

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 February 2019, commencing at 5.30 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

ATTENDANCE

Mayor Cr Brian Ingram

COUNCILLORS

Gregory Armstrong
Tony Flanery
John Horton
Christopher Manchester
Rita O'Connor
Margaret Roles
Wendy Tuckerman
John Walker
Antony Wallace

STAFF

E Marks	General Manager
L Furness	Executive Director Corporate and Community
S Langman	Director Sustainable Growth
J Osland	Director Infrastructure

APOLOGIES

Councillor Matthew Stadtmiller

19/01 RESOLVED:

That the apology be accepted

Councillors: Wallace/Manchester

PUBLIC FORUM

- Item - 19/20 – 2018/DA-00155 – Alterations & Additions to Monteagle Hall – 1293 Scenic Road, Monteagle – Emma Cockburn

General Manager

Mayor

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SYMPATHY EXPRESSIONS

19/02 RESOLVED:

That Council staff and members of the public be upstanding for a minute silence to express our sympathy on the passing of,

Karen Caldwell, Charles Uren, Moya McIntyre, John Elms, Ellen Oakes, Kenneth Ashton, June Jamieson, Geoffrey Parker, Donald Close, Robyn McCaffery, Guy Gibson, Joshua Duggan, Kevin Brown, Raymond Baker, Isabella Langton, Nita Russell, Anthony Wells, Kathleen Longhurst, Patricia Hughes, Kenneth Lemon, Patrick Brown, Catherine Elson, David Chesworth, Betty McKinnon, Richard Archer, Ronald Fuller, Brendan Holmes, Yanpu Wang, Zdzislaw Brzozek, David Brayshaw, Deidre Allsop Dick, Patrick Brown, Marie Martin, Sandra Forsyth, Therese Roberts, Raymond Baker, Geoffery Stevens, Denis Bradshaw, Penny Gibson, Norman Flanagan

Moved: Mayor Ingram

CONFIRMATION OF MINUTES

19/03 RESOLVED:

That the minutes of the Ordinary Meeting of Council held on 12 December 2018, be confirmed as a true and accurate record; with changes to:

Item - 18/295 - Draft Young Development Control Plan - Amendment 2 And Planning Proposal For Vehicle Sales Or Hire Premises, 8 Wombat And 1 Murringo Streets, Young - That Cr Stadtmiller be recorded as against the resolution; and

Item - 18/299 - 2017/DA-00190 For The Construction Of An Access Road Along An Unformed Crown Road Reserve Running From Bribbaree Road, Maimaru, In A Generally Southerly Direction (To Provide Access To The 'Billaboola' Holding)- That Cr Stadtmiller be recorded as against the resolution

Councillors: Manchester/O'Connor

DECLARATIONS OF INTEREST - CONFLICT OF INTEREST

Nil

19/01 - MAYORAL REPORT – FEBRUARY 2019

19/04 RESOLVED:

That Council:

(a) Receive and note the Mayors Report, February 2019.

Moved: Mayor Ingram

General Manager

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19/02 - COUNCILLOR REPORT'S – MEETINGS ATTENDED AND COMMUNITY RECOGNITION

Antony Wallace

Council Workshops – LEP and Budget

Joint use Library Facility Meeting regarding Art Facility and concerns with design of the building.

27 February Hilltops Council Ordinary Meeting - Young

Gregory Armstrong

Meetings as minuted

14 December Meet with Chinese Delegation from Lanzhou - Young

17 January Councillors Crown Road inspection – Maimuru

22 January Australia Day Young Community Committee Meeting

24 January Welcome for Paralympic Gold Medallist and Young Australia Day Ambassador – Lindy Lou - Young

25 January Australia Day celebrations - Young

30 January Young sewerage treatment works – walk through with bio-solids overview

LEP – Rural and Residential Lands Study Workshop

5 February Economic Development Committee Meeting – Young

6 February LEP – Freight and Transport Study Workshop and Policy Review Committee

13 February LEP – Economic Growth and Land Use Strategy Workshop

Monteagle Village Community Consultation and Workshop

15 February Boorowa Water Supply Briefing – Harden

20 February Blackguard Gully Masterplan Workshop

2019-2020 Budget Workshop – Stormwater and Buildings

21 February Strategic Planning Workshop

26 February LEP Working Committee Meeting

27 February Hilltops Council Ordinary Meeting - Young

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Tony Flanery

Meetings as minuted

LEP Workshop x 2

Budget Workshop

Blackguard Gully Workshop

Ratepayer discussions

Special Mention - Former long-standing Councillor Pat Brown (1971-2004), elected onto Harden Shire Council following the amalgamation of Demondrille and Harden Municipal Council's – Councillor Brown was very community minded; integral in having the abattoirs operational in Harden and the racecourse going and a fantastic supporter of Harden.

John Walker

Meetings as Minuted

Constituent Interviews

Rye Park Windfarm

Considering report on Monteagle Hall

Christopher Manchester

Meetings as minuted

LEP Workshop

Budget Workshop

Blackguard Gully Workshop

Wendy Tuckerman

14 December Boorowa Amenities Building - opening

Boorowa Local Playground - opening

18 December Boorowa Community Garden Workshop

St Joseph's School Presentation - Boorowa

19 December Meeting with Mayor and Member for Riverian,
Michael McCormack re: Library

25 January JUPA Meeting

Australia Day - Dinner with Ambassador for Boorowa

12 February Boorowa Sports User Meeting

21 February Strategic Planning Day - Galong

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19/05 RESOLVED:

That Council:

- (a) Receive and note the Councillor Reports; and*
- (b) Community Recognition for Lois Bloor – Wombat Progress Association. Lois has been a member of the Wombat community most of her life. Lois was a stalwart of the Wombat Community and will be sadly missed.*

Councillors: Manchester/O'Connor

19/06 RESOLVED:

That the standing order of business be suspended to deal with:

Item 19/20 – 2018/DA-00155 – Alterations & Additions to Monteagle Hall – 1293 Scenic Road, Monteagle

Councillors: Walker/O'Connor

19/20 – 2018/DA-00155 – ALTERATIONS & ADDITIONS TO MONTEAGLE HALL – 1293 SCENIC ROAD, MONTEAGLE

MOTION

That Council:

- (a) grant an exemption to Monteagle Hall Committee from payment of the s94A contribution, in relation to development application 2018/DA-00155; and
- (b) Approve refund and waiving of application fees; and
- (c) Waiving of fees, be placed on public exhibition for 28 days.

Councillors: Walker/Horton

AMENDMENT

That Council:

- (a) not grant an exemption or waiver of fees rather, financial assistance be by Council's Financial Assistance Committee - immediately.

