

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 JJ Babbs (Director Engineering Services), Mr ID Rich (Director Corporate and Community Services) and Mr Stephen McHugh (Acting Director Environmental Services).

BEREAVEMENTS.

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

Dorothy Newey
Michael Sandral
Edward Cooksey
Terence Brewer
Geoffrey Cook
Glenda Smith

MINUTES.

401/09 RESOLVED on the motion of Councillors Davey and Doyle that the Minutes of the Ordinary Meeting held on 20 October 2009 be confirmed.

GENERAL MANAGER'S REPORT.

402/09 RESOLVED on the motion of Councillors Shields and Law that the General Manager's Report be dealt with.

1. AUDITORS REPORT FOR THE YEAR ENDING 30 JUNE 2009

SUSPENSION OF STANDING ORDERS

403/09 RESOLVED on the motion of Councillors Longmire and Wales that standing orders be suspended.

The Mayor introduced Mr Tim Frazer, WHK who presented the Auditors Report on the Conduct of the Audit.

RESUMPTION OF STANDING ORDERS

404/09 RESOLVED on the motion of Councillors Shields and Law that standing orders be resumed.

405/09 RESOLVED on the motion of Councillors Longmire and Law that the 2008/2009 Financial Statements be adopted.

406/09 RESOLVED on the motion of Councillors Bott and Longmire that the staff be commended on the execution of duties in the preparation of the Financial Statements.

3. INTEGRATED PLANNING AND REPORTING FRAMEWORK

407/09 RESOLVED on the motion of Councillors Longmire and Davey that Council

advise the Division of Local Government, Department of Premier and Cabinet that it will participate in Group 3 i.e. preparation of the Community Strategic Plan and Delivery Program to be adopted by 30 June 2012 and Council continue the process to meet this deadline in accordance with the guidelines provided.

6. ANNUAL DINNER

408/09 RESOLVED on the motion of Councillors Shields and Davey that Council again hold an Annual Dinner.

7. OFFICE CLOSURE

409/09 RESOLVED on the motion of Councillors Davey and Law that Council's offices again be closed for the 2009 Christmas/New Year period.

ADOPTION OF GENERAL MANAGER'S REPORT.

410/09 RESOLVED on the motion of Councillors Longmire and Shields that the balance of the General Manager's Report be adopted inclusive of :-

COMMON SEAL

Common Seal affixed to the following documents :-

22.10.09 Deed of Renewal & Variation of Licence – Vodafone, Tower Street, Corowa.

ADJOURNMENT OF MEETING

The meeting adjourned for morning tea at 10.30 am.

RESUMPTION OF MEETING

The meeting resumed at 10.55 am.

Mr Stephen McHugh arrived at the meeting.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

411/09 RESOLVED on the motion of Councillors Wales and Doyle that the Director Corporate and Community Services' Report be dealt with.

ADOPTION OF DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT.

412/09 RESOLVED on the motion of Councillors Bott and Shields that the balance of the Director Corporate and Community Services' Report be adopted.

DIRECTOR ENGINEERING SERVICES' REPORT.

413/09 RESOLVED on the motion of Councillors Law and Shields that the Engineering Services Report be dealt with.

3. 2009/10 CRUSHING

BLASTING CRUSHING AND STOCKPILING OF ROADBASE AT BALLDALE AND DAVEYS HILL QUARRIES - TENDERS

414/09 RESOLVED on the motion of Councillors Davey and Shields that Council accept the tender from Bald Hills Quarries Pty Ltd for the tendered amount of \$353,100.00

plus GST AND THAT Council authorise the General Manager to approve a provisional amount of up to \$42,000.00 if required.

6. COROWA PARK

415/09 RESOLVED on the motion of Councillors Bott and Law that Council, early in 2010, fall all remaining pine trees and stockpile all of the trees and fallen timber into a suitable location, and with the assistance of the Corowa Fire Brigade burn all of the stockpiled timber during the winter of 2010.

