

PRESENT.

The Mayor, Councillor GJ Poidevin (Chairperson), Councillors WB Bott AM, DJ Davey, JE Doyle, GJ Law, FT Longmire, FM Schirmer, MS Shields and NW Wales APM.

ALSO PRESENT.

Mr BJ Corcoran (General Manager), Mr B Parr (Director Environmental Services), Mr JJ Babbs (Director Engineering Services) and Mr ID Rich (Director Corporate and Community Services).

BEREAVEMENTS.

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

James Richard Wilson
Glenn William Gaffy
Christopher Norman Woodbury
Fred Swansbrough

MINUTES.

264/09 RESOLVED on the motion of Councillors Shields and Schirmer that the Minutes of the Ordinary Meeting held on 21 July 2009 be confirmed.

GENERAL MANAGER'S REPORT.

265/09 RESOLVED on the motion of Councillors Longmire and Davey that the General Manager's Report be dealt with.

3. IPART – REVIEW OF THE REVENUE FRAMEWORK FOR LOCAL GOVERNMENT

266/09 RESOLVED on the motion of Councillors Schirmer and Law that Council authorise the attendance of Councillors Davey, Longmire, Wales, Schirmer and the Director Corporate and Community Services at the workshop to be held in Wagga on 8 September 2009.

BENALLA-OAKLANDS RAIL UPGRADE.

267/09 RESOLVED on the motion of Councillors Bott and Longmire that Council write a letter of thanks to Minister Lyn Kosky for the manner in which she has expedited the works on the Benalla-Oaklands rail line.

ADOPTION OF GENERAL MANAGER'S REPORT.

268/09 RESOLVED on the motion of Councillors Law and Davey that the balance of the General Manager's Report be adopted.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

269/09 RESOLVED on the motion of Councillors Schirmer and Longmire that the Director Corporate and Community Services' Report be dealt with.

1. COROWA FLOUR MILL - ADAPTIVE REUSE PROPOSALS

270/09 RESOLVED on the motion of Councillors Schirmer and Wales that this matter be deferred until after the presentation by Mr Neil Druce, Junee Licorice and Chocolate Factory.

2. SEALING OF RATE BOOK AND ABANDONMENTS 2008/2009

271/09 RESOLVED on the motion of Councillors Longmire and Davey that Council approve the final sealing of the rate book for 2008/2009, adopt the rate arrears and overpaid rates as presented in the trial balance listing and approve the abandonments as detailed below.

RATES & CHARGES ABANDONED - 2008/2009				
DATE	ASSESS NO	NAME	REASON FOR ABANDONMENT	AMOUNT
12/08/2008	40820.62200.	Brunnemeyer	Vacant Land - DWM service not available	\$ 170.00
27/08/2008	32818.23400.0	Harmer & Gregory	Water Supply not available to this land	\$ 125.00
27/08/2008	32967.39300.	Leahy	Vacant Land - DWM service not available	\$ 645.00
23/09/2008	2566.01000.1	Lorne Nominees	Re-levy after Val Change due to Objection	\$ 236.11
25/11/2008	1364.00000.8	Unknown Owner - Sanger St	As per Council Minute 1994/140	\$ 2,617.49
5/12/2008	1198.00000.0	Castle	No bin when purchased & house demolished Oct 2007	\$ 106.80
10/02/2009	38990.00000.2	Lions Club of Howlong	Write off Water & Sewer under Section 558	\$ 552.49
20/02/2009	841.19110.	Presti: M, JA, A & JE	Re-levy after Val Change due to Objection	\$ 217.77
12/08/2009	335.12000.2	S Brown	DWM - service not required or used	\$ 171.59
30/06/2009		Miscellaneous Ratepayers	Abandon Odd Cents	\$ 269.68
Total:				\$ 5,111.93

3. GOODS AND SERVICES TAX (GST) COMPLIANCE CERTIFICATION

272/09 RESOLVED on the motion of Councillors Longmire and Law that Council certifies that:

- Voluntary GST has been paid by Corowa Shire Council for the period 1 May 2008 to 30 April 2009.
- Adequate management arrangements and internal controls were in place to enable the Council to adequately account for its GST liabilities and recoup all GST input tax

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credits eligible to be claimed.

