed by conditions. Approval is recommended for the landscaping material supplies premises only.

RESOLVED that :

- 1. Conditional Development Consent be issued for Development Application No DA230593 for a landscaping material supplies premises and ancillary use and parking of trucks at 757 Mulligans Flat Road, Sutton subject to condition 72 being included restricting heavy vehicle movements around any future school bus stop as detailed below:**

72. Heavy vehicle movements restriction – school bus stop

Heavy vehicle movements associated with this development (into and out of the site) shall not occur for a period of 10 minutes before and 10 minutes after any timetabled stop for a school bus in the vicinity of the subject premises driveway on Mulligans Flat Road. The use of this area as a school bus stop and the school bus timetable may be subject to change, and it is the responsibility of the landscaping material supplies business operator to ensure that they remain aware of any changes for the purposes of complying with this condition.

Reason: To ensure the safety of children at the time of the school bus stop

- 2. The proposed use of land as a 'truck depot' as defined by the Yass Valley Local Environmental Plan 2013 is refused as Council's Truck and Transport Depots in Rural Areas Policy states that 'truck depots' will not be approved in a buffer or transition area, and the Yass Valley Settlement Strategy identifies the land within a buffer/transition area of 5km to the NSW/ACT border. This does not prevent the ancillary parking of trucks associated with the 'landscaping material supplies' premises.**

(Butler/Pothan) 181

FOR: Councillors J Abbey, C Burgess, K Butler, J Jones, A McGrath, C Pothan and M Reid

AGAINST: Councillors A Cameron and K Turner

6.4 DEVELOPMENT APPLICATION NO. DA240031 - ONGOING USE OF DWELLING HOUSE, 62 BRIARWOOD LANE, SPRINGRANGE

SUMMARY

To present the assessment of Development Application No DA240031 for the ongoing use of a dwelling house and retaining wall at 62 Briarwood Lane, Springrange. The application attracted two submission and involves a variation to the boundary setback requirements of Council's *Building Line – Rural and Rural Residential Land Policy*. Approval is recommended.

RESOLVED that:

- 1. Conditional Development Consent be issued for Development Application No. DA240031 for the ongoing use of a dwelling house and retaining wall at 62 Briarwood Lane, Springrange including conditions requiring landscaping to be provided generally between the subject dwelling and the northwest property boundary.**
- 2. A Building Information Certificate (BIC) application must be lodged within three months of the date of issue of the Development Consent.**

(Jones/Reid) 182

FOR: Councillors J Abbey, C Burgess, K Butler, J Jones, A McGrath, C Pothon, M Reid and K Turner

AGAINST: Councillor A Cameron

6.5 DEVELOPMENT APPLICATION NO. DA240125 - TWO LOT SUBDIVISION AND DWELLING HOUSE, 22 O'BRIEN STREET, YASS

SUMMARY

To present the assessment of Development Application No DA240125 for a two-lot residential subdivision and construction of a dwelling house at 22 O'Brien Street, Yass. The application has requested an exception to the 2,000m² minimum lot size development standard by 58.75% through clause 4.6 *Yass Valley Local Environmental Plan 2013*. Approval is recommended.

RESOLVED that conditional Development Consent be issued for Development Application No. DA240125 for two lot subdivision and dwelling house at 22 O'Brien Street, Yass.

(Jones/Turner) 183

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothon, M Reid and K Turner

AGAINST: Nil

6.6 MURRUMBATEMAN ALL ABILITIES PLAYGROUND - DESIGN FOR PUBLIC CONSULTATION

SUMMARY

The purpose of this report is to seek approval for public exhibition of the concept design for the Murrumbateman All Abilities Playground.

RESOLVED that the draft concept design be placed on public exhibition, evaluated and amended to reflect the majority of feedback received and proceeds to develop detailed design and tender documentation.

(Butler/Reid) 184

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.7 PLAY OUR WAY GRANT APPLICATION

SUMMARY

Council has been successful under the Play Our Way Program – Expression of Interest Phase to submit a full grant application for the construction of female changerooms amenities building at Victoria Park, Yass. The grant application requires a commitment of 20% co-contribution for the project. It is recommended to Council that it not proceed with the grant application.

