



Date: Monday, 22 February 2021
Time: 9.15am
Location: Bourke Shire Council
29 Mitchell Street Bourke NSW

MINUTES

Council Meeting

22 February 2021

**MINUTES OF SHIRE OF BOURKE
COUNCIL MEETING
HELD AT THE BOURKE SHIRE COUNCIL, 29 MITCHELL STREET BOURKE NSW
ON MONDAY, 22 FEBRUARY 2021 AT 9.15AM**

- PRESENT:** Cr Barry Hollman (Mayor), Cr Victor Bartley, Cr Sarah Barton, Cr Sally Davis, Cr Cec Dorrington, Cr Lachlan Ford (Deputy Mayor), Cr Robert Stutsel, Cr John Thompson
- IN ATTENDANCE:** Mark Riley (General Manager), Leonie Brown (Manager of Corporate Services), Peter Brown (Manager Works), Mark Gordon (Manager Roads), Dwayne Willoughby (Manager of Environmental Services), Kai Howard-Oakman (Executive Assistant).

1 OPENING PRAYER

The Mayor opened the meeting with a prayer.

2 ACKNOWLEDGEMENT OF COUNTRY

The Mayor provided an Acknowledgement of Country.

3 REMEMBRANCE

Council stood in silence in the memory of the following recently deceased:

Mayor Lillian Brady OAM (Cobar Shire Council)
Raymond Dorrington
Ian Hure
Phillip (Surfie) Lewis
Robyn Mavis Lewis (Nee McLeod)
Mary Enid Mallon
Athol (Bull) Milgate
Trevor (Goose) Norris
James (Jim) O'Shannessy
Wulf Reicheler OAM (Former Mayor, Brewarrina Shire Council)
Wayne Robert Shirvington
Ruth Sutton (Nee Sunderland)
John Thurston
Olive Wardley

4 LEAVE OF ABSENCE**Resolution 2021/1****Moved: Cr Robert Stutsel****Seconded: Cr Sally Davis****That the apologies received from Councillors Cole and Rice be accepted and that leave of absence be granted for personal reasons.****Carried****5 DECLARATION OF INTEREST**

Councillor John Thompson declared a non pecuniary, less than significant interest in Item 10.1 of the February Council Meeting Agenda – Notice of Rescission – Community Centre Hirer Fees. The reason for such interest is that Councillor Thompson is a member of Bourke Arts Community Inc. In making his declaration Councillor Thompson advised that such interest would not impair his decision making and that he would stay in the Chamber and continue to be involved in the matter.

Councillor Cec Dorrington declared a non pecuniary, less than significant interest in Item 10.1 of the February Council Meeting Agenda – Notice of Rescission – Community Centre Hirer Fees. The reason for such interest is that Councillor Dorrington is a member of the Bourke & District Garden Club and Treasurer of the Bourke Arts Community Inc. In making his declaration Councillor Dorrington advised that such interest would not impair his decision making and that he would stay in the Chamber and continue to be involved in the matter.

Councillor Barry Hollman declared a pecuniary interest in Item 13.2 – Removal of Trees from Pool Carpark and Item 13.3 - Program Pool - Council Commitment (25% Required Contribution). The reason for such interest is that Councillor Hollman's son is the contract manager at the Bourke Memorial Olympic Pool. In making his declaration, Councillor Hollman advised that he would leave the Chamber and be out of sight during Council's consideration of the matters.

6 MAYORAL MINUTE

The Mayor presented a verbal report to the Council on the Activities of the Mayor from 10 – 20 February 2021.

Resolution 2021/2**Moved: Cr Barry Hollman****That the information from the Mayor in respect of the Mayoral Activities from 10 - 20 February 2021 as presented to Council on Monday, 22 February 2021, be noted.****Carried**

7 STARRING OF ITEMS

Council's Code of Meeting Practice provides that Council may at any time, resolve to adopt multiple items of business on the agenda by way of a single resolution.

In this regard the Council had before it a list of reports, unstarred, with such items proposed to be adopted by Council in a single resolution. The following additional report was identified by Council to be starred for individual consideration.

