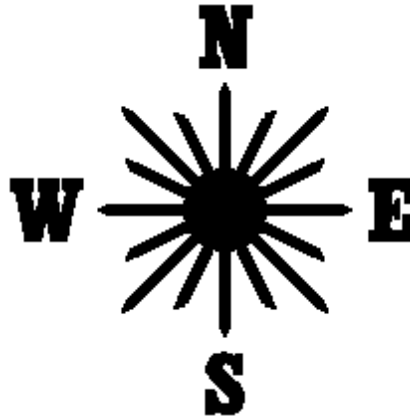


Mission Statement

To promote the Central Darling Shire area by encouraging development through effective leadership, community involvement and facilitation of services

CENTRAL DARLING



SHIRE COUNCIL

Agenda

For the Ordinary Meeting

Wednesday 24 May 2017 at 9:00am

at 2 The Grange

Picton NSW

Council dedicated to serving its Communities

Any public discussion of Council or Committee reports and recommendations is on the basis that such reports or recommendations do not have effect until adopted by a full meeting of Council.

The Ordinary Meeting of Council will be held at 2 The Grange, Picton NSW on Wednesday 24 May 2017 commencing at 9:00am.

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SECTION 1. ATTENDANCE

PRESENT:

Greg Wright Administrator

ALSO PRESENT (BY VIDEO CONFERENCE):

Jacob Philp Acting General Manager

Reece Wilson Director, Shire Services

APOLOGIES:

**SECTION 2. DISCLOSURES OF INTEREST – PECUNIARY AND NON
PECUNIARY**

RECOMMENDATION:

That the Disclosures of Interest – Pecuniary and Non-Pecuniary be received and noted.

SECTION 3. PUBLIC ACCESS – QUESTIONS AND COMMENTS FROM THE PUBLIC

Council's policy in regards to public access to Council Meetings states:

- public access to monthly meetings of Council is listed as an agenda item;
- each member of the public seeking to address Council is to register with the General Manager prior to commencement of the Council meeting. Each member of the public is to complete a "registration form" obtained from Council staff. The registration form seeks the proposed topic or topics in public access to be stated;
- each registered member of the public address is limited to five minutes; and
- all matters raised in public access are recorded and a response provided at the Council meeting or in writing within one month after meeting date.

Note: The Council registration form indicates only policy making and strategic matters are permitted in public access. Operational matters are to be addressed/raised separately with the General Manager. Comments/statements made at Council Meetings are not subject to Parliamentary Privilege.

SECTION 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RECOMMENDATION:

That the minutes of the Ordinary Meeting of the Council held on the Thursday 20 April 2017, be taken as read and confirmed as a correct record of the proceedings of the meeting.

4.1 BUSINESS ARISING FROM MINUTES

SECTION 5. ADMINISTRATOR'S MINUTE REPORT

To be tabled.

SECTION 6. DETERMINATION REPORTS

6.1 DRAFT OPERATIONAL PLAN AND BUDGET 2017/18

(ATTACHMENT 1)

Summary

The purpose of this report is to present to Council the Draft Operational Plan and Budget for the 2017/2018 financial year and seek endorsement for the draft documents to be adopted and approved for public exhibition for a period of 28 days.

Commentary

The Draft Annual Operating Plan 2017/2018 is required to outline the activities Council proposes to undertake in the upcoming year (2017/18), as part of its delivery program. The document also includes Council's proposed revenue policy and budget estimates for the 2017/18 year.

The Draft Plan has been prepared on the basis of continuing to address the Council's current financial strategy of delivering ongoing trading surpluses and to ensure that Council does not return to a negative cash overdraft level. In recent times, this has seen the reduction in some service levels to consciously address the negative trading position, but this Draft Operational Plan attempts to redress some of that imbalance.

(a) Policy Implications

Provision of the Draft Report and Budget will reflect that Council continues to responsibly address its current financial position, and in so doing, acknowledges that from time to time, it cannot necessarily meet all its previous financial commitments or services levels contained within its current Policy Manual or indeed, financial commitments given by previous Councils.

