

**MINUTES OF MURRAY RIVER COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, MOAMA ADMINISTRATION OFFICE, 52 PERRICOOTA
ROAD, MOAMA
ON TUESDAY, 12 DECEMBER 2023 AT 1:00 PM**

PRESENT: Cr Frank Crawley (Mayor), Cr Neil Gorey (Deputy Mayor), Cr Nikki Cohen (Councillor), Cr Ann Crowe (Councillor), Cr Dennis Gleeson (Councillor), Cr Kron Nicholas (Councillor), Cr Thomas Weyrich (Councillor), Cr Geoff Wise (Councillor)

IN ATTENDANCE: Terry Dodds (Chief Executive Officer), Lindy Leyonhjelm (Executive Assistant), Rod Croft (Director Planning & Environment), Stephen Fernando (Director Corporate Services), Jack Bond (Director Infrastructure), Sarah Ryan (Director Community & Economic Development), Sandra Gordon (Manager Governance & Risk)

1 OPENING MEETING

The Mayor held a short appropriate prayer.

2 ACKNOWLEDGEMENT OF COUNTRY

The Mayor opened the meeting with an Acknowledgement of Country.

3 APOLOGIES & APPLICATIONS FOR A LEAVE OF ABSENCE

Nil

4 CONFIRMATION OF MINUTES

4.1 CONFIRMATION OF MINUTES - ORDINARY MEETING HELD ON 28 NOV 2023 OF MURRAY RIVER COUNCIL

RESOLUTION 011223

Moved: Cr Geoff Wise
Seconded: Cr Kron Nicholas

That the minutes of the Ordinary Meeting of Murray River Council held on 28 November 2023 be confirmed as a true and correct record.

CARRIED

Questions without notice arising from minutes of previous meeting/s

5 DISCLOSURES OF INTERESTS

Cr Kron Nicholas declared an Significant Non-Pecuniary Conflict of Interest in 'Item 9.4.4 Murray Local Environmental Plan 2011 – Planning Proposal to change Zoning from RU1 Primary Production to R2 Low Density Residential and E1 Local Centre for Lots 1-2 in DP1283567, Lot 1 in DP1231552 and Lot 1-3 in DP854487 located at 420-508 Perricoota Road, Moama NSW 2731', in the Director of Planning and Environment Report and Supplementary Matters.

6 DEPUTATIONS

At this stage of the meeting, being 1:02pm, Mr Hugh Melville made a deputation to the Council regarding Item 9.4.3 Development Application 16.2022.318.1 - 9 lot (torrens title) subdivision - 13 Maidensmith Drive, Moama in the Director Planning and Environment Report and Supplementary Matters.

RESOLUTION 021223

Moved: Cr Thomas Weyrich
Seconded: Cr Nikki Cohen

That Council change the order of business and bring forward item 9.4.3 Development Application 16.2022.318.1 – lot (Torrens title) subdivision – 13 Maidensmith Drive, Moama in the the Director Planning and Environment Report and Supplementary Matters.

CARRIED

7 MAYORAL MINUTE(S)

Nil

8 REPORTS OF COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 CHIEF EXECUTIVE OFFICERS REPORT AND SUPPLEMENTARY MATTERS

9.1.1 2022-2026 DELIVERY PROGRAM REQUEST FOR CHANGE (YEAR 2 OF PROGRAM)

RESOLUTION 031223

Moved: Cr Neil Gorey
Seconded: Cr Ann Crowe

That the Officer's report on 2022-2026 Delivery Program request for Change (Year 2 of program) as at 12 December 2023 be received and the information noted by the Council.

CARRIED

9.1.2 SETTING THE FINANCIAL SUSTAINABILITY PATH GRADIENT

RESOLUTION 041223

Moved: Cr Thomas Weyrich
Seconded: Cr Neil Gorey

That Council:

1. Set a long-term financial sustainability target of eliminating its current Operating Deficit (before Capital Items) of approximately Twelve Million Dollars (\$12,000,000), excluding one off impacts from the sale of capital items, over a period of ten financial years.

2. That the Chief Executive Officer presents a budget for the financial year 2024-25, with an Operating Deficit aligned to the 10-Year break-even gradient (circa \$10,000,000 deficit for 24/25), excluding one off impacts from the sale of capital items.