Item No	Name of Report	Officer
21/6	Tourism & Events Activity Report	Manager Tourism and Events

Resolution 2021/3

Moved: Cr Cec Dorrington

Seconded: Cr Robert Stutsel

That the the recommendations as detailed in the un-starred items as contained in the agenda for the Ordinary Meeting of Council, held on Monday, 22 February 2021 be adopted save and except for Item No 21/6 of the Agenda, with such item to be considered seperately.

Carried

8 CONFIRMATION OF MINUTES

File Number: C2.23

The Council had before it the Minutes of the proceedings of the Ordinary Council Meeting held on 14 December 2020.

Resolution 2021/4

Moved: Cr Cec Dorrington

Seconded: Cr Sally Davis

That the Minutes of the Ordinary Council Meeting held on 14 December 2020 be taken as read, confirmed as correct minutes and signed by the Mayor and the General Manger.

Carried

9 NOTICE OF MOTION**9.1 *** NOTICE OF MOTION - REPRESENTATION TO ESSENTIAL ENERGY, THE ENERGY AND WATER OMBUDSMAN NSW (EWON) AND THE AUSTRALIAN ENERGY REGULATOR****File Number: E3.2**

Council had before it a Notice of Motion requesting “That Council make representation to Essential Energy, the Energy and Water Ombudsman NSW (EWON) and the Australian Energy Regulator concerning Essential Energy failing to provide meter readings to energy retailers”.

Resolution 2021/5**Moved: Cr Robert Stutsel****Seconded: Cr John Thompson**

That Council make representation to Essential Energy, the Energy and Water Ombudsman NSW (EWON) and the Australian Energy Regulator concerning Essential Energy failing to provide meter readings to energy retailers.

Carried**10 RESCISSION MOTION**

Council had before it a Notice of Motion of Rescission regarding Item 15.3 of the December Meeting of Council regarding Community Centre Hire Fees.

10.1 * NOTICE OF RESCISSION - COMMUNITY CENTRE HIRE FEES****File Number: C11.2.24-C12.4-F1.2****Resolution 2021/6****Moved: Cr Robert Stutsel****Seconded: Cr Lachlan Ford**

That resolution 2020/420 being Item 15.3 of the December 2020 meeting of Council, “That the fee for hire of the Bourke Community Centre be set at \$50 per hiring” be rescinded.

Carried

Resolution 2021/7**Moved: Cr Robert Stutsel****Seconded: Cr Victor Bartley**

That the following schedule or similar be adopted which makes due provision for short term hirers/users and which differentiates between commercial and not-for-profit organisations.

SCHEDULE		
HIRER	HIRE FEE	CONDITIONS
Not-for-profit organisations for meetings	Nil	Cleaning to be completed by hirer at close of meeting
Community Groups for meetings	Nil	Cleaning to be completed by hirer at close of meeting
Committee Meetings	Nil	Cleaning to be completed by hirer at close of meeting
Individual hire for meetings, functions and/or business.	\$50 per day	
Not-for-profit organisations for functions or events.	\$10 per day	Cleaning to be completed by hirer at close of meeting
Carried		

11 BUSINESS ARISING**11.1 *** BUSINESS ARISING****File Number: C12.1**

The Council had before it the report of the General Manager regarding business outstanding from previous meetings of Council.

Resolution 2021/8**Moved: Cr Cec Dorrington****Seconded: Cr Sally Davis**

That the information in the Business Arising Report as presented to Council on Monday, 22 February 2021 be noted.

Carried**11.2 INFORMATION TO COUNCILLORS****File Number: C12.1**

The Council had before it the report of the Executive Assistant detailing the list of correspondence distributed to Councillors for the period 10 December 2020 to 15 February 2021.

Resolution 2021/9**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That the contents of the Information to Councillors Report as presented to Council on Monday, 22 February 2021 be noted.

Carried**11.3 CALENDAR OF EVENTS****File Number: C12.6**

The Council had before it the report of the Executive Assistant detailing dates for upcoming Council Meetings.

Resolution 2021/10**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That the information in the Calendar of Events Report as presented to Council on Monday, 22 February 2021 be noted.

