



**COOTAMUNDRA-  
GUNDAGAI REGIONAL  
COUNCIL**

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# Minutes

## ORDINARY COUNCIL MEETING

**COUNCIL CHAMBERS, GUNDAGAI**

**6:00PM, Tuesday 25th July, 2023**

**Administration Centres: 1300 459 689**

**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, GUNDAGAI  
ON TUESDAY, 25 JULY 2023 AT 6:00PM**

**PRESENT:** Cr Charlie Sheahan (Mayor), Cr Leigh Bowden (Deputy Mayor), Cr Les Boyd, Cr Trevor Glover, Cr David Graham, Cr Gil Kelly (via MS-Teams), Cr Abb McAlister, Cr Penny Nicholson

**IN ATTENDANCE:** Steve McGrath (Interim General Manager), Paul Woods (Interim Deputy General Manager - CCD), Matt Stubbs (Deputy General Manager - Operations), Linda Wiles (Manager Business), Zac Mahon (Manager Finance), Mark Ellis (Manager Engineering Cootamundra), Stephen Targett (Acting Manager Engineering Gundagai), Andrew Brock (Manager Regional Services 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 his respects to Elders, both past and present, of the Wiradjuri Nation and extended that respect to other Aboriginal people who were present.

**2 OPEN FORUM**

Nil

**3 APOLOGIES**

**RESOLUTION 177/2023**

Moved: Cr Leigh Bowden

Seconded: Cr David Graham

**Apologies from Cr Logan Collins be received.**

**CARRIED**

**3.2 LEAVE OF ABSENCE**

Nil

**4 DISCLOSURES OF INTEREST**

Nil

**5 CONFIRMATION OF MINUTES**

**5.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 27 JUNE 2023**

**RESOLUTION 178/2023**

Moved: Cr Penny Nicholson

Seconded: Cr Les Boyd

- 1. The Minutes of the Ordinary Meeting of Council held on Tuesday 27 June 2023 be confirmed as a true and correct record of the meeting.**

2. **The Confidential Minutes of the Ordinary Meeting of Council held on Tuesday 27 June 2023 be confirmed as a true and correct record of the meeting.**

**CARRIED**

## **6 MAYORAL MINUTES**

### **6.1 MAYORAL MINUTE - COUNCILLOR ENGAGEMENT**

#### **RESOLUTION 179/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Abb McAlister

**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 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2023**

#### **RESOLUTION 180/2023**

Moved: Cr Trevor Glover

Seconded: Cr Les Boyd

1. **The attendance of the Mayor or delegate, Deputy Mayor and Interim General Manager at the 2023 Local Government NSW Conference, be endorsed.**
2. **The Mayor or delegate, and Deputy Mayor be nominated as voting delegates for the 2023 Conference.**
3. **LGNSW be advised of the voting delegates before 5pm Friday, 29 October 2023.**
4. **Council determine Motions for submission to LGNSW at a Councillor Workshop.**
5. **Motions determined from 4. above, be submitted to LGNSW by Friday 15 September 2023, following a further report to council.**

**CARRIED**

**8.1.2 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION 2023 NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS 6-7 SEPTEMBER 2023**

**RESOLUTION 181/2023**

Moved: Cr Gil Kelly

Seconded: Cr David Graham

**The attendance of Cr Collins and one (1) appropriate staff member, at the Australian Local Government Association 2023 National Local Roads and Transport Congress, be endorsed.**

**CARRIED**

**8.1.3 2023 NATIONAL GENERAL ASSEMBLY - OUR COMMUNITIES OUR FUTURE**

**RESOLUTION 182/2023**

Moved: Cr David Graham

Seconded: Cr Les Boyd

**The 2023 National General Assembly report, and attachment, be received and noted.**

**CARRIED**

**8.1.4 ALGA REGIONAL FORUM 13 JUNE 2023**

**RESOLUTION 183/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Abb McAlister

**The Regional Forum summary report, be received and noted.**

**CARRIED**

**8.1.5 ALGWA NATIONAL NETWORKING BREAKFAST 14 JUNE 2023**

**RESOLUTION 184/2023**

Moved: Cr Leigh Bowden

Seconded: Cr David Graham

**The ALGWA National Networking Breakfast summary report, be received and noted.**

**CARRIED**

**8.2 BUSINESS****8.2.1 APPLICATIONS FOR COMMUNITY DONATIONS 2023****RESOLUTION 185/2023**

Moved: Cr Abb McAlister

Seconded: Cr David Graham

1. The Donations budget be increased annually in line with the consumer price index.
2. Council approve community donations for the following applicants totalling \$30,022.00

