



# **MINUTES**

**Ordinary Council Meeting  
Tuesday, 15 December 2020**

**Order Of Business**

<b>1</b>	<b>Opening of Meeting .....</b>	<b>4</b>
<b>2</b>	<b>Acknowledgment of country .....</b>	<b>4</b>
<b>3</b>	<b>Apologies .....</b>	<b>4</b>
<b>4</b>	<b>Confirmation of Minutes .....</b>	<b>4</b>
4.1	Minutes of the Council Meeting held on 17 November 2020 .....	4
<b>5</b>	<b>Disclosure of Interest .....</b>	<b>4</b>
<b>6</b>	<b>Administrator Minute/Report .....</b>	<b>4</b>
<b>7</b>	<b>Committee Reports for Adoption.....</b>	<b>4</b>
	Nil	
	<b>General Manager's Reports (incorporating all staff reports) .....</b>	<b>5</b>
	<b>Part A – Items Requiring Decision.....</b>	<b>5</b>
<b>8</b>	<b>General Manager's Reports .....</b>	<b>5</b>
8.1	DRAFT CEMETERY POLICY .....	5
8.2	RECORDS MANAGEMENT POLICY .....	5
8.3	Ordinary Council Meeting on 21 January 2021 .....	5
8.4	Delegation to Approve a Policy in the Absence of the Administrator.....	6
8.5	MODEL CODE OF CONDUCT FOR LOCAL COUNCILS AND PROCEDURES .....	6
8.6	DONATION REQUESTS.....	6
8.7	DROUGHT COMMUNITY GRANT FUNDING REQUESTS .....	7
8.8	REPORT ON EUSTON PROGRESSIVE ADVISORY COMMITTEE .....	7
8.9	REPORT ON AGEING WELL, AGED CARE & FACILITIES ADVISORY COMMITTEE .....	7
8.10	Report on the Balranald Beautification Advisory Committee.....	8
8.11	Report on the Sport and Recreation Advisory Committee .....	8
8.12	Report on Executive of Chair Meeting - 10 December 2020 .....	9
8.13	Report on the Strengthening Community Access, Inclusion and Wellbeing Advisory Committee meeting held 7 December.....	9
<b>9</b>	<b>Corporate &amp; Community Services Reports.....</b>	<b>10</b>
9.1	Balranald 5 Rivers Outback Festival - Australia Day 2021 .....	10
<b>10</b>	<b>Infrastructure &amp; Development Reports .....</b>	<b>10</b>
10.1	S Papa Building Line Setback Variation .....	10
10.2	Right to Farm Policy .....	10
10.3	NSW - Victoria Border Control.....	11
10.4	Infrastructure Update.....	11
10.5	ALGA National Local Roads Congress.....	12
10.6	Purchase of Land from Balranald Club .....	12
10.7	Rural Roads and Grids Policies.....	13
	<b>Part B – Items for Information.....</b>	<b>13</b>

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<b>11</b>	<b>General Manager's Reports .....</b>	<b>13</b>
11.1	OUTSTANDING ACTIONS .....	13
11.2	CIRCULARS FROM OFFICE LOCAL GOVERNMENT .....	13
<b>12</b>	<b>Corporate &amp; Community Services Reports.....</b>	<b>14</b>
12.1	Request to fix Council seal to an incomplete transfer - 174 Lily Street Balranald.....	14
12.2	COUNCIL FINANCIAL REPORT - NOVEMBER 2020.....	14
12.3	STATEMENT OF FUNDS .....	14
<b>13</b>	<b>Infrastructure &amp; Development Reports .....</b>	<b>15</b>
13.1	Planning Administration.....	15
13.2	Leasing & Licencing of Council Property Policy.....	15
<b>14</b>	<b>Notice of Motion / Questions on Notice .....</b>	<b>15</b>
	Nil	
<b>15</b>	<b>Confidential Matters .....</b>	<b>15</b>
	Nil	

**MINUTES OF BALRANALD SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, MARKET STREET BALRANALD  
ON TUESDAY, 15 DECEMBER 2020 AT 5.08PM**

**1 OPENING OF MEETING**

Administrator Mike Colreavy opened the meeting at 5.08pm with an introduction and welcoming the General Manager Oliver McNulty.

