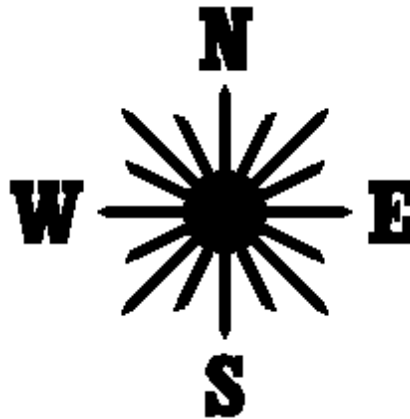


## Mission Statement

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

**9:30am Tuesday 16<sup>th</sup> October 2012**

at

**Tilpa**

**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 above-mentioned Meeting of Council will be held in the Community Hall, Tilpa on Tuesday 16<sup>th</sup> October 2012 commencing at 9:30am.

Morning Tea is scheduled to be served at 11:00am and Lunch at 1:00pm. Refreshments will be served in the Council Chambers.

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**SECTION 1. RECEIPT OF APOLOGIES AND THE GRANTING OF LEAVE OF ABSENCE**

***RECOMMENDATION***

*That the apologies be received and noted and leave of absence be granted.*

## SECTION 2. PUBLIC ACCESS – QUESTIONS AND COMMENTS FROM THE PUBLIC

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

- Public access to meetings of the Central Darling Shire Council are to be listed on the agenda following the Mayoral Minute.
- 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.
- 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 3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**RECOMMENDATION**

*That the minutes of the Ordinary Meeting of the Council held on the 25<sup>th</sup> September 2012, copies of which were circulated to all Councillors, be taken as read and confirmed as a correct record of the proceedings of the meeting.*

**3.1 BUSINESS ARISING FROM MINUTES**

**3.2 STATUS OF COUNCIL RESOLUTIONS – OCTOBER 2012**

Status of Council Resolutions - October 2012					
Minute #	Required action from Resolution	Responsible Officer	Secondary Support	Due Date	Action Taken
13-9-11	Inform Councillors and Staff of the changes and Council's new policy "Public Interest Disclosures Act : Internal Reporting Policy".	GM	EM	18/11/2011	To be completed
15-9-11	Oversee the flood restoration works behind the Wilcannia Post Office	MES			Correspondence sent 27/9/2011, No action from CDEP. Letter re-sent 02/05/12. Further follow-up with CDEP required.
	Oversee the repainting of the tables and chairs in Wilcannia	MES			Correspondence sent 27/9/2011, No action from CDEP. Letter re-sent 02/05/12. Further follow-up with CDEP required.

	Present designs for the Wilcannia Community Hall mural to Council	MES		18/10/2011	Correspondence sent 27/9/2011, No action from CDEP. Letter re-sent 02/05/12. Further follow-up with CDEP required.
	Present designs and locations of graffiti boards to Council	MES			Correspondence sent 27/9/2011, No action from CDEP. Letter re-sent 02/05/12. Further follow-up with CDEP required.
21-9-11	Web Accessible Disclosure Log and Register of Contracts be developed.	GM	IT		To be completed.
4-12-11	Playground proposal in Mallee	GM	MES		In progress. Playground construction completed. Land transfer almost finalised.
49-12-11	Progress the matter of the future ownership of the White Cliffs solar power station and a report be provided to Council	GM			In Progress
19-02-12	White Cliffs Water Supply - Glen Hope Agreement, too seek urgent legal advice regarding the original agreement	MTES			In progress - letter has been sent to Austen Brown Boog. Reply received, Council to supply additional requested information.