Councillors: Armstrong/Tuckerman

Amendment put and carried

19/07 RESOLVED:

That Council:

- (a) not grant an exemption or waiver of fees rather, financial assistance be by Council's Financial Assistance Committee - immediately.*

Councillors: Armstrong/Tuckerman

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19/03 – NOTICE OF MOTION - VIOLENCE AGAINST WOMEN IN POLITICS

MOTION

That Council:

- (a) Receive and note the report
- (b) Adopt the Model Code of Conduct 2018 with the inclusion of a further strengthening of Clause 3.7 with specific reference to Women in Politics,
- (c) That this Clause 3.7 include a part (d) to be read as follows:
"For the purposes of this code "harassment" is any form of behaviour towards a person that:
 - a) Is not wanted by the person
 - b) Offends, humiliates or intimidates the person, and
 - c) Creates a hostile environment
 - d) That attempts to normalise abuse, sexism and misogyny, especially in relation to interactions and dealings with Women in Politics
- (d) Write to the Minister for Local Government asking for sector wide reform in relation to this important issue and for further strengthening in the Model Code recently gazetted on the 18 December 2018
- (e) Support the attendance of Cr Margaret Roles and Cr Rita O'Connor to the 2019 Annual Women in Local Government (NSW) conference in May as part of Professional Development and to advance this issue.

Councillors: Roles/O'Connor

Motion put and lost

GENERAL MANAGER'S REPORT

19/04 - BLAZE AID SUPPORT TO REGION

19/08 RESOLVED:

That Council:

- (a) Endorse \$5000 in expenditure for Blaze Aid to support food for the volunteers; and*
- (b) Endorse the cover of accommodation at the Boorowa Showground including utilities for the volunteers during their stay.*

Councillors: Walker/Wallace

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19/05 – AUSTRALIAN INSTITUTE OF COMPANY DIRECTORS (AICD) GOVERNANCE COURSE – COUNCILLOR ATTENDANCE 2019

19/09 RESOLVED:

That Council:

- (a) Approve the expenditure of \$8,823.00 for the AICD Governance Course and joining fee as well as accommodation and meals for Councillor Margaret Roles, from the Councillor Professional Development budget 2018/2019.*

Councillors: Wallace/Manchester

19/06 – ENDORSEMENT OF A NEW MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN NORTH SYDNEY COUNCIL, HILLTOPS COUNCIL AND BOOROWA COMMUNITY LANDCARE GROUP.

19/10 RESOLVED:

That Council:

- (a) Endorse the MoU with North Sydney Council, Hilltops Council and Boorowa Community Landcare Group; and*
- (b) As part of the MoU allocate \$2,500 + GST.*

Councillors: Horton/Tuckerman

19/07 – MAYORAL AND COUNCILLOR REMUNERATION

19/11 RESOLVED:

That Council:

- (a) set the Councillor annual fee at \$11,860 from 1 July 2018; and*
- (b) set the Mayoral (additional) fee at \$25,880 from 1 July 2018.*

Councillors: Flanery/Horton

19/08 – DRAFT CODE OF MEETING PRACTICE POLICY

19/12 RESOLVED:

That Council endorse the Code of meeting practice with the following additions:

- (a) 3.10 A Councillor has given notice of any business they wish to be considered by the council at its ordinary meeting by way of notice of motion. To be included on the agenda of the meeting, the notice of motion must be in writing and must be submitted **no later than 12 noon on the Tuesday before the business paper is distributed.***

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- (b) 4.1 *Public Forums are to be held before the commencement of the council meeting and council reserves the right to allocate a separate forum if numbers cannot be accommodated in the half hour prior to the scheduled beginning of the meeting.*
- (c) 4.4 *To speak at a public forum, a person must first make an application to the council in the approved form. Applications to speak at the public forum must be received by **12 noon on the Tuesday** before the date on which the public forum is to be held and must identify the item of business on the business agenda of the council meeting the person wishes to speak on, and whether they wish to speak 'for' or 'against' the item.*
- (d) 4.5 *A person may apply to speak on no more than **three (3)** items of business on the agenda of the council meeting.*
- (e) 4.8 *No more than **three (3) speakers** may be able to speak 'for' or 'against' each item of business on the agenda for the council meeting. At the discretion of the chairperson further speakers be allowed to speak.*
- (f) 4.11 *Approved speakers at the public forum are to register with the council any written, visual or audio material to be presented in support of their address to the council at the public forum, and to identify any equipment needs no more than **12 noon on the Tuesday** before the public forum. The general manager or their delegate may refuse to allow such material to be presented.*
- (g) 4.13 *Each speaker will be allowed **five (5)** minutes to address the council. This time is to be strictly enforced by the chairperson.*
- (h) 4.16 *Speakers are under no obligation to answer a question put under clause 4.15. Answers by the speaker, to each question are limited to **two (2)** minutes.*
- (i) 4.18 *The general manager or their nominee may, with concurrence of the chairperson, address the council for up to **five (5)** minutes in response to an address to the council at a public forum after the address and any subsequent questions and answers have been finalised.*

Webcasting of meetings

- (j) 5.22 *A recording of each meeting of the council and committee of the council is to be retained on the council's website for **the term of the current council**. Recordings of meetings may be disposed of in accordance with the State Records Act 1998. Recordings of prior meetings can be accessed through a GIPA request.*
- (k) 11.11 *All voting at council meetings, (including meetings that are closed to the public), must be recorded in the minutes of meetings with the*

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names of councillors who voted for and against each motion or amendment, (including the use of the casting vote), being recorded.

Subject to recommendation (k) 11.11 is adopted that 11.6 to 11.9 and clause 11.13 be omitted.

- (l) 14.11 Where the matter has been identified in the agenda of the meeting under clause 3.21 as a matter that is likely to be considered when the meeting is closed to the public, in order to make representations under clause 14.9, members of the public must first make an application to the council in the approved form. Applications must be received by **12 noon on the Tuesday** before the meeting at which the matter is to be considered.*
- (m) 14.13 No more than **one (1)** speaker is to be permitted to make representations under clause 14.9.*
- (n) 14.16 Where the council or a committee of the council proposes to close a meeting or part of a meeting to the public in circumstances where the matter has not been identified in the agenda for the meeting under clause 3.21 as a matter that is likely to be considered when the meeting is closed to the public, the chairperson is to invite representations from the public under clause 14.9 after the motion to close the part of the meeting is moved and seconded. The chairperson is to permit no more than **two (2) speakers** to make representations in such order as determined by the chairperson.*
- (o) 14.17 Each speaker will be allowed **three (3)** minutes to make representations, and this time limit is to be strictly enforced by the chairperson. Speakers must confine their representations to whether the meeting should be closed to the public. If a speaker digresses to irrelevant matters, the chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the chairperson, the speaker will not be further heard.*

Expulsion from meetings

- ~~*(p) 15.14 All chairpersons of meetings of the council and committees of the council are authorised under this code to expel any person, including any councillor, from a council or committee meeting, for the purposes of section 10(2)(b) of the Act.*~~
- (q) 15.15 All chairpersons of meetings of the council and committees of the council are authorised under this code to expel any person other than a councillor, from a council or committee meeting, for the purposes of section 10(2)(b) of the Act. Councillors may only be expelled by resolution of the council or the committee of the council.*

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Note: Councils may use either clause 15.14 or clause 15.15.

