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REF:

MINUTES OF THE WEDDIN SHIRE COUNCIL EXTRA-ORDINARY MEETING HELD THURSDAY, 25 FEBRUARY 2021 COMMENCING AT 8:45 AM

23 February 2021

Dear Councillors,

NOTICE is hereby given that an **EXTRA-ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF WEDDIN** will be held in the Council Chambers, Grenfell on **THURSDAY 25 FEBRUARY 2021**, commencing at **8:30 AM** and your attendance is requested.

Yours faithfully

GLENN CARROLL
GENERAL MANAGER

1. OPENING MEETING
2. ACKNOWLEDGEMENT OF COUNTRY
3. APOLOGIES
4. DISCLOSURES OF INTEREST
5. REPORTS:
 - (A) Director Engineering
6. CLOSED COUNCIL
 - (A) Director Engineering
7. RETURN TO OPEN COUNCIL
8. REPORT ON CLOSED COUNCIL
9. CLOSURE

PRESENT: The Mayor Cr M Liebich in the Chair, Crs P Best, C Bembrick, P Diprose, J Parlett, C Brown, J Niven, and S McKellar (via Zoom)
General Manager (G Carroll), Acting Director Environmental Services (A Lindsay), Director Corporate Services (M Chalmers) and Director Engineering (J Rath).

At this point a minutes' silence was held to show respect for two local community members.

ACKNOWLEDGEMENT OF COUNTRY:

The Mayor read out the following:

“I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land.

I would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Aboriginal Australians who are present.”

At this point the Mayor welcomed everyone and advised that as per Council's Code of Meeting Practice, Council wishes to advise that the meeting is being webcast and that those in attendance should refrain from making any defamatory statements.

APOLOGY: Cr S O'Byrne

298 RESOLVED: Cr Best and Cr Diprose that the apology be accepted.

DISCLOSURES OF INTEREST

Disclosure of Interest form has been forwarded with the Business Paper, for completion prior to the meeting.

Completed forms may be declared and handed in at this point.

Previously Declared

Councillor	Item No	Nature of Interest	Type	Left the Room
Cr Best	DE1	Owner of business in Main Street	Pecuniary	Yes
	DE2	Owner of business in Main Street	Pecuniary	Yes
Cr Bembrick	DE1	Owner of business in Main Street	Pecuniary	Yes
	DE2	Owner of business in Main Street	Pecuniary	Yes
Cr Parlett	DE1	Owner of business in Main Street	Pecuniary	Yes
	DE2	Owner of business in Main Street	Pecuniary	Yes
	CC DE1	Owner of business in Main Street	Pecuniary	Yes
	CC DE2	Owner of business in Main Street	Pecuniary	Yes

23 February 2021

The General Manager
Weddin Shire Council
PO Box 125
GRENFELL NSW 2810

Dear Sir,

I wish to report as follows: -

1. Local Roads and Community Infrastructure Program Extension, R2.78

Council has secured a further \$518,531 in funding under the Local Roads and Community Infrastructure (LRCI) Extension Program.

The following projects were resolved for construction:

- \$303,683 for the replacement of Arramagong Road Culvert (ID: CU0075)
- \$214,848 to go toward the Main Street Renewal Project

The Tender for Culvert Replacements on both Arramagong Road and Heathcotes Lane was awarded at the December 2020 Council meeting for a price of \$395,436 Ex GST.

Since the Tender was for design and construct, a large contingency was placed on the project as the pricing between Culverts and Bridges can be unpredictable.

Under the Roads to Recovery Program, \$257,033 Ex GST was already budgeted for the Arramagong Road Culvert project. Therefore, no co-funding is required from the LRCI Program Extension for the Arramagong Road Culvert Project.

RECOMMENDATION: that Council approve the amended project nomination of \$518,531 for the Grenfell Main Street Renewal Project.

Crs Best, Bembrick and Parlett previously submitted written declarations of interest for items 1 and 2 and left the room.

299 RESOLVED: Cr Diprose and Cr Brown that Council approve the amended project nomination of \$518,531 for the Grenfell Main Street Renewal Project.

2. Main Street Furniture Family, P2.3.18

My report to the November 2020 Council meeting refers whereby Council resolved as follows: -

“that: -

- the proposed options be approved for public exhibition over a period of 28 days*
- the proposed options be submitted to the community panel for their preference.”*

Four (4) submissions were received. The comments contained therein are summarised as follows: -

Resident 1:

"I have looked at the Council's Public Exhibition page & discovered the designs put forward to be most UN sympathetic with the heritage scheme. Attached please find some photos of furniture that are already in place around Grenfell.