Carried

12 ENGINEERING SERVICES DEPARTMENT**12.1 *** TREE REMOVAL REQUEST - OXLEY STREET****File Number: T6.1**

The Council had before it the report of the Manager Works regarding a request to remove Cadaghi trees from the nature strip at a property in Oxley Street Bourke.

Resolution 2021/11**Moved: Cr Robert Stutsel****Seconded: Cr John Thompson**

That Council not accede to the request as it does not meet the removal criteria in Councils Street Tree Policy.

Carried**12.2 *** VILLAGE WATER SUPPLIES****File Number: V1.1-W2.1**

The Council had before it the report of the Manager Works regarding water filtration systems for the villages of Louth and Byrock.

Resolution 2021/12**Moved: Cr Lachlan Ford****Seconded: Cr Robert Stutsel**

That Council not pursue the installation of water filtration systems at Byrock and Louth.

Carried**12.3 *** SUPPLY OF PIPE FOR WOLTARA BORE****File Number: R7.4.3, W2.2.12**

The Council had before it the report of the Manager Roads regarding the supply and delivery of poly pipe to connect the bore at Barakee to the bore at Woltara.

Resolution 2021/13**Moved: Cr Cec Dorrington****Seconded: Cr Lachlan Ford**

That the quotation from Darling Irrigation, Bourke in the amount of \$20,254.55 to supply and deliver eight (8) kilometres of poly pipe and fittings for the Bore at Barakee to connect to Woltara Bore and keep the construction of the Romani to Wangamana section of sealing works progressing, be accepted.

Carried

13 ENVIRONMENTAL SERVICES & DEVELOPMENT DEPARTMENT**13.1 BOURKE COMMUNITY CENTRE MANAGEMENT PLAN****File Number: A11.2.24**

The Council had before it the report of the Manager Environmental Services regarding the draft Bourke Community Centre Management Plan.

Resolution 2021/14**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That the draft Bourke Community Centre Management Plan be placed on public exhibition for comment for the prescribed legislative timeframe of 28 days.

Carried

At this juncture, the Mayor, Cr Barry Hollman, relinquished Chairmanship of the meeting in respect of Item 13/2 and Item 13/3 of the Agenda and left the Chamber and was out of sight of the meeting, having previously declared a pecuniary interest in each of these items, the time being 9.43am.

The Deputy Mayor, Cr Lachlan Ford, assumed Chairmanship of the meeting.

13.2 * Removal of Trees from Pool Carpark****File Number: S10.2-T6.1**

The Council had before it the report of the Manager Environmental Services regarding the removal of trees from the front carpark area of the Bourke Memorial Swimming Pool Complex.

Resolution 2021/15**Moved: Cr Robert Stutsel****Seconded: Cr Cec Dorrington**

- 1. That Council proceed to remove the three (3) Cadaghi Trees from the front carpark area of the Bourke Memorial Swimming Pool Complex, to allow for development and upgrade works of the carpark area, noting that such trees are outside the definition of a street tree as per Council's Street Tree policy.**
- 2. That Council staff replace the three (3) Cadaghi Trees with suitable trees around the splash park area.**

Carried

13.3 * PROGRAM POOL - COUNCIL COMMITMENT (25% REQUIRED CONTRIBUTION)****File Number: S10.2-S10.4**

The Council had before it the report of the Manager Environmental Services regarding the submission of a grant funding application for the Program Pool at the Bourke Memorial Swimming Pool Complex.

Resolution 2021/16**Moved: Cr Robert Stutsel****Seconded: Cr Cec Dorrington**

That Council not submit an application for funding under Round One (1) of the Regional Sport Facility Fund in respect of the redevelopment of the Program Pool at the Bourke Memorial Swimming Pool.

Carried

The Mayor, Councillor Barry Hollman returned to the meeting and resumed Chairmanship, the time being 9.49am

14 GENERAL MANAGER**14.1 PROPOSED CLASSIFICATION OF LAND AS OPERATIONAL LAND****File Number: L1.16**

The Council had before it the report of the General Manager regarding the proposed classification of land in Monomeeth Street, Bourke and in Mathews Street, Louth.

