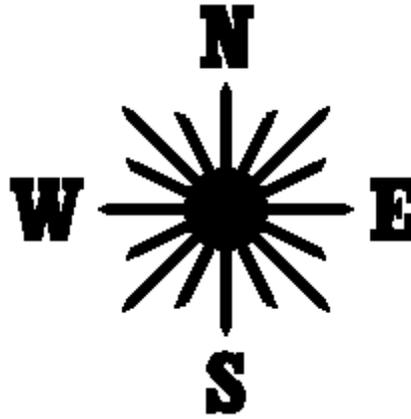


Mission Statement

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

Tuesday 19th November 2013 at 9:30am

In the Community Hall

White Cliffs

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 Community Hall, White Cliffs on Tuesday 19th November 2013 commencing at 9:30am.

Morning Tea is scheduled to be served at 10:30am and Lunch at 12:30pm. Refreshments will be served in the Community Hall.

Gavin Priestley from Department of Public Works will address Council at 10am on Public Works matters.

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SECTION 1. RECEIPT OF APOLOGIES

RECOMMENDATION

That the apologies be received and noted

SECTION 2. GRANTING OF LEAVE OF ABSENCE

RECOMMENDATION

That leave of absence be granted.

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

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

- Each member of the public who wishes to address Council is to register with Management prior to the commencement of the meeting, listing their name and the general topic or topics they wish to raise. Those who register will have precedence.
- All matters raised by members of the public must be of relevance to an item within this agenda.
- Each address will be limited to five (5) minutes at the discretion of the Chair.
- All matters raised by members of the public will be recorded and actioned within one month of the meeting.

SECTION 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RECOMMENDATION

That the minutes of the Ordinary Meeting of the Council held on the 15th October 2013, copies of which were circulated to all Councillors, be taken as read and confirmed as a correct record of the proceedings of the meeting.

4.1 BUSINESS ARISING FROM MINUTES

4.2 STATUS OF COUNCIL RESOLUTIONS - NOVEMBER 2013

Status of Council Resolutions - November 2013

Minute Number	Required action from Resolution	Responsible Officer	Secondary Support	Action Taken
13-9-11	Inform Councillors and Staff of the changes and Council's new policy "Public Interest Disclosures Act : Internal Reporting Policy".	AGM	EA	New policy to be considered at October Council Meeting
19-02-12	White Cliffs Water Supply - Glen Hope Agreement, too seek urgent legal advice regarding the original agreement	MTES	WE	Draft agreement sent 6-2-13. Awaiting reply
7-11-12	That the Central Darling Shire Council sign a Memorandum of Understanding between the Central Darling Shire, the Lands Councils and the Working Parties of Wilcannia, Ivanhoe and Menindee.	AGM	EA	MOU's sent out, awaiting response
8-11-12	That the Central Darling Shire Council seek grant funding from both State and Federal Governments to build housing for the aged in Menindee	MES	AGM	In progress
15-12-12	That the Draft Employee Housing Policy report be received and noted and further: 1. That the Draft Employee Housing Policy be adopted and publicly advertised for 28 days; 2. That a further report be submitted to Council after the closure of public submissions;	MES	AGM	Exhibition period completed and report to be presented to Council
21-03-13	That Council receive and note the Rail Road Interface Agreement That Council endorses the Interface agreement in the manner required, and authorizes the Acting General Manager to sign and seal the document as required.	AGM	MTES	In progress
10/04/2013	That the Athenaeum Building, Reid Street, Wilcannia report be received and noted, and further; That investigations into the possible return of the building to its former use as a Rural Transaction Centre be undertaken and reported back to Council.	AGM	IO	To be progressed
16/04/2013	That Council write to the relevant Minister to have Menindee included in the Remote Communities Water Supply and Sewerage Program.	AGM	EA	In Progress

Central Darling Shire Council - Ordinary Meeting - 19th November 2013

48-06-13	That Council request that the project be re-tendered, but only if funding is sought and received by NOW from the Federal Government to cover the cost of the project, and further; That the previous conditions Council requested through resolutions from May 2013 Ordinary Meeting relating to this project remain.	MTES	PE	In Progress
27-07-13	That a report be submitted to Council on the process involved for sale of land for unpaid rates and a draft listing of properties for inclusion in the sale be provided for Council's approval. That the above report be prepared for the meeting of Council in October 2013	RATES	MCCS	In Progress
41-09-13	That Council contribute at least \$10,000 towards the 150th gazettal mural project and the remaining funding from the Menindee Town Improvement fund.	MCCS	FM	In progress

RECOMMENDATION

That the Status of Council Resolutions be received and noted.

SECTION 5. MAYORAL MINUTES OR REPORT

RECOMMENDATION

That the Mayoral Report be received and noted.

SECTION 6. DISCLOSURES OF INTEREST – PECUNIARY AND NON PECUNIARY

RECOMMENDATION

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

SECTION 7. NOTICE OF MOTIONS

SECTION 8. NOTICE OF RESCISSION MOTIONS

SECTION 9. ACTING GENERAL MANAGER'S REPORT

9.1 INFORMATIONS ITEMS

9.1.1 CONSTITUTION RECONGNITION CAMPAIGN

ATTACHMENT 1

Correspondence has been received from the Australian Local Government Association providing an update on the reimbursement to local councils as a result of the cancellation of the Constitutional Recognition for Local Government. Council will be reimbursed in full for contribution to the referendum.

9.1.2 GOVERNANCE OF INCORPORATED ASSOCIATIONS

ATTACHMENT 2

Information has been received advising the Dept of Fair Trading has released a Discussion Paper that is aimed at improving governance in incorporated associations across NSW. The Discussion Paper explores 10 focused governance solutions including:

- the appointment of independent returning officers in certain circumstances;
- granting public warning powers to Fair Trading;
- mandatory mediation before going to court;
- mandatory practice directions and banning powers for the Commissioner for Fair Trading;
- allowing a member of an association to apply to the Local Court for an enforcement order;
- providing an oppressive conduct remedy;
- disclosure of interests to be recorded in an association's minutes;
- cancellation of registration on the grounds it is in the public interest to do so; and
- allowing Fair Trading to take action for misleading or deceptive conduct.

Interested persons can download the Discussion Paper via the Fair Trading website www.fairtrading.nsw.gov.au Submissions close 6 December 2013.

9.1.3 EXECUTIVE CERTIFICATE FOR ELECTED MEMBERS TRAINING

ATTACHMENT 3

Broken Hill City Council is looking at the possibility of conducting the newly introduced Executive Certificate for Elected Members. The training is a joint initiative between the University of Technology (Centre for Local Government) and TAFE NSW, to provide an accredited training program for Councillors. The Broken Hill City Council are calling for expressions of interest from Councillors within the Western Division who may be interested in completing this accreditation. Interested Councillors are encouraged to contact the Executive Assistant to register if interested in undertaking the training.

9.1.4 SUNSET STRIP WATER SUPPLY

ATTACHMENT 4

Information has been received from Essential Water to advise that the Sunset Strip Water Supply continues to remain not potable and therefore is unsafe to drink. The following characteristics apply:

- the water is unsuitable for drinking or food preparation.
- the water is safe for showering, bathing and washing activities
- boiling the water prior to use does not reduce harmful toxins which may be present in the water as a result of blue-green algae.