15-3-12	That Council allocate up to \$150K of 2011/12 Regional Road Blockfunding for surveying and design of Yampoola crossing on the Menindee - Pooncarie Rd	MTES			In progress.
16-3-12	That Council allocate the remaining \$914,345 of the 2011/12 Regional Road Block funding to the Ivanhoe - Balranald Rd	MTES			In progress.
29-3-12	That Council investigate responsibility for nature strip maintenance with a view to developing a policy.	MTES			Draft policy in progress
	That Council as the Trust Manager of the Menindee Common consider any submissions that are received on the Draft Menindee Common Management Plan in consultation with the Department of Primary Industries and make any changes as necessary; that the final plan be submitted to the Minister for Primary Industries for final approval after the public exhibition period and consideration of any submissions received.	MES			At Gazettal stage, Submitted to DPI
43-4-12	Approval given for the acquisition of three new garbage compactor trucks	MTES			In progress

23-5-12	Councils commits \$540,000 per annum from its regional roads block grants, roads to recovery funding and the supplementary component of the regional road block grant over the next 3 years for the reconstruction and sealing of the Ivanhoe-Balranald road (MR67) and seek additional funding of \$200,000 from the State Government, \$200,000 from roads and maritime services and \$ 200,000 from Bemax, per annum for 3 years.	MTES/ GM			Letters sent to Bemax and John Williams MP, advising of Council decision.
29-5-12	Council adopt the document titled Draft Sale of Council land policy and the draft policy be places on public exhibition for 28 days, and further a report be presented to Council after the 28 day exhibition period regarding any submissions received during the exhibition period.	GM			Draft policy complete, procdeures drafted, to be placed on public exhibition.
30-5-12	That the Knox and Downs development and implementation of a proposal for clean up of the site in conjunctions with local employment services and agencies with funding being sought through by these groups and through government agencies.	GM			Contractor to undertake asbestos clean up
28-06-12	That Council approve the concept of establishing new housing in the form of transportable buildings in a set of six detached dwellings in Woore Street, Wilcannia	MES			Considered under 2012/13 Operational Plan
45-06-	That Council prepare a detailed submission to the Minister for	MTES	GM		Quote sought for detailed

12	Roads in relation to the sealing of Pooncarie Rd.				submission
20-07-12	1.That Council confirm that the previous commitment of \$540,000 per annum for the Ivanhoe- Balranald Rd be sourced from the 201/13 regional road block grant. 2. That the 2012/13 roads to recovery work schedule submission identify the replacement of Papenpabinilla creek bridge and talyawalka creek bridge on the wilcannia-tilpa east rd.	MTES			In progress
11-08-12	Advise the NSW SES Commissioner that it will transfer those SES vehicles purchased by Council at market value ,and those SES vehicles not purchased by Council at nominal value.	GM			Completed advised as required
14-08-12	That Council reappraise the cross subsidy of services and negotiate with HACC for full recovery of costs for HACC Services.	FM			Completed
28-08-12	That Council provide in principle support for the proposed improvements and that the proposal be advertised for 28 days to seek comments from the Menindee Community for the Menindee playground improvement.	GM			Completed
29-08-12	That Council undertake consultation with local school children on the design of the playground, and that the Wilcannia community be invited to comment on the proposal for a 28 days with any				Report to November Council Meeting.

Central Darling Shire Council – Ordinary Meeting – 16<sup>th</sup> October 2012

	submissions being reported back to Council. For the Barker playground.				
30-08-12	That amendments be made to the draft employee housing policy and that the draft policy be returned to the September Council Meeting. Draft employee housing policy	MES			To be discussed at future workshop.
35-08-12	That Council adopts the draft long term financial plan for the 10 year period 1 July 2012 to 30 June 2022 for the purposes of a 28 days public consultation period.	FM			On public exhibition
39-08-12	That Council advise the Committee that if they were to submit a application under Councils Financial Assistance Grant Program for the Arts festival it would be considered and placed on public exhibition for 28 days with a further report to Council in September.	GM			COMPLETED
9-09-12	That Council endorse CDSC's Committee Structure as contained in this report, subject to changes and reports being brought back to Council ( Menindee Food and Fibre & Internal Audit Committee)	Acting GM			Reports in October Agenda
11-09-12	That the ordinary secret ballot papers be destroyed for election of Mayor.	EA			COMPLETED
14-09-12	That the request for Financial Assistance report be received and noted; and further. That Council grant \$1000 to the	Acting GM			COMPLETED