RESOLVED that Council notes it's application has been successful in the EOI phase of the Play Our Way Program for the construction of female change room amenities at Victoria Park, Yass and that council continues with its application and a full grant submission now be prepared in time for the 23 September 2024 deadline.

(Jones/Turner) 185

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.8 BLACKSPOT GRANT PROGRAM 2024/25

SUMMARY

To advise Council of a grant offer received under the Blackspot grant program 2024/25.

RESOLVED that :

- 1. The Blackspot Grant for \$826,536 for safety improvements on Murrumbateman Road be accepted**
- 2. The 2024/25 Operational Plan and associated budget be updated to allow the safety improvements of Murrumbateman Road project to progress**

(Jones/Turner) 186

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.9 UPDATE ON PROGRESS OF YASS VALLEY FLOOD WARNING SYSTEM

SUMMARY

To update Council on the progress of developing a Flood Warning System for Yass Valley.

RESOLVED that :

- 1. The final report of Stage 1 of the Yass Flood Warning system – Scoping, Feasibility, Investigation and Design phase be noted***
- 2. Stage 2 of the Yass Flood Warning system – Implementation be commenced.***
- 3. Council write to the Yass Valley High School to thank the students for their contributions and investigations as part of the solutions as part of the STEM program in 2023.***

(Pothan/Turner) 187

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.10 WATER QUALITY INCIDENTS

SUMMARY

To present a report on water quality incidents in the Yass Water Supply Area in particular the differences between discoloured water and boil water alerts incidents, the mitigation measures, and rebates. In addition, discussion of a discoloured water incident in Plunkett Street, Yass.

RESOLVED that the report on water quality incidents in the Yass Water Supply Network be noted.

(Turner/Reid) 188

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

ABSTAINED: Councillor J Jones

6.11 35 LINKS ROAD, YASS – RETAINING WALL

SUMMARY

To provide a further report requested by Council in relation to a retaining wall at 35 Links Road, Yass.

RESOLVED that :

- 1. The need for the construction of the retaining wall was due to the excavation undertaken by the landowners of 35 Links Road, Yass without the necessary approval.***
- 2. No partial refund for the construction of the retaining wall is warranted.***
- 3. The laneway to the reservoir in its current condition is fit for purpose having regard to the frequency and types of Council vehicles using the laneway.***

(Jones/Pothan) 189

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan and M Reid

AGAINST: Councillor K Turner

6.12 INVESTMENT REPORT

SUMMARY

In accordance with clause 212 *Local Government (General) Regulation 2005*, this report provides a summary of Council's investments as of 31 July 2024. In accordance with paragraph (1) (b), it can be certified that the investments listed have been made in accordance with the Act, the Regulations and Council's Investment Policy.

RESOLVED that the Investment & Borrowings Report for July 2024 be noted.

(Reid/Jones) 190

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.13 DELIVERY PROGRAM SIX MONTH PROGRESS REPORT

SUMMARY

In line with the Integrated Planning and Reporting (IP&R) Framework, Council is required to report on progress against the actions and activities identified in its Delivery Program. This report contains the status of actions and activities undertaken for the period 1 January to 30 June 2024.

RESOLVED that the 6-month Progress Report for the 2022 – 2026 Delivery Program covering the period 1 January to 30 June 2024 be noted.

(Turner/Pothan) 191

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.14 2023/24 DRAFT FINANCIAL STATEMENT REFERRAL TO AUDITOR GENERAL

SUMMARY

In accordance with s413 *Local Government Act 1993*, approval is sought to refer the Draft 2023/24 Annual Financial Statements to Council's external auditor, the NSW Audit Office.

RESOLVED that the draft 2023/24 Annual Financial Statements be signed in accordance with s413 (1), (2) and (3) Local Government Act 1993 and referred to the NSW Audit Office.

