

PRESENT.

The Mayor, Councillor FT Longmire (Chairperson), Councillors F Bruinsma, DJ Davey, PI Miegel, JM Palmer, FM Schirmer, MS Shields and NW Wales APM.

ALSO PRESENT.

Mr BJ Corcoran (General Manager), Mr B Parr (Director Environmental and Planning Services), Mr NP Sutton (Director Engineering and Infrastructure Services) and Ms KJ Kay (Director Corporate and Community Services).

APOLOGIES.

404/12 RESOLVED on the motion of Councillors Schirmer and Bruinsma that the apology received from Councillor GJ Law be accepted and leave of absence granted.

BEREAVEMENTS.

One minutes silence was observed in sympathy for the passing of :-

Malcolm Thorne
Frederick Taylor
Hazel Freyer
Harold Bentham
Owen Doyle
Brooke Richardson
Mary Cuddon
Valma May Friend

NOTIFICATION OF PECUNIARY/CONFLICTS OF INTEREST IN MEETING BUSINESS ITEMS

Nil.

MINUTES.

405/12 RESOLVED on the motion of Councillors Wales and Davey that the Minutes of the Ordinary Meeting held on 20 November 2012 be confirmed.

GENERAL MANAGER'S REPORT.

406/12 RESOLVED on the motion of Councillors Miegel and Shields that the General Manager's Report be dealt with.

1. CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

407/12 RESOLVED on the motion of Councillors Shields and Miegel that Council prepare a submission to the Joint Parliamentary Committee supporting an amendment to section 96 of the Australian Constitution to allow the Parliament to provide direct funding to Local Government.

2. RURAL FIRE SERVICE 2012/13 ALLOCATIONS

408/12 RESOLVED on the motion of Councillors Schirmer and Shields that Council adopt the 2013/14 Rural Fire Service allocation estimate bid for Corowa Shire Council.

4. GENERAL MANAGER'S APPRAISAL

409/12 RESOLVED on the motion of Councillors Shields and Palmer that the Mayor and the Deputy Mayor undertake the annual appraisal of the General Manager at a time determined by the Mayor.

ADOPTION OF GENERAL MANAGER'S REPORT.

410/12 RESOLVED on the motion of Councillors Shields and Davey that the balance of the General Manager's Report be adopted inclusive of :-

COMMON SEAL

Common Seal affixed to the following documents :-

25.10.12 Subdivision Lots 3 to 11 & 22 to 30 DP2589 and Lots 1 to 5 DP1134520.
21.11.12 Instrument of Delegation Section 21 Plumbing and Drainage Act 2011.
21.11.12 Section 88B Instrument Subdivision Lots 11, & 12 DP1022727, Lot 32 DP552269, Easement Lot 1 DP455206, Lots 2, 31 & 32 DP751214 and Lot 1183 DP762594.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

411/12 RESOLVED on the motion of Councillors Miegel and Schirmer that the Director Corporate and Community Services' Report be dealt with.

4. PARTICIPATION IN THE MUSEUMS AND GALLERIES NSW STANDARDS PROGRAM 2013

412/12 RESOLVED on the motion of Councillors Schirmer and Wales that up to \$2,000 be nominated from the Community Grants Program to support the Museums and Galleries NSW Standards Program 2013.

ADOPTION OF DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

413/12 RESOLVED on the motion of Councillors Schirmer and Davey that the balance of the Director Corporate and Community Services' Report be adopted.

DIRECTOR ENGINEERING AND INFRASTRUCTURE SERVICES' REPORT.

414/12 RESOLVED on the motion of Councillors Schirmer and Davey that the Engineering Services Report be dealt with.

SUSPENSION OF STANDING ORDERS

415/12 RESOLVED on the motion of Councillors Davey and Shields that standing orders be suspended at 10.14 a.m.

The Mayor conducted an Australian Citizenship Ceremony for Mr Henryk & Mrs Maria Szczesniak.

ADJOURNMENT OF MEETING

The meeting adjourned for morning tea at 10.15 a.m.