	Central Darling Arts Association as per their application under Council's Financial Assistance Grant Program.				
15-09-12	That Council defer this policy until it can be discussed at future budget workshop.	MES			To be Work shopped
16-09-12	That the report be received and noted, and further; that Council write to the Australian Minister for Local Government, the Hon Simon Crean MP objecting to the withdrawal of money from this years budget.	Acting GM			COMPLETED
18-09-12	That the 2012 Community Buidling Partnership program report be received and note; and further. That Council lodge an application for funding under the program to renew the playground at White Cliffs Community Hall, the Ivanhoe Amenities at Sahara Oval and the Menindee BMX track. That Council conduct a review into all its playgrounds regarding softfall with a further report to return to Council.	MTES			In Progress
19-09-12	That the 2012 Councillor Workshops report be received and noted; and further, That all Councillors and the General Manager attend the Cobar workshop to be held on Thursday 15 November 2012	EA			In Progress
20-09-12	That a motion be put to the Western Division of Councils to form a new ROC for western Councils to be known as WESTROC.	EA			In Progress

21-09-12	That the Organisational Structure report be received and noted; and further, That the Senior staff through MANEX discuss alternate management structures with a workshop as soon as practicable.	Acting GM			In Progress - Workshop to be in Nov
27-09-12	That Council source \$396,000 from the allocated \$2,459.00 regional roads block grant 2012/13 to fund Councils share of the 50/50 funding for the regional roads repair program 2012/13. That Council purchase fencing materials to the value of \$20,000 per grid for the elimination of existing grids as per Councils Public Gates,Grids,Ramps and Stock Races Policy.	MTES			In Progress
29-09-12	That Council adopts the draft Street Tree policy and draft Verge Maintenance Policy and resolve to place the draft policies on exhibition for a period of no less than 28 days for public comment.	MTES	EA & Risk Officer		In Progress
33-19-12	That the Swimming pool review of operations report be received and noted;and further, That Council invite members of Community groups across the Shire to participate in Pool Lifeguard training to be held in October 2012. That Pool Lifeguard trained Volunteers and Committee members be invited supervise Council owned and operated swimming pools.	MES			COMPLETED
34-09-	That the Native title Claim NSD 415/2012 - that Council	MES			COMPLETED

12	complete the relevant forms to become a party to the application.				
35-09-12	That Council proceed with the removal of asbestos at Knox and Downs as soon as possible	MES			Contractor contacted.
37-09-12	That Council request an alteration to the purpose of use of R88474 to Rural Services, Access and Future Public Requirements.	MES			COMPLETED
39-09-12	That the Draft Menindee Common Plan be amended to include the provisions noted at option 4 above, and subject to these changes.	MES			Forwarded to DPI for Gazettal.
40-09-12	That Council inform Essential Energy that Council accepts the proposal offered regarding the White Cliffs Solar Power Station and will negotiate further the method of transfer.	MES			In Progress
45-09-12	That Council agree to enter into contracts with the NSW Government Departments of Family and Community Services. Mayor and Acting General Manager sign relevant documents.	FM	Acting GM		COMPLETED
55-09-12	That the Menindee - Pooncarie Rd Committee be reformed, and be advertised in the Menindee School News for any interested Parties.	Acting GM			In Progress
57-09-12	That Council resolves to accept the tender price of \$1,004,640 for the acquisition of three new Macdonald Johnson	MES			In Progress

	compactor units.				
58-09-12	That Council seek legal advice from Councils Legal adviser regarding the Water and Sewer project.	Acting GM			In Progress



**SECTION 4. MAYORAL MINUTES OR REPORT**

***RECOMMENDATION***

***That the Mayoral Report be received and noted.***

## SECTION 5. DISCLOSURES OF INTEREST – PECUNIARY AND NON PECUNIARY

### ***RECOMMENDATION***

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

## SECTION 6. NOTICE OF MOTIONS

Nil

## SECTION 7. NOTICE OF RESCISSION MOTIONS

Nil

## SECTION 8. ACTING GENERAL MANAGER'S REPORT

### 8.1 INFORMATION ITEMS

#### 8.1.1 RETURNS DISCLOSING INTERESTS

In accordance with section 449 (3) of the Local Government Act, 1993, all Councillors and designated staff are required to complete a return disclosing interests as at the 30th June each year. The returns are required to be tabled at a Council meeting by the General Manager. Councillors are required to lodge this return with the General Manager before 30<sup>th</sup> September 2012. Returns have been received from the following staff, Leanne Ryan, Reece Wilson and Councillors, Paul Brown, Moya Reid, Eamon Sammon, Graham Wellings, Ron Page, Peter Sullivan, Clive Linnett, Lorraine Looney and Raymond Longfellow.

