



**COOTAMUNDRA-  
GUNDAGAI REGIONAL  
COUNCIL**

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# Minutes

## ORDINARY COUNCIL MEETING

**COUNCIL CHAMBERS, GUNDAGAI**

**6:00PM, Tuesday 28th March, 2023**

**Administration Centres: 1300 459 689**

**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, GUNDAGAI  
ON TUESDAY, 28 MARCH 2023 AT 6:00PM**

**PRESENT:** Cr Leigh Bowden (Deputy Mayor and Chairperson), Cr Logan Collins, Cr Trevor Glover, Cr David Graham, Cr Gil Kelly (via Teams), Cr Abb McAlister, Cr Penny Nicholson.

**IN ATTENDANCE:** Steve McGrath (Interim General Manager), Linda Wiles (Manager Business), Zac Mahon (Manager Finance), Sally Atkinson (Acting Manager Development, Building and Compliance), Mark Ellis (Manager Engineering Cootamundra), Stephen Targett (Acting Manager Engineering Gundagai).

**1 ACKNOWLEDGEMENT OF COUNTRY**

The Chairperson acknowledged the Wiradjuri people who are the Traditional Custodians of the Land at which the meeting was held and paid her respects to Elders, both past and present, of the Wiradjuri Nation and extended that respect to other Aboriginal people who were present.

**ADJOURN MEETING FOR OPEN FORUM**

**RESOLUTION 058/2023**

Moved: Cr Penny Nicholson

Seconded: Cr Logan Collins

**Council adjourn for Open Forum.**

**CARRIED**

**2 OPEN FORUM**

List of Speakers

1. Anne Lawson – Muttama Creek / Flood Study item 8.5.1
2. Michael Twomey – Muttama Creek / Flood Study item 8.5.1
3. Geoff Larsen – Muttama Creek / Flood Study item 8.5.1

**RESUME OPEN MEETING**

**RESOLUTION 059/2023**

Moved: Cr David Graham

Seconded: Cr Logan Collins

**Council resume the Open Meeting.**

**CARRIED**

**3 APOLOGIES****RESOLUTION 060/2023**

Moved: Cr Logan Collins  
Seconded: Cr Abb McAlister

**Apologies from Cr Charlie Sheahan and Cr Les Boyd be received and leave of absence granted.**

**CARRIED**

**4 DISCLOSURES OF INTEREST**

Nil

**5 CONFIRMATION OF MINUTES****5.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 28 FEBRUARY 2023****RESOLUTION 061/2023**

Moved: Cr Trevor Glover  
Seconded: Cr Penny Nicholson

**The Minutes of the Ordinary Meeting of Council held on Tuesday 28 February 2023 be confirmed as a true and correct record of the meeting.**

**CARRIED**

**8.5.1 COOTAMUNDRA FLOODPLAIN RISK MANAGEMENT COMMITTEE MEETING - MINUTES 13 FEBRUARY 2023****RESOLUTION 062/2023**

Moved: Cr David Graham  
Seconded: Cr Trevor Glover

- 1. The Minutes of the Cootamundra Floodplain Risk Management Committee Meeting held on 13 February, 2023, attached to the report, be received and noted.**

**CARRIED**

**RESOLUTION 063/2023**

Moved: Cr Logan Collins  
Seconded: Cr Penny Nicholson

- 2. In consideration of the Cootamundra Floodplain Risk Management Committee Meeting recommendations detailed in the report, Council:**

- 2.1. Seek a grant variation to allow WMA Water to run the hydrologic and hydraulic models to validate the October 31, 2022 flood event.**

**CARRIED**

Moved: Cr Logan Collins  
 Seconded: Cr Abb McAlister

- 2.2. Council submit an application for grant funding with a view to implementing the Voluntary Purchase Scheme in the next round of Floodplain Management Grants. The Voluntary Purchase Scheme report will be available at Council's May Meeting at the close of the public submission period. It is noted that Council will have the opportunity to accept any successful grant funding when the grants are announced in late 2023.**

VOTING RECORD	
FOR RESOLUTION	AGAINST RESOLUTION
Nil	Cr Leigh Bowden Cr Logan Collins Cr Trevor Glover Cr David Graham Cr Gil Kelly Cr Abb McAlister Cr Penny Nicholson
ABSENT	DECLARED INTEREST
Cr Charlie Sheahan (Mayor) Cr Les Boyd	Nil

LOST

- 2.3. Council consider an allocation of funding in future budgets for Council's contribution towards the implementation of the Voluntary Purchase Scheme.**

A Mover was called for on several occasions. In the absence of a Mover, the matter lapsed.