(b) Financial Implications

The financial implications contained in the report indicate a gross rates income increase of approximately 1.5% in accordance with the Minister of Local Government's advice.

(c) Legal Implications

Provision of the Report ensures compliance with the provisions of Section 405 of the Local Government Act 1993

(d) Community Consultation

The Draft Plan will be advertised for 28 days in accordance with the provisions of Section 405 and 532 of the Local Government Act 1993.

RECOMMENDATION

Following adoption of the draft Operational Plan and Budget 2017/18, the document will be placed on public exhibition for a period of 28 days. This will provide Community Consultation, with the community able to forward submissions to Council on the Operational Plan content/ proposals. Those submissions will be considered as part of the adoption of the final Operational Plan. In that regard it is proposed to present a further report to the Meeting of Council on a date to be set for purposes of finalizing the Operational Plan 2016/17 and associated processes.

RECOMMENDATION

That Council:

- 1. Adopt the Draft 2017-18 Operational Plan and Budget and endorse it for public exhibition for a period of 28 days.***
- 2. In accordance with the direction from the Minister of Local Government, adopt the 1.5% rate pegging limit (TBC) increase for the 2017-18 financial year.***
- 3. In accordance with the direction from the Minister of Local Government, adopt an interest rate of 8.0% per annum (TBC) for overdue rates and charges for the 2017-18 financial year.***
- 4. At the conclusion of the public exhibition period, a meeting of Council be held to consider any submissions made concerning the Draft Plan and adopt the final Operational Plan.***
- 5. The General Manager be authorised to make any minor changes to the Draft Plan for exhibition purposes, if required.***

6.2 DRAFT – LONG TERM FINANCIAL PLAN 2018-27

(ATTACHMENT 2)

Summary

The purpose of this report is to provide Council with a draft Long Term Financial Plan (LTFP).

Commentary

The LTFP is a financial projection that quantifies the cost of Council's services into the future, given certain assumptions and estimates.

It has been prepared to provide the community with the appropriate information about how Council's finances will operate over the next few years in line with the different choices that can be made.

All LTFPs must be based on a set of assumptions, which generally relate to those matters which are most likely to affect the overall outcome of the LTFP. The following assumptions have been considered, discussed and ultimately used as a basis to forecast Council's long term financial position over the period of the plan.

- Rates are forecast to increase by 1.5% in line with current rate capping guidelines
- Annual charges for water, sewer and waste services to increase by 15%
- No additional long term debt
- All revenue sources other than rates and annual charges to rise by the Consumer Price Index (CPI) (1.5%)
- Net staff levels will remain constant in line with current service provision
- No reduction in the level of services provided

- Assets that provide an income stream or allow Council to reduce operating costs may be leased

The key outcomes from the Long Term Financial Plan include the following:

- Council's liquidity improves over the life of the plan
- Capital Works Program has been increased for the period
- Funding being allocated for the renewal of assets to ensure sustainability in the longer term
- Council's service levels have been maintained at the current level and will be reviewed during the term of the Plan
- Council's overall financial position strengthens throughout the Plan.

The Plan highlights the ongoing sustainability of the Council into the future and this is further enhanced by asset management programs and strategies that are being implemented. Council will continue to develop these programs over the next five years and this will provide confidence for the expenditure levels required in the future.

The continued allocation of funding towards the renewal of assets and the consistent level of funds applied to upgrade and maintenance of assets will result in a positive investment for the community in the future.

Overall, the Long Term Financial Plan provides Council with a sustainable financial outlook into the future. Its continued commitment to provide efficient services and to fund the renewal and upgrade of its assets will result in a positive long term viability for the community.

Policy Implications

Provision of the report will evidence that Council continues to meet its legislative responsibilities relating to the preparation of the Long Term Financial Plan.

(b) Financial Implications

The financial implications are contained within the report. In essence, the Plan will evidence that Central Darling Shire Council remains financially sustainable in the long term and it is intended that the 2018-27 LTFP be based on the following guidelines:

- rate increases are in line with the governments overall rate capping strategy
- a pricing strategy for services based on Council's preferred options for service delivery and subsidisation vs. user pays principles
- optimise debt levels within prudential guidelines
- increased funding levels for capital works and infrastructure asset maintenance
- improved liquidity
- continuing achievement of Operating Statement surpluses.