#### 8.1.2 2013 NATIONAL GENERAL ASSEMBLY

ATTACHMENT 1

Correspondence has been received from the Australian Local Government Association outlining the 2013 National General Assembly will be held from 16-19 June 2013 in Canberra. Further information will be provided closer to the date.

#### 8.1.3 STATUS OF COMMITTEES – MENINDEE FOOD & FIBRE ASSOCIATION

Last month Council considered the status of committees and Council's delegates on each committee. Further information was requested on Menindee Food & Fibre Association. Information gained to date indicates Membership has dropped off; that all necessary paperwork is up to date and that a few members are still interested in invigorating the Association again so a meeting will be called in the not too distant future

#### 8.1.4 PROMOTING BETTER PRACTICE REVIEW

ATTACHMENT 2

Council's Promoting Better Practice review was undertaken some time ago by the DLG, and a number of recommendations generated as a result of this review. It is noted that there are some outstanding issues requiring completion as per the adopted action plan.

#### 8.1.5 IPART'S RED TAPE REVIEW

ATTACHMENT 3

Correspondence has been received from IPART to conduct a 'red tape' review of how councils in NSW implement and enforce regulations, in order to reduce unnecessary regulatory costs (red tape) on business and community. IPART is seeking to identify local government compliance and enforcement practices that are imposing unnecessary costs on business, the community and councils. A short fact sheet is attached. The closing date for stakeholder submissions is 29 October 2012.

### **RECOMMENDATION**

***That the Information Items report be received and noted.***

8.2 REQUEST FOR SPONSORSHIP/FINANCIAL ASSISTANCE

ATTACHMENT 4

**Summary**

The purpose of this report is to inform Council a request for sponsorship/financial assistance has been submitted by the White Cliffs Gymkhana Club Inc.

**Commentary**

Correspondence has been received from the White Cliffs Gymkhana Club Inc. seeking a donation of sponsorship funds through way of a monetary or in-kind donation for the 2013 White Cliffs Gymkhana & Rodeo. The event will be held on the 27 & 28 April 2013. Increased sponsorship of this annual event is sought to improve the event through revamping the weekend including more prize money to attract more participants, greater media coverage and improved facilities.

The sponsorship request is a four-tiered platform whereby sponsors are able to choose a specific category as per the attached correspondence.

**(a) Policy Implications**

Nil at this stage.

**(b) Financial Implications**

No specific amount has been nominated, but is at Council's discretion.

**(c) Legal Implications**

Nil at this stage

**(d) Community Consultation**

Nil at this stage.

***RECOMMENDATION***

***For Council's Consideration***

8.3 2012 SHIRES ASSOCIATION CONFERENCE - MOTION

ATTACHMENT 5

**Summary**

This report provides Council with the outcomes regarding a resolution sponsored by Council at the 2012 Shires Association Conference.

**Commentary**

Correspondence has been received from the President of the Shires Association of NSW outlining representations made to the Minister for Family and Community Services regarding a resolution considered at the conference. The resolution was as follows;

*That public housing be provided for the elderly in the Western Division and that the housing be specifically designed for to meet their needs in their existing communities.*

The President made representations to the Minister immediately following the conference. The Minister responded on 24 August 2012 noting the NSW Government efforts in regards to elderly people in public housing and advised the NSW Government had launched the NSW Aging Strategy which outlines the ways the NSW Government can work with Local Government and the LGSA to

strategically plan their response to an ageing population. It is noted a report was presented to Council on the NSW Ageing Strategy last month along with a copy of the strategy.

It is also noted the Minister referred to SRLUPs and the National Rental Affordability Scheme. A copy of the correspondence is attached for Councillors information.

**(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 2012 Shire Association Conference - Motion report be received and noted.***

**8.4 BAKER PARK FAMILY RECREATION AREA UPGRADE FUNDING AGREEMENT**

**Summary**

This report provides information on the funding agreement received from the Department of Families, Housing, Community Services and Indigenous Affairs for the upgrades to Baker Park, Wilcannia.