CARRIED

9.1.3 RESOLUTIONS OF THE COUNCIL - RESOLUTION TRACKER & INFOCOUNCIL ACTION REPORTS

RESOLUTION 051223

Moved: Cr Neil Gorey
Seconded: Cr Dennis Gleeson

That the Council resolve to receive and note the status of previous resolutions of Council (in open and closed Council) contained in the Monthly Operation Report including the Resolution Tracker Reports.

CARRIED

9.1.4 MONTHLY OPERATIONAL REPORT

RESOLUTION 061223

Moved: Cr Geoff Wise
Seconded: Cr Nikki Cohen

That the Monthly Operational Report as of November 2023 be received and the information noted by the Council.

CARRIED

9.2 DIRECTOR CORPORATE SERVICES REPORT AND SUPPLEMENTARY MATTERS

9.2.1 AUDIT, RISK & IMPROVEMENT COMMITTEE (ARIC) DRAFT MINUTES FOR THE MEETING HELD ON THE 9TH NOVEMBER 2023

RESOLUTION 071223

Moved: Cr Neil Gorey
Seconded: Cr Kron Nicholas

That the DRAFT Minutes of the Audit, Risk and Improvement Committee (ARIC) held on the 9th November 2023 be noted by Council.

CARRIED

9.2.2 INVESTMENTS AND RESERVES REPORT AS AT 30 NOVEMBER 2023

RESOLUTION 081223

Moved: Cr Kron Nicholas
Seconded: Cr Neil Gorey

That Council resolve to receive the Investments & Reserves Report, as of 30 November 2023.

CARRIED

9.2.3 FINANCIAL REPORT - UNAUDITED FY 2023/24 PERIOD ENDING 30 NOVEMBER 2023

RESOLUTION 091223

Moved: Cr Geoff Wise

Seconded: Cr Dennis Gleeson

That Council:

1. Receive the Financial Report, encompassing the Income Statement and Statement of Financial Performance for the period ended 30 November 2023.

CARRIED

9.3 DIRECTOR INFRASTRUCTURE REPORT AND SUPPLEMENTARY MATTERS

Nil

9.4 DIRECTOR PLANNING AND ENVIRONMENT REPORT AND SUPPLEMENTARY MATTERS

9.4.1 BARTLETT STREET - FOOTPATH CONNECTIVITY - BUDGET VARIATION

RESOLUTION 101223

Moved: Cr Thomas Weyrich

Seconded: Cr Nikki Cohen

That Council approves the reallocation of \$20,000.00 of unspent funds from the Horseshoe Lagoon Lightning Reinstatement project (approx. \$43,000 under budget) to cover the cost of Bartlett Street footpath investigation and design.

CARRIED

9.4.2 AMENDMENT TO FEES AND CHARGES

RESOLUTION 111223

Moved: Cr Neil Gorey

Seconded: Cr Ann Crowe

1. That Council agree to an amendment to the Council 2022/23 fees and charges in relation to Caravan Parks, Camping Grounds & Manufactured Home Estates – Initial Application Fee for Approval to Operate (ATO)".
2. That Council, as per Section 610F of the *Local Government Act 1993*, place the amended fee on public exhibition for a period of 28 days.

CARRIED

9.4.3 DEVELOPMENT APPLICATION 16.2022.318.1 - 9 LOT (TORRENS TITLE) SUBDIVISION - 13 MAIDENSMITH DRIVE, MOAMA**RECOMMENDATION**

1. That Council note that this is a review of determination, as the original Development Application was refused on 6 June 2023.
2. That Council refuse Development Application 10.2022.318.1 for the subdivision of land comprising nine (9) lots, road construction and associated infrastructure on Lot 13 DP 258661, 13 Maidensmith Drive, Moama, due to the following reasons:
 - a) Pursuant to section 4.15 (1)(c) of the Environmental Planning and Assessment Act 1979, the site is not considered suitable for the proposed development given the flood prone nature of the land and increased risk to life from people trying to access the site during periods of flood events.
 - b) Pursuant to section 4.15 (1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Section 5.8 of State Environmental Planning Policy (Biodiversity and Conservation) in relation to flooding.
 - c) Pursuant to section 4.15 (1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Clause 5.21 of Murray Local Environmental Plan 2010 in relation to flood planning.
 - d) Pursuant to section 4.15 (1)(a)(iii) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Chapter 11 of Murray Development Control Plan 2012 in relation to development on flood prone land.
 - e) Pursuant to section 4.15 (1)(c) of the Environmental Planning and Assessment Act 1979 the site is not suitable for the development.
 - f) Pursuant to section 4.15 (1)(e) of the Environmental Planning and Assessment Act 1979 the development is not in the public interest.

