
**ORDINARY MEETING OF GRIFFITH CITY COUNCIL
HELD IN THE GRIFFITH CITY COUNCIL CHAMBERS ON
TUESDAY, 22 OCTOBER 2024 COMMENCING AT 7:00 PM**

PRESENT

The Mayor, Doug Curran in the Chair; Councillors, Shari Blumer, Mark Dal Bon, Jenny Ellis, Scott Groat, Anne Napoli, Tony O'Grady, Christine Stead 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, Area News

MAYOR AND COUNCILLORS OATH/ AFFIRMATION

The General Manager, Brett Stonestreet stated that as per the Local Government Act 1993 it is a requirement that all Councillors swear an Oath or take an Affirmation at or prior to the first meeting of Council.

The following Councillors swore an Oath for the community to observe:

Councillor Doug Curran
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

The following Councillors undertook an Affirmation of Office for the community to observe:

Councillor Shari Blumer
Councillor Mark Dal Bon

1 COUNCIL ACKNOWLEDGEMENTS

The Meeting opened with Councillor Shari Blumer reading the Opening Affirmation and the Acknowledgement of Country.

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

No apologies or requests for leave of absence were received.

3 CONFIRMATION OF MINUTES

24/258

RESOLVED on the motion of Councillors Stead and Ellis that the minutes of the Ordinary Meeting of Council held in Griffith City Council Chambers on 10 September 2024, having first been circulated amongst all members of Council, be confirmed.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 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.

Councillor Anne Napoli
CC02 – Tender No. 17-23/24 Provision of Compliance Services (Compliance and Enforcement)
Reason – A member of my family was a former employee of this position.

Councillor Anne Napoli
CC03 – Tender No. 18-23/24 Provision of Compliance Services (Parking and Enforcement)
Reason – A member of my family was a former employee of this position.

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 Anne Napoli
CL03 – Delegation of Authority to the General Manager
Reason – Conflict of interest re a family member.

Less Than Significant Non-Pecuniary Interests

There were no significant non-pecuniary interests declared.

6 PRESENTATIONS

Nil

7 MAYORAL MINUTES

Nil

8 GENERAL MANAGER'S REPORT

CL01 ELECTION OF DEPUTY MAYOR - OCTOBER 2024

The General Manager assumed the role of the Returning Officer for the purpose of conducting the election of Deputy Mayor.

24/259

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis that Council resolve to elect the Deputy Mayor for a period of one year.

For	Against
Councillor Doug Curran	
Councillor Shari Blumer	
Councillor Mark Dal Bon	
Councillor Jenny Ellis	
Councillor Scott Groat	
Councillor Anne Napoli	
Councillor Tony O'Grady	
Councillor Christine Stead	
Councillor Laurie Testoni	

The division was declared PASSED by 9 votes to 0.

Councillors Blumer and Stead **MOVED** the following **MOTION** that Council determine the format of the election for the office of Deputy Mayor by Open Voting (show of hands).

Councillors Scott Groat and Tony O'Grady **MOVED** the following **AMENDMENT** that Council determine the format of the election for the office of Deputy Mayor by Ordinary Ballot (secret ballot).

The **AMENDMENT** was **PUT** and **LOST**.

For	Against
Councillor Scott Groat	Councillor Doug Curran
Councillor Tony O'Grady	Councillor Shari Blumer
	Councillor Mark Dal Bon
	Councillor Jenny Ellis
	Councillor Anne Napoli
	Councillor Christine Stead
	Councillor Laurie Testoni

The division was declared LOST by 2 votes to 7.

24/260

RESOLVED on the motion of Councillors Shari Blumer and Christine Stead that Council determine the format of the election for the office of Deputy Mayor by Open Voting (show of hands).

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

Mr Stonestreet advised that two nominations were received from Councillors Jenny Ellis and Anne Napoli. Following a Show of Hands, Councillor Anne Napoli was declared Deputy Mayor for the following one year period.