(c) Legal Implications

Nil

(d) Community Consultation

It is proposed that the Plan be placed advertised for community comment prior to alteration (if necessary) and adoption at Council's June Council meeting.

RECOMMENDATION

That Council:

- 1. Adopt the Draft Long Term Financial Plan and endorse it for public exhibition for a period of 28 days.***
- 2. At the conclusion of the public exhibition period, a meeting of Council be held to consider any submissions made concerning the Draft Plan.***
- 3. The General Manager be authorised to make any minor changes to the Draft Plan for exhibition purposes, if required.***

6.3 QUARTERLY PERFORMANCE REPORT – JANUARY 2017 TO MARCH 2017

(ATTACHMENT 3)

Summary

The purpose of this report is to provide Council with a quarterly budget review in accordance with the provisions of Regulation 203 of the Local Government (General) Regulation 2005.

Commentary

Regulation 203 of the Local Government (General) Regulation 2005 provides a requirement that:

(1) Not later than 2 months after the end of each quarter (except the June quarter), the responsible accounting officer of a council must prepare and submit to the council a budget review statement that shows, by reference to the estimate of income and expenditure set out in the statement of the council's revenue policy included in the operational plan for the relevant year, a revised estimate of the income and expenditure for that year.

(2) A budget review statement must include or be accompanied by:

(a) a report as to whether or not the responsible accounting officer believes that the statement indicates that the financial position of the council is satisfactory, having regard to the original estimate of income and expenditure, and

(b) if that position is unsatisfactory, recommendations for remedial action.

(b) Policy Implications

Provision of the report will evidence that Council continues to meet its legislative responsibilities relating to the Calendar of Compliance and Reporting Requirements as prepared by the Division of Local Government, NSW Department of Premier and Cabinet.

(b) Financial Implications

The report identifies a projected surplus of \$2,290,000. However, it should be noted that the increase in projected surplus is due primarily to the non-completion of maintenance works due to weather delays i.e. Council has received the income but have not as yet realized any expense to match that income. Realistically, it makes the accurate forecasting of an end of year figure difficult as we don't know how much work the road gang will get done. It is expected that some or all of the work will be completed and the surplus will be reduced by the end of the financial year.

(c) Legal Implications

Nil

(d) Community Consultation

Nil

RECOMMENDATION:

That Council receive and note the Quarterly Budget Review in accordance with Regulation 203 of the Local Government (General) Regulation 2005

- 1. Authorise the required variations to the Operational Plan and Budget adopted by Council on 22 June 2016***
- 2. Note that the revised projected surplus/deficit for the financial year 2016/17 is \$2,290,000 surplus.***

6.4 PROCUREMENT OF GOODS AND SERVICES POLICY

(ATTACHMENT 4)

Summary

The purpose of this report is for Council to adopt the Draft Procurement of Goods and Services Policy (the Policy) for purchasing goods and services.

Commentary

Purchase and disposal activities using the tendering process for Local Government, are governed by strict considerations of probity, transparency and accountability in the expenditure of public funds for public purpose.

The Office of Local Government has produced *Tendering Guidelines for NSW Local Government* (the Guidelines). The Guidelines assist Councils in applying clear policies, consistent procedures and effective risk management in accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2005* and other relevant legislation. The Guidelines are to be used for all purchasing of goods and services where the amount exceeds \$150,000.

This Policy establishes the guidelines to cover the administrative processes for the purchasing of goods and services for Central Darling Shire Council where it is expected that the good, service or disposal is expected to be less than \$150,000 and that it is carried out lawfully in accordance with the relevant legislation.

The intent of the Policy is to provide:

- value for money;
- open and effective competition;
- the development of competitive local business and industry;
- environmental protections;
- ethical behaviour and fair dealing;
- to ensure Council is always in compliance with the *Local Government Act 1993* and *Local Government (General) Regulation 2005*;
- to define a procurement framework and the associated processes; and
- to ensure that Council's procurement processes are of best practice and meet the highest level of accountability and transparency.

