

PRESENT

Administrator, Mr David Shaw (in the Chair)

IN ATTENDANCE

The following members of staff were also in attendance:

<i>M Stork</i>	<i>Interim General Manager</i>
<i>B Craggs</i>	<i>Exec Director Business Support & Organisation Development</i>
<i>P Higgins</i>	<i>Director Corporate Services</i>
<i>P Arthur</i>	<i>Director Corporate Services</i>
<i>L Robins</i>	<i>Director Engineering</i>
<i>S Arkinstall</i>	<i>Director Environmental Services</i>
<i>K Keogh</i>	<i>Executive Assistant (Minute Secretary)</i>

ACKNOWLEDGEMENT OF COUNTRY

A Council acknowledgement of country will be decided upon at a future date.

OPENING PRAYER

A Council prayer will be decided upon at a future date.

LEAVE OF ABSENCE/APOLOGIES

There were no apologies received for the meeting.

CONFLICT OF INTEREST DECLARATIONS

Mr S Arkinstall declared an interest in Clause 2 of the Interim General Manager's Report on Planning Proposal to Amend Murray Local Environmental Plan 2011 – "Kooyong Park".

Mr P Arthur declared an interest in Clause 20 of the Director Environmental Services Report on Development Application 51/16 (former Wakool Shire Council).

**CONFIRMATION OF MINUTES
OF THE ORDINARY MEETING HELD ON 18/10/16**

- 011116** **RESOLVED (Mr Shaw)** that the minutes of the Ordinary Meeting held on 18 October 2016 be confirmed as a true and correct record.

DEPUTATION

The Administrator noted that there was a deputation to be made to the meeting at 1:00pm by Judith O'Farrell regarding Clause 2 of the Interim General Manager's Report on Planning Proposal to Amend Murray Local Environmental Plan 2011 – "Kooyong Park".

The deputation would be made prior to Council's determination of the item.

INTERIM GENERAL MANAGER'S REPORT

1. APPEALS AND DONATIONS

Information noted.

DEPUTATION

At this stage of the meeting, being 1:02pm, Judith O'Farrell made a deputation to Council regarding the Interim General Manager's Report, Clause 2 – Planning Proposal to Amend Murray Local Environmental Plan 2011 – "Kooyong Park".

**INTERIM GENERAL MANAGER'S REPORT
CONTINUED**

**2. PLANNING PROPOSAL TO AMEND
MURRAY LOCAL ENVIRONMENTAL PLAN 2011 – "KOOYONG PARK"**

Mr S Arkinstall declared an interest in this matter, as per Code of Conduct Review recommendations, took no part in discussion, tabled a written notice to the Interim General Manager and left the meeting.

- 021116** **RESOLVED (Mr Shaw)** that:
- i. The report is received and noted.
 - ii. Council instruct the EDM Group to continue with the preparation of the required Planning Proposal in respect of "Kooyong Park".

- iii. A Planning Proposal be submitted back to Council for consideration prior to lodging with the Department of Planning and Environment for a Gateway Determination.

FOR: Mr Shaw

AGAINST: Nil

**3. PAYMENT OF FACILITIES AND PROVISION OF FACILITIES FOR
MAYORS AND COUNCILLORS POLICY**

031116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Council advertise the Draft Payment of Expenses and Provision of Facilities for Mayors and Councillors Policy, as required under Sections 252 and 253 of the Local Government Act 1993.

4. MURRAY RIVER COUNCIL – COMMON SEAL OF COUNCIL

041116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. The Murray River Council adopt a Common Seal of Council, incorporating the Murray River Council name, in the form of the Council's adopted logo, and ABN number, being 30 308 161 484, in accordance with Section 50 of the Interpretation Act 1987 and Clause 400 of the Local Government (General) Regulation 2005.
- iii. The Interim General Manager be authorised to finalise and approve the formal design of the Common Seal of Murray River Council.

5. DONATIONS / SPONSORSHIP

051116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Council offers a \$300 sponsorship to the Riverine Herald for its 2016 Christmas Lights Competition.
- iii. Council offers a \$500 donation to the Lions Club of Moama NSW Inc. to assist in holding Carols by Candlelight on Sunday 18 December 2016 at the Kerrabee Soundshell, Moama.