7. HOWLONG STREETS

416/09 RESOLVED on the motion of Councillors Bott and Law that Council propose the new Council public road as St Bridget's Lane (St BRIDGETS LA), and proceed with the usual advertising and public consultation prior to lodgment of the plan.

8. COROWA SALEYARDS - CONSOLIDATION

417/09 RESOLVED on the motion of Councillors Law and Bott that Council close the Council Public Road within the Saleyards area and consolidate the road with all other lots into a single Saleyards allotment AND FURTHER that Council close the Council Public Road between lots 1 & 2, DP 176100.

9. NETHERBY PUMP STATION

418/09 RESOLVED on the motion of Councillors Longmire and Shields that the Netherby Pump Station switchboard supply and installation cost of \$17,860.00 plus GST be funded from the Netherby Pump Station Gantry Replacement.

10. AERODROME RESEAL

419/09 RESOLVED on the motion of Councillors Schirmer and Law that the reseal of the short runway be referred to the next Policy and Resource Committee meeting for consideration.

11. BALL PARK LAGOON AND BOAT RAMP

420/09 RESOLVED on the motion of Councillors Wales and Schirmer that Council endorse the use of ElcoRoc sand containers for the retaining wall and the project scope of work and cost of \$288,400.00 as reported.

ADOPTION OF DIRECTOR ENGINEERING SERVICES' REPORT.

421/09 RESOLVED on the motion of Councillors Law and Schirmer that the balance of the Director Engineering Services' Report be adopted.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

422/09 RESOLVED on the motion of Councillors Shields and Davey that the Environmental Services Report be dealt with.

2. DEVELOPMENT CONSENT 2009/83 - DEVELOPERS CONTRIBUTION

423/09 RESOLVED on the motion of Councillors Bott and Wales that the assessment be on the basis of two new dwellings with \$12,380 developer contributions costs.

Voting

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

Against: Nil.

4. RIVERINA AND MURRAY REGIONAL ORGANISATION OF COUNCILS (RAMROC) STATE OF ENVIRONMENT REPORT – COMPREHENSIVE REPORT 2008/2009

424/09 RESOLVED on the motion of Councillors Schirmer and Davey that:

1. Corowa Shire Council endorses the Riverina and Murray Regional Organisation of Councils State of Environment Report – Comprehensive Report 2008/2009;
2. The Department of Local Government be notified that Council has adopted the RAMROC State of Environment Report – Comprehensive Report 2008/2009; and
3. The Comprehensive State of Environment Report be placed on public exhibition.

5. ADDITIONAL STORAGE BUILDING – APEX PARK, MULWALA

425/09 RESOLVED on the motion of Councillors Davey and Wales that Council not allow the construction of the storage facility on the basis that it will have a negative impact on the amenity of the area.

Voting

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

Against: Nil.

6. DEVELOPMENT APPLICATION NO. 2009/246

Property: 59 EDWARD STREET, MULWALA
Applicant: MR JAMES MARTIN
Proposal: FRONT FENCE

426/09 RESOLVED on the motion of Councillors Bott and Davey that development consent not be granted for Development Application No. 2009/246 to erect a front fence at 59 Edward Street, Mulwala as it does not comply with the Council's current policies or the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.

Voting

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

Against: Nil.

7. PROPOSED LEGAL PROCEEDINGS – MR JASEN BRYANT BARKLEY, OWNER OF 31 BIRDWOOD STREET, COROWA

427/09 RESOLVED on the motion of Councillors Bott and Law that legal proceedings be instigated against Mr Jasen Bryant Barkley, owner of land known as 31 Birdwood Street, Corowa for not satisfactorily complying with Order No. 12 issued on 6 May 2009 under the Local Government Act 1993.

ADOPTION OF DIRECTOR ENVIRONMENTAL SERVICES' REPORT.