Council does not currently have a Procurement policy in place. Council is committed to ensuring purchasing activities are fair and transparent, meet legislative requirements and deliver best value outcomes to ratepayers.

At the Ordinary meeting of Council in March 2017, Council resolved that:

1. Council adopt the Draft Procurement of Goods and Services Policy and place it on public exhibition for 28 days; and
2. note that a report will be presented to Council after the 28-day exhibition period on all submissions received during the exhibition period.

Policy Implications

Council does not have a Procurement Policy in place.

Financial Implications

As detailed in the Draft Policy.

Legal Implications

To ensure compliance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005*, *Tendering Guidelines for NSW Local Government 2009*, the *NSW Government Code of Practice for Procurement 2005* and the *Independent Commission Against Corruption Act 1998*.

Community Consultation

The Draft Policy was placed on public exhibition for 28 days. No public comment was received during the exhibition period.

RECOMMENDATION:

That Council adopt the Procurement of Goods and Services Policy.

SECTION 7. INFORMATION REPORTS

7.1 ENVIRONMENTAL SERVICES STATISTICS

<u>Statistics for April 2017</u>		
Number of DA's Approved		1
Total Value of DA's Approved		\$152,000
Food Premises Inspected		0
Animal Control Activities	Impounded	14
	Rehomed	6
	Returned to Owner	2
	Euthanized	6
	Registrations	0
	Microchipped	1
	Penalty Notices Issued	2
Water Sampling	Microbiology Samples Collected	10
	Chemistry Samples Collected	0
	Non-Compliant Samples	0

7.2 ROAD GRADING PROGRAM

(ATTACHMENT 5)

The Yearly Grading Program has been included to enable Council to follow the progress of the grading crews working throughout the Shire. Any changes will be presented monthly.

7.3 COBB HIGHWAY – INITIAL SEAL PROJECTS

Council continue to progress with the 10.3km initial seal project. Wet weather in late 2016 has resulted in project delays, additional resources have been allocated to the project to speed up construction to meet programmed dates. The first 5km is anticipated to be sealed in June 2017 with project completion September 2017.

RMS scheduled site inspection and audits have been completed early May 2017.

Further projects are in the initial development phase, details of which will be provided to Council for information upon receipt from Roads and Maritime Services.

7.4 COUNTRY TOWNS WATER SUPPLY, REGIONAL WATER AND WASTEWATER BACKLOG

Recapping previous advice, NSW Water Solutions has been engaged to complete the next stage of the pre-construction phase of the Ivanhoe, White Cliffs and Wilcannia Augmentation Project and complete option reports for these facilities at these locations.

These studies will build upon the scoping reports completed by CWT Pty. Limited. On completion of the option studies, further consideration will be given to engagement of suitable

consultants/contractors to complete the remaining pre-construction activities with respect to concept design, design and construct specification and tender documentation with an overall completion deadline of June 2017.

The additional studies are listed below,

- 1 update the Integrated Water Cycle Management (IWCM) Strategy to comply with the July 2014, DPI Water IWCM Check List;
- 2 options study for each of the proposed new water treatment plants;
- 3 concept design for each of the proposed new treatment plants;
- 4 hydraulic analysis for reticulation networks at Wilcannia and White Cliffs;
- 5 condition assessment of existing reticulation at Wilcannia, Ivanhoe and White Cliffs;
- 6 review of environmental factors;
- 7 topographic survey for White Cliffs;
- 8 geotechnical and survey of the three treatment plants; and
- 9 tender documentation.

As previously advised these studies are 100% funded through the Restart Program, Regional Water and Backlog Program and targeted at pre-construction activities only.

The current snapshot of progress with respect to these activities is provided below, as advised by NSW Water Solutions (Public Works).

Water Demand Analysis

Production and metered demand information was reviewed and after reviewing the data several gaps and inconsistencies were identified. We have completed the following items of the water demand analysis:

- unit residential metered demands for Ivanhoe, Wilcannia and White Cliffs;
- non-residential metered demands for Ivanhoe, Wilcannia and White Cliffs;
- climate corrected production for Wilcannia;
- production statistics for White Cliffs (no climate dependence); and
- the NRW for White Cliffs.