(Jones/Pothan) 192

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.15 BANGO WIND FARM COMMUNITY ENHANCEMENT FUND

SUMMARY

The Bango Wind Farm Community Enhancement Fund Committee held a meeting on 7 August 2024 to assess the community application forms for the second round of funding. This report is seeking Council's acceptance of the decision made by the Committee.

RESOLVED that the Committee recommendation for grant distribution as outlined in this report be approved.

(Abbey/Pothan) 193

FOR: Councillors J Abbey, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

ABSTAINED: Councillor C Burgess

Cr Burgess left the room 6.27pm and returned at 6.32pm

6.16 CARETAKER RESTRICTIONS

SUMMARY

To provide an overview of the Council decision making restrictions during caretaker period and up until the first Council meeting following the election.

RESOLVED that :

1. *Councillors note they cease to hold office on Election Day (14 September 2024)*
2. *The Council decision making arrangements for the caretaker period (16 August to 14 September 2024) be noted.*
3. *Appropriate delegations are in place for the Chief Executive Officer to exercise the functions of Council between Election Day and the first meeting of Council following the Election.*
4. *The outgoing Mayor and Deputy Mayor be authorised to continue to exercise the civic and ceremonial functions of Council in the period between Election Day and the holding of the Mayoral Elections after the Election.*

(Jones/Turner) 194

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.17 MURRUMBATEMAN CREEK BRIDGE - GREENWOOD ROAD - COMPULSORY LAND ACQUISITION

SUMMARY

This report provides a recommendation on compulsory land acquisitions associated with the replacement of the Greenwood Road low level crossing over Murrumbateman Creek to obtain approval to place a report in confidential session.

RESOLVED that is classified CONFIDENTIAL in accordance with Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance contrary to the public interest.

(Jones/Turner) 195

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

7. Notice of Motion

Nil

8. Questions with Notice

Nil

9. Minutes and Recommendations of Council Committees

9.1 MEETING NOTES OF THE CHIEF EXECUTIVE OFFICER'S PERFORMANCE REVIEW COMMITTEE HELD ON 11 JULY 2024

REPORT

The meeting notes of the Chief Executive Officer's Performance Review Committee meeting held on 19 March 2024 be endorsed. As this meeting relates to a personnel matter it is recommended that the matter be dealt with in Closed Session.

RESOLVED that this item be classified CONFIDENTIAL in accordance with Section 10A(2)(a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to personnel matters concerning particular individuals (other than councillors).

(Jones/Turner) 196

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.2 MINUTES OF THE CRJO JOINT AUDIT RISK & IMPROVEMENT COMMITTEE HELD ON 27 JUNE 2024

REPORT

The minutes of the CRJO Joint Audit Risk & Improvement Committee meeting held on 27 June 2024 are included in **Attachment A**.

From these minutes there are no items which covers a matter that:

- Requires expenditure not provided for in the current Operational Plan
- Involves a variation to a Council policy
- Is contrary to a previous decision or position of Council
- Relates to a matter which requires Council to form a view or adopt a position
- Deals with a matter of specific interest

Accordingly, the minutes are presented for information.

RESOLVED that the minutes of the CRJO Joint Audit Risk & Improvement Committee meeting held on 27 June 2024 be noted.

(Jones/Turner) 197

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.3 MINUTES OF THE LOCAL TRAFFIC COMMITTEE HELD ON 10 JULY 2024.

REPORT

The minutes of the Local Traffic Committee meeting held on 10 July 2024 are included in **Attachment A**.

From these minutes there are three items which covers a matter that:

- Requires expenditure not provided for in the current Operational Plan
- Involves a variation to a Council policy

- Is contrary to a previous decision or position of Council
- Relates to a matter which requires Council to form a view or adopt a position
- Deals with a matter of specific interest

Accordingly, the minutes are presented for information.