RESUMPTION OF MEETING

The meeting resumed at 10.46 a.m.

The Mayor welcomed Superintendent Elizabeth Stirton, Albury Local Area Command who addressed and updated Council on the Local Area Command policing matters.

RESUMPTION OF STANDING ORDERS

416/12 RESOLVED on the motion of Councillors Miegel and Davey that standing orders be resumed at 11.22 a.m.

3. COROWA SEWERAGE TREATMENT WORKS POLLUTION REDUCTION PROGRAM

417/12 RESOLVED on the motion of Councillors Schirmer and Miegel that agreement be sought from the EPA and the NSW Office of Water to proceed with the staged redevelopment of the irrigation system for the treatment of Corowa Sewerage.

4. MULWALA WATER SUPPLY FLUORIDATION

418/12 RESOLVED on the motion of Councillors Davey and Miegel that Council endorse the proposal by the Department of Defence to fund and construct a new reservoir for the fluoridation of the town water supply at Mulwala.

ADOPTION OF DIRECTOR ENGINEERING AND INFRASTRUCTURE SERVICES' REPORT.

419/12 RESOLVED on the motion of Councillors Shields and Schirmer that the balance of the Director Engineering and Infrastructure Services' Report be adopted.

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT.

420/12 RESOLVED on the motion of Councillors Miegel and Davey that the Environmental and Planning Services Report be dealt with.

2. RIVERINA AND MURRAY REGIONAL ORGANISATION OF COUNCILS (RAMROC) STATE OF ENVIRONMENT (SoE) REPORT – SUPPLEMENTARY REPORT 2011/2012

421/12 RESOLVED on the motion of Councillors Davey and Palmer that:

- 1) Corowa Shire Council endorses the Riverina and Murray Regional Organisation of Councils State of Environment Report – Supplementary Report 2011/2012;
- 2) The Division of Local Government be notified that Council has adopted the RAMROC State of Environment Report – Supplementary Report 2011/2012; and
- 3) The Supplementary State of Environment Report be placed on public exhibition.

3. "SHEDS IN RESIDENTIAL PRECINCTS AND URBAN AREAS" AND "LIVING ON A PROPERTY WHILST BUILDING" POLICIES

422/12 RESOLVED on the motion of Councillors Miegel and Davey that the amendments to the "Sheds in Residential Precincts and Urban Areas" and "Living on a Property Whilst Building" policies be adopted.

Voting

For: Councillors Davey, Miegel, Palmer, Shields, Bruinsma, Schirmer, Wales and Longmire.
Against: Nil.

5. DEVELOPMENT APPLICATION 2012/208

PROPERTY: 21 Whitehead Street, Corowa
OWNER: Wendy Davis
PROPOSAL: To erect a 1.5m high front fence

423/12 RESOLVED on the motion of Councillors Shields and Schirmer that Development Consent be granted for the construction of the front fence of brick construction with open steel infill panels as indicated on the submitted plans and the approval be subject to the following conditions:

1. The development being carried out in accordance with site plan, front elevation and location plan submitted with the application, except as amended by the conditions specified hereunder.
2. **INSPECTIONS:** When the building has reached the following stages, 48 hours notice is to be given to Council to enable an inspection to be carried out. For inspections phone: 02 6033 8960.
 - a) **SLAB, FOOTINGS ETC:** Prior to pouring any in-site reinforced concrete building element, pad footings etc.
 - b) **FINAL:** After the building work has been completed and prior to occupation or use of the building.
3. **HOURS OF WORK:** All construction works are to be restricted to the following times: Monday to Friday: 7am to 6pm. Saturday, Sunday & Public Holidays: 8am to 6pm - Noise from the site on Saturday, Sunday and Public Holidays shall not exceed 5dB(A) above the background noise level when measured at the property boundary.
4. The fence columns shall be at minimum centres of 2.4m.
5. **SITING:** The fence shall be located wholly within the property with no encroachment onto the footpath/road reserve.
6. **GATES:** Vehicle and pedestrian gates must not swing outwards over the footpath.
7. **PROTECTION OF PUBLIC PLACE:** Works shall not adversely affect pedestrians using the footpath during the period of construction.
8. **FOOTINGS:** Footings to be 450w x 550d. Base of footing to be 625mm below the existing ground level. See figure 3.2.5.4(b) of Building Code of Australia. The existing footing is to be assessed for structural stability and movement prior to re-use as the fence footing.
9. Reason: To comply with the BCA and to minimise the risk of failure due to ground movement.
10. **ADVICE:** For all works on the footpath/naturestrip or roadway, please contact Council's Engineering Department on (02) 6033 8960 to obtain the necessary permits and construction standards.