**Commentary**

Correspondence has been received from Department of Families, Housing, Community Services and Indigenous Affairs outlining funding has been approved to undertake construction of a family recreation area (upgrade playground) in Baker Park, Wilcannia. The funding application had been submitted under the Remote Service Delivery project with Council being nominated as the auspicing and managing party. The funding approved through this funding agreement is \$90,000 with Council previously allocated a further \$25,000 to this project.

The funding application indicates play equipment, picnic tables and electric BBQs are to be installed.

To date local school children have been asked their preferences regarding the type of play equipment. Public consultation also needs to be undertaken regarding the site layout and design.

**(a) Policy Implications**

Nil to report at this stage.

**(b) Financial Implications**

Funding is \$90,000, a further \$25,000 is to be provided by Council and funded from Works Committee funding.

**(c) Legal Implications**

Development application will be required.

**(d) Community Consultations**

To be undertaken in the near future

**RECOMMENDATION**

***That the Baker Park Family Recreation Area Upgrade report be received and noted, and further;***

***That relevant signatures and Council seal be applied to the funding agreement as required.***

**8.5 INTERNAL AUDIT COMMITTEE**

**ATTACHMENT 6**

**Summary**

This report provides information on Council's Internal Audit Committee as requested by Councillors last month.

**Commentary**

Council's Internal Audit Committee has been in place for a couple of years. At present the audit committee is made up of the following as per the Charter;

- Two Councillors (excluding the Mayor) – voting members
- Two independent external members – voting members. At this stage the independents are Mr Vern Hembrow and Mr Gary Mottau.
- Mayor – non-voting member
- General Manager – non-voting member
- Internal Auditor – non-voting member . Currently UHY Haines Norton are engaged as Council's Internal Auditor.
- Finance Manager – non-voting member

As per the Charter, the independent external members will be appointed for the term of the Council plus six months, after which they will be eligible for extension or re-appointment following a formal review of their performance.

The Charter also states the Council member appointments will be reviewed on an annual basis, in conjunction with the review of other Council committees.

The last meeting of the committee was on 22 June 2012, where it was noted that no quorum was present. The notes of this meeting were presented to Council in July 2012 with the following resolution *That the Audit Committee Meeting Minutes dated 22<sup>nd</sup> June 2012 be received and noted.* The next scheduled meeting of the committee is 16 November 2012.

A copy of the charter and informal minutes from the meeting held 22 June 2012 are attached for Council's information.

**(a) Policy Implications**

Nil to report at this stage.



**(b) Financial Implications**

In the vicinity of \$48,596 was spent on this committee during 2011/12 financial year.

**(c) Legal Implications**

Nil to report at this stage.

**(d) Community Consultations**

Nil to report at this stage.

***RECOMMENDATION***

***That the Internal Audit Committee report be received and noted.***

**8.6 COUNCILLOR WORKSHOP**

**ATTACHMENT 7**

**Summary**

The purpose of this report is to notify Councillors that Broken Hill City Council will be hosting a workshop titled “Councillors Elected Life” to be facilitated by Norm Turkington in conjunction with the LGSA.

**Commentary**

Correspondence has been received from Broken Hill City Council advising a workshop will be held in Broken Hill focusing on the following:

Becoming a Councillor: Reasons and Challenges

The Council Charter and Structure

Providing Community Services

Councillors and Other Roles

Governance versus Management

Community Leadership

Integrated Planning and Reporting

Council Meetings

Code of Conduct

Councillor Expectations and Challenges

Action Plan

Resources

The workshop will be Saturday November 17, 2012 from 9.00am – 4.30pm at the Broken Hill Civic Centre. A number of vacant positions are available for this workshop if Councillors are interested in attending. The expected cost for the workshop is expected to be approximately \$350 per person. Morning tea/lunch and afternoon will be provided. Interested Councillors are required to nominate prior to 2<sup>nd</sup> November 2012 so relevant bookings can be made.

**(a) Policy Implications**

Nil to report at this stage

**(b) Financial Implications**

Expected costs are approximately \$350 per person.