6. SCHOOL PRESENTATION FUNCTIONS

061116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.

- ii. Council donate \$75.00 to Bunnaloo Public School, Mathoura Public School, Moama Public School, Moama Anglican Grammar School and Deniliquin High School for a special award to be presented at their respective 2016 annual presentation functions.
- iii. The Administrator, or his representative, attends the presentation evenings of Bunnaloo Public School, Mathoura Public School, Moama Public School and Moama Anglican Grammar School.

7. NEW COUNCIL IMPLEMENTATION FUND REPORT

Information noted.

ADOPTION

- 071116 RESOLVED (Mr Shaw)** that subject to the foregoing resolutions, the Interim General Manager's Reports be adopted.

OFFICER'S REPORTS

DIRECTOR CORPORATE SERVICES REPORT

**8. BANK BALANCES –
GREATER MURRAY AND MOAMA WARDS**

- 081116 RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. The Statement of Balances to 24 October 2016 be adopted.

**9. KEY PERFORMANCE INDICATORS –
GREATER MURRAY AND MOAMA WARDS**

Information noted.

**10. MONTHLY BUDGET REVIEW ITEMS –
GREATER MURRAY AND MOAMA WARDS**

Information noted.

**11. QUARTERLY BUDGET REVIEW 30/09/16 –
GREATER MURRAY AND MOAMA WARDS**

- 091116 RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. The Quarterly Budget Review to 30 September 2016 be adopted and that the variations appearing in the Budget Review be approved.

ADOPTION

- 101116** **RESOLVED (Mr Shaw)** that subject to the foregoing resolutions, the Director Corporate Services Report be adopted.

DIRECTOR CORPORATE SERVICES REPORT

12. INVESTMENTS 31 OCTOBER 2016 –
GREATER WAKOOL WARD

- 111116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. The report detailing Council's investment balance of \$22,778,351.59 as at 31 October 2016 is received.

13. LOAN 256 RENEWAL –
WESTPAC BANKING CORPORATION

- 121116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. The Council rolls over the \$290,000 balance of Loan 256 with Westpac Banking Corporation, fixed over three (3) years at 3.14%.
- iii. The Common Seal of Council be affixed to the Loan Mortgage documents.

14. S356 DONATIONS –
NYAH AND DISTRICT COMMUNITY SWIMMING POOL

- 131116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. Council's 2016/17 annual contribution to the Nyah and District Community Swimming Pool is lifted to \$2,500.
- iii. The Donations, Rates and Charges Assistance Program be amended accordingly.

DIRECTOR CORPORATE SERVICES
SUPPLEMENTARY REPORT

1. GREATER WAKOOL WARD –
SEPTEMBER 2016 QUARTERLY BUDGET REVIEW

- 141116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.

- ii. The budget variations, as detailed within the report, and any subsequent changes made to those votes be included in Council's estimates of income and expenditure for 2016/2017.
- iii. Council make urgent representations to both the Federal and State Members of Parliament to discuss the reinstatement of the \$5M offset grant offer by the NSW Office of Water for roads and bridges infrastructure renewal works on the Waugorah and Loorica Roads network following the purchase of the Nimmie Cairra properties (within the former Wakool Shire Council area) as part of the Murray Darling Basin Plan, as originally agreed.

**2. PREPARATION OF 2015/2016 FINANCIAL REPORTS –
FORMER MURRAY AND WAKOOL SHIRE COUNCILS**

151116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. The Statements by the Administrator and Management for the General Purpose and Special Purpose Financial Reports, as attached to the report, are endorsed and signed by Council for inclusion in the former Wakool Shire Council and former Murray Shire Council end of year Financial Reports for the period ending 12 May 2016.

ADOPTION

161116 RESOLVED (Mr Shaw) that subject to the foregoing resolutions, the Director Corporate Services Reports be adopted.

DIRECTOR ENVIRONMENTAL SERVICES REPORT

15. DEVELOPMENT APPLICATIONS APPROVED IN OCTOBER 2016

Information noted.