Essential Water recommend that warning signage is placed on all taps in and around Sunset Strip advising the water is non-potable

9.1.5 LOCAL LAND SERVICES UPDATE

The Chairs of 11 Local Land Services regions have been announced, and are as follows;

Chair of the Board of Chairs – John Macarthur-Stanham

Central Tablelands – Ian Armstrong

Central West – Tom Gavel

Greater Sydney – Terry Charlton

Hunter – Susan Hooke

Murray – Alex Anthony

North Coast – Kent Lee

North West – Conrad Bolton

Northern Tablelands – Hans Heitbrink

Riverina – Sam Archer

South East – David Mitchell

Western – Tom Hynes

The appointment of board members is in progress, along with the recruitment of General Managers.

It is proposed that the LLS will kick off in January 2014. More information on LLS is available at

www.dpi.nsw.gov.au/locallandservices

9.1.6 ROAD VERGE SEALING - WILCANNIA

ATTACHMENT 5

Street sealing including road verges was undertaken in Wilcannia during the week of 4 November 2013. As Council was aware a number of complaints were raised regarding this matter, hence the matter was discussed at the October Ordinary Meeting of Council. Council's Heritage Adviser, Liz Vines inspected the works during her routine visit to Wilcannia last week. A copy of her report is attached.

RECOMMENDATION

That the Information Items report be received and noted

9.2 CROWN LANDS AMENDMENT (MULTIPLE LAND USE) BILL 2013 ATTACHMENT 6

Summary

This report provides Council with information on the Crown Lands Amendment (Multiple Land Use) Bill 2013.

Commentary

Information has been received from The Hon. Andrew Stoner MP, Deputy Premier regarding the proposed Crown Lands Amendment (Multiple Land Use) Bill 2013. The current government has prepared the legislation and it is before the Upper House, but is currently being opposed. The Bill is being proposed due to a NSW Court of Appeal decision of 9 November 2012 (known as the "Goomallee case") that suggests that up to 7,000 community and commercial facilities operating under secondary tenures on Crown reserves may be considered legally invalid. Without a minor change to existing laws, the tenures issued to many community operations and local businesses

could be considered legally invalid. The Bill validates those existing secondary tenures on Crown reserves that are not causing material harm to the primary purpose of the reserve – the Bill supports the multiple use principle in the Crown Lands Act 1989 that Crown land should be used for multiple purposes where appropriate.

Support for the Bill is being sought. Upon review of the many Crown Reserves managed and under Council's control, it is noted that no secondary tenures have been issued that will be affected by the Bill. The reserves managed by Council are gazetted for specific purposes, and utilised for these purposes. Additional uses are generally not allowed. However, it is noted that flexibility for secondary uses on reserves could be valuable and beneficial for local communities, allowing locked up land gazetted for specific purposes to be utilised for a number of other uses. It is recommended that Council support the Bill.

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil to report at this stage.

RECOMMENDATION

That the Crown Lands Amendment (Multiple Land Use) Bill 2013 report be received, and further;

That Council acknowledge support for the Crown Lands Amendment (Multiple Land Use) Bill 2013.

9.3 PROPOSED SALE OF LAND - WILCANNIA

ATTACHMENT 7

Summary

The purpose of this report is to update Council on the proposed sale of 103 Hood Street, Wilcannia. The proposal has been placed on public exhibition and one submission was received. This report considers the submission and also the recommended outcome for the proposal.

Commentary

During September 2013, Council considered a report on the proposed sale of 103 Hood Street, Wilcannia (Lot 1 DP923976). The proposal to purchase the vacant land was submitted by Department of Families, Housing, Community Services and Indigenous Affairs (FAHCSIA) seeking to purchase a small parcel of land from Council for the proposed site of a new Early Childhood Hub and Belonging Centre in Wilcannia. The parcel of land located at 103 Hood Street adjoins two land parcels belonging to Maari Ma. It has been advised that a community meeting was held on 11 July 2013 and support from the community was forthcoming for the proposal. To progress the matter forward it is necessary for land to be secured for the site of the proposed structure.

Council has a Sale of Land Policy and relevant procedures in relation to this matter. The sale of land policy indicates the following:

Council may consider the sale of a parcel of operational land where this has been assessed by the relevant Manager/s of Council as not required for future operational or community purposes and this assessment has been provided by way of report to Council.

The land area in question has been assessed by Council officers, and is identified as operational land. In accordance with Council's own future land needs, the land parcel identified is not attached to other parcels of Council owned land. At this point in time, Council has no future plans for this land and it is surplus to Council's needs. It is recommended that Council consider moving through the process and correct procedures with the intention of offering the land for sale.

As per Council's procedures under the Sale of Land Policy, the proposal must be placed on public exhibition for 21 days via local advertising. If submissions are forthcoming, Council will take into account all relevant comments and representations before deciding to continue with the sale of land or not. A further report on these submissions must be prepared and presented to Council by the Manager Environmental Services recommending whether the sale of land should or should not proceed. A further formal Council resolution is required outlining whether the sale of land will or will not proceed.

If Council resolves to proceed with the sale of land, the land must be sold through one of the following ways;

- Auction – If the parcel of land is in high demand and has previously generated considerable interest from the public.
- Private Sale – If the parcel of land is of low demand and has generated low levels of interest from the public.
- Expression of Interest (EOI) – if Council is unsure of the potential interest in the parcel of land.

The method of sale will be determined after the public exhibition process if the sale proceeds.

As noted above, the proposal was placed on public exhibition for 21 days seeking submissions from the local Wilcannia community. During this period, one submission from C.L & C.G Elliott was received. The submission is attached for Councillors information. In response to the submission the following information is provided:

- The community meeting that was held was organised by agencies other than Council. The specifics of the community meeting have not been provided to Council, other than a community meeting was held.
- The initial request for purchase of the land was from FAHCSIA, however it has been stated since then that body that may be listed on the title could be Maari Ma.
- The project has attention of Federal Ministers, recent information from FAHCSIA suggests that funding is being pursued for the proposal and it is very likely the project will proceed. It is likely Maari Ma will take the lead and responsibility for the Centre.

As only one submission was received from the Wilcannia community on the proposed sale of the land, it can be concluded that there are low levels of interest in the proposal. The submission raised a number of matters that have been addressed above. There is no defined and pressing reason for the sale not to continue as a result of the submission received.

It is recommended that the sale of the land proceed via private sale due to low levels of interest in the proposal.

(a) Policy Implications

Council's Sale of Land Policy applies in this instance, and stipulates any sale must be conducted in accordance with the Council's adopted procedures. The relevant policy and procedures have been followed as required.

(b) Financial Implications

Sale price for the land is yet to be negotiated.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Public consultation has been sought, and one submission was received as noted above.

RECOMMENDATION

That the Proposed Sale of Land – Wilcannia report be received, and further;

That Council resolve to sell Lot 1 DP923976 as per the proposal submitted for the purpose of an Early Childhood Hub and Belonging Centre.

That the Acting General Manager be granted authority to commence negotiations with FAHCSIA regarding the price and the titleholder, and a further report be provided to Council on these matters.

