
**ORDINARY MEETING OF GRIFFITH CITY COUNCIL
HELD IN GRIFFITH CITY COUNCIL CHAMBERS
1 BENEREMBAH STREET, GRIFFITH NSW 2680 ON
TUESDAY, 13 OCTOBER 2015 COMMENCING AT 7:01 PM**

PRESENT

Acting Mayor, Doug Curran in the Chair; Councillors, Alison Balind, Patricia Cox, Simon Croce, Bill Lancaster, Anne Napoli, Mike Neville, Paul Rossetto, Leon Thorpe and Dino Zappacosta

STAFF

Director Sustainable Development, Neil Southorn, Director Infrastructure & Operations, Dallas Bibby, Manager Executive Services, Shireen Donaldson, Director Utilities, Graham Gordon, Director Business, Cultural & Financial Services, Max Turner and Minute Secretary, Naomi Brugger

MEDIA

Stephen Mudd, The Area News

1 COUNCIL PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

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

The Chair acknowledged the passing of Mrs Valmai Stead, Councillor Stead's mother and Council observed one minute silence.

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

15/307

RESOLVED on the motion of Councillors Leon Thorpe and Simon Croce that an apology be received from Councillors Dal Broi and Stead and the General Manager, Mr Brett Stonestreet and a leave of absence granted.

3 CONFIRMATION OF MINUTES

15/308

RESOLVED on the motion of Councillors Mike Neville and Leon Thorpe that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers 1 Benerembah Street, GRIFFITH NSW 2680 on 22 September 2015, having first been circulated amongst all members of Council, be confirmed.

4 BUSINESS ARISING

There were no matters arising.

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.

There were no pecuniary interests declared.

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.

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 Access Committee of 22 August

Reason – Councillor Balind's husband is employed at Council as the Road Safety Officer and provide advice and support to the committee.

Councillor Bill Lancaster

CL03 – Licence of Transit Centre to Multicultural Council of Griffith

Reason – Councillor Lancaster's daughter is presently a Senior Executive at Multicultural NSW as the Director of Community Engagement. Multicultural NSW may presently or in the future provide funding to the Multicultural Council of Griffith towards their activities and events. Councillor Lancaster also tabled a General Disclosure under section 454 of the Local Government Act 1993 in relation to his daughter being an employee of Multicultural NSW.

Councillor Anne Napoli

Minutes of the Griffith Community Private Hospital Committee

Reason – A member of Councillor Napoli's family is one of the Directors of a company which was awarded a subcontract.

Councillor Paul Rossetto

Councillor Items – Petition

Reason – I live in Collina, a similar suburb to the streets mentioned in the petition.

6 PRESENTATIONS

Nil

7 MAYORAL MINUTES

Nil

8 GENERAL MANAGER'S REPORT

CL01 GRIFFITH CBD STRATEGY AND IMPLEMENTATION PLAN

15/309

RESOLVED on the motion of Councillors Paul Rossetto and Leon Thorpe that the report be raised from the table.

15/310

RESOLVED on the motion of Councillors Dino Zappacosta and Alison Balind that:

- (a) The Griffith CBD Strategy be adopted.
- (b) A CBD Improvement Reserve be established, the amount of funding it receives from year to year to be considered upon the adoption of the annual financial statements Council commencing 2014/15.

Councillor Lancaster **FORESHADOWED** a **MOTION**:

That the General Manager prepare a report outlining the current rating structure for Griffith City Council compared to the rating structure of comparable Council's to be presented at workshop within three (3) months.

Councillors Lancaster and Zappacosta moved the following **MOTION** that the General Manager prepare a report outlining the current rating structure for Griffith City Council compared to the rating structure of comparable Council's to be presented at workshop within three (3) months.

Councillor Cox suggested the report should include information on community consultation, partnerships and sponsorships as well as reviewing levies.

Councillor Lancaster accepted the addition.