- No GST non-compliance events by the Council were identified by or raised with the Australian Taxation Office.

ADOPTION OF DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

273/09 RESOLVED on the motion of Councillors Shields and Schirmer that the balance of the Director Corporate and Community Services' Report be adopted.

DIRECTOR ENGINEERING SERVICES' REPORT.

274/09 RESOLVED on the motion of Councillors Law and Doyle that the Engineering Services Report be dealt with.

4. PARKING PATROLS

MOVED by Councillors Longmire and Doyle that Council review the parking time limits in Sanger Street including considering the implementation of two hour time limits for car parking spaces.

On the motion being put to the meeting it was lost.

275/09 RESOLVED on the motion of Councillors Bott and Wales that the Director Engineering Services investigate the appointment of a part-time enforcement officer and present a report to a future Policy and Resources meeting for consideration.

276/09 RESOLVED on the motion of Councillors Law and Davey that Council write to Christine Hicks thanking her for her letter and advising of Council's current position.

ADJOURNMENT OF MEETING

The meeting adjourned for morning tea at 10.30 am.

RESUMPTION OF MEETING

The meeting resumed at 10.50 am.

5. FEDERATION BRIDGE – ARTWORKS

277/09 RESOLVED on the motion of Councillors Bott and Longmire that prior to the installation of the artworks, Consultant Stuart Eakin, Coombs Consulting address Council with respect to the Broлга Statues and the suggested site.

6. STREET NAME - HOWLONG

278/09 RESOLVED on the motion of Councillors Schirmer and Shields that Council adopt the name of the new street as SARAH COURT, Howlong.

7. APEX PLAYGROUND – JOHN FOORD OVAL

279/09 RESOLVED on the motion of Councillors Longmire and Law that a delegation from Council meet with the APEX Club and Football/Netball Club to determine the site for the installation of the children's playground equipment.

8. LANE CLOSURE - MULWALA

280/09 RESOLVED on the motion of Councillors Davey and Law that Council confirm its objection to the closure of the lane separating Lot 1 & 2 DP 857111 from Lot 1 DP526790 between Melbourne Street and Hume Street Mulwala and advise the Department of Lands accordingly.

13. WATER RESTRICTIONS

281/09 RESOLVED on the motion of Councillors Shields and Doyle that at the September Council meeting, depending on conditions, consideration be given to allowing some minimal outside usage of water in accordance with the agreed trigger points.

14. DRINKING WATER QUALITY IMPROVEMENT PLAN

282/09 RESOLVED on the motion of Councillors Davey and Law that Council not proceed with the Drinking Water Quality Improvement Plan at this time and consider the proposal as part of the 2010/2011 Management Plan considerations.

ADOPTION OF DIRECTOR ENGINEERING SERVICES' REPORT.

283/09 RESOLVED on the motion of Councillors Law and Schirmer that the balance of the Director Engineering Services' Report be adopted.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

284/09 RESOLVED on the motion of Councillors Wales and Law that the Environmental Services Report be dealt with.

3. COUNCIL'S LOCAL ENVIRONMENTAL PLAN (LEP)

285/09 RESOLVED on the motion of Councillors Davey and Shields that Council write seeking a delegation to the NSW Minister for Planning on the issues relating to the delay in Council's new LEP review and the extreme impact that this will have on local development.

ADOPTION OF DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

286/09 RESOLVED on the motion of Councillors Law and Longmire that the balance of the Director Environmental Services' Report be adopted inclusive of :-

1. BUILDINGS.

2009/123	161-169 Larmer Street Howlong	Dwelling
2009/135	24 Clarke Street West Howlong	Fence
2009/136	53 Kennedy Street Howlong	Dwelling
2009/137	58 Pearce Street Howlong	Relocatable Dwelling
2009/138	45 Lang Street Mulwala	Garage
2009/140	27 Sanger Street Corowa	Signs
2009/141	Lot 106 Kingfisher Drive Mulwala	Dwelling
2009/143	"Lyndon" Riverina Highway Lowesdale	Swimming Pool
2009/144	39 Guy Street Corowa	Bathroom
2009/145	24 River Street Corowa	Shed
2009/147	25 Chisnall Street Corowa	Dwelling
2009/148	Lot 13 Redlands Road Corowa	Machinery Display Shed
2009/149	30 Gallipoli Street Corowa	Restumping

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2009/151 52 Edward Street Corowa
2009/153 50 Pimpala Crescent Mulwala

Carport
Garage

DEVELOPMENT APPLICATIONS.