Organisation	Amount granted
The Australian Carriage Driving Society	\$2000
Cootamundra Bridge Club	\$1500
Cootamundra Sports Foundation	\$500
Lions Club of Cootamundra	\$1250 (Includes \$500 in-kind)
Cootamundra Veterans Week of Golf	\$1000
Cootamundra Food Bank	\$2500
Wallendbeen Public School	\$100
Cootamundra Rifle Club	\$2151
The Art Centre Cootamundra	\$4000
Stockinbingal Public School	\$150
Cootamundra and District Little Athletics	\$1500
Cootamundra High School	\$150
Cootamundra Public School P&C	\$1000
Gundagai High School	\$600
Gundagai Business Network	\$5000
Stockinbingal Ellwood's Hall s.355 Committee	\$500
Soroptimist International	\$2621 (50% Charge – in-kind)
Cootamundra Rodeo and Equine Sporting Centre	\$3500

**CARRIED**

**8.2.2 EXTENSION OF MEMORANDUM OF UNDERSTANDING WITH PARANORMAL ENTERTAINMENT****RESOLUTION 186/2023**

Moved: Cr Les Boyd

Seconded: Cr Penny Nicholson

**Council extend Memorandum of Understanding with Paranormal Entertainment (trading as APPI Ghost Hunts & Tours) to conduct ghost hunts and other activities at the Old Gundagai Gaol until 30 June 2024.**

**CARRIED**

### **8.2.3 STOCKINBINGAL ELLWOOD'S HALL S.355 COMMITTEE MEETING MINUTES AND MEMBERSHIP**

#### **RESOLUTION 187/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Trevor Glover

- 1. The Minutes of the Stockinbingal Ellwood's Hall s.355 Committee Ordinary Meeting and Annual General Meeting held on 22 June, 2023 attached to the report, be received and noted.**
- 2. Membership of the Stockinbingal Ellwood's Hall s.355 Committee, as detailed in the report, be endorsed.**
- 3. The Chairperson, Carmel Payne's report dated 22 June 2023 attached to the report, be received and noted.**

**CARRIED**

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

#### **RESOLUTION 188/2023**

Moved: Cr Les Boyd

Seconded: Cr David Graham

**The Minutes of the Cootamundra Heritage Centre Management s.355 Committee Meetings held 5 June 2023 and 3 July 2023, attached to the report, be received and noted.**

**CARRIED**

## **8.3 FINANCE**

### **8.3.1 REFERRAL OF FINANCIAL STATEMENTS FOR AUDIT**

#### **RESOLUTION 189/2023**

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

**The 2023 Financial Statements be referred for audit.**

**CARRIED**

### **8.3.2 INVESTMENT REPORT - JUNE 2023**

#### **RESOLUTION 190/2023**

Moved: Cr Trevor Glover

Seconded: Cr Les Boyd

**The report detailing Council Cash and Investments as at 30 June 2023, be received and noted.**

**CARRIED**

### **8.4 SUSTAINABLE DEVELOPMENT**

Nil

### **8.5 ENGINEERING COOTAMUNDRA**

#### **8.5.1 CGRC ENGINEERING REPORT - JULY 2023**

#### **RESOLUTION 191/2023**

Moved: Cr Trevor Glover

Seconded: Cr David Graham

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

**CARRIED**

### **8.6 ENGINEERING GUNDAGAI**

#### **8.6.1 PLANT REPLACEMENT PROGRAM - ROAD BROOM**

#### **RESOLUTION 192/2023**

Moved: Cr David Graham

Seconded: Cr Leigh Bowden

- 1. Council endorses the addition of road brooms to the plant replacement program.**
- 2. Council endorses the allocation of \$110,000 of additional budget for the Plant Replacement Program for the FY23-24 to purchase two road brooms, one in Cootamundra and one in Gundagai and the removal of the Hamm 3414 Roller from the program.**