15/311

RESOLVED on the motion of Councillors Bill Lancaster and Dino Zappacosta that:

- (a) The General Manager prepare a report outlining the current rating structure for Griffith City Council compared to the rating structure of comparable Council to be presented at workshop within three (3) months.
- (b) The report include information relating community consultation, partnerships and sponsorships as well as reviewing levies.

CL02 AUSTRALIA DAY 2016 - CONFIRMATION OF VENUES

15/312

RESOLVED on the motion of Councillors Alison Balind and Anne Napoli that the matter be raised from the table.

15/313

RESOLVED on the motion of Councillors Alison Balind and Anne Napoli that:

- (a) The 2016 Australia Day civic ceremonies be conducted at the Griffith Regional Theatre.
- (b) Pioneer Park remains the venue in 2016 for the traditional Australia Day breakfast and related activities.
- (c) The venue for Australia Day civic ceremonies and related activities for 2017 be Pioneer Park, subject to further investigation into the suitability of facilities and arrangements for setting up.

CL03 LICENCE OF TRANSIT CENTRE ADJOINING GRIFFITH VISITORS CENTRE - JONDARYN AVENUE TO MULTICULTURAL COUNCIL OF GRIFFITH

Councillors Zappacosta and Croce moved the following **MOTION** that:

- (a) Council enter into a licence agreement with Multicultural Council of Griffith for the Transit Centre, Griffith being part Lot 1 Section 43 DP 758476 for a term of 2 years.
- (b) The annual licence fee be charged in accordance with Council's adopted Revenue Policy for lease/licence of Crown Reserves & Council owned Reserves to non-profit organisations currently \$532 (Inc. GST) for 2015/16.
- (c) Multicultural Council of Griffith pay all applicable costs and charges associated with the preparation of the licence agreement together with Council's Administration Fee of \$381 in addition to rates and charges if applicable.
- (d) Council authorise the Mayor and General Manager to execute the licence agreement on behalf of Council under the Common Seal.

Councillor Lancaster **FORESHADOWED** a **MOTION** that Council call for Expressions of Interests from commercial, not for profit organisations and other groups for the use of the Griffith Transit Centre, being part Lot 1 Section 43 DP 758476.

The **MOTION** was **PUT** and **LOST**.

15/314

RESOLVED on the motion of Councillors Bill Lancaster and Alison Balind:

That Council call for Expressions of Interests from commercial, not for profit organisations and other groups for the use of all currently vacant Council properties, including but not limited to State Bank House, the Griffith Transit Centre, the ex-parenting room located in Memorial Park and the Wayeela Street property.

CL04 SURRENDER OF LEASE - GRIFFITH POST SCHOOL OPTIONS INC. - LOT 5 SECTION 54 DP 758476 - OLYMPIC STREET

15/315

RESOLVED on the motion of Councillors Mike Neville and Patricia Cox that:

- (a) Council accept the surrender of lease by Griffith Post School Options Inc. over Lot 5 Section 54 DP 758476.
- (b) Griffith Post School Options Inc. pay all applicable costs and charges associated with the preparation of the surrender document.
- (c) Council authorise the Mayor and General Manager to execute the surrender document on behalf of Council under the Common Seal if so required.

CL05 ASSIGNMENT OF PART LEASE FROM PETER & SHERADINE TURKINGTON TO CAMPBELL WOODSIDE - HANGAR SITE 22 GRIFFITH AERODROME

15/316

RESOLVED on the motion of Councillors Leon Thorpe and Simon Croce that:

- (a) Council approve the assignment of Peter and Sheradine Turkington (nee Jackson) portion of lease of Hangar Site 22, Griffith Aerodrome to Campbell Woodside.
- (b) Campbell Woodside pay all applicable costs and charges associated with the preparation of the assignment document together with Council's Administration Fee of \$381.
- (c) The lease fee continue to be charged in accordance with Council's adopted Revenue Policy, currently \$2.90/sq. metre for landside lease areas <1000 sq. metres 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.

