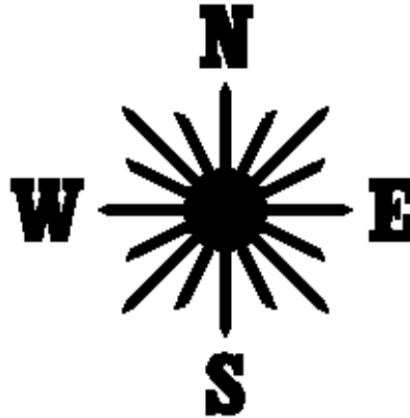


Mission Statement

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 22 May 2019 at 9:00am

In the Council Chambers

Wilcannia 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 in the Council Chambers on Wednesday 22 May 2019 commencing at 9:00am.

1 ORDER OF BUSINESS

SECTION 1. ATTENDANCE	3
SECTION 2. DISCLOSURES OF INTEREST – PECUNIARY AND NON-PECUNIARY.....	3
SECTION 3. PUBLIC ACCESS – QUESTIONS AND COMMENTS FROM THE PUBLIC	4
SECTION 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING.....	4
4.1 BUSINESS ARISING FROM MINUTES.....	4
SECTION 5. ADMINISTRATOR’S MINUTE REPORT.....	5
SECTION 6. DETERMINATION REPORTS.....	6
6.1 ADOPTION OF POLICY – PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO THE ADMINISTRATOR, COUNCILLORS AND THE MAYOR.....ATTACHMENT 1.....	6
6.2 DRAFT POLICY – DRAFT CODE OF MEETING PRACTICE.....ATTACHMENT 2	8
6.3 DRAFT OPERATIONAL PLAN AND BUDGET 2019/20.....ATTACHMENT 3	10
6.4 QUARTERLY PERFORMANCE REPORT – Q3 – JANUARY 2019 TO MARCH 2019ATTACHMENT 4.....	12
6.5 ROAD NAMING – SUNSET STRIP ACCESS ROAD, MENINDEE CARAVAN PARK ROAD AND COPI HOLLOW ROAD.....ATTACHMENT 5	14
SECTION 7. INFORMATION REPORTS.....	16
7.1 ENVIRONMENTAL SERVICES STATISTICS	16
7.2 WORKS PROGRAM.....ATTACHMENT 6.....	16
7.3 COBB HIGHWAY.....	17
7.4 WATER RESTRICTIONS, WHITE CLIFFS AND WILCANNIA.....	17
7.5 WATER CARTING ARRANGEMENTS	18
7.6 ROADS REPORT.....	18
7.7 SERVICES.....	20
7.8 CAPITAL WORKS	22
7.9 CASH AND INVESTMENTS.....	23
7.10 MINUTES AND REPORTS RECEIVED.....ATTACHMENT 7	23
SECTION 8. CONFIDENTIAL MEETING	24
8.1 KNOX AND DOWNS LAND TRANSFER TO THE BAAKA CORPORATION.....	25
SECTION 9. DATE AND VENUE FOR NEXT MEETING	25

SECTION 1. ATTENDANCE

PRESENT:

Bob Stewart	Administrator
Greg Hill	General Manager
Reece Wilson	Director Shire Services
Jacob Philp	Director Business Services
Ali Couch	Executive Assistant

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 regarding 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: 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 Wednesday, 17 April 2019, be taken as read and confirmed as a correct record of the proceedings of the meeting.

4.1 BUSINESS ARISING FROM MINUTES

Nil

SECTION 5. ADMINISTRATOR'S MINUTE REPORT

To be tabled.

SECTION 6. DETERMINATION REPORTS

6.1 ADOPTION OF POLICY – PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO THE ADMINISTRATOR, COUNCILLORS AND THE MAYOR ATTACHMENT 1

Purpose:

The purpose of this report is to adopt a new Policy for the Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor (Elected Members).

Background:

As Council is aware the Policy Manual is undergoing a review to remove, replace and update policies which are outdated, not applicable or covered by legislation.