Resolution 2021/17**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

- 1. That on the assumption that Council resolves to acquire the subject land, in accordance with the provisions of the Local Government Act 1993, Council proceed to give 28 days' public notice of its proposed resolution to classify the following land to be acquired as Operational Land:**
 - land located east of Monomeeth Street, Bourke described as Lot 2 DP 1057615; and
 - two (2) lots in Mathews Street, Louth described as Lot 6 and Lot 7 Section 17 DP 1275.
- 2. That following such public notice, a further report be submitted to Council on the proposed land classification.**

Carried**14.2 *** 2021 WESTERN DIVISION OF COUNCILS ANNUAL CONFERENCE****File Number: L8.5-S1.1.2**

The Council had before it the report of the General Manager regarding the 2021 Western Division of Councils Annual Conference to be held in Broken Hill, 19 - 21 April 2021.

Resolution 2021/18**Moved: Cr Victor Bartley****Seconded: Cr Cec Dorrington**

- 1. That the attendance of the Mayor, Deputy Mayor and General Manager at the 2021 Western Division Conference be noted.**
- 2. That any other Councillors interested in attending register their interest with the General Manager so that the appropriate registrations can be made.**
- 3. That Councillors be invited to submit motions for potential consideration at the 2021 Annual Western Division Conference.**
- 4. That the Mayor, Deputy Mayor and General Manager be delegated authority to determine the submission of motions to the Conference or amend motions as required.**

Carried

14.3 * PLANNING PANELS - COUNCIL NOMINATED MEMBERS****File Number: E6.16**

The Council had before it the report of the General Manager regarding Council's nominations to the Western Regional Planning Panel.

Resolution 2021/19**Moved: Cr Cec Dorrington****Seconded: Cr John Thompson**

1. That Council proceed to nominate the following Council members to the Western Regional Planning Panel for the period ending 3 September 2021:

- **Councillor Barry Hollman – Permanent Member.**
- **Councillor Lachlan Ford – Permanent Member.**
- **Councillor Robert Stutsel – Alternate Member.**

2. That the Planning Panels Secretariat at Planning NSW be advised of Councils nominations.

Carried**14.4 BOURKE SHIRE COUNCIL ADVERSE EVENT MANAGEMENT PLAN****File Number: W2.2.14**

The Council had before it the report of the Manager of Corporate Services regarding the draft Bourke Shire Council Adverse Event Management Plan.

Resolution 2021/20**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That the draft Bourke Shire Council Adverse Event Management Plan dated February 2021 be adopted.

Carried

14.5 STRONGER COUNTRY COMMUNITIES - ROUND FOUR (4)**File Number: G4.86**

The Council had before it the report of the General Manager regarding the availability of funding under the Stronger Country Communities Fund – Round Four (4).

Resolution 2021/21**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That Council note the Stronger Country Communities – Round Four (4) Report as presented to Council on Monday, 22 February 2021.

Carried**14.6 *** WANAARING LEVEE BANK****File Number: L3.7-V1.7**

The Council had before it the report of the General Manager regarding the Wanaaring Levee Bank and access along Vicary Street Wanaaring.

Resolution 2021/22**Moved: Cr Sally Davis****Seconded: Cr Robert Stutsel**

That as a matter of priority Council seek advice from Public Works Advisory as to the most cost-effective methodology that would result in unimpeded access for all traffic along Vicary Street, Wanaaring coupled with a proposal that would permit Wanaaring residents to shore up the levee should there be high level flooding in the Paroo River in the future, for a further report to Council.

Carried

15 CORPORATE SERVICES DEPARTMENT**15.1 *** BANK RECONCILIATION & STATEMENT OF BANK BALANCES****File Number: F1.1**

The Council had before it the report of the Manager of Corporate Services regarding Councils Bank Reconciliation and Statement of Bank Balances as at 31 December 2020.

Resolution 2021/23**Moved: Cr Sally Davis****Seconded: Cr Lachlan Ford**

That the Certificate of Reconciliation of the Cash Book for all funds of the Council and the Statement of Bank Balances as at 31 December 2020 be noted.

Carried**15.2 *** INVESTMENT REPORT AS AT 31 DECEMBER 2020****File Number: F1.1**

The Council had before it the report of the Manager of Corporate Services regarding Council's Investment Portfolio as at 31 December 2020.