9.4 DRAFT PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO COUNCILLORS POLICY

ATTACHMENT 8

Summary

The purpose of this report is to review Council's policy on the Payment of Expenses and Provision of Facilities to Councillors pursuant to the requirements of the Local Government Act 1993 (LGA 1993) and Regulations.

Commentary

The purpose of this policy is to ensure that there is accountability and transparency in the reimbursement of expenses incurred or to be incurred by Councillors. The policy also ensures that the expenses allowed and the facilities provided to assist Councillors are fair and reasonable.

The objectives of the policy are to ensure compliance with the provisions of section 252 of the LGA 1993. The policy establishes the framework concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to the Mayor, the Deputy Mayor and the Councillors in relation to the performance of the functions of civic office.

To fully meet the provisions of the legislation and DLG guidelines the policy must include all of the specific expenses for which Councillors are entitled to receive reimbursement and all of the specific facilities Councillors are entitled to use. Councillors can only receive reimbursement for expenses and the use of facilities when these are clearly identified in the policy.

The overriding principle to be addressed in the development of the policy is that the details and range of expenses paid and facilities provided to Councillors must be clearly and specifically stated and be fully transparent and acceptable to the local community. The policy must include clear limits and processes for approval, reconciliation and reimbursement for all expenses and facilities to maximise accountability and transparency.

The draft policy is attached for Councillors to information.

(a) Policy Implications

The adopted Policy will form part of Council's Policy Register.

(b) Financial Implications

There are financial implications and appropriate budgetary provisions will be adopted by Council each year as part of the annual Operational Plan.

(c) Legal Implications

This policy is covered by the Local Government Act 1993 and the Local Government (General) Regulation 2005.

The Policy describes the legislative provisions pertaining to this report.

A number of other government policy provisions affect this policy including DLG Guidelines for the payment of expenses and the provision of facilities to Mayors and Councillors, Model Code of Conduct for Local Councils in NSW, DLG Circulars and various ICAC publications.

(d) Community Consultation

Section 253 of the LGA 1993 states that Council must give public notice of its intention to adopt or amend a policy for the payment of expenses or provision of facilities allowing at least 28 days for the making of public submissions. Clause 217 of the Regulation specifies the required information.

Council must also forward a copy of the adopted policy inclusive of any public submissions to the DLG.

Section 254 requires that Council consider the report in open Council.

Section 428 describes Council's obligations regards the Annual Report.

The Policy when adopted will be published on Council's website and must be reviewed within 5 months after the end of each year by Council.

RECOMMENDATION

That the report Payment of Expenses and Provision of Facilities to Councillors be received and further:

- 1. That the draft policy Payment of Expenses and Provision of Facilities to Councillor be adopted and publicly advertised for 28 days;***
- 2. That a further report be submitted to Council after the closure of public submissions;***

3. That the policy be reviewed by Council each year and duly submit a copy to the Division of Local Government; and

4. That upon final adoption of the policy it be published on Council's website.

9.5 JANUARY 2014 COUNCIL MEETING

Summary

The purpose of this report is to enable Council to consider whether a Council meeting will be held in January 2014.

Commentary

Traditionally, Council has elected in the past not to hold Council Meetings in January. The reason for not holding a meeting in January is to enable senior staff to be provided with time to take leave, and not have to be working to timeframes to ensure reports are completed on time for inclusion in the Council Agenda for a Council meeting. It is also gives an opportunity for leave to be taken in alignment with school holidays. Historically, January is a relatively quiet time of the year, with other government departments functioning at low levels, and placing limited demands on local government.

There is the opportunity for Extraordinary Meetings to be held if necessary to address any urgent matters or items that may arise between the December and February Council Meetings.

(a) Policy Implications

Nil to report at this stage

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultations

Nil to report at this stage.

RECOMMENDATION

That Council does not hold a Council Meeting in January 2014.

9.6 COUNCIL MEETING SCHEDULE 2013

Summary

Council is required to set its Council Meeting Schedule for the next 12 months.

Commentary

Council must set its Council Meeting Schedule for 2014. Council meetings are held on the 3rd Tuesday of the month and start at 9am when held in Wilcannia and at 9.30am in other locations.

The suggested schedule for 2014 is:

18 February – Wilcannia

18 March – Wilcannia
15 April – Menindee
20 May – Darnick
24 June – Wilcannia (one week extension to allow 28 day public exhibition period of budget and plans)
15 July – Sunset Strip
19 August – Ivanhoe
16 September – Wilcannia
21 October – Tilpa
18 November – White Cliffs
16 December – Wilcannia

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil at to report at this stage.

RECOMMENDATION

That Council adopt the 2014 Council Meeting Schedule as detailed in this report.

9.7 CHRISTMAS FUNCTION

Summary

The purpose of this report is to allow Council to give consideration to holding a Christmas function for Councillors and staff.

Commentary

In previous years, Council has held a Christmas function that enabled staff, Councillors and committee members to get together prior to the end of year break-up. These functions were generally held of an evening after the December Council Meeting and at either the Engineering Depot, or the Customer Service Centre in Wilcannia. This year, it is suggested that Council hold a Christmas function as in past years, this being an evening function with an end time of 9pm. The venue could either be the Engineering Depot or the Customer Service Centre, with a meal and beverages to be provided.

Consideration has been given to the distribution of beverages, and the following steps are advised;

1. Being a 'work function' Council's duty of care will still remain.
2. As per 1, responsible service of alcohol will need to be followed. This can be done with Council employees that hold an RSA Certificate, provided they are meeting all the

appropriate standards including not consuming alcohol themselves. These employees can 'volunteer' their time. Alternatively, hiring 'bar staff'.

3. As per 1, appropriate behaviour standards must still be met, and inappropriate behaviour dealt with in line with Council's Code of Conduct to the same level expected during normal work hours.
4. Getting to, and going home from, the Christmas party. This can be accomplished by reminding staff that alcohol and driving does not mix and encouraging staff to make appropriate arrangements for travel, etc.

Estimates of the costs for the previous two functions are provided below.

(a) Policy Implications

Nil to report at this stage

(b) Financial Implications

2011 – costed \$2283

2012 – costed \$3201

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultations

Nil to report at this stage.

RECOMMENDATION

That the Council hold a Christmas function on 17 December 2013.

SECTION 10. MANAGER TECHNICAL AND ENGINEERING SERVICES REPORT

10.1 INFORMATION ITEMS

10.1.1 GRADING PROGRAM

ATTACHMENT 9

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 on a monthly basis.

RECOMMENDATION

That the Information Items report be received and noted.

10.2 ROADS REPORT

Summary

The purpose of this report is to update Council on the current status of the 2013/2014 Roads section of the Engineering Department for the previous month.

Council currently has four grading crews operating within the shire. RMS Ordered Works, capital works, tendered private works and maintenance grading works are in progress.