As part of this ongoing improvement, and more so the recent need for a policy for the Payment of Expenses and Provision of Facilities for the current Administrator; and when in September 2020 sees the return of Councillors and a Mayor being elected.

Report:

The purpose of the Policy is to ensure that there is accountability and transparency in the reimbursement of expenses incurred or to be incurred by the Administrator and Elected Members. The Policy also ensures that the facilities provided to assist the Administrator and Elected Members to carry out their civic duties are reasonable.

The objective of this Policy is to provide a guide to the Administrator and Elected Members expenses and facilities and the process for paying expenses in a way that can be properly recorded, reported and audited.

The Policy applies to Administrator and Elected Members. Once an elected body is returned, the Mayor is entitled to specific additional facilities.

The Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor Policy was placed on public exhibition for a period of 28 days prior to adoption by Council.

Summary:

The Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor Policy has been on public exhibition from 29 March to 28 April, this period exceeds the minimum 28 days requirement, no submissions were received.

(a) Policy Implications

Council's Policy Register will be updated to contain the Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor Policy.

(b) Financial Implications

There are no financial implications in adopting the Policy.

(c) Legal Implications

The introduction of a Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor Policy will ensure Council is addressing its legislative responsibilities.

(d) Community Consultations

Community consultation has been undertaken in accordance with the *Local Government Act 1993*.

RECOMMENDATION

- 1. That Council resolves to adopt the Payment of Expenses and Provision of Facilities to Administrator, Councillors and the Mayor Policy.***

Purpose:

The purpose of this report is to introduce a new Policy the Draft Code of Meeting Practice.

Commentary:

As Council is aware the Policy Manual is undergoing a review to remove, replace and update policies which are outdated, not applicable or covered by legislation.

As part of this ongoing improvement, and more so the recent revision of the New South Wales Local Government Code of Meeting Practice, which is made under section 360 of the *Local Government Act 1993* (the Act) and the *Local Government (General) Regulation 2005* (the Regulation).

Summary:

The Draft Code of Meeting Practice applies to all meetings of Councils and Committees of Councils of which all the members are Councillors (Committees of Council). Council Committees whose members include persons other than Councillors may adopt their own rules for meetings unless the Council determines otherwise.

The Draft Code of Meeting Practice comprises of mandatory and non-mandatory provisions. Councils must adopt a Code of Meeting Practice that incorporates the mandatory provisions of the Model Meeting Code no later than 12 months after the next ordinary Council elections. Councils' adopted Code of Meeting Practice may also incorporate the non-mandatory provisions of the Model Meeting Code and other supplementary provisions as long as they are not inconsistent with the mandatory provisions.

Until a Council adopts a new Code of Meeting Practice, its existing Code of Meeting Practice will remain in force up until six months from the date on which the new Model Meeting Code was prescribed (14 December 2018 – 14 June 2019). If a Council fails to adopt a new Code of Meeting Practice within this period, any provisions of the Council's adopted Meeting Code that are inconsistent with the mandatory provisions of the Model Meeting Code prescribed under the Regulation will automatically cease to have any effect to the extent that they are inconsistent with the mandatory provisions of the Model Meeting Code.

Also, as part of this change, Council will be altering the format of the Council Agenda and the style in which Determination and Information reports are presented to Council. These changes are expected to be introduced by July's Council meeting.

Council is required to consult with the community prior to adopting the Code of Meeting Practice, which needs to be placed on public exhibition for a period of 28 days prior to adoption by Council.

(a) Policy Implications

At completion of the public consultation process, Council's Policy Register will be updated to contain the Code of Meeting Practice.

(b) Financial Implications

There are no financial implications.

(c) Legal Implications

The adoption of the Code of Meeting Practice will adhere council legal responsibilities to the *Local Government Act 1993*, Section 360, and the *Local Government Regulation 2005*.

(d) Community Consultations

Adoption of the recommendation will see the proposed Policy placed on public exhibition for a period of 28 days in accordance to the *Local Government Act 1993*, Section 160. Council will then consider any community comment before considering the adoption of the proposed policy within 42 days of ceasing public consultation.

