



BERRIGAN SHIRE

BAROOGA • BERRIGAN • FINLEY • TOCUMWAL



ORDINARY COUNCIL MEETING

Held on Wednesday 20 September, 2023

at 9:15am

Council Chambers, 56 Chanter Street, Berrigan



Minutes



Ordinary Council Meeting
Wednesday 20 September, 2023
MINUTES

The Ordinary Council Meeting of the Shire of Berrigan held in the Council Chambers, 56 Chanter Street, Berrigan, on Wednesday 20 September, 2023 when the following business was considered:-

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Present:

Councillors:

Julia Cornwell McKean (Mayor), Carly Marriott (Deputy Mayor), Edward (Ted) Hatty, Matthew Hannan, Sarah McNaught, Renee Paine, Roger Reynoldson and John Taylor

The following staff were also in attendance:

Karina Ewer (Chief Executive Officer), Matthew Hansen (Deputy CEO), Rohit Srivastava (Director Infrastructure), Andrew Fletcher (Director Strategic Planning & Development), Keelan McDonald (Executive Assistant)

1 OPENING OF MEETING

The Council opened its meeting at 9:30am.

Mayor Cornwell McKean read the following statement:

In the spirit of open, accessible and transparent government, Berrigan Shire Council's meetings are audio recorded. By speaking at a Council Meeting, members of the public agree to being recorded. Berrigan Shire Council accepts no liability for any defamatory, discriminatory or offensive remarks or gestures that are made during the course of the Council Meeting. Opinions expressed or statements made by individuals are the opinions or statements of those individuals and do not imply any form of endorsement by Berrigan Shire Council.

Confidential matters of Council will not be audio recorded.

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An audio recording of the Council Meeting will be taken for administrative and minute preparation purposes only and is provided to the public for listening purposes to support Council's statutory obligations.

2 ACKNOWLEDGEMENT OF COUNTRY

Mayor Cornwell McKean made an Acknowledgement of Country with the following statement:



“We acknowledge the original inhabitants whose country we are gathered on, and we pay respect to the elders, past, present, and future and extend respect to all first nations people.”

3 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE OR ATTENDANCE VIA AUDIO-VISUAL LINK BY COUNCILLORS

3.1 Apologies/Leave of Absence

Cr Roger Reynoldson – Leave of Absence

3.2 Applications for Leave of Absence

3.3 Attendance Via Audio-Visual Link

Nil

4 CONFIRMATION OF PREVIOUS MINUTES

Resolved OCM 224/23

Moved: Cr John Taylor

Seconded: Deputy Mayor Carly Marriott

That the minutes of the Ordinary Council Meeting held in the Council Chambers Wednesday 16 August, 2023 be confirmed.

CARRIED

Resolved OCM 225/23

Moved: Cr John Taylor

Seconded: Deputy Mayor Carly Marriott

That the minutes of the Extraordinary Council Meeting held in the Council Chambers Wednesday 13 September, 2023 be confirmed.

CARRIED

5 DISCLOSURES OF INTERESTS

Mayor Julia Cornwell McKean declared a non-significant, non-pecuniary conflict of interest with *item 8.21 Albury Wodonga Hospital Advocacy*, as she is on the Board of Goulburn Valley Health.



6 MAYORAL MINUTE(S)

Nil

7 REPORTS OF COMMITTEES

Nil

8 REPORTS TO COUNCIL

8.1 Council Action List Report

Resolved OCM 226/23

Moved: Deputy Mayor Carly Marriott

Seconded: Cr Sarah McNaught

That Council receive and note the Council Action List Report.

CARRIED

8.2 Local Government Chief Officers' Group Meeting 27-28 July 2023

This report was for information only.

8.3 Response to LGNSW Annual Conference Resolution

This report was for information only.



8.4 Flood Affected Works Status

Resolved OCM 227/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr Sarah McNaught

That Council note the report.

