

PRESENT.

The Mayor, Councillor FT Longmire (Chairperson), Councillors WB Bott AM, DJ Davey, JE Doyle, GJ Law, GJ Poidevin, 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 :-

Dominic Michael Dillon
Ronald Macdonald
Rita Selby
Robert (Bob) O'Donnell
Percy Sutcliffe

MINUTES.

435/11 RESOLVED on the motion of Councillors Doyle and Schirmer that the Minutes of the Ordinary Meeting held on 18 October 2011 be confirmed.

436/11 RESOLVED on the motion of Councillors Law and Davey that the Minutes of the Special Meeting held on 7 November 2011 be confirmed.

GENERAL MANAGER'S REPORT.

437/11 RESOLVED on the motion of Councillors Poidevin and Schirmer that the General Manager's Report be dealt with.

3. COUNCIL'S 2012 ELECTIONS

438/11 RESOLVED on the motion of Councillors Poidevin and Shields that Council engage the services of the NSW Electoral Commissioner to administer its September 2012 Elections.

5. ANNUAL DINNER

439/11 RESOLVED on a motion of Councillors Poidevin and Shields that Council again hold an Annual Dinner.

6. OFFICE CLOSURE

440/11 RESOLVED on the motion of Councillors Poidevin and Shields that Council's offices again be closed for the 2011 Christmas/New Year period.

ADOPTION OF GENERAL MANAGER'S REPORT.

441/11 RESOLVED on the motion of Councillors Schirmer and Wales that the balance of the General Manager's Report be adopted.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

442/11 RESOLVED on the motion of Councillors Law and Doyle that the Director Corporate and Community Services' Report be dealt with.

ADOPTION OF DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

443/11 RESOLVED on the motion of Councillors Poidevin and Shields that the balance of the Director Corporate and Community Services' Report be adopted.

DIRECTOR ENGINEERING SERVICES' REPORT.

444/11 RESOLVED on the motion of Councillors Davey and Schirmer that the Engineering Services Report be dealt with.

4. STAFF RESIGNATION

445/11 RESOLVED on the motion of Councillors Shields and Law that Mr Barry Mann be invited to attend a Council Meeting early in the New Year so that Council can express its appreciation for the service he has given Corowa Shire.

6. HOWLONG CONSTRUCTION PROGRAM

446/11 RESOLVED on the motion of Councillors Shields and Schirmer that Council abandon the reconstruction of Hume Street, Howlong for the current year, and construct Hawkins Street, both sides, between Hovell Street and Hume Street.

7. 2011-2012 RESEALSBITUMEN SPRAY SEALING & LINEMARKING TENDERS

447/11 RESOLVED on the motion of Councillors Davey and Law that Council accept Downer EDI Works Pty Ltd contract price of \$416,335.52 for the December 2011/November 2012 sealing period through Procurement Australia's Contract 1411/0317 AND that Council authorise the General Manager to exchange letters of confirmation of preferred contractor with Procurement Australia and letters of appointment with Downer EDI Works Pty Ltd.

8. NOXIOUS WEEDS

448/11 RESOLVED on the motion of Councillors Shields and Schirmer that Council allocate an additional \$40K for the Noxious Weeds Program from the Rural Roads budget.

MOVED by Councillors Poidevin and Law that Council write to the Minister for Agriculture and advise its disappointment in having to transfer \$40,000 from Roads to Noxious Weeds due to the unusually wet weather and flooding and highlight the need for additional funding to address the weed problem.

Withdrawn.

449/11 RESOLVED on a motion of Councillors Poidevin and Law that the Director Engineering Services investigate the availability of additional grant funding to address the current Noxious Weed infestations affecting Council's road reserves.

VANDALISM

450/11 RESOLVED on a motion of Councillors Poidevin and Shields that Council invite Superintendent Elizabeth Stirton, Commander Albury Local Area Police Command to address Council at the December Meeting AND that discussions be held with the Local Sergeant with respect to the increased levels of vandalism in Corowa.

