
**ORDINARY MEETING OF GRIFFITH CITY COUNCIL
HELD IN GRIFFITH CITY COUNCIL CHAMBERS
1 BENEREMBAH STREET, GRIFFITH NSW 2680 ON
TUESDAY, 27 OCTOBER 2015 COMMENCING AT 7:01 PM**

PRESENT

The Mayor, John Dal Broi in the Chair; Councillors, Patricia Cox, Simon Croce, Doug Curran, Bill Lancaster, Anne Napoli, Mike Neville, Paul Rossetto, Christine Stead, Leon Thorpe and Dino Zappacosta

STAFF

General Manager, Brett Stonestreet, Director Infrastructure & Operations, Dallas Bibby, Manager Executive Services, Shireen Donaldson, Director Utilities, Graham Gordon, Director Sustainable Development, Neil Southorn, Director Business, Cultural & Financial Services, Max Turner and Minute Secretary, Leanne Austin

MEDIA

Stephen Mudd, The Area News

1 COUNCIL PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

The Meeting opened with Councillor Leon Thorpe reading the Council prayer and the Acknowledgment of Country.

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

15/329

RESOLVED on the motion of Councillors Christine Stead and Leon Thorpe that an apology be received from Councillor Alison Balind and a leave of absence granted.

3 CONFIRMATION OF MINUTES

15/330

RESOLVED on the motion of Councillors Doug Curran and Leon Thorpe that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers on 13 October 2015, having first been circulated amongst all members of Council, be confirmed.

4 BUSINESS ARISING

Licence of Transit Centre Adjoining Griffith Visitors Centre – Jondaryan Avenue to Multicultural Council of Griffith

Councillor Zappacosta enquired if advertising had commenced in relation to the Expression of Interest for the use of currently vacant Council properties, in particular the Griffith Transit Centre. Mr Southorn advised that the EOI and advertisement is being prepared.

Sister City Delegation Visit to Italy – July 2015

15/331

RESOLVED on the motion of Councillors Thorpe and Zappacosta that the Mayor write to the Local Government Leadership of the Union of Montana Del Grappa thanking them for their gifts, warmth and fellowship during the Sister City Visit from Griffith in July 2015 of Councillors Zappacosta and Thorpe and Griffith City community members and assuring the Citizens of Montana Del Grappa that we certainly look forward to welcoming their delegation to Griffith in the not too distant future.

5 DECLARATIONS OF INTEREST

Pecuniary Interests

Councillors making a pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

Councillor Simon Croce

CL05 – Surrender of Licence Agreement by Baptist Churches of New South Wales Property Trust and New Licence Agreement with Alternative Provider Over Par Lot 4 DP 864407 – Kookora Street Griffith

Reason – Councillor Croce is a friend of one Pastor of the mentioned Church and was a workmate of another of the Pastors of the Church. This could be seen to influence my decision.

Councillor Anne Napoli

CL02 – Rural Residential Lands Review

Reason – Councillor Napoli has made a declaration in the past in regards to the Land Review as she or other members of her family may be impacted by the review.

Councillor Leon Thorpe

CL02 – Rural Residential Lands Review

Reason – Matters relating to LEP, zoning and property ownerships.

Significant Non-Pecuniary Interests

Councillors making a significant non-pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

Councillor Bill Lancaster

CL01 – DA 107/2015 Livestock Intensive Industry (Poultry Production Facility)

Reason – Business dealing relating to the land.

Councillor Mike Neville

MM01 – Local Government Reform Agenda – Fit for the Future

Reason – A family member is employed by the proposed merger Council.

Less Than Significant Non-Pecuniary Interests

Councillors making a less than significant non-pecuniary interest declaration may stay in the meeting and participate in the debate and vote on the matter.

Councillor Pat Cox

CL05 – Surrender of Licence Agreement by Baptist Churches of New South Wales Property Trust and New Licence Agreement with Alternative Provider Over Par Lot 4 DP 864407 – Kookora Street Griffith

Reason – Councillor Cox has been approached by one of the applicants for the licence.

Councillor Anne Napoli

CL05 – Surrender of Licence Agreement by Baptist Churches of New South Wales Property Trust and New Licence Agreement with Alternative Provider Over Par Lot 4 DP 864407 – Kookora Street Griffith

Councillor Napoli has received a phone call from one of the interested applicants in regards to this new Lease Agreement.