LAPSED

#### **RESOLUTION 064/2023**

Moved: Cr Logan Collins  
 Seconded: Cr Trevor Glover

- 2.4. Council place the Draft Cootamundra Floodplain Risk Management Study and Plan on Public Exhibition for a period of 34 days.**

CARRIED

#### **RESOLUTION 065/2023**

Moved: Cr Gil Kelly  
 Seconded: Cr David Graham

- 3. That Council seek funding to support the development of a master plan in conjunction with the Muttama Creek Regeneration Committee, to address current issues within the Muttama Creek environs that will:**

- 3.1. Improve the amenity and green space along the Muttama Creek.**

**3.2. Enhance the overall appearance of the Muttama Creek environs.**

**3.3. Work with the Cootamundra Floodplain Risk Management Study and Plan to improve flood mitigation and in any way reduce the impact of flood events on the Muttama Creek.**

**CARRIED**

**RESOLUTION 066/2023**

Moved: Cr Abb McAlister

Seconded: Cr Penny Nicholson

**4. Council hold a Community Information Session to allow residents to ask questions about the Flood Study Risk Management Study and Plan and seek clarification about the concerns they may have about Muttama Creek.**

**CARRIED**

**9.1 NOTICE OF MOTION - MUTTAMA CREEK**

**RESOLUTION 067/2023**

Moved: Cr Abb McAlister

Seconded: Cr Logan Collins

**CGRC immediately contact the relevant Government Authority or Authorities that control the clearing of vegetation from the Muttama Creek to meet with Council in Cootamundra as soon as possible, to inspect the vegetation issue in the creek that has caused severe flooding in the Cootamundra Town area twice over the last 6 months, with the purpose of clearing the vegetation needed to alleviate flooding.**

**CARRIED**

**6 MAYORAL MINUTES**

**6.1 MAYORAL MINUTE - COUNCILLOR ENGAGEMENT**

**RESOLUTION 068/2023**

Moved: Cr David Graham

Seconded: Cr Trevor Glover

**The information in the Councillor Engagements Mayoral Minute be received and noted.**

**CARRIED**

**7 REPORTS FROM COMMITTEES**

Nil

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

### **8.1 GENERAL MANAGER OFFICE**

#### **8.1.1 RURAL AND REGIONAL SUMMIT SUMMARY**

##### **RESOLUTION 069/2023**

Moved: Cr David Graham

Seconded: Cr Abb McAlister

**The Rural and Regional Summit and Country Mayors Association meeting summary report, be received and noted.**

**CARRIED**

### **8.2 BUSINESS**

#### **8.2.1 COOTAMUNDRA HERITAGE CENTRE MANAGEMENT S.355 COMMITTEE MEETING MINUTES**

##### **RESOLUTION 070/2023**

Moved: Cr Logan Collins

Seconded: Cr Penny Nicholson

**The Minutes of the Cootamundra Heritage Centre Management s.355 Committee Meetings held 6 March 2023, attached to the report, be received and noted.**

**CARRIED**

#### **8.2.2 COOTA BEACH VOLLEYBALL EVENT REPORT**

##### **RESOLUTION 071/2023**

Moved: Cr Trevor Glover

Seconded: Cr Penny Nicholson

- 1. The Coota Beach Volleyball Carnival 2023 report prepared by Business Cootamundra, attached to the report, be received and noted.**
- 2. Council proceed with an EOI process to secure an event operator for an extended 3x3 year event licence.**

**CARRIED**

### **8.3 FINANCE**

#### **8.3.1 INVESTMENT REPORT - FEBRUARY 2023**

##### **RESOLUTION 072/2023**

Moved: Cr David Graham

Seconded: Cr Trevor Glover

**The report detailing Council Cash and Investments as at 28 February 2023, be received and noted.**

**CARRIED**

#### **8.3.2 FINANCE UPDATE - OPERATIONAL AND CAPITAL INCOME & EXPENDITURE**

##### **RESOLUTION 073/2023**

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

**The Finance Update report, be received and noted.**

**CARRIED**

#### **8.3.3 RESTRICTED CASH RECONCILIATION**

##### **RESOLUTION 074/2023**

Moved: Cr Abb McAlister

Seconded: Cr Trevor Glover

**The Restricted Cash Reconciliation report, be received and noted.**

**CARRIED**

### **8.4 SUSTAINABLE DEVELOPMENT**

#### **8.4.1 DEVELOPMENT APPLICATIONS APPROVED FEBRUARY 2023**

##### **RESOLUTION 075/2023**

Moved: Cr David Graham

Seconded: Cr Abb McAlister

**The information on Development Applications approved in February 2023, be received and noted.**

**CARRIED**

**8.4.2 MANAGING CONFLICT OF INTEREST: COUNCIL-RELATED DEVELOPMENT POLICY****RESOLUTION 076/2023**

Moved: Cr Gil Kelly

Seconded: Cr Logan Collins

**1. That Council resolves:**

- 1.1. To adopt, in principle, the DRAFT *Managing Conflicts of Interest: Council related Development Policy*, to take effect on 3 April 2023;**
- 1.2. To place the draft Policy on public exhibition for a period of 28 days;**
- 1.3. That, if no submissions are received during the exhibition period that require material alterations to the draft *Managing Conflicts of Interest: Council related Development Policy*, it be adopted.**