CL02 DELEGATION OF AUTHORITY TO THE MAYOR

24/261

RESOLVED on the motion of Councillors Shari Blumer and Laurie Testoni that:

(a) The Mayor and in the absence of the Mayor, the Acting Mayor for the period of the Mayor's absence, is delegated authority under Section 377 of the Local Government Act 1993 to exercise and/or perform on behalf of the Council the following powers, authorities, duties and functions:

1. Conferring Powers or Duties under the Local Government Act 1993

To give effect to the law, Council's adopted policies, resolutions and directions, provided that such delegation is not sub-delegated without the specific approval of Council or as prescribed under the Local Government Act 1993.

2. Powers or Duties Under Other Legislation

If, under any Act other than the Local Government Act 1993, a function is conferred or imposed on the Mayor, the function is taken to be conferred or imposed on the Council and the Mayor has delegated authority to exercise and/or perform on behalf of the Council the powers, authorities, duties and functions as prescribed under that other Act.

3. Preside at Meetings and Functions of Council

Preside at all meetings of Council, Committees, and Public Meetings convened by Council at which the Mayor is present, unless Council otherwise appoints another Councillor or person to perform this function.

4. Negotiations on Behalf of Council

In conjunction with the General Manager, to participate in negotiations on behalf of the Council with third parties and in connection with the sale, purchase and lease of land and buildings. This function is subject to the limitation that no contractual agreement is

to be entered into without a resolution of Council.

5. Represent Council – Government and Other Forums

To represent the Council on regional organisations and at inter-governmental forums at regional, State and Commonwealth level. To represent Council, in conjunction with the General Manager at other forums where it is appropriate that the Mayor should present the Council's position.

6. Sign and Execute Documents

To sign correspondence and other documents, subject to the limitation that execution of any documents under Council Seal must be carried out in compliance with Regulation 400 of the Local Government (General) Regulation 2021.

7. Issue Media Releases

To make media statements and issue media releases in respect of Council, subject to prior consultation with the General Manager.

8. Manage the General Manager's Contract

To act as Council's delegate for the purpose of the day-to-day management of the General Manager's contract.

9. Approval of Leave - General Manager

Approve of Leave for the General Manager in terms of the provisions of the General Manager's Contract of Employment with the Council.

10. Conferences, Seminars, Meetings and Courses

To approve, jointly with the General Manager, the attendance of Councillors, both within and outside the City boundaries:

- (i) At any seminar, conference, meeting or course, in excess of one day duration or where an overnight stay is involved, or
- (ii) To attend to Council business, as considered necessary by the Mayor and the General Manager;

provided that:

- (iii) Such delegation shall not be exercised if there is a prior Council meeting at which the attendance might be considered allowing sufficient time for registration, arrangements etc.
- (iv) Provision has been made for such expenditure in Council's budget.
- (v) With reasonable expenses to be reimbursed by the Council in accordance with Councillor's Payment of Expenses and Provision of Facilities policy.

11. Legal

When considered necessary by the Mayor, to request the General Manager to obtain legal advice or legal representation, regarding any matter in which the Council is or may become involved.

12. Urgent Works

Authorise any work when an emergency situation arises, at a cost not exceeding \$50,000 in any particular situation.

13. Civic & Ceremonial Functions

Approve Civic Receptions, in conjunction with General Manager, and carry out the Civic and Ceremonial functions of the Mayoral Office.

14. Policy Making

To exercise, in cases of necessity, the policy making functions of the governing body of the Council between meetings of the Council.

15. Citizenship Ceremonies

To perform Citizenship Ceremonies and Receive a Pledge of Commitment.

- (b) The delegations of Council to the Mayor will remain in force until they are revoked or amended by a resolution of Council.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

Councillor Anne Napoli left the meeting having declared a significant non-pecuniary interest, the time being 7:38 pm.

