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**ORDINARY MEETING OF GRIFFITH CITY COUNCIL  
HELD IN GRIFFITH CITY COUNCIL CHAMBERS  
1 BENEREMBAH STREET, GRIFFITH NSW 2680 ON  
TUESDAY, 28 JULY 2015 COMMENCING AT 7:00 PM**

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**PRESENT**

The Mayor, John Dal Broi in the Chair; Councillors, Alison Balind, Patricia Cox, Simon Croce, Doug Curran, Bill Lancaster, Anne Napoli, Mike Neville and Christine Stead.

**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 Anne Napoli reading the Council prayer and the Acknowledgment of Country.

The Mayor thanked Council staff and Councillors for their best wishes during his recent illness. The Mayor particularly wished to thank and acknowledge Deputy Mayor, Doug Curran, who filled in for him at short notice.

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

15/214

**RESOLVED** on the motion of Councillors Mike Neville and Doug Curran that apologies be accepted from Councillors Leon Thorpe, Dino Zappacosta and Councillor Paul Rossetto and a leave of absence be granted.

**3 CONFIRMATION OF MINUTES**

15/215

**RESOLVED** on the motion of Councillors Mike Neville and Christine Stead that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers 1 Benerembah Street, Griffith on 14 July 2015, having first been circulated amongst all members of Council, be confirmed.

**4 BUSINESS ARISING**

Nil

## **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 Traffic Committee Meeting held 14 July 2015

Reason – Councillor Balind's husband is employed as Council's Road Safety Officer in an advisory capacity only.

Councillor Alison Balind

Minutes of the Transport Committee Meeting held 13 July 2015

Reason – Councillor Balind's husband is employed as Council's Road Safety Officer in an advisory capacity only.

Councillor Anne Napoli

Minutes of the Griffith Community Private Hospital Committee Meeting held 23 June 2015

Reason – PCG Report No. 33 page 14 re sub-contractor appointment. A member of Councillor Napoli's family is one of the Directors of a Company awarded a subcontract for this project. The contract has been awarded and Councillor Napoli has no influence.

## **6 PRESENTATIONS**

Nil

## **7 MAYORAL MINUTES**

Nil

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

### **CL01 NATIONAL MASTERS ROAD CHAMPIONSHIPS 2016**

15/216

**RESOLVED** on the motion of Councillors Simon Croce and Bill Lancaster that:

- (a) Griffith City Council provide support on a 50:50 basis of the total cost but not exceeding \$15,000 to assist in the staging of the National Masters Road Championships in October 2016.
- (b) Griffith City Council congratulates the Griffith Cycle Club on securing this prestigious opportunity and noting it is during the Centenary of Griffith celebrations.
- (c) Griffith City Council provides non-financial Marketing support for this event as arranged via the Marketing & Promotions Officer.

## **CL02 DALTON PARK - GENERAL RATES AND FEES FOR CLUBS**

15/217

**RESOLVED** on the motion of Councillors Bill Lancaster and Christine Stead that:

- (a) Council make a contribution to the Griffith Jockey Club and the Griffith Harness Racing Club equal to the General Rates for each Club for 2015/16 and all subsequent years by including both clubs in the list of approved sporting body subsidy recipients.
- (b) Council continue to levy the Special Event/Day Fees for the conduct of race meetings held by both the Griffith Jockey Club and the Griffith Harness Racing Club.
- (c) Griffith Jockey Club and the Griffith Harness Racing Club have the rates waived for the 2015/16 General Rates, being \$1,147.54 and \$941.62 respectively and additionally, Griffith Harness Racing Club be reimbursed 2014/15 general rates of \$916.68.
- (d) Council waive the Griffith Jockey Club rates for 2014/15 for the amount of \$1,117.68.

## **CL03 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2015**

15/218

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

- (a) The Mayor and General Manager (or their delegates) attend the 2015 Local Government NSW Conference at Rosehill.
- (b) Expenses for attendance at the 2015 Local Government NSW Conference be paid in accordance with Council Policy.
- (c) Any draft motions by Councillors for inclusion in the Conference business paper be submitted to the General Manager by 31 July 2015 and that these motions be reported to Council for consideration.

Councillor Cox requested that issues regarding availability, management and supply of irrigation water, implications for the community and ongoing sustainability be considered as a motion for the conference.

Councillor Napoli requested that a motion be drafted objecting to any exploration and mining of Coal Seam Gas in agriculturally productive land.

Councillor Neville raised the issue of trading town water to raise revenue for infrastructure projects. The Mayor advised discussions had been held with the Minister for Local Government, the Hon Paul Toole, who advised Council should lobby the Member for Murray, the Hon Adrian Piccoli in relation to this issue.