In keeping with the Grenfell tourism logo, probably the colour needs to be dark red, or maroon, rather than the green in the photos."

Resident 2:

"The historic Main Street of Grenfell is our most important asset for its appeal to tourists and visitors.

The 'upgrade' of the Street must maintain and enhance the ambience of the town. Installation of modern seating would be completely out of place. It would detract from the streetscape and would destroy what we have been striving to achieve over many years.

Seating MUST be sympathetic with the era of the town."

Resident 3:

"Hi,

Thanks for including me in the survey. I just tried to take the survey.

There is no 'none of the above' options for questions. And as I feel strongly about this, so I am motivated to email you.

Grenfell has a genuine, irreplaceable HERITAGE Main Street, with heritage listed features like lace ironwork and fancy veranda posts.

I only got as far as question 1.

Why is there no HERITAGE BOLLARD option, or 'none of the above' options?

Without supporting one of these poor options, I couldn't go further in the survey to see what else was on display. But if these also aren't HERITAGE, then why bother to 'heritage list' properties with commensurate strict control over their care and refurbishment?

I just want to strongly express my concern that this Main Street upgrade may be heading in the wrong direction.

I expect heritage bollards and street furniture is more expensive and fixed budget etc. But it's much better to do 'less', but correct, than 'more' with failure."

Resident 4:

"Bollards: I wonder if they should be much lighter in colour, maybe white or cream for visual safety, especially for drivers at night. The wood inlay seems to be a possible ongoing maintenance situation also.

Seating: The dark framework would work well for these, pity to use wood again, for previous reasons.

Bins: The dark is suitable for these, so they are not so obvious, but again the use of wood is a questionable choice.

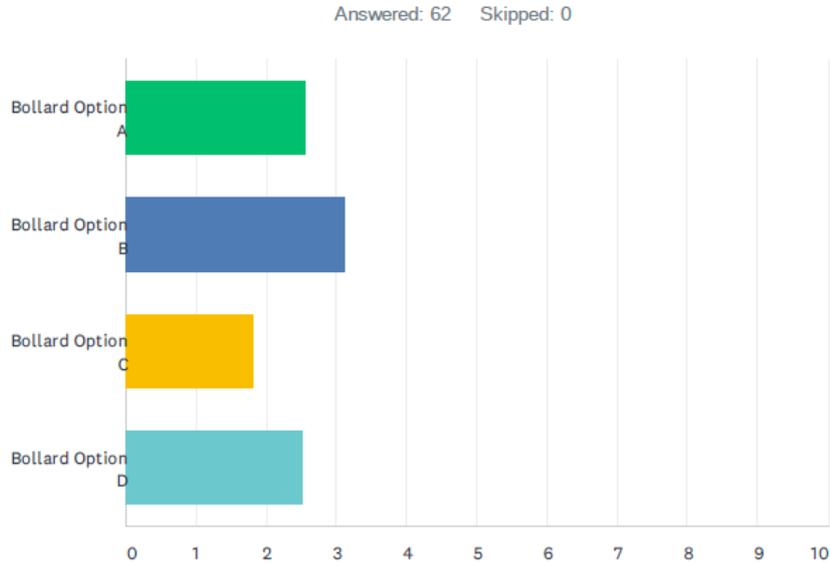
There would be other options instead of using wood for these outdoor items, considering our climate for outdoor fixtures. I do like the use of the Shire logo on some of the surfaces, and the possible light in the bollards which would again be a safety issue at night for drivers.

Thank you for the opportunity to respond."