Commentary

State Roads:

- 2013/2014 RMCC works estimated cost for Routine Maintenance Works on both highways is \$533,000.
- 2 Works Orders received this financial year to date.
- 3 Works Orders remaining from 2012/13 financial year.
- Heavy patching and reseal works to commence October 2013

	Original Budget	Remaining Budget	% Expended
RMCC (ROUTINE WORKS)	\$533,000	\$233,836	57%
RMCC (Ordered Works)	\$831,027	\$796,547	5%
SH21 Capital Works (2012/13)	\$1,064,953	\$1,064,953	100%

Regional Roads:

- 2013/14 Regional Road Block Grant including traffic and supplementary components is \$2,498,000. MR67 Balranald Rd Reconstruction Works has been allocated \$540,000 from the Block Grant.
- Roads to Recovery (R2R 2013/14) portion of \$353,770 has been allocated to Yampoola Crossing Upgrade Works, MR68C Pooncarie Rd

	Original Budget	Remaining Budget	% Expended
Regional Road Block Grant	\$1,958,000	\$1,265,075	35%
MR68C Yampoola Crossing (R2R 13/14)	\$353,770	\$284,987	20%
MR67 Balranald Rd Reconstruction	\$540,000	\$540,000	100%

Local Roads:

- 2013/14 Local Roads Component (FAG) is \$1,468,139. Works Committee allocation this year is \$385,000
- Roads to Recovery (R2R 2012/13) allocation of \$703,770 for SR1 Tilpa East Rd works are in progress
- Roads to Recovery (R2R 2013/14) portion of \$350,000 has been allocated to SR3 Tongo Rd Flood Mitigation Works

	Original Budget	Remaining Budget	% Expended
Local Roads Component (FAG)	\$1,083,139	\$584,810	46%
SR1 Bridges (R2R 12/13)	\$703,770	\$256,600	64%
SR3 Flood Mitigation Works (R2R 13/14)	\$350,000	\$225,861	35%

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

various as displayed in the above table.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil to report at this stage.

Town Improvement Funds:

- Funding as listed below is sourced from the Local Roads component (FAG) Funds
- **Wilcannia** - \$20,000 allocated to be put back into a community fund subject to matching grant funding. Any proposed community projects to be fully costed and assessed before being committed to.
- **White Cliffs** - \$40,000 allocated to new playground subject to matching grant funding. Remaining funds to be held over and any proposed community projects to be fully costed and assessed before being committed to.
- **Menindee** - \$70,000 allocated to the new Multi-Purpose Sporting Complex. Remaining \$20,000 to be held over
- **Ivanhoe** - \$90,000 To be determined. No funding was allocated at this time. Engineering to measure up and cost paving works at the front of the School entrance. Include options for drainage improvements, seating and any landscaping improvements. Include measurements and costs for paving at the Ivanhoe Hotel in next report.
- **Sunset Strip** - \$25,000 allocated to the purchase of a new tractor and water tank to be fitted to the flatbed truck in Sunset Strip.

	Original Budget	Remaining Budget	% Expended
Wilcannia	\$90,000	\$90,000	0%
White Cliffs	\$90,000	\$90,000	0%
Menindee	\$90,000	\$90,000	0%
Ivanhoe	\$90,000	\$90,000	0%
Sunset Strip	\$25,000	\$25,000	0%

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Various as displayed in the above table. Funds sourced from the Financial Assistance Grant – Local Roads Component.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil to report at this stage.

RECOMMENDATION

That the Roads Report be received and noted.

10.3 SERVICES REPORT

Summary

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

Commentary

Town Maintenance:

- General routine inspections and maintenance
- The table below references Parks and Gardens which include mowing, buildings and toilets. The Ancillary Works include Kerb and Gutter, Footpaths, Trees, Signs and Street lighting.

	Original Budget	Remaining Budget	% Expended
Parks & Gardens/ Sporting Facilities	\$241,600	\$181,830	25%
Ancillary Works	\$125,800	\$73,015	42%
Street Cleaning/ Bins	\$144,800	\$107,198	26%
Aerodromes	\$93,269	\$69,811	25%
Public Conveniences	\$37,250	\$19,196	48%

Water & Sewerage Maintenance:

- Wilcannia town water supply is currently being sourced from the Darling River Weir pool.
- White Cliffs town water supply is sourced from ground tanks current levels detailed below:
Tank 1 =4.5 m, Tank 2 =3.8m, Tank 3 (Wakefield 5.5m)
- Ivanhoe town water supply is currently being sourced from the Morrisons Lake reservoir. Morrison's Lake storage is currently 420 megalitres, town storage dam 45 megalitres.

	Original Budget	Remaining Budget	% Expended
Wilcannia Water	\$308,250	\$189,290	39%
Wilcannia Sewer	\$81,000	\$48,030	41%

White Cliffs Water	\$113,500	\$53,230	53%
Ivanhoe Water	\$151,500	\$88,701	41%

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil to report at this stage.

RECOMMENDATION

That the Services Report be received and noted.

10.4 PROJECTS REPORT

Summary

The purpose of this report is to update Council on the current status of projects being undertaken by the Engineering Department.

Commentary

Project	Comments	Original Budget	Remaining Budget	% Expended
Remote Communities Water & Sewer Project	Reservoir Relining works completed.	\$400,000	\$0	100%
	Treatment Plant Upgrade works in progress.	\$550,000	\$522,414	5%
	Civil works component to be retendered	\$2,080,000	\$2,080,000	\$0
Aboriginal Communities Water	Council resumed water and sewer services from 1 st July 2013.	\$121,000	\$111,400	8%

	Filtered Pipeline over Old Wilcannia Bridge to be replaced Nov 2013	\$59,000	\$59,000	\$0
SR1 Bridge Replacements	In Progress, expected completion Nov 2013	\$703,770	\$256,600	64%
MR67 Balranald Rd Construction 2013/14	In Progress, expected completion Nov 2013	\$540,000	\$0	100%
Darling Basin Drilling Program	In Progress, expected completion December 2013	\$843,803	\$510,580	40%

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Various as displayed in the above table.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

As required

RECOMMENDATION

That the Projects Report be received and noted.

SECTION 11. MANAGER ENVIRONMENTAL SERVICES REPORT

11.1 INFORMATION ITEM

11.1.1 SEXI PROJECT

ATTACHMENT 10

Co-ordinator of SEXI, Mr Matt Parmeter has prepared a newsletter providing an update on the SEXI Project. A copy of the newsletter is attached.

11.1.2 SWIMMING POOL UPDATE

ATTACHMENT 11

All Council pools will be ready for opening during the week of 18 November 2013. Pool Lifeguards have been employed on a casual basis, and will undertake training during the week of 11 November 2013. Lifeguards this year are as follows:

Wilcannia – Jordan Martin, Emma (Sereima Vuakatagane)

Menindee – Lyndsey Ward, Steven Newman, Poppy Doolan

White Cliffs – Enid Black, Roger Mohler

Ivanhoe – Mark McKenzie, Mackenzie Highman

A number of volunteers have offered to assist this year to try and keep the pools open for longer hours. At this point in time, opening hours will be the same as previous years, albeit restricted to meet budgetary allocations.

11.1.3 MINING SEPP AMENDMENT

ATTACHMENT 12

The NSW Government has announced initiatives under its Strategic Regional Land Use Policy aimed to protect some five million hectares of residential and strategic agricultural land across the State from the impacts of mining and coal seam gas (CSG) activity. These initiatives amend the State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007. They are as follows:

- The introduction of a Gateway process to provide further scrutiny to new State significant mining and CSG proposals on the State's most valuable agricultural land, including biophysical strategic agricultural land and the Upper Hunter equine and viticulture critical industry clusters.

- Establishment of the Mining and Petroleum Gateway Panel to oversee the Gateway assessment.