CARRIED

8.5 Roads and Infrastructure Congress, 2023

Resolved OCM 228/23

Moved: Cr Renee Paine

Seconded: Deputy Mayor Carly Marriott

That Council note the report.

CARRIED

8.6 Destination Charging Grant Status

Resolved OCM 229/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr Matthew Hannan

That Council note the report.

CARRIED

8.7 Volunteer Committees - Annual Returns

Resolved OCM 230/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That Council note the annual returns submitted by the following Volunteer Committees of Management:

- a) Barooga Advancement Group Committee of Management
- b) Barooga Recreational Reserve Committee of Management
- c) Berrigan Conservation Group and Tidy Town Committee of Management



- d) Berrigan War Memorial Hall Committee of Management
- e) Berrigan War Memorial Swimming Pool Committee of Management
- f) Finley Log Cabin and Historical Museum Committee of Management
- g) Finley recreation Reserve Committee of Management
- h) Finley School of Arts Committee of Management
- i) Finley Showgrounds and Sporting Complex Committee of Management
- j) Tocumwal Foreshore Committee of Management
- k) Tocumwal Rail Preservation Committee of Management
- l) Tocumwal Recreation Reserve Committee of Management
- m) Tocumwal Swimming Pool Committee of Management
- n) Tocumwal War Memorial Hall Committee of Management
- o) Berrigan Sportsground Committee of Management
- p) Finley War Memorial Hall Committee of Management
- q) Finley War Memorial Swimming Pool Committee of Management
- r) Retreat Hall Committee of Management
- s) Barooga Botanical Gardens Committee of Management

CARRIED



8.8 Barooga Advancement Group Committee of Management

Resolved OCM 231/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council:

- a) Revoke existing members of the Barooga Advancement Group Committee of Management.
- b) Pursuant to Section 355 of the local Government Act, 1993, appoint the following persons to the Barooga Advancement Group Committee of Management

President:	Julia Cornwell McKean
Vice President:	Tony Tranter
Secretary:	Melanie Holt
Treasurer:	Victoria Jajoura
Committee:	Carly Marriott, Karen Bruce, Dennis Thatcher, Val Toohey, Val Lockman, Natalie McDonald, John Bruce, Renee Brooker, Lyn Thatcher, Kevin Haskell, Hannah Swann, Lynn Haswell

CARRIED



8.9 Finley Recreation Reserve Committee of Management

Resolved OCM 232/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Finley Recreation Reserve Committee of Management.
- b) Pursuant to section 355 of the Local Government Act, 1993, appoint the following persons to the Finley Recreation Reserve Committee of Management.

President:	Barry Dawe
Vice President:	Michael Archer
Secretary:	Matt Whitty
Treasurer:	Paul Evans
Committee:	Matt Clarke, Shania Bentley, Lauren Keer, Jenny Philpot, Pat Kelly, Tamara Ackers, Russell Anderson, Cameron Isedale, Jono Cattell, Jenny Isedale

CARRIED



8.10 Berrigan War Memorial Hall Committee of Management

Resolved OCM 233/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Berrigan War Memorial Hall Committee of Management
- b) Pursuant to Section 355 of the Local government Act, 1993, appoint the following persons to the Berrigan War Memorial Hall Committee of Management

President:	Neville Dalgleish
Vice President:	
Secretary:	Ian Rendell
Treasurer:	Bruce Rendell
Committee:	Marnie Steer

CARRIED



8.11 Finley School of Arts Committee of Management

Resolved OCM 234/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Finley School of Arts Committee of Management.
- b) Pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Finley school of Arts Committee of Management.