**16. DEVELOPMENT APPLICATION (063/17)
REQUEST TO WAIVE DEVELOPMENT APPLICATION FEES
ZONE:- RU5 – VILLAGE
LOT 10, SECTION 40, DP 758656
LIVINGSTONE STREET ROAD RESERVE, MATHOURA; AND SOLDIERS
MEMORIAL GARDENS, LAWRENCE STREET, MATHOURA
OWNER:- MURRAY RIVER COUNCIL
APPLICANT:- MATHOURA PRESCHOOL INC.**

171116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.

- ii. The Development Application (DA) fee for DA 063/17 be waived by Council.
- iii. The Development Application fee be funded by Section 356 funds.

17. DEVELOPMENT APPLICATION (078/17)
REQUEST TO WAIVE DEVELOPMENT APPLICATION FEES
ZONE:- RU1 – PRIMARY PRODUCTION
LOT 1, DP 751144
CALDWELL HALL, RAN 181 YALLAKOOL ROAD, CALDWELL
OWNER:- NSW DEPARTMENT OF PRIMARY INDUSTRIES (DPI) LANDS
APPLICANT:- CALDWELL HALL MANAGEMENT COMMITTEE

181116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. The Development Application (DA) fee for DA 078/17 be waived by Council.
- iii. The Development Application fee be funded by Section 356 funds.

18. PLANNING PROPOSAL PP_2016_MRIV_001_00 –
MURRAY LOCAL ENVIRONMENTAL PLAN 2011 (AMENDMENT 6) –
ADDITION OF 'MODEL CLAUSES' AND MINOR CORRECTIONS

191116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Council's delegate (Interim General Manager) signs the Parliamentary Counsel's Opinion regarding Murray Local Environmental Plan 2011 (Murray LEP 2011) – Amendment 6.
- iii. Council send the signed Environmental Planning Instrument (Murray LEP 2011 – Amendment 6) to NSW Department of Planning and Environment for Gazettal and Online Notification on the NSW Legislation website.

FOR: Mr Shaw

AGAINST: Nil

19. PLANNING PROPOSAL TO AMEND MURRAY LOCAL ENVIRONMENTAL
PLAN (LEP) 2011 –
CREATION OF LOCAL HERITAGE CONSERVATION AREA IN MOAMA
(FORMER MURRAY SHIRE COUNCIL)

201116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.

- ii. The subject Planning Proposal to amend Murray Local Environmental Plan (LEP) 2011 – Creation of Local Heritage Conservation Area in Moama (former Murray Shire Council), be sent to NSW Department of Planning and Environment for Gateway Determination.

FOR: Mr Shaw

AGAINST: Nil

**20. DEVELOPMENT APPLICATION (51/16)
(FORMER WAKOOL SHIRE COUNCIL)
USE OF PREMISES FOR PACKAGED LIQUOR RETAIL PREMISE
LOT 1, DP 196068
23 MORAGO STREET, MOULAMEIN**

Mr P Arthur declared an interest in this matter, as the applicant is his son and daughter-in-law, took no part in discussion, tabled a written notice to the Interim General Manager and left the meeting.

211116 RESOLVED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Development Application 51/16 for the use of premises for a packaged liquor retail premise at Lot 1, DP 196068, 23 Morago Street, Moulamein, be granted development consent subject to the conditions of development consent listed below.
- iii. The submission makers who lodged a submission to Development Application 51/16 be advised of Council's decision.

General

1. Development is to take place in accordance with the stamped plans (Ref No DA51/16) and documentation submitted with the application and subject to the conditions below, to ensure the development is consistent with Council's consent.
- The Principal Certifying Authority for the project may request an application for modification of this consent or a new application in the event that changes to the approved plans are subsequently made will be subject to an application to modify the development consent under S96 of the Environmental Planning and Assessment Act, 1979, as amended and subject to a separate fee.
2. The approved Change of Use (Packaged Liquor) must meet the relevant Australian Standards and the performance requirements of the Building Code of Australia 2016. Compliance with the Performance Requirements can only be achieved by:
- (a) complying with the Deemed to Satisfy Provisions; or
- (b) formulating an Alternative Solution which:

- i) complies with the Performance Requirements; or
 - ii) is shown to be at least equivalent to the Deemed to Satisfy Provisions; or
 - iii) a combination of both (a) and (b).
3. The hours of operation of the business shall be as follows:
 - Monday, Tuesday and Wednesday – 12.00pm to 10.00pm
 - Thursday, Friday and Saturday – 10.00am to 10.00pm
 - Sunday – 12.00pm to 8.00pmAll deliveries and trading is to be limited to these hours only.
4. The development must comply with the requirements for industrial premises contained in the Noise Policy.
Noise emitted by the development:
 - (a) Must not exceed an LA (15 min) of 5dB(A) above background noise when measured at any lot boundary of the property where the development is being carried out, and
 - (b) Must not cause the relevant amenity criteria in Table 2.1 in the Noise Policy to be exceeded.

Note: Noise Policy means the document entitled NSW Industrial Noise Policy (ISBN 0 7313 2715 2) published in January 2000 by the Environment Protection Authority.
5. All new external lighting must:
 - (a) Comply with AS 4282-1997 *Control of the obtrusive effects of outdoor lighting*, and
 - (b) be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public spaces.
6. No advertising sign and/or structures form part of this development consent.
For signage that does not meet the development standards listed in Part 2 Division 2 State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, a separate application must be submitted to Council and approval obtained prior to any installation.
7. Fire extinguishers must be provided, located and distributed in accordance with Sections 1, 2, 3 and 4 of AS 2444 – 2001 Portable fire extinguishers and fire blankets – Selection and location.
8. In granting this approval, Council requires all essential fire safety measures, as currently installed, to be maintained so as to comply with the minimum requirements of the Building Code of Australia (*refer to Fire Safety Schedule*).
Prior to the issue of an occupation certificate, the owner must cause the Council to be given a Final Fire Safety Certificate. Such certificate is to state in relation to each essential fire or other safety measure implemented in the building or on the land on which the building is situated:
 - (a) that the measure has been assessed by a person (chosen by the owner of the building) who is properly qualified to do so, and

- (b) that as at the date of the assessment the measure was found to be capable of functioning at a standard not less than that required by the Schedule attached to the Construction Certificate.
Annual Fire Safety Statements must be submitted to Council within each twelve-month period certifying the maintenance standard of the Essential or Other Safety Measure installed on the property.
- 9. The subject development will require an Occupation Certificate PRIOR to occupation/use of the building.

Environmental Planning and Assessment Regulation 2000
Division 8A Prescribed Conditions of Development Consent

98 Compliance with Building Code of Australia and Insurance Requirements under the Home Building Act 1989

(clauses 78 and 78A of EP&A Regulation 1994)

- (1) For the purposes of section 80A (11) of the Act, the following conditions are prescribed in relation to development consent for development that involves any building work:
 - (a) that the work must be carried out in accordance with the requirements of the *Building Code of Australia*,
 - (b) in the case of residential building work for which the *Home Building Act 1989* requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.
- (1A) For the purposes of section 80A (11) of the Act, it is prescribed as a condition of a development consent for a temporary structure that is used as an entertainment venue, that the temporary structure must comply with Part B1 and NSW Part H102 of Volume One of the *Building Code of Australia*.
- (2) This clause does not apply:
 - (a) to the extent to which an exemption is in force under clause 187 or 188, subject to the terms of any condition or requirement referred to in clause 187 (6) or 188 (4), or
 - (b) to the erection of a temporary building, other than a temporary structure to which subclause (1A) applies.
- (3) In this clause, a reference to the *Building Code of Australia* is a reference to that Code as in force on the date the application is made for the relevant:
 - (a) development consent, in the case of a temporary structure that is an entertainment venue, or
 - (b) construction certificate, in every other case.

Note: There are no relevant provisions in the *Building Code of Australia* in respect of temporary structures that are not entertainment venues.

98A Erection of Signs

- (1) For the purposes of section 80A (11) of the Act, the requirements of subclauses (2) and (3) are prescribed as conditions of a development

consent for development that involves any building work, subdivision work or demolition work.