**(c) Legal Implications**

Nil to report at this stage.

**(d) Community Consultations**

Nil to report at this stage.

**RECOMMENDATION**

*That the 2012 Councillor Workshop report be received and noted; and further,*

*That interested Councillors nominate their attendance with the Acting General Manager to enable bookings to be made as required.*

**8.7 LONG PADDOCK ANNUAL CONTRIBUTION 2012-13**

**ATTACHMENT 8**

**Summary**

This report advises Council that correspondence has been received from the Long Paddock Committee seeking Council support through provision of an annual contribution to the Long Paddock project.

**Commentary**

As per past practices, this report provides Council with information regarding a request for financial assistance from the Long Paddock Committee. Council is a member Shire of The Long Paddock and has supported this group for a number of years providing an annual contribution. Last year the annual contribution was \$5,000. This year, the committee have requested the same amount for the 2012/13 financial year.

The committee have worked on a number of different projects relating to The Long Paddock over the past 12 months including;

- the Tribute to Timber sculpture project.
- production of a new Long Paddock brochure.
- representation at the Caravan and Camping shows.
- visitor surveys undertaken.
- production and delivery of a Long Paddock ‘webinar’ for visitor information centre staff around the country.
- photography project undertaken to gather promotional images of the region.
- proactive promotion of events throughout the region.
- working towards delivery of the Strategic Plan.

This year the Long Paddock Committee will finalise the Tribute to Timber. Also, a new technological element will be incorporated into the route, with QR codes being retro-fitted to the interpretative panels, to provide visitors instant access to up-to-date information about the region.

The annual contribution request is the same as last year, and Council has supported this group for a number of years through provision of an annual contribution.

**(a) Policy Implications**

Nil to report at this stage.

**(b) Financial Implications**

\$5,000 annual contribution is as per usual practices undertaken in previous years, being increased from \$3,000 to \$5,000 last year.

**(c) Legal Implications**

Nil to report at this stage.

**(d) Community Consultations**

Nil to report at this stage.

***RECOMMENDATION***

***That the Long Paddock report be received and noted, and further;***

***That the Long Paddock project be supported through provision of \$5,000 as Council's contribution for the 2012/13 financial year.***

**8.8 ASSESSMENT OF FINANCIAL SUSTAINABILITY**

**Summary**

The purpose of this report is to inform Council of the pending review to be undertaken by the NSW Treasury Corporation (TCorp).

**Commentary**

In July 2012, The Division of Local Government (DLG) issued a Circular to Councils titled TCorp Assessment of Financial Sustainability. TCorp is assisting the independent Local Government Review panel being chaired by Professor Graham Sansom. TCorp's role is to undertake a review of the financial sustainability of each council and prepare a report for each council that provides an overview of its existing financial performance and position, a review of financial forecasts, future sustainability, and benchmarking and comparisons with other councils. T'Corp's work will include;

- a review of council's three most recent years audited consolidated annual accounts.
- undertaking a detailed review of council's 10 year consolidated and General Fund financial forecasts. The review will include assessment of key assumptions that underpin the financial forecasts, and where appropriate, scenario analysis to stress test forecasts for adverse movements in key assumptions and risks
- discussions with council management to understand overall strategy and management experience
- benchmarking and comparisons with other councils against its comparable peers
- conduct an analysis of each councils financial sustainability.

In terms of cost, DLG are meeting TCorp's costs on behalf of each council, so council will receive the report for no charge. No specific timeframe has been provided at this point in time, however the review is expected in the near future.

**(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 Assessment of Financial Sustainability report be received and noted.***

## SECTION 9. MANAGER TECHNICAL AND ENGINEERING SERVICES REPORT

### 9.1 INFORMATION ITEMS

#### 9.1.1 GRADING PROGRAM

ATTACHMENT 9

The October 2012 Grading Program has been included to enable Council to follow the progress of the grading crews working throughout the Shire. Any changes, updates will be presented on a monthly basis.

#### 9.1.2 PUBLIC ACCESS QUESTIONS

The following answers are supplied in response to questions raised during Public Access at the Menindee Council meeting.