President:	Ross Whittaker
Vice President:	
Secretary:	Janneice Gray
Treasurer:	Christine Lawlor
Committee:	Noel A'Vard, Ted Gray, Anne Freestone, Kelly-Anne Lawlor

CARRIED

8.12 Finley War Memorial Swimming Pool Committee of Management

Resolved OCM 235/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Finley War Memorial Swimming Pool Committee of Management
- b) Pursuant to section 355 of the Local Government Act, 1993, appoint the following persons to the Finley War Memorial Swimming Pool Committee of Management

President:	Barry Dawe
Vice President:	Matt Muller
Secretary:	Linda Turley
Treasurer:	Phil Gregory



Committee:	Terri-Anne Anderson, Jenny Isedale, Jason O’Laughlan, Paul Burns
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CARRIED

8.13 Retreat Public Hall Committee of Management

Resolved OCM 236/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Retreat Public Hall Committee of Management.
- b) Pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Retreat Public Hall Committee of Management.

President:	Steven Kydd
Vice President:	John Beer and Stephen Barnes
Secretary:	Rosemary Tilley
Treasurer:	KerryAnne Kydd
Committee:	Lorraine Beer, Dot Wright, Ruth Kydd

CARRIED



8.14 Finley War Memorial Hall Committee of Management

Resolved OCM 237/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Finley War Memorial Hall Committee of Management
- b) Pursuant to section 355 of the Local Government Act, 1993, appoint the following persons to the Finley War Memorial Hall Committee of Management.

President:	Sally Bickerton
Secretary:	Sally Bickerton
Treasurer:	Dean Russell
Committee:	Rob Hawkins, Jill Orro

CARRIED



8.15 Barooga Recreation Reserve Committee of Management

Resolved OCM 238/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Barooga Recreation Reserve Committee of Management.
- b) Pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Barooga Recreation Reserve Committee of Management.

President:	John Bruce
Vice President:	
Secretary:	Stacey Ware
Treasurer:	
Committee:	Craig Adkins, Jackie Vogel, Wayne Brooker, Gabe Florence, Ronny Franklin, Wes Sutton

CARRIED



8.16 Berrigan Conservation Group and Tidy Towns Committee of Management

Resolved OCM 239/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That the Council

- a) Revoke existing members of the Berrigan Conservation Group and Tidy Towns Committee of Management.
- b) Pursuant to section 355 of the Local Government Act, 1993, appoint the following persons to the Berrigan Conservation Group and Tidy Towns Committee of Management

President:	Mark Ryan
Secretary:	Carol Cottom
Treasurer:	Jude Lawrence
Committee:	John Lane, David Batten, Leigh Rogers, Alan Lawrence, Peter Cobb, Robin Cobb, Lenalda Loats, Catherine Healy, Emily Ryan, Peter Biddle, Katie Vandermeer, Mary Curtin, David O'Dwyer, Valerie Daly, Tracy Dunn, Beverley Scott, Carol Von Brockhusen, Cristina Von Brockhusen, Barbara Dunn, Keith Steel, Jan Steel, susan Cameron, Colin Cameron, Clara Way, Jiquette Sloane, Dianne Hardwidge, John O'Dwyer, Sue Chisholm, John Walker, Doreen walker, Wayne Kelly, Lynette Kelly, Muriel Rockcliffe, Carol Hovenden, Gilbert Hogarth, Chris Garth, Ray Ware, Jan Ware

CARRIED



8.17 Updated population forecasts

This report was for information only.

8.18 December Council meeting

Resolved OCM 240/23

Moved: Cr John Taylor

Seconded: Deputy Mayor Carly Marriott

That the Council hold an ordinary meeting of Council on Wednesday, 6 December 2023 at 9:15am and provide public notice as required by s9(1) of the *Local Government Act 1993*

CARRIED

8.19 Outdoor Dining and Footpath Trading Policy

Resolved OCM 241/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr Sarah McNaught

That Council

1. revoke the Outdoor Dining and Footpath Trading Policy adopted on 15 May 2019, and
2. adopt the Outdoor Dining and Footpath Trading Policy attached as Appendix 1 to this report.