- (2) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - (a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the work site is prohibited.
- (3) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.
- (4) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.
- (5) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.
- (6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

Note: Principal certifying authorities and principal contractors must also ensure that signs required by this clause are erected and maintained (see clause 227A which currently imposes a maximum penalty of \$1,100).

98B Notification of Home Building Act 1989 requirements

- (1) For the purposes of section 80A (11) of the Act, the requirements of this clause are prescribed as conditions of a development consent for development that involves any residential building work within the meaning of the *Home Building Act 1989*.
- (2) Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
 - (a) in the case of work for which a principal contractor is required to be appointed:
 - (i) the name and licence number of the principal contractor, and
 - (ii) the name of the insurer by which the work is insured under Part 6 of that Act,
 - (b) in the case of work to be done by an owner-builder:
 - (i) the name of the owner-builder, and
 - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- (3) If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under subclause (2) becomes out of date, further work must not be carried out unless the principal certifying authority for the development to which the work

relates (not being the council) has given the council written notice of the updated information.

- (4) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.

98C Conditions relating to entertainment venues

For the purposes of section 80A (11) of the Act, the requirements set out in Schedule 3A are prescribed as conditions of development consent for the use of a building as an entertainment venue.

98D Condition relating to maximum capacity signage

- (1) For the purposes of section 80A (11) of the Act, the requirement set out in subclause (2) is prescribed as a condition of development consent (including an existing development consent) for the following uses of a building, if the development consent for the use contains a condition specifying the maximum number of persons permitted in the building:
- (a) entertainment venue,
 - (b) function centre,
 - (c) pub,
 - (d) registered club,
 - (e) restaurant.
- (2) From 26 January 2010, a sign must be displayed in a prominent position in the building stating the maximum number of persons, as specified in the development consent, that are permitted in the building.
- (3) Words and expressions used in this clause have the same meanings as they have in the standard instrument set out in the *Standard Instrument (Local Environmental Plans) Order 2006*.

98E Condition relating to shoring and adequacy of adjoining property

- (1) For the purposes of section 80A (11) of the Act, it is a prescribed condition of development consent that if the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (a) protect and support the adjoining premises from possible damage from the excavation, and
 - (b) where necessary, underpin the adjoining premises to prevent any such damage.
- (2) The condition referred to in subclause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

FOR: Mr Shaw

AGAINST: Nil

ADOPTION

- 221116** **RESOLVED (Mr Shaw)** that subject to the foregoing resolutions, the Director Environmental Services Report be adopted.

DIRECTOR ENGINEERING REPORT

21. PROPOSED SALE OF LAND –
LOT 1 DP 853861, JACANA AVENUE, MOAMA

- 231116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. Council sell Lot 1, DP 853861 (Jacana Avenue, Moama), subject to the 5m wide drainage easement being retained by Council.
- iii. The Interim General Manager be given authority to negotiate the sale of Lot 1, DP 853861 (Jacana Avenue, Moama).
- iv. The Interim General Manager submits a further report to Council following the negotiations of sale.

22. FLOODING UPDATE

Information noted.

ADOPTION

- 241116** **RESOLVED (Mr Shaw)** that subject to the foregoing resolutions, the Director Engineering Report be adopted.

MANAGER ECONOMIC DEVELOPMENT & TOURISM REPORT

23. 2017 SOUTHERN 80 WATER SKI RACE –
SPONSORSHIP REQUEST

- 251116** **RESOLVED (Mr Shaw)** that:

- i. The report is received and noted.
- ii. Council sponsors the 2017 Southern 80 Water Ski Race in the amount of \$5,000 (plus GST), to be funded from existing budget allocations within the Shire Promotion vote, as well as provide the in-kind contributions, as listed in the report.

ADOPTION

- 261116** **RESOLVED (Mr Shaw)** that subject to the foregoing resolutions, the Manager Economic Development & Tourism Report be adopted.

QUESTIONS ON NOTICE

There were no questions on notice received for the meeting.

CORRESPONDENCE

PART A

Nil.

PART B

B1/11 LOCAL GOVERNMENT NSW WEEKLY

Information noted.

