

**MINUTES OF THE ORDINARY MEETING OF THE CARRATHOOL SHIRE COUNCIL HELD
AT THE GOOLGOWI COUNCIL CHAMBERS
on Tuesday, 15 October 2024, commencing at 10.51 am**

1. PRESENT

Councillors: DL Jardine (Mayor), GR Peters, Cr DP Fensom, HJ Lyall, Cr CM McKeon, Cr B Furner, MS Armstrong, Cr NJ Smith, Cr JB Parsons, and Cr A-M Young.

Staff: General Manager Rick Warren, Director Corporate & Community Services Robert Rayner, Management Accountant Sarah Donnelly, Director Infrastructure Services Barry Heins and Manager Fleet and Town Services Bert Breuling.

2. LEAVE OF ABSENCE

Nil.

3. DECLARATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

Report	Councillor/ Officer	Reason	Pecuniary / Non-Pecuniary
10.6	Cr JB Parsons	Letter submitted before becoming a Councillor	Non-Pecuniary
10.20	Cr GR Peters	Wife a member of the Hillston CWA	Non-Pecuniary
10.20	Cr DL Jardine	Wife an Office Bearer in the Hillston Ladies Golf Club	Non-Pecuniary

4. CONFIRMATION OF THE PREVIOUS MINUTES

0005 RESOLVED that the minutes of the Ordinary meeting of the Carrathool Shire Council held on 20 August 2024 as circulated to all Councillors, be confirmed.

CARRIED

Moved: Cr B Furner / Seconded: Cr DP Fensom

5. BUSINESS ARISING

Nil

6. MOTIONS & QUESTIONS (NOTICE GIVEN)

Nil

7. PRESENTATIONS/PUBLIC ADDRESSES (WHERE SCHEDULED)

Nil

SUPPLEMENTARY AGENDA ITEMS

Nil

8. MAYORAL REPORTS

8.1 Mayors Report

0006 RESOLVED that Council note the Mayors report to the October 2024 meeting.

CARRIED

Moved: Cr MS Armstrong / Seconded Cr NJ Smith

0007 RESOLVED that Council note:

1. a performance review of the General Manager was considered following the August 2024 Council meeting.

2. that the performance of the General Manager was determined as Better than Satisfactory.

CARRIED

Moved: Cr GR Peters / Seconded Cr DP Fensom

9. DELEGATES REPORTS

Nil

.....
CR DL JARDINE, CHAIRMAN

10.0 GENERAL MANAGER'S REPORT

10.1 Ongoing Action from Previous Business Papers

0008 RESOLVED that the Council note the update on the action report for October 2024.
CARRIED Moved: Cr HJ Lyall / Seconded: Cr JB Parsons

10.2 Precis of Correspondence

10.2.1 St Joseph's Parents and Friends Association – Request Donation

0009 RESOLVED that Council note it has provided \$1,500 towards the 2024 Christmas Tree event and is unable to provide further assistance.
CARRIED Moved: Cr B Furner / Seconded: Cr HJ Lyall

10.2.2 Water NSW – Ballyrogan Bridge

0010 RESOLVED that Council note the status of the proposal for replacement of the Ballyrogan Bridge.
CARRIED Moved: Cr GR Peters / Seconded: Cr DP Fensom

10.2.3 Crown Land Reserves – Goolgowi

0011 RESOLVED that Council note it has been appointed Crown Land Manager of the Goolgowi Sports Ground, Reserve 61523 effective from 13 September 2024.
CARRIED Moved: Cr MS Armstrong / Seconded: Cr A-M Young

10.2.4 Hon Pat Conroy MP – Minister for Defence Industry and Capability Delivery

0012 RESOLVED that Council note the response from the Hon Pat Conroy MP regarding the future lease of Wagga Wagga Airport.
CARRIED Moved: Cr HJ Lyall / Seconded: Cr B Furner

10.3 Review of Councillor Code of Conduct and Meeting Practice

0013 RESOLVED that Council:

1. write to the Minister for Local Government informing him of their disappointment at the timing of this document and the submission date due on 15 November 2024 citing the general election and probability of new councillors not having sufficient experience in the practices of the council to make a meaningful submission.
2. provide the General Manager with any submission details by Friday 8 November to make any submission.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr CM McKeon

10.4 Councillor Induction Requirements

0014 RESOLVED that Council:

1. note the information relating to Councillor induction and training requirements under section 232 of the *Local Government Act 1993*.
2. conduct various induction sessions prior to the Council meetings using in-house resources.
3. note that the particulars of available training courses will be made known to councillors at a later date.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr NJ Smith

10.5 Safer Local Roads and Infrastructure Program

0015 RESOLVED that Council submit projects for both the Springs Road, Booligal Road (Lachlan Valley Way) and Merungle Road under the Safer Local Roads and Infrastructure Program in the following priority order:

1. Springs Road Construction and Seal.
2. Booligal Road Construction and Seal.
3. Merungle Road Construction and Seal – to be scoped for submission under the Black Spot Program when it is open for submissions.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr DP Fensom

10.6 Renaming of Ninti Street Park – Rankins Springs

0016 RESOLVED that Council:

1. name the “Wagon Wheel Park” “Centenary Park” and,
2. inform the CWA – Rankins Springs Branch that the playground can be signposted to indicate the playground is the “CWA Children’s Playground”.