That council either choose 15.14 or 15.15 to be included in the policy.

Rescinding or altering council decisions

- (r) 17.10 *A notice of motion to alter or rescind a resolution relating to a development application must be submitted to the general manager no later than **one (1) day** after the meeting at which the resolution was adopted.*

Time Limits on Council Meetings

- (s) 18.1 *Meetings of the council and committees of the council are to conclude no later than **10.00pm**.*
- (t) 18.2 *If the business of the meeting is unfinished at **10.00pm**, the council or the committee may, by resolution, extend the time of the meeting.*
- (u) 18.3 *If the business of the meeting is unfinished at **10.30pm**, and the council does not resolve to extend the meeting, the chairperson must either:*
(a) *defer consideration of the remaining items of business on the agenda to the next ordinary meeting of the council, or*
(b) *adjourn the meeting to a time, date and place fixed by the chairperson.*

And that Council;

- (v) *endorse the Draft Hilltops Council Code of Meeting Practice, to be placed on public exhibition from Thursday, 28 February 2019 until Wednesday, 27 March 2019, during normal business hours. Submissions relating to the proposed Draft Hilltops Council Code of Meeting Practice, will be invited up until Wednesday, 10 April 2019 for submissions;*
- (w) *if any submissions are received that propose changes, or if there are substantial post public exhibition changes proposed for any other reasons, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption; and*
- (x) *if there are no submissions received proposing changes as a result of the public exhibition, or there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the Council Draft Code of Meeting Practice.*

Councillors: O'Connor/Manchester

Cr Wallace and Mayor Ingram recorded against the resolution.

19/12 RESOLVED:

That Council move into the Committee of the Whole

Councillors: Flanery/Manchester

General Manager

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19/13 RESOLVED:

That council move out of the committee of the whole

Councillors: Flanery/Wallace

19/09 – DRAFT CODE OF CONDUCT POLICY

19/14 RESOLVED:

That Council;

- (a) endorse the Draft Hilltops Council Code of Conduct Policy to be placed on public exhibition from Thursday, 28 February 2019 until Wednesday, 27 March 2019, during normal business hours. Submissions relating to the proposed Draft Code of Conduct Policy will be invited up until Wednesday, 10 April 2019 for submissions;*
- (b) if any submissions are received that propose changes, or if there are substantial post public exhibition changes proposed for any other reasons, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption; and*
- (c) if there are no submissions received proposing changes as a result of the public exhibition, or there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the Council Code of Conduct Policy.*

Councillors: Horton/Walker

19/10 – UPDATE ON COUNCIL POLICIES

19/15 RESOLVED:

That Council:

- (a) Rescind the following policies of the former Boorowa Council:*
 - Gathering Information Policy*
 - Human Resources Policy*
 - Internal Reporting*
 - Media and Public Relations – Incl. Permission to Film*
 - Meeting Procedures*
 - Mobile Phone Use*
 - On time Payment*
 - Outdoor Clothing*
 - Public Access to Documents (GIPA)*
 - Public Land Management*
 - Recruitment and Selection*
 - Risk Management*
 - Showground Master Plan – Boorowa*
 - Smoke Free Workplace*
 - Street Stalls, Raffles and Public Appeals including Busking*
 - Work Health and Safety.*

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- *Maximum of One registered Vehicle per property in Village areas*
- *Maximum size of sheds in Village areas*
- *Outdoor advertising (Signs)*
- *Relocation of Shipping Containers into Village areas*
- *Residential/Urban Street Numbers*
- *Rural Addressing*
- *Swimming Pool Barrier Inspection*

(b) Rescind the following policies of the former Harden Shire Council:

- *Recruitment of Directors*
- *Street Stalls, Raffles and Public Appeals including Busking*
- *Use of Council Facilities*
- *Use of Council Footpaths*
- *Principal Certify Authority – Service Agreement*
- *Pesticide Use Notification Policy and Plan for outdoor Public Places*

(c) Rescind the following policies of the former Young Shire Council:

- *Gathering Information Policy*
- *Gifts*
- *Management of Council's Asset used Exclusively by One Group*
- *Mobile Phone Use*
- *Risk Management*
- *Staff Corporate Uniform*
- *Street Stalls, Raffles and Public Appeals including Busking*
- *Sun Policy*

Councillors: Manchester/Flanery

19/11 – SISTER CITY AND FRIENDSHIP CITY POLICY

19/16 RESOLVED:

That Council;

- (a) Endorse the Sister and friendship City Policy to be placed on public exhibition for a period of 28 days calling for submissions;*
- (b) If any submissions are received that propose changes, or if there are substantial post public exhibition changes proposed for any other reason, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption;*
- (c) If there are no submissions received proposing changes as a result of the public exhibition, or there are no substantial post public exhibition changes proposed for any other reasons, Council adopts the Sister and Friendship City Policy; and*
- (d) Allocate a budget of \$10,000 towards travel expenses and per diem for Hilltops Council delegation to visit Sister Cities and or host Civic receptions.*

Councillors: O'Connor/Wallace

General Manager

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19/12 – DELIVERY PROGRAM HALF YEARLY PROGRESS REPORT 2017/18

19/17 RESOLVED:

That Council:

- (a) Endorse the Hilltops Council Delivery Program Half Yearly Progress Report for July to December 2018, for provision to the Office of Local Government; and
 (b) Endorse recommended deferrals to the Delivery Program and Operational Plan as itemised:

	<i>Operational Plan Key Action</i>	<i>Recommendation</i>
a.	<i>1.1.1.3.2 Provide a booking service for recreation and community facilities and promote use of the facilities</i>	<i>Move to 2019-20 financial year.</i>
b.	<i>1.1.1.4.1 Coordinate the Hilltops Health Advisory Committee and associated projects</i>	<i>Move to 2019-20. Request that Council review the merit of committees and governance structures.</i>
c.	<i>1.2.2.1.2 Identify priority areas to be revitalised in and around the Central Business Districts (CBDs)</i>	<i>Move to 2021.</i>
d.	<i>1.3.1.1.1 Develop an Arts and Cultural Plan in consultation with Southern Tablelands Arts</i>	<i>Approve extension to June 2020.</i>
e.	<i>1.3.2.1.3 Partner with the aboriginal community to identify alternate solutions to resolve Aboriginal land claims</i>	<i>Acknowledge extension to June 2020.</i>
f.	<i>2.1.1.3.1 Work with key partners and other stakeholders to maximise community benefit from the Crown Land Negotiation Program process</i>	<i>Acknowledge extension to June 2020.</i>
g.	<i>2.3.1.1.1 Develop an Environment Management Strategy to guide planning and decision making to lessen the impact of Council's operations on the environment and the community</i>	<i>Acknowledge request for an extension for the overarching strategy to be prepared in 2021.</i>
h.	<i>3.1.1.2.1 Prepare plans for the beautification of entry points including road and rail to the three main townships and village entrances of the Hilltops</i>	<i>Defer until additional resources are available.</i>
i.	<i>4.3.4.1.1 Develop and implement trade waste policy</i>	<i>Defer until 2019-20</i>
j.	<i>5.2.3.1.1 Develop a Community Engagement Toolkit & Communication Framework for staff and Councillors in consultation with the community</i>	<i>Acknowledge extension to 2019-20.</i>
k.	<i>5.2.3.1.2 Implement the Community Engagement Framework throughout the organisation</i>	<i>Acknowledge extension to 2019-20.</i>
l.	<i>5.3.3.4.3 Undertake a Risk Maturity Assessment and implement consistent risk management practices across the organisation</i>	<i>Move to 2020-21 for review or to be reviewed at the commencement of the next Delivery Program.</i>

Councillors: Manchester/Wallace

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19/13 – HILLTOPS CULTURAL, COMMUNITY AND EDUCATION PRECINCT COMMUNITY PROJECT STEERING COMMITTEE MEETINGS

19/18 RESOLVED:

That Council;

- a) Receive and note the Community Project Steering Committee meeting notes/minutes from March 2018 to December 2018.*

Councillors: Horton/Manchester

19/14 – KRUGER HEALTH AND WELLBEING CENTRE SERVICE PLAN

19/19 RESOLVED:

That Council:

- (a) Endorse the Kruger Health and Wellbeing Centre Service Plan.*

Councillors: Horton/Flanery

Cr Flanery recorded as against the resolution

19/15 – BLACKGUARD GULLY STRONGER COMMUNITIES FUND PROJECT

19/20 RESOLVED:

That Council:

- (a) Place the draft Blackguard Gully Masterplan on a 28-day public exhibition period, calling for submissions; and*
- (b) Agree that if there are substantial changes proposed for any reason, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption; and*
- (c) Agree that if there are no submissions received proposing changes, or there are no changes proposed for any other reason, Council adopt the draft Masterplan for Blackguard Gully; and*
- (d) Adopt the revised Conservation Management Plan for Blackguard Gully prepared by Highground Consulting, December 2018.*

Councillors: Horton/Walker

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19/16 – CASH AND INVESTMENT REPORT AS AT 31 DECEMBER 2018

19/21 RESOLVED:

That Council:

(a) Receive the Statement of cash and investments as at 31 December 2018.

Councillors: Horton/Armstrong

19/17 – CASH AND INVESTMENT REPORT AS AT 31 JANUARY 2019

19/22 RESOLVED:

That Council:

(a) Receive the Statement of cash and investments as at 31 January 2019.

Councillors: Manchester/Horton

19/18 – QUARTERLY BUDGET REVIEW STATEMENT (QBRS)

MOTION

That Council:

- (a) Receive and note the December quarterly budget review; and
- (b) The budget recommendations detailed within the December quarterly budget review be adopted.

Councillors: Horton/Manchester

AMENDMENT TO MOTION

That Council:

- (a) Receive and note the December quarterly budget review;
- (b) Reduce the vote for Councillor's professional development by \$5000 to fund Blaze Aid; \$2500 to fund Boorowa Landcare and \$10,000 to fund Murringo playground equipment; and
- (c) Budget recommendations in the quarterly budget review be adopted.

Councillors: Armstrong/Flanery

Amendment put and carried

General Manager

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19/23 RESOLVED:

That Council:

- (a) Receive and note the December quarterly budget review;*
- (b) Reduce the vote for Councillor's professional development by \$5000 to fund Blaze Aid \$2500 to fund Boorowa Landcare MoU and \$10,000 to fund Murringo playground equipment; and*
- (c) Budget recommendations in the quarterly budget review be adopted.*

Councillors: Armstrong/Flanery

19/19 – DEVELOPMENT APPLICATION STATISTICS FOR DECEMBER 2018 & JANUARY 2019

19/24 RESOLVED:

That Council:

- (a) Receive and note the status and processing times for development applications, as at 31 January 2019.*

Councillors: Wallace/Horton

19/21 – 2016/DA-00119 REV02 – RESIDENTIAL AGED CARE FACILITY – 66 DEMONDRILLE STREET YOUNG

19/25 RESOLVED:

That Council:

- (a) Acknowledge resolution 18/296 dated 12 December 2018;*
- (b) Reconfirm refusal of the Modification Application requesting the waiver of s94 fees because it is not in the public interest for large organisations to be granted an exemption to s94 fees; and*
- (c) Notify the applicant Council's decision and reasons for refusal as per clause 100 of the Environmental Planning and Assessment Regulation 2000 accordingly.*

Councillors: Walker/Horton

Record of Councillor Voting on Planning Matters in accordance with Section 375A of the Local Government Act, 1993.

For: Councillors: Ingram, Armstrong, Flanery, Horton, Manchester, O'Connor, Roles, Tuckerman, Walker

Against: Councillor: Wallace

Absent: Councillor: Stadtmiller

General Manager

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19/22 – REQUEST TO WAIVE APPLICATION FEES

19/26 RESOLVED:

That Council:

- (a) Not waive Development Application fees as charged in accordance with Council Fees and Charges Policy.*

Councillors: Walker/Manchester

Record of Councillor Voting on Planning Matters in accordance with Section 375A of the Local Government Act, 1993.