**2 ACKNOWLEDGMENT OF COUNTRY**

**PRESENT:**

Administrator Mike Colreavy

**IN ATTENDANCE:**

Oliver McNulty (General Manager), Terri Bilske (Director Corporate & Community Services), Ray Davy (Director Infrastructure & Development) and Carol Holmes (Senior Executive Officer),

**3 APOLOGIES**

Nil

**4 CONFIRMATION OF MINUTES**

**4.1 MINUTES OF THE COUNCIL MEETING HELD ON 17 NOVEMBER 2020**

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**RESOLUTION 2020/216**

Moved: Administrator Mike Colreavy

1. That the Minutes of the Council Meeting held on 17 November 2020 be received and noted.

**CARRIED**

**5 DISCLOSURE OF INTEREST**

Administrator Mike Colreavy declared an interest in Item 13.1, Planning Administration of the Infrastructure & Development Reports because he owns 151 Ballandella Street referred to in the report.

**6 ADMINISTRATOR MINUTE/REPORT**

Nil

**7 COMMITTEE REPORTS FOR ADOPTION**

Nil

**GENERAL MANAGER'S REPORTS (INCORPORATING ALL STAFF REPORTS)**

**PART A – ITEMS REQUIRING DECISION**

**8 GENERAL MANAGER'S REPORTS**

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**RESOLUTION 2020/217**

Moved: Administrator Mike Colreavy

That Item 8.12 relating to Executive of Chairs Meeting held on 10th December 2020 and Item 8.13 relating to Strengthening Community Access, Inclusion and wellbeing Meeting held on 7th December 2020 be included in the agenda.

**CARRIED**

**8.1 DRAFT CEMETERY POLICY**

**PURPOSE OF REPORT**

To seek endorsement to exhibit a Draft Cemetery Policy which includes all cemeteries located in Balranald Shire.

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**RESOLUTION 2020/218**

Moved: Administrator Mike Colreavy

That Item 8.1 – Draft Cemetery Policy be deferred until the February 2021 Ordinary Council Meeting.

**CARRIED**

**8.2 RECORDS MANAGEMENT POLICY**

**PURPOSE OF REPORT**

To seek adoption of the Records Management Policy

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**RESOLUTION 2020/219**

Moved: Administrator Mike Colreavy

That Council formally adopts the Records Management Policy subject to council resolution No. 2020/76 relating to certain "classified" documents.

**CARRIED**

**8.3 ORDINARY COUNCIL MEETING ON 21 JANUARY 2021**

**PURPOSE OF REPORT**

To resolve to hold an Ordinary Council Meeting in January 2021.

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**RESOLUTION 2020/220**

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Moved: Administrator Mike Colreavy

That Council hold an Extraordinary Council Meeting on a date to be confirmed in early February 2021 to consider tenders for extensions to Bidgee Haven Hostel and any other general items that may arise.

**CARRIED**

#### **8.4 DELEGATION TO APPROVE A POLICY IN THE ABSENCE OF THE ADMINISTRATOR**

##### **PURPOSE OF REPORT**

To resolve to delegate to the General Manager authority to consider and adopt a draft Build Over Sewer policy.

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##### **RESOLUTION 2020/221**

Moved: Administrator Mike Colreavy

That Council resolves to delegate to the General Manager authority to consider and adopt a draft Build Over Sewer Policy and any associated reports which Council may need to consider.

**CARRIED**

#### **8.5 MODEL CODE OF CONDUCT FOR LOCAL COUNCILS AND PROCEDURES**

##### **PURPOSE OF REPORT**

To seek agreement to formally adopt the Model Code of Conduct for Local Councils in NSW and Procedures for the Administration of the Code as presented Office of Local Government.