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

DEVELOPMENT APPLICATION REGISTERED NO. 2009/131 COUNTRYWIDE POOLS AND SPAS FOR DAVID & CARLA HENMAN

Application to construct a swimming pool on township land being Lot 18 Section 60 DP 758528, 42 Kennedy Street Howlong.

NOXIOUS WEEDS AND ANIMAL INSPECTOR'S REPORT.

287/09 RESOLVED on the motion of Councillors Longmire and Law that the Noxious Weeds and Animal Inspector's Report be received and adopted.

REPORTS FROM COMMITTEES.

POLICY AND RESOURCE COMMITTEE

288/09 RESOLVED on the motion of Councillors Davey and Law that the minutes of the Policy and Resource Committee meeting held on Monday, 3 August 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Councillors GJ Law and DJ Davey be accepted.

1. TUNZAFUN

THAT Council form a Sub-committee consisting of Councillor Doyle, the Director Corporate and Community Services, Director Environmental Services and representatives from the Tunzafun Group to investigate the options available.

2. COROWA BY-PASS

THAT the Director Engineering Services provide a report on the details and costings for 60 kmh and 80 kmh curve options.

3. SALEYARDS EFFLUENT MANAGEMENT

THAT subject to successful development consent approval Council proceed with clear title purchase under Option 1.

4. YARRAWONGA AND BORDER GOLF CLUB – SEWER EFFLUENT

THAT Council agree to the treated sewer effluent pipe concept to the Murray River and the Director Corporate and Community Services enter into negotiations with the Golf Club in respect to the funding arrangements.

5. PROPOSED DEVELOPMENT OF A COROWA WAHGUNYAH BOAT RAMP

THAT Council commence provision for the full development of the Ball Park Lagoon boat ramp, Council withdraw its support for the development of a boat ramp at the Wahgunyah beach AND the Engineering Department provide plans and a report to Council incorporating:-

- An upgraded boat ramp in place of the existing single lane boat ramp;
- Reshaping the lagoon bed to improve low water river access;
- Parking areas for cars and trailers; and
- Erosion protection in the lagoon and around the sand spit.

COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH SOCIAL AND COMMUNITY SUPPORT COMMITTEE

289/09 RESOLVED on the motion of Councillors Law and Schirmer that the minutes of the Corowa Shire and Rutherglen District Health Social and Community Support Committee meeting held on Thursday, 6 August 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Peter Wortmann, May Houlihan and Julianne Whyte be accepted.

MINUTES.

THAT the Minutes of the meeting held on 1 July 2009 be confirmed.

SUSPENSION OF STANDING ORDERS

290/09 RESOLVED on the motion of Councillors Shields and Law that standing orders be suspended.

The Mayor introduced Mr Neil Druce and representatives of the Junee Licorice and Chocolate Factory to address Council on their Flour Mill proposal.

ADJOURNMENT OF MEETING

The meeting adjourned for lunch at 12.30pm.

RESUMPTION OF MEETING

The meeting resumed at 2.00 pm.

RESUMPTION OF STANDING ORDERS

291/09 RESOLVED on the motion of Councillors Law and Bott that standing orders be resumed.

