

**MINUTES OF MURRAY RIVER COUNCIL
EXTRAORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, MOAMA ADMINISTRATION OFFICE, 52 PERRICOOTA
ROAD, MOAMA
ON WEDNESDAY, 15 NOVEMBER 2023 AT 10:00 AM**

PRESENT: Cr Frank Crawley (Mayor), Cr Neil Gorey - online (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), Jack Bond (Director Infrastructure), Sandra Gordon - online (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 DISCLOSURES OF INTERESTS

There were no conflict of interests declarations received from Councillors or staff on any matter within the meeting.

5 REPORTS TO COUNCIL

5.1 CHIEF EXECUTIVE OFFICERS REPORT AND SUPPLEMENTARY MATTERS

Nil

5.2 DIRECTOR CORPORATE SERVICES REPORT AND SUPPLEMENTARY MATTERS

5.2.1 APPLICATION FOR A SPECIAL RATES VARIATION

MOTION

Moved: Cr Dennis Gleeson

Seconded: Cr Ann Crowe

That Murray River Council (Council) resolve in principle to make an application to the Independent Pricing & Regulatory Tribunal (IPART) of New South Wales for a Special Rates Variation (SRV), and

Direct the Chief executive Officer (CEO) to:

- (a) engage with the community to obtain feedback on the three alternative options for the SRV, namely the Extended Option, the Accelerate Option, and the Combined Option, as detailed within the report, and
- (b) submit a final report detailing the engagement activities undertaken and considering the feedback received, a recommendation on the details of the SRV for which a formal application is to be made to IPART.

In Favour: Crs Ann Crowe, Dennis Gleeson, Kron Nicholas and Thomas Weyrich

Against: Crs Frank Crawley, Neil Gorey, Nikki Cohen and Geoff Wise

EQUAL

Cr Crawley has used his casting vote to vote against the motion

MOTION WAS LOST

RESOLUTION 011123

Moved: Cr Thomas Weyrich

Seconded: Cr Ann Crowe

Suspension of Standing orders

Suspension of Standing orders were moved at 10:07am to discussion item 5.2.1 Application for Special Rates Variation

CARRIED

RESOLUTION 021123

Moved: Cr Geoff Wise

Seconded: Cr Ann Crowe

Resumption of Standing orders

Resumption of Standing orders were moved at 11:09am

CARRIED

MOTION

Moved: Cr Nikki Cohen

Seconded: Cr Neil Gorey

FORESHADOWED MOTION

That Murray River Council (Council) resolve in principle to make an application to the Independent Pricing & Regulatory Tribunal (IPART) of New South Wales for a Permanent Special Rates Variation (SRV), and

Direct the Chief executive Officer (CEO) to:

- (a) engage with the community to obtain feedback on the three alternative options for the SRV, namely the Extended Option, the Accelerate Option, and the Combined Option, as detailed within the report, and
- (b) submit a final report detailing the engagement activities undertaken and considering the feedback received, a recommendation on the details of the SRV for which a formal application is to be made to IPART February 2025.

In Favour: Crs Frank Crawley, Neil Gorey and Ann Crowe
Against: Crs Nikki Cohen, Dennis Gleeson, Kron Nicholas, Thomas Weyrich and Geoff Wise
LOST 3/5

At 11:05 am, Cr Kron Nicholas left the meeting.

At 11:09 am, Cr Kron Nicholas returned to the meeting.

RESOLUTION 031123

Moved: Cr Nikki Cohen
 Seconded: Cr Thomas Weyrich

Break in meeting

A break in meeting was requested and resolved at 11:27am for the duration of 5 minutes.

CARRIED

5.3 DIRECTOR INFRASTRUCTURE REPORT AND SUPPLEMENTARY MATTERS

Nil

At 11:46 am, Cr Neil Gorey left the meeting.

At 11:46 am, Cr Dennis Gleeson left the meeting.

At 11:46 am, Cr Ann Crowe left the meeting.

At 11:47 am, Cr Ann Crowe returned to the meeting.

At 11:47 am, Cr Dennis Gleeson returned to the meeting.

5.4 DIRECTOR PLANNING AND ENVIRONMENT REPORT AND SUPPLEMENTARY MATTERS

5.4.1 MANDATE FOR PLANNING MATTERS

RESOLUTION 041123

Moved: Cr Thomas Weyrich
 Seconded: Cr Nikki Cohen

That Council approve the CEO and his delegate to investigate the following planning matters.

1. Investigate and prepare a New Developer Contribution Plan for Murray River Council established under 7.12 of the *Environmental Planning and Assessment Act 1979* for Council adoption.
and.
2. Investigate and provide Council with options to activate and address land banking issues that are occurring within Murray River Council area.

CARRIED

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

Against: Nil

CARRIED 7/0

5.5 DIRECTOR COMMUNITY AND ECONOMIC DEVELOPMENT REPORT AND SUPPLEMENTARY MATTERS

NIL

5.6 CORRESPONDENCE REPORT

Nil

5.7 SUNDRY DELEGATES REPORT

Nil

6 CONFIDENTIAL MATTERS**RESOLUTION 051123**

Moved: Cr Nikki Cohen

Seconded: Cr Ann Crowe

That Council moves out of Open Council into Closed Council at 10.50am.

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:

6.1 RECOMMENDATION TO AWARD CONTRACT MRC 2316 - CONSTRUCTION OF YANGA RFS SHED

This matter is considered to be confidential under Section 10A(2) - 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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

RESOLUTION 061123

Moved: Cr Nikki Cohen

Seconded: Cr Geoff Wise

That Council moves out of Closed Council into Open Council at 11.57am.

CARRIED**RESOLUTION 0681123**

Moved: Cr Ann Crowe

Seconded: Cr Thomas Weyrich

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

CARRIED

7 CONCLUSION OF MEETING

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 11:59am.

The next Ordinary Meeting of Murray River Council will be held on Tuesday 28 November 2023, commencing at 1:00 PM, at the Moulamein Bowling Club, Endeavour Drive, Moulamein.

THESE MINUTES ARE SIGNED AS A TRUE AND ACCURATE RECORD OF THE PROCEEDINGS OF THE EXTRAORDINARY MEETING OF THE MURRAY RIVER COUNCIL HELD ON 15 NOVEMBER 2023, IN ACCORDANCE WITH A RESOLUTION OF THE COUNCIL ON 28 NOVEMBER 2023.

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MAYOR

UNCONFIRMED

UNCONFIRMED

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