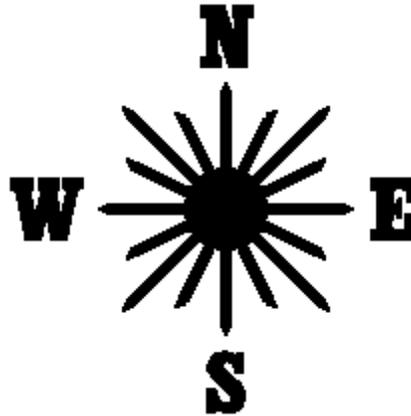


Mission Statement

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 27 September 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 27 September 2017 commencing at 9:00am.

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DRAFT

SECTION 1. ATTENDANCE

PRESENT:

Greg Wright Administrator

ALSO, PRESENT BY VIDEO CONFERENCE:

Michael Boyd General Manager
Reece Wilson Director, Shire Services
Jacob Philp Director Business Services
Angela Bates Executive Assistant

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 Wednesday 26 July 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

DRAFT

SECTION 6. DETERMINATION REPORTS

6.1 2017 WILCANNIA COMMUNITY BASED HERITAGE SURVEY REPORT

Summary

The purpose of this report is for Council to adopt the 2017 Wilcannia Community Based Heritage Survey Report.

Commentary

Wilcannia's history is reflected in the heritage of the buildings erected in years past. With a number of dedicated building owners and interested residents, many of the historic buildings have been retained and many are in the process of being restored to ensure that the history of the town is not lost for future generations.

Over time, Council has endeavored to provide both financial assistance and structure to assist with the preservation of these historic buildings; some of that assistance and involvement includes:

- 1996 Central Darling Shire Cultural Resource and Tourism Study
- 1998 Godden Mackay Heritage Study
- 2004 (as amended) Central Darling Local Environmental Plan
- 2007 establishment of CDSC Heritage Advisory service
- 2008 Wilcannia Conservation Guidelines
- 2010 Main Street and Town Centre Interpretation Report
- 2012 Conservation Management Plan
- Various individual conservation management plans for individual buildings prepared by McDougall & Vines Conservation and Heritage Consultants
- 2013-2017 CDSC Three Year Heritage Strategy

As indicated in the Heritage Survey Report, *heritage items are:*

- *A place or places of outstanding value on either a local, State or national level that may have one or a range of values including, historical, architectural, aesthetic, scientific or social values and that may also be rare or representatives of a type; or*
- *A place that demonstrates the development of Wilcannia and relates to the State historic themes:*
- *An element or elements of a place that warrant retention even though the remainder of a place does not have particular heritage value, including archaeological elements or landscape items*

Where items are identified as heritage items, it is not always their architectural value which is important. Places, buildings, structures and other works can be identified as having heritage significance as they are:

- *Associated with people, events or phases of history of great importance;*
- *Rare;*
- *Constructed with unusual technical skill; or*
- *Excellent examples of a valuable group of items.*

Identified items of environmental heritage must be retained in a manner where their heritage significance is preserved and the public can interpret that significance without confusion as to its actual age or function.

The 2017 Wilcannia Community Based Heritage Survey Report contains a number of specific recommendations relating to:

- Additional heritage listings for the LEP
- Proposed Heritage conservation area for Wilcannia
- Continuation of heritage advisory service and heritage funding incentives
- Council financial commitment to reinstate previous historical attributes within the town
- Conservation of the Post Office
- Heritage interpretation, town identity and promotion
- Archival records

It is appropriate that Council separately adopt the report and request management to provide a further report to Council regarding the recommendations contained within the Heritage Community Survey Report following consultation with Council's Heritage Advisor, Liz Vines from McDougall & Vines Conservation and Heritage Consultants.

(a) Policy Implications

Nil

(b) Financial Implications

Adoption of the report will not incur any cost to Council. Consideration and implementation of some of the recommendations within the report will require ongoing funding commitments from Council – that quantum has not yet been determined.

(c) Legal Implications

Nil

(d) Community Consultation

The report has been subject to a community consultation period of 28 days, closing 31

August 2017. One public submission was received which will ensure that some editing of the document will be required.