RECOMMENDATION

- 1. That Council resolves to place on public exhibition the Draft Code of Meeting Practice for a period of 28 days.***
- 2. That a report will be presented to Council within 42 days of public exhibition ceasing, with any public submission and the draft Code of Meeting Practice either in its present state, or with amendments for Council adoption.***

Summary:

The purpose of this report is to present to Council the Draft Operational Plan and Budget for the 2019/20 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 2019/20 is required to outline the activities Council proposes to undertake in the upcoming year 2019/20, as part of its Delivery Program. The document also includes Council's proposed revenue policy and budget estimates for the 2019/20 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 2.7% 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 Consultations

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***That Council:***

- 1. Adopt the Draft 2019/20 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 2.7% rate pegging limit increase for the 2019/20 financial year.***
- 3. In accordance with the direction from the Minister of Local Government, adopt an interest rate of 7.5% per annum for overdue rates and charges for the 2019/20 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.***

The General Manager be authorised to make any minor changes to the Draft Plan for exhibition purposes, if required.

6.4 QUARTERLY PERFORMANCE REPORT – Q3 – JANUARY 2019 TO MARCH 2019
ATTACHMENT 4

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.

The projected year-end balance is \$743,000 surplus, reflecting a continuing improvement in operations for 2018/19.

(a) 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 Office of Local Government, NSW Department of Planning and Environment.

(b) Financial Implications

The financial implications are referred to in the report.

(c) Legal Implications

Nil.

(d) Community Consultation

Nil.

RECOMMENDATION:

That Council resolve to:

- ***Receive and note the Quarterly Budget Review in accordance with Regulation 203 of the Local Government (General) Regulation 2005.***

- *Note that the projected surplus/deficit for the financial year 2018/19 is \$743,000 surplus.*
- *Note that there are variations for this quarter review.*

6.5 ROAD NAMING – SUNSET STRIP ACCESS ROAD, MENINDEE CARAVAN PARK ROAD AND COPI HOLLOW ROAD ATTACHMENT 5

Purpose:

The purpose of this report is to provide information to Council, so an informed decision can be made with respect to the naming of the subject roads.

Background:

Council considered the original subject report at the Ordinary Meeting of Council, March 2019. It was resolved to:

Seek community feedback via community consultation for 28 days on the proposed road names, being:

- Sunset Strip Boulevard
- Copi Hollow Road
- Menindee Aerodrome Road

The public exhibition has now ended and feedback from the community has been received and detailed below.

Commentary:

Two responses were received during the community consultation period and these are attached for Council's information.

In summary:

- **Sunset Strip Boulevard** – was supported by the Sunset Strip Progress Association and was voted as the preferred name during the members meeting, Sunday, 7 April 2019.
- **Copi Hollow Road** – was rejected by the Broken Hill Speedboat Club and recommended that Steve Hutton Drive be adopted. The history and previous Council correspondence were referenced in the letter of support.
- **Menindee Aerodrome Road** – no responses were received with respect to this road name.

The recommendation below reflects Councils support for the suggested road names to be formally gazetted.

(a) Policy Implications

Nil.

(b) Financial Implications

Nil.

Minor costs to source and erect new road name signage, within operational budgets.

(c) Legal Implications

To recognise the three subject roads as legal roads and arrange the subject roads to be formally gazetted.

(d) Community Consultations

Public consultation period advertised for 28 days and two responses received which are attached to this report.

RECOMMENDATION

That Council formally recognise the following roads as legal roads and advise the Crown Lands and Legal Roads Network accordingly.

- 1. Sunset Strip Boulevard***
- 2. Steve Hutton Drive***
- 3. Menindee Aerodrome Road***

SECTION 7. INFORMATION REPORTS

7.1 ENVIRONMENTAL SERVICES STATISTICS

<u>Statistics for April 2019</u>		
Development	Number of DAs Approved	0
	Total Value of DAs Approved	\$0
Food Safety	Food Premises Inspected	3
Animal Control Activities	Impounded	4
	Rehomed	1
	Returned to Owner	6
	Euthanized	0
	Registrations	0
	Microchipped	0
	Penalty Notices Issued	0
Water Sampling	Microbiology Samples Collected	8
	Chemistry Samples Collected	0
	Non-Compliant Samples	0
	Darling River Algae Samples	0

7.2 WORKS PROGRAM

ATTACHMENT 6

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.