Q. Explain why the pipe on the side of the road at Yampoola Crossing, Pooncarie Rd was not used:

A: Engineering staff did not deem the use of the pipe to be suitable for the volume of water that was present at the time of the flood event. The suggestion that the pipe would have prevented the erosion of the roadway is not agreed. Additionally, NSW Fisheries would not have supported the installation of this pipe because of fish passage concerns and departmental guidelines.

Q. Why did the playground in Menindee take so long to install, why was it chosen and why was the sand used as softfall:

A: The Playground installation was completed with due regard to all outstanding works and departmental priorities. Menindee based Councilors were consulted with respect to available options and costings and a preferred model was identified and purchased. The options for softfall were presented to Council with staff recommendations for rubberized softfall being rejected. Several suggestions for suitable sand softfall were investigated, sourced and placed.

Q. Councils use of Gravel on unsealed roads;

A. The specific answer sought with respect to this question is unclear, however for Councils information select gravel is only used on unsealed roads with reconstruction works and programmed gravel resheeting works. Circumstances exist where local gravel sources are not of adequate strength and suitable material from alternate quarries may prove too expensive. In this situation stabilization works need to be undertaken.

### ***RECOMMENDATION***

***That the Information Items report be received and noted.***

### 9.2 ROADS REPORT

#### **Summary**

The purpose of this report is to update Council on the current status of the 2012/2013 Roads section of the Engineering Department for the previous month.

Council currently has five grading crews operating with priorities being on the completion of flood damage works, reconstruction works and RTA Ordered Works

**Commentary**

**State Roads:**

- 2012/2013 RMCC works estimated cost for Routine Maintenance Works on both highways is \$514,000
- 1 Works Orders received this financial year to date.
- 2 Works Orders remaining from 2011/12 financial year.
- Proposed \$1M works order for 3km sealing section on Cobb Highway to be issued by RMS.

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>RMCC</b>	\$514,000	\$404,000	22%
<b>Flood Damage 2012</b>	\$217,142	\$8,903	96%
<b>SH21 Capital Works</b>	\$1,000,000	\$1,000,000	0%

**Regional Roads:**

- 2010/2011 Pooncarie Rd Bridge replacement and approach roads Reconstruction complete
- 2011/2012 Balranald Rd Reconstruction in Progress.
- 2012 Flood Damage Restoration in progress.
- 2012/13 Regional Road Block Grant total \$2,459,000 including traffic and supplementary components.

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>MR67 Balranald Rd (2011/12)</b>	\$2,015,000	\$722,830	65%
<b>Regional Road Block</b>	\$2,459,000	\$2,062,500	

<b>Grant</b>			17%
<b>Flood Damage 2012</b>	\$936,157	\$554,424	41%
<b>Regional Road Repair Program</b>	\$396,000	\$396,000	0%

**Local Roads:**

- 2012 Flood Restoration Works are in progress.
- FAG total was \$1,374,991 and \$280,000 has been allocated to Town Improvement Funds

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>Local Roads Component (FAG)</b>	\$1,374,991	\$679,675	51%
<b>Flood Damage 2012</b>	\$1,644,003	\$1,380,524	16%

**(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:**

- \$70k per town to be funded from Untied Local Road (FAG) Funds

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>Wilcannia</b>	\$70,000	\$70,000	0%
<b>White Cliffs</b>	\$70,000	\$70,000	0%

<b>Menindee</b>	\$70,000	\$70,000	0%
<b>Ivanhoe</b>	\$70,000	\$70,000	0%

**(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.

***RECOMMENDATION***

***That the Roads Report be received and noted.***

**9.3 SERVICES REPORT**

**Summary**

The purpose of this report is to update Council on the current status of the Services provided by the Engineering Department for the previous month.

**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.

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>Parks &amp; Gardens</b>	\$137,500	\$88,919	35%
<b>Ancillary Works</b>	\$150,000	\$112,129	25%
<b>Street Cleaning/ Bins</b>	\$113,500	\$76,063	33%
<b>Aerodromes</b>	\$68,000	\$27,218	60%



<b>Public Conveniences</b>	\$37,250	\$24,331	35%
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**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 = 4.8 m, Tank 2 =2.7m, Tank 3 (Wakefield) 8.70m
- Ivanhoe town water supply is currently being sourced from the underground bore fields. Morrison’s Lake storage is currently 450 megalitres, town storage dam 35 megalitres.
- Ivanhoe Filtration Plant has undergone necessary repairs and maintenance prior to the utilization of the storage water from Morrison’s Lake. 3 representatives from the NSW Office of Water have done an extensive audit of the Treatment plant and will be returning late August for initial raw water treatment.