Or

3. That Council approves Development Application 10.2022.318.1 for the subdivision of land comprising nine (9) lots, road construction and associated infrastructure on Lot 13 DP 258661, 13 Maidensmith Drive, Moama.
4. In the event that the Council approves the Development Application 10.2022.318.1, that the Council give the CEO (and his delegate) authorisation to amend and finalise the DRAFT Conditions for approval referenced in this report as appropriate.

Cr Weyrich moved Item 2 and Cr Gorey seconded item 2.

RESOLUTION 121223

Moved: Cr Thomas Weyrich

Seconded: Cr Neil Gorey

Item 2 was moved & seconded as per below:

2. That Council refuse Development Application 10.2022.318.1 for the subdivision of land comprising nine (9) lots, road construction and associated infrastructure on Lot 13 DP 258661, 13 Maidensmith Drive, Moama, due to the following reasons:
 - a) Pursuant to section 4.15 (1)(c) of the Environmental Planning and Assessment Act 1979, the site is not considered suitable for the proposed development given the flood prone nature of the land and increased risk to life from people trying to access the site during periods of flood events.
 - b) Pursuant to section 4.15 (1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Section 5.8 of State

Environmental Planning Policy (Biodiversity and Conservation) in relation to flooding.

- c) Pursuant to section 4.15 (1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Clause 5.21 of Murray Local Environmental Plan 2010 in relation to flood planning.
- d) Pursuant to section 4.15 (1)(a)(iii) of the Environmental Planning and Assessment Act 1979, the proposed development is inconsistent with Chapter 11 of Murray Development Control Plan 2012 in relation to development on flood prone land.
- e) Pursuant to section 4.15 (1)(c) of the Environmental Planning and Assessment Act 1979 the site is not suitable for the development.
- f) Pursuant to section 4.15 (1)(e) of the Environmental Planning and Assessment Act 1979 the development is not in the public interest.

In Favour: Crs Frank Crawley, Ann Crowe, Dennis Gleeson and Thomas Weyrich

Against: Crs Neil Gorey, Nikki Cohen, Kron Nicholas and Geoff Wise

EQUAL

There being an equality of votes the Mayor used his casting vote in the positive.

CARRIED

At 1:56 pm, Cr Kron Nicholas left the meeting.

9.4.4 MURRAY LOCAL ENVIRONMENTAL PLAN 2011 - PLANNING PROPOSAL TO CHANGE ZONING FROM RU1 PRIMARY PRODUCTION TO R2 LOW DENSITY RESIDENTIAL AND E1 LOCAL CENTRE FOR LOTS 1-2 IN DP1283567, LOT 1 IN DP1231552 AND LOT 1-3 IN DP854487 LOCATED AT 420-508 PERRICOOTA ROAD, MOAMA NSW 2731.

RESOLUTION 131223

Moved: Cr Geoff Wise

Seconded: Cr Dennis Gleeson

That:

1. Council endorse the Planning Proposal prepared by Habitat Planning Pty to amend the Murray Local Environmental Plan 2011 (LEP) to vary the zoning of the site on Lot 1 in DP1283567 and Lots 1–3 in DP854487 from RU1 Primary Production Zone to R2 Low Density Residential Zone. Lot 1 in DP1283567 from RU1 Primary Production Zone to E1 Local Centre Zone. Subsequently, reductions in minimum lot sizes proposed for Lots 1 in DP1283567 and Lots 1–3 in DP854487, from a minimum lot size of 100 hectares to a minimum lot size of 2,000m². Further, the minimum lot size for the E1 Local Centre Zone is proposed to be abolished.
2. The Planning Proposal be sent to NSW Department of Planning and Environment (DPE) for a 'Gateway Determination' in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979.
3. Council staff complete all actions, as outlined in the Gateway Determination and send the Planning Proposal to the NSW Parliamentary Counsel's Office (PCO) requesting Parliamentary Counsel's Opinion and drafting of a new/amended Murray Local Environmental Plan (LEP).
4. Council notes if valid objections are received via the public exhibition process, a further report will come back to council for consideration.