RESOLVED that the minutes of the Local Traffic Committee meeting held on 10 July 2024 be noted and the following recommendations be adopted:

Item 9.1 2024 Yass Christmas Parade

That the 2024 Yass Christmas Parade and associated road closures (Crago Street carpark from 7.00am to 9.00pm and Comur Street from 4.30pm to 9.00pm) to be held on Thursday 12 December 2024 be approved subject to the following conditions:

- ***The organiser is to supply Council with a copy of the current Public Liability Insurance for the event with a minimum \$20,000,000 indemnity. Transport for NSW, NSW Police and Yass Valley Council are to be identified on the insurance document as “interested parties” or equivalent***
- ***The event organiser develop and implement a Traffic Management Plan (TMP) and associated Traffic Guidance Scheme (TSG); (Council to arrange)***
- ***The event organiser provide Council with a Risk Management Plan for the event***
- ***The event organiser is responsible for directly notifying all residents that may be affected by the approved events as soon as possible***
- ***The event organiser is responsible for placing signs in the Crago Street carpark advising of the closure of the carpark; (Council to arrange)***
- ***The event organiser is responsible for directly notifying all commercial premises etc in Comur Street from Polding Street to the Yass River advising of the road closure of Comur Street***
- ***The event organiser is responsible for directly notifying all school bus operators of the road closure of Comur Street as soon as possible***
- ***That the event organiser is responsible for public notification of the road closure; (Council to arrange)***
- ***Event marshals, event participants etc. will at all times obey the provisions of NSW Transport Legislation***
- ***The event organiser is to arrange the supply and installation/removal of appropriate signs etc. identified in the TMP and associated TGS. All personnel involved must be appropriate accredited; (Council to arrange)***
- ***The event organiser is to ensure any local traffic, emergency services vehicles etc can safely and efficiently access/egress any property impacted by the TMP and associated TGS***
- ***Event organisers, event marshals, volunteers, event participants etc. are to take all possible actions to minimise the effect of the event on the non-event community, throughout the event***
- ***Event organiser provide provision for school buses that arrive after the road closures***
- ***Event organisers shall comply with the above conditions and the undertakings in its submission. Failure to comply will immediately void this approval***

Item 9.2 Traffic Safety Concerns Mont Street to Weemilah Street, Yass.

That:

- ***Council work with TfNSW in relation to:***
 - ***Use of mobile speed cameras***

- *Determine if the intersection of Mont and Worth Streets satisfy warrants for stop signs*
- *Subject to the above, review the potential option of the installation of stop signs on Mont Street*
- *Installation of traffic calming options*
- *TfNSW review opportunity to reduce the posted speed limit*

Item 9.3 Remembrance Day 2024 - Road Closures

That the 2024 Remembrance Day Service event and associated road closure (Comur Street from 10.45am to 11.30am on 11/11/2024) be approved subject to the following conditions:

- *The organiser is to supply Council with a copy of the current Public Liability Insurance for the event with a minimum \$20,000,000 indemnity. Transport for NSW, NSW Police and Yass Valley Council are to be identified on the insurance document as “interested parties” or equivalent*
- *The event organiser develop and implement a Traffic Management Plan (TMP) and associated Traffic Guidance Scheme (TSG) (Council to provide)*
- *The event organiser is responsible for directly notifying businesses etc located in Comur Street from Meehan Street to Rossi Street of the approved closure as soon as possible*
- *The event organiser is responsible for informing the normal road users that may be affected by the approved closure as soon as possible (Council to provide)*
- *That the event organiser is responsible for public notification of the road closure; (Council to provide)*
- *Event marshals, event participants etc. will at all times obey the provisions of NSW Transport Legislation*
- *The event organiser is to arrange the supply and installation/removal of appropriate signs etc. identified in the TMP and associated TGS. All personnel involved must be appropriate accredited (Council to provide)*
- *The event organiser is to ensure any local traffic, emergency services vehicles etc can safely and efficiently access/egress any property impacted by the TMP and associated TGS (Council to provide)*
- *Event organisers, event marshals, volunteers, event participants etc. are to take all possible actions to minimise the effect of the event on the non-event community, throughout the event*
- *Event organisers shall comply with the above conditions and the undertakings in its submission. Failure to comply will immediately void this approval*

(Jones/Turner) 198

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.4 MINUTES OF THE YOUTH COUNCIL HELD ON 31 JULY 2024

REPORT

The minutes of the Youth Council meeting held on 31 June 2024 are included in **Attachment A**.

