

**MINUTES of the MEETING of RIVERINA WATER COUNTY COUNCIL,  
held at 91 HAMMOND AVENUE, WAGGA WAGGA,  
on WEDNESDAY 28<sup>th</sup> AUGUST 2013 at 1.30 pm**

**PRESENT:** Clr. G. Hiscock, Clr. R. Kendall, Clr. I. Kreutzberger, Clr Meyer OAM, Clr. J. McInerney, Clr. A. Negline, Clr. Pascoe, Clr. K. Poynter and Clr. G. Verdon.

The General Manager, Senior Project Engineer, Finance Administration Manager and Naomi Stuart (Internal Auditor) were in attendance.

13/90 An apology for non-attendance was received from Greg Finlayson and leave of absence was GRANTED on the motion of Clrs. Pascoe and Kendall

**ACKNOWLEDGEMENT OF COUNTRY**

13/91 Chairperson Clr. Hiscock read out the Acknowledgement of Country

**DECLARATION OF PECUNIARY & NON-PECUNIARY INTEREST**

13/92 No declarations of Pecuniary & Non-pecuniary interest received.

**CONFIRMATION OF MINUTES**

13/93 The Minutes of the Meeting of 26<sup>th</sup> June 2013 having been circulated and read by the Members, were taken as being CONFIRMED on the motion of Clrs. Poynter and Kreutzberger.

**CORRESPONDENCE**

**SHIRES ASSOCIATION OF NSW:** forwarding a copy of Weekly Circulars 26/13 – 34/13.

**HEALTH AND SAFETY COMMITTEE:** (20<sup>th</sup> June 2013) forwarding Minutes of the Health and Safety Committee Meeting held 20<sup>th</sup> June 2013.

**STAFF CONSULTATIVE COMMITTEE:** (22<sup>nd</sup> August 2013) forwarding Minutes of the Staff Consultative Committee Meeting held 17<sup>th</sup> July 2013.

- 13/94 RESOLVED, on the motion of Clrs. Poynter and Kreutzberger that the correspondence be received.

## **GENERAL MANAGER'S REPORT**

### **AUDIT AND RISK COMMITTEE MINUTES**

- 13/95 RESOLVED on the motion of Clrs. Poynter and Negline that Council receive and note the minutes of the Audit and Risk Committee Meeting held 15<sup>th</sup> August 2013 and endorse the recommendations contained therein.

Naomi Stuart entered meeting 1.38 pm

### **AUDIT AND RISK ANNUAL REPORT FOR THE YEAR ENDED 30<sup>TH</sup> JUNE 2013**

- 13/96 RESOLVED on the motion of Clrs. Poynter and Kendall that Council receive and note the Audit and Risk Committee Annual Report for the year ended 30<sup>th</sup> June 2013.

### **FINANCIAL STATEMENTS – LIST OF INVESTMENTS**

- 13/97 RESOLVED on the motion of Clrs. Negline and Pascoe that the report detailing Council's external investments for the months of June and July 2013 be received.

### **FINANCIAL STATEMENTS – FUND POSITION AS AT 30<sup>TH</sup> JUNE 2013**

- 13/98 RESOLVED on the motion of Clrs. Kreutzberger and Negline that the unaudited statements of the financial position as at 30<sup>th</sup> June 2013 be received.

### **FINANCIAL STATEMENTS 2012/2013**

- 13/99 RESOLVED on the motion of Clrs. Kendall and McInerney that :
- (i) Council's Draft Financial Statements be referred to audit by Council's auditors, John L Bush and Campbell,
  - (ii) Council make a resolution in accordance with section 413 (2c) that the annual financial report is in accordance with:

- the Local Government Act 1993 (as amended) and the Regulations made there under,
  - the Australian Accounting Standards and professional pronouncements,
  - the Local Government Code of Accounting Practice and Financial Reporting,
  - presents fairly the councils operating results and financial position for the year,
  - accords with Council's accounting and other records, and
  - that Council is not aware of any matter that would render this report false or misleading in any way.
- (iii) That Council adopt the abovementioned Statement and that the Chairman, Deputy Chairman and General Manager be authorised to complete the "Statement by Members of the Council" in relation to Council's 2012/13 Financial Statements and Special Purpose Financial Reports and be attached thereto.
- (iv) That Council delegate to the General Manager the authority to "finalise the date" at which the Audit Report and Financial Statements are to be presented to the public.