In Favour: Crs Frank Crawley, Neil Gorey, Nikki Cohen, Ann Crowe, Dennis Gleeson, Thomas Weyrich and Geoff Wise

Against: Nil

CARRIED 7/0

CARRIED

At 1:59 pm, Cr Kron Nicholas returned to the meeting.

9.5 DIRECTOR COMMUNITY AND ECONOMIC DEVELOPMENT REPORT AND SUPPLEMENTARY MATTERS

9.5.1 BARHAM RECREATION RESERVE COMMITTEE AGM

RESOLUTION 141223

Moved: Cr Neil Gorey

Seconded: Cr Ann Crowe

That Council

1. Revoke existing members of the Barham Recreation Reserve Committee of Management and
 - (a) Pursuant to Section 355 of the Local Government Act 1993 appoint new committee members nominated at the November 2023 AGM.

CARRIED

9.5.2 SECTION 355 COMMITTEE MEETING MINUTES AS AT NOVEMBER 2023

RESOLUTION 151223

Moved: Cr Neil Gorey

Seconded: Cr Geoff Wise

That Council receive and note the November 2023 Section 355 Committee Report.

CARRIED

9.5.3 COUNCILLOR ATTENDANCE AT 2024 AUSTRALIA DAY EVENTS

RESOLUTION 161223

Moved: Cr Ann Crowe

Seconded: Cr Nikki Cohen

That at least one Councillor is nominated to attend one of the six (6) Australia Day events across the Murray River Council area.

CARRIED

The following Councillors will attend the events as listed below:

Koraleigh – Cr Ann Crowe

Tooleybuc – Cr Kron Nicholas

Barham – Cr Neil Gorey

Moulamein – Cr Dennis Gleeson

Wakool – Cr Dennis Gleeson

Mathoura – Cr Tom Weyrich & Cr Nikki Cohen

9.5.4 2023 AUSTRALIAN REGIONAL TOURISM CONVENTION REPORT**RESOLUTION 171223**

Moved: Cr Thomas Weyrich

Seconded: Cr Dennis Gleeson

That Council receive and note the 2023 Australian Regional Tourism Convention (ARTC) report.

CARRIED

9.5.5 UPDATE - REPLENISHMENT OF INDUSTRIAL LAND IN MOAMA**RESOLUTION 181223**

Moved: Cr Dennis Gleeson

Seconded: Cr Nikki Cohen

That the Officer's update on replenishment of industrial land in Moama be received and noted by Council.

CARRIED

9.5.6 SOUTHERN CROSS CARE - SOCIAL PURPOSE PROPOSAL**RESOLUTION 191223**

Moved: Cr Nikki Cohen

Seconded: Cr Neil Gorey

That Council:

1. Receive and note the Social Purpose Proposal by Southern Cross Care NSW and ACT; and
2. Delegate authority to the CEO to obtain a valuation on the land at 82 Regent Street Moama pending a further report to Council with options for disposal of the land.

CARRIED

9.5.7 GRANTS AND AWARDS - DECEMBER 2023**RESOLUTION 201223**

Moved: Cr Neil Gorey

Seconded: Cr Nikki Cohen

That Council receive and note the Grant and Awards Report for November 2023.

CARRIED

9.6 CORRESPONDENCE REPORT

9.6.1 CORRESPONDENCE REPORT

RESOLUTION 211223

Moved: Cr Dennis Gleeson

Seconded: Cr Kron Nicholas

That the Correspondence Report be received and the information noted by the Council.

CARRIED

9.7 SUNDRY DELEGATES REPORT

9.7.1 SUNDRY DELEGATES REPORT

RESOLUTION 221223

Moved: Cr Neil Gorey

Seconded: Cr Ann Crowe

That the Sundry Delegates Report of the Mayor and Councillors for the period 1 November 2023 through to 30 November 2023 be received and the information noted by the Council; and reasonable out of pocket expenses be met by Council.

CARRIED

10 NOTICE OF MOTIONS/QUESTIONS WITH NOTICE

Nil

11 CONFIDENTIAL MATTERS

RESOLUTION 231223

Moved: Cr Neil Gorey

Seconded: Cr Geoff Wise

That Council moves out of Open Council into Closed Council at 2:31pm.