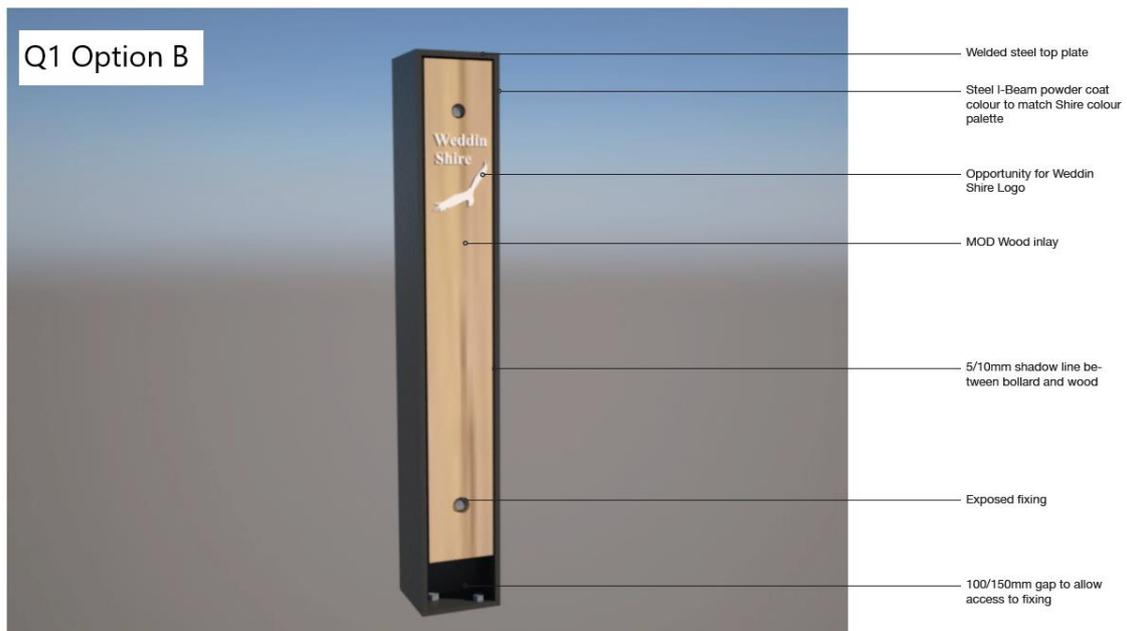
DIRECTOR ENGINEERING'S REPORT

The digital community panel had a total of 62 votes. Considering there is approx. 250 members on the panel that is only a 25% response rate. See the results below:

Q1 Please rank the following bollard design options from highest (1) to lowest (4) according to your preference.



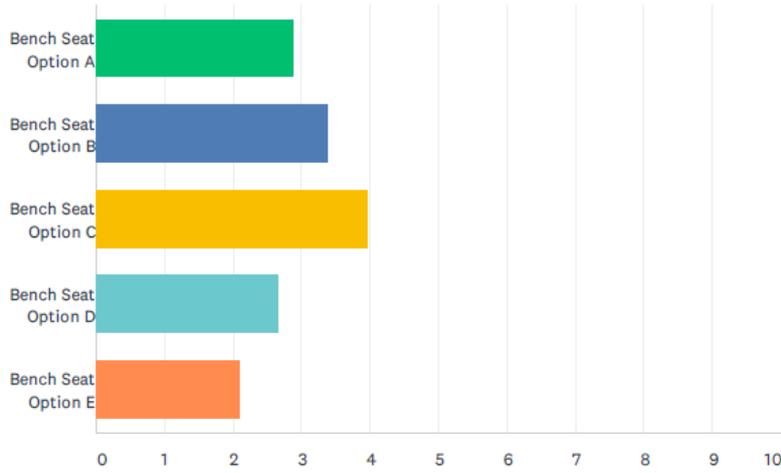
	1	2	3	4	TOTAL	SCORE
Bollard Option A	19.35% 12	37.10% 23	22.58% 14	20.97% 13	62	2.55
Bollard Option B	48.39% 30	20.97% 13	24.19% 15	6.45% 4	62	3.11
Bollard Option C	8.06% 5	16.13% 10	25.81% 16	50.00% 31	62	1.82
Bollard Option D	24.19% 15	25.81% 16	27.42% 17	22.58% 14	62	2.52