1. COROWA FLOUR MILL - ADAPTIVE REUSE PROPOSALS

292/09 RESOLVED on the motion of Councillors Bott and Schirmer that Council agree to the sale of the Corowa Flour Mill site Lot 12 DP 1022737 for the sum of \$1.00 to Corowa Mill Inc. (David Krieg, Karen Krieg, Max Reid, Wilma Reid, Coral Druce and Neil Druce) contingent of the following:-

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1. That restoration works are undertaken generally in accordance with the proposal presented.
2. That a surety in the form of a Bank Guarantee or Deposit be provided to Council by Corowa Mill Inc. the value of \$100,000 with the Corowa Shire Council as beneficiary.
3. That the surety be surrendered by the Council upon accomplishment of the roof and gutter repairs and window and door refurbishment/replacement within three years of the sale date and to the satisfaction of Council.
4. In the event the proposed roof and gutter repairs and window and door refurbishment/replacement are not completed as outlined, within 3 years of the sale date then the said Bank Guarantee/deposit of \$100,000 will be paid to/retained by the Corowa Shire Council.
5. That a proper legal contract of sale be prepared by Council's solicitor incorporating the above terms and that Council pay our costs associated with preparation of the Contract of Sale and conveyancing (estimate \$800).

BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE

293/09 RESOLVED on the motion of Councillors Law and Doyle that the minutes of the Business Corowa Howlong Mulwala Steering Committee meeting held on Wednesday, 12 August 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Councillor Fiona Schirmer, Councillor Fred Longmire, Councillor Mark Shields, Councillor Daryl Davey, Gary Pysing and Craig Spencer be accepted.

MINUTES

THAT the minutes of the meeting held on 10 June 2009 were confirmed.

ECONOMIC DEVELOPMENT MANAGER'S REPORT

THAT the Economic Development Manager's report containing 77 items be adopted.

SOCIAL AND COMMUNITY PLAN IMPLEMENTATION COMMITTEE

294/09 RESOLVED on the motion of Councillors Law and Schirmer that the minutes of the Social and Community Plan Implementation Committee meeting held on Monday, 17 August 2009 be adopted inclusive of :-

APOLOGY

THAT the apology received from Councillor FM Schirmer be accepted.

DELEGATES' REPORTS.

Councillor Longmire reported on the National Saleyards Convention held in Colac.
Councillor Schirmer reported on Curlew Arts Annual General Meeting.
Councillor Schirmer reported on Federation Arts Annual General Meeting.
Councillor Schirmer reported on the Murray Arts Shire Plan.
The Mayor reported on the Corowa Howlong Mulwala Tourism Workshop.
The Mayor reported on the Chamber of Commerce.

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Councillor Shields reported on his RTA Riverina Highway letter.

ADOPTION OF DELEGATES' REPORTS.

295/09 RESOLVED on the motion of Councillors Schirmer and Law that the verbal Reports of the Delegates be adopted.

CORRESPONDENCE REQUIRING COUNCIL ACTION AND FOR INFORMATION.

1. SHIRES ASSOCIATION OF NSW

296/09 RESOLVED on the motion of Councillors Bott and Longmire that Council contribute to the legal costs concerning Berrigan Shire Council Land and Environment Court Case as requested.

2. HEART FOUNDATION

297/09 RESOLVED on the motion of Councillors Law and Wales that the Director of Environmental Services prepare a report on a proposed policy for Public Smoke-free Outdoor Areas.

3. HOWLONG TIDY TOWNS AND HOWLONG COMMUNITY OPPORTUNITY SHOP

298/09 RESOLVED on the motion of Councillors Schirmer and Longmire that Council thank the Howlong Tidy Towns and Howlong Community Opportunity Shop for their contributions and Council commit the remaining funds required from the Howlong Town Improvement Fund towards a shade sail for the Lowe Square playground.

4. COROWA SERVICE STATION

The Mayor declared an interest, vacated the Chair and left the Council Chambers. Reason – Section 59(1) Council's Code of Meeting Practice. He is the owner of a competing Service Station business.

Councillor Schirmer took the Chair and chaired the meeting.

299/09 RESOLVED on the motion of Councillors Bott and Wales that the Director Engineering Service investigate Tanker access to the Sanger Street site and report back to Council.

Councillor Schirmer vacated the Chair and the Mayor returned to chair the meeting.

5. JUDY THOMAS

300/09 RESOLVED on the motion of Councillors Bott and Law that Council confirm the actions of Council's officers and the Nuisance Dog Order issued remain.

The meeting terminated at 3.20 p.m.

CONFIRMED: 15 September 2009.

MAYOR: _____