
**ORDINARY MEETING OF GRIFFITH CITY COUNCIL
HELD IN GRIFFITH CITY COUNCIL CHAMBERS ON
TUESDAY, 13 AUGUST 2024 COMMENCING AT 7:00 PM**

PRESENT

The Mayor, Doug Curran in the Chair; Councillors, Glen Andreazza, Shari Blumer, Simon Croce, Jenny Ellis, Manjit Singh Lally, Anne Napoli, Christine Stead, Chris Sutton and Laurie Testoni

STAFF

General Manager, Brett Stonestreet, Director Economic & Organisational Development, Shireen Donaldson, Director Utilities, Graham Gordon, Director Infrastructure & Operations, Phil King, Acting Director Business, Cultural, Financial Services, Max Turner, Director Sustainable Development, Joe Rizzo and Minute Taker, Leanne Austin

MEDIA

Cai Holroyd

1 COUNCIL ACKNOWLEDGEMENTS

The Meeting opened with Councillor Christine Stead reading the Opening Affirmation and the Acknowledgement of Country.

A Minute's silence was held in respect of the recent passing of Mr Bill Donaldson.

2 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

24/209

RESOLVED on the motion of Councillors Christine Stead and Glen Andreazza that apologies be received from Councillors Melissa Marin and Dino Zappacosta and a leave of absence granted.

For	Against
Councillor Doug Curran	
Councillor Glen Andreazza	
Councillor Shari Blumer	
Councillor Simon Croce	
Councillor Jenny Ellis	
Councillor Manjit Singh Lally	
Councillor Anne Napoli	
Councillor Christine Stead	
Councillor Chris Sutton	
Councillor Laurie Testoni	

The division was declared PASSED by 10 votes to 0.

3 CONFIRMATION OF MINUTES

24/210

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers on 23 July 2024, having first been circulated amongst all members of Council, be confirmed.

For	Against
Councillor Doug Curran	
Councillor Glen Andrezza	
Councillor Shari Blumer	
Councillor Simon Croce	
Councillor Jenny Ellis	
Councillor Manjit Singh Lally	
Councillor Anne Napoli	
Councillor Christine Stead	
Councillor Chris Sutton	
Councillor Laurie Testoni	

The division was declared PASSED by 10 votes to 0.

4 BUSINESS ARISING

Nil.

5 DECLARATIONS OF INTEREST

Pecuniary Interests

Councillors making a pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

There were no pecuniary interests declared.

Significant Non-Pecuniary Interests

Councillors making a significant non-pecuniary interest declaration are required to leave the meeting during consideration of the matter and not return until the matter is resolved.

Councillor Doug Curran

CL01 DA 156/2023 - Thirty Three (33) Lot Industrial Torrens Title Subdivision and Associated Works

Reason – The business I am currently employed by is currently looking at relocating and we have held discussions with a developer who is proposing an area in this development.

Mr Max Turner, Director Business, Cultural and Financial Services

CL01 DA 156/2023 - Thirty Three (33) Lot Industrial Torrens Title Subdivision and Associated Works

Reason – Significant Non-pecuniary conflict as relatives own an adjoining property to the site.

Less Than Significant Non-Pecuniary Interests

Councillors making a less than significant non-pecuniary interest declaration may stay in the meeting and participate in the debate and vote on the matter.

Councillor Manjit Singh Lally
CL06 Naming the Roundabout at the Intersection of Kidman Way and Thorne Road
Reason – Member of the Sikh community.

6 PRESENTATIONS

Nil

7 MAYORAL MINUTES

Nil

8 GENERAL MANAGER'S REPORT

The Mayor, Councillor Doug Curran and Max Turner left the meeting having declared significant non-pecuniary conflicts of interest, the time being 7:06 pm.

Deputy Mayor, Councillor Anne Napoli assumed the Chair.