Mr Terry Short has been appointed as Chairperson.

- The introduction of coal seam gas exclusion zones to existing residential areas in all 152 councils in NSW and the North West and South West Growth Centres in Sydney. The zones ban new State significant coal seam gas proposals (including exploration and production) or the expansion of existing projects in, and with two kilometres of residential areas zoned R1 and RU5 across the State, and the North West and South West Growth Centres of Sydney.

The proposal is being exhibited until 8 November 2013.

RECOMMENDATION

That the Information Items report be received and noted.

11.2 ENVIRONMENTAL SERVICES STATISTICS

Summary

This report provides a statistical summary of legislative activities undertaken by Environmental Services within October 2013.

Commentary

The statistics will be provided to Council on a monthly basis. The below table demonstrates results.

<u>Statistics for October 2013</u>	
Number DA'S Approved	2
Total Value of DA's approved	\$12,000
Food Premises Inspected	Nil
Animal Control Activities	Impounded = 7, Rehomed = 3, Returned to Owner = 1, Euthanized = 3 Registrations = 1, Microchipped = 4, Penalty Notices Issued = 0
Water Sampling	Microbiology Samples Collected = 8 Chemistry Samples Collected = 0 Disinfection By Products = 0 Non-compliant Samples = 0

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultations

Nil to report at this stage.

RECOMMENDATION

That the Environmental Services Department Statistics for October 2013 report be received and noted.

11.3 REVIEW OF 2004 WATER SHARING PLANS

ATTACHMENT 13

Summary

The purpose of this report is to inform Council that all 2004 water sharing plans must be replaced with a new plan.

Commentary

NSW Minister for Primary Industries has recently supported the review and replacement of the 31 water sharing plans due to expire in 2014. There are different levels of change for the 31 water

sharing plans. The plans relating to our area are noted as inland water sharing plans. The following information has been provided relating to inland water sharing plans:

If NSW signs an Intergovernmental Agreement regarding the Basin Plan, water sharing plans in inland NSW may, in the near future, need to be accredited under the Commonwealth Basin Plan. For this reason, changes to inland plans during this period will be limited.

As part of plan replacement, changes will be made to ensure consistency with the current legislative framework and inclusion of policy initiatives commenced since 2004.

In most cases, no change to the intent of the water sharing plan rules is proposed.

Additional flexibility for management in regulated rivers during drought periods will also be considered. This issue is complex and it may not be feasible for amended rules to be finalised within the timeframe for replacement.

Further information can be found on the following websites:

<http://www.nrc.nsw.gov.au/Workwedo/WaterSharingPlanReviews.aspx>

<http://www.water.nsw.gov.au/Water-management/Water-sharing-plans/Plans-review>

It would appear that minimal changes will be made to existing plans. The NSW Office of Water advise that where changes to the intent of rules are proposed, consultation will occur with stakeholders prior to changes being recommended to the Minister.

Contact has been made with NSW Office of Water to seek specific information on plans relating to Central Darling and the dates and review times to commence are as follows;

2014 – NSW Murray & Lower Darling Regulated River

Lachlan Regulated River

2018 - NSW Great Artesian Basin Groundwater

2022 - Lower Murray-Darling Unregulated & Alluvial

North Western Unregulated & Fractured Rock

NSW Great Artesian Basin Shallow Groundwater

NSW Murray-Darling Basin Fractured Rock Groundwater

NSW Murray-Darling Basin Porous Rock Groundwater

2023 – Barwon-Darling Unregulated & Alluvial

Further information will be provided to Councillors as it becomes available.

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to support at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultation

Nil to report at this stage.

RECOMMENDATION

That the Review of 2004 Water Sharing Plans report be received and noted.

11.4 DRAFT ASBESTOS POLICY

ATTACHMENT 14

Summary

The purpose of this report is to present Council's draft Asbestos Policy for adoption.

Commentary

Under new arrangements, Council is required to prepare and adopt an Asbestos Policy. This policy was formulated to be consistent with council's legislative obligations and within the scope of Council's powers, and is based upon the Model Asbestos Policy for NSW Council's developed by the Heads of Asbestos Coordination Authorities to promote a consistent Local Government approach to asbestos management across NSW.

The draft policy contains information on the following:

- the role of council and other organisations in managing asbestos.
- council's relevant regulatory powers.
- council's approach to dealing with naturally occurring asbestos, sites contaminated by asbestos and emergencies or incidents.
- general advice for residents on renovating homes that may contain asbestos.
- council's development approval process for developments that many involve asbestos and conditions of consent.
- waste management and regulation procedures for asbestos waste in the LGA.
- council's approach to managing asbestos containing materials in council workplaces
- sources of further information.

The draft policy is presented for Council's adoption to enable public exhibition to commence.

(a) Policy Implications

Will form part of Councils Policy Register.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage.

(d) Community Consultations

Will be placed on public exhibition for 28 days seeking submissions from the general public.

RECOMMENDATION

That the Draft Asbestos Policy be received; and further

That the Draft Asbestos Policy be placed on public exhibition for 28 days, and a further report be presented to Council after the exhibition period closes.

11.5 LEASE – PART OLD SHIRE DEPOT, WILCANNIA

Summary

This report advises Council the lease for use of part of the Old Shire Depot in Wilcannia is due for renewal with the current lessee Mr J. Schofield.

Commentary

For a number of years part of the Old Wilcannia Depot located on Crn Bourke and Field Streets, Wilcannia has been leased by Mr J. Schofield. Mr Schofield currently occupies a small part of the site and uses the old amenities and shed for shelter for his caravan. This agreement has been in place for the past 20 + years. The remainder of the site, including the large shed and ATCO accommodation units are utilised by Council's Environmental Services Dept as a works depot. The ATCO accommodation is utilised by Council contractors and tradespersons when undertaking works in the Wilcannia area on behalf of Council. The ATCO's are also utilised by Council staff when visiting from other towns requiring accommodation overnight. Mr Schofield has utilised the small area on the eastern side of the site for many years, and pays minimal rent being \$1.00 per week in lieu of providing some security to the site for Council. The security is more in the form of a caretaker role or as a presence on the site to detract intruders. To date the shed or the ATCO's have not been vandalised or incurred any break-ins. Mr Schofield pays for his power usage, water usage is not excessive and excess water charges have not been incurred on the site to date.

This has been a long term arrangement that has worked satisfactorily in the past. Mr Schofield is seeking the lease be renewed as it expires on the 11th December 2013. Generally the lease is for a 12 month period, with an option to extend for a further 12 month period. It is recommended that Council consider issuing the lease for a 2 year period, with the inclusion for the option to extend for a further 12 month period.

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Nil to report at this stage.

(c) Legal Implications

Nil to report at this stage

(d) Community Consultations

Nil to report at this stage.

RECOMMENDATION

That the Lease – Part Old Shire Depot, Wilcannia report be received, and further,

That the lease agreement between Council and Mr John Schofield for use of part of the old Shire depot be renewed for a two year period with the inclusion of an option to extend for a further 12 month period.