For: Councillors: Ingram, Armstrong, Flanery, Manchester, O'Connor, Roles, Tuckerman, Walker, Wallace

Against: Councillor: Horton

Absent: Councillor: Stadtmiller

19/23 – T2017-031 MOD1: MODIFICATION - TRANSITIONAL GROUP HOME, 'ST LAWRENCE', 16 RYAN STREET, GALONG.

19/27 RESOLVED:

That Council:

- (a) Approves modification application T2017-31 MOD 1, on Lots 1 & 2 DP556200, Lots 1 & 2 DP1119039 & Lot 1 DP952247, 16 Ryan Street, Galong, which seeks to modify / delete a number of conditions pertaining to the effluent disposal system, consolidation of land and access, by modifying the following conditions as indicated:*

- 1. The development shall be generally in accordance with Development Application number T2017-31 submitted by the Applicant and be in accordance with the supporting documentation submitted with that application, including, but not limited to, the following:*

<i>Drawings prepared by Munns Sly Moore Architects Pty Ltd</i>			
<i>Job No.</i>	<i>Rev No.</i>	<i>Name of Plan</i>	<i>Date</i>
<i>A101</i>	<i>1</i>	<i>Site Plan</i>	<i>11/8/2017</i>
<i>A101</i>	<i>1</i>	<i>Floor Plan</i>	<i>11/8/2017</i>
<i>A102</i>	<i>1</i>	<i>Site Images</i>	<i>11/8/2017</i>
<i>Drawings</i>			
<i>-</i>	<i>-</i>	<i>Fire Services and Evacuation Plan</i>	<i>Undated</i>
<i>• Statement of Environmental Effects, prepared by The Farm in Galong Pty Ltd,</i>			

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undated.

- *Statement, prepared by The Farm in Galong Pty Ltd, dated 29 August 2017.*
- *Statement, prepared by The Farm in Galong Pty Ltd, dated 19 March 2018.*
- *O-Site Effluent Management Assessment, prepared by 5QS Consulting Group Pty Ltd, dated 26 March 2018, and the addendum to that report, dated 3rd October 2018.*
[As amended by T2017-031 MOD 1 on 27 February 2019]
- *Fire Safety Statement, prepared by Rapid Fire Systems Pty Ltd, dated 12 April 2018.*

as modified by any conditions of this consent.

- 3. The wastewater management system including the irrigation area must be designed and installed in accordance with the recommendations in the On-Site Effluent Management Assessment, prepared by 5QS Consulting Group Pty Ltd, dated 26 March 2018, and the addendum to that report, dated 3rd October 2018.*
[As amended by T2017-031 MOD 1 on 27 February 2019]
- 27. A Taylex ABS Concrete Tank Econocycle Maxi 25 Aerated Wastewater Treatment System (AWTS) system and effluent irrigation must be installed and maintained in accordance with the manufacturers specifications, the NSW Health conditions of accreditation for the system, the approved On-Site Effluent Management Assessment, prepared by 5QS Consulting Group Pty Ltd, dated 26 March 2018, and the addendum to that report, dated 3rd October 2018, and the following requirements:*
 - a) Stormwater and surface waters are to be diverted from the effluent irrigation area by a suitable surface drainage system;*
 - b) The effluent irrigation area must not be used to grow vegetables or fruit for human consumption;*
 - c) The effluent irrigation area must be operated in such a way as to prevent any run-off of effluent form the land application area; and*
 - d) Within the effluent irrigation area there must be at least two warning signs that comply with Australian Standard AS1319 Safety Signs for the Occupational Environment and have:*
 - i. A green background;*
 - ii. 20mm high capital lettering in black or white; and*
 - iii. the words "RECLAIMED EFFLUENT - NOT FOR DRINKING - AVOID CONTACT".*

[As amended by T2017-031 MOD 1 on 27 February 2019]

- ~~*35. The existing property access is to be upgraded to the development and sealed from Kalangan Street to the property boundary in accordance with Council's Engineering Guidelines. Suitable drainage treatments are to be implemented to prevent water from proceeding onto, or ponding on the road carriageway. The contractor undertaking the works shall lodge an "Application For Works In A Council Road Reserve" under Section 138 of the Roads Act, 1993 with Council. The application shall include the following details:*~~

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- ~~a) A current public liability certificate with a minimum cover of \$20 million;~~
- ~~b) Current plant / vehicle insurances;~~
- ~~c) Detailed plans of the proposed works; and~~
- ~~d) A certified traffic control plan for the proposed works.~~

[As amended by T2017-031 MOD 1 on 27 February 2019]

35. The existing access onto Kalangan Street shall be closed and permanently fenced off.

[As amended by T2017-031 MOD 1 on 27 February 2019]

42. Lots 1 & 2 DP 556200, Lots 1 & 2 DP 1119039, & Lot 1 DP 952247, Lot 1 DP 962448, Lot 1 DP 1093932, Lot 69 DP 665724, and Lots 1 - 4 DP 6249 must be consolidated into a single lot to safeguard services, access and parking associated with the development. Evidence of that the consolidation process has commenced must be provided to Council prior to the issue of an Interim Occupation Certificate.

[As amended by T2017-031 MOD 1 on 27 February 2019]

42A. Prior to the issue of a Final Occupation Certificate, the consolidation of land referred to in Condition 42 shall be completed. Furthermore, the consolidation of land shall be completed within six (6) months of the issue of the Interim Occupation Certificate.

[As amended by T2017-031 MOD 1 on 27 February 2019]

Councillors: Manchester/Horton

Record of Councillor Voting on Planning Matters in accordance with Section 375A of the Local Government Act, 1993.

For: Councillors: Ingram, Armstrong, Flanery, Horton, Manchester, O'Connor, Roles, Tuckerman, Walker, Wallace

Against: Councillor: Nil

Absent: Councillor: Stadtmiller

19/24 – 2019/DA-00002 – DWELLING (NEW) – 18 JASPRIZZA LANE YOUNG - LOT 7 DP250955

19/28 RESOLVED:

That Council:

(a) Approve the Clause 4.6 variation of the development standard contained in Clause 6.1 of the Young LEP 2010, relating to the minimum lot size for the erection of a dwelling, and approve the following application, subject to the conditions below.