Voting

For: Councillors Davey, Miegel, Palmer, Shields, Bruinsma, Schirmer, Wales and Longmire.

Against: Nil.

6. COROWA DEVELOPMENT CONTROL PLAN

424/12 RESOLVED on the motion of Councillors Miegel and Palmer that Council adopt the draft Corowa Development Control Plan and that it be placed on public exhibition for a period of 30 days.

ADOPTION OF DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT.

425/12 RESOLVED on the motion of Councillors Davey and Schirmer that the balance of the Director Environmental and Planning Services' Report be adopted inclusive of :-

1. BUILDINGS.

2011/160	223 Sanger Street, Corowa	7m high sign
2012/093	21 Chisnall Street, Corowa	Dwelling
2012/174	212 & 214-216 River Street, Corowa	Riverbank Retaining Wall
2012/207	Lot 3 Lavis Road, Hopefield	RFS Shed
2012/210	15 King Street, Corowa	Dwelling alterations & additions
2012/218	20 East Street, Howlong	Dwelling alterations & additions
2012/224	158 Hoddle Street, Howlong	Verandah
2012/233	102 Jude Street, Howlong	Shed
2012/237	75 Beams Street, Mulwala	Dwelling
2012/241	217 River Street, Corowa	Swimming Pool
2012/242	61 Colless Street, Mulwala	Rear verandah
2012/244	82 Hume Street, Mulwala	Demolition of building

DEVELOPMENT APPLICATIONS.

The following development applications have been determined under delegated authority by the granting of consent subject to conditions.

DEVELOPMENT APPLICATION REGISTERED NO. 2012/214

Application for 2 lot subdivision on residential land being Lot 1; DP 1010134; 122 Pearce Street, Howlong.

DEVELOPMENT APPLICATION REGISTERED NO. 2012/220

Application for strata subdivision on residential land being Lot 51; DP 730094; 109 Hume Street, South Corowa.

DEVELOPMENT APPLICATION REGISTERED NO. 2012/225

Application for a Freight Transport Facility on primary production land being Lot 46; DP 753754; 7 Howlong Balldale Road, Howlong.

DEVELOPMENT APPLICATION REGISTERED NO. 2012/238

Application for 2 lot subdivision on residential land being Lot 20; DP 758528; 130 Pearce Street, Howlong.

NOXIOUS WEEDS AND ANIMAL INSPECTOR'S REPORT.

426/12 RESOLVED on the motion of Councillors Shields and Miegel that the Noxious Weeds and Animal Inspector's Report be received and adopted.

ADJOURNMENT OF MEETING

The meeting adjourned for lunch at 12.27 p.m.

RESUMPTION OF MEETING

The meeting resumed at 1.40 p.m.

NOTICE OF MOTION.Queen Street Toilet Block

427/12 RESOLVED on the motion of Councillors Palmer and Miegel that Council establishes refurbishment of the Queen Street toilet block as a priority and that a report be provided to Council with respect to estimated costs.

Former Garden of Roses Café Facade

428/12 RESOLVED on the motion of Councillors Palmer and Wales that Council write to the owner of the former Garden of Roses Café, 92 Sanger Street Corowa seeking a more attractive façade in particular the front window.