#### **QUARTERLY BUDGET REVIEW – PERIOD ENDED THE 30TH JUNE 2013**

- 13/100 RESOLVED on the motion of Clrs. McInerney and Pascoe that the Quarterly Budget Review for the period ended 30<sup>th</sup> June 2013 be received and adopted.

#### **UNCOMPLETED CAPITAL WORKS 2012/2013**

- 13/101 RESOLVED on the motion of Clrs. Negline and Kreutzberger that expenditure totalling \$820,000 be transferred to and included in the 2013/2014 Capital Works Programme.

#### **VOTING OF EXPENDITURE FOR THE FINANCIAL YEAR 2012/2013**

- 13/102 RESOLVED on the motion of Clrs. Kendall and Poynter that the amounts provided in the Operational Plan, adopted by the Council for the year 2013/2014, by Resolution No. 13/62, be and are hereby voted for the several purposes for the 2013/2014 budget.

#### **OPERATIONAL PLAN - PERFORMANCE TARGETS**

- 13/103 RESOLVED on the motion of Clrs. Poynter and Verdon that the report detailing progress achieved towards the various objectives set out in the 2012/2013 Operational Plan be noted and received and that a measure of '*Days Lost Through Injury*' be included in future reports.

## **PECUNIARY INTEREST REGISTER – DISCLOSURE OF INTERESTS**

13/104 RESOLVED on the motion of Clrs Poynter and Pascoe that the information be received and noted

## **ENTERPRISE AWARD 2013**

13/105 RESOLVED on the motion of Clrs. Pascoe and Negline that the various Unions be advised that:

- (i) Council agrees to enter into an enterprise award for a period of three years with wage increases linked to a commitment to productivity improvements based on Council's operational plan as follows:
- (ii)
  - 4.0% effective 1st July 2013,  
3.5% effective 1st July 2014 and  
3.5% effective 1st July 2015;
- (ii) Council to also agree to increase superannuation contributions for employees as follows:
  - .5% effective 1st July 2013,  
.5% effective 1st July 2014, and  
.5% effective 1st July 2015;
- (iii) Council resolve to affix its seal to the documents at the appropriate time.
- (iv) Management put '*Productivity Improvement*' Measures in place, over life of this agreement; inform the relevant Unions and Staff of these measures and report to the next Council Meeting on the measures proposed.

## **TEMPORARY TRADING OF WATER LICENCE**

13/106 RESOLVED on the motion of Clrs. Negline and Poynter that the advice of the General Manager relating to the temporary trade of Council's 950 megalitre license be received and noted.

## **DRAFT POLICY 5.3 COUNCILLORS EXPENSES AND FACILITIES**

13/107 RESOLVED on the motion of Clrs. Verdon and Pascoe that the Draft Policy 5.3 Councillor's Expenses and Facilities be adopted.

### **DRAFT POLICY 1.20 PRIVACY**

- 13/108 RESOLVED on the motion of Clrs. McInerney and Poynter that the Draft Policy 1.20 Privacy be adopted.

### **DRAFT POLICY 2.8 WATER BILLING HARDSHIP**

- 13/109 RESOLVED on the motion of Clrs. Kendall and McInerney that the Draft Policy 2.8 Water Billing Hardship be adopted.

### **DRAFT POLICY 4.3 WORK HEALTH AND SAFETY**

- 13/110 RESOLVED on the motion of Clrs. McInerney and Pascoe that the Draft Policy 4.3 Work Health and Safety be adopted.

### **COUNCIL MEETING DATES AND TIMES**

- 13/111 RESOLVED on the motion of Clrs. McInerney and Negline that Council's December Council Meeting be held on Friday 13<sup>th</sup> December 2013 commencing at 2.30 pm and all other ordinary meetings commence at 9.30 am or otherwise resolved.