- *Application No.: 2019/DA-00002*

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- **Property:** *Lot 7 DP 250955, 18 Jasprizza Lane Young*
- **Development:** *Dwelling (new) – our (4) bedroom, single storey, weatherboard clad with colorbond roof*

General

1. *The development shall be generally in accordance with the supporting documentation, including, but not limited to, the following:*

<i>Drawing No.</i>	<i>Issue</i>	<i>Detail</i>	<i>Dated</i>	<i>Submitted</i>
-	-	<i>Site plan</i>	<i>undated</i>	<i>08/01/2019</i>
-	-	<i>Floor plan</i>	<i>07/12/2018</i>	<i>08/01/2019</i>
-	-	<i>Elevations 1 & 2</i>	<i>07/12/2018</i>	<i>08/01/2019</i>
-	-	<i>Elevations 3 & 4</i>	<i>07/12/2018</i>	<i>08/01/2019</i>
<i>BASIX Certificate No 988244S, dated 07 January 2019, submitted 08 January 2019</i>				
<i>Statement of environmental effects, prepared by DA Busters Pty Ltd, dated 07 January 2019, submitted 08 January 2019</i>				
<i>Clause 4.6 variation report, prepared by DA Busters Pty Ltd, dated 07 January 2019, submitted 08 January 2019</i>				

- and as modified by any conditions of this consent.*
2. *No departure from the approved plans and specifications shall be made unless the prior approval of Council has been obtained in writing.*
 3. *The development shall be carried out in conformity with the provisions of the Environmental Planning and Assessment Act, 1979, and the regulations made thereunder, in accordance with the plans and specifications approved by Council.*
 4. *The builder shall maintain on the site, at all times a legible copy of the following:*
 - *Development Consent including plans and related documentation;*
 - *Construction certificate including plans, specifications and certificates.*

Section 7.12 development contribution

5. *Prior to the issue of any Construction Certificate, a Section 7.12 development contribution (formerly known as Section 94A Contribution) of \$1,000.00 is required towards the provision of public amenities and services, in accordance with the Young Shire Council Section 94A Developer Contributions Plan.*

If payment is made after 30 June 2019, payment of the contribution will be at the rate nominated in Council's Fees and Charges.

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Local Government Act approvals

6. *The person having the benefit of this consent must obtain all relevant approvals under the Local Government Act 1993, prior to commencing such works, including but not limited to: sewerage works, stormwater drainage works, water supply works, installation and operation of an on-site effluent management system, installation of a solid fuel heating device, etc.*

Note: The effluent disposal field must be minimum 40 metre away from the dam.

Signs

7. *No more than two signs shall be erected at the front of the site to display the following details. At least one of these signs shall have the following minimum information:*
- *the name of the Principal Certifying Authority, their address and telephone number;*
 - *the name of the person in charge of the work site and telephone number at which that person may be contacted outside working hours;*
 - *that unauthorised entry to the work site is prohibited;*

and both signs shall be maintained to a tidy and legible standard at all times and must be removed when the work has been completed.

Building Code of Australia and Home Building Act

8. *All building work must be carried out:*
- (a) *In accordance with the requirements of the Building Code of Australia. In particular, your attention is directed to the conditions in this consent;*
 - (b) *In addition, in the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of that Act, such contract of insurance must be in force before any building work authorised by this consent commences.*
9. *Residential building work within the meaning of the Home Building Act 1989 shall not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being a Council) has given the Council written notice of the following information:*
- (a) *In the case of work for which a principal contractor is required to be appointed, the name, licence number and name of insurer if the principal contractor*
 - (b) *In the case of work to be done by an owner-builder, the name and owner-builder permit number (where required).*

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Changes to the residential building work shall not be carried out unless the Principal certifying Authority has given the Council written notice of the changes. This condition does not apply to Crown building work as defined.

10. *The builder or person who does the residential building work must comply with the applicable requirements of Part 6 of the Home Building Act 1989. This requirement may be satisfied by the provision of an owner-builder permit of Home Owners Warranty Insurance.*

Inspection/Certification

11. *Prior to commencement of work, the person having the benefit of the Development Consent:*
 - (a) *shall appoint a Principal Certifying Authority (PCA); and*
 - (b) *shall ensure a Construction Certificate is issued by the PCA;*
 - (c) *shall notify Council of their intention to commence the site works (at least 2 days notice is required).*
12. *The Principal Certifying Authority shall determine the inspections and compliance certificate that are required.*
13. *Where Hilltops Council is nominated as the Principal Certifying Authority, the following requirements shall be satisfied before works commence:*
 - *The Principal Certifying Authority Service Agreement shall be completed and signed by the applicant; and*
 - *Terms and conditions of the Principal Certifying Authority Service Agreement shall be satisfied.*
14. *Where Hilltops Council is not the Principal Certifying Authority, the following requirements shall be satisfied before works commence:*
 - *Principal Certifying Authority name, address and registration details (evidencing registration with the Building Professionals Board) shall be submitted to Council; and*
 - *A Construction Certificate shall be registered with Council.*

Occupation Certificate

15. *A Final Occupation Certificate must be issued by the Principal Certifying Authority prior to occupation or use of the development. In issuing an occupation certificate, the Principal Certifying Authority must be satisfied that the requirements of section 109H of the Environmental Planning and Assessment Act 1979 have been satisfied.*

Note: When all work as indicated on the approved plans/specifications is completed, the applicant shall notify the PCA to arrange for the issue of a final Occupation Certificate.

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SITE PREPARATION

Cut and Fill

16. *The applicant shall ensure that any cut or fill on site is appropriately graded, drained, retained and vegetation commenced.*
17. *Retaining walls greater than 1 metre in height shall be designed by a suitably qualified practising and insured Structural Engineer. The design shall be submitted to and permission to proceed granted by Council prior to work commencing.*
18. *It is a prescribed condition of this consent that if the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the consent shall, at the person's own expense:*
 - *Protect and support the adjoining premises from possible damage from the excavation; and*
 - *Where necessary, underpin the adjoining premises to prevent any such damage;*
 - *This condition does not apply if the person having the benefit of the consent owns the adjoining land or the owner of the adjoining land has given written consent to this condition not applying.*

Erosion Control

19. *Erosion and sedimentation control measures shall be implemented on the site prior to work commencing.*

**NOTE: ENSURE THAT SEDIMENT AND EROSION CONTROL ARE IN PLACE BEFORE EARTHWORKS COMMENCE*

Builders Toilet

20. *The applicant shall ensure that a suitable builders' toilet is situated on the property, prior to commencing construction and is serviced and maintained in clean condition during construction.*

DURING CONSTRUCTION

Kitchen Exhaust

21. *Kitchen exhaust shall discharge externally of the roof covering and not discharge into the roof space. Any ductwork through roof space is to be of non-combustible material.*