RECOMMENDATION

That Council:

- ***adopt the 2017 Wilcannia Community Based Heritage Survey Report***
- ***delegate to the General Manager the authority, following consultation with Council's Heritage Advisor, Liz Vines from McDougall & Vines Conservation and Heritage Consultants, to undertake the necessary editing of the Report as highlighted in the public submission received***
- ***request management to provide a further report to Council regarding the recommendations contained within the Heritage Community Survey Report following consultation with Council's Heritage Advisor, Liz Vines from McDougall & Vines Conservation and Heritage Consultants.***

6.2 PROPOSED MANAGEMENT AGREEMENT FOR OPERATION OF CDSC SWIMMING POOLS (ATTACHMENT 1)

Summary

The purpose of this report is for Council to consider an approach from Broken Hill YMCA to manage the four swimming pools throughout the Shire.

Commentary

Council currently operates swimming pools throughout the Shire in the townships of Ivanhoe, Menindee, White Cliffs and Wilcannia. The pools at Ivanhoe and White Cliffs are operated by S355 Committees with Council staff undertaking the maintenance roles associated with the grounds and filtration equipment. Any entrance fees taken by the Committee volunteers and pool attendants are expended with the approval of the S355 Committees on improvements of the individual pool facilities. The Menindee and Wilcannia pools are operated directly by the Council. Council employs all pool attendants and ensures that their training is undertaken and up to date, with the Broken Hill YMCA last year providing that training.

Since the completion of the last season, management have been in discussion with Leisa Hart, CEO YMCA NSW, and Shane Simmons, Area Manager YMCA Broken Hill, concerning the possibility for YMCA to undertake the operation of the four pools and to deliver sustainable and impactful programs and services.

YMCA, at its expense, has undertaken an infrastructure condition assessment of the four pools as a due diligence exercise, and exploratory discussions have been held regarding future options.

To formalise those discussions, Ms Hart, on behalf of YMCA NSW, has written to Council (see attachment) expressing an interest in *“exploring a YMCA management model for the four (4) pools across the shire that not only improves the attraction of your facilities to residents and visitors but delivers positive social outcomes to all”*.

YMCA NSW anticipates that the operating model to look as follows:

- Council to provide the venues in a compliant and satisfactory condition
- YMCA NSW to negotiate with Council on the financial and contractual terms of the arrangement
- A view that if their offer was accepted by Council, a transition into the sites would take place from mid-2018 with a view of commencing in November 2018
- YMCA NSW to commence on an initial two (2) season contract with a three (3) year extension option.

YMCA NSW is also proposing to assist Council in the training and development of staff for the upcoming 2017/18 season and providing any in kind support requested by Council.

It is proposed that Council authorise the General Manager to further the management contract discussions with YMCA NSW and to provide a further report to Council for determination.

(a) Policy Implications

Nil

(b) Financial Implications

Any costs to Council will be documented in a further report to Council following discussions with YMCA NSW.

(c) Legal Implications

Any proposed management agreement will address any legal issues.

(d) Community Consultation

Nil

RECOMMENDATION

That Council authorise the General Manager to further the management contract discussions with YMCA NSW and to provide a further report to Council for determination.

Summary:

The purpose of this report is to provide Council with an update of the public consultation for the review of the Policy Register and for Council to formally adopt a number of New or Revised Policies.

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 more so procedures, and some are specifically legislated elsewhere. For some time, senior management have been undertaking a review of the existing policies. It is noted that some policies have still to be reviewed/rewritten and a further report will be provided to Council when that work has been completed.

The reviewed policies fall within 3 separate and distinct categories, and a previous report to Council's May meeting provided the assessment of the existing policies. A number of New or Revised Policies were considered by Council at the July 2017 meeting where it was resolved to adopt the policies in principle and place them on public exhibition for a period of 28 days, noting that a report will be presented to Council after the 28-day exhibition period on all submissions received during the exhibition period.

That consultation period closed on 31 August 2017 and no submissions were received.

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 its legislative responsibilities.

Community Consultation

The proposed policies were placed on public exhibition for a period of 28 days, concluding 31 August 2017. No submissions were received.

RECOMMENDATION:

That Council resolve to adopt the following draft Policies.