We will be able to calculate the climate corrected production and non-revenue water for Ivanhoe potable supply based on information that we are awaiting. We currently are not able to estimate the NRW for Wilcannia.

Water Treatment Plant (WTP) Process

WTP process options have been identified and the concept design is now able to progress.

Environmental Approvals

Proposals for specialist studies and additional costs to prepare statement of environmental effects for White Cliffs and Ivanhoe, have been issued to Council. Approval from Council has been granted.

Water Harvesting Systems

Council has received the Ivanhoe Weir survey from the public works consultant. Hydrodynamic modelling for White Cliffs system has been completed and submitted to Council for review. Council is currently seeking the services of a land surveyor to undertake a drone survey of the White Cliffs area with a view to identifying additional water storage locations.

Hydraulic Analysis

Hydraulic models have been setup for all systems. We are awaiting demand data following the completion of the demand analysis.

The overall project program remains on track. Refer to project Gantt Chart attached.

Council received confirmation of 100% construction funding for the White Cliffs Augmentation to the value of \$5.5M pursuant to the Country Towns Water and Sewerage Program – Backlog Works. Works commence in mid-2017 following confirmation of capital funding and completion of necessary studies, reports and tender documentation.

7.5 ROADS REPORT

The purpose of this report is to update Council on the roads expenditure to date.

State Roads:

- 2016/2017 RMCC Routine Maintenance budget this year has recently been reduced to \$650,000. Previous advice of additional funding has now been withdrawn, Council's over expenditure will be deducted from next years allocation. Services, works and inspections for both highways has been reduced until July 1 and agreed with RMS.
- 14 Works Orders (WO) have been received to date, totalling \$1,801,383
- Eureka Initial Seal Project – RMS have provided Council with 10 Works Orders relating to the Cobb Highway project totalling \$5,980,358
- Springdale Initial Seal Project – RMS have provided Council with 1 Work Order relating to the Cobb Highway project totalling \$38,571
- Fairmount Initial Seal Project – RMS have provided Council with 2 Works Orders relating to the Cobb Highway project totalling \$37,873

	Original Budget	% Completed	Remaining Budget
RMCC (Routine Works)	\$650,000	102%	-\$14,900
RMCC (Ordered Works)	\$1,801,383	43%	\$1,028,115
Eurella IS Project	\$5,980,358	57%	\$2,554,840
Springdale IS Project	\$38,571	50%	\$19,285
Fairmount IS Project	\$37,873	50%	\$18,936

Regional Roads:

- 2016/17 Regional Road Block Grant amount (including traffic and supplementary components) is \$2,642,000. RRRP allocation \$400,000
- 2016/17 Regional Roads Repair Program (RRRP) – MR433 Ivanhoe to Menindee Rd \$800,000

	Original Budget	% Expended	Remaining Budget
Regional Road Block Grant	\$2,242,000	64%	\$808,350
Regional Roads Repair Program	\$800,000	86%	\$113,657

Local Roads:

- 2016/17 Local Roads Component (FAG) has been advised \$1,480,000 which has been allocated to Local Roads
- 2016/17 Roads to Recovery allocation this year is \$1,621,547. This funding is allocated to Local Road improvement projects.

	Original Budget	% Expended	Remaining Budget
Local Roads Component (FAG)	\$1,480,000	89%	\$311,643
Roads to Recovery	\$1,621,547	60%	\$651,558

7.6 SERVICES

The purpose of this report is to update Council on the services expenditure to date.

- Aerodrome expenditure has exceeded original budget constraints due to increased vegetation control required during wetter months and various lighting failures and subsequent replacement costs.
- Swimming Pool expenditure has exceeded original budget constraints due to unforeseen excess water charges, approximately \$66k in Wilcannia.
- \$10k in 3 towns has been allocated for footpath improvements to be completed by June 30.