**2. That Council resolve:****2.1. That Council staff investigate the establishment of:**

- 2.1.1. A local planning panel, consistent with Division 2.5 of the Environmental Planning and Assessment Act 1979; and**
- 2.1.2. A 'service agreement' or similar mechanism, with surrounding local governments as a mechanism to manage potential conflicts of interest in Council-related development as outlined in the Draft Policy; and**

**2.2. That a report be provided to Council on the options available to Council in respect of 2.1.1 and 2.1.2 above, at its November 2023 meeting for consideration.**

**CARRIED**

**8.3.4 LODGEMENT OF FINANCIAL STATEMENTS****RESOLUTION 077/2023**

Moved: Cr Trevor Glover

Seconded: Cr David Graham

- 1. The Deputy Mayor, General Manager, Cr Graham and Responsible Accounting Officer be delegated to sign the Statements by Council and Management for the 2022 General Purpose Financial Statements and 2022 Special Purpose Financial Statements for Cootamundra-Gundagai Regional Council.**
- 2. The General Manager be authorised to lodge the 2022 General Purpose Financial Statements and 2022 Special Purpose Financial Statements for Cootamundra-Gundagai Regional Council to the NSW Office of Local Government.**

**CARRIED**



**8.5.2 CGRC ENGINEERING REPORT - MARCH 2023****RESOLUTION 078/2023**

Moved: Cr Gil Kelly

Seconded: Cr Penny Nicholson

**The CGRC Engineering Report for the month of March 2023 be noted.**

**CARRIED**

**8.5 ENGINEERING GUNDAGAI****8.6.1 TENDER - RFT2023/1 - SHERIDAN ST BLOCK 3 (STAGE 2)****RESOLUTION 079/2023**

Moved: Cr Abb McAlister

Seconded: Cr Penny Nicholson

- 1. Council treat the Evaluation Matrix, attached to the report as confidential in accordance with section 11(3) of the Local Government Act 1993, as the Matrix relates to a matter specified in section 10A(2)(d)(i) of the Local Government Act 1993. The Matrix contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it; and**
- 2. Council accept the tender, for packages 1-6, from the highest ranked party as contained in the confidential evaluation matrix attached to the report for the amount specified; and**
- 3. Council endorse funding the asphalt wearing course placement in Package 7, from the 23-24 financial year budget for re-sealing town streets, for the amount specified, in the confidential report.**

**CARRIED**

**8.6 REGIONAL SERVICES GUNDAGAI**

Nil

**8.7 REGIONAL SERVICES COOTAMUNDRA**

Nil

## **9 QUESTIONS WITH NOTICE**

### **10.1 QUESTIONS WITH NOTICE**

#### **RESOLUTION 080/2023**

Moved: Cr Logan Collins

Seconded: Cr Trevor Glover

**The Questions with Notice from Councillors and related responses from Council officers be noted.**

**CARRIED**

## **10 CONFIDENTIAL ITEMS**

### **11.1 CLOSED COUNCIL REPORT**

#### **RESOLUTION 081/2023**

Moved: Cr David Graham

Seconded: Cr Logan Collins

- 1. Item 11.2 be considered in closed Council at which the press and public are excluded in accordance with the applicable provisions of the Local Government Act, 1993 and related public interest reasons detailed.**
- 2. In accordance with section 11 (2) and (3) of the Local Government Act, 1993, the reports, correspondence and other documentation relating to Item 11.2 be withheld from the press and public.**

**CARRIED**

## **RESUMPTION OF OPEN COUNCIL MEETING**

#### **RESOLUTION 082/2023**

Moved: Cr Logan Collins

Seconded: Cr David Graham

**The Open Council meeting resume.**

**CARRIED**

## **ANNOUNCEMENT OF CLOSED COUNCIL RESOLUTIONS**

Note: The Chairperson announced the resolutions made in Closed Council.

## **11.2 RENO ROAD POTENTIAL ACQUISITION**

### **RESOLUTION 083/2023**

Moved: Cr Abb McAlister

Seconded: Cr Logan Collins

- 1. Council to re-affirm its previous offer to the land owner of private land along Reno Road Gundagai.**
- 2. Council decline the request to reimburse incurred expenses as detailed in the report.**

**CARRIED**

The Meeting closed at 7:19pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 18 April 2023.



**CHAIRPERSON**



**GENERAL MANAGER**