CL03 DELEGATION OF AUTHORITY TO THE GENERAL MANAGER

24/262

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

- (a) The General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, is delegated authority under Section 377 of the Local Government Act 1993, to exercise and/or perform on behalf of Council the powers, authorities, duties and functions of the Council subject to the following:
- (i) The General Manager is restrained from carrying out any of those functions of Council excluded from delegation by operation of Section 377 (1) of the Act; and
 - (ii) The General Manager is entitled to carry out any functions delegated to the Council by the Departmental Chief Executive or the Minister, subject to any express limitations imposed by the Departmental Chief Executive or Minister.
- (b) If a function is conferred or imposed on an employee of Council under any other legislation, the function is deemed to be conferred or imposed on the Council and is delegated to the General Manager and in the absence of the General Manager their

- nominee as the Acting General Manager for the period of the General Manager's absence.
- (c) Council delegate to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, all delegations made to Council by the Minister, Planning Ministerial Corporation or Planning Secretary under the Environmental Planning Assessment Act 1979. Note that where resolution cannot be reached with respect to objections to a Development Application, the application will be referred to an Ordinary Meeting of Council for determination.
 - (d) In accordance with Section 166, of the Local Government (General) Regulation 2021, that Council delegate to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, the authority to decide which tender method to use, open or selective tendering.
 - (e) In accordance with Sections 171 and 172 of the Local Government (General) Regulation 2021, that Council delegate to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, the authority to shorten or extend a tendering period when the circumstances justify such action being taken.
 - (f) Council delegate authority to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, to approve Councillor travel in conjunction with the Mayor in accordance with GC-CP-407, "Councillors Payment of Expenses and Provision of Facilities Policy".
 - (g) Council delegate authority to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, to authorise the write off of outstanding rates and charges (including fees), sundry debtors and accrued interest on individual amounts up to and including \$5,000 (excluding GST) and in accordance with Section 131 of the Local Government (General) Regulation 2021.
 - (h) Council delegate authority to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, to carry out a range of powers, duties and functions in accordance with the Biosecurity Act 2015 and associated Regulation.
 - (i) Council delegate authority to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, to approve the use of Council firearms subject to the following:
 - (i) That the staff member is required to hold a firearms licence as specified in their position description and for the purposes of undertaking their duties.
 - (ii) That the staff member is licenced to use firearms in accordance with the provisions of the Firearms Act 1996.
 - (j) Council delegate its powers under Section 21, Plumbing & Drainage Act 2011 to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence.
 - (k) Council delegate Purchasing Authority to the General Manager, and in the absence of the General Manager their nominee as the Acting General Manager for the period of the General Manager's absence, up to \$250,000 in accordance with Section 55 Local Government Act 1993 – Requirements for tendering.
 - (l) Council notes that the General Manager may delegate his or her powers, authorities, duties and functions at his or her discretion.

- (m) The delegations of Council to the General Manager will remain in force until they are revoked or amended by a resolution of Council.

For	Against
Councillor Doug Curran	
Councillor Shari Blumer	
Councillor Mark Dal Bon	
Councillor Jenny Ellis	
Councillor Scott Groat	
Councillor Tony O'Grady	
Councillor Christine Stead	
Councillor Laurie Testoni	

The division was declared PASSED by 8 votes to 0.

Councillor Anne Napoli returned to the meeting at 7:40 pm.

CL04 COUNTBACK ELECTION OPTION TO FILL COUNCILLOR VACANCY WITHIN 18 MONTHS OF ORDINARY ELECTION

24/263

RESOLVED on the motion of Councillors Jenny Ellis and Tony O'Grady that pursuant to section 291A(1)(b) of the Local Government Act 1993 (the Act) Griffith City Council declares that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of Councillors for the Council on 14 September 2024 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and directs the General Manager to notify the NSW Electoral Commission of Council's decision within 7 days of the decision.

For	Against
Councillor Doug Curran	Councillor Mark Dal Bon
Councillor Shari Blumer	Councillor Anne Napoli
Councillor Jenny Ellis	Councillor Christine Stead
Councillor Scott Groat	
Councillor Tony O'Grady	
Councillor Laurie Testoni	

The division was declared PASSED by 6 votes to 3.

CL05 ADOPTION OF MODEL CODE OF CONDUCT POLICY AND PROCEDURES FOR THE ADMINISTRATION OF THE MODEL CODE OF CONDUCT FOR LOCAL COUNCILS IN NSW

24/264

RESOLVED on the motion of Councillors Shari Blumer and Christine Stead that Council adopt the Model Code of Conduct and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as attached to the report.

For	Against
Councillor Doug Curran	
Councillor Shari Blumer	
Councillor Mark Dal Bon	
Councillor Jenny Ellis	
Councillor Scott Groat	
Councillor Anne Napoli	

Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

The division was declared **PASSED** by 9 votes to 0.