Councillor Christine Stead

CL02 – Rural Residential Lands Review

Reason – Councillor Stead has spoken to developers regarding rural residential lands review.

Councillor Leon Thorpe

CL05 – Surrender of Licence Agreement by Baptist Churches of New South Wales Property Trust and New Licence Agreement with Alternative Provider Over Par Lot 4 DP 864407 – Kookora Street Griffith

Reason – Various folk have spoken to Councillor Thorpe about who should or should not manage and/or be lessee of the “Barnabas House” property in the future.

Special Disclosures of Pecuniary Interests

The following Councillors declared special disclosures of pecuniary interests in relation to CL02 – Rural Residential Lands Review:

Councillor Pat Cox

Councillor Simon Croce

Councillor Doug Curran

Councillor John Dal Broi

Councillor Mike Neville

Councillor Paul Rossetto

Councillor Christine Stead

Councillor Dino Zappacosta

6 PRESENTATIONS

Nil

7 MAYORAL MINUTES

MM01 LOCAL GOVERNMENT REFORM AGENDA - "FIT FOR THE FUTURE"

Councillor Mike Neville foreshadowed the following motion:

- (d) Council write to the Mayors, Deputy Mayors and General Managers of Murrumbidgee, Leeton and Narrandera Shires with a view to progressing discussion of a potential merger.

Councillor Neville left the meeting, having declared a conflict of interest, the time being 7.14 pm.

MOVED on the motion of Councillors Dino Zappacosta and Leon Thorpe that:

- (a) Council write to the Mayor of Murrumbidgee Shire Council seeking a meeting of the representatives of the respective Councils with a view to progressing a voluntary merger of Griffith City Council and Murrumbidgee Shire Councils. Griffith City Council to be represented by the Mayor, Deputy Mayor, Councillor Neville and Senior Staff.
- (b) Council complete the online feedback form as provided by the Department of Premier and Cabinet by inserting Murrumbidgee Shire Council as Griffith City Council's preferred merger partner before the deadline for feedback lodgement being 18 November 2015.
- (c) Council also complete the feedback form as referred to in "b" above with Council's comments regarding the IPART Assessment of Griffith City Council. These comments to be consistent with the content of this Mayoral Minute.

Councillor Bill Lancaster raised a Point of Order as the Mayor may move that the Mayoral Minute be adopted without the motion being seconded. The Mayor dismissed the Point of Order as it has been Council's continued practice to have a mover and seconder for Mayoral Minutes.

Councillor Rossetto **MOVED** an **AMENDMENT** that the motion include Carrathool Shire Council in discussions and exclude Narrandera Shire Council. The motion lapsed.

Councillors Curran and Lancaster **MOVED** the following **AMENDMENT** that:

- (a) Council write to the Mayor of Murrumbidgee Shire Council seeking a meeting of the representatives of the respective Councils with a view to progressing a voluntary merger of Griffith City Council and Murrumbidgee Shire Councils. Griffith City Council to be represented by the Mayor, Deputy Mayor, Councillor Neville and Senior Staff.
- (b) The following item LAY ON THE TABLE: Council complete the online feedback form as provided by the Department of Premier and Cabinet by inserting Murrumbidgee Shire Council as Griffith City Council's preferred merger partner before the deadline for feedback lodgement being 18 November 2015.
- (c) The following item LAY ON THE TABLE: Council also complete the feedback form as referred to in "b" above with Council's comments regarding the IPART Assessment of Griffith City Council. These comments to be consistent with the content of this Mayoral Minute.
- (d) Council write to the Mayors, Deputy Mayors and General Managers of Murrumbidgee, Leeton and Narrandera Shires with a view to progressing discussion of a potential merger.

The **AMENDMENT** was **PUT** and **LOST**.

15/332

RESOLVED on the motion of Councillors Dino Zappacosta and Leon Thorpe that:

- (a) Council write to the Mayor of Murrumbidgee Shire Council seeking a meeting of the representatives of the respective Councils with a view to progressing a voluntary merger of Griffith City Council and Murrumbidgee Shire Councils. Griffith City Council to be represented by the Mayor, Deputy Mayor, Councillor Neville and Senior Staff.
- (b) Council complete the online feedback form as provided by the Department of Premier and Cabinet by inserting Murrumbidgee Shire Council as Griffith City Council's preferred merger partner before the deadline for feedback lodgement being 18 November 2015.
- (c) Council also complete the feedback form as referred to in "b" above with Council's comments regarding the IPART Assessment of Griffith City Council. These comments to be consistent with the content of this Mayoral Minute.