CL06 LEASE OF LOT 7010 DP 1030401 TO GRIFFITH EAST PRESCHOOL

15/317

RESOLVED on the motion of Councillors Alison Balind and Simon Croce that:

- (a) Council enter into a lease agreement with Griffith East Preschool over Lot 7010 DP 1030401 for a term of 10 years with a further option of 10 years, commencing 1 September 2015.
- (b) Griffith East Preschool pay all applicable costs and charges associated with the preparation of the lease agreement together with Council's Administration Fee of \$381.
- (c) The lease fee be charged in accordance with Council's adopted Revenue Policy, currently \$532 for leases/licences of Crown Reserves & Council owned Reserves to non-profit organisations for 2015/16 in addition to rates and charges if applicable.
- (d) Council authorise the Mayor and General Manager to execute the lease agreement on behalf of Council under the Common Seal.

CL07 ANNUAL FINANCIAL STATEMENTS - STATEMENTS UNDER SECTION 413(2)(C) OF THE LOCAL GOVERNMENT ACT, 1993

15/318

RESOLVED on the motion of Councillors Mike Neville and Leon Thorpe that:

- (a) That in accordance with Section 413 of the Local Government Act, 1993, Council forward to the Auditor the Financial Statements for the year ending 30 June, 2014.
- (b) That Council delegate authority to the following people to sign the Statement by Councillors and Management for the General Purpose Financial Statements and the Special Purpose Financial Statements:
 - I. Councillor John Dal Broi in his capacity as Mayor or nominee.
 - II. Councillor Doug Curran in his capacity as the Deputy Mayor or nominee.
 - III. The General Manager, Mr Brett Stonestreet.
 - IV. Council's Responsible Accounting Officer, Mr Max Turner.

Councillor Alison Balind left the meeting, the time being 7:48 pm.

Councillor Alison Balind returned to the meeting at 7:49 pm.

9 INFORMATION REPORTS

CL08 SISTER CITY DELEGATION VISIT TO ITALY - JULY 2015

Councillor Zappacosta made a presentation and presented a gift from Montana del Grappa, Italy to the Acting Mayor, Councillor Doug Curran.

15/319

RESOLVED on the motion of Councillors Dino Zappacosta and Leon Thorpe that the report be noted.

10 ADOPTION OF COMMITTEE MINUTES

MINUTES OF THE 2016 CENTENARY CELEBRATIONS COMMITTEE MEETING HELD ON 15 SEPTEMBER 2015

15/320

RESOLVED on the motion of Councillors Anne Napoli and Leon Thorpe that the recommendations as detailed in the Minutes of the 2016 Centenary Celebrations Committee meeting held on 15 September 2015 be adopted.

MINUTES OF THE GRIFFITH COMMUNITY PRIVATE HOSPITAL COMMITTEE MEETING HELD ON 22 SEPTEMBER 2015

15/321

RESOLVED on the motion of Councillors Mike Neville and Anne Napoli that the recommendations as detailed in the Minutes of the Griffith Community Private Hospital Committee meeting held on 22 September 2015 be adopted.

MINUTES OF THE ACCESS COMMITTEE MEETING HELD ON 22 SEPTEMBER 2015

15/322

RESOLVED on the motion of Councillors Mike Neville and Leon Thorpe that the recommendations as detailed in the Minutes of the Access Committee meeting held on 22 September 2015 be adopted.

MINUTES OF THE BUSINESS DEVELOPMENT AND MAJOR PROJECTS COMMITTEE MEETING HELD ON 28 SEPTEMBER 2015

15/323

RESOLVED on the motion of Councillors Simon Croce and Leon Thorpe that the recommendations as detailed in the Minutes of the Business Development and Major Projects Committee meeting held on 28 September 2015 be adopted with the exception of the recommendations under Clause 08 of the Minutes.

