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**ORDINARY MEETING OF GRIFFITH CITY COUNCIL  
HELD IN THE COUNCIL CHAMBERS, GRIFFITH ON 26 MAY 2015  
COMMENCING AT 7.01 PM**

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### **PRESENT**

The Mayor, John Dal Broi in the Chair; Councillors, Alison Balind, Pat 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 and Operations, Dallas Bibby; Director Sustainable Development, Neil Southorn; Director Business, Cultural & Financial Services, Max Turner; Director Utilities, Graham Gordon; Manager Executive Services, Shireen Donaldson and Minute Secretary, Leanne Austin.

### **MEDIA**

Stephen Mudd, The Area News

### **1 COUNCIL PRAYER AND ACKNOWLEDGMENT OF COUNTRY**

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

The Mayor requested one minutes silence in respect of the recent passing of Councillor Anne Napoli's brother, Mr Domenic Ciampa.

### **2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE**

Nil.

### **3 CONFIRMATION OF MINUTES**

15/140

**RESOLVED** on the motion of Councillors Curran and Thorpe that the minutes of the Ordinary Meeting of Council held in the Council Chambers, Griffith on 12 May 2015, having first been circulated amongst all members of Council, be confirmed.

### **4 BUSINESS ARISING**

#### **Financial Assistance Grants Resolution**

Councillor Thorpe enquired if the freeze on the indexation of Financial Assistance Grants had been submitted by Council as a motion for the National General Assembly agenda. Mr Stonestreet advised that the closing date for motions had passed at the time the resolution had been carried.

#### **Notice of Motion for Section 64 Fees and Charges**

Councillor Stead advised a Notice of Motion in relation to Section 64 Fees and Charges would be submitted for the Council Meeting to be held 9 June 2015.

## **5 DECLARATIONS OF INTEREST**

### **Pecuniary Interests**

There were no pecuniary interests declared.

### **Significant Non-Pecuniary Interests**

There were no significant non-pecuniary interests declared.

### **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 Alison Balind

Minutes of the Transport Committee meeting 11 May 2015

Reason – Councillor Balind's husband is employed as the Road Safety Officer at Griffith City Council. Husband's role is in an advisory capacity only.

Councillor Paul Rossetto

CL02 Road Naming Request Feltracco

Reason – Councillor Rossetto is a shareholder of MI. No significant influence.

Note: Councillor Rossetto retracted this conflict of interest to replace it with the one below in relation to the Minutes of the Floodplain Committee meeting held 30 April 2015

Councillor Paul Rossetto

Minutes of the Floodplain Committee meeting 30 April 2015

Reason - Councillor Rossetto is a shareholder at MI. Not a significant influence on MI.

Councillor Paul Rossetto

Question Time

Reason - Councillor Rossetto's son is in his third year of TV production degree at CSU Wagga. Councillor Rossetto's son is nearly finished his degree and so will not benefit.

## **6 PRESENTATIONS**

Nil.

## **7 MAYORAL MINUTES**

Nil.

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

### **CL01 THIRD QUARTER PERFORMANCE REPORT 2014/15 - BUDGET REVIEW AND OPERATIONAL PLAN**

Councillors Thorpe and Balind **MOVED** the following **MOTION** that:

- (a) Council note the variations to the 2014/15 original budget for the quarter ended 31 March 2015 as presented in this report.
- (b) The Financial Review for the quarter ended 31 March 2015 be adopted.
- (c) Council adopt the 31 March 2015 Operational Plan Review advising the extent to which the Operational Plan Actions (Performance Indicators) have been achieved.

Councillor Zappacosta queried recommendation (d) of the report which stated “Council endorse minor amendments to the Organisational Structure as per this report”. Mr Stonestreet advised this would be taken on notice however there were no amendments to the Organisational Structure at this time.

Councillor Cox queried the comments in Attachment (g) of the report being the “Budget Review Delivery Program and Operational Plan Actions (Performance Indicators)”. Mr Stonestreet advised this would be taken on notice and advice provided to Councillors.

The **MOTION** was not **PUT**.

Council Note: This report will be amended and reported back to Council at the Ordinary Meeting 9 June 2015.

15/141

**RESOLVED** on the motion of Councillors Rossetto and Thorpe that Council's Vandalism - Reward for Information policy be referred to the Senior Management Team for consideration of strategies including raising the reward money and a report be presented to Council.

15/142

**RESOLVED** on the motion of Councillors Thorpe and Croce that on the understanding that the 2016 International Sculptures are to be sited at Willow/IOOF/Venetian Park and on the understanding that close and adjacent areas have been the subject of vandalism, we accordingly request Council's Senior Management Team to take action to result in an effective CCTV coverage of each of the sculptures. Such action to include the allocation of required funds for this project.

At this point of the meeting Councillor Rossetto submitted a correction to his Conflict of Interests Declaration in relation to CL02, as the conflict was in relation to the Floodplain Management Committee Minutes.

## **CL02 ROAD NAMING REQUEST – FELTRACCO**

15/143

**RESOLVED** on the motion of Councillors Stead and Croce that Council approve the use of Feltracco for future road or park naming purposes and place in GCC Approved Names Register.

## **9 INFORMATION REPORTS**

Nil.

## **10 ADOPTION OF COMMITTEE MINUTES**

### **MINUTES OF THE GRIFFITH COMMUNITY PRIVATE HOSPITAL COMMITTEE MEETING HELD 28 APRIL 2015**

15/144

**RESOLVED** on the motion of Councillors Napoli and Neville that the recommendations as detailed in the Minutes of the Griffith Community Private Hospital Committee meeting held on 28 April 2015 be adopted.

**MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE MEETING HELD 30 APRIL 2015**

15/145

**RESOLVED** on the motion of Councillors Rossetto and Neville that

- (a) The recommendations as detailed in the Minutes of the Floodplain Management Committee meeting held on 30 April 2015 be adopted.
- (b) Griffith City Council write to the Local State Government Member, Mr Adrian Piccoli, MP seeking funding for Council's one third share of the possible reconstruction costs of the EMR given the State Government's involvement in reconfiguring the EMR's flood mitigating operations referred to in the 2014 Griffith Main Drain J & Mirrool Creek Flood Study and Murrumbidgee Irrigation's CEO Mr Peter Borrows letter dated 27 April 2015.

Councillor Cox pointed out that Mr Gordon's name was incorrectly recorded under the section Next Meeting on page 42 and that reference to extension of the exhibition period to 42 weeks on page 38 should be 42 days.

**MINUTES OF THE GENERAL FACILITIES COMMITTEE MEETING HELD 5 MAY 2015**

15/146

**RESOLVED** on the motion of Councillors Curran and Stead that the recommendations as detailed in the Minutes of the General Facilities Committee meeting held on 5 May 2015 be adopted.

**MINUTES OF THE FESTIVAL OF GARDENS COMMITTEE MEETING HELD 7 MAY 2015**

15/147

**RESOLVED** on the motion of Councillors Cox and Napoli that the recommendations as detailed in the Minutes of the Festival of Gardens Committee meeting held on 7 May 2015 be adopted.

**MINUTES OF TRANSPORT COMMITTEE MEETING HELD 11 MAY 2015**

15/148

**RESOLVED** on the motion of Councillors Croce and Curran that the recommendations as detailed in the Minutes of the Transport Committee meeting held on 11 May 2015 be adopted.

**11 BUSINESS WITH NOTICE - RESCISSIONS MOTIONS**

Nil.

**12 BUSINESS WITH NOTICE - OTHER MOTIONS**

Nil.

**13 QUESTION TIME**

Councillor Rossetto raised the following question:

"Would Council consider offering a scholarship of \$1,000 towards a CSU Diploma in TV Production."

Councillor Rossetto declared a Less Than Significant Non-Pecuniary Conflict of Interests at this point of the meeting.

Councillors Rossetto and Croce **MOVED** the following **MOTION** that Council investigate the provision of a scholarship of \$1,000 towards a CSU Diploma in TV production. Funding for this would be through the Community Grants funding.

Councillor Lancaster raised a Point of Order that unless the matter is ruled by the chairperson to be of great urgency, no resolutions are to be put at the meeting as a result of questions raised.

The Mayor referred this matter to the Senior Management Team for further investigation.

Councillor Neville enquired if Council currently contributes to the Country Education Foundation? Mr Turner to take this on notice.

#### **14 OUTSTANDING ACTION REPORT**

15/149

**RESOLVED** on the motion of Councillors Neville and Thorpe that the Outstanding Action Report be noted.

#### **Status of Development Compliance, Real Juice Company**

Councillor Balind requested an update on outstanding matters regarding the Real Juice Company. Mr Southorn advised a revised draft waste management plan had been submitted to Council. Council Officers would be meeting with Real Juice representatives to continue discussions regarding remaining matters of concern.

#### **Temporary Use of Shed at 1-15 Collier Street for Rotary Sunday Market**

Councillor Zappacosta enquired if there had been any feedback in relation to the temporary new location of the Rotary Sunday Market. The Mayor advised senior staff, Councillor Stead and Rotary representatives were having discussions with a view to looking at alternate sites.

#### **Griffith City Council Entry for Citrus Sculptures**

Councillor Balind enquired if there had been any progress on a design for a Council Citrus Sculpture. Mr Stonestreet advised a concept design is being prepared and will be presented to Council for a decision.

#### **15 MATTERS TO BE DEALT WITH BY 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.

Set out below is Section 10A(2) of the Local Government Act 1993 in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the council, councillors, council staff or council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (i) alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act 1993.

15/150

**RESOLVED** on the motion of Councillors Stead and Balind that:

- (a) Council resolve into closed council to consider business identified, together with any late reports tabled at the meeting.
- (b) 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 to be considered is classified confidential under the provision of section 10A(2) as outlined above.
- (c) That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.

Council resolved that members of the press and public be excluded from the meeting during consideration of the items listed below, and that discussion of the report in open Council would be contrary to the public interest.

**CC01 EXTENSION TO CONTRACT – TENDER 2-11/12SPRAYED BITUMINOUS SURFACING - Commercial Advantage 10A(2)(d)**

Council closed its meeting at 7:50 pm. The public and media left the Chamber.

**REVERSION TO OPEN COUNCIL**

15/151

**RESOLVED** on the motion of Councillors Rossetto and Stead that open Council be resumed.

Open Council resumed at 7:51 pm.

Upon resuming open Council the Mayor reported that the following resolutions had been made in Closed Council:

**MATTERS DEALT WITH IN CLOSED COUNCIL**

**CC01 EXTENSION TO CONTRACT – TENDER 2-11/12SPRAYED BITUMINOUS SURFACING**

15/152

**RESOLVED** on the motion of Councillors Curran and Thorpe that Council offer Downer EDI Works an extension to the current contract (Tender 2-11/12) for a further 12 months from 24 October 2015 in accordance with the relevant annual CPI movements and bitumen rise and fall clauses in the tender documentation.

There being no further business the meeting terminated at 7:52 pm.

Confirmed: .....

CHAIRPERSON