CL06 ADOPTION OF LOCAL POLICY (CS-CP-310) STORM WATER DRAINAGE & DISPOSAL

24/265

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that Council adopt the draft Adoption of Local Policy (CS-CP-310) Storm Water Drainage & Disposal Local Policy.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Anne Napoli

The division was declared **PASSED** by 6 votes to 3.

CL07 ANNUAL CLOSURE OF THE ADMINISTRATIVE OFFICE AND COUNCIL FACILITIES CHRISTMAS AND NEW YEAR 2024/25

24/266

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis that:

- (a) Council's Administrative Office at 1 Benerembah Street and Council Depot be closed for the period of 1.00 pm Tuesday, 24 December 2024 to Wednesday, 1 January 2025 inclusive and will re-open for business on Thursday, 2 January 2025.
- (b) Each of the nominated Council facilities be operating in accordance with the times detailed as follows:

Griffith Regional Art Gallery

Closed from 2pm Sunday, 22 December 2024 and will re-open 11am Saturday, 11 January 2025.

Griffith Regional Theatre

Closed from 5pm Monday, 23 December 2024 and will reopen 10am Monday, 20 January 2025.

Griffith Regional Aquatic Leisure Centre

Tuesday 24 December	6am – 8pm
Wednesday 25 December – Christmas Day	CLOSED
Thursday 26 December – Boxing Day	12pm – 5pm (Pool Only)
	*Subject to staff availability
Friday 27 December	6am – 8pm

Saturday 28 December	8am – 6pm
Sunday 29 December	10am – 5pm
Monday 30 January	6am – 8pm
Tuesday 31 December	6am – 8pm
Wednesday 1 January 2025 – New Year’s Day	12pm – 5pm

From Thursday, 2 January 2025 normal summer trading hours resume. Crèche will be open 9am – 12pm over the school holidays excluding public holidays. Check with the Centre regarding Aerobics classes during the school holidays.

Pioneer Park Museum

Closed from Monday, 23 December 2024 until Monday, 3 February 2025 due to works being undertaken.

Griffith Regional Sports Centre

Last day of opening is Saturday 21 December (normal hours). Closed from Monday, 23 December to Wednesday, 1 January (inclusive) and will reopen Thursday, 2 January to Saturday, 4 January 2025 between 11am – 4pm. Normal trading hours from 9am Monday, 6 January 2025.

Griffith Tourism Hub

Tuesday 24 December	9am – 3pm
Wednesday 25 December – Christmas Day	CLOSED
Thursday 26 December – Boxing Day	CLOSED
Friday 27 December	10am – 3pm
Saturday 28 December	10am – 3pm
Sunday 29 December	10am – 3pm
Monday 30 December	10am – 3pm
Tuesday 31 December	10am – 3pm
Wednesday 1 January 2025 – New Year’s Day	CLOSED

Griffith City Library

Closed from 1.00 pm Tuesday, 24 December 2024 to Wednesday, 1 January 2025 inclusive and will re-open for business on Thursday, 2 January 2025.

Griffith City Pound and Rehoming Centre

Closed from 1.00 pm Tuesday, 24 December 2024 to Wednesday, 1 January 2025 inclusive and will re-open for business on Thursday, 2 January 2025.

After hours emergencies for serious dog attacks and straying stock only contact our afterhours service on 0408 210 196. If the matter is urgent you will be directed to contact the Griffith Police Station.

Griffith Livestock Marketing Centre

Closed Saturday, 14 December 2024 and will re-open Friday, 3 January 2025.

Tharbogang Waste Management Centre

Wednesday 25 December – Christmas Day	CLOSED
Thursday 26 December – Boxing Day	CLOSED

Wednesday 1 January 2025 – New Year’s Day

CLOSED

Yenda Waste Management Centre

Yenda Landfill will be opened as per usual.