11 BUSINESS WITH NOTICE – RESCISSION MOTIONS

Nil

12 BUSINESS WITH NOTICE – OTHER MOTIONS

Nil

13 COUNCILLOR QUESTION TIME

The following question was asked by Councillor Thorpe:

“With Council folk taking steps to brighten up Banna Avenue for Christmas, as well as 2016 our centenary year, can we please provide an urgent exterior repaint job to the community kiosk adjacent to the Commonwealth Bank?”

Manager Executive Services, Mrs Shireen Donaldson advised a community member had approached Council and volunteered to paint the exterior. Repairs needed to be undertaken prior to painting which Council’s Builder has now completed and the painting will be completed by the volunteer upon his next visit to Griffith as he has since relocated.

The following questions was asked by Councillor Neville:

“I have been asked if I was aware of Council’s approval of a proposed gum tree removal on the road reserve in Pilloni Road. Is there an existing approval? If so, by whom?”

The question was taken on notice.

The following question was asked by Councillor Croce:

“A question regarding formal council meeting attendances.”

Councillor Croce noted that in the 11 years Councillor Stead has been on Council, that this evening was the first Council Meeting she had missed due to personal reasons.

The following question was asked by Councillor Zappacosta:

“The passing of Bruce Rodely former General Manager of Murrumbidgee Electricity.”

Councillor Zappacosta noted the passing of Mr Rodely.

The following question was asked by Councillor Rossetto:

“Petition to be read.

Could the meeting have an update by Mr Bibby regarding fire breaks and RFS burning off activity on Crown Land in the eastern end of Collina and Scenic Hill precinct.”

Director Infrastructure and Operations, Mr Dallas Bibby advised the RFS had commenced mitigation works and were expecting to be in the Nicholls Street/Manera Street locale on 24 October, weather permitting. Burn off in this area is expected to be extended to the north and Council will construct a fire break.

14 OUTSTANDING ACTION REPORT

OUTSTANDING ACTION REPORT

28 July 2015 Local Government NSW Annual Conference 2015

Councillor Balind asked if there had been an update on the motions Council had drafted for the conference with the Acting Mayor advising there was no information at this time.

15/324

RESOLVED on the motion of Councillors Mike Neville and Leon Thorpe that the report be noted.

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.**

15/325

RESOLVED on the motion of Councillors Mike Neville and Simon Croce 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 TENDER FOR THE SUPPLY OF BULK AUTOMOTIVE FUELS

Reason: Commercial Advantage 10A(2)(d)

CC02 239 BANNA AVENUE GRIFFITH - LEASE

Reason: Council Business 10A(2)(c)

Council closed its meeting at 8.25pm. The public and media left the chamber.

REVERSION TO OPEN COUNCIL

15/326

RESOLVED on the motion of Councillors Leon Thorpe and Mike Neville that: open Council be resumed.

Open Council resumed at 8.36pm.

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

MATTERS DEALT WITH IN CLOSED COUNCIL

CC01 TENDER FOR THE SUPPLY OF BULK AUTOMOTIVE FUELS

15/327

RESOLVED on the motion of Councillors Mike Neville and Leon Thorpe that:

- (a) That Council accepts the tender from Lowes Petroleum for the Supply of Bulk Automotive Fuels, at the rates provided in the table below on a GST inclusive basis for Council delivery sites at Jensen Rd Works Depot, Merrigal Street Parks and Gardens Depot and the Tharbogang Landfill Facility.

Fuel Type	Terminal Gate Price for Melbourne	Supplier Margin	Freight
Unleaded	At Day of Delivery	2.5	4.5
Diesel	At Day of Delivery	2.0	4.5

- (b) That the supplier be allowed a CPI increase every 12 months as per the Tender specification.
- (c) That the total contract period be 2 years with an option to renew for an additional year.

CC02 239 BANNA AVENUE GRIFFITH - LEASE

15/328

RESOLVED on the motion of Councillors Mike Neville and Paul Rossetto that the report be received for information with the corrections as noted.

There being no further business the meeting terminated at 8.38pm.

Confirmed:

CHAIRPERSON