428/09 RESOLVED on the motion of Councillors Schirmer and Doyle that the balance of the Director Environmental Services' Report be adopted inclusive of :-

1. BUILDINGS.

2009/227	68 Wanani Road Mulwala	Shed (216m ²)
2009/230	124 Katrina Circuit Corowa	Dwelling Additions
2009/231	127 Federation Avenue Corowa	Shade Sail
2009/232	55 Romney Street Mulwala	Dwelling
2009/234	77-85 Savage Street Mulwala	Relocated Dwelling
2009/235	61 Read Street Howlong	Verandah
2009/237	52 Melbourne Road Mulwala	Front & Side Fence (1.8m)
2009/238	41 Corowa Road Mulwala	Alterations to Toilet Block
2009/239	52 Melbourne Road Mulwala	Swimming Pool
2009/241	64 Pearce Street Howlong	Verandahs
2009/244	35 East Street Howlong	Dwelling
2009/251	24 Wanani Road Mulwala	Dwelling Additions
2009/258	118 Melbourne Road Mulwala	Demolition of Dwelling
2009/160	3 Fraser Court Corowa	Dwelling
2009/174	71 Sturt Street Howlong	Dual Occupancy
2009/188	77-85 Savage Street Mulwala	Shed (110m ²)
2009/194	112 Hume Street Howlong	Garage (54m ²)
2009/195	1 Parade Place Corowa	Dwelling Restumping
2009/197	27 Heather Circuit Mulwala	Dwelling & Shed
2009/206	53 Russell Street Howlong	Garage (75m ²)
2009/209	202 Hume Street Corowa	Carport
2009/210	41 Sanger Street Corowa	Shop Alterations
2009/213	449 Honour Avenue Corowa	Office & Amenities
2009/216	45 Betterment Parade Corowa	Shed & Carport (88m ²)
2009/219	Bull Plain Road Mulwala	Rural Fire Station
2009/221	2 Federation Avenue Corowa	Garage & Carport
2009/223	111 Short Street Howlong	Swimming Pool
2009/224	157 River Street South Corowa	Shed
2009/226	14 Pilbara Road Corowa	Shed (240m ²)

DEVELOPMENT APPLICATIONS.

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

DEVELOPMENT APPLICATION REGISTERED NO. 2009/233 JOHN WARNAAR DESIGN FOR J SINCLAIR & C SMITH

Application for dwelling alterations and additions on residential land being Lot 7 DP 213224, 33 Lang Street Mulwala.

DEVELOPMENT APPLICATION REGISTERED NO. 2009/169 STEPHEN DOWNES FOR CLASS ACT INVESTMENTS

Application for a 5 lot Strata Subdivision of Lot 3 DP 758528, 107 Hawkins Street Howlong.

DEVELOPMENT APPLICATION REGISTERED NO. 2009/245 PETER BOWEN HOMES FOR L CONWAY

Application for dwelling and garage on residential land being Lot 5 DP 1069818, 152

THIS IS PAGE NUMBER 5 OF THE MINUTES OF AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 17 NOVEMBER 2009.

MAYOR _____

GENERAL MANAGER _____

Kennedy Street Howlong.

SUSPENSION OF STANDING ORDERS

429/09 RESOLVED on the motion of Councillors Law and Wales that standing orders be suspended.

The Mayor introduced Ms Alex Anthony, Chair Murray CMA Board and Mr David Leslie, General Manager who made a presentation to Council on CMA activities.

ADJOURNMENT OF MEETING

The meeting adjourned for lunch at 12.45 pm.

RESUMPTION OF MEETING

The meeting resumed at 1.50 pm.

Mr Stephen McHugh did not return to the meeting.

RESUMPTION OF STANDING ORDERS

430/09 RESOLVED on the motion of Councillors Davey and Longmire that standing orders be resumed.

NOXIOUS WEEDS AND ANIMAL INSPECTOR'S REPORT.