Spring Drive Speed Limit

429/12 RESOLVED on the motion of Councillors Palmer and Wales that Council refer to the Traffic Committee the need to reduce the 100km/h speed limit in Spring Drive, Corowa between Enfield Street and the 60 km/h sign at Adams Street, South Corowa.

REPORTS FROM COMMITTEES.INTERNAL AUDIT COMMITTEE

430/12 RESOLVED on the motion of Councillors Shields and Davey that the minutes of the Internal Audit Committee meeting held on Thursday, 29 November 2012 be adopted inclusive of :-

1. PREVIOUS MEETING MINUTES

THAT the minutes of the meeting held on 1 August 2012 be accepted.

COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH, SOCIAL AND COMMUNITY SUPPORT COMMITTEE

431/12 RESOLVED on the motion of Councillors Shields and Palmer that the minutes of the Corowa Shire and Rutherglen District Health, Social and Community Support Committee meeting held on Thursday, 6 December 2012 be adopted inclusive of:-

APOLOGIES

THAT the apologies received from Bruce Corcoran, Kaye Cofield, Cr Paul Miegel, Marianne Vogel, Beth Tidd and Keith Barber be accepted.

MINUTES

THAT the Minutes of the Meeting held on 4 October 2012 be adopted.

WORK, HEALTH AND SAFETY COMMITTEE

432/12 RESOLVED on the motion of Councillors Davey and Shields that the minutes of the Work, Health and Safety Committee meeting held on Tuesday, 11 December 2012 be adopted inclusive of:-

1. CONFIRMATION OF THE MINUTES

THAT the minutes of the meeting held on 9 October 2012 be accepted.

3. REVIEW MINUTES FROM PREVIOUS MEETING AND ANY OUTSTANDING MATTERS

Business Arising:

Workplace Hazard Inspections:

THAT Workplace Hazard Inspections be carried out during February 2013 and completed Inspection Checklist and Risk Management Action Plan have to be presented and discussed at the next WHS Committee meeting.

Locations to be inspected included:

Corowa Water Filtration Plant – Paul Cofield and Brendon Toll

Corowa Pool – Ian Singleton and David Warner

Mulwala Depot – Mark House and Paul Cofield

Mulwala Sewer Plant – Paul Cofield, Mark House and Wayne Lowrie

Civic Centre officer area – Garron Farrell, David Warner and Mark Shields

Corowa Refuse Tip – Trevor McLean and Nigel Sutton

Corowa Depot Yard – Chris Jackson, David Coppolino and Colin Webb

Corowa Saleyards – David Coppolino, Nigel Sutton and Garron Farrell

First Aid Training Requirement:

THAT a reminder be sent by HR Officer of the request for workers to attend First Aid Training for the following areas:

Civic Centre require two additional staff,

Tourism require two staff,

Library require two staff,

Mulwala and Howlong gangs require 2 staff for each location

10 workers nominated for First Aid Training for the various Corowa work groups:

- Colin Webb
- Andrew Fraser
- Paul Cofield
- David Coppolino
- Michael Douch
- Geoff Fleming
- Corey Smith
- Luke Murphy
- Brendon Toll

5. WHS COMMITTEE MEMBERS TRAINING REQUIREMENTS

THAT all Councillors and key Section 355 Committee persons and Council Managers attend the Work Health and Safety Familiarisation Course for PCBU's, Officers Managers/ Supervisors' entitled "HRS Refresher Course" One (1) Day training as provided by ACTOHS. Dates offered by ACTOHS are 22 & 23 January and 29, 30, or 31 January 2013 as alternate dates in 2013 AND memo or email notification to be sent to all Councillors, key Section 355 Committee members and Council managers notifying of these dates and their need to attend.

6. REVIEW WHS WORKING IN HOT ENVIRONMENTS AND HEAT STRESS POLICY

Matters Arising:

THAT a review of the Protective Uniform Policy and Sun Protection Policy be carried out to consider the risks and benefit for knee length shorts remaining as provision beyond 2013 AND cotton overall be supplied as P.P.E for chemical spraying applications.