SECTION 12. FINANCE MANAGER'S REPORT

12.1 INVESTMENTS AND BANK BALANCES

Schedule of Investments and Bank Balances as at 31st October, 2013							
			Term	Interest Rate	Maturity		Amount
Deposits at Call							
	Westpac	11am Call Account					\$0
Total Investments as at 31st October, 2013							\$0
Bank Balances as at 31st October, 2013							
	General Fund						-\$1,132,084 Overdrawn
	(Overdraft limit:	\$1,000,000)					
	Trust Account						\$6,185 In Funds
At Call refers to funds held at a financial institution that can be recalled within 24 hours.							

RECOMMENDATION

That the Schedule of Investments Report for the 31st October 2013 be received and adopted.

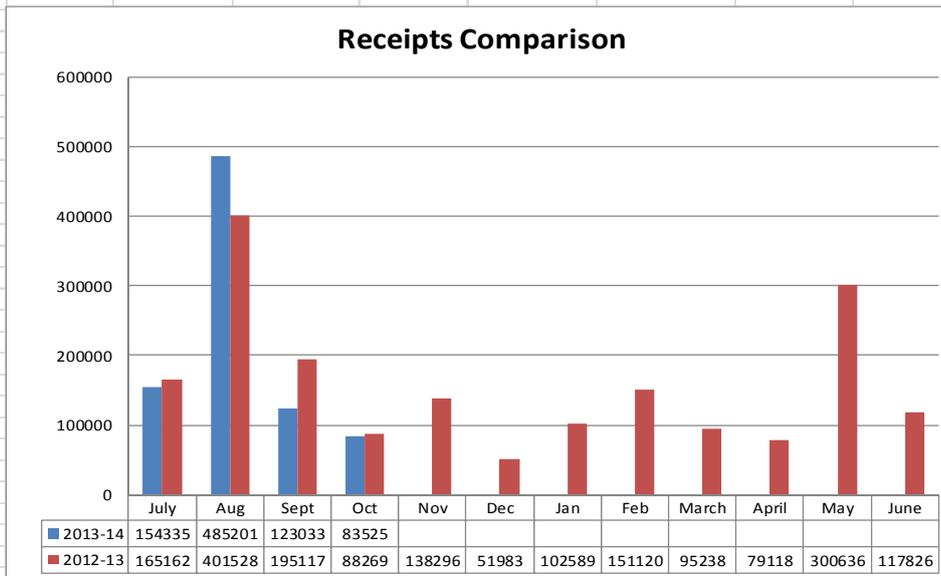
12.2 RATES REPORT

STATEMENT OF RATES and CHARGES as at 31st October 2012

YEAR TO DATE									
Fund	Current Levies	Current Interest	Arrears Incl Interest	TOTAL	Receipts	W/Offs	Pensioner Subsidy	Rates in Credit	BALANCE
General	703,011	8,209	255,061	966,282	331,518	362	14,995		619,407
Special	33,602	737	23,303	57,642	17,895	6	0		39,741
Water	312,760	6,779	215,327	534,866	151,319	936	4,594		378,017
Sewer	105,430	1,795	55,295	162,519	47,279	12	788		114,441
Garbage	380,778	6,221	187,226	574,225	190,451	447	13,217		370,110
Excess Water	94,644	5,316	239,964	339,924	105,448	4,107	0		230,368
Charge on Land	672	0	15,251	15,923	2,184	0	0		13,739
Rates in Credit								(46,337)	(46,337)
TOTALS	\$1,630,898	\$29,057	\$991,425	\$2,651,380	\$846,095	\$5,870	\$33,593	(\$46,337)	\$1,719,486

THIS PERIOD	
Balance @ 30/09/2013	1,851,561
Interest raised	6,353
Water Charges Credited	(50,524)
Supplementary Levies	348
Receipts	(83,525)
W/Offs	0
Pensioner Rebates	0
Rates in Credit	(4,727)
Balance @ 31/10/2013	\$1,719,486
Net Movement	(\$132,075)

Aged Balances	Current	1 Year	2 Years	3 Years	4 Years	5 Years & Over	Interest	Rates in Credit	
31/09/2013	\$997,707	\$172,409	\$109,882	\$88,225	\$73,777	\$193,533	\$257,638	(\$41,610)	\$1,851,561
30/10/2013	\$882,908	\$164,241	\$107,943	\$87,302	\$73,015	\$190,513	\$259,902	(\$46,337)	\$1,719,486
Net Movement	-\$114,799	-\$8,168	-\$1,939	-\$923	-\$762	-\$3,020	\$2,264	(\$4,727)	(\$132,075)



RECOMMENDATION

That the Rates Collection Report for October 2013 be received and adopted.

12.3 SALE OF LAND FOR UNPAID RATES

ATTACHMENT 15

Summary

As a consequence of the inability to recover any of the amounts outstanding from various property owners for a period in excess of five years this report recommends to Council the sale of this land for unpaid rates and charges under Section 713 Local Government Act, 1993 and Part 5 Division 3 Clause 133 of the Local Government (General) Regulations 2005.

Report

The properties described have rates and charges that have been outstanding for a period in excess of five years, or in the case of vacant land in excess of 12 months (where the rates and charges exceed the value of the land), notwithstanding a prolonged recovery process to contact owners or interested parties to achieve settlement of the amounts due and payable. Whilst not an exhaustive list, some of the recovery processes have included Annual Rate Notices, Quarterly Instalment Notices and Reminder Letters being sent to the registered rate payer's last known address. In addition searches to track owners have been conducted through online White Pages, Council records and through Council's external debt recovery agents, Outstanding Collections and NV Lawyers.

As a last resort action has now been initiated to sell the properties under Section 713 (2) of the Local Government Act 1993 for unpaid rates and charges. In accordance with Section 602 the required record keeping in relation to these properties is complete and title searches have been undertaken with the Land & Property Information Office to ascertain or validate ownership.

The assessment numbers and rates arrears of the various properties are detailed in the table attached. It should be noted that many of the properties are vacant land, mostly owned by non-residents. At this stage it is not proposed to sell any property where the owner is resident. A further sale for these properties may be considered necessary if the owners who have not made suitable payment arrangements continue to fail to meet this responsibility. Due to privacy issues the name/s have been excluded.

The attached list includes 54 properties* with arrears totalling \$404,536. Any shortfall between the sale price and the amounts payable to Council, together with any proportion of the costs of the sale, will be written off. Likewise any surplus will be transferred to a Trust Account for 'proceeds of sale of unpaid rates' until a claim is received. Any unclaimed amount after six years (or in some cases, less) is remitted to the Office of State Revenue as unclaimed moneys under the Unclaimed Money Act, 1995.

*May be amended prior to sale.

The sale of land for unpaid rates is required to be held by public auction. Expressions of interest will be called for an auctioneer and a recommendation made to Council for appointment.

It is recommended that Council place a reserves on each properties to be sold, and that Council itself bid up to the reserve in order to prevent speculators from purchasing land at unrealistically low process. The sale is scheduled to be conducted on 4th April 2014. Council's solicitor will be requested to take all necessary action to execute the conveyances as appropriate. A property can be withdrawn from sale but only if all rates and charges are paid in full by Bank Cheque or cash by the close of business on the day before the auction that is: 5pm on Thursday 3rd April 2014.

Conclusion

Sale of land for unpaid rates is the final process available to Council to recover outstanding rates and charges. This process is only undertaken after all other recovery processes have failed. In fairness to those rates payer who have meet there obligation, it is a necessary step that must be taken.