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##### **RESOLUTION 2020/222**

Moved: Administrator Mike Colreavy

That Council formally adopts the Model Code of Conduct for Local Councils in NSW and Procedures for the Administration of the Code as presented by Office of Local Government.

**CARRIED**

#### **8.6 DONATION REQUESTS**

##### **PURPOSE OF REPORT**

To advise Council of the donation applications received

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##### **RESOLUTION 2020/223**

Moved: Administrator Mike Colreavy

1. That Council provides St Joseph's School with \$60 sponsorship of an Academic Encouragement Award to be awarded to a Year  $\frac{3}{4}$  student;
2. That Council provides Euston Public School with \$60 sponsorship of English/Literacy Awards to be awarded to Year 6 students; and

3. That Council waives the fees of hiring Theatre Royal for the 2021 Year 12 Formal, whilst BCS pay the cleaning deposit of \$325, which will be fully refunded if the Hall is left clean and tidy.

**CARRIED**

## **8.7 DROUGHT COMMUNITY GRANT FUNDING REQUESTS**

### **PURPOSE OF REPORT**

To provide an update to Council of requests of funding through the Community Drought Grant Program.

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### **RESOLUTION 2020/224**

Moved: Administrator Mike Colreavy

That Council notes the applications; and

1. Council ratifies the approval of \$1,000 under Community Drought Funding for Homebush Landcare Group Christmas Tree; and
2. Council approves \$8000 to Balranald Inc. towards the purchase of an outdoor Christmas tree.
3. Council approves funding of \$2,485 to Balranald Men's Shed for upgrading of power outlets in Men's Shed.

**CARRIED**

## **8.8 REPORT ON EUSTON PROGRESSIVE ADVISORY COMMITTEE**

### **PURPOSE OF REPORT**

To provide Council with an update from Euston Progressive Advisory Committee.

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### **RESOLUTION 2020/225**

Moved: Administrator Mike Colreavy

1. That Council receives and notes this report, and the attached meeting minutes, and the recommendation to Council; and
2. That Council provide the Euston Progressive Advisory Committee (EPAC) with a brief on Council services in Euston.

**CARRIED**

## **8.9 REPORT ON AGEING WELL, AGED CARE & FACILITIES ADVISORY COMMITTEE**

### **PURPOSE OF REPORT**

To provide a report from the Ageing Well, Aged Care & Facilities Advisory Committee (AWACFAC) meeting held on 12<sup>th</sup> November 2020.

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### **RESOLUTION 2020/226**

Moved: Administrator Mike Colreavy

1. That Council receives and notes this report, the attached minutes and the recommendation to Council.
2. That Council seeks to investigate notified potential defects in the pavement, kerbing and guttering along Market Street and that the gutter be cleaned adjacent to the Newsagency and Butcher shop as soon as possible and kept clean.
3. That Council commits to completing the review of the Senior Citizen's building with the objective of forming a position on its future management and utilisation.
4. That Council continues to also engage with the Executive of Chairs on the matter of the Senior Citizen's Building management and utilisation.

**CARRIED**

## **8.10 REPORT ON THE BALRANALD BEAUTIFICATION ADVISORY COMMITTEE**

### **PURPOSE OF REPORT**

To provide a report from the Balranald Beautification Advisory Committee (BBAC) meeting held on 4<sup>th</sup> November 2020.

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### **RESOLUTION 2020/227**

Moved: Administrator Mike Colreavy

1. That Council receives and notes this report, the attached minutes and the recommendation to Council.
2. That Council commits to engaging with the Balranald Beautification Advisory Committee on the design and location of the Balranald Cemetery Toilet.
3. That Council investigates options for installing benches/table (including the possibility of relocating existing street furniture to the site) at the Senior Citizen's Plaza and engage with the Executive of Chairs on the matter.