CARRIED

Moved: Cr JB Parsons / Seconded: Cr CM McKeon

10.7 Local Government Election – Countback Provision

0017 RESOLVED that Council pursuant to section 291A(1)(b) of the *Local Government Act 1993* (the Act) Carrathool Shire Council declares that casual vacancies occurring in the office of a councillor within 18 months after the last ordinary election of councillors for the Council on 14 September 2024 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and directs the general manager to notify the NSW Electoral Commission of the Council’s decision within 7 days of the decision.

CARRIED

Moved: Cr HJ Lyall / Seconded: Cr GR Peters

10.8 Statistics on Code of Conduct Complaints

0018 RESOLVED that Council note there were no reportable code of conduct matters with the Administration of the Code of Conduct for Local Councils during the year ended 31 August 2024.

CARRIED

Moved: Cr B Furner / Seconded: Cr DP Fensom

10.9 Christmas and New Year Closure

0019 RESOLVED that Council approve the closure of Council Offices, Library and Depots from 3pm Tuesday 24 December 2024 and reopen on Thursday 2 January 2025.

CARRIED

Moved: Cr GR Peters / Seconded: Cr JB Parsons

10.10 Infrastructure Report

0020 RESOLVED that Council note the Infrastructure Report presented to the October meeting.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr GR Peters

12.19 pm Cr Fensom left the meeting.

10.11 Flood Restoration Works Update

0021 RESOLVED that Council note the status of the Flooding Restoration Works.

CARRIED

Moved: Cr HJ Lyall / Seconded: Cr NJ Smith

10.12 Watkins Road Culvert Upgrade Costs

0022 RESOLVED that Council proceed with the Watkins Road culvert and causeway project at a cost of \$93,340 with funds to be sourced from the Local Road Reserve

CARRIED

Moved: Cr GR Peters / Seconded: Cr CM McKeon

10.13 Plant Report

0023 RESOLVED that Council note the Plant Report as of 30 September 2024.

CARRIED

Moved: Cr GR Peters / Seconded: Cr JB Parsons

10.14 Plant Replacement

0024 RESOLVED that Council note the Plant Replacement report for September 2024.

CARRIED

Moved: Cr NJ Smith / Seconded: Cr A-M Young

1.09 pm Council adjourned for lunch

1.39 pm Council returned from lunch

1.39 pm Manager Building & Regulatory Services joined the meeting.

10.15 Development Applications – October 2024

0025 RESOLVED that:

1. the Determinations for Development Applications received for August and September 2024 be noted.
2. a site inspection be carried out on the driveway intersection with Tabbita Lane to ensure compliance with the conditions of the recent DA – 2024/14 approved by Council and a report be brought back to the Council following this inspection.

CARRIED

Moved: Cr B Furner / Seconded: Cr GR Peters

1.54 pm Manager Building & Regulatory Services left the meeting.

10.16 Finance Report – Statement of Bank Balances – August 2024

0026 RESOLVED that Council note the Statement of Bank Balances as at 31 August 2024 and confirm payment of accounts as summarised in the reconciliation statement totalling \$4,503,452.63.

CARRIED

Moved: Cr B Furner / Seconded: Cr HJ Lyall

10.17 Finance Report – Investments Schedule – August 2024

0027 RESOLVED that Council receive the investment report as at 31 August 2024 and it be noted that in accordance with clause 212 paragraph (1)(b) of the *Local Government (General) Regulation 2021*, it can be certified that the investments listed have been made in accordance with the Act, the Regulations and Council’s Investment Policy.

CARRIED

Moved: Cr HJ Lyall / Seconded: Cr CM McKeon

10.18 Finance Report – Statement of Bank Balances – September 2024

0028 RESOLVED that Council note the Statement of Bank Balances as at 30 September and confirm payment of accounts as summarised in the reconciliation statement totalling \$2,402,096.18.

CARRIED

Moved: Cr B Furner / Seconded: Cr HJ Lyall

10.19 Finance Report – Investments Schedule – September 2024

0029 RESOLVED that Council receive the investment report as at 30 September 2024 and it be noted that in accordance with clause 212 paragraph (1)(b) of the *Local Government (General) Regulation 2021*, it can be certified that the investments listed have been made in accordance with the Act, the Regulations and Council’s Investment Policy.

CARRIED

Moved: Cr GR Peters / Seconded: Cr A-M Young

10.20 Financial Assistance Grant

0030 RESOLVED that Council

1. note the overall increase in the Financial Assistance Grant of \$46,728 for 2024/25 against the original budget estimate.
2. reduce the local roads maintenance budget by \$58,615 and transfer the amount of \$105,343 to the development reserve.