All domestic recycling and commercial garbage collections will be as per normal over the Christmas/New Year period, i.e. garbage will still be collected on Christmas Day, Boxing Day and New Year’s Day holidays. Garbage bins need to be put out the night before as usual.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O’Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

CL08 RENEWAL OF ALCOHOL FREE ZONES AND ALCOHOL PROHIBITED AREAS

24/267

RESOLVED on the motion of Councillors Shari Blumer and Laurie Testoni that:

- (a) Council adopt, in principle, the renewal of the current Alcohol Free Zones and Alcohol Prohibited Areas in Griffith, Hanwood and Yenda described in Attachments (a) & (b) and depicted in Attachment (c) as Alcohol Free Zones for a maximum duration of four years, 13 February 2025 to 12 February 2029, in accordance with Sections 644, 644A-c and 632A of the Local Government Act, 1993 and that:
 - (i) A notice in terms of Section 644A of the Local Government Act, 1993 be published on the Council website and associated Council newsletters, inviting representations or objections within 28 days from the date of publication;
 - (ii) A copy of this resolution be provided to the Griffith Local Area Command of the NSW Police Service inviting representations or objections within 28 days from the date of notification;
 - (iii) A copy of this resolution be provided to liquor licensees and secretaries of registered clubs whose premises border on or adjoin or are adjacent to the proposed Alcohol Free Zones and Alcohol Prohibited Areas inviting representations or objections within 28 days from the date of notification; and
- (b) This matter be referred to Council with all representations and objections received for a final resolution in terms of Section 644B of the Local Government Act, 1993 subsequent to resolution (a).

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon

Against

Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

The division was declared PASSED by 9 votes to 0.

CL09 SUSPENSION OF ALCOHOL-FREE ZONE - ACTIVATE OLYMPIC EVENT (OLYMPIC STREET) 2024

24/268

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis that Council suspend the Alcohol Free Zone of the Youth Precinct – 3 Olympic Street, Griffith, from 12pm Friday, 22 November to 3pm Sunday, 24 November 2024 for the sale and consumption of local wine and beer.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Anne Napoli

The division was declared PASSED by 6 votes to 3.

CL10 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2024

24/269

RESOLVED on the motion of Councillors Christine Stead and Shari Blumer that the two Councillors, being Councillors Jenny Ellis and Anne Napoli, (Councillor Shari Blumer Alternate), attend the 2024 Local Government NSW Annual Conference to be held at the Tamworth Regional Entertainment and Conference Centre, Tamworth from Sunday 17 to Tuesday 19 November 2024.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

9 INFORMATION REPORTS

CL11 INVESTMENTS AS AT 31 JULY AND 31 AUGUST 2024

24/270

RESOLVED on the motion of Councillors Shari Blumer and Jenny Ellis that the report be noted by Council.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

CL12 CODE OF CONDUCT COMPLAINTS ANNUAL RETURN (1 SEPTEMBER 2023 TO 31 AUGUST 2024)

24/271

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that the report be noted by Council.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

CL13 ANNUAL DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS - 30 JUNE 2023 TO 30 JUNE 2024

24/272

RESOLVED on the motion of Councillors Jenny Ellis and Christine Stead that the report be noted by Council.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli

Against

Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

The division was declared **PASSED** by 9 votes to 0.

10 ADOPTION OF COMMITTEE MINUTES

MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 10 SEPTEMBER 2024

24/273

RESOLVED on the motion of Councillors Anne Napoli and Christine Stead that the recommendations as detailed in the Minutes of the Traffic Committee meeting held on 10 September 2024 be adopted.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared **PASSED** by 9 votes to 0.

MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD ON 30 SEPTEMBER 2024

24/274

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that the recommendations as detailed in the Minutes of the Audit, Risk and Improvement Committee meeting held on 30 September 2024 be adopted.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared **PASSED** by 9 votes to 0.

11 BUSINESS WITH NOTICE – RESCISSION MOTIONS

RESCISSION MOTION - PROPOSED COUNCIL MEETING AND WORKSHOP DATES 2025

Councillors Testoni and Ellis **MOVED** the following **MOTION** to rescind the resolution in relation to Clause No. 6 – Proposed Council Meeting and Workshop Dates 2025 from the 10

September 2024 Ordinary Council Meeting, which reads as follows:

“RESOLVED on the motion of Councillors Christine Stead and Shari Blumer that Griffith City Council adopt the proposed Council Meeting and Workshop Schedule for 2025 as attached.”