CARRIED

8.20 Christmas office closure

Resolved OCM 242/23

Moved: Cr Sarah McNaught

Seconded: Deputy Mayor Carly Marriott

That the Council receive and note the report

CARRIED



8.21 Albury Wodonga Hospital Advocacy

This report was for information only.

8.22 Councillor and Staff Interaction Policy

Resolved OCM 243/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr Renee Paine

That Council confirm Councillors will only contact the Chief Executive Officer or Directors to address the issues the community raises with them.

CARRIED

The Council Meeting adjourned for morning tea at 10:22am.

The Council Meeting reconvened at 10:37am.

8.23 Murray Regional Tourism Annual Contribution

Resolved OCM 244/23

Moved: Cr John Taylor

Seconded: Deputy Mayor Carly Marriott

That Council support the Value Proposition supplied by Murray Regional Tourism and endorse the Mayor and CEO to sign the Memorandum of Understanding between Murray Regional Tourism and Berrigan Shire for the financial years July 2024 to June 2027.

CARRIED



8.24 Community Recovery Officer Position

Resolved OCM 245/23

Moved: Cr Edward (Ted) Hatty

Seconded: Deputy Mayor Carly Marriott

That the Council

1. note the addition of the Community Recovery Officer position to the Council's organisational structure for a 12-month period, fully funded by the NSW Reconstruction Agency
2. delegate authority to the Mayor and CEO to sign and seal the Deed of Agreement related to the funding of this position

CARRIED

8.25 Local Government Remuneration Framework

Resolved OCM 246/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr John Taylor

Council authorise the CEO to write a letter in response.

CARRIED

8.26 T15-22-23 (TL) Tocumwal Sewer Relining

Resolved OCM 247/23

Moved: Cr Edward (Ted) Hatty

Seconded: Deputy Mayor Carly Marriott

That Council note this report.

CARRIED



8.27 Development Determinations for Month of August 2023

Resolved OCM 248/23

Moved: Cr John Taylor

Seconded: Cr Matthew Hannan

That Council receive and note this report.

CARRIED

8.28 NSW Rural Doctors Network Bush Bursary

Action

Deputy CEO to prepare a report for October SPW.

8.29 Hughes Street, Barooga - Footpath Costing

Resolved OCM 249/23

Moved: Cr Edward (Ted) Hatty

Seconded: Cr Renee Paine

That Council staff, Mayor Cornwell McKean and Deputy Mayor Marriott to meet with landowners to discuss the issue.

CARRIED

8.30 Cultural Review and Compliance Audit

Resolved OCM 250/23

Moved: Cr Matthew Hannan

Seconded: Cr Sarah McNaught

That Council:

1. Hold an extraordinary meeting on 6 October 2023 to discuss the strategy relating to values and workplace behaviour.
2. Note the Cultural Review and Compliance Audit Report prepared by Morrison Low attached as Appendix 1.



3. Endorse the associated Action Plan – attached as Appendix 2 – to address the recommendations made in the report.
4. Direct the Chief Executive Officer to provide the Council with a monthly report on progress against the Action Plan.
5. Direct the CEO to develop a Strategy in relation to values and workplace behaviour.

CARRIED

8.31 Mural at Foundry Park

Action

Council direct the Deputy CEO to prepare a report for October Council Meeting, outlining funding opportunities to support a mural at Foundry Park.

8.32 Finance - Accounts

Resolved OCM 251/23

Moved: Cr John Taylor

Seconded: Cr Edward (Ted) Hatty

That the Council:

- a) Receive the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 August 2023,
- b) Confirm the accounts paid as per Warrant No. 08/23 totaling \$4,180,053.98 and
- c) Note the report on investments attached

CARRIED



8.33 2023 Financial Year Results

Resolved OCM 252/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That Council defer the discussion of this item to the Extraordinary meeting on October 4 2023.

CARRIED

8.34 EOI - Community Strategic Plan

Resolved OCM 253/23

Moved: Cr John Taylor

Seconded: Cr Renee Paine

That Council note the appointment of Projectura to develop the Community Strategic Plan.