**CARRIED**

## **8.11 REPORT ON THE SPORT AND RECREATION ADVISORY COMMITTEE**

### **PURPOSE OF REPORT**

To provide a report from the Sport and Recreation Advisory Committee (SARAC) meeting held on 27<sup>th</sup> November 2020.

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### **RESOLUTION 2020/228**

Moved: Administrator Mike Colreavy

That Council:

1. That Council receives and notes this report and the attached meeting minutes.
2. That Council refers the following priority list of six proposals for consideration to be included in the Local Roads and Community Infrastructure Program – Tranche Two;
  - Euston multi-court upgrade
  - Basketball courts for Balranald



- New lighting on the Balranald Netball Courts
- New training facilities for the Balranald Cricket Club
- Balranald Motorcycle Club Canteen
- Year-round swimming pool for Balranald

**CARRIED**

## **8.12 REPORT ON EXECUTIVE OF CHAIR MEETING - 10 DECEMBER 2020**

### **PURPOSE OF REPORT**

To provide a report from the Executive of Chairs (EOC) meeting held on 27<sup>th</sup> November 2020.

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### **RESOLUTION 2020/229**

Moved: Administrator Mike Colreavy

That Council:

1. Receives and notes this report and the attached meeting minutes.
2. Adjusts the quorum required for the Growing Business, Industry and Tourism Advisory Committee from six to five Members.
3. Defers consideration of Australia Day nominations until next Executive Of Chairs meeting being 6pm, Tuesday 22 December 2020.
4. Re-advertises for Australia Day Award nominations and extends the closing date to 12pm, Monday 21 December 2020.
5. Assigns duties of hosting the Australia Day Ambassador to Toni Tyrer and Jackson Bialobrzewski in Balranald and Guy Fielding about coordinating hosting activities in Euston.

**CARRIED**

## **8.13 REPORT ON THE STRENGTHENING COMMUNITY ACCESS, INCLUSION AND WELLBEING ADVISORY COMMITTEE MEETING HELD 7 DECEMBER**

### **PURPOSE OF REPORT**

To provide a report from the Strengthening Community Access, Inclusion and Wellbeing Advisory Committee (SCAIWAC) meeting held on 7<sup>th</sup> December 2020.

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### **RESOLUTION 2020/230**

Moved: Administrator Mike Colreavy

That Council:

1. Receives and notes this report and the attached minutes.
2. Commits to establishing a position on the Senior Citizen's building once a report is provided to Council on its current occupancy and options for future use.

CARRIED

**9 CORPORATE & COMMUNITY SERVICES REPORTS****9.1 BALRANALD 5 RIVERS OUTBACK FESTIVAL - AUSTRALIA DAY 2021****PURPOSE OF REPORT**

To seek Council approval to hold an Australia Day event at Balranald Caravan Park on 26<sup>th</sup> January 2021.

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**RESOLUTION 2020/231**

Moved: Administrator Mike Colreavy

That Council approves the Balranald 5 Rivers Outback Festival to hold an event on Tuesday 26<sup>th</sup> January for Australia Day 2021 at Balranald Caravan Park subject to the development of the Covid-19 plan for the event.

CARRIED

**10 INFRASTRUCTURE & DEVELOPMENT REPORTS****10.1 S PAPA BUILDING LINE SETBACK VARIATION****PURPOSE OF REPORT**

To consider a building setback variation on Lot 11 Section 88 DP 758048, 46 We St Balranald.

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**RESOLUTION 2020/232**

Moved: Administrator Mike Colreavy

That Council

1. Not approve a primary building setback variation to zero (0) metres for a carport and shed structure on Lot 11 Section 88 DP 758048, 46 We St Balranald;
2. Approve a primary building setback variation to three (3) metres for a carport and shed structure on Lot 11 Section 88 DP 758048, 46 We St Balranald.

CARRIED

**10.2 RIGHT TO FARM POLICY****PURPOSE OF REPORT**

To seek Council endorsement to undertake public consultation in relation to adopting the NSW Right to Farm Policy as Council policy.