Resolution 2021/24**Moved: Cr Victor Bartley****Seconded: Cr Cec Dorrington**

- 1. That the report regarding Council's Investment Portfolio 31 December 2020 be received and noted.**
- 2. That the Certificate of the Responsible Accounting Officer be noted and the report adopted.**

Carried

At this junction, a procedural motion was brought forward proposing the adoption of multiple items of business on the agenda by way of a single resolution.

Resolution 2021/25**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

That as per Clause 13.1 of Councils Code of Meeting Practice, Council proceed to adopt Item 15.3 to Item 15.5 (inclusive) and Item 15.7 to Item 15.11 (inclusive) of Councils February 2021 Agenda by way of a single resolution.

Carried

15.3 * BANK RECONCILIATION & STATEMENT OF BANK BALANCES****File Number: F1.1**

The Council had before it the report of the Manager of Corporate Services regarding Councils Bank Reconciliation and Statement of Bank Balances Report as at 31 January 2021.

Resolution 2021/26**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

That the Certificate of Reconciliation of the Cash Book for all Funds of the Council and the Statement of Bank Balances as at 31 January 2021 be noted.

Carried**15.4 *** INVESTMENT REPORT AS AT 31 JANUARY 2021****File Number: F1.1**

The Council had before it the report of the Manager of Corporate Services regarding Councils Investment Portfolio as at 31 January 2021.

Resolution 2021/27**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

- 1. That the report regarding Council's Investment Portfolio 31 January 2021 be received and noted.**
- 2. That the Certificate of the Responsible Accounting Officer be noted and the report adopted**

Carried**15.5 *** DELIVERY PLAN - HALF YEARLY REVIEW 2020/2021****File Number: P4.1**

The Council had before it the report of the Manager of Corporate Services regarding Councils Delivery Plan - Half Yearly Review 2020/2021.

Resolution 2021/28**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

That Council note the half yearly Delivery Report as presented to the Ordinary Meeting of Council held on Monday, 22 February 2021.

Carried

15.6 * GROWING BOURKE PLAN 2021****File Number: P4.1**

The Council had before it the report of the Manager of Corporate Services regarding the Growing Bourke Plan 2021.

Resolution 2021/29**Moved: Cr Robert Stutsel****Seconded: Cr John Thompson**

That Council adopt the Growing Bourke Plan 2021 as presented to Council on Monday, 22 February 2021.

Carried**15.7 *** LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM PHASE 2 - PROPOSED PROJECT****File Number: L8.15**

The Council had before it the report of the Manager of Corporate Services regarding proposed projects for delivery under the Local Roads and Community Infrastructure Program Fund- Phase 2.

Resolution 2021/30**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

- 1. That the six (6) identified projects in the report of the Manager of Corporate Services herewith be adopted and submitted as projects under the Local Roads and Community Infrastructure Program (LRCI), Phase 2.**
- 2. That the necessary agreements with the Commonwealth Government be entered into noting that the various projects are to be completed by 31 December 2021.**

Carried

15.8 * NORTH BOURKE BUILDING BETTER REGIONS FUND - \$300K BOURKE SHIRE COUNCIL COMMITMENT OF FUNDING IF SUCCESSFUL.****File Number: B6.1**

The Council had before it the report of the Manager of Corporate Services regarding Councils commitment of funding to the Building Better Regions Fund for the North Bourke Bridge Renewal Project.

Resolution 2021/31**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

That Council commit additional funds of \$269,922 from Councils Infrastructure Reserve Fund to ensure a total co-contribution from Council of \$969,922 (25%) to the Building Better Regions Fund Round 5, for North Bourke Bridge Renewal, if a funding application is successful.

Carried**15.9 *** AWNING IMPROVEMENT PROGRAM****File Number: B32.4-G4.97**

The Council had before it the report of the Manager of Corporate Services regarding the Main Street Awning Improvement Program.

Resolution 2021/32**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

That Bourke Shire Council proceed with the development of the Main Street Awning Improvement Program as detailed in the report presented to Council on 24 August 2020.