	Original Budget	% Expended	Remaining Budget
Parks & Gardens/ Sporting Facilities	\$154,500	82%	\$28,198
Ancillary Works	\$158,000	72%	\$44,590
Street Cleaning/ Bins	\$110,000	86%	\$15,639
Aerodromes	\$65,500	135%	-\$22,714
Public Conveniences	\$34,000	85%	\$5,256
Swimming Pools	\$350,000	123%	-\$81,496
Waste Depots	\$107,000	63%	\$39,286

Water & Sewerage Maintenance:

- Wilcannia town water supply is being sourced from the Darling River Weir Pool.
- White Cliffs town water supply is sourced from above ground tanks, current levels: Tank 1 =5.7mm, Tank 2 =3.7mm, Tank 3 (Wakefield) =6.0m.
- Ivanhoe town water supply is currently being sourced from the Morrison’s Lake reservoir. Morrison’s Lake storage is currently 250 megalitres, town storage dam 50 megalitres.
- Wilcannia Sewer expenditure has exceeded original budget constraints due to ongoing pump station maintenance issues. Higher than expected expenses have been incurred due to ongoing issues at the Warrali pump station, including emergency contractor pump out services and associated staff overtime. Council has received in principal funding approval to replace the sewerage rising main from the pump station to the town system, pursuant to the Aboriginal water and Sewer Program and is expected to resolve the ongoing issues here. The budget will be reviewed in conjunction with the quarterly review.

	Original Budget	% Expended	Remaining Budget
Wilcannia Water	\$394,000	73%	\$106,302
Wilcannia Sewer	\$80,000	169%	-\$55,573
White Cliffs Water	\$128,000	88%	\$15,954
Ivanhoe Water	\$211,000	95%	\$10,000

7.7 CAPITAL WORKS

The purpose of this report is to update Council on the capital works and projects expenditure to date.

Project	Comments	Original Budget	% Expended	Remaining Budget
Aboriginal Communities Water and Sewer	Federal remote communities funding program administered by NSW Office of Water.	\$105,865	36%	\$67,430
CTWS – Preconstruction activities	Pre-construction activities	\$1,000,000	31%	\$690,200
	Training	\$200,000	96%	\$8,068
Wilcannia Boat Ramp	Postponed pending Weir Feasibility Study	\$85,000	0%	\$0
Restart NSW – White Cliffs Water Supply	Funding Deed signed	\$5,500,000	0%	\$5,500,000
Remote Airstrip Upgrade Program (RAU) Round 4	Menindee Airstrip	\$127,272	10%	\$114,680
	White Cliffs Airstrip	\$113,000	57%	\$48,853

7.8 COMMUNITY STRATEGIC PLAN

The Council's Community Strategic Plan (the Plan) completed in 2012, represents the highest level of strategic planning undertaken by Council. The Plan identifies the main priorities and aspirations of the community, providing a clear set of strategies (objectives) to achieve this vision of the future for the Shire. It also takes into consideration the issues and pressures that may affect the community and the level of resources realistically available.

Council's Plan is based on the social justice principles of access, equity, participation and rights. It addresses the quadruple bottom line (social environmental, economic and civic leadership) issues.

The Plan covers a period of ten years. As part of the Plan, Council's Community Engagement Plan is included to assist with reviewing the Plan after each Council term.

Following community consultation, a Draft Plan was prepared and considered by Council at the April meeting; at that meeting, it was resolved that the Plan be adopted in principle and advertised for community comment – that consultation period will conclude on 29 May 2017 and a report will be provided to the June meeting.

7.9 DISABILITY INCLUSION ACTION PLAN

The *NSW Disability Inclusion Act 2014* (the Act) requires local Councils to develop Disability Inclusion Action Plans (DIAP) in consultation with people with disability to improve access and inclusion to local government services for people with a disability.

The Act requires local councils to develop and implement Disability Inclusion Action Plans that must:

- Address how the Disability Inclusion Act's principles will be addressed;
- Include specific strategies to support people with disability;
- Describe how people with disability were consulted;
- Describe how the plan supports the NSW Disability Inclusion Plan;
- Be made available to the public;
- Be reviewed in consultation with people with disability every four years; and
- Include progress reports published annually in Council's Annual Report.