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**RESOLUTION 2020/233**

Moved: Administrator Mike Colreavy

That Council undertake public consultation in line with the Community Participation Plan, advertising the proposed adoption of the NSW Right to Farm Policy with a submission period of 28 days.

**CARRIED**

### **10.3 NSW - VICTORIA BORDER CONTROL**

#### **PURPOSE OF REPORT**

To propose that Council express its profound appreciation for the work of all participating agencies, and in particular the NSW Cross Border Commissioner and his staff, in the management of State border control measures during 2020 and in assisting residents of Balranald Shire to deal with those measures.

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#### **RESOLUTION 2020/234**

Moved: Administrator Mike Colreavy

1. That Council expresses its profound appreciation for the work of all agencies involved in the management of border control processes during 2020, and notes in particular the outstanding assistance given to residents of the Shire by the NSW Cross-Border Commissioner and his staff and also by Council's Director Infrastructure & Development, Mr Davy
2. That Council acknowledges the appreciation of its participation in these processes received from NSW Police.

**CARRIED**

### **10.4 INFRASTRUCTURE UPDATE**

#### **PURPOSE OF REPORT**

To update Council on infrastructure works currently in hand and in planning, updated to 4 December 2020.

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#### **RESOLUTION 2020/235**

Moved: Administrator Mike Colreavy

That the monthly update of infrastructure projects be received and noted.

**CARRIED**

**10.5 ALGA NATIONAL LOCAL ROADS CONGRESS****PURPOSE OF REPORT**

The Australian Local Government Association (ALGA) holds an annual National Local Roads Congress which brings together elected Councillors and relevant senior Council staff to discuss issues of common interest regarding the local road networks across the country. The 2020 Congress was originally scheduled as a 3-day event to be held in Hobart, but was rescheduled as a 2-day hybrid in person and online event in Wagga Wagga due to border restrictions imposed in response to Covid-19. The Congress took place on 16-17 November 2020 with the title "Roads, Regions and Resilience", and Council was represented by the Director Infrastructure and Development. Representatives attended in person from the four mainland eastern States and the ACT, supplemented by online attendance from all States.

A copy of the Congress programme is attached, together with a copy of the lead article in the most recent "LG Focus" publication. The overwhelming majority of presentations related more properly to emergency management and recovery, particularly associated with the devastating bushfires of the 2019-20 summer, with only a couple dealing with roads issues as such. These sessions were of interest to the Director more in his role as Local Emergency Management Officer but arguably did not represent the purpose of the annual Congress. However, as is generally the case with such events, it did provide good opportunities to network with representatives from other Councils in southern NSW for private information sharing about roading issues of common interest.

**RESOLUTION 2020/236**

Moved: Administrator Mike Colreavy

That the report be received and noted.

**CARRIED**

**10.6 PURCHASE OF LAND FROM BALRANALD CLUB****PURPOSE OF REPORT**

To seek the approval of Council for the purchase of approximately 320 square metres of land adjoining the Bidgee Haven Aged Care Hostel from the Balranald District Ex-Services Memorial Club Ltd for the purpose of locating fire tanks and other essential infrastructure associated with the proposed high dependency expansion project.

**RESOLUTION 2020/237**

Moved: Administrator Mike Colreavy

That Council approves the purchase of approximately 320 square metres of land from the Balranald District Ex-Services Memorial Club Ltd for a maximum price of \$10,000 and authorises the General Manager to:

- (i) execute the formal instrument of sale when available; and
- (ii) enter into a short-term lease to enable Council to have use of the land pending finalisation of the necessary subdivision and transfer functions.
- (iii) Affix the seal to the contract and necessary documents, if required.

**CARRIED**

**10.7 RURAL ROADS AND GRIDS POLICIES****PURPOSE OF REPORT**

To recommend the revocation of two existing policies in relation to maintenance of rural roads and grids on Council roads, to be replaced by amended policies reached through consultation with affected residents.