- ***Manage Unreasonable Complainant Behaviour***
- ***Anti-discrimination and Equal Employment Opportunity***
- ***Workplace Bullying***
- ***Community Housing***
- ***Corporate Credit Card***
- ***Records Management***
- ***Fraud and Corruption Prevention***
- ***Investment***
- ***S355 Committees – Rules Governing***
- ***Complaints Management***
- ***Internal Reporting Policy (Public Interests Disclosures Act)***

6.4 DECLARATION OF FOSSICKING DISTRICTS

Summary

The purpose of this report is for Council to consider the declaration of a fossicking district within the Shire.

Commentary

Council has been approached by the NSW and ACT Prospectors and Fossickers Association INC. (NAPFA) seeking the declaration of the Council area as a fossicking area, a proposal that has the potential to make the area more attractive to fossickers and boost geo-tourism in the district. According to NAPFA, there are many locations within the Shire that are of interest to fossickers.

Recreational Fossicking is a good healthy outdoor activity undertaken by a range of ages. As an activity that encourages the visitor economy, NAPFA feels that it should be encouraged alongside other proactive tourism strategies. Like recreational fishing, fossicking is subject to many regulations: <http://www.resourcesandenergy.nsw.gov.au/miners-and-explorers/fossicking-in-nsw>

Declaration of an area as a fossicking district will not provide open access to land for recreational fossickers e.g. fossicking activities are prohibited in National Parks, and fossickers must follow the guidelines/regulations noted above.

The principle need for the fossickers in the declaration of the district is that it effectively cuts some red tape for fossickers by removing the need to get permission from mineral or petroleum Exploration Lease holders to fossick on ground covered by those leases. However, they still need the

permission of local landowners, assessment and mining lease holders, and holders of mineral claims or opal prospecting licences.

There is no cost to Council to do this and there is no ongoing management required. The key effect is to eliminate unproductive red tape for fossickers. It does not undermine any existing rights of the various title holders.

Council is advised that there are over 20 Council areas that are currently declared districts across the state or are in the process of being gazetted, and a number of other Councils are considering the declarations at the moment.

Before placing the matter before Council, I have discussed the matter informally with a representative of the White Cliffs Miners Association who has raised no objection. However, it may be appropriate for Council to undertake a period of community consultation to ascertain the general community views on this matter.

(a) Policy Implications

Nil

(b) Financial Implications

Nil

(c) Legal Implications

Nil

(d) Community Consultation

A period of community consultation is recommended.

RECOMMENDATION:

That Council:

- ***endorse in principle the proposal for declaration of a fossicking district for the Shire***
- ***authorize the General Manager to undertake a 28-day community consultation on the proposal***
- ***At the conclusion of the public exhibition period, a meeting of Council be held to consider any submissions made concerning the Declaration of a Fossicking District Proposal.***

Summary

The purpose of this report is to provide Council with recommendations following discussions at the Local Traffic Committee Meeting held Friday 28 August 2017.

Background

The Local Traffic Committee comprises of four voting members; NSW Police, Roads and Maritime Services, Council and Local MP delegate. A range of issues were discussed and identified at the most recent meeting held in Menindee on Friday 28 August 2017. The minutes of that meeting are attached for Council's reference.

Commentary

The following items require consideration by Council:

- Menindee Central School Access – Near misses have resulted from driver error in the one-way system in place. When parents drop off or pick up students, congestion here leads to road users driving the wrong way. This could be negated by installing additional concrete kerb for delineation and improving signage.
- SR10 - Menindee to Wilcannia East Side Road - Recent reconstruction and seal works have improved alignment and road safety. Curve radius was discussed and NSW Police suggested extending the current 60km zone, in accordance with NSW speed zoning guidelines, to encompass this area. Council to write to RMS, following resolution by Council, to support the motion if deemed appropriate.
- Menindee/Nora St intersection - The possibility of installing a STOP sign at the Menindee Rd and Nora Street intersection was discussed. RMS provided the guidelines with minimum sight distances and, following site visit, it was determined that these minimum distances could not be met. Council to consider changing arrangement from GIVE WAY to STOP sign here.
- NO THROUGH ROAD signs to be installed at Pamamaroo Rd and Kingfisher Ave to stop tourists and caravans accessing dead end roads that have no turning areas available

The Committee's recommendations are consistent with the recommendations listed below.