CL01 DA 156/2023 - THIRTY THREE (33) LOT INDUSTRIAL TORRENS TITLE SUBDIVISION AND ASSOCIATED WORKS

24/211

RESOLVED on the motion of Councillors Shari Blumer and Christine Stead that:

- (a) Council, as the consent authority pursuant to Section 4.16(1)(a) of the Environmental Planning & Assessment Act 1979, grant consent to Development Application DA 156/2023 for a thirty-three (33) lot industrial subdivision and associated road openings at Lot 724 DP 751709 & Lot 2 DP 1283655, subject to the conditions including those set out in Attachment 'A' of this report; and
- (b) Development Application No. 156/2023 be delegated to the Director of Sustainable Development for the preparation and issue of the Notice of Determination.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

For
Councillor Glen Andreatza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

The Mayor, Councillor Doug Curran and Mr Turner returned to the meeting the time being 7:11 pm.

The Mayor resumed the Chair.

CL02 ENDORSEMENT FOR PUBLIC EXHIBITION - AMENDED GRIFFITH RESIDENTIAL DEVELOPMENT CONTROL PLAN

24/212

RESOLVED on the motion of Councillors Glen Andreazza and Christine Stead that:

- (a) Council endorse the public exhibition of the amended Griffith Residential Development Control Plan at Attachments 1-3 for a period of 42 days.
- (b) Council will hold a development industry forum to discuss the amended draft DCP during the public exhibition period.
- (c) Following the review of all submissions received during the public exhibition period, the amended Griffith Residential Development Control Plan is reported back to an Ordinary Meeting.

In accordance with the Local Government Action (section 375A - Recording of voting on planning matters) Council must record the Councillor's vote in relation to the matter.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

CL03 RENEWAL - LICENCE AGREEMENT - FOR THE OCCUPATION OF ROAD RESERVE ADJOINING LOT 2 DP 553309, 82-88 BANNA AVENUE, GRIFFITH WITH PAESE NOSTRO PTY LTD AS TRUSTEE FOR SAN PAULO TRUST & LOU NOMINEES PTY LTD AS TRUSTEE FOR AQUILA TRUST

24/213

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that:

- (a) Council renew the licence agreement with Paese Nostro Pty Ltd as Trustee of San Paulo Trust and Lou Nominees Pty Ltd as Trustee for Aquila Trust, for a term of 5 years commencing on 1 July 2024.
- (b) Paese Nostro Pty Ltd as Trustee of San Paulo Trust and Lou Nominees Pty Ltd as Trustee for Aquila Trust pay all applicable costs and charges associated with the preparation of the licence agreement together with Council's Administration Fee, as per Council's adopted Revenue Policy for 2024/2025.
- (c) The licence fee be charged in accordance with Council's adopted Revenue Policy,

currently \$500 pa for 2024/2025 financial year, in addition to rates and charges.

- (d) Council authorise the Mayor and General Manager to execute the licence agreement on behalf of Council.

For

Councillor Doug Curran
Councillor Glen Andreatza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

CL04 LICENCE AGREEMENT - GRIFFITH COMMUNITY FM ASSOCIATION INC.

The Mayor advised this report would remain on the table to allow it to be presented to a future Council Workshop.

CL05 DELIVERY PROGRAM PROGRESS REPORT - 30 JUNE 2024

24/214

RESOLVED on the motion of Councillors Shari Blumer and Chris Sutton that Council note the Delivery Program Progress Report as at 30 June 2024.

For

Councillor Doug Curran
Councillor Glen Andreatza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

CL06 NAMING THE ROUNDABOUT AT THE INTERSECTION OF KIDMAN WAY AND THORNE ROAD

24/215

RESOLVED on the motion of Councillors Simon Croce and Chris Sutton that:

- (a) Council propose to name the roundabout at the intersection of The Kidman Way and Thorne Road the “Khalsa Chowk”.
- (b) Council place the naming proposal on public exhibition for 28 days.
- (c) If no public submissions received, the name be formally adopted and appropriate new

signage be developed for Council's review and implementation,

- (d) If any public submissions are received, then a further report be provided to Council for determination.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