**CARRIED**

## **8.7 REGIONAL SERVICES GUNDAGAI**

### **8.7.1 REGIONAL SERVICES GUNDAGAI WORKS REPORT FOR JULY 2023**

#### **RESOLUTION 193/2023**

Moved: Cr Penny Nicholson

Seconded: Cr Trevor Glover

**Regional Services Gundagai Works report for July 2023 be noted.**

**CARRIED**

### **8.7.2 SALE OF GUNDAGAI PRE-SCHOOL - SUBSEQUENT REPORT FOLLOWING PUBLIC EXHIBITION NOTICE**

#### **RESOLUTION 194/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Trevor Glover

- 1. That prior to making a decision, a committee of four (4) Gundagai Councillors meet with the Committee of Preschool and Kindergarten to negotiate the potential sale of the preschool.**
- 2. A report regarding the negotiations be brought back to council.**

**CARRIED**

## **8.8 REGIONAL SERVICES COOTAMUNDRA**

### **8.8.1 REGIONAL SERVICES COOTAMUNDRA MONTHLY REPORT**

#### **RESOLUTION 195/2023**

Moved: Cr Trevor Glover

Seconded: Cr Les Boyd

**The Regional Services Department Cootamundra Monthly Report for June 2023, be received and noted.**

**CARRIED**

## **9 MOTION OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**10 QUESTIONS WITH NOTICE**

Nil

**11 CONFIDENTIAL ITEMS****11.1 CLOSED COUNCIL REPORT****RESOLUTION 196/2023**

Moved: Cr Leigh Bowden

Seconded: Cr David Graham

1. Items 11.2, 11.3, 11.4, 11.5 and 11.6 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 Items 11.2, 11.3, 11.4, 11.5 and 11.6 be withheld from the press and public.

**CARRIED**

**RESUMPTION OF OPEN COUNCIL MEETING****RESOLUTION 197/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Penny Nicholson

**The Open Council meeting resume.**

**CARRIED**

**ANNOUNCEMENT OF CLOSED COUNCIL RESOLUTIONS**

Note: The Chairperson announced the resolutions made in Closed Council, as follows:

**11.2 RENO ROAD POTENTIAL ACQUISITION****RESOLUTION 198/2023**

Moved: Cr David Graham

Seconded: Cr Abb McAlister

**Council modify its offer to the owner of private land along Reno Road, Gundagai to \$30,000 plus \$10,000, with authority given to the Interim General Manager to negotiate to a maximum of \$15,000, which is to be held by Council until completion of fencing of the road corridor by the land owner.**

**CARRIED**

**11.3 PLANT REPLACEMENT PROGRAM - 12000L SIX WHEELER WATER CART****RESOLUTION 199/2023**

Moved: Cr Leigh Bowden

Seconded: Cr Penny Nicholson

1. Council accepts the tender from Isuzu Australia Limited with a Barry Burrows Water Tank based on the confidential evaluation matrix attached to the report for the amount specified; and,
2. Council notes the financial comments in the report from the Plant Replacement Program presented in February, relating to Plant 3602.