Road Maintenance

Recent rainfall has enabled grading activities to recommence following prolonged drought conditions. There are 8 grading crews utilising ground moisture on local and regional roads throughout the Shire.

7.3 COBB HIGHWAY

Gypsum Mine North Initial Seal Project (5.50km) is being finalised with Roads and Maritime Services (RMS) at present. It is anticipated that Council will commence works in May and be completed August 2019.

Works are still in progress by civil contractors on the Slomannan section of the Cobb Highway and further initial sections are being planned for commencement by RMS in the new financial year. Sealing completion of the Cobb Highway is programmed for completion by end of 2023.

Maintenance grading works on the Cobb Highway will be completed by end of May 2019.

7.4 WATER RESTRICTIONS, WHITE CLIFFS AND WILCANNIA

The Central Darling Shire received substantial rainfall over the Easter Long Weekend throughout the LGA. White Cliffs received over 25mm, Wilcannia almost 80mm, Ivanhoe 33mm and Menindee 24mm. There was also good additional widespread rain in early May. The significant outcome of this rainfall event is the full replenishment of the White Cliffs key storage dam, Wakefield Tank. Consequently, White Cliffs has now in excess of 12 months water supply in storage and imminent plans for water carting to White Cliffs have been abandoned. Restrictions on water supply usage have been lifted.

The Wilcannia Weir Pool on the Darling River has also been moderately replenished extending the raw water supply by 1-2 months. Notwithstanding Wilcannia's filtered water supply source remains the Union Bend Bore Field and Level 4 water restrictions remain in place.

Council is working with the communities and local businesses to address the water shortage issue and will continue to monitor the situation and seek assistance from DPI Water in this regard.

It should be noted that some businesses have been granted exemptions for essential landscaped grounds maintenance, these exemptions will be reviewed following any changes in restriction levels.

Wilcannia Water Supply

Wilcannia's water supply continues to be sourced from the Union Bend Bore Field based on Darling River Weir Pool conditions being relatively high salinity levels, blue green algae blooms and general poor quality water consistent with the diminishing pool storage. These conditions are less severe with the recent rainfall.

Wilcannia's Raw water supply continues to be sourced from the Darling River Weir Pool.

Water Supply Information will be distributed to the community to ensure residents are aware of the current situation, restrictions, safety concerns, tips to save water and what Council are doing. Level 4 Water restrictions remain in place.

White Cliffs Water Supply

White Cliffs water supply is sourced from above ground storages. The main storage being Dam 3, Wakefield, located within Glenhope Station which is sourced from local runoff via Wanara Creek.

Rainfall and subsequent runoff from rainfall in late April and early May has fully replenished Wakefield Tank providing over 12 months water supply to the White Cliffs community. All water restrictions have been lifted at White Cliffs.

Alternate underground supplies have been investigated close to existing pump and power infrastructure with no success. Further groundwater supply investigations have been completed and new investigation/test bores drilling are to be undertaken. Project plans in this regard are well advanced and investigation drilling is expected to commence in June 2019.

7.5 WATER CARTING ARRANGEMENTS

Council commenced water carting arrangements on Friday, 7 December 2018 at Menindee. The Menindee Environs residents are not connected to the town potable water supply reticulation network and source household water directly from the Darling River. The Darling River water quality has deteriorated, and a red alert implemented for the presence of toxic blue-green algae. Essential water is supplying Council with potable water, within operational limits, to allow an 18,000 litre truck to deliver from town supply to properties.

The cost of water deliveries is \$2.00 per kilo litre to cover supply charges, the cost of delivery operations is sourced from the Federal drought relief funding. Council's General Manager is also speaking to the State Government about additional funding specifically for water carting arrangements.