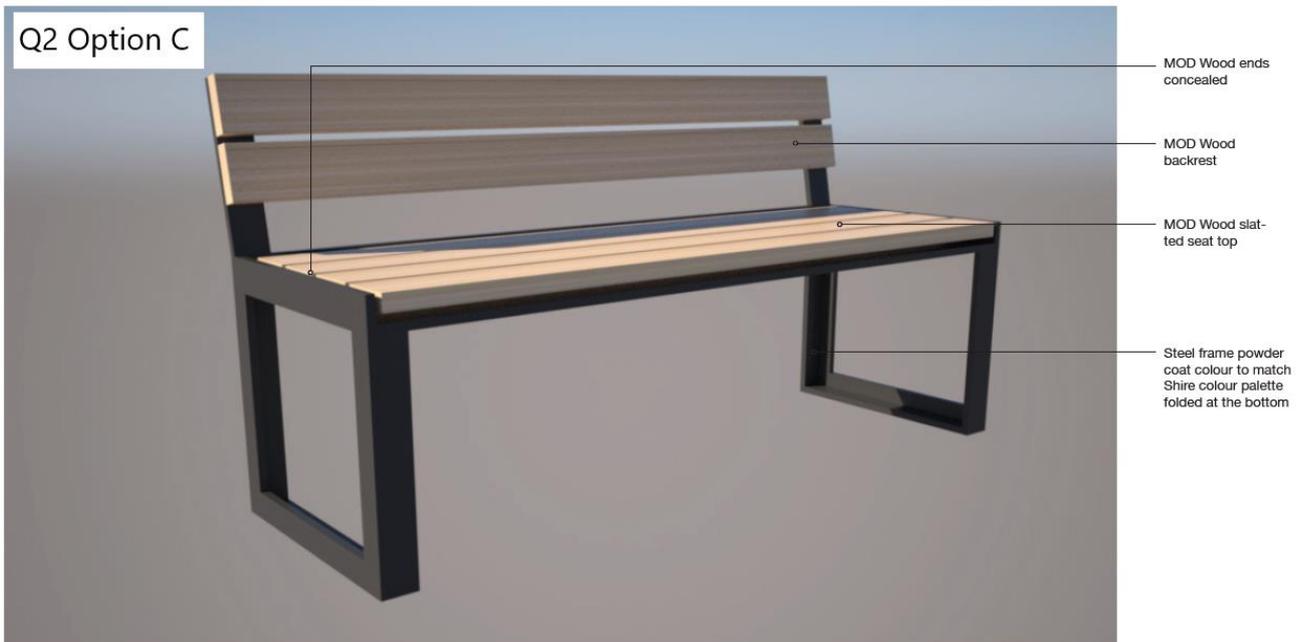
DIRECTOR ENGINEERING'S REPORT

Q2 Please rank the following bench seat design options from highest (1) to lowest (5) according to your preference.

Answered: 59 Skipped: 3



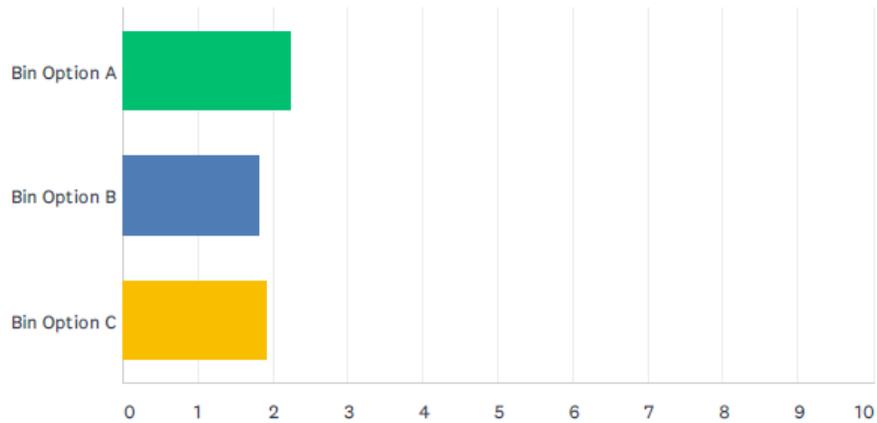
	1	2	3	4	5	TOTAL	SCORE
Bench Seat Option A	15.25% 9	25.42% 15	20.34% 12	10.17% 6	28.81% 17	59	2.88
Bench Seat Option B	22.03% 13	32.20% 19	15.25% 9	23.73% 14	6.78% 4	59	3.39
Bench Seat Option C	50.85% 30	6.78% 4	35.59% 21	1.69% 1	5.08% 3	59	3.97
Bench Seat Option D	5.08% 3	20.34% 12	18.64% 11	47.46% 28	8.47% 5	59	2.66
Bench Seat Option E	6.78% 4	15.25% 9	10.17% 6	16.95% 10	50.85% 30	59	2.10



DIRECTOR ENGINEERING'S REPORT

Q3 Please rank the following bin design options from highest (1) to lowest (3) according to your preference.

Answered: 58 Skipped: 4



	1	2	3	TOTAL	SCORE
Bin Option A	51.72% 30	20.69% 12	27.59% 16	58	2.24
Bin Option B	22.41% 13	37.93% 22	39.66% 23	58	1.83
Bin Option C	25.86% 15	41.38% 24	32.76% 19	58	1.93



RECOMMENDATION: that Council: -

- i) adopt Option B for the proposed bollard design as presented
- ii) adopt Option C for the proposed bench seat design as presented
- iii) adopt Option A for the proposed bin design as presented.