9 INFORMATION REPORTS

CL07 HER WAY 2680 - COMPLETION REPORT

24/216

RESOLVED on the motion of Councillors Shari Blumer and Jenny Ellis that Council note the Her Way 2680 Completion Report.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

10 ADOPTION OF COMMITTEE MINUTES

MINUTES OF THE GRIFFITH PIONEER PARK MUSEUM COMMITTEE MEETING HELD ON 15 JULY 2024

Councillor Blumer asked that a report on Pioneer Park's Action Day including attendance, income, expenditure, number of volunteers and Council staff costs be provided. This request was initially raised at the Council Meeting 11 June and will be added to the Outstanding Action Report.

24/217

RESOLVED on the motion of Councillors Anne Napoli and Chris Sutton that the recommendations as detailed in the Minutes of the Griffith Pioneer Park Museum Committee meeting held on 15 July 2024 be adopted.

For	Against
Councillor Doug Curran	
Councillor Glen Andrezza	
Councillor Shari Blumer	
Councillor Simon Croce	
Councillor Jenny Ellis	
Councillor Manjit Singh Lally	
Councillor Anne Napoli	
Councillor Christine Stead	
Councillor Chris Sutton	
Councillor Laurie Testoni	

The division was declared PASSED by 10 votes to 0.

MINUTES OF THE DISABILITY INCLUSION & ACCESS COMMITTEE MEETING HELD ON 17 JULY 2024

24/218

RESOLVED on the motion of Councillors Shari Blumer and Laurie Testoni that the recommendations as detailed in the Minutes of the Disability Inclusion & Access Committee meeting held on 17 July 2024 be adopted.

For	Against
Councillor Doug Curran	
Councillor Glen Andrezza	
Councillor Shari Blumer	
Councillor Simon Croce	
Councillor Jenny Ellis	
Councillor Manjit Singh Lally	
Councillor Anne Napoli	
Councillor Christine Stead	
Councillor Chris Sutton	
Councillor Laurie Testoni	

The division was declared PASSED by 10 votes to 0.

MINUTES OF THE SCENIC HILL USER GROUP MEETING HELD ON 22 JULY 2024

24/219

RESOLVED on the motion of Councillors Jenny Ellis and Manjit Singh Lally that the recommendations as detailed in the Minutes of the Scenic Hill User Group meeting held on 22 July 2024 be adopted.

For	Against
Councillor Doug Curran	
Councillor Glen Andrezza	
Councillor Shari Blumer	
Councillor Simon Croce	
Councillor Jenny Ellis	
Councillor Manjit Singh Lally	
Councillor Anne Napoli	
Councillor Christine Stead	
Councillor Chris Sutton	
Councillor Laurie Testoni	

The division was declared PASSED by 10 votes to 0.

11 BUSINESS WITH NOTICE – RESCISSION MOTIONS

Nil

12 BUSINESS WITH NOTICE – OTHER MOTIONS

Nil

13 OUTSTANDING ACTION REPORT

24/220

RESOLVED on the motion of Councillors Glen Andreazza and Christine Stead that the report be noted.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

14 MATTERS TO BE DEALT WITH BY CLOSED COUNCIL

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2021, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is Section 10A(2) of the Local Government Act 1993 in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than Councillors)**
- (b) the personal hardship of any resident or ratepayer**
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business**
- (d) commercial information of a confidential nature that would, if disclosed:**
 - (i) prejudice the commercial position of the person who supplied it, or**
 - (ii) confer a commercial advantage on a competitor of the Council, or**
 - (iii) reveal a trade secret**
- (e) information that would, if disclosed, prejudice the maintenance of law**
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property**

- (g) **advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege**
- (h) **information concerning the nature and location of a place or an item of Aboriginal significance on Community land.**
- (i) **alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act 1993.**

24/221

RESOLVED on the motion of Councillors Christine Stead and Manjit Singh Lally that:

- (a) Council resolve to go into closed Council to consider business identified.
- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provision of section [10A(2)] as outlined above.
- (c) The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

Council resolved that members of the press and public be excluded from the meeting during consideration of the items listed below, and that discussion of the report in open Council would be contrary to the public interest.