In order to support the NSW Inclusion Plan, the Council's DIAP must specifically address the four key focus areas nominated by people with disability, as being of primary importance in creating an inclusive community. These are:

- Developing positive community attitudes and behaviours;
- Creating liveable communities;
- Supporting access to meaningful employment; and
- Improving access to services through better systems and processes.

Following community consultation, a Draft Plan was prepared and considered by Council at the April meeting; at that meeting, it was resolved that the Plan be adopted in principle and advertised for community comment – that consultation period will conclude on 29 May 2017 and a report provided to the June meeting.

7.10 POLICY MANUAL REVIEW UPDATE

(ATTACHMENT 6)

Summary

The purpose of this report is to provide Council with an update relating to the Policy Manual Review.

Commentary

Council's Policy Manual, last updated in 2013, contains many policies that are outdated and far from best practice, with some policies not revised since adoption in 2009. Many of the policies are in fact not policy but moreso procedures, and some are specifically legislated elsewhere.

For some time, senior management have been undertaking a review of the existing policies and a tabulated summary of the current review status is attached to this report.

Policy Implications

At completion of the review, Council's Policy Register will be reviewed and updated.

Financial Implications

Not applicable.

Legal Implications

Review and update of the Policy Register will ensure Council is addressing it's legislative responsibilities.

Community Consultation

Adoption of the revised Policy Register (when completed) in principle will see it placed on public exhibition for a period of 28 days.

RECOMMENDATION:

That Council note the progress in relation to the Policy Register review.

7.11 CASH AND INVESTMENTS

Schedule of Investments and Bank Balances as at 30 April 2017

	Amount	
Cash Reserve		
Westpac Business Cash Reserve	\$765,000	
Total Reserve Balance as at 30 April 2017	<u>\$765,000</u>	
Bank Balances as at 30 April 2017		
General Fund	\$654,322	In Funds
Clearing Account (Account used for receiving deposits)	\$7,006	In Funds
	<u>\$1,426,328</u>	
Cash Restrictions		
Internal Restrictions	\$260,000	
External Restrictions	<u>\$1,565,000</u>	
Total Restrictions	<u>\$1,825,000</u>	

SECTION 8. THE RECEIPT OF REPORTS FROM COMMITTEES

Nil

SECTION 9. URGENT BUSINESS

SECTION 10. CONFIDENTIAL MEETING

CLOSED COUNCIL

Confidential Reports

(Section 10A(2) of the Local Government Act 1993)

Where it is proposed to close part of the Council meeting, the Chairperson will allow members of the public to make representation to or at the meeting, before any part of the meeting is closed to the public, as to whether or not that part of the meeting should be closed to the public. The Chairperson will check with the General Manager whether any written public submissions or representations have been received as to whether or not that part of the meeting should be closed to the public.

Pursuant to Section 10A(2) of the *Local Government Act 1993*(the Act) Council or a Committee may close to the public so much of its meeting when matters listed below are to be discussed being:

- (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) during the receipt of information or discussion of 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.

Section 10A(3) of the Act states that a Council, or a Committee, 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.

Section 10A(4) provides that a Council, or a Committee, may allow members of the public to make representations 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.

Section 10B(1) of the Act provides that a meeting is not to remain closed to the public during the receipt of information or the discussion of matter referred to in section 10A (2):

- (a) except for so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security, and

- (b) 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 – unless the Council or committee concerned is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

For the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest section 10B(4) of the Act states it is irrelevant that:

- (a) a person may interpret or misunderstand the discussion, or
- (b) the discussion of the matter may:
- (i) cause embarrassment to the Council or Committee concerned, or to Councillors or to employees of the Council; or
 - (ii) cause a loss of confidence in the Council or Committee.

Resolutions passed in Closed Council

It is a requirement of clause 253 of the *Local Government (General) Regulation 2005* that if Council passes a resolution during a meeting, or part of a meeting, that is closed to the public, the Chairperson must make the resolution public as soon as practicable after the meeting or part of the meeting has ended.

SECTION 11. DATE AND VENUE FOR NEXT MEETING

The next meeting of Council will be held on Wednesday 28 June 2017 in Wilcannia at 9:00am.