### **OCTOBER MEETING DATES**

- 13/112 RESOLVED on the motion of Clrs. Pascoe and Kendall that Council's October meeting is held on Wednesday 23<sup>rd</sup> October 2013 commencing at 1.30 pm in Wagga Wagga.

### **PERFORMANCE REVIEW – GENERAL MANAGER**

- 13/113 RESOLVED on the motion of Clrs. Meyer OAM and Negline that the Council consider the Chairman's Report "Performance Review – General Manager" whilst the meeting is closed to the public as it relating to personnel matters about an individual, as prescribed by Section 10A(2)(a) of the Local Government Act 1993.

### **SHORTLIST OF TENDERERS FOR THE DESIGN DEVELOPMENT, CONSTRUCTION AND COMMISSIONING OF THE 55ML/d WAGGA WAGGA WATER TREATMENT PLANT**

- 13/114 RESOLVED on the motion of Clrs. Meyer OAM and Negline that Council consider the report "Shortlist of Tenderers for the Design Development, Construction & Commissioning of the 55ML/d Wagga Wagga Water Treatment Plant", whilst the meeting is closed to the public, as it relates to commercial information the disclosure of which

would prejudice the commercial position of the person who supplied it, as prescribed by Section 10A(2)(c) of the Local Government Act 1993.

### **COMMON PROPERTY IDENTIFIER NUMBER**

- 13/115 RESOLVED on the motion of Ctrs. Kendall and Poynter that Riverina Water County Council proceed with the implementation of a system of Common Property Identifier Numbers as soon as possible. The cost of implementing this programme is to be met by savings in the current budget or, alternatively, with a provision in the 2014/15 Operating Plan.

### **NOMINATIONS FOR AWARDS**

- 13/116 RESOLVED on the motion of Ctrs. Poynter and Pascoe that the advice of the General Manager be received and noted and that staff that received awards be congratulated.

### **MEMORIUM OF UNDERSTANDING WITH GOLDENFIELDS WATER COUNTY COUNCIL**

- 13/117 RESOLVED on the motion of Ctrs. Kendall and Negline that Council:
- (i) Note the contents of the Memorandum of Understanding that has been negotiated with Goldenfields Water County Council,
  - (ii) Agree to the signing of this Memorandum of Understanding, and
  - (iii) Commence consultation with customers within the Riverina Water area, supplied from the Goldenfields Water source, with a view of transferring these customers to Goldenfields Water County Council on 1st July 2014.

### **ATTENDANCE AT INTERNAL AUDITOR'S LOCAL GOVERNMENT FORUM BY INDEPENDENT MEMBER OF THE AUDIT AND RISK COMMITTEE**

- 13/118 RESOLVED on the motion of Ctrs. Negline and Pascoe that Council endorse the attendance by an independent member of the Audit and Risk Committee at the Institute of Internal Auditor's Local Government Forum 2013.

Naomi Stuart left meeting 3pm

### **COUNCIL RESOLUTION SHEET**

13/119 RESOLVED on the motion of Ctrs. Kendall and Pascoe that the information be noted.

**DIRECTOR OF ENGINEERING'S REPORT FOR MONTH OF JUNE 2013**

13/120 RESOLVED on the motion of Ctrs. Verdon and Poynter and that the Director of Engineering's report covering the month of June 2013 be received and noted.

**DIRECTOR OF ENGINEERING'S REPORT FOR MONTH OF JULY 2013**

13/121 RESOLVED on the motion of Ctrs. Pascoe and Kendall that the Director of Engineering's report covering the month of July 2013 be received and noted.

**ANNUAL REPORT STATISTICS FOR 2012/2013**

13/122 RESOLVED on the motion of Ctrs. Poynter and Verdon that the Director of Engineering's report covering 2012/2013 annual statistics be accepted and the contents noted.

**QUESTIONS AND STATEMENTS**

13/123 Clr. Kendall: In relation to leaflet tabled "*Yarra Valley Water encourages customers to Choose Tap*", would be an idea to make budget provision, dividends to constituent councils?