All Rural properties in need of potable water supply for household use will be assisted by Council. Advertising commenced in December, prior to Christmas, and requests continue to be addressed by Council's Engineering Department on a case by case basis.

The recent rainfall has curtailed demand for water carting to stations around Wilcannia while demand around Menindee remains strong.

7.6 ROADS REPORT

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

State Roads (Council undertaking work on behalf of Roads and Maritime Services):

- 2018/2019 RMCC Routine Maintenance preliminary allocation is \$600,000
- 15 Works Orders have been issued to Council 2018/19, as follows:
- SH21 Bushley access rd \$177,772 - completed
- SH21 Bore tanks and fencing \$168,839 - completed
- SH21 Bushley Gravel Pit REF/EIL \$48,461 - 50% complete
- SH8 Truck Fire \$16,260 - completed
- SH21 Guardrail terminals \$56,949 - completed
- SH21 Bushley Pit EPL \$6,127 - completed
- SH21 Menindee Rd North Initial Seal \$856,759 (including variation) - completed
- HW8 Heavy Patching \$220,707 - completed
- HW21 Heavy Patching \$142,390 - completed
- HW21 Reseals \$441,504 - completed
- Centre Line Spot Marking \$10,289 - completed
- HW21 Control Survey Glen Albyn/ Kerpa \$23,484 - completed
- HW21 Control Survey Slamannon/ Yelta \$23,484 - completed
- HW21 Burndoo Clearing & Grubbing \$7,783 - completed
- HW21 Control Survey Springdale Initial Seal \$11,742 - completed
- HW21 Water Supply Bores Rosewood/ Slamannon \$83,146 - 50% complete
- HW21 Resheet- Eurella Shoulders/ Mt Manara Floodway/ Mt Manara Pit Rehabilitation/ Bushley to Slamannon Maintenance Grading \$137,361 - completed

- There are 2 Work Orders that have been carried over and completed from last financial year being 111.18.15 SH21 Willandra Bridge Works \$192,523 and 111.18.16 SH21 Willandra HP \$81,144

Works Description	Original Budget On Issued Work Orders	% Completed	Remaining Budget
RMCC (Routine Works)	\$600,000	91%	\$53,002
RMCC (Ordered Works)	\$2,433,064	97%	\$77,546

Regional Roads (Council Owned and Maintained Roads):

- 2018/19 Regional Road Block Grant amount (including traffic and supplementary components) is \$2,749,000 (-\$400,000 matching funding for RRRP).
- MR67 Wool Track funding \$1,925,000 to seal remaining 7km within Central Darling LGA. An additional \$460,000 is allocated from Roads to Recovery funding for the completion of major reinforced concrete box culverts.
- Roads to Recovery allocation of \$213,890 for 1.2km seal extension to the approach to Wilcannia from Tilpa West Rd, MR68A.
- Regional Roads Repair Program (RRRP) allocation of \$400,000 and RRBG allocation \$400,000 for new bridge and approach road construction, MR68A Marra Creek.

Works Description	Original Budget	% Expended	Remaining Budget
Regional Road Block Grant	\$2,349,000	89%	\$271,550
MR67 Wool Track	\$2,385,000	100%	\$0
MR68A Seal Extension	\$213,890	100%	\$0
MR68A Marra Creek Bridge	\$800,000	79%	\$168,718

Local Roads (Council Owned and Maintained Roads):

- 2018/19 Local Roads Component (FAG) is \$1,535,041. Budget allocation to operational works is \$1,480,000.
- 2017/18 Roads to Recovery allocation this year is \$331,212 for floodway reconstructions, Paroo River, SR3 Tilpa-Tongo Rd.