Policy Implications

Nil

Financial Implications

All works can be accommodated within adopted operational budget constraints.

Legal Implications

Council, as the Roads Authority, manages local roads in accordance with the Roads Act 1993. Speed Zones are implemented by Roads and Maritime Services following review of all relevant information.

Community Consultation

Public Notice and advertising will be provided to communities with respect to any change in signage or speed zone alterations pursuant to the NSW speed zone guidelines and RMS specifications.

RECOMMENDATION

That Council:

- 1. Install delineation and signage at Menindee Central School to improve road user safety,***
- 2. Support NSW Police and write to the Roads and Maritime Services to extend the 60km zone to encompass the SR10 Railway Crossing and “Dettoire’s Bends”,***
- 3. Install a STOP sign and delineation at Menindee/Nora St intersection to replace the existing GIVE WAY arrangements,***
- 4. Install NO THROUGH ROAD signs at Pamamaroo Road and Kingfisher Avenue.***

6.6 LOWER MACQUARIE WATER UTILITIES ALLIANCE - DEED OF AGREEMENT

(ATTACHMENT 4)

Summary

The purpose of this report is to provide Council with information so an informed decision can be made with respect to signing and attaching the Common Seal to the Deed of Agreement.

Background

Central Darling Shire Council recently joined the Alliance with 13 member Councils.

At the LMWUA Board meeting in Mudgee on 4th August 2017, the Board resolved to sign a new Deed of Agreement between the Councils to formalise the relationship that has become the Alliance. The new Deed is attached.

The Alliance was formed in 2008 and at that time, a Deed was signed between the 6 original members at that time. This original term of the Agreement was 4 years from 1st July 2008. When new members joined the Alliance, they were asked to sign this Agreement however, in more recent times, as the Deed was now out-of-date, the Deed was only acknowledged as existing in those discussions around those Councils joining. The need to prepare a new Deed was given a low priority at that time.

In about 2009, the Alliance approached Marsden's Law Group to prepare a more legal LMWUA Agreement and once agreed, this was made available to the State Government for ratification as required by the LGA. A response on the suitability of this amended Deed was never received from the State, and the issue of the Agreement has been without any formal status since then.

It was decided that an Agreement was desirable, and between Ashley Wielinga and Daryl McGregor, the two existing Deeds were combined to form a new Deed. This Deed was review by GMAC and was adopted by the Board at the above meeting as being the Deed of Agreement between the Alliance Councils.

The new Deed is attached for Councils perusal.

Policy Implications

Nil

Financial Implications

Any work undertaken for the LMWUA collectively or for individual members will be charged based on the direct salary cost for the employee undertaking the work, plus thirty percent representing employment on-costs, plus a further ten percent allowance to meet other administrative costs.

Travel expenses will be met based on a rate per kilometre as determined by the Local Government State Award (at the time) for motor vehicles.

Costs relating to work undertaken by the Secretariat and/or LMWUA Project Officer will be borne on a proportionate basis by all member Councils based on the number of connected water assessments as reported to Department of Primary industry (Water) on an annual basis, except where the Project Officer is working on a council specific project where the costs will be borne by that Council.

Work undertaken by an employee of one-member Council will be charged based on the above formula (first paragraph) to the member Council receiving the benefit.

No charges will be made for the cost of the existing documentation or procedures initially contributed to the LMWUA.

Legal Implications

As per the Deed of Agreement

Community Consultation

Nil

RECOMMENDATION

That Council affix the Common Seal of Council to Deed of Agreement and delegate to the General Manager to sign any associated documents.

6.1 SUBDIVISION OF LOT 6 AND 7, SECTION 28, DP 759091

(ATTACHMENT 5)

Summary

The purpose of this report is for Council to apply Council's Common Seal to the attached Deposited Plan Administration Sheet in relation to subdivision of Lot 6, section 28 in DP 759091

Commentary

The Wilcannia Women's Safe house is located on lots 6 and 7 of section 28 in D.P 759091. Councils existing sewer pump station is located adjacent to the Safe house located within the road reserve on the verge. The existing sewer pump station is approaching end of useful life with respect to asset condition and future planning has identified that additional area is required for sewer infrastructure and capacity. In this regard, Council contacted NSW Aboriginal Housing Office to enquire about the possibility of subdividing the parcels of land to:

1. Consolidate the existing blocks and realign boundary on existing fence lines and,
2. Acquire the unused parcel of land for future sewer infrastructure

It should be noted that in the event of capital funding being received and sewer infrastructure being constructed here that Council could offer connection to the sewer for the Safe house by gravitational flow in lieu of existing electric pump system in place. This would present a financial saving for the department.