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Smoke Alarms

22. *A smoke alarm system complying with Australian Standard AS3786 Self Contained Smoke Alarms or listed in the Scientific Services Laboratory (SSL) Register of Accredited Products - Fire Protection Equipment shall be installed in suitable locations on or near the ceiling.*
23. *The smoke alarm system must be connected to the mains electrical power supply and must have a standby (battery backup) power supply.*
24. *Prior to issue of the Occupation Certificate, the Licensed Electrician responsible for the smoke alarm installation shall issue a certificate to the Principal Certifying Authority to verify the following:*
 - *To verify the SSL number; and*
 - *To verify that the installation on the site complies with manufacturers specification.*

BASIX Requirements

25. *The requirements of the BASIX Certificate issued in respect of the development shall be satisfied as follows:*
 - *Certification for each element in the above BASIX Certificate shall be provided at the inspection immediately after installation; and*
 - *Certification for each element in the above BASIX Certificate shall be provided prior to issue of the Occupation Certificate.*

Water Supply Tank

26. *A minimum of 100,000 litres of tanked water supply for domestic consumption or larger volume of water supply in accordance with BASIX commitments. In addition to the domestic water supply and BASIX, an additional 20,000 litres of water supply shall be dedicated and reserved for firefighting purposes on site in accordance with the NSW Rural Fire Service requirements. Where the total volume is provided in a single tank, the draw off point for the domestic supply is to be located at or above the 20,000-litre level. The tank shall be fitted with a 65mm Storz fitting and ball or gate valve. Water tanks for firefighting purposes shall be of a non-combustible material, generally located in close proximity to the dwelling and allow access for fire fighting vehicles.*

Stormwater Drainage

27. *Stormwater from roof and hardstand areas shall be conveyed at least 3m clear of the dwelling, and disposed of without causing erosion or nuisance to adjoining premises. This shall include the stormwater overflow from any tank or collection system.*

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Trees

28. *Any trees not approved for removal (on development site or on public footpath) shall be protected from damage during construction. This includes protection from compaction of the ground within the root zone, damage to the trunk or crown of the tree.*

Access

29. *Prior to issue of an Occupation Certificate the following requirements shall be satisfied:*
- *Vehicular access application form shall be submitted to and approved by Council;*
 - *Vehicular access shall be constructed in accordance with Council's approval;*
 - *All work shall comply with Council's Engineering Guidelines for Subdivisions and Developments.*

Works within the road reserve

30. *Any construction works, including accesses, footpaths, or the like on public roads (Council or Crown Road Reserves) shall comply with the following requirements:*
- *Application made to Council for a Works Within Road Reserve Permit for the site;*
 - *Works Within Road Reserve Permit issued by Council for the site;*
 - *Works constructed in accordance with Works Within Road Reserve Permit for the site;*
39. *Any works within the road reserve requires the following to be carried out prior to commencement:*
- *A Traffic Control Plan (TCP) shall be prepared and submitted to Council for approval;*
 - *The Traffic Control plan shall be developed by an accredited person and it shall contain the certification number and the date of issue by the accredited person.*

Rural addressing

31. *A rural addressing number plate shall be erected on the fence adjacent the property entrance by Council, at full cost to the developer, at the price listed in Council's Management Plan, at the time of payment.*

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NUISANCE & AMENITY

Hours of Construction

32. *For reasons of residential amenity in the neighbourhood, work on the project shall be limited to the following hours:*
- (i) Monday to Friday - 7:00 am to 6:00 pm*
 - (ii) Saturday - 8:00 am to 5:00 pm*
 - (iii) No work to be carried out on Sunday/Public Holidays, without the prior written consent of Council.*

Waste disposal

33. *All construction waste shall be disposed of to a licenced landfill site.*

Councillors: Walker/Wallace

Record of Councillor Voting on Planning Matters in accordance with Section 375A of the Local Government Act, 1993.

For: Councillors: Ingram, Armstrong, Flanery, Horton, Manchester, O'Connor, Roles, Tuckerman, Walker, Wallace

Against: Councillor: Nil

Absent: Councillor: Stadtmiller

19/25 – JUGIONG BUSINESS AREA LANDSCAPE MASTER PLAN

19/29 RESOLVED:

That Council:

- (a) Place the amended Draft Jugiong Landscape Master Plan on a 28-day Public exhibition period, asking for Public comment on the plan, returning that document to Council for final adoption to the April Ordinary Meeting of Council.*

Councillors: Horton/Roles

19/26 – GALONG VILLAGE LANDSCAPE MASTER PLAN

19/30 RESOLVED:

That Council:

- (a) Place the Draft Galong Landscape Master Plan on a 28-day public exhibition period for public comment on the plan, returning that document to Council for final adoption to the April Ordinary Meeting of Council.*

Councillors: O'Connor/Manchester

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19/27 – HILLTOPS WORKS REPORT

19/31 RESOLVED:

That Council:

- (a) Receive and note the information provided on works completed and works planned.*

Councillors: Horton/Flanery

19/27A – ACTION SUMMARY REPORT

19/32 RESOLVED:

That Council;

- a) Defer the Action Summary Report to 27 March 2019 meeting; and
b) Each question taken on notice be individually numbered and added to the action summary report.*

Councillors: Flanery/Armstrong

CORRESPONDENCE FOR ATTENTION

ACTION

◆ Nil

INFORMATION

19/33 RESOLVED:

That Council;

- a) Note the media releases and dates of release from December 2018 to February 2019. All Hilltops Council media releases can be found on the Hilltops Council website: <https://hilltops.nsw.gov.au/>*

Councillors: Horton/Wallace

General Manager

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COUNCIL COMMITTEE REPORTS

19/28 – MINUTES OF SECTION 355 COMMITTEE’S REQUIRING ADOPTION

Galong Progress Association – 29 November 2018

19/34 RESOLVED:

That Council:

- (a) As per all maintenance requests in the Galong Progress Association Minutes of 29 November 2018 have been referred to council staff for completion, within the budgetary restraints.*

Councillors: Horton/Manchester

Galong Limestone Mine VPA Steering Committee – 21 January 2019

19/35 RESOLVED:

That Council:

- (a) Endorse the minutes of the VPA Steering Committee – 21 January 2019 and all activities requested be taken from VPA funds held by Hilltops Council:*
- i. The entire cost of replacing the existing barb wire boundary fence with a 1.8m colourbond fence be funded from VPA funds; and*
 - ii. The VPA funds be used to complete the works around the hall area prior to examining other activities and works around Galong that may arise from the Galong Master Plan.*

Councillors: Manchester/Horton

19/29 – HILLTOPS COUNCIL LOCAL TRAFFIC ADVISORY COMMITTEE – MINUTES 05/12/2018

19/36 RESOLVED:

That Council:

- (a) Endorse the minutes of the from Hilltops Council Local Traffic Advisory Committee – 5 December 2018; and all items recommended be placed on council’s action list for activities to be undertaken.*

Councillors: Walker/Horton

19/37 RESOLVED:

That Council;

- a) Note the balance of the committee reports.*

Councillors: Walker/Flanery

General Manager

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CLOSED COUNCIL

19/30 – EXCLUSION OF THE PRESS AND PUBLIC

19/38 RESOLVED:

That Council;

- a) Resolve into Closed Council to consider business identified, together with any late reports tabled at the meeting; and*
- b) 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 to be considered is classified confidential under the provisions of section 10A(2) as outlined above;*
- c) The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.*

Councillors: Manchester/O'Connor

ITEM 1: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 2: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 3: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 4: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

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ITEM 5: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 6: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 7: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 8: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) prejudice the commercial position of the person who supplied it.

