
Rous County Council

MINUTES OF ORDINARY COUNCIL MEETING

19 February 2020

1. OPENING OF THE MEETING

Meeting commenced at 1.04pm.

In attendance:

Councillors

Keith Williams (Chair), Sharon Cadwallader (Deputy Chair), Basil Cameron, Darlene Cook, Vanessa Ekins, Sandra Humphrys, Robert Mustow and Simon Richardson.

Staff

Phillip Rudd (General Manager), Guy Bezrouchko (Group Manager Corporate and Commercial), Andrew Logan (Planning Manager), Helen McNeil (Group Manager People and Performance), Anthony Acret (Natural Resource Management Planning Coordinator – arrived 1.10pm), Adam Nesbitt (Delivery Manager) and Noeline Smith (minute taker).

2. ACKNOWLEDGEMENT OF COUNTRY

Council showed its respect and acknowledged the Traditional Custodians of the Land, of all Elders, on which this meeting took place.

3. PUBLIC ACCESS

Nil.

4. APOLOGIES AND LEAVE OF ABSENCE

Nil.

5. CONFIRMATION OF MINUTES

i). Ordinary Council meeting 11 December 2019 (182)

RESOLVED [1/20] (Cadwallader/Cook) that the minutes of the ordinary meeting held 11 December 2019 be confirmed as presented.

6. DISCLOSURE OF INTEREST

General Manager declared a pecuniary, significant interest in relation to *Confidential Item 13. ii). Annual performance review: General Manager.*

7. CHAIR'S MINUTE

i). Annual performance review: General Manager (refer 'Confidential' Item 13)

It was noted that the Chair's Minute to be dealt with during the 'Confidential' section of the agenda.

8. GENERAL MANAGER REPORTS

i). St. Helena trunk main augmentation – construction contract (refer 'Confidential' Item 13)

It was noted this report to be dealt with during the 'Confidential' section of the agenda.

ii). Richmond River Governance and Funding Framework Project (1181/18)

An Amendment was moved (Cadwallader/Cook)

1. Receive and note the Final Report of the *Richmond River Governance and Funding Framework* Project prepared by Alluvium and NCEconomics on behalf of the funding partners (inclusive of Rous County Council).
2. Authorise the General Manager to lodge a submission to the Department of Planning, Industry and Environment, subject to the outcome of a council workshop in March 2020.

On being put to the meeting the amendment was carried and became the motion.

RESOLVED [2/20](Cadwallader/Cook)

1. Receive and note the Final Report of the *Richmond River Governance and Funding Framework* Project prepared by Alluvium and NCEconomics on behalf of the funding partners (inclusive of Rous County Council).
2. Authorise the General Manager to lodge a submission to the Department of Planning, Industry and Environment, subject to the outcome of a council workshop in March 2020.

iii). Retail water customer account assistance (2283/13)

RESOLVED [3/20] (Cadwallader/Mustow) that Council in accordance with section 356 (1) of the *Local Government Act 1993* and its 'Retail Water Customer Account Assistance' policy, approve financial assistance as listed in Table 1 of the report.

iv). Quarterly Budget Review Statement for quarter ending 31 December 2019 (2333/13)

RESOLVED [4/20] (Cadwallader/Humphrys) that Council note the results presented in the Quarterly Budget Review Statement as at 31 December 2019 and authorise the variations to the amounts from those previously estimated.

10. POLICIES

i). Dunoon Dam catchment (for revocation) (172/17)

RESOLVED [5/10] (Cadwallader/Mustow) that Council revoke the 'Dunoon Dam Catchment' policy attached to the report and any policy revived as a result of that revocation.

11. INFORMATION REPORTS

i). Information reports (1181)

RESOLVED [6/20] (Mustow/Cameron) that Council receive and note the following information reports:

1. Investments – January 2020
2. Water production and usage – December 2019 and January 2020
3. Delivery program progress update: 1 July 2019 to 31 December 2019
4. Fluoride plant dosing performance report – Q4 2019
5. Reports/actions pending.

Cr Richardson left the meeting at 1.54pm.

12. CONFIDENTIAL

MOVE INTO CLOSED COUNCIL

RESOLVED [7/20] (Cook/Cameron) that Council move into Closed Council to consider the following matters and that members of the public and press be excluded from the meeting based on the grounds detailed below.

1. Report	St Helena trunk main augmentation – construction contract
Grounds for closure	Section 10A(2)(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
Public interest	Public discussion would not be in the public interest due to disclosure of commercial information.
2. Report	Annual performance review: General Manager
Grounds for closure	Section 10A(2)(a) personal matters concerning particular individuals (other than councillors).
Public interest	Public discussion would not be in the public interest due to disclosure of personal information.

RESUME TO OPEN COUNCIL

RESOLVED [8/20] (Mustow/Cameron) that Council resume to Open Council.

The General Manager read to the meeting the following resolution of Council:

i). **St Helena trunk main augmentation – construction contract** (9.8.3/1(4))

RESOLVED [9/20] (Cadwallader/Cameron) that Council:

1. Accept the tender submitted by Ledonne Constructions Pty Ltd, in the Recommended Tender Amount of \$6,349,475 (ex GST).
2. Delegate approval to the General Manager to approve a variation to construct additional pipe chainage 4400m to 5400m if this is found to be the most cost-effective option on the basis outlined in the report.

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3. Approve an additional amount of \$952,400 (being 15% of the contract amount) as contingency for Schedule of Rate items and/or variations due to latent conditions/unforeseen circumstances.
 4. Note the attached briefing paper.

Cr Cook left the meeting at 2.08pm and returned to the meeting at 2.28pm.

The Chair read to the meeting the following resolution of Council:

ii). Annual performance review: General Manager (2659.2)

RESOLVED [10/20] (Mustow/Cadwallader) that Council:

1. Note the Performance Review Panel's rating of the General Manager at the annual performance review to 31 December 2019.
2. Agree to the recommended changes to the General Manager's total remuneration package (TRP) as specified in the report.

Cr Ekins left the meeting at 3.07pm.

13. MATTERS OF URGENCY

Nil.

14. QUESTIONS ON NOTICE

Nil.

15. CLOSE OF BUSINESS

There being no further business the meeting closed at 3.15pm.