Not to proceed with the sale of land for unpaid rates can suggest delinquent rate payers that there are no consequences for non – payment.

At a time when all Councils are facing significant funding pressures, failure to hold this type of sale could indicate to State Government and unwillingness on Councils part to resolve its own funding issues.

(a) Policy Implications

Nil to report at this stage.

(b) Financial Implications

Costs associated with the proposed sale will be funded from sale proceeds. Any rates and charges to be written off have been previously provided for in Councils accounts and there will be no impact on the current years results.

(c) Legal Implications

Nil to report at this stage

(d) Community Consultations

N/A

RECOMMENDATION

That the Sale of Land report be received, and further:

- 1. That Council proceed with the sale of land for unpaid rates for properties listed in the attachment;***
- 2. That Council call for expressions of interest by Auctioneers to undertake the auction of the listed properties;***
- 3. That Council authorise an appropriate Council officer who will be available at the auction to sign contracts for the land sold;***
- 4. That Council instruct the Manager, Corporate Service & Community Services to prepare draft policies on Hardship and future Sale of Land for Unpaid Rates.***

SECTION 13. CORRESPONDENCE

RECOMMENDATION

That the Correspondence for Council be received and noted.

13.1 MEDIA RELEASES

Date	Sender	Contents
22/10/2013	Local Government and Shires Associations of NSW	Local Government NSW achieves changes to Planning Bills.
1/10/2013	Member for Murray-Darling	Williams welcomes new menacing dogs laws.
7/10/2013	Member for Murray-Darling	Williams throws his support behind movember moto muster.
16/10/2013	Member for Murray-Darling	How do we fix the drug problem.
18/10/2013	Member for Murray-Darling	Labor & the greens threaten future of Community facilities and local businesses in the Murray-Darling electorate.
18/10/2013	Member for Murray-Darling	Williams welcomes the amending of the former labor government's reliability standards.
18/10/2013	Member for Murray-Darling	Williams welcomes NSW menacing dog laws to protect community.
5/11/2013	Member for Murray-Darling	New Cells complex for Broken Hill Court.
6/11/2013	Minister for LG , Don Page MP	Ministers reminder on pools register

13.2 CIRCULARS/NEWSLETTERS

Sender	Date	Contents
NSW Government	15/10/2013	Circular: 2014 Ministers awards for

NSW Government	29/10/2013	women in Local Circular: NSW Government requests Councils to not fine pool owners for failing to register by 29 October.
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SECTION 14. THE RECEIPT OF REPORTS FROM COMMITTEES

RECOMMENDATION

That the White Cliffs Community Association Annual General Meeting Minutes dated Friday 4th October 2013 be received and noted.

RECOMMENDATION

That the MANEX Meeting Minutes dated Monday 31st October 2013 be received and noted.

RECEIVED
24 OCT 2013

BY:.....

MINUTES OF ANNUAL GENERAL MEETING

WHITE CLIFFS COMMUNITY ASSOCIATION

S355 COMMITTEE

Held Friday 4 October 2013 at

**White Cliffs Opal Pioneer Caravan and Camping Tourist Park
office at 2.30pm**

In the chair-Chairperson –Graham Wellings

Present:- Graham Wellings, Rod Cook, Bill Watson, Irma Bacot and Annette Henderson.

Visitors:- Sue Cook.

Apologies: Leanne Ryan – Doug Torpey.

1. Minutes of the previous AGM 2nd Sep 2112 read by Secretary Irma.
Moved:- Annette Henderson 2nd Graham Wellings that the minutes be accepted as true and correct record of proceedings. Carried.
2. Annual reports:-
 - A. Graham Wellings read his report to members (attached)
 - B. The treasurers report was read-Paul Gavin CDSC Accountant audited the account(see attached)
Moved:-Bill Watson 2nd Rod Cook that the report be accepted. Carried.

The meeting moved to the election of Office bearers.

Moved :-Rod Cook 2nd:- Annette Henderson that the same committee be reinstated. Carried.

Chair:- Graham Wellings

Vice President:- Rod Cook

Secretary,Treasurer:- Irma Bacot

Committee:- Bill Watson, Annette Henderson.

MINUTES OF GENERAL MEETING WHITE CLIFFS COMMUNITY ASSOCIATION

S355 COMMITTEE

Held Friday 4 October 2013 at

White Cliffs Opal Pioneer Caravan and Camping Tourist Park office

In the chair-Chairperson –Graham Wellings

Present:-Graham Wellings, Rod Cook, Bill Watson, Irma Bacot and Annette Henderson.

Visitors:- Sue Cook.

General Business:- Bill Watson approached the committee regarding the caravan sites drainage. The time to do this work is in the month of December and January. To close 12 powered sites leaving 10 powered sites available. For the shire to supply machinery and the WCCA to pay for material necessary for this work.

Graham Wellings to see council for approval, committee to ring Reece plumbing for price of material.

Moved:- Annette Henderson 2nd:-Rod Cook. Carried.

For fencing boundary of Caravan Park, Graham Wellings to enquire with Council. This job to be done by end of January they have been going on for too long.

Moved:- Irma Bagot 2nd:-Graham Wellings. Carried.

Meeting closed at 3.15pm

PRESIDENT'S ANNUAL REPORT 2013

S355 COMMITTEE-WHITE CLIFFS COMMUNITY ASSOCIATION

We have had another successful year with the park turnover being as good as previous years. The credit for this goes to Bill and Irma for the way they run The Opal Pioneer Caravan Park. The Maintenance and presentation is a credit to them and I congratulate you both for the great work you do.

I thank Rod Cook for his continued support, we would be lost without his computer skills and service to the White Cliffs Community Assn. as Deep President.

Thank you Irma for your roll as Secretary/Treasurer, Irma dose a great job preparing the books for auditing and presenting the Treasurers Report and just making things happen.

I thank The Committee Members for their support to the community assn..

This year was disappointing as improvements didn't happen. We will keep working on the gray water drainage and fencing the park.

President.

G S Wellings

White Cliffs Community Association
Cash Transactions Report for year ending 30th June 2013

	Jul-11	Aug	Sept	Oct	Nov	Dec	Jan	Feb	March	April	May	Jun-12	Year
Bank Balance B/Pwd	39,068	43,605	46,087	45,041	61,298	51,300	49,659	49,274	47,097	46,934	54,524	58,064	\$39,068
Less Unpresented Cheques	0	0	0	0	0	0	0	0	0	0	0	0	\$0
Book Balance	39,068	43,605	46,087	45,041	61,298	51,300	49,659	49,274	47,097	46,934	54,524	58,064	\$39,068
Receipts													
Sites													
Showers	7,367	9,130	130	17,355	990	655	645	362	1,245	10,330	7,035	8,570	\$63,754
Laundry	485	440		1,180	90	20	30	18	75	585	460	430	\$3,813
Donation from CASC	503	560		1,035	220	100	120	110	140	525	400	560	\$4,273
Shire contribution		220	220	220	220	220	440		220	220	440	950	\$950
Interest received		1	2	2	2	2	2	2	2	2	2	2	\$2,420
ATO/BAS Refunds													\$21
Bill - Allowance													\$0
Expenditure													
ATO/BAS Payments	8,356.24	10,351.36	351.69	19,791.69	1,461.74	997.19	1,236.94	491.94	1,681.69	11,651.80	8,336.72	10,512.15	\$75,231
Fuel	1,864			1,067									\$2,931
Telephone	132	142		303	150	146	132	134	144	140	144	165	\$1,732
Electricity	100	115	98	103	70	77	64	53	65	96	118	96	\$1,056
Repairs & Maintenance		6,183			6,027			747			3,020	194	\$15,977
Infrastructure	231			22		42					30		\$518
Minor Capital Purchases					602			349					\$0
Capital Improvements/Renewals					3,311								\$951
Washing Machine													\$3,311
Caretaker Fee	1,300	1,300	1,300	1,950	1,300	1,300	1,300	1,300	1,300	1,950	1,300	1,300	\$0
Advertising (Net)													\$16,900
Memberships						750		86					\$836
Donations						340							\$340
RFDS													\$0
White Cliffs Sporting Club													\$0
W/Cliffs Public School													\$25
Cancer Council													\$0
Other											100		\$100
Cleaning/Electrical goods	192	130		53			48			45		55	\$523
H:\Corporate Services\Finance\Accountant\Community Audits (3555)\White Cliffs Community Association													\$0