8 GENERAL MANAGER'S REPORT

15/333

RESOLVED on the motion of Councillors Christine Stead and Paul Rossetto that CL05 be accorded precedence at this time.

Councillor Mike Neville returned to the meeting the time being 7:47 pm.

Councillor Simon Croce left the meeting, having declared a conflict of interest, the time being 7:47 pm.

CL05 SURRENDER OF LICENCE AGREEMENT BY BAPTIST CHURCHES OF NEW SOUTH WALES PROPERTY TRUST AND NEW LICENCE AGREEMENT WITH ALTERNATIVE PROVIDER OVER PART LOT 4 DP 864407 - KOOKORA STREET, GRIFFITH

Mrs Wendy Middleton from Argyle addressed Council the time being 7:47 pm.

Pastor Steven Rand from Lifesource Church addressed Council the time being 7:53 pm.

15/334

RESOLVED on the motion of Councillors Paul Rossetto and Leon Thorpe that Melissa Barton be permitted to address Council. Mrs Barton addressed Council the time being 8:02 pm.

15/335

RESOLVED on the motion of Councillors Anne Napoli and Paul Rossetto that:

- (a) Council approve the surrender of the licence agreement with Baptist Churches of New South Wales Property Trust for Crown Reserve 78167, part Lot 4 DP 864407.
- (b) Council enter into a licence agreement with Lifesource Church for Crown Reserve 78167; part Lot 4 DP 864407 for a term of 10 years with an option of 10 years.
- (c) Lifesource Church pay all applicable costs and charges associated with the preparation of the surrender document and the licence agreement together with Council's

Administration Fee of \$381.

- (d) The annual licence fee be charged as per the revenue policy for non profit organisations of Crown reserves and Council owned reserves.
- (e) Council authorise the Mayor and General Manager to execute the surrender document and licence agreement on behalf of Council under the Common Seal if required.
- (f) Council staff to inspect the premises on an annual basis.

Councillor Croce returned to the meeting the time being 8:21 pm.

CL01 DA 107/2015 - LIVESTOCK INTENSIVE INDUSTRY (POULTRY PRODUCTION FACILITY)

15/336

RESOLVED on the motion of Councillors Mike Neville and Christine Stead that Martin Ruggeri (Planningmatters Development Service - Applicant) and Benn Morton (Morton Ag) be permitted to address Council.

Councillor Lancaster left the meeting, having declared a conflict of interest, the time being 8:22 pm.

Mr Ruggeri addressed Council the time being 8:22 pm.

Benn Morton addressed Council the time being 8:26 pm.

15/337

RESOLVED on the motion of Councillors Mike Neville and Christine Stead that:

- (a) Council pursuant to the provisions of Section 80(1)(a) of the Environmental Planning and Assessment Act, 1979, grant consent to Development Application 107/2015 for an Intensive livestock agricultural facility (poultry production) with the capacity to accommodate 612,000 birds at any given time at Lot 73 DP 756070 (Cunningham Road and Testini Lane) Warburn subject to the conditions and the General Terms of Approval set out in Attachment 'F';
- (b) The application be delegated to the Director of Sustainable Development for the issue of the Notice of Determination.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

For

Councillor John Dal Broi
Councillor Patricia Cox
Councillor Simon Croce
Councillor Doug Curran
Councillor Anne Napoli
Councillor Mike Neville
Councillor Paul Rossetto
Councillor Christine Stead
Councillor Leon Thorpe
Councillor Dino Zappacosta

Against

The division was declared PASSED by 10 votes to 0.

Councillor Lancaster returned to the meeting the time being 8:33 pm.

Councillors Napoli and Thorpe left the meeting, having declared conflicts of interests, the time being 8:33 pm.

CL02 RURAL RESIDENTIAL LANDS REVIEW

15/338

RESOLVED on the motion of Councillors Doug Curran and Christine Stead that Martin Ruggeri (Planningmatters Development Service), Louis Raccanello and Debbie Salvestrin be permitted to address Council.

Martin Ruggeri addressed Council the time being 8:34 pm.

Louis Raccanello addressed Council the time being 8:46 pm.

Debbie Salvestrin addressed Council the time being 8:52 pm.

