



**MINUTES OF THE ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS, GRIFFITH ON 24 MARCH 2015 COMMENCING AT 7.00 PM**

**PRESENT**

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

**STAFF PRESENT**

General Manager, Brett Stonestreet; Director Infrastructure and Operations, Dallas Bibby; Director Sustainable Development, Neil Southorn; Director Utilities, Graham Gordon; Director Business, Cultural & Financial Services, Max Turner and Minute Secretary, Jennifer O'Donnell-Priest.

**MEDIA**

Riley Krause, The Area News

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

**PROCEDURAL MATTERS**

**APOLOGIES**

15/069

**RESOLVED** on the motion of Councillors Curran and Thorpe that the apology be received from Councillor Mike Neville and a leave of absence granted.

**CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD 10 MARCH 2015**

15/070

**RESOLVED** on the motion of Councillors Thorpe and Stead that the minutes of the Ordinary Meeting of Council held in the Council Chambers, Griffith 10 March 2015 having first been circulated amongst all members of Council, be confirmed.

**BUSINESS ARISING FROM THE ORDINARY MEETING OF COUNCIL HELD 10 MARCH 2015**

No business arising.

## **DECLARATIONS OF INTEREST**

### **Pecuniary Conflict of Interest**

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

Councillor Bill Lancaster - Councillor Question Time - Councillor Balind Question  
Reason: Councillor Lancaster acts for the vendor of 34-36 Ulong Street.

### **Less than Significant Non-Pecuniary Interests**

*Councillors making a less than significant non-pecuniary declaration may stay in the Chamber, participate in the debate and vote.*

Councillor Anne Napoli - Minutes of the General Facilities Meeting - 3 March 2015  
CL09 re: Griffith City Council Dog Pound. A member of Councillor Napoli's family is employed as a compliance officer.  
Reason: Whatever decision is made from adopting the minutes there will be no action on Councillor Napoli's family member's employment.

## **GENERAL MANAGER'S REPORT**

### **CL01 RENEWAL OF LEASE WITH GRIFFITH KART CLUB INC - LOT 96 DP 756035**

15/071

**RESOLVED** on the motion of Councillors Croce and Thorpe that:

- (a) Council renew the lease agreement over Crown Reserve 64662, Lot 96 DP 756035, White Road, Tharbogang with Griffith Kart Club Inc.
- (b) Griffith Kart Club Inc. pay applicable costs and charges associated with the preparation of the lease agreement together with Council's Administration Fee of \$370.
- (c) The lease fee be charged in accordance with Council's adopted Revenue Policy, currently \$516 per annum for the 2014/15 financial year, in addition to rates and charges.
- (d) Council authorise the Mayor and General Manager to execute the lease agreement on behalf of Council under the Common Seal.

### **CL02 FIXING COUNTRY ROADS FUNDING DEED**

15/072

**RESOLVED** on the motion of Councillors Curran and Stead that Council authorise the Mayor and General Manager to execute the Restart NSW Funding Deed on behalf of Council under Council Common Seal when contents of Deed are satisfactorily agreed for the construction project of the Jones Road, and Boorga Road Intersection Upgrade.

**CL03 WAIVER OF PAR AVION LANDING FEES**

15/073

**RESOLVED** on the motion of Councillors Balind and Croce that Council extend the waiver of passenger head tax, as noted in Council's Revenue Policy, to Par Avion for a period of 12 months to 16 March 2016 for the air service between Griffith and Melbourne.

**CL04 CRIME PREVENTION STRATEGY - DRAFT FOR CONSIDERATION**

15/074

**RESOLVED** on the motion of Councillors Rossetto and Napoli that the draft Griffith Crime Prevention Strategy be placed on public exhibition for 40 days and Council actively seek community input before it is finalised by way of a further report to Council after the exhibition period.

Councillor Cox suggested that Council staff would need to develop strategic partnerships to strengthen community stakeholder initiatives.

Councillor Balind enquired whether funding was available from The Attorneys-General's Department to implement the Crime Prevention Plan. Mr Southorn took this and other questions on Notice and will investigate and report back to Councillors.

**CL05 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT 2015**

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

(a) Council nominate the Mayor (or nominee) and General Manager (or nominee) to attend the 2015 National General Assembly of Local Government from 14 - 17 June 2015.

(b) Councillors proposing to submit draft Motion(s) for the National General Assembly of Local Government to forward these to the General Manager by Friday 27 March 2015. These draft motion(s) will be reported to the 14 April 2015 Ordinary Meeting of Council for consideration.

Councillor Napoli **MOVED** the following **AMENDMENT**:

(a) Council nominate the Mayor (or nominee), General Manager (or nominee) and two other Councillors to attend the 2015 National General Assembly of Local Government from 14 - 17 June 2015.

(b) Councillors proposing to submit draft Motion(s) for the National General Assembly of Local Government to forward these to the General Manager by Friday 27 March 2015. These draft motion(s) will be reported to the 14 April 2015 Ordinary Meeting of Council for consideration.

The **AMENDMENT** lapsed through lack of a seconder.

15/075

**RESOLVED** on the motion of Councillors Zappacosta and Thorpe that:

(a) Council nominate the Mayor (or nominee) and General Manager (or nominee) to attend the 2015 National General Assembly of Local Government from 14 - 17 June 2015.

(b) Councillors proposing to submit draft Motion(s) for the National General Assembly of Local Government to forward these to the General Manager by Friday 27 March 2015. These draft motion(s) will be reported to the 14 April 2015 Ordinary Meeting of Council for consideration.

## MINUTES FROM COMMITTEES

### MINUTES OF THE GENERAL FACILITIES COMMITTEE MEETING HELD 3 MARCH 2015

15/076

**RESOLVED** on the motion of Councillors Thorpe and Lancaster that the recommendations as detailed in the Minutes of the General Facilities Committee meeting held on 3 March 2015 be adopted.

## QUESTION TIME

Councillor Alison Balind asked the following question:

"Regarding property in Ulong Street. May be some commercial in confidence matters involved".

Council determined to go into Closed Council.

## 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) the matter concerned alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act 1993.

**CC01 COUNCILLOR QUESTION TIME - REGARDING PROPERTY IN ULONG STREET - Commercial Advantage 10A(2)(d)**

The Committee resolved that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned commercial information of a confidential nature that would, if disclosed,

- (i) prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i)).
- (ii) confer a commercial advantage on a competitor of the Council (Section 10A(2)(d)(ii)).
- (iii) reveal a trade secret (Section 10A(2)(d)(iii)).

15/078

**RESOLVED** on the motion of Councillors Balind and Rossetto 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 closed its meeting at 7.30 pm. The public and media left the Chamber.

Councillor Lancaster, having declared a Pecuniary Conflict of Interest, vacated the Chamber, the time being 7.30 pm.

**REVERSION TO OPEN COUNCIL**

15/079

**RESOLVED** on the motion of Councillors Balind and Thorpe that open Council be resumed. Open Council resumed at 7.46 pm.

Councillor Lancaster returned to the Chamber the time being 7.46 pm.

Upon resuming open Council the Mayor reported that the Closed Council had made the following resolution.

**MATTERS DEALT WITH IN CLOSED COUNCIL**

15/080

**RESOLVED** on the motion of Councillors Balind and Zappacosta that a status report be prepared by staff and submitted to Council with respect to a property in Ulong

Street.

**OUTSTANDING ACTION REPORT**

15/077

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

There being no further business the meeting terminated at 7.48 pm.

Confirmed: .....  
CHAIRPERSON

□