## **9 INFORMATION REPORTS**

### **CL04 NATIONAL GENERAL ASSEMBLY CONFERENCE 2015**

15/219

**RESOLVED** on the motion of Councillors Doug Curran and Patricia Cox that the report be noted by Council.

## **10 ADOPTION OF COMMITTEE MINUTES**

### **MINUTES OF THE LOCAL EMERGENCY MANAGEMENT COMMITTEE MEETING HELD ON 9 JUNE 2015**

15/220

**RESOLVED** on the motion of Councillors Doug Curran and Anne Napoli that the recommendations as detailed in the Minutes of the Local Emergency Management Committee meeting held on 9 June 2015 be adopted.

### **MINUTES OF THE GRIFFITH COMMUNITY PRIVATE HOSPITAL COMMITTEE MEETING HELD ON 23 JUNE 2015**

15/221

**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 23 June 2015 be adopted.

### **MINUTES OF THE GENERAL FACILITIES COMMITTEE MEETING HELD ON 7 JULY 2015**

15/222

**RESOLVED** on the motion of Councillors Doug Curran and Bill Lancaster that the recommendations as detailed in the Minutes of the General Facilities Committee meeting held on 7 July 2015 be adopted.

Councillor Cox thanked Ron Anson for his efforts in securing funding and sourcing tradespersons for the Senior Citizens Centre renovations.

### **MINUTES OF THE TRANSPORT COMMITTEE MEETING HELD ON 13 JULY 2015**

15/223

**RESOLVED** on the motion of Councillors Simon Croce and Doug Curran that the recommendations as detailed in the Minutes of the Transport Committee meeting held on 13 July 2015 be adopted.

### **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 14 JULY 2015**

15/224

**RESOLVED** on the motion of Councillors Doug Curran and Simon Croce that the recommendations as detailed in the Minutes of the Traffic Committee meeting held on 14 July 2015 be adopted.

## **11 BUSINESS WITH NOTICE – RESCISSION MOTIONS**

Nil

## **12 BUSINESS WITH NOTICE – OTHER MOTIONS**

### **2016 CENTENARY CELEBRATIONS COMMITTEE**

15/225

**RESOLVED** on the motion of Councillors Alison Balind and Mike Neville that:

- (a) Griffith City Council establish a 2016 Centenary Celebrations Committee under Section 355 of the Local Government Act.
- (b) The Terms of Reference (TOR) of the Committee be in accordance with the attached draft with the required quorum being 6.
- (c) Council approve Mr Noel Hicks, Mr Barrie Steer, Mr Phil Clarke, Ms Patricia Tyrrell Clarke, Ms Rina Mercuri and Ms Sue Reynolds as community representatives of the 2016 Centenary Celebrations Committee.

## **13 COUNCILLOR QUESTION TIME**

Councillor Balind raised the following question:

“Has Council submitted any applications to either the State or Federal Governments to assist in funding the Crime Prevention Strategy?”

Mr Stonestreet advised that no applications have been made as yet however Council will make applications for additional CCTV equipment. Councillor Balind advised funding had recently been announced which may assist in addressing some of the issues identified in Council’s Crime Prevention Strategy, particularly in relation to domestic violence.

## **14 OUTSTANDING ACTION REPORT**

15/226

**RESOLVED** on the motion of Councillors Anne Napoli and Mike Neville that the report be noted by Council.

## **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.**

15/227

**RESOLVED** on the motion of Councillors Doug Curran and Christine Stead 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 CONSTRUCTION OF WASTE TRANSFER STATION - TENDER 4-14/15**

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

Council closed its meeting at 7:36 pm. The public and media left the chamber.

#### **REVERSION TO OPEN COUNCIL**

15/228

**RESOLVED** on the motion of Councillors Christine Stead and Doug Curran that Open Council be resumed.

Open Council resumed at 7:49 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 CONSTRUCTION OF WASTE TRANSFER STATION - TENDER 4-14/15**

15/229

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

- (a) Council reject all tenders submitted for Tender 4-14/15 Construction of Waste Transfer Station for Griffith City Council at Tharbogang Waste Management Centre, due to all tenders being significantly above the adopted budget for the project.
- (b) Council not call fresh tenders for Tender 4-14/15 as a sufficient pool of tenderers with which to negotiate is available.
- (c) Council authorise the General Manager to negotiate with Joss Construction, being the preferred tenderer following evaluation, with a further report to be presented to Council within 60 days. The reason for selecting Joss Construction is that they scored the highest in the tender evaluation process.

There being no further business the meeting terminated at 7:51 pm.

Confirmed: .....

CHAIRPERSON