

**MINUTES of the MEETING of RIVERINA WATER COUNTY COUNCIL,
held at HOLBROOK SHIRE COUNCIL OFFICES, HOLBROOK,
on WEDNESDAY, 24th FEBRUARY 2016 at 11.00am**

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

The General Manager, Director of Engineering, Corporate Services Manager, Mr Greg Vidler (Manager Projects) and Jason Ip (Operations Manager).

ACKNOWLEDGEMENT OF COUNTRY

- 16/1 Chairperson Clr. Hiscock read out the Acknowledgement of Country.
- 16/2 Greater Hume Shire Mayor Clr. Heather Wilton welcomed Council to Holbrook then Clr. Hiscock thanked Greater Hume Shire for allowing Riverina Water to hold its meeting in Holbrook.

DECLARATION OF PECUNIARY & NON-PECUNIARY INTEREST

- 16/3 No declarations of Pecuniary & Non-pecuniary interest received.

CONFIRMATION OF MINUTES

- 16/4 The Minutes of the Meeting of 11th December 2015 having been circulated and read by the Members, were taken as being CONFIRMED on the motion of Clrs. Meyer OAM and Kendall.

CORRESPONDENCE

LOCAL GOVERNMENT NSW: forwarding a copy of Weekly Circulars 50/2015 – 7/2016.

- 16/5 RESOLVED, on the motion of Clrs. McInerney and Kendall that the correspondence be received.

GENERAL MANAGER'S REPORT

FINANCIAL STATEMENTS – LIST OF INVESTMENTS

- 16/6 RESOLVED on the motion of Clrs. Funnell and Meyer OAM that the report detailing Council's external investments for the months of December 2015 and January 2016 be received.

QUARTERLY BUDGET REVIEW – PERIOD ENDED 31ST DECEMBER 2015

- 16/7 RESOLVED on the motion of Clrs. Kreutzberger and Negline that the Quarterly Budget Review for the period ended 31st December 2015 be received and noted.

OPERATIONAL PLAN – PERFORMANCE TARGETS

- 16/8 RESOLVED on the motion of Clrs. McInerney and Poynter that the report detailing progress as at 31st December 2015, achieved towards the various objectives set out in the 2015/2016 Operational Plan be noted and received.

AUDIT AND RISK COMMITTEE MINUTES

- 16/9 RESOLVED on the motion of Clrs. Poynter and Negline that Council receive and note the minutes of the Audit and Risk Committee Meeting held 19th November 2015 and endorse the recommendations contained therein.

COUNCIL BOUNDARY REVIEW – POSSIBLE SUBMISSION

- 16/10 RESOLVED on the motion of Clrs. Funnell and Verdon that Riverina Water County Council determine whether it will make a submission regarding the proposed amalgamation of Corowa, Urana and Lockhart Shire Council Areas
- 16/11 MOVED Clr Funnell and SECONDED Clr. Kendall to move standing orders for discussion
- 16/12 RESOLVED on the motion of Clrs. Kendall and McInerney that Riverina Water County Council authorise the Chairperson and General Manager to prepare, and circulate to all councillors prior to lodgement, a submission regarding the proposed amalgamation of Corowa, Urana and Lockhart Shire Council Areas
- 16/13 MOVED Clr Kendall and SECONDED Clr Poynter to move back into Council.

REQUEST FOR ASSISTANCE – LAKE ALBERT WORKING GROUP

- 16/14 RESOLVED on the motion of Clrs. Funnell and Negline that Riverina Water County Council provide funding of \$15,000 to the Lake Albert working Group to assist with the establishment of a bore.

REQUEST FOR ASSISTANCE WITH WATER ACCOUNTS – CAN ASSIST

- 16/15 RESOLVED on the motion of Clrs. McInerney and Meyer OAM that Riverina Water County Council assist the Cancer Patients Assistance Society of NSW (Can Assist) by charging them at the flat consumption charge for water consumed at Lilier Lodge, 317-321 Edward Street, Wagga Wagga.

Jason Ip, Operations Manager entered meeting 12 noon.

REQUEST FOR ASSISTANCE WITH ACCESS CHARGE – LOCKHART RED CROSS

- 16/16 RESOLVED on the motion of Clrs. Meyer OAM and Funnell that Riverina Water County Council assist the Lockhart Red Cross by granting them a full rebate of the Access Charge for the Water Connection for their Shop at 124 Green Street, Lockhart.

POLICY 1.25 SPONSORSHIP

- 16/17 RESOLVED on the motion of Clrs. Funnell and Meyer that the General Manager report back to Council with a revised Policy on sponsorship.

CONSIDERATION OF TENDER FOR W.206 FOR SUPPLY AND DELIVERY OF PRESSURE PIPE

- 16/18 RESOLVED on the motion of Clrs Negline and Meyer OAM that Council consider the Report “Consideration of Tender W.206 for supply and delivery of pressure pipe“, whilst the meeting is closed to the public as it could relate to commercial information, the disclosure of which would be likely to prejudice the commercial position of the person who supplied it, as prescribed by section 10A(2)(c) of the Local Government Act 1993.

TENDER W.208 FOR PURCHASE OF BACKHOE/LOADER

- 16/19 RESOLVED on the motion of Clrs. Negline and Meyer OAM that Council consider the report “Tender W.208 for Purchase of Backhoe/Loader”, 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.