ADOPTION OF DIRECTOR ENGINEERING SERVICES' REPORT.

451/11 RESOLVED on the motion of Councillors Schirmer and Poidevin that the balance of the Director Engineering Services' Report be adopted.

ADJOURNMENT OF MEETING

The meeting adjourned for morning tea at 10.25 a.m.

RESUMPTION OF MEETING

The meeting resumed at 10.45 a.m.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

452/11 RESOLVED on the motion of Councillors Shields and Schirmer that the Environmental Services Report be dealt with.

2. RIVERINA AND MURRAY REGIONAL ORGANISATION OF COUNCILS (RAMROC) STATE OF ENVIRONMENT REPORT – SUPPLEMENTARY REPORT 2010/2011

453/11 RESOLVED on the motion of Councillors Law and Davey that:

- 1) Corowa Shire Council endorses the Riverina and Murray Regional Organisation of Councils State of Environment Report – Supplementary Report 2010/2011;
- 2) The Department of Local Government be notified that Council has adopted the RAMROC State of Environment Report – Supplementary Report 2010/2011; and
- 3) The Comprehensive State of Environment Report be placed on public exhibition.

3. DEVELOPMENT APPLICATION 2005/656 – 26 LOT RESIDENTIAL SUBDIVISION – BANKSIA DRIVE, COROWA - MODIFICATION OF CONSENT

MOVED by Councillors Law and Wales that Council approve the modification of consent in accordance with Schedule 3.

AMENDMENT

454/11 RESOLVED on the motion of Councillors Poidevin and Bott that Council defer a decision on the subdivision modification application until the next Council meeting.

The amendment on being put to the meeting became the motion and was carried.

Voting

For: Councillors Longmire, Bott, Doyle, Poidevin and Schirmer.
Against: Councillors Wales, Shields, Davey and Law.

455/11 RESOLVED on the motion of Councillors Bott and Poidevin that Council meet with Mr Presti with respect to the transfer of ownership of the Sanger Street wetlands.

ADOPTION OF DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

456/11 RESOLVED on the motion of Councillors Law and Doyle that the balance of the Director Environmental Services' Report be adopted inclusive of :-

1. BUILDINGS.

2011/215	8 Kenno Court, Mulwala	Dual Occupancy Dwellings & 2 Lot Strata Subdivision
2011/226	142-144 Bank Street, Howlong	Dual Occupancy
2011/242	72 Banff Street, Corowa	Dwelling Alterations & Additions
2011/245	211 River Street, Corowa	Dwelling & Retaining Wall
2011/250	69 Binda Road, Mulwala	Inground Swimming Pool
2011/251	66 Inglis Street, Mulwala	Inground Swimming Pool
2011/252	78 Corowa Road, Mulwala	Carport
2011/254	26 Gitchell Street, Corowa	Shed
2011/259	36 Poseidon Road, Corowa	Storage Sheds
2011/263	31 East Street, Howlong	Garage
2011/265	133 Clarke Street, Howlong	Pergola
2011/267	209 Church Street, Corowa	Carport
2011/269	230 River Street, Corowa	2 nd Storey Deck Extension
2011/270	273 River Street Corowa	Dwelling Additions
2011/271	10 Jasmin Court, Corowa	Dwelling Additions

DEVELOPMENT APPLICATIONS.

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

DEVELOPMENT APPLICATION REGISTERED NO. 2011/224

Application for 2 lot strata subdivision on general rural land being Lot 2; DP 270614; 339-343 Honour Avenue, Corowa.

DEVELOPMENT APPLICATION REGISTERED NO. 2011/225

Application for an indoor bowling complex on residential land being Lot 312; DP 753744; Golf Club Drive, Howlong.

DEVELOPMENT APPLICATION REGISTERED NO. 2011/244

Application for a building envelope on rural land being Lot 1; DP 107377; Skehans Lane, Corowa.