The NSW Aboriginal Housing Office have offered to gift the land to Council and have recently returned Development Application documents signed 24th August 2017 detailing subdivision of subject lots for the purpose of Council sewer infrastructure.

In this regard, if Council agrees to the land acquisition, Council's Common Seal needs to be attached to the Deposited Plan Administration Sheet to be read in conjunction with the Plan of Subdivision of lots 6 and 7 of section 28 in D.P. 759091. This will enable Councils solicitor to lodge the plan with the relevant planning department.

(a) Policy Implication

Nil

(b) Financial Implications

Costs associated with the survey and legal fees will be the responsibility of Council and can be completed within current operating budget constraints.

(a) Legal Implications

The proposed plan of subdivision will be created pursuant to the provisions of the Conveyancing Act 1919, Local Government Act 1993 and will be handled by Councils solicitors.

(b) Community Consultation

Nil

RECOMMENDATION

That Council:

- 1. Resolve to apply the Common Seal to the Deposited Plan Administration Sheet for the Plan of Subdivision of lots 6 and 7 of section 28 in D.P 759091 for the purpose of Council Sewer Infrastructure and delegate to the General Manager to sign accordingly.***

6.7 REAPPOINTMENT OF VOLUNTEER CONTROLLER TO IVANHOE SES

Summary

The purpose of this report is for Council endorse the appointment of Mr Ronald Maiden as SES Unit Controller in Ivanhoe.

Commentary

Section 17(1) of the State Emergency Service Act 1989 enables the appointment of a local Controller by the Commissioner for the State Emergency Service upon the recommendation from the local Council.

The NSW State Emergency Region Controller, Graeme Craig, is seeking a letter of endorsement from Council to reappoint Ronald Maiden as Unit Controller for the Ivanhoe Unit.

Under the State Emergency Service Act 1989 (as amended), it is a requirement for all Volunteer Unit and Local controllers to be reappointed every two years.

Mr. Craig has found that Mr. Maiden is carrying out his duties in managing the Ivanhoe Unit in a very satisfactory manner.

With the support of the Council, Mr. Craig will recommend his reappointment to the Commissioner of the NSW State Emergency Service for a further period of two years commencing 1 August 2017.

(a) Policy Implications

Nil

(b) Financial Implications

Nil

(c) Legal Implications

Council endorsement of the proposed Unit Controller will enable finalisation of the appointment through NSW State Emergency Services.

(d) Community Consultation

Nil

RECOMMENDATION

That Council endorse the appointment of Ronald Maiden as the Ivanhoe SES Controller.

SECTION 7. INFORMATION REPORTS

7.1 ENVIRONMENTAL SERVICES STATISTICS

<u>Statistics for August 2017</u>		
Number of DA's Approved		1
Total Value of DA's Approved		\$20,000
Food Premises Inspected		0
Animal Control Activities	Impounded	9
	Rehomed	6
	Returned to Owner	0
	Euthanised	3
	Registrations	0
	Microchipped	1
	Penalty Notices Issued	2
	Microbiology Samples Collected	10
	Chemistry Samples Collected	0
	Non-Compliant Samples	0

6+

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.

7.3 COBB HIGHWAY – INITIAL SEAL PROJECTS

The first 5.3km of the 10.3km project was sealed on Wednesday 23rd August 2017. Project completion is programmed for end of October 2017.

The Director Shire Services met with RMS personnel in Dubbo on Thursday 24th August 2017 to discuss extension of time and variation for project completion. Further discussions included expenditure justification, forecast expenditure, effective use of resources and possible efficiencies.

Council will continue to deliver the works and RMS will meet variation costs subject to submission of fortnightly project updates.

Further initial seal projects on the Cobb Highway are under review and Council will be informed of intended delivery options in due course.

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. CASA approvals have now been granted and the drone survey is scheduled for commencement w/c 17th July 2017.