DIRECTOR ENGINEERING'S REPORT

300 RESOLVED: Cr Brown and Cr Diprose that: -

- i) Council engage designers to design a suite of additional street furniture in collaboration with Council's Heritage Advisor to be sympathetic towards Grenfell's heritage
- ii) upon Council approval, the additional and highest ranking existing designs be placed on public exhibition for 28 days with a half-day community consultation session to be held at the Community Hub
- iii) following public exhibition, the designs be re-submitted to Council for formal adoption.

Crs Best, Bembrick and Parlett returned to the room.

JAYMES RATH
DIRECTOR ENGINEERING

301 RESOLVED: Cr Diprose and Cr Niven that except where otherwise dealt with the Director Engineering's Report be adopted.

THE LOCAL GOVERNMENT ACT

The authority for Council to close a meeting to the public is given under Section 10 of the Local Government Act, for which the following excerpts apply:

[s 10A] Which parts of a meeting can be closed to the public?

10A

- (1) **[Meetings may be closed]** A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:
- (a) the discussion of any matters listed in subclause (2), or
 - (b) the receipt or discussion of any of the information so listed.
- (2) **[Grounds for closure]** 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 ground of legal professional privilege
 - (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (3) **[Closure of Resolution to close]** A council, or a committee of the council of which all the members are councillors, may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public.
- (4) **[Public's right to make representations]** A council, or a committee of a council may allow members of the public to make representations to or at a meeting, before and part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

[s 10C] Notice of likelihood of closure not required in urgent cases

10C

- Part of a meeting of a council, or of a committee of the council of which all the members are councillors, may be closed to the public while the council or committee considers a matter that has not been identified in the agenda for the meeting as a matter that is likely to be considered when the meeting is closed, but only if:
- (a) it becomes apparent during the discussion of a particular matter that the matter is a matter referred to in section 10A(2), and
 - (b) the council or committee, after considering any representations made under section 10A(4), resolves that further discussion of the matter:
 - (i) should not be deferred (because of the urgency of the matter), and
 - (ii) should take place in a part of the meeting that is closed to the public.

[s 10D] Grounds for closing part of meeting to be specified

10D

- (1) **[Record of grounds for closure]** The grounds on which part of a meeting is closed must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting.
- (2) **[Details to be specified]** The grounds must specify the following:
- (a) the relevant provision of section 10A(2),
 - (b) the matter that is to be discussed during the closed part of the meeting,
 - (c) the reasons why the part of the meeting is being closed, including (if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret) an explanation of the way in which the discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

CLOSED COUNCIL

RECOMMENDATION: that Council form a Closed Council to consider the items listed below,

AND THAT the Press and the public be excluded from the Meeting of the Closed Council because of the confidential nature of the business to be transacted, as stated below:

Note: A Council, or a committee of a Council, may allow members of the public to make representation to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

302 RESOLVED: Cr Parlett and Cr Best that Council form a Closed Council to consider the items listed below, AND THAT the Press and the public be excluded from the Meeting of the Closed Council because of the confidential nature of the business to be transacted.

MATTERS FOR CONSIDERATION - CLOSED COUNCIL

DIRECTOR ENGINEERING'S REPORT

1. **Main Street Renewal Project – Supply of Pavement Materials, T23/2020**
Reason for confidentiality: commercial information (Section 10A(2)(d)(i))
2. **Main Street Renewal Project – Demolition and Pavement Construction, T19/2020**
Reason for confidentiality: commercial information (Section 10A(2)(d)(i))

305 RESOLVED: Cr Niven and Cr Bembrick that the meeting return to Open Council.

REPORT ON CLOSED COUNCIL

The Mayor read out the following decisions from Closed Council: -

DIRECTOR ENGINEERING'S REPORT

1. **Main Street Renewal Project – Supply of Pavement Materials, T23/2020**
Reason for confidentiality: commercial information (Section 10A(2)(d)(i))

Cr Parlett previously submitted a written declaration of interest for items 1 and 2 and left the room.

RESOLVED: that Council endorse the recommendation of the Evaluation Committee, being that the Tender received from '*Cooper Civil and Crushing*' for \$271,100 EX GST be accepted.

2. **Main Street Renewal Project – Demolition and Pavement Construction, T19/2020**
Reason for confidentiality: commercial information (Section 10A(2)(d)(i))

RESOLVED: that Council endorse the recommendation of the Evaluation Committee, being that the Tender received from '*Cooper Civil and Crushing*' for \$643,677 INC GST be accepted.

Cr Parlett returned to the room.

CLOSURE: There being no further business the meeting closed at 9:07am.