THAT Overseers/Supervisors remind all workers observed wearing unsuitable baseball caps is a breach of Council's WHS Policy and if compliance is not meet, disciplinary action will be taken AND Contractors will be informed of this requirement at the start of the Contract and reminded when non-compliance is observed that their contract may be terminated.

7. SAFETY TV TRAINING AND E-LEARNING INTERACTIVE STAFF TRAINING PLATFORM

THAT Safety TV training platform is implemented throughout all Council's operations and Overseers/Supervisors, Managers and HR Officer be set up as Trainers to allow the allocation of staff specific training titles for Induction, Safety Awareness, refresher and WHS compliance training requirements.

8. WORKPLACE INSPECTIONS – SCHEDULE INSPECTIONS AND CORRECTIVE ACTION PLANS

Workplace Hazard Inspections:

THAT Workplace Hazard Inspections be carried out during February 2013 and completed Inspection Checklist and Risk Management Action Plan have to be presented and discussed at the next WHS Committee meeting.

Locations to be inspected included:

Corowa Water Filtration Plant – Paul Cofield and Brendon Toll

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Civic Centre officer area – Garron Farrell, David Warner and Mark Shields

Corowa Refuse Tip – Trevor McLean and Nigel Sutton

Corowa Depot Yard – Chris Jackson, David Coppolino and Colin Webb

Corowa Saleyards – David Coppolino, Nigel Sutton and Garron Farrell

9. GENERAL BUSINESS

THAT the Supervisor/overseers and managers monitor this breach of Council's Smoke-Free Workplace Policy and take corrective action in accordance to the Policy requirement:

Disciplinary procedures

Staff adherence to this policy is a condition of employment. Any breach of the policy will lead to normal disciplinary procedures being applied.

It should be noted that "individual persons" who fails to fulfill the "primary duty" under the WH&S Act by not complying with this policy can be personally liable for a fine of up to \$100,000 under the Division 5, Section 32 of NSW Work Health and Safety Act 2011.

It should also be noted that employees couldn't be disciplined because they smoke away from the workplace, during their own time.

10:58 a.m. Councillor Wales left the meeting.

Civic Centre Air-conditioning

THAT further investigation is undertaken by AC Contractors to rectify this concern.

Fire Service

THAT Senior Management review terms of contract for agreed service levels AND a new Tender document be developed for Annual Fire Services inspection and maintenance for 2013/14.

CLEANING SERVICE CONTRACT

THAT the Director Environmental and Planning Services conduct a full review of Cleaning Service Contract terms and conditions to determine what level of cleaning is meant to be provided at the various facilities and building security responsibilities not being carried out at public toilet blocks.

Revised Risk Management/Assessment matrix, Version 6.0

THAT the revised Risk Management/Assessment Matrix be distributed via email and hand delivery to HSR's and management for consideration and comment AND relevant information passed to WHS Coordinator before implementation.

POLICY AND RESOURCE COMMITTEE

433/12 RESOLVED on the motion of Councillors Schirmer and Shields that the minutes of the Policy and Resource Committee meeting held on Tuesday, 11 December 2012 be adopted inclusive of:-

APOLOGIES

THAT the apologies received from Councillors PI Miegel and NW Wales APM be accepted.

1. HOWLONG PLANT - LOWE SQUARE TRACTOR

THAT Council source funds for a replacement tractor at Lowe Square Howlong from the Howlong Town Improvement Fund and that this item then be included as part of Council's Plant and charged as per the internal plant rates.

2. INTEGRATED PLANNING AND REPORTING

THAT Council undertake a minor review of its Integrated Planning and Reporting requirements including the Operational Plan and Delivery Program to be adopted by 30 June 2013.

3. IPART

THAT Council apply to IPART for a special rate variation above the rate pegging limit to a total of 7% for the 2013/2014 financial year.