NOXIOUS WEEDS AND ANIMAL INSPECTOR'S REPORT.

457/11 RESOLVED on the motion of Councillors Law and Shields that the Noxious Weeds and Animal Inspector's Report be received and adopted.

458/11 RESOLVED on the motion of Councillors Shields and Poidevin that Council's Noxious Weed Inspector be invited to the December meeting to address Council.

459/11 RESOLVED on the motion of Councillors Bott and Law that Council make application to the Murray CMA Local Government Grants for the continuation of peppercorn eradication funding.

REPORTS FROM COMMITTEES.

COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH SOCIAL AND COMMUNITY SUPPORT COMMITTEE ANNUAL GENERAL MEETING

460/11 RESOLVED on the motion of Councillors Poidevin and Law that the minutes of the Corowa Shire and Rutherglen District Health, Social and Community Support Committee Annual General Meeting held on Thursday, 3 November 2011 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Bruce Corcoran, May Houlihan and Nicole Moloney be accepted.

MINUTES

THAT the Minutes of the Meeting held on 4 November 2010 be adopted.

ELECTION OF OFFICE BEARERS

CHAIRPERSON – Mr Peter Wortmann was nominated and accepted the position of Chairperson for the ensuing 12 months.

VICE-CHAIRPERSON – Mrs Barbara Robinson was nominated and accepted the position of Vice-Chairperson for the ensuing 12 months.

SECRETARY – Corowa Shire Council was nominated and appointed the position of Secretary for the ensuing 12 months.

PUBLICITY OFFICER – Mrs Wendy Thompson was nominated and appointed the position of Publicity Officer for the ensuing 12 months.

EXECUTIVE COMMITTEE – Mrs Marg McDonald and Mrs May Houlihan were nominated and accepted the positions on the Executive Committee.

COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH SOCIAL AND COMMUNITY SUPPORT COMMITTEE

461/11 RESOLVED on the motion of Councillors Poidevin and Law that the minutes of the Corowa Shire and Rutherglen District Health, Social and Community Support Committee Meeting held on Thursday, 3 November 2011 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Bruce Corcoran, May Houlihan, Nicole Moloney and Dr Heinz Dieter be accepted.

MINUTES

THAT the Minutes of the meeting held on 6 October 2011 be adopted.

POLICY AND RESOURCE COMMITTEE

462/11 RESOLVED on the motion of Councillors Bott and Poidevin that the minutes of the Policy and Resource Committee meeting held on Monday, 7 November 2011 be adopted exclusive of Items 2 (i) Building Facades to Streetscape; 2 (ii) Development Application No. 2009/103; 2 (iii) Development Application No. 2009/104 and 2 (iv) Development Application No. 2011/248 and inclusive of :-

1. DIRECTOR ENGINEERING SERVICES(i) RURAL ROAD TREE REMOVAL.

THAT the draft Rural Road Tree Removal policy be adopted and placed on public exhibition for comment.

2. DIRECTOR ENVIRONMENTAL SERVICES(i) BUILDING FACADES TO STREETScape
DA 2011/105 AND 2011/106 – DUAL OCCUPANCIES
26 AND 28 EDWARD STREET, COROWA

463/11 RESOLVED on the motion of Councillors Davey and Law that Development Consent 2011/105 applicable to 26 Edward Street, Corowa be modified to permit a door as shown in the Director Environmental Services Report to the 7 November 2011 Policy and Resource Committee, to be installed in the opening to the alfresco area fronting Edward Street, other openings indicated on the approved plan to remain open.

Voting

For: Councillors Longmire, Law, Davey, Bott, Doyle, Shields, Poidevin, Schirmer and Wales.

Against: Nil.