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**RESOLUTION 2020/238**

Moved: Administrator Mike Colreavy

That Council's existing Rural Roads Policy and Grids – Retention, Removal and Replacement Policy be revoked and that consultation be initiated with rural ratepayers on a framework for amended policies.

**CARRIED**

**PART B – ITEMS FOR INFORMATION****11 GENERAL MANAGER'S REPORTS****11.1 OUTSTANDING ACTIONS****PURPOSE OF REPORT**

To advise Council of the outstanding Actions from previous Council meetings.

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**RESOLUTION 2020/239**

Moved: Administrator Mike Colreavy

That the report be received and noted.

**CARRIED**

**11.2 CIRCULARS FROM OFFICE LOCAL GOVERNMENT****PURPOSE OF REPORT**

To provide Council with copies of the circulars received from Office Local Government since 30 October 2020.

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**RESOLUTION 2020/240**

Moved: Administrator Mike Colreavy

That the report be received and noted.

**CARRIED**

**12 CORPORATE & COMMUNITY SERVICES REPORTS****12.1 REQUEST TO FIX COUNCIL SEAL TO AN INCOMPLETE TRANSFER - 174 LILY STREET BALRANALD****PURPOSE OF REPORT**

To advise Council of the process by which Mr Jack Murphy purchased a parcel of land from Council due to unpaid rates in 1980 and the subsequent incomplete property transfer of land.

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**RESOLUTION 2020/241**

Moved: Administrator Mike Colreavy

That Council resolves to affix the Council seal to the Transfer for Lot 21 DP 1037 for sale of land due to unpaid rates which occurred in 1980, due to an incomplete transfer.

**CARRIED**

**12.2 COUNCIL FINANCIAL REPORT - NOVEMBER 2020****PURPOSE OF REPORT**

The purpose of the Financial Review report is to provide Council with accurate and timely reporting of income and expenditure against the adopted 2020-21 Operational and Capital Works budget.

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**RESOLUTION 2020/242**

Moved: Cr Mike Colreavy

That the report on the Financial Review against Council's Operational Plan to 30 November 2020 be received and noted.

**CARRIED**

**12.3 STATEMENT OF FUNDS****PURPOSE OF REPORT**

The purpose of this report is to:

1. To advise Council of the balance of funds and investments held for the month ending 30 November 2020;
  2. Certify that Council's investments have been made in accordance with the *Local Government Act 1993 (Section 625)*, the *Local Government (General) Regulation 2005 (Section 212)* and Council's Investment Policy, which was adopted by Council on the 17 October 2017.
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**RESOLUTION 2020/243**

Moved: Administrator Mike Colreavy

That Council receives and notes the Statement of Funds for the period ending 30 November 2020.

**CARRIED**

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**13 INFRASTRUCTURE & DEVELOPMENT REPORTS**

**13.1 PLANNING ADMINISTRATION**

**PURPOSE OF REPORT**

To advise Council of activities in the Planning area

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This notation report was not considered by Council after the Administrator had declared an interest at Item 5 of this Agenda.

**13.2 LEASING & LICENCING OF COUNCIL PROPERTY POLICY**

**PURPOSE OF REPORT**

To advise of the results of the public exhibition of the draft Leasing & Licencing of Council Property Policy.

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**RESOLUTION 2020/245**

Moved: Administrator Mike Colreavy

That the report be deferred to a Council Meeting in February.

**CARRIED**

**14 NOTICE OF MOTION / QUESTIONS ON NOTICE**

Nil

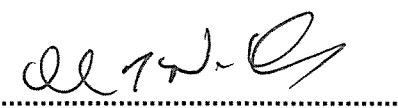
**15 CONFIDENTIAL MATTERS**

Nil

The Meeting closed at 6.17pm.

The minutes of this meeting were confirmed at the Council Meeting held on 16 February 2021.

  
.....  
**CHAIRPERSON**

  
.....  
**GENERAL MANAGER**