AUSTRALIA DAY COMMITTEE

434/12 RESOLVED on the motion of Councillors Davey and Schirmer that the minutes of the Australia Day Committee meeting held on Friday, 14 December 2012 be adopted inclusive of:-

APOLOGIES

THAT the apologies received from Councillors NW Wales and PI Miegel be accepted.

CITIZEN OF THE YEAR AWARDS

COROWA

THAT the 2013 Citizen of the Year for Corowa & District be Mr Ronald James (Jim) Walliss.

HOWLONG

THAT the 2013 Citizen of the Year for Howlong & District be Mrs May Goodear.

YOUNG CITIZEN

THAT the 2013 Young Citizen of the Year for Howlong & District be Mr Samuel Robertson.

MULWALA

THAT the 2013 Citizen of the Year for Mulwala & District be Mr Vin Slattery.

2013 AUSTRALIA DAY AMBASSADOR

Mr Jeremy (Rollo) Rolleston who works in banking and finance, rugby professional and Olympic Bobsleighting is the Shires 2013 Australia Day Ambassador.

AUSTRALIA DAY 2013 PROGRAMS

As Australia Day falls on the Federation Festival weekend it is proposed to change the timing of the venues to enable the Australia Day Ceremony to form part of the Federation Festival morning activities. Therefore the first ceremony will commence at Mulwala instead of Corowa as in previous years.

THAT the Australia Day Programs for 2013 be along the lines of previous years including:-

Australia Day Prayer, Flag Raising Ceremony, Citizen of the Year Awards, Australia Day Ambassador Address with the Mulwala celebrations commencing at 8.00 am, Corowa at 10.30 am and Howlong at 1.00 pm.

DELEGATES' REPORTS.

Councillor Davey reported on the Internal Audit Committee, SUBPACT, Mulwala Progress Association, and Australia Day Committee meetings.
Councillor Palmer reported on the Border Trust and Landcare meetings.

Councillor Shields reported on the Howlong History Group launch.
Councillor Bruinsma reported on Corowa Tourism.
Councillor Schirmer reported on Corowa Tourism and the Art Space.
Councillor Wales reported on the Internal Audit Committee and the Liquor Accord meetings.
The Mayor reported on SUBPACT, attending various School Awards and Presentation Nights.

ADOPTION OF DELEGATES' REPORTS.

435/12 RESOLVED on the motion of Councillors Schirmer and Bruinsma that the verbal Reports of the Delegates be adopted.

CORRESPONDENCE REQUIRING COUNCIL ACTION AND FOR INFORMATION.

5. CITY OF ALBURY RSL SUB-BRANCH

436/12 RESOLVED on the motion of Councillors Davey and Wales that Councillor Schirmer be authorised to attend a meeting on behalf of Council to discuss regional activities proposed for the Centenary of World War I.

6. MULWALA PRE-SCHOOL

437/12 RESOLVED on the motion of Councillors Davey and Wales that Council donate an amount equal to the application fee for the shed at the Mulwala Pre-school and the money be allocated from the Community Development Grants program

7. COROWA CRICKET CLUB

438/12 RESOLVED on the motion of Councillors Miegel and Schirmer that Council write a letter to Corowa Cricket Club thanking them for their letter and advising Council is addressing their concerns raised at the condition of the Ball Park Sports Ground.

8. LONSDALE RECREATION RESERVE COMMITTEE

439/12 RESOLVED on the motion of Councillors Davey and Miegel that Council write to the Lonsdale Recreation Reserve Committee advising them that the contractor will commence the improvements to the Lonsdale Reserve on 7 January 2013 and that a report on the costings of the project be provided to Council's next meeting.

9. ANNE AND ALEXANDER SLOANE

440/12 RESOLVED on the motion of Councillors Davey and Shields that Council write to the Hon. Sussan Ley MP in regard to the lack of reliable mobile phone reception in Savernake/Rennie and seek a presentation to Council in regards to the status of this AND THAT Council advise Mr and Mrs Sloane of Council's actions to enable them to attend the presentation.

The meeting terminated at 3.07 p.m.

CONFIRMED: 15 January 2013.

MAYOR: _____