CC01 TENDER NO. 3-21/22 – EXTENSION TO CONTRACT - HAULAGE OF MATERIAL TO VARIOUS STOCKPILE SITES

Reason: Commercial Advantage 10A(2)(d)

CC02 TENDER NO. 2-21/22 – EXTENSION TO CONTRACT – OPERATION AND MANAGEMENT OF THARBOGANG QUARRY

Reason: Commercial Advantage 10A(2)(d)

CC03 TENDER NO. 4-21/22 – EXTENSION TO CONTRACT - SUPPLY AND DELIVERY OF ROAD SEALING AND PATCHING AGGREGATES

Reason: Commercial Advantage 10A(2)(d)

Council closed its meeting at 7:28 pm. The public and media left the Chamber. Livestream was disconnected.

REVERSION TO OPEN COUNCIL

24/222

RESOLVED on the motion of Councillors Glen Andreazza and Christine Stead that Open Council be resumed.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

Open Council resumed at 7:29 pm.

Livestream was reconnected.

Upon resuming open Council the General Manager reported that the following resolutions had been made in Closed Council:

MATTERS DEALT WITH IN CLOSED COUNCIL

CC01 TENDER NO. 3-21/22 – EXTENSION TO CONTRACT - HAULAGE OF MATERIAL TO VARIOUS STOCKPILE SITES

24/223

RESOLVED on the motion of Councillors Simon Croce and Christine Stead that:

- (a) Council offer Armstrong Plant Hire, Stugutz P/L and Leo Ieraci an extension to the current panel contract (Tender 3-21/22) for a further 12 months from 1 November 2024 in accordance with the relevant annual CPI rise and fall clauses in the tender documentation.
- (b) Council authorise the contract documents to be signed by the General Manager.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

CC02 TENDER NO. 2-21/22 – EXTENSION TO CONTRACT – OPERATION AND MANAGEMENT OF THARBOGANG QUARRY

24/224

RESOLVED on the motion of Councillors Simon Croce and Laurie Testoni that:

- (a) Council offer E.B Mawson and Sons Pty Ltd (trading as Milbrae Concrete, Quarries and Mining Services) the current contract (Tender 2-21/22) Council Nominated Site and Part B Contractor Nominated Sites for a further 12 months from 1 November 2024 in accordance with the relevant annual CPI rise and fall clauses in the tender documentation.
- (b) Council authorise the contract documents to be signed by the General Manager.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

CC03 TENDER NO. 4-21/22 – EXTENSION TO CONTRACT - SUPPLY AND DELIVERY OF ROAD SEALING AND PATCHING AGGREGATES

24/225

RESOLVED on the motion of Councillors Glen Andreazza and Christine Stead that:

- (a) Council offer Regional Quarries Australia P/L and E.B Mawson and Sons Pty Ltd (trading as Milbrae Concrete, Quarries and Mining Services) an extension to the current panel contract (Tender 4-21/22) for a further 12 months from 1 November 2024 in accordance with the relevant annual CPI rise and fall clauses in the tender documentation.
- (b) Council authorise the contract documents to be signed by the General Manager.

For

Councillor Doug Curran
Councillor Glen Andreazza
Councillor Shari Blumer
Councillor Simon Croce
Councillor Jenny Ellis
Councillor Manjit Singh Lally
Councillor Anne Napoli
Councillor Christine Stead
Councillor Chris Sutton
Councillor Laurie Testoni

Against

The division was declared PASSED by 10 votes to 0.

Councillor Anne Napoli left the meeting the time being 7:33 pm and returned at 7:34 pm.

There being no further business the meeting terminated at 7:35 pm.

Confirmed:

CHAIRPERSON