Carried

15.10 * 2021/2022 - OPERATIONAL PLAN PREPARATION****File Number: P4.1**

The Council had before it the report of the Manager of Corporate Services regarding the preparation of Councils 2021/2022 Operational Plan.

Resolution 2021/33**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

- 1. That the 2021/2022 Operational Plan be prepared utilising the 2% General Rate increase as determined by IPART.**
- 2. That any Councillors wishing to have an item included in the 2021/2022 Draft Operational Plan for consideration, notify the Manager of Corporate Services by 25 February 2021.**
- 3. That the proposed timetable for the preparation and adoption of Council's 2021/2022 Operational Plan be adopted as follows:**

4 January 2021	Preparation Commenced
15 March 2021	MANEX Meeting to Finalise Preliminary Document
16 March 2021	Draft Document Distributed Councillors
18 March 2021	Meeting of Corporate Service Committee to consider preliminary document
22 March 2021	Draft Document to Council for approval to proceed to advertisement
1 April 2021	Period of Public Notices Commences
3 May 2021	Closing Date for Submissions to be lodged
24 May 2021	Submissions presented to Council for consideration
24 May 2021	Subject to any amendments the Operational Plan is to be adopted
14 June 2021	Final Document published and distributed

Carried**15.11 *** BUDGET REVIEW TO 31 DECEMBER 2020****File Number: F1.1-LD-L11.10.4**

The Council had before it the report of the Manager of Corporate Services regarding the Quarterly Budget Review Statement as at December 2020

Resolution 2021/34**Moved: Cr John Thompson****Seconded: Cr Cec Dorrington**

- 1. That the document entitled "Quarterly Budget Review Statement – December 2020" be received and noted.**
- 2. That the variations of income and expenditure as identified in the "Quarterly Budget Review Statement – December 2020" be Adopted.**

Carried

21 ACTIVITY REPORTS**21.1 ENGINEERING SERVICES ROAD WORKS & WORKSHOP - WORKS COMPLETED****File Number: E7.1**

The Council had before it the Activity Report of the Manager Roads regarding the Road Works and Workshop sections of Council.

Resolution 2021/35**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel**

That Council note the information in the Engineering Services Department Road Works and Workshop Activity Reports as presented to Council on Monday, 22 February 2021.

Carried**21.2 PARKS & GARDENS / TOWN SERVICES / WATER & WASTEWATER
ENGINEERING SERVICES ACTIVITY REPORT****File Number: E7.1**

The Council had before it the Activity Report of the Manager Works regarding the Parks and Gardens, Town Services and Water and Wastewater sections of Council.

Resolution 2021/36**Moved: Cr Cec Dorrington****Seconded: Cr Robert Stutsel****Recommendation**

That Council note the information in the Engineering Services Department Activity Reports as presented to Council on Monday, 22 February 2021.

Carried

21.3 ENVIRONMENTAL SERVICES DEPARTMENT - ACTIVITY REPORT

File Number: D3.1-A11.1-A8.1

The Council had before it the Activity Report of the Manager Environmental Services regarding the Environmental Services section of Council.

Resolution 2021/37

Moved: Cr Cec Dorrington

Seconded: Cr Robert Stutsel

That the information in the Environmental Services Activity Report as presented to Council on Monday, 22 February 2021 be received and noted.

Carried

21.4 GENERAL MANAGER'S ACTIVITY REPORT

File Number: G1.1

The Council had before it the Activity Report of the General Manager.

Resolution 2021/38

Moved: Cr Cec Dorrington

Seconded: Cr Robert Stutsel

That Council note the information in General Manager's Activity Report as presented to Council on Monday, 22 February 2021.

Carried

21.5 LIBRARY MANAGER'S - ACTIVITY REPORT

File Number: L4.1

The Council had before it the Activity Report of the Library Manager.

Resolution 2021/39

Moved: Cr Cec Dorrington

Seconded: Cr Robert Stutsel

That the information in the Library Manager's Activity Report as presented to Council on Monday, 22 February 2021 be noted.

Carried

21.6 TOURISM & EVENTS MANAGER'S ACTIVITY REPORT**File Number: T4.3**

The Council had before it the Activity Report of Councils Tourism and Events Manager.