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.

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 WHITE CLIFFS SOLAR

Graeme Hanigan has expressed an interest in forming a committee to preserve and maintain the infrastructure at the White Cliffs Solar Power Station.

The Director Shire Services met with Graeme in White Cliffs on 14th September. Local community residents have also expressed an interest in joining a committee (or similar) to assist with the preservation of the facility. The proposed Committee intends to:

- Preserve and maintain infrastructure
- Clean up and make presentable for tourism opportunities
- Provide all necessary insurances and liability cover
- Apply for any applicable funding

The proposed Committee would not be interested in any Tourism aspect, this would be up to the White Cliffs Tourism Committee

The solar power station was the first of its kind in the world and is a place of National significance. Graeme has been conducting research through national archives, museums and Australian solar companies to gain further information. Approval has been granted for cataloguing items only at this time. All catalogued items will be entered into an online museum application called EHIVE.

Further information will be provided to Council once received.

7.6 SAFE AND SECURE WATER PROGRAM

The Safe and Secure Water Program is a program established as part of the Restart NSW to fund eligible water and sewer projects that will deliver public health, environmental and social benefits to regional communities which in turn support economic growth and productivity in the State. This funding available supersedes the now redundant Country Towns Water and Sewerage Program.

Council has identified three main projects which are eligible for funding, these being:

- Wilcannia Township Gravity Sewer Scheme
- Ivanhoe Water Treatment Plant
- Wilcannia Water Treatment Plant

NSW Government co-funding is available for both planning and construction projects as follows:

- Preliminary planning
- Business case development
- Detailed design and construction

As part of preconstruction funding already received, and in progress, the Ivanhoe Water Treatment Plant and Wilcannia Water Treatment Plant have been assessed and design will be completed shortly. Council will soon be able to seek capital cost funding.

The Wilcannia Township Gravity Sewer Scheme aims to replace existing pressure system and associated pump stations that are nearing end of useful life. Recently completed sewerage schemes in the Mallee and Warrali Aboriginal estates have proven to be highly beneficial to residents and Council alike.

Council's annual W&S revenue is less than \$5M, meaning that the amount of funding that Council would be eligible for is up to 75%. It is proposed to submit an expression of interest for the scoping study phase of the Wilcannia Township Gravity Sewer Scheme at this time. There may be the possibility of additional funding pursuant to the Aboriginal Water and Sewerage Program considering Wilcannia's isolation and dominant indigenous population.

Further information will be provided to Council with respect to funding and budget allocations in a report when further information come to hand. Please see attached media release, frequently asked questions and EOI information.

7.7 ROADS REPORT

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

State Roads:

- 2017/2018 RMCC Routine Maintenance budget this year has recently been increased across the region. Councils allocation is now \$630,000.
- 1 Works Orders (WO) has been received to date. Bushley Culvert \$41,317
- Eureka Initial Seal Project – RMS have provided Council with 11 Works Orders relating to the Cobb Highway project totalling \$6,100,440. RMS will meet actual expenditure.
- Springdale Initial Seal Project – RMS have provided Council with 1 Work Order relating to the Cobb Highway project totalling \$38,571. On hold
- Slamannon Initial Seal Project – RMS have provided Council with 2 Works Orders relating to the Cobb Highway project totalling \$37,873. On hold.

Works Description	Original Budget	% Completed	Remaining Budget
RMCC (Routine Works)	\$630,000	12%	\$554,063
RMCC (Ordered Works)	\$41,317	100%	\$0
Eurella IS Project	\$6,100,440	100%	\$0
Springdale IS Project	\$38,571	50%	\$19,285
Slamannon IS Project	\$37,873	50%	\$18,936

Regional Roads:

- 2017/18 Regional Road Block Grant amount (including traffic and supplementary components) has not yet been provided. \$2,640,000 has been included as an indicative estimate based on last year's allocation.

Works Description	Original Budget	% Expended	Remaining Budget
Regional Road Block Grant	\$2,640,000	19%	\$2,150,115

Local Roads:

- 2017/18 Local Roads Component (FAG) has been estimated at \$1,480,000 based on last year's figures. The exact amount will be provided following confirmation.
- 2017/18 Roads to Recovery allocation this year is \$1,404,818. This funding is allocated to Local Road improvement projects.