	37				35				335				121		85		59		
General																			
Colour for a cure day																			
Seniors Week																			
Book Balance	3,818.82	7,869.64	1,397.83	3,533.78	11,460.08	2,638.39	1,621.54	2,669.61	1,843.99	4,072.33	4,797.05	1,869.51							\$47,593
plus Unpresented Cheques	43,605	46,087	45,041	61,298	51,300	49,659	49,274	47,097	46,934	54,524	58,064	66,706.15							\$66,706
Bank Balance	0	0	0	0	0	0	0	0	0	0	0	0							\$66,731 In funds
Net Movement In Book Cash (negative)/positive	(\$4,537)	(\$2,482)	\$1,046	(\$16,258)	\$9,998	\$1,641	\$385	\$2,178	\$162	(\$7,589)	(\$3,540)	(\$9,668)							\$27,639
																			Surplus

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White Cliffs Community Association

I have reviewed the Cash Payments and Cash Receipts Book, cheque butts and bank statements of the White Cliffs Community Association for the year ended 30th June 2013 together associated records. In common with other organisations of a similar nature, control over income prior to its recording is very limited and there are no practical audit procedures to determine the effects of this limited control. Deposits to the bank account are treated as income.

Subject to the possible effect of the limited control over income referred to above, I am of the opinion that the Income & Expenditure Statement is a fair and reasonable reflection of the transactions of the Association.

A handwritten signature in black ink, appearing to read 'Paul J Gavin', written over a dotted line.

.....
Paul J Gavin ACA (NZ)

Central Darling Shire Council
July 27, 2013

Minutes of MANEX Meeting held Thursday 31st October 2013

Meeting Commenced at 11:00am

Present

Leeanne Ryan -Acting GM

Reece Wilson - MTES

Paul Gavin - Acting FM

David Cuming - Acting MCCA

Apologies

Adelaide Elliott - EA

Business Arising from Minutes

Caravan dump points were discussed. Available funding requires 50/50 funding. To be further investigated by Acting FM.

Governance

Acting GM requested closer information sharing across departments. Managers are to keep in contact and share information relating to projects, financial matters and costings to other members of the MANEX team on a regular basis.

Asset management plans are being reviewed and due. MTES advised will be completed by end of November.

Financial Management

Acting MCCA and Acting FM gave an update on Council's financial status.

Council's Financial Statements are being prepared and will be lodged with DLG shortly.

Budget review to be completed for December Council meeting.

Risk Management

Risk documents continue to be sourced and developed for use for Council's operations.

Incident/Accident Reports

Menindee Garbage Truck – bin placed too close to motor vehicle.

Ranger/Animal Control Officer vehicle – roo strike.

Ivanhoe Ganger – pipe related arm injury.

Complaints

Acting GM went through outstanding complaints , a number remain outstanding requiring action. MTES to finalise responses to complaints received regarding the road verge sealing as a matter of urgency.

Human Resource Management

Staff uniforms to be further progressed with frontline staff to be provided uniform.

A number of staff appraisals remain outstanding in Finance and Corporate Services. Acting MCCS and Acting FM advised they will be completed within 3 weeks.

Temporary Tourism Officer appointed for 3 months to assist within the Wilcannia Post Office. Resignation received from White Cliffs labourer. Interviews for Wilcannia Labourer to occur next week.

Acting FM advised MANEX he had received information from Transport NSW that Council bus drivers do not need to be accredited.

Other Business:

Acting GM advised reports for Council Agenda due no later than 10am Monday 11/11/13.

MTES provided MANEX with further information on the Water & Sewer Project. It was requested that Finance Department be involved to undertake regular financial checks. MANEX agreed that an internal project steering committee be formed to assist Engineering with this project.

Acting GM requested that MTES ensure that the Wilcannia Pool be ready for use by Monday 11/11/13 for Pool Lifeguard Training commencing within that week.

Acting GM asked for an update on the Ivanhoe Oval, MTES advised the travelling irrigator will be arriving this week, other items required were already available.

Acting GM advised that an action list for outstanding Works Committee matters be prepared and circulated to required officers for actioning ASAP.

MTES advised that Plant Hire Contracts and Sealing Contracts are due for renewal and this process needs to be undertaken by end of December.

MTES advised that due to heavy workloads further assistance within the Engineering Department was required for a 12 week period and requested engagement of a further person to assist over this busy period. Acting GM advised she would investigate.

Acting FM advised that the rear fence of a property in Reid Lane remained a danger as had partly fell and was leaning into the laneway. Engineering to investigate and rectify.

Meeting Concluded at 12:21pm

SECTION 15. DELEGATES' REPORTS

RECOMMENDATION

That the Delegates' reports be received and noted.

SECTION 16. QUESTIONS WITH NOTICE

RECOMMENDATION

That the Councillors' Questions with Notice be received and noted.

SECTION 17. URGENT BUSINESS

SECTION 18. CONFIDENTIAL MEETING

CLOSED COUNCIL

Confidential Reports

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

Where it is proposed to close part of the 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.

The grounds on which part of the Council meeting may be closed to public are listed in Section 10A(2) of the Local Government Act 1993 and are as follows:

- (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.

Section 10A(3) of the Act provides that if a meeting is closed during discussion of a motion to close another part of the meeting to the public (as referred to in section 10A(3) of the Act), the consideration of the motion must not include any consideration of the matter or information to be discussed in that other part of the meeting (other than consideration of whether the matter concerned is matter referred to in section 10A(2) of the Act).

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 a 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 any resolution passed in Closed Council, or Committee be made public as soon as practicable after the meeting has ended. At the end of Closed Council or Committee meeting, the Chairperson will provide a summary of those resolutions passed in Closed Council or Committee.

Reports to be Considered in Closed Council

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.

18.1 MENINDEE GUN CLUB

Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A (2) (a) personnel matters concerning particular individuals other than Councillors.

Summary

This report deals with the issues arising from the deregistration of the Menindee Gun Club.

SECTION 19. DATE AND VENUE FOR NEXT MEETING

The next meeting of Council will be held on the 17th December 2013 in Wilcannia at 9:00am.