The **MOTION** was **PUT** and **LOST**.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Jenny Ellis
Councillor Laurie Testoni

Against
Councillor Mark Dal Bon
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead

The division was declared LOST by 4 votes to 5.

12 BUSINESS WITH NOTICE – OTHER MOTIONS

NOTICE OF MOTION - COUNCILLOR ANNE NAPOLI - 15 OCT 2024

Councillor Shari Blumer read out a statement raising a **Question of Order** pursuant to the Code of Meeting Practice (Clause 15.5 and Clause 10.6) in relation to the Notice of Motion submitted by Councillor Anne Napoli.

24/275

RESOLVED on the motion of Councillor Jenny Ellis that the report **LAY** on the **TABLE**.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

13 OUTSTANDING ACTION REPORT

24/276

RESOLVED on the motion of Councillors Christine Stead and Laurie Testoni that the report be noted.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 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.**

24/277

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis 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 Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady

Against

Councillor Christine Stead
Councillor Laurie Testoni

The division was declared PASSED by 9 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. 13-23/24 - LANDFILL CELL AND CAPPING DESIGN AT THARBOGANG WASTE MANAGEMENT CENTRE

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

CC02 TENDER NO. 17-23/24 - PROVISION OF COMPLIANCE SERVICES (COMPLIANCE AND ENFORCEMENT)

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

CC03 TENDER NO. 18-23/24 - PROVISION OF COMPLIANCE SERVICES (PARKING AND ENFORCEMENT)

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

Council closed its meeting at 8:25 pm. The public and media left the Chamber. Livestream was disconnected.

REVERSION TO OPEN COUNCIL

24/278

RESOLVED on the motion of Councillors Laurie Testoni and Christine Stead that Open Council be resumed.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

Open Council resumed at 9:08 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. 13-23/24 - LANDFILL CELL AND CAPPING DESIGN AT THARBOGANG WASTE MANAGEMENT CENTRE

24/279

RESOLVED on the motion of Councillors Christine Stead and Jenny Ellis that Council accept the tender from Darthmouth Consulting Pty Ltd for Tender No. 13-23/24 - Landfill Cell and Capping Design at Tharbogang Waste Management Centre for the amount of \$104,698 Inc GST.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Mark Dal Bon
Councillor Jenny Ellis
Councillor Scott Groat
Councillor Anne Napoli
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

The division was declared PASSED by 9 votes to 0.

Councillor Anne Napoli left the meeting having declared a pecuniary interest, the time being 8:37 pm.

CC02 TENDER NO. 17-23/24 - PROVISION OF COMPLIANCE SERVICES (COMPLIANCE AND ENFORCEMENT)

24/280

RESOLVED on the motion of Councillors Christine Stead and Shari Blumer that Council accept the tender from Kangara Pastoral Pty Ltd for Tender No. 17-23/24 The provision of Compliance Services (Compliance and Enforcement) in the amount of \$138.90/hour (GST Exclusive) for three years, commencing on the date that the contract is signed.

For

Councillor Doug Curran
Councillor Shari Blumer
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against

Councillor Mark Dal Bon
Councillor Scott Groat

The division was declared PASSED by 6 votes to 2.

CC03 TENDER NO. 18-23/24 - PROVISION OF COMPLIANCE SERVICES (PARKING AND ENFORCEMENT)

24/281

RESOLVED on the motion of Councillors Shari Blumer and Jenny Ellis that Council accepts the tender from Kangara Pastoral Pty Ltd for Tender No. 18-23/24 for "The Provision of Compliance Services (Parking and Enforcement)" in the amount of \$167.90/hour (GST Exclusive) for three years, commencing on the date that the contract is signed.

For
Councillor Doug Curran
Councillor Shari Blumer
Councillor Jenny Ellis
Councillor Tony O'Grady
Councillor Christine Stead
Councillor Laurie Testoni

Against
Councillor Mark Dal Bon
Councillor Scott Groat

The division was declared PASSED by 6 votes to 2.

Councillor Anne Napoli returned to the meeting at 9:08 pm.

There being no further business the meeting terminated at 9:11 pm.

Confirmed:

CHAIRPERSON