CARRIED

RECOMMENDATION

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:

11.1 Recommendation for the sale of 31 Gwynne Street, Moulamein.

This matter is considered to be confidential under Section 10A(2) - 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 competitor of the council.

11.2 Meninya Street South Car Park - Project Update

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.

11.3 MRC BBQ Trailer for Donation

This matter is considered to be confidential under Section 10A(2) - a 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 personnel matters concerning particular individuals (other than councillors).

11.4 Sale of Lot 70 in DP1286642 (Formerly Lot 1, DP 793207) - Cobb Highway, Moama

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.

RESOLUTION 281223

Moved: Cr Ann Crowe
Seconded: Cr Thomas Weyrich

That Council moves out of Closed Council into Open Council at 3:29pm.

CARRIED**RESOLUTION 241223**

Moved: Cr Geoff Wise
Seconded: Cr Neil Gorey

That Council brings forward the resolutions from Closed Council into Open Council and these be read aloud.

CARRIED

11.1 RECOMMENDATION FOR THE SALE OF 31 GWYNNE STREET, MOULAMEIN.**RESOLUTION 251223**

MOVED: CR NEIL GOREY

SECONDED: CR DENNIS GLEESON

- A. THAT MURRAY RIVER COUNCIL (COUNCIL) RESOLVE TO AUTHORISE THE CHIEF EXECUTIVE OFFICER (CEO) TO UNDERTAKE THE NECESSARY ACTIVITIES, INCLUDING THE ENTERING INTO AND SIGNING THE REQUIRED CONTRACTUAL ARRANGEMENTS AND IF REQUIRED, AFFIXING THE COUNCIL SEAL, TO SELL THE LAND IDENTIFIED AS LOT 11 DP 815203 AND ATTACHED RESIDENTIAL BUILDING (THE PROPERTY), THROUGH AN OPEN MARKET APPROACH OF AUCTION OR COMPETITIVE DIRECT SALE, AS SUGGESTED IN ATTACHED VALUATION REPORT.
- B. THAT THE NET PROCEEDS BE PUT IN A RESTRICTED RESERVE CALLED LAND DISPOSAL AND PURCHASE RESERVE.

CARRIED

NOTE: IT IS COUNCILS INTENT TO COMPLETE A MOULAMEIN MASTER PLANNING PROJECT WHICH WILL UNDERPIN THE FUTURE DEVELOPMENT OF MOULAMEIN.

11.2 MENINYA STREET SOUTH CAR PARK - PROJECT UPDATE**RECOMMENDATION**

1. THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THIS REPORT WHERE THE ESTIMATED CONSTRUCTION COSTS ARE SIGNIFICANTLY ABOVE THE 2023/24 BUDGET ALLOCATION (PARTLY GRANT FUNDED) FOR THE MENINYA STREET SOUTH CAR PARK PROJECT.
2. THAT COUNCIL APPROVES ONE (1) OF THE OPTIONS LISTED BELOW:
 - (I) COUNCIL PLACES THE PROJECT ON HOLD AND REALLOCATE THE REMAINING INTERNAL BUDGET OF \$380,000.00 TO THE CONSTRUCTION OF A NEW TOILET FACILITY IN MENINYA STREET.
 - (II) PLACE THE PROJECT ON HOLD FOLLOWING THE COMPLETION OF THE DESIGN AND CONSIDER CONSTRUCTION IN FUTURE BUDGETS WHEN FUNDING IS AVAILABLE TO COVER TOTAL CONSTRUCTION COST.
 - (III) COUNCIL OFFICERS PREPARES A SUBMISSION TO BE CONSIDERED AS PART OF THE 2024/25 FINANCIAL BUDGET PROCESS FOR THE ADDITIONAL \$250,000.00 TO COMPLETE THE TOTAL SCOPE OF WORKS AS DESIGNED.
 - (IV) COUNCIL APPROVES THE OFFICER TO DESCOPE THE PROJECT TO WHAT IS ACHIEVABLE WITHIN THE REMAINING BUDGET OF \$380,000.00.

CARRIED

CR WEYRICH MOVED ITEM 2 (II) AND CR WISE SECONDED ITEM 2 (II) FOR DEBATE AND RESOLUTION.