**CARRIED**

**11.4 TENDER REPORT ON GUNDAGAI SWIMMING POOL AMENITIES REFURBISHMENT****RESOLUTION 200/2023**

Moved: Cr Les Boyd

Seconded: Cr David Graham

1. Council note that seven (7) conforming tenders were received for the Gundagai Swimming Pool Amenities Refurbishment.
2. In accordance with Clause 178(1)(b) of the Local Government (General) Regulation 2021, council decline to accept any of the tenders for the projects listed.
3. In accordance with Clause (3)(e) of the Local Government (General) Regulation 2021, council resolve to enter negotiations with the two (2) lowest priced tenders with a view to enter contract in relation to the subject matter of the tender.
4. In accordance with Clause 178(4)(a) of the Local Government (General) Regulation 2021, council has declined to invite fresh tenders or applications as referred to in subsection(3)(b)-(d) for the following reason:
  - a) All submitted tenders exceeded the budget allocated. Further, a competitive outcome is required to satisfy constraints of the existing budget allocated.
5. In accordance with Clause 178(4)(b) of the Local Government (General) Regulation 2021, Council considers the reasons for determining to enter negotiations with the person or persons referred to in subsection (3)(e).
  - a) An appropriate outcome for the benefit of the community would be reached by negotiating with the two (2) lowest priced tenderers.
6. The Interim General Manager be authorised to negotiate with the two (2) lowest priced tenderers named in the body of the report.
7. Following the negotiation process, and submission of recommendations from the Assessment Panel, the Interim General Manager be authorised to execute contracts for the Gundagai Swimming Pool Amenities Refurbishment, if it is within the allocated budget.

**CARRIED**

**11.5 TENDER REPORT FOR THE CARBERRY PARK AMENITIES BLOCK****RESOLUTION 201/2023**

Moved: Cr David Graham

Seconded: Cr Penny Nicholson

- 1. Council note that nine (9) conforming tenders were received for the Carberry Park Amenities Block.**
- 2. In accordance with Clause (3)(e) of the Local Government (General) Regulation 2021, council resolve to enter negotiations with the lowest priced tender with a view to enter into a contract in relation to the subject matter of the tender.**
- 3. In accordance with Clause 178(4)(b) of the Local Government (General) Regulation 2021, Council considers the reasons for determining to enter negotiations with the person or persons referred to in subsection (3)(e).**
  - a) An appropriate outcome for the benefit of the community would be reached by negotiating with Dalski Constructions.**
- 4. The Interim General Manager be authorised to negotiate with Dalski Construction to obtain a better outcome for the benefit of the community.**
- 5. Following the negotiation process, and submission of recommendations from the Assessment Panel, the Interim General Manager be authorised to execute contracts for the Carberry Park Amenities Block, if it is within the allocated budget.**

**CARRIED**

**11.6 TENDER REPORT ON THE VISITOR INFORMATION CENTRE REFURBISHMENT****RESOLUTION 202/2023**

Moved: Cr Abb McAlister

Seconded: Cr David Graham

- 1. Council note that seven (7) conforming tenders were received for the Visitor Information centre Refurbishment.**
- 2. In accordance with Clause 178(1)(b) of the Local Government (General) Regulation 2021, council decline to accept any of the tenders for the projects listed.**
- 3. In accordance with Clause (3)(e) of the Local Government (General) Regulation 2021, council resolve to enter negotiations with the two (2) lowest priced tenders with a view to enter contract in relation to the subject matter of the tender.**
- 4. In accordance with Clause 178(4)(a) of the Local Government (General) Regulation 2021, council has declined to invite fresh tenders or applications as referred to in subsection(3)(b)-(d) for the following reason:**
  - a) All submitted tenders exceeded the budget allocated. Further, a competitive outcome is required to satisfy constraints of the existing budget allocated.**

5. In accordance with Clause 178(4)(b) of the Local Government (General) Regulation 2021, Council considers the reasons for determining to enter negotiations with the person or persons referred to in subsection (3)(e).
  - a) An appropriate outcome for the benefit of the community would be reached by negotiating with the two (2) lowest priced tenderers.
6. The Interim General Manager be authorised to negotiate with the two (2) lowest priced tenderers named in the body of the report.
7. Following the negotiation process, and submission of recommendations from the Assessment Panel, the General Manager be authorised to execute contracts for the Visitor Information Centre Refurbishment, if it is within the allocated budget.

**CARRIED**

The Meeting closed at 7:21pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 22 August 2023.



**CHAIRPERSON**



**GENERAL MANAGER**