15/339

RESOLVED on the motion of Councillors Doug Curran and Bill Lancaster that:

- (a) Part C of the Griffith Land Use Strategy Beyond 2030 be amended to include the supply and demand analysis and locational analysis contained in this report.
- (b) A Planning Proposal be submitted to the NSW Department of Planning and Environment requesting a reduction to the minimum lot size within lands identified as Site 2 in Attachment 'A' of this report from 3 Ha to 1 Ha.
- (c) A further review be carried out should the supply of R5 – Large Lot Residential zoned lands with a minimum lot size of 3000 sq. m. to 4000 sq. m. be decreased substantially for any reason.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

A division was called for, voting on which was as follows:

For	Against
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Councillor John Dal Broi	
Councillor Patricia Cox	
Councillor Simon Croce	
Councillor Doug Curran	
Councillor Bill Lancaster	
Councillor Mike Neville	
Councillor Paul Rossetto	
Councillor Christine Stead	
Councillor Dino Zappacosta	

The division was declared PASSED by 9 votes to 0.

15/340

RESOLVED on the motion of Councillors Christine Stead and Mike Neville that a Planning Proposal in relation to zoning for residential development adjoining Rose Road be investigated and a report submitted to Council within 3 months.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

A division was called for, voting on which was as follows:

For	Against
Councillor John Dal Broi	Councillor Doug Curran
Councillor Patricia Cox	Councillor Bill Lancaster
Councillor Simon Croce	
Councillor Mike Neville	
Councillor Paul Rossetto	
Councillor Christine Stead	
Councillor Dino Zappacosta	

The division was declared PASSED by 7 votes to 2.

CL03 ANNUAL CLOSURE OF ADMINISTRATIVE OFFICE AND COUNCIL FACILITIES CHRISTMAS AND NEW YEAR 2015-16

15/341

RESOLVED on the motion of Councillors Mike Neville and Christine Stead that

- (a) Council's Administrative Office at 1 Benerembah Street and Council Depot be closed for the period 25 December 2015 to 1 January 2016 inclusive with Council staff utilising accrued Rostered Days Off (RDO's), Annual Leave or Time in Lieu (as approved) for the period.
- (b) Each of the nominated Council facilities be operating in accordance with the times detailed as follows:

Griffith Regional Art Gallery

The Griffith Regional Art Gallery will be closed from 21 December 2015 and will re-open 16 January 2016.

Griffith Regional Theatre

The Box Office will be closed from 21 December 2015 and will re-open 18 January 2016.

Griffith Regional Aquatic Leisure Centre

Thursday 24 December	6am-3pm
Friday 25 December – Christmas Day	CLOSED
Saturday 26 December – Boxing Day	CLOSED
Sunday 27 December	Pool 10am-5pm Gym 10am-2pm (Normal Trading Hours)
Monday 28 December (Public Holiday)	Pool 12-6pm Gym closed
Tuesday 29 December	6am-8pm (Normal Trading Hours)
Wednesday 30 December	6am-8pm (Normal Trading Hours)
Thursday 31 December	6am-3pm
Friday 1 January (Public Holiday)	CLOSED

As from Monday 4 January 2016 normal summer trading hours resume. Crèche will be closed from Monday 21 December and will re-open on Monday 4 January 2016. Crèche will be open 9-12 over the school holidays. Check with the Centre regarding Aerobics classes during the school holidays.

Pioneer Park Museum

Closed from 24 December 2015 and will re-open on 4 January 2016.

Griffith Sports Stadium

Closed from 23 December 2015 and will re-open 4 January 2016.

Griffith Visitor Information Centre

Thursday 24 December	9am–5pm
Friday 25 December – Christmas Day	CLOSED
Saturday 26 December – Boxing Day	CLOSED
Sunday 27 December	9am–5pm
Monday 28 December (Public Holiday)	9am–5pm
Tuesday 29 December	9am–5pm
Wednesday 30 December	9am–5pm
Thursday 31 December	9am–5pm
Friday 1 January (Public Holiday)	CLOSED

Griffith City Library

Thursday 24 December	9am–1pm
Friday 25 December - Christmas Day	CLOSED
Saturday 26 December – Boxing Day	CLOSED
Sunday 27 December	CLOSED
Monday 28 December (Public Holiday)	CLOSED
Tuesday 29 December	9am–5pm
Wednesday 30 December	9am–5pm
Thursday 31 December	9am–5pm
Friday 1 January (Public Holiday)	CLOSED

Animal Pound

After hours emergencies for serious dog attacks and straying stock only contact the Ranger on 0408 210 196.