CARRIED

Moved: Cr NJ Smith / Seconded: Cr HJ Lyall

10.21 Outstanding Rates and Sundry Debtors

0031 RESOLVED that Council

1. note the report on outstanding rates and sundry debtors.
2. Review arrangements and increase recovery action on accounts outstanding not on arrangements.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr HJ Lyall

10.22 Councillor Expenses and Facilities Report

0032 RESOLVED that Council note the report on Councillors Expenses and Facilities and that it will appear in the annual report for 2023/24.

CARRIED

Moved: Cr GR Peters / Seconded: Cr JB Parsons

10.23 Pecuniary Interest Returns

0033 RESOLVED that Council:

1. Councillors note the tabling of the pecuniary interest returns for the period 1 July 2023 to 30 June 2024.
2. newly elected councillors note they are required to lodge a return within three months for interests "as at" 1 October 2024.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr HJ Lyall

10.24 Draft Annual Financial Statements (AFS)

0034 RESOLVED that Council:

1. formally refer the 2023/24 draft annual financial statements for audit.
2. the Statement of Councillors and Management be signed in accordance with sections 413 (1), (2) and (3) Local Government Act 1993.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr DP Fensom

10.25 Rural Fire Service Levy

0035 RESOLVED that Council note the report on the Rural Fire Service Levy.

CARRIED

Moved: Cr GR Peters / Seconded: Cr NJ Smith

2.29 pm Community Development & Project Manager and the Community Development Officer joined the meeting.

10.26 Community Development Officer Report – August 2024

0036 RESOLVED that Council note the Community Development Officers report for October 2024.

CARRIED

Moved: Cr B Furner / Seconded: Cr JB Parsons

10.27 Council Swimming Pools – Fee for Over 55's

0037 RESOLVED that Council charge a \$42 fee for over 55's for a single season pass to the swimming pools, and that this be advertised for 28 days, if no submissions are received it be adopted into Councils Fees and Charges for 2024/25 season.

CARRIED

Moved: Cr B Furner / Seconded: Cr AM Young

10.28 Australia Day Awards – New Category

0038 RESOLVED that Council introduce a new category for the Australia Day Awards, that of "Sports Team of the Year" – 5-12 years of age.

CARRIED

Moved: Cr B Furner / Seconded: Cr AM Young

2.44 pm Community Development & Project Manager and the Community Development Officer left the meeting.

11.0 COMMITTEE REPORTS

Nil

12.0 CLOSED COUNCIL REPORTS

CLOSED COUNCIL 2.45 pm

0039 RESOLVED that Council resolve into closed council pursuant to Section 10A of the *Local Government Act 1993*, to consider the closed Council reports.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr GR Peters

12.1 Plant Update – Tender 2024-001 Plant Number 3525

0040 RESOLVED that Council trade Plant Number 3525 Caterpillar 140M Motor Grader to Westrac Pty Ltd for \$210,000.00 and purchase a new Caterpillar 140 Motor Grader for \$479,995.00. A changeover cost to the Council of \$269,995.00.

CARRIED

Moved: Cr MS Armstrong / Seconded: Cr CM McKeon

12.2 Plant Update – Plant Number 2578

0041 RESOLVED that Council purchase a new Bruce Rock Engineered trailer from Perth for \$178,248.25 (excluding GST) and sell the existing trailer by quotation when the replacement unit is delivered.

CARRIED Moved: Cr GR Peters / Seconded: Cr NJ Smith

12.3 Plant Update – Plant Number 3050

0042 RESOLVED that Council trade Plant Number 3050 John Deere tractor and loader into Codemo Machinery for \$47,000.00 and purchase a New Holland 6050 – 126hp tractor fitted with Challenge front end loader for \$160,000. A changeover cost to the Council of \$113,000.00 excluding GST.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr A-M Young

2.47 pm Manager Building & Regulatory Services re-joined the meeting.

12.4 Planning Proposals- Merriwagga and Rankins Springs – Update

0043 RESOLVED that Council note the information provided regarding Merriwagga and Rankins Springs Planning Proposals.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr NJ Smith

3.18 pm Manager Building & Regulatory Services left the meeting

OPEN COUNCIL 3.19 pm

0044 RESOLVED that Council return to open Council.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr GR Peters

CLOSED COUNCIL REPORT

The resolutions of Council made while the meeting was closed to the public were read to the open Council meeting by the General Manager.

CARRIED Moved: Cr MS Armstrong / Seconded: Cr GR Peters

13.0 Next Meeting

The next **Ordinary Meeting** of Council will be held at the **Hillston District Office** on **19 November 2024** commencing at **10.00 am**.

CLOSURE

There being no further business, the meeting terminated at 3.21 pm.

The Minutes of the Ordinary Meeting of the Carrathool Shire Council held on Tuesday 15 October 2024 were confirmed at the subsequent Ordinary Meeting of Council on Tuesday 19 November 2024.

.....
Chairman of the Meeting of the Carrathool Shire Council held on Tuesday, 19 November 2024, at which meeting the above signature was subscribed.