TENDER W.209 FOR THE FABRICATION AND ERECTION OF STEEL BRIDGE FOR FOOT TRAFFIC AND WATER PIPELINES AT WAGGA WAGGA

- 16/20 RESOLVED on the motion of Clrs. Negline and Meyer OAM that Council consider the report “Tender W.209 for The Fabrication and Erection of Steel Bridge for Foot Traffic and Water Pipelines at Wagga Wagga”, 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.

PERFORMANCE REVIEW – GENERAL MANAGER

- 16/21 RESOLVED on the motion of Clrs. Negline and Meyer OAM 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.

COUNCIL RESOLUTION SHEET

- 16/22 RESOLVED on the motion of Clrs. Kendall and Funnell that Council receive and note Council’s Resolution Sheet.

DIRECTOR OF ENGINEERING’S REPORT FOR MONTH OF DECEMBER 2015

- 16/23 RESOLVED on the motion of Clrs. Funnell and Kreutzberger that the Director of Engineering’s report covering the month of December 2015 be received and noted.

DIRECTOR OF ENGINEERING’S REPORT FOR MONTH OF JANUARY 2016

- 16/24 RESOLVED on the motion of Clrs. Kendall and Verdon and Negline that the Director of Engineering’s report covering the month of January 2016 be received and noted.

RESOLUTION TO MOVE INTO CLOSED COUNCIL

- 16/25 RESOLVED, on the motion of Clrs. Kendall and Funnell that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting at 12.25 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.

16/26 RESOLVED, on the motion of Clrs. Kendall and Funnell 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)(a) 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.

OFFER TO SETTLE OUTSTANDING DEBT

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

2(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

16/27 RESOLVED, on the motion of Clrs. McInerney and Funnell that this report be received and noted and that Council accept the offer to settle the outstanding debt.

16/28 RESOLVED, on the motion of Clrs. McInerney and Kendall that Council move out of Closed Council and into Open Council.

16/29 RESOLVED on the motion of Clrs. Kendall and McInerney that Council adjourn the meeting for lunch.

The meeting adjourned at 12.35pm

The meeting resumes at 1.45pm

CONTRACT W195 – WATER TREATMENT PLANT PROGRESS REPORT

16/30 RESOLVED on the motion of Clrs. Kreutzberger and Verdon that Council receive and note this report.

QUESTIONS AND STATEMENTS

16/31 Clr. Meyer OAM: Groups of people have again raised the issue the matter of Henty Railway Crossing – very rough.

Director of Engineering: ARTC have approved the geotechnical report and a contractor engaged to under-bore the railway crossing.

16/32 Clr. Hiscock: Next Meeting will be Wednesday, 27th April 2016.

RESOLUTION TO MOVE INTO CLOSED COUNCIL

16/33 RESOLVED, on the motion of Clrs. McInerney and Kendall that Council now resolve itself into Closed Council to consider business identified.

Council closed its meeting at 2.00 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.

16/34 RESOLVED, on the motion of Clrs. McInerney and Kendall that:

3. 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)(a) as outlined above.
4. 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.

CONSIDERATION OF TENDER FOR W.206 FOR SUPPLY AND DELIVERY OF PRESSURE PIPE

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:

*2(d) Commercial information of a confidential nature that would, if disclosed:
(i) prejudice the commercial position of the person who supplied it.*

16/35 RESOLVED, on the motion of Clrs. Kendall and Meyer OAM that the tender received from Viadux for the supply of 2,300m of Ductile Iron Cement Lin3ed (DACL) pipe for \$276,000 be accepted.

TENDER W.208 FOR PURCHASE OF BACKHOE/LOADER

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:

*2(d) Commercial information of a confidential nature that would, if disclosed:
(i) prejudice the commercial position of the person who supplied it.*

16/36 MOVED Clrs. Funnell and McInerney that Council not accept any of the tenders, and invite fresh tenders for supply of one Backhoe/Loader.

AMENDMENT MOVED, Clr. Poynter and Kendall to defer consideration of this tender to next meeting to receive an evaluation of the tenders submitted.

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION.
THE MOTION WAS CARRIED.

TENDER W.209 FOR THE FABRICATION AND ERECTION OF STEEL BRIDGE FOR FOOT TRAFFIC AND WATER PIPELINES AT WAGGA WAGGA

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:

*2(d) Commercial information of a confidential nature that would, if disclosed:
(i) prejudice the commercial position of the person who supplied it.*

16/37 RESOLVED, on the motion of Clrs. Negline and Funnell that Council accept the tender offer of JC Butko Engineering Pty Ltd for the Fabrication and Erection of Steel Bridge for Foot Traffic and Water Pipelines at Wagga Wagga as per design drawings and Specifications W.209 for the lump sum of \$227,754.47 plus GST.

CHAIRPERSON'S MEMO

PERFORMANCE REVIEW – GENERAL MANAGER

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).

16/38 RESOLVED, on the motion of Clrs. Funnell and Kreutzberger that this report be received and noted.

16/39 RESOLVED, on the motion of Clrs. Funnell and Poynter 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.

The Meeting concluded at 2.41 am