431/09 RESOLVED on the motion of Councillors Longmire and Shields that the Noxious Weeds and Animal Inspector's Report be received and adopted.

REPORTS FROM COMMITTEES.

TRAFFIC COMMITTEE

The Mayor declared a pecuniary 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 Longmire took the Chair and chaired the meeting.

PROCEDURAL MOTION

432/09 RESOLVED on the motion of Councillors Bott and Shields that Item 1 - Line Marking – Sanger Street, Corowa be dealt with separately.

1. LINE MARKING – SANGER STREET, COROWA

433/09 RESOLVED on the motion of Councillors Davey and Law that:

Council NOT provide a gap in the median at the Shell Service Station as this may encourage ingress to the Service Station, and also encourage U-Turns at this location.

Councillor Longmire vacated the Chair and the Mayor returned to the Chambers to Chair the meeting.

434/09 RESOLVED on the motion of Councillors Schirmer and Wales that the minutes of the Traffic Committee meeting held on Wednesday, 28 October 2009 be adopted exclusive

of Item 1 - Line Marking – Sanger Street, Corowa and inclusive of :-

APOLOGIES

THAT the apologies received from Mayor Cr Gary Poidevin, Mrs Shirley Nolan and Sgt Andrew Robertson (Corowa Police) be accepted.

2. HOWLONG PIONEER PARK

THAT the applicant be advised to contact the Tourist Attraction Signposting Assessment Committee (TASAC) requesting assessment of the eligibility for tourist signposting at this location.

3. SPEED LIMIT ON SH20 EAST OF HOWLONG

THAT this matter be referred to the RTA for assessment and consideration.

POLICY AND RESOURCE COMMITTEE

435/09 RESOLVED on the motion of Councillors Longmire and Shields that the minutes of the Policy and Resource Committee meeting held on Thursday, 5 November 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Councillor JE Doyle and Mr BJ Corcoran (General Manager) be accepted.

2. COUNCIL'S NEW LEP

THAT Council determine that the southern boundary of the "Highway Business" zone identified in Council's Strategic Land Use Plan be the northern boundary of 400 Honour Avenue, Corowa.

3. UNDERWRITING UIM 2010 WORLD GRAND PRIX HYDROPLANE CHAMPIONSHIP LAKE MULWALA RACE GATE TAKINGS.

THAT Council underwrite the gate takings to the value of \$5,500 for the UIM 2010 World Grand Prix Hydroplane Championship Race to be held on Lake Mulwala.

CLOSED COMMITTEE OF THE WHOLE

THAT Council move into Closed Committee for consideration of Items 1 & 4. Reason - Privileged advice concerning planning and legal matters.

1. DEVELOPMENT APPLICATION REGISTERED NO. 2008/281 – RALPH ROBERTS CONSULTING FOR TIMOTHY NAUGHTIN

On this matter being discussed no action was required as the legal opinion confirmed validation of the Development Application process and consent.

4. COROWA FLOUR MILL

THAT Council agree to the request from Commins Hendriks and advice from David Kotthoff with respect to the contract of sale for the Corowa Flour Mill.

OPEN COMMITTEE

THAT Council move into Open Committee and report progress.

1. DEVELOPMENT APPLICATION REGISTERED NO. 2008/281 - RALPH ROBERTS CONSULTING FOR TIMOTHY NAUGHTIN

On this matter being discussed no action was required as the legal opinion confirmed validation of the Development Application process and consent.

4. COROWA FLOUR MILL

THAT Council agree to the request from Commins Hendriks and advice from David Kotthoff with respect to the contract of sale for the Corowa Flour Mill.

150 YEAR CELEBRATIONS STEERING COMMITTEE

436/09 RESOLVED on the motion of Councillors Longmire and Doyle that the minutes of the 150 Year Celebrations Steering Committee meeting held on Thursday, 5 November 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Councillor Fiona Schirmer and Bruce Corcoran be accepted.

COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH SOCIAL AND COMMUNITY SUPPORT COMMITTEE

437/09 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, 5 November 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Gwynneth Handberg, May Houlihan, Beth Tidd, Bruce Corcoran and Peter Wortmann be accepted.

MINUTES.

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

BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE MEETING HELD AT THE COROWA SHIRE COUNCIL ON WEDNESDAY, 11 NOVEMBER 2009

438/09 RESOLVED on the motion of Councillors Longmire and Schirmer that the minutes of the Business Corowa Howlong Mulwala Steering Committee meeting held on Wednesday, 11 November 2009 be adopted inclusive of :-

APOLOGIES

THAT the apologies received from Councillor Daryl Davey, Councillor Mark Shields, Gary Pysing and Erica Naughtin be accepted.

MINUTES

THAT the minutes of the meeting held on 14 October 2009 were confirmed.

THIS IS PAGE NUMBER 8 OF THE MINUTES OF AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 17 NOVEMBER 2009.

MAYOR _____

GENERAL MANAGER _____

ECONOMIC DEVELOPMENT MANAGER'S REPORT

THAT the Economic Development Manager's report comprising 76 items be adopted.

COROWA RIVERFRONT MASTER PLAN

THAT Council appoint CPG Australia as the project consultants and nominate a small Project Steering Committee.

DELEGATES' REPORTS.

Councillor Davey reported on the Moira Shire Tourism Strategy.
The Director Corporate and Community Services reported on the Moira Shire Tourism Strategy.
The Mayor reported on the Moira Shire Tourism Strategy.
Councillor Bott reported on the Country Libraries meeting.
Councillor Bott reported on the Regional Planning Workshop.
Councillor Longmire reported on the Liquor Accord Corowa meeting.
Councillor Schirmer reported on the Murray Darling Association.
Councillor Schirmer reported on Murray Arts.
Councillor Schirmer reported on Corowa Shire Tourism.
Councillor Wales reported on the Rail Museum.
The Mayor reported on the Safety Expo.
The Mayor reported on the REROC meeting.
The Mayor reported on the RAMROC meeting.
The Mayor reported on the National Local Roads and Transport Congress.

FEDERATION

439/09 RESOLVED on the motion of Councillors Bott and Wales that Council seek advice with respect to claiming the naming rights with respect to Corowa's place in Australia's History.

COROWA TOURISM ASSOCIATION

440/09 RESOLVED on the motion of Councillors Schirmer and Law that Council adopt the new name "Corowa Shire Tourism".

ADOPTION OF DELEGATES' REPORTS.

441/09 RESOLVED on the motion of Councillors Davey and Law that the verbal Reports of the Delegates be adopted.

CORRESPONDENCE REQUIRING COUNCIL ACTION AND FOR INFORMATION.5. RIVERINE PLAINS

442/09 RESOLVED on the motion of Councillors Davey and Bott that Council grant permission to hold their "Farm Families Fund Day" at the Mulwala Waterslide on 13 December 2009 and advise the availability of sponsorship funding through the Small Grants Program

6. COROWA HISTORIC VEHICLE AND MACHINERY CLUB

443/09 RESOLVED on the motion of Councillors Davey and Longmire that Council advise their request for sponsorship of the Annual Tractor Pull and Engine Display event should be made through the Small Grants Program.

THIS IS PAGE NUMBER 9 OF THE MINUTES OF AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 17 NOVEMBER 2009.

MAYOR _____

GENERAL MANAGER _____

HOWLONG MEDICAL CENTRE

444/09 RESOLVED on the motion of Councillors Bott and Schirmer that the letter from Skinner and Associates be introduced and dealt with at this time.

445/09 RESOLVED on the motion of Councillors Doyle and Longmire that Council write to Skinners and Associates expressing Council's position with respect to the matter.

The meeting terminated at 3.35 p.m.

CONFIRMED: 15 December 2009.

MAYOR: _____