Griffith Livestock Marketing Centre

Closed 21 December 2015 and will re-open 7 January 2016.

Tharbogang Waste Management Centre

Friday 25 December – Christmas Day	CLOSED
Saturday 26 December – Boxing Day	CLOSED
Friday 1 January – New Year's Day	CLOSED

CL04 ASSIGNMENT OF LICENCE AGREEMENT FROM PETA FRANCES WILSON TO MELISSA SOSSO - AREA 31 DALTON PARK

15/342

RESOLVED on the motion of Councillors Doug Curran and Mike Neville that:

- (a) Council approve the assignment of the licence agreement over Area 31 Dalton Park from Peta Frances Wilson to Melissa Sosso from 1 January 2016.
- (b) Melissa Sosso pay all applicable costs and charges associated with the preparation of the assignment of the licence agreement together with Council's Administration Fee of \$381.
- (c) The licence fee be charged in accordance with Council's adopted Revenue Policy, currently \$571 p.a. per Area for the 2015/2016 financial year, in addition to rates and charges.

- (d) Council authorise the Mayor and General Manager to execute the assignment document on behalf of Council under the Common Seal.

9 INFORMATION REPORTS

Nil

10 ADOPTION OF COMMITTEE MINUTES

MINUTES OF THE FESTIVAL OF GARDENS COMMITTEE MEETING HELD ON 8 OCTOBER 2015

15/343

RESOLVED on the motion of Councillors Patricia Cox and Dino Zappacosta that the recommendations as detailed in the Minutes of the Festival of Gardens Committee meeting held on 8 October 2015 be adopted.

Councillors Napoli and Thorpe returned to the meeting the time being 9:06 pm.

15/344

RESOLVED on the motion of Councillors Anne Napoli and Simon Croce that a letter of thanks be sent to Councillor Cox and the Festival of Gardens Committee commending them on a very successful Festival of Gardens and Citrus Sculptures event this year.

MINUTES OF THE TRANSPORT COMMITTEE MEETING HELD ON 12 OCTOBER 2015

15/345

RESOLVED on the motion of Councillors Doug Curran and Leon Thorpe that the recommendations as detailed in the Minutes of the Transport Committee meeting held on 12 October 2015 be adopted.

Councillor Zappacosta requested Council staff investigate the visibility of the Stop Sign at the intersection of Canal Street and Jondaryan Avenue.

Councillor Rossetto requested an update on the Yoogali intersection. The Mayor advised that a letter has been sent to the Hon. Michael McCormack MP who has acknowledged the letter and informed Council this issue has been listed for consideration of funding.

MINUTES OF THE ENVIRONMENT AND SUSTAINABILITY COMMITTEE MEETING HELD ON 13 OCTOBER 2015

15/346

RESOLVED on the motion of Councillors Bill Lancaster and Leon Thorpe that the recommendations as detailed in the Minutes of the Environment and Sustainability Committee meeting held on 13 October 2015 be adopted.

11 BUSINESS WITH NOTICE – RESCISSION MOTIONS

Nil

12 BUSINESS WITH NOTICE – OTHER MOTIONS

Nil

13 COUNCILLOR QUESTION TIME

Councillor Neville asked the following question:

“Passing of Baden Harrison, husband of former Councillor Phoebe Harrison.”

The Mayor advised he had sent condolences to Mrs Harrison on behalf of Council.

Councillor Croce asked the following question:

“Could we please have a few more hard copies of the meeting agenda distributed amongst the gallery please. I have had a request from a member of the public regarding the above.”

Councillor Zappacosta asked the following question:

“When will RMS widen the Kidman Way between Griffith and Hanwood.”

Mr Bibby advised that Council staff had met with the Regional Manager Southwest RMS recently and discussed this issue. Planning has commenced for widening of the road.

Councillor Zappacosta enquired about the design of the Merrigal Street and Walla Avenue roundabout. Mr Bibby advised the roundabout would be of similar design to the Ortella Street Wyangan Avenue roundabout.

14 OUTSTANDING ACTION REPORT

15/347

RESOLVED on the motion of Councillors Doug Curran and Mike Neville that the report be noted.

15 MATTERS TO BE DEALT WITH BY CLOSED COUNCIL

Nil

There being no further business the meeting terminated at 9:19 pm.

Confirmed:

CHAIRPERSON