ITEM 9: PERSONELL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning individuals (other than Councillors)

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19/31 – HILLTOPS PARTICIPATION IN CLASS ACTION

19/39 RESOLVED:

That Council:

- (a) Receive and note the report; and*
- (b) Acknowledge that the action has been settled and take no further action on the matter.*

Councillors: Horton/Roles

19/32 – PURCHASE REQUEST FOR PURCHASE OF COUNCIL LAND

19/40 RESOLVED:

That Council:

- (a) Receive and note the report;*
- (b) Acknowledge the valuation report prepared by Ray White Real Estate; and*
- (c) Delegate the General Manager to investigate the possible sale or future use of the land with a report to be brought back to the 27 March 2019, Hilltops Council Ordinary Meeting.*

Councillors: Horton/Manchester

19/41 RESOLVED:

That council move into the committee of the whole

Councillors: Flanery/O'Connor

19/42 RESOLVED:

That council move out of the committee of the whole

Councillors: Horton/Armstrong

19/33 – AWARD OF CONTRACT FOR CONSTRUCTION OF YOUNG AQUATIC CENTRE: STAGE 2

19/43 RESOLVED:

That Council;

- (a) In accordance with the Local Government (General) Regulation 2005, section 178 3(e) reject all tenders for RFT 442 of 218, due to the significant potential cost over runs;*
- (b) Enter into direct negotiations with any person with a view to entering into a contract in relation to the tender; with a view to entering into a contract for the construction of the Young Aquatic Centre new amenities building and splash pool/learn to swim pool.*

General Manager

Mayor

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- (c) Delegate the General Manager, in the interests of timing, authority to enter into a contract up to the value of \$2.3million from the 2019/20 budget;
- (d) Re-allocate \$300,000 of the excess from the Cherry Capital Building Project which will not be substantially completed this year;
- (e) Allocate the remainder of the excess cost, up to \$300,000 from the 2019/20 budget;
- (f) Request a report be submitted to the March 2019 Ordinary Council Meeting advising of the outcome of the negotiations;
- (g) Delegate to the General Manager authority to execute all documentation required for this contract;
- (h) Delegate to the General Manager authority to negotiate, manage and approve all variations arising from the contract; and
- (i) Recommit the funding of the Cherry Capital Building for consideration in the 2019/20 budget.

Councillors: Horton/Armstrong

19/34 – REFURBISHMENT OF YOUNG TENNIS COURTS – CONTRACT AWARD

19/44 RESOLVED:

That Council:

- (a) Acceptance of the Riverina Sports Services tender, including 15% contingency and allowance for GST:

• Tender price (excl. GST)	\$566,136.00
• 15% Contingency	\$ 84,920.40
• GST allowance	\$ 65,105.64
• Total	\$716,162.04

Councillors: Manchester/Horton

19/35 – ENGAGEMENT OF CONSULTANTS UNDER A PROFESSIONAL SERVICES AGREEMENT

19/45 RESOLVED:

That Council:

- a) That the matter be deferred, with more information to be brought back to 27 March 2019, meeting.

Councillors: Walker/Manchester

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 February 2019, commencing at 5.30 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

19/36 – PROPOSED ROAD ALIGNMENT FOR NEW BRIDGE OVER GARIBALDI GULLY

19/46 RESOLVED:

That Council:

- (a) Note the current condition of Garibaldi Gully Bridge;*
- (b) Note the proposed road alignment to support the new bridge construction; and*
- (c) Endorse the allocation of \$50,000 in the FY19/20 budget to commence concept planning for the replacement.*

Councillors: Wallace/Manchester

19/37 – ENGAGEMENT OF CONSULTANT TO UNDERTAKE BOOROWA DROUGHT SECURITY SCOPING STUDY

19/47 RESOLVED:

That Council:

- (a) Award contract 134 of 2019 to Cardno ABN 95 001 145 035, for the Boorowa Drought Security Scoping Study and Options Assessment to the value of \$106,068 (excl GST);*
- (b) Note the additional fee for the completion of a concept design based on the preferred option for \$266,689.60 (excl. GST) to be agreed prior to the notice to proceed with the works;*
- (c) A project contingency of \$197,242.40 be assigned to the project, with a total funded services cap of \$570,000;*
- (d) Delegate to the General Manager to execute all necessary documentation; and*
- (e) Delegate to the General Manager authority to negotiate variations to the project as required.*

Councillors: Manchester/O'Connor

19/38 – HARDEN RACECOURSE PROPOSED LIGHT INDUSTRIAL SITE AND RFS HEADQUARTERS UPDATE REPORT. – CONFIDENTIAL

19/48 RESOLVED:

That Council:

- (a) Defer the report until such time as RFS advise Council about the funding available to complete the project.*

Councillors: Wallace/O'Connor

Staff leave the room at 10.45pm

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 February 2019, commencing at 5.30 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

19/39 – GENERAL MANAGERS PERFORMANCE PLAN

19/49 RESOLVED:

That Council:

- (a) Endorse the attached General Managers performance plan including Key Performance Indicators as part of the probation and annual appraisal process;*
- (b) The General Manager undertakes a self-assessment;*
- (c) The General Manager gives a presentation to council;*
- (d) Council evaluate the General Manager performance;*
- (e) Council appoints a panel of three (3) to discuss Council's assessment of General Manager performance with the General Manager; and*
- (f) The Panel to report back to Council regarding discussions with the General Manager.*

Councillors: Horton/Walker

19/50 RESOLVED:

That Council move out of closed council

Councillors: Wallace/Horton

Council moved out of Closed Council and the resolutions made in Closed Council were read.

NEXT MEETING

The next ordinary meeting of Council scheduled to be on Wednesday, 27 March 2019, Boorowa Chambers, commencing at 5.30pm

TERMINATION

There being no further business the meeting closed 11.05 pm.

General Manager

Mayor