B2/11 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION NEWS

Information noted.

B3/11 DEPARTMENT OF IMMIGRATION AND BORDER PROTECTION

Information noted.

271116 RESOLVED (Mr Shaw) that the correspondence is received and noted.

SUNDRY DELEGATES REPORTS

Administrator Shaw reported on his attendance at the following meetings and functions:

- Pre-Briefing Meeting with Council's Director Environmental Services & Acting Interim General Manager prior to Council Meeting – Moulamein 18/10/16
- Ordinary Meeting of Council – Moulamein 18/10/16
- Staff Meeting – Moulamein 18/10/16
- Staff Meeting – Moama 19/10/16
- Meeting with Local Developer, in company with Director Environmental Services – Moama 20/10/16
- Staff Meeting – Barham 20/10/16
- Meeting with Local Developer, in company with Interim General Manager – Barham..... 20/10/16
- Barham Consolidated Inc Meeting – Barham 20/10/16
- Meeting with Member for Murray, The Hon Adrian Piccoli MP – Griffith..... 21/10/16

- Meeting with Local Business, in company with Interim General Manager – Moama 09/11/16
- External Assessment Panel for the Assessment of Stronger Communities Fund, Major Projects Program EOI – Mathoura 09/11/16
- Meeting with Local Developer, in company with Director Environmental Services – Moama 11/11/16
- Remembrance Day Service – Mathoura 11/11/16

281116 **RESOLVED (Mr Shaw)** that the report is received and reasonable out of pocket expenses met by Council.

BIRTHS & CONDOLENCES

There were no notices of births or deaths tendered to the meeting.

CONFIDENTIAL REPORTS

291116 **RESOLVED (Mr Shaw)** that as provided by Section 10A(2), Subsection (d)(ii) and (d)(iii) being, commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council; and commercial information of a confidential nature that would, if disclosed, reveal a trade secret, and the public interest in protecting confidential information outweighs the public interest in ensuring accountability through open meetings, Council move into Committee of the Whole at 1:25pm.

DIRECTOR CORPORATE SERVICES **CONFIDENTIAL REPORT**

26. INDUSTRIAL LAND

RECOMMENDED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Delegated authority be given to the Interim General Manager to negotiate with the prospective developers on industrial land in the Council's Moama Business Park.
- iii. The Interim General Manager submits a further report to Council following the negotiations.

EXECUTIVE DIRECTOR
BUSINESS SUPPORT & ORGANISATION DEVELOPMENT
CONFIDENTIAL SUPPLEMENTARY REPORT

**1. INFORMATION AND COMMUNICATION TECHNOLOGY (ICT) MANAGED SERVICES –
PROGRESS REPORT ON REQUEST FOR PROPOSAL (RFP) OUTCOMES
AND FINDINGS**

RECOMMENDED (Mr Shaw) that:

- i. The report is received and noted.
- ii. Council agrees to continue negotiations with the preferred Vendor (SoNET Systems) with a view to finalising financial, technical and legal requirements for a Information and Communication Technology (ICT) Managed Services Agreement as soon as practicable.
- iii. A final ICT Managed Services Agreement be presented to Council for approval at the Ordinary Meeting of the Council to be held on Tuesday 13 December 2016.

ADOPTION

301116 RESOLVED (Mr Shaw) that Council move into Open Council at 1:29pm.

The Interim General Manager, on behalf of the Administrator, advised the decisions of the Confidential Committee in Open Council.

311116 RESOLVED (Mr Shaw) that the recommendations of the Confidential Committee be adopted.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 1.31PM.

The next Ordinary Meeting of Murray River Council will be held on Tuesday 13 December 2016, commencing at 1:00pm, at the Riverside Reception Centre, 15 Murray Street, Barham.

THESE MINUTES ARE SIGNED AS A TRUE AND ACCURATE RECORD OF THE PROCEEDINGS OF THE ORDINARY MEETING OF THE MURRAY RIVER COUNCIL HELD ON 15 NOVEMBER 2016, IN ACCORDANCE WITH A RESOLUTION OF THE COUNCIL ON 13 DECEMBER 2016.



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ADMINISTRATOR