Works Description	Original Budget	% Expended	Remaining Budget
Local Roads Component (FAG)	\$1,480,000	9%	\$1,352,046
Roads to Recovery	\$1,404,818	12%	\$1,235,496

7.8 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	\$131,500	28%	\$95,116
Ancillary Works	\$139,500	15%	\$118,942
Street Cleaning/ Bins	\$101,290	31%	\$79,792
Aerodromes	\$76,500	36%	\$56,685
Public Conveniences	\$34,000	31%	\$26,830
Buildings	\$401,500	23%	\$307,507
Swimming Pools	\$355,000	10%	\$319,462
Waste Depots	\$151,500	14%	\$130,278

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 =5.2m, Tank 2 =4.2m, Tank 3 (Wakefield) =4.6m.
- Ivanhoe town water supply is currently being sourced from the Morrison's Lake reservoir. Morrison's Lake storage is currently 400 megalitres, town storage dam 50 megalitres. Recent flows in Willandra Creek have enabled staff to commence Morrison's lake storage replenishment.

Works Description	Original Budget	% Expended	Remaining Budget
Wilcannia Water	\$326,000	20%	\$262,935
Wilcannia Sewer	\$135,000	14%	\$116,212
White Cliffs Water	\$138,000	18%	\$113,160
Ivanhoe Water	\$241,000	17%	\$199,555

7.9 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	2%	\$103,961
CTWS – Preconstruction activities	Pre-construction activities	\$1,000,000	60%	\$408,453
	Training	\$200,000	100%	\$0
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

7.10 CASH AND INVESTMENTS

Schedule of Investments and Bank Balances as at 30 June 2017

	Amount
Cash Reserve	
Westpac Business Cash Reserve	\$1,995,000
Total Reserve Balance as at 30 June 2017	<u>\$1,995,000</u>
Bank Balances as at 30 June 2017	
General Fund	\$562,954 In Funds
Clearing Account (Account used for receiving deposits)	\$29,954 In Funds
Total Cash at Bank	<u>\$2,587,908</u>
Cash Restrictions	
Internal Restrictions	\$260,000
External Restrictions	<u>\$1,565,000</u>
Total Restrictions	<u>\$1,825,000</u>

Schedule of Investments and Bank Balances as at 31 July 2017

	Amount
Cash Reserve	
Westpac Business Cash Reserve	\$2,745,000
Total Reserve Balance as at 31 July 2017	<u>\$2,745,000</u>
Bank Balances as at 31 July 2017	
General Fund	\$803,002 In Funds
Clearing Account (Account used for receiving deposits)	\$16,589 In Funds
Total Cash at Bank	<u>\$3,564,592</u>
Cash Restrictions	
Internal Restrictions	\$260,000
External Restrictions	<u>\$1,565,000</u>
Total Restrictions	<u>\$1,825,000</u>

Schedule of Investments and Bank Balances as at 31 August 2017		Amount
Cash Reserve		
Westpac Business Cash Reserve		\$3,145,000
Total Reserve Balance as at 31 August 2017		<u>\$3,145,000</u>
Bank Balances as at 31 August 2017		
General Fund		\$405,934 In Funds
Clearing Account (Account used for receiving deposits)		\$10,531 In Funds
	Total Cash at Bank	<u>\$3,561,465</u>
Cash Restrictions		
Internal Restrictions		\$260,000
External Restrictions		<u>\$1,565,000</u>
	Total Restrictions	<u>\$1,825,000</u>

RECOMMENDATION:

That the Information Items report be received and noted.

SECTION 8. THE RECEIPT OF REPORTS FROM COMMITTEES

SECTION 9. URGENT BUSINESS

DRAFT

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.

RECOMMENDATION: That Council formally close the meeting to the public to discuss matters in accordance with Section 10A (2) of the Local Government Act 1993 at (insert time here).

10.1 DISCLOSURE OF INTEREST RETURNS FOR THE PERIOD 2016/17

RECOMMENDATION: That the Council move back into open Council at (insert time here).

SECTION 11. DATE AND VENUE FOR NEXT MEETING

The next meeting of Council will be held on Wednesday 25th October 2017 in Wilcannia at 9:00am.