Works Description	Original Budget	% Expended	Remaining Budget
Local Roads Component (FAG)	\$1,480,000	77%	\$345,779
SR3 Paroo Crossings	\$331,212	5%	\$313,275

7.7 SERVICES

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

Works Description	Original Budget	% Expended	Remaining Budget
Parks & Gardens / Sporting Facilities	\$179,350	85%	\$26,940
Ancillary Works	\$175,300	93%	\$11,820
Street Cleaning / Bins	\$126,500	78%	\$27,329
Aerodromes	\$115,700	55%	\$51,554
Buildings	\$472,700	104%	(\$18,891)
Swimming Pools	\$550,800	65%	\$192,509
Waste Depots	\$142,000	45%	\$75,965

Water and Sewerage Maintenance:

- Wilcannia filtered town water supply continues to be sourced from the Union Bend Borefield. Level 4, Water Restrictions, were implemented 25 January 2019. Raw water supply is sourced from the Darling River Weir Pool and estimated 4 weeks supply is available in this regard. Council staff will monitor quantity and quality and implement higher restrictions where warranted.
- White Cliffs town water supply is sourced from above ground tanks, which are currently near capacity with estimated water supply storage in excess of 12 months. Water restrictions have been lifted following the Easter rainfall event.
- Ivanhoe town water supply is currently being sourced from the Morrisons Lake Storage. Willandra Creek environmental flow has enabled Council to pump water into Morrisons Lake storage, pumping is complete.
- Morrison's Lake storage is currently 300 megalitres, town storage dam 50 megalitres. Remaining supply 15 months.

- Ivanhoe Water has exceeded budget constraints due to Willandra Creek Weir Upgrade works (\$40k), Essential sludge lagoon works (\$10k) and pump/valves and fitting replacements (\$48k). Capital expenditure is included in the operational figures which will be reconciled asap.

Works Description	Original Budget	% Expended	Remaining Budget
Wilcannia Water	\$396,300	95%	\$19,800
Wilcannia Sewer	\$185,000	57%	\$79,000
White Cliffs Water	\$163,000	65%	\$56,300
Ivanhoe Water	\$276,000	148%	(\$132,600)
Aboriginal Communities R&M	\$105,865	90%	\$10,865

7.8 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
CTWS – Preconstruction activities	Pre-construction activities	\$1,000,000	97%	\$29,596
	Training	\$200,000	100%	\$0
Restart NSW – White Cliffs Water Supply	Funding Deed signed	\$5,500,000	0%	\$5,500,000
Waste Less, Recycle More – landfill Improvements	Wilcannia, Menindee and Ivanhoe Tips. Wilcannia – in progress Ivanhoe – complete Menindee – in progress	\$584,672	86%	\$84,920
Drought Relief Funding	Water Carting	\$400,000	22%	\$311,313
	Community Events/Projects	\$200,000	30%	\$140,326
		\$400,000	27%	\$346,445
	Bore Development			
Drought Relief Heavy Vehicle Access Program	VMS Road Closure Signage	\$300,000	32%	\$204,082

7.9 CASH AND INVESTMENTS

Schedule of Investments and Bank Balances as at 30 April 2019

	Amount	
Cash Reserve		
Westpac Business Cash Reserve	\$1,129,000	
Total Reserve Balance as at 30 April 2019	<u>\$1,129,000</u>	
Bank Balances as at 30 April 2019		
General Fund	\$1,448,545	In Funds
Clearing Account (Account used for receiving deposits)	\$49,597	In Funds
Total Cash at Bank	<u>\$2,627,142</u>	
Cash Restrictions		
Internal Restrictions	\$260,000	
External Restrictions	<u>\$1,565,000</u>	
Total Restrictions	<u>\$1,825,000</u>	

7.10 MINUTES AND REPORTS RECEIVED

ATTACHMENT 7

- Menindee Native Fish Hatchery Working Party Minutes, 6 May 2019

RECOMMENDATION:

That the Information Items reported be received and noted.

SECTION 8. 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 Councilor's,
- (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, Councilor's, 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 Councilor's 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.

8.1 KNOX AND DOWNS LAND TRANSFER TO THE BAAKA CORPORATION

SECTION 9. DATE AND VENUE FOR NEXT MEETING

The next meeting of Council will be held on Wednesday 26 June 2019 in Wilcannia at 9:00am.