CARRIED

8.35 Memorial Wall - Finley Cemetery

Resolved OCM 254/23

Moved: Cr Matthew Hannan

Seconded: Cr John Taylor

That Council work in partnership with Finley Lions Club to erect an ashes wall at Finley Cemetery, with the wall to be half the height of the proposed wall and the colour remaining as proposed.

CARRIED

9 NOTICES OF MOTION/QUESTIONS WITH NOTICE

Nil

10 CONFIDENTIAL MATTERS

Resolved OCM 255/23

Moved: Cr John Taylor

Seconded: Cr Sarah McNaught



That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

10.1 Lewis Crescent subdivision

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, and the Council is 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.

10.2 T15-22-23 (TL) Tocumwal Sewer Relining

This matter is considered to be confidential under Section 10A(2) - (c), (d)(i) and (d)(ii) of the Local Government Act, and the Council is 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, commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

10.3 Request to waive tipping fees

This matter is considered to be confidential under Section 10A(2) - (b) of the Local Government Act, and the Council is 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.

0.0 Primary Tenancy - Tocumwal Foreshore Building

This matter is considered to be confidential under Section 10A(2) - (c) and (d)(i) of the Local Government Act, and the Council is 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 and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED



11 MOTIONS WITHOUT NOTICE/QUESTIONS WITHOUT NOTICE

Cr Carly Marriott

- Rumoured development in Colle Street, Barooga.

Cr Ted Hatty

- Requested an update on the online booking service for Town Beach Tocumwal
- Requested an update on the rooster

Cr Renee Paine

- Berrigan Tank Paddock
 - o Rohit to provide update to November SPW
- Road grading list
 - o Rohit to provide update to November SPW

Cr Sarah McNaught

- Lifeguards at Finley pool

Mayor Julia Cornwell McKean

- Requested a report for the reinstatement of BPay at the Extraordinary Meeting to be held on October 6 2023.

11.1 Updates for November SPW

Action

Cr Renee Paine requested that Director Infrastructure prepare an update on Berrigan Tank Paddock and Road Grading List at the November SPW.



12 COUNCILLOR REPORTS

12.1 Mayor's Report

Resolved OCM 261/23

Moved: Deputy Mayor Carly Marriott

Seconded: Cr Edward (Ted) Hatty

That the Mayor's Report be received.

CARRIED

- Audit Risk and Improvement (ARIC) meeting
- ARIC debrief with CEO
- Tocumwal Ambulance Committee
- Barooga Recreation Reserve Meeting
- Ethos Training

12.1.1 Updates for next meeting

Action

Cr Julia Cornwell McKean requested that the CEO bring a report on the Ministerial briefings to a future Council Meeting.

12.2 Verbal Reports from Delegates

Motion

That the Councillor's Reports be received.

Cr Matthew Hannan

- Albury Wodonga Health Meeting
- Meeting with Minister Park
- Official Opening
- LGNSW Roads Conference
- Meeting with Shadow Minister
- Country Mayors Health Forum



- Meeting with Elliot Stein

Cr John Taylor

- Official Opening
- Mental Health First Aid Course

Cr Ted Hatty

- Flying weekend at Tocumwal Aerodrome

Karina Ewer

- Country University Centre
- Meeting with Elliot Stein

12.3 Update on Finley Saleyards

Resolved OCM 262/23

Moved: Deputy Mayor Carly Marriott

Seconded: Cr John Taylor

Cr Carly Marriott requested an update on the Finley Saleyards at the Extraordinary meeting to be held on Wednesday 6 October 2023.

CARRIED

13 CONCLUSION OF MEETING

The next Ordinary Council Meeting will be held on 18 October 2023 from 9:15am in the Council Chambers, 56 Chanter Street, Berrigan.

There being no further business the Mayor, closed the meeting at 12:44pm.