From these minutes there are no items which covers a matter that:

- Requires expenditure not provided for in the current Operational Plan

- Involves a variation to a Council policy
- Is contrary to a previous decision or position of Council
- Relates to a matter which requires Council to form a view or adopt a position
- Deals with a matter of specific interest

Accordingly, the minutes are presented for information.

RESOLVED that the minutes of the Youth Council meeting held on 31 July 2024 be noted.

(Jones/Turner) 199

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

10. Confidential Matters

RESOLVED that pursuant to Section 10A of the Local Government Act, 1993 the following items on the agenda be classified as CONFIDENTIAL and considered in the Closed Meeting of Council in accordance with Section 10A(2) of the Local Government Act for the reasons as specified:

10.1 Murrumbateman Creek Bridge, Greenwood Road - Land Acquisition

Item 10.1 is confidential in accordance with section s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance contrary to the public interest and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

10.2 Meeting Notes of the Chief Executive Officer's Performance Review held on 11 July 2024

Item 10.2 is confidential in accordance with section s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance contrary to the public interest and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

(Jones/Turner) 200

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

Closed Council commenced at 6.39pm

RESOLVED that the meeting move into Open Council.

(Pothan/Burgess) 201

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

Open Council resumed at 6.49 pm.

RESOLVED that the recommendations in Closed Council be adopted.

(Jones/Turner) 202

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

10.1 MURRUMBATEMAN CREEK BRIDGE, GREENWOOD ROAD - LAND ACQUISITION

SUMMARY

To obtain approval to acquire land for road purposes.

RESOLVED that :

- 1. The 1,124m² of land as detailed in the report be compulsorily acquired from the current landowners by agreement in accordance with Land Acquisitions (Just Terms Compensation) Act 1991 for the purpose of bridge reconstruction, being the replacement of a low-level crossing on Greenwood Road over Murrumbateman Creek.**
- 2. The associated s30 agreement between Council and landowners for the compulsory acquisition of the Property for the agreed amount detailed in the report be ratified.**
- 3. An application be made to the Office of Local Government and the Governor for the compulsory acquisition (by agreement) of the property.**
- 4. Chief Executive Officer be authorised to execute the application for the compulsory acquisition (by agreement) of the property.**
- 5. The Governor's consent to publish an acquisition notice for the Property in the Government Gazette be sought.**
- 6. The Chief Executive Officer be authorised to complete and execute all documentation necessary to finalise and bring into force the Council's acquisition of the property.**
- 7. Upon acquisition, the property be classified as Operational Land under the Local Government Act 1993**

(Turner/Reid) 203

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

10.2 MEETING NOTES OF THE CHIEF EXECUTIVE OFFICER'S PERFORMANCE REVIEW HELD ON 11 JULY 2024

REPORT

The meeting notes (comprising of a report from LGMS) of the Chief Executive Officer's Performance Review Committee meeting held on 11 July 2024 are included in **Attachment A**.

The Review Committee consisted of the Mayor, Cr McGrath, Cr Jones, Cr Turner, Cr Abbey and Cr Reid. Deputy Mayor Cr Pothen, Cr Butler, Cr Burgess and Cr Cameron were apologies. The review was facilitated by Mark Anderson from LGMS.

The facilitator advises that the report be included in the agenda for the next Council meeting and the Review Committee's final appraisal be endorsed by the full Council in a closed session.

RESOLVED that the meeting notes Chief Executive Officer's Performance Review Committee be endorsed.

(Abbey/Reid) 204

FOR: Councillors J Abbey, C Burgess, K Butler, A Cameron, J Jones, A McGrath, C Pothen, M Reid and K Turner

AGAINST: Nil
Chris Berry left the room

The meeting closed at 6.50pm