RESOLUTION 261223

MOVED: CR THOMAS WEYRICH

SECONDED: CR GEOFF WISE

2. THAT COUNCIL APPROVES ONE (1) OF THE OPTIONS LISTED BELOW:
- (II) PLACE THE PROJECT ON HOLD FOLLOWING THE COMPLETION OF THE DESIGN AND CONSIDER CONSTRUCTION IN FUTURE BUDGETS WHEN FUNDING IS AVAILABLE TO COVER TOTAL CONSTRUCTION COST.
- CARRIED**

11.3 MRC BBQ TRAILER FOR DONATION

RECOMMENDATION

THAT COUNCIL:

1. DONATE BARBEQUE TRAILER TO A COMMUNITY GROUP BY:
 - (A) REVIEWING EXPRESSIONS OF INTEREST RECEIVED; AND
 - (I) SELECTING PREFERRED APPLICANT.OR
2. RETAIN BARBEQUE TRAILER AND;
 - (A) PROVIDE THE USE TO VARIOUS COMMUNITY GROUPS.

ITEM 1 (A) (I) WAS MOVED BY CR WEYRICH AND SECONDED BY CR COHEN FOR DISCUSSION AND RESOLUTION.

RESOLUTION 271223

MOVED: CR THOMAS WEYRICH

SECONDED: CR NIKKI COHEN

THAT COUNCIL:

1. DONATE BARBEQUE TRAILER TO A COMMUNITY GROUP BY:
 - (A) REVIEWING EXPRESSIONS OF INTEREST RECEIVED; AND
 - (I) SELECTING PREFERRED APPLICANT.

CARRIED

IT WAS RESOLVED AFTER REVIEWING THE EXPRESSIONS OF INTEREST SUBMITTED, IT WOULD BE AWARDED TO 'MATHOURA ON THE MAP INC', WITH THE UNDERSTANDING THAT THEY WOULD MAINTAIN THE TRAILER AND RENT IT OUT TO OTHER COMMUNITY ORGANISATIONS THAT REQUIRE TO UTILISE THE BBQ.

11.4 SALE OF LOT 70 IN DP1286642 (FORMERLY LOT 1, DP 793207) - COBB HIGHWAY, MOAMA

RESOLUTION 281223

MOVED: CR KRON NICHOLAS

SECONDED: CR ANN CROWE

THAT MURRAY RIVER COUNCIL (COUNCIL) RESOLVE TO AUTHORISE THE CHIEF EXECUTIVE OFFICER (GENERAL MANAGER), SUBJECT TO OBTAINING NECESSARY LEGAL ADVICE, TO ENTER INTO AND SIGN THE CONTRACT OF SALE AND OTHER RELATED DOCUMENTS, AND TO AFFIX THE COUNCIL SEAL AS REQUIRED, TO GIVE EFFECT TO THE SALE OF LOT 70 IN DEPOSITED PLAN1286642 (THE LAND) LOCATED ON COBB HIGHWAY MOAMA:

- A) FOR A PRICE OF NO LESS THAN DOLLARS FOUR MILLION THREE HUNDRED THOUSAND (\$4,300,000),
- B) WITH OTHER CONDITIONS OF SALE BEING SUBSTANTIALLY IN LINE WITH THE TERMS CONTAINED IN THE HEADS OF AGREEMENT (HOA),
- C) TO THE PARTY IDENTIFIED IN THE SAID HOA, WHOSE IDENTITY IS BEING MAINTAINED AS CONFIDENTIAL FOR THE TIME BEING DUE TO COMMERCIAL AND COMPETITIVE REASONS AS PER S10A(2) C & D(I) OF THE LOCAL GOVERNMENT ACT 1993 (NSW).

CARRIED

12 CONCLUSION OF MEETING

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 3:31pm.

The next Ordinary Meeting of Murray River Council will be held on Tuesday 23 January 2024, commencing at 1:00 PM, in Council Chambers, Moama Administration Office, 52 Perricoota Road, Moama.

THESE MINUTES ARE SIGNED AS A TRUE AND ACCURATE RECORD OF THE PROCEEDINGS OF THE ORDINARY MEETING OF THE MURRAY RIVER COUNCIL HELD ON 12 DECEMBER 2023, IN ACCORDANCE WITH A RESOLUTION OF THE COUNCIL ON 23 JANUARY 2024.

.....
MAYOR

.....
CEO