For a long period has been concerned about the contestability in our work in new developments. Requested a brief report into ramifications and/or risks and advantages/disadvantages of introducing such contestability.

13/124 Clr. Pascoe: Mangoplah line from The Rock – no water in summer.

General Manager: Building large reservoir in Mangoplah, last summer there was an issue with pumps at The Rock and Mangoplah.

Senior Project Engineer: Looking at augmentation work.

13/125 Clr. Pascoe: Where does water come from for Tarcutta Street? Can't drink water at times, mainly at night. Have been told Council is unable to flush the mains in that area because of their structure.

General Manager: Will get our Water Quality Officer to contact.

13/126 Clr. Verdon: How does the Lockhart LEP affect The Rock new industrial area. Poor water pressure in The Rock Township. Will they have capacity to supply water for new industrial area, will it meet fire standards? Are additional facilities to be built?? The Rock to French Park pressure is good, not so in the Township. Water quality is good. Is there provision in future plans?

General Manager: Lockhart Shire was involved in the development of the IWCM and the resultant Strategic Business Plan.

Senior Project Engineer: Pressure in town is determined by the height of the service reservoir, need for higher reservoir to increase water pressure.

General Manager: Will discuss with Works Engineer.

13/127 General Manager: Tabled a later item that the Murray Darling Association has advised that it will be holding its National Conference in Goolwa, South Australia:

#### **MURRAY DARLING ASSOCIATION ANNUAL CONFERENCE**

RESOLVED on the motion of Cirs. McInerney and Pascoe that:

- a) Council be represented at the Annual Conference of the Murray Darling Association in Goolwa, South Australia at an estimated cost of \$2,220; and
- b) Council delegates be the Chairman and the General Manager.

13/128 Chairperson: Next Meeting will be Wednesday, 23<sup>rd</sup> October 2013 in Wagga Wagga.



## **RESOLUTION TO MOVE INTO CLOSED COUNCIL**

13/130 RESOLVED, on the motion of Ctrs. Negline and Meyer OAM that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting at 3.15 pm

Pursuant to section 10A(4), the public were invited to make representations to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

No members of the public were present or made representations.

### **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.

13/131 RESOLVED, on the motion of Ctrs. Negline and Meyer OAM that:

1. 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 is to be considered is classified confidential under the provisions of section 10A(2)(c) as outlined above.
2. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required under section 11(2) of the Local Government Act 1993.

### **GENERAL MANAGER'S PERFORMANCE REVIEW**

This item is classified as confidential under Section 10A(2)(a) of the Local Government Act which permits the meeting to be closed to the public for business relating to the following:

- a) Personnel matters concerning particular individuals (other than councillors).

13/132 RESOLVED on the motion of Ctrs Poynter and Kreutzberger that Council receive and note the Chairpersons Memo.

**SHORTLIST OF TENDERERS FOR THE DESIGN DEVELOPMENT,  
CONSTRUCTION & COMMISSIONING OF THE 55ML/d  
WAGGA WAGGA WATER TREATMENT PLANT**

This item is classified as confidential under Section 10A(2)c) of the Local Government Act which permits the meeting to be closed to the public for business relating to the following:

c) Commercial Information, the disclosure of which would be likely to prejudice the commercial position of the persons who supplied it.

13/133 RESOLVED on the motion of Clrs McInerney and Negline that:

1. This report be received.
2. The following companies were shortlisted:
  - a. Degremont Pty Ltd JV with Leed Engineering
  - b. John Holland Pty Ltd
  - c. UGL Engineering Pty Ltd; and
  - d. Water Infrastructure Group Pty Ltd

**OPEN COUNCIL**

13/134 RESOLVED, on the motion of Clrs Poynter and Negline that Council move out of Closed Council and into Open Council.

**DECISIONS READ ALOUD**

The Chairman read aloud the decisions of the Council made whilst the meeting was closed to the public.

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The Meeting concluded at 3.55 pm

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