Resolution 2021/40**Moved: Cr Cec Dorrington****Seconded: Cr Sally Davis**

That Council note the information in the Tourism and Events Manager's Activity Report as presented to Council on 22 February 2021.

Carried

22 CLOSED SESSION

At this juncture, the Council gave consideration to moving into a Closed Session of Council.

Resolution 2021/41

Moved: Cr Cec Dorrington

Seconded: Cr Robert Stutzel

That given that no members of the public have made representations regarding the closure of the meeting, Council proceed to consider the confidential reports listed below in a meeting closed to the public in accordance with Section 10A of the Local Government Act 1993:

22.1 * Deed of Agreement - CAPRA PTY LTD - Proposed Sale of Small Stock Abattoir - February 2021 Update**

Confidential under Section 10A(2)(g) of the Local Government Act, with Council satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

22.2 * Proposed Land Purchase - East of Monomeeth Street, Bourke**

Confidential under Section 10A(2)(c) of the Local Government Act, with Council satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

22.3 * Proposed Land Purchase - Mathews Street Louth**

Confidential under Section 10A(2) (c) of the Local Government Act, with Council satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

22.4 Outstanding Rates and Charges

Confidential under Section 10A(2) (b) of the Local Government Act, with Council satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

Carried

Council proceeded into a closed session with the livestreaming of the meeting being paused at 10.15am.

23. RETURN TO OPEN COUNCIL**Resolution 2021/42****Moved: Cr Sally Davis****Seconded: Cr Lachlan Ford****That Council moves out of Closed Council into Open Council.****Carried**

The open Council meeting and the livestreaming of the meeting recommenced at 10.26am.

RESOLUTIONS FROM CLOSED SESSION OF COUNCIL

The General Manager read to the meeting the Motions that were passed in Closed Council.

22.1 * DEED OF AGREEMENT - CAPRA PTY LTD - PROPOSED SALE OF SMALL STOCK ABATTOIR
- FEBRUARY 2021 UPDATE****Resolution 2021/43****Moved: Cr Cec Dorrington****Seconded: Cr Lachlan Ford**

1. That Council note the information in the report of the Manager of Special Projects, "Deed of Agreement – CAPRA Pty Ltd – Proposed Small Stock Abattoir", as presented to Council on Monday, 22 December 2021.
2. That Council make further contact with the Commonwealth in late May 2021 in respect of the funding agreement.

Carried**22.2 *** PROPOSED LAND PURCHASE - EAST OF MONOMEETH STREET, BOURKE****Resolution 2021/44****Moved: Cr Robert Stutsel****Seconded: Cr Cec Dorrington**

1. That Council proceed to advise NSW Crown Lands that it accepts their offer for Council to acquire 17.22 hectares of land located east of Monomeeth Street, Bourke identified as Lot 2 DP 1057615, being Western Lands Lease Number 14377.
2. That payment for the allotment be made in full within 28 days of receipt of a tax invoice from NSW Crown Lands.
3. That funds for the purchase of this land be sourced from the Infrastructural Renewal Reserve for Regional/Local Roads.
4. That any necessary documents be executed under the Common Seal of Council.

Carried

22.3 * PROPOSED LAND PURCHASE - MATHEWS STREET LOUTH****Resolution 2021/45****Moved: Cr Lachlan Ford****Seconded: Cr Robert Stutsel**

- 1. That Council acquire Lot 6 and Lot 7 Section 17 DP 1275, Mathews Street, Louth at a combined purchased price of \$6,000.00**
- 2. That Council be responsible for the payment of legal fees payable by the vendor in the sale process.**
- 3. That funds for the purchase of this land be sourced from the Transport Budget for Regional/Local Roads.**
- 4. That any necessary documents be executed under the Common Seal of Council.**

Carried**22.4 OUTSTANDING RATES AND CHARGES****Resolution 2021/46****Moved: Cr Sally Davis****Seconded: Cr Lachlan Ford**

That Council notes the report on Outstanding Rates and Charges and Water Billing owed to Council as at 31st December 2020.

Carried

The Meeting closed at 10.30am.

The minutes of this meeting were confirmed at the Council Meeting held on 22 March 2021.

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CHAIRPERSON