(ii) DEVELOPMENT APPLICATION NO. 2009/103

PROPERTY: 26 Cypress Drive, Mulwala (Lot 38; SP 71809)

OWNER: Mr A Marth

PROPOSAL: Construction of a jetty

464/11 RESOLVED on the motion of Councillors Bott and Poidevin that, pursuant to the provisions and requirements of the Environmental Planning & Assessment Act 1979 Section 91A, development consent be refused due to the Approval Authority under Section 91A of the Act not granting approval for the Development.

Voting

For: Councillors Longmire, Law, Davey, Bott, Doyle, Shields, Poidevin, Schirmer and Wales.

Against: Nil.

(iii) DEVELOPMENT APPLICATION NO. 2009/104

PROPERTY: 28 Cypress Drive, Mulwala (Lot 39; SP 71809)

OWNER: Mr M Bigger

PROPOSAL: Construction of a jetty

465/11 RESOLVED on the motion of Councillors Bott and Poidevin that, pursuant to

the provisions and requirements of the Environmental Planning & Assessment Act 1979 Section 91A, development consent be refused due to the Approval Authority under Section 91A of the Act not granting approval for the Development.

Voting

For: Councillors Longmire, Law, Davey, Bott, Doyle, Shields, Poidevin, Schirmer and Wales.

Against: Nil.

(iv) DEVELOPMENT APPLICATION NO. 2011/248

PROPERTY: 17 Talbot Crescent, Corowa
OWNER: Mr P Upton
PROPOSAL: Inground pool and front fence
CURRENT USE: Dwelling and associated structures
ZONING: Residential 2(b)

466/11 RESOLVED on the motion of Councillors Bott and Poidevin that development consent be granted subject to the following conditions:

1. The development being carried out in accordance with drawing(s) by Catherine O'Neill Landscape Design Revision No. 3 dated 17 October 2011, except where amended by the following conditions:
2. **CONTRACT OF INSURANCE:** Approval is subject to the condition that the builder or person who does the residential building work complies with the applicable requirements of Part 6 of the *Home Building Act 1989* whereby a person must not contract to do any residential building work unless a contract of insurance that complies with this Act is in force in relation to the proposed work. It is the responsibility of the owner or person who is to do the work to satisfy Council that they have complied with the applicable requirements of Part 6.
3. **INSPECTIONS:** For the purpose of inspection, the Council shall be given 48 hours notice at the following stages of construction:-
 - (a) After the pool is in position and all steel reinforcement placed in position, and not less than forty-eight (48) hours prior to concrete being placed in position.
 - (b) Within forty-eight (48) hours of the pool being completed.
 - (c) When the yard gully and sewer lines are installed, prior to backfilling.

Note: The pool shall not be used until a final inspection has been carried out by the Council, and approval to use the pool has been obtained from the Council in writing.

4. POOL FENCING:

- (a) The pool shall be surrounded by a fence isolating it from other buildings on the land and from any public place adjacent to the land.
- (b) The fence shall be of a type complying with the requirements of Australian Standard 1926.1-1993, "Fences and Gates for Private Swimming Pools".
- (c) Construction of the fence, and self-closing gate(s) referred to above, shall be completed on the same day on which the pool is placed in position, and prior to the pool being filled with water.

- 5. POOL EQUIPMENT:** Filtration, chlorination and other mechanical equipment are to be housed in a suitable structure located in a position to be approved by the Council's Building Surveyor. The structure to house such equipment shall be designed in such a manner that noise from the equipment cannot be heard beyond the boundaries of the property.
- 6. BACKFLOW PREVENTION:** A backflow prevention device (such as a dual check valve) is required to be installed on the supply line to any automatic pool filling device.
- 7. WATER DISCHARGE:** All backwash water or water discharged from the pool during emptying is to be discharged into the Council's sewer via a yard gully.

Voting

For: Councillors Longmire, Law, Davey, Bott, Doyle, Shields, Poidevin, Schirmer and Wales.

Against: Nil.

BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE

467/11 RESOLVED on the motion of Councillors Doyle and Law that the minutes of the Business Corowa Howlong Mulwala Steering Committee meeting held on Wednesday, 9 November 2011 be adopted inclusive of :-

APOLOGIES

THAT apologies received from Mayor Cr Fred Longmire, Councillors Gary Poidevin and Mark Shields, David Potts, Margery Johns and Bruce Corcoran be accepted.

MINUTES

THAT the minutes of the meeting held on 14 September 2011 be adopted.

THAT the minutes of the Business Workshop held on 12 October 2011 be adopted.

COROWA TO MULWALA TRAIL FEASIBILITY STUDY

THAT the project concept of the Corowa to Mulwala Trail be considered for inclusion to Council's Community Strategic Plan.

MULWALA FISHING PLATFORM

THAT the Committee write to the organisers of the Cod Classic seeking financial support for the establishment of the Fishing Platform at Digger Loughnan Park

SPECIAL EVENTS POLICY

468/11 RESOLVED on the motion of Councillors Bott and Poidevin that a report on Section 355 Risk Management be presented to the next Policy and Resource Committee meeting.

SUSPENSION OF STANDING ORDERS

469/11 RESOLVED on the motion of Councillors Poidevin and Law that standing orders be suspended.

The Mayor welcomed representatives of the Corowa Shire Tourism Marketing Committee who presented the new Corowa Shire Marketing Promotional Video.

ADJOURNMENT OF MEETING

The meeting adjourned for lunch at 12.35 p.m.

RESUMPTION OF MEETING

The meeting resumed at 2.15 p.m.

RESUMPTION OF STANDING ORDERS

470/11 RESOLVED on the motion of Councillors Poidevin and Schirmer that standing orders be resumed.

DELEGATES' REPORTS.

Councillor Davey reported on Remembrance Day in Mulwala.
Councillor Davey reported on the Internal Audit Committee meeting.
Councillor Davey reported on the OH&S Committee meeting.
Councillor Doyle reported on the Yarrowonga Mulwala Tourism meeting.
Councillor Doyle reported on the Australian Women in Local Government meeting.
Councillor Doyle reported on the Yarrowonga Mulwala Arts Council.
Councillor Schirmer reported on Tourism Marketing Committee.
Councillor Schirmer reported on Remembrance Day in Howlong.
Councillor Schirmer reported on Lowe Square Committee meeting.
Councillor Schirmer reported on the Murray Darling Association meeting.

BILL GORMAN, MURRAY DARLING ASSOCIATION

471/11 RESOLVED on the motion of Councillors Schirmer and Davey that Council write a letter of congratulations to Mr Bill Gorman on him being awarded Life Membership of the Murray Darling Association.

Councillor Wales reported on the Internal Audit Committee meeting.
Councillor Wales reported on Remembrance Day in Corowa.
The Mayor reported on the Community Action meeting in Howlong.
The Mayor reported on the Savernake Cemetery Dedication Ceremony.
The Mayor reported on the Community Action meeting in Mulwala.
The Mayor reported on the REROC Annual General Meeting.
The Mayor reported on the Oaklands Grain Reival meeting.
The Mayor reported on the RAMROC Annual General Meeting.
The Mayor reported on the Green Jobs Corps Graduation.
The General Manager reported on the REROC Annual General Meeting.
The General Manager reported on the LGFS court case.

ADOPTION OF DELEGATES' REPORTS.

472/11 RESOLVED on the motion of Councillors Doyle and Davey that the verbal Reports of the Delegates be adopted.

LOWE SQUARE MANAGEMENT COMMITTEE

473/11 RESOLVED on the motion of Councillors Shields and Schirmer that the Lowe Square Management Committee minutes be introduced.

474/11 RESOLVED on the motion of Councillors Shields and Schirmer that the minutes of the Lowe Square Management Committee meetings held on 9 August, 27 September and 8 November 2011 be adopted.

The meeting terminated at 2.55 p.m.

CONFIRMED: 20 December 2011.

MAYOR: _____