	<b>Original Budget</b>	<b>Remaining Budget</b>	<b>% Expended</b>
<b>Wilcannia Water</b>	\$308,250	\$244,635	21%
<b>Wilcannia Sewer</b>	\$81,000	\$70,800	13%
<b>White Cliffs Water</b>	\$113,500	\$78,557	31%
<b>Ivanhoe Water</b>	\$151,500	\$94,547	38%

**(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.***

## 9.4 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	Tenders closed. Principal to award tenders. Council seeking legal advice. Matter deferred from September 2012 Council Meeting subject to legal advice being sought with respect to tendering process.	\$3.03 Mil	\$3.03 Mil	0%
Wilcannia Weir	S355 Committee held 31-7-12	N/A	N/A	N/A
Aboriginal Communities Water	Ongoing. Interim arrangements have been extended for a further 12 months. An additional \$59k has been approved for filtered water pipeline over the Old Wilcannia Bridge. Further extension to BHC Plumbing engagement beyond current arrangements to be subject to review of scope of works and competitive quotations being	\$243,000	\$125,489	48%

	called.			
Integrated Water Management Plan	GPS equipment purchased. Dept Public Works Engagement in progress. Community consultations completed in July. Report due Oct 2012.	\$167,000	\$8,354	95%
Warrali Mission Footpath Upgrade	Formation complete, lighting in progress	\$121,000	\$8,795	93%
Old Wilcannia Bridge	Timber received. Works scheduled for Sep/ Oct 2012	\$90,000	\$36,089	60%
MR67 Ivanhoe-Balranald Rd Reconstruction	In progress	\$2,015,000	\$976,525	52%
MR416 Ivanhoe-Cobar Rd Repair Program	Not started	\$792,000	\$792,000	0%

**(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.***

## 9.5 ROAD HEIRARCHY, SERVICE LEVELS AND MAINTENANCE STANDARDS – ATTACHMENT 10

### **Summary**

The purpose of this report is to provide Council with a draft document pertaining to Road Hierarchy, Service Levels and Maintenance Standards in order for the Shire road network to be better managed according to an updated Transport Asset Management Plan. It is proposed that the document go out for public exhibition for a 28 day period and a further report be prepared for Councils consideration.

### **Background**

See attached document.

### **Commentary**

See attached document.

### **(a)Policy Implications**

Nil at this time

### **(b)Financial Implications**

The Service Levels adopted will have significant impact on the funding level necessary to deliver that service level. Council may choose to adopt the proposed service levels in principle for the purpose of obtaining community feedback and consider any comments in conjunction with the estimated costs to provide this level of service.

### **(c)Legal Implications**

Nil at this time

### **(d)Community Consultation**

The draft Road Hierachy, Service Levels and Maintenance Standards document is proposed to be publicly exhibited for a 28 day period.

## ***RECOMMENDATION***

***1. That Council adopts the draft Road Hierarchy, Service Levels and Maintenance Standards in-principle for the purpose of obtaining community comment and place the draft document on exhibition for a period of no less than 28 days.***

***2. That Council consider community feedback in conjunction with an estimate of costs to deliver this service level.***

## SECTION 10. MANAGER ENVIRONMENTAL SERVICES REPORT

### 10.1 INFORMATION ITEMS

#### 10.1.1 SWIMMING POOLS

It is proposed that swimming pools at Menindee, Wilcannia and Ivanhoe will open on 19 November 2012. Pool attendants have been engaged as follows;

Wilcannia – Valda Bates and John Wilson

Ivanhoe – Mark McKenzie and Liam Hewitt

Menindee – Amber Thompson and Lee Purcell

All attendees will attend training at the Wilcannia Swimming Pool on 23-26 October 2012 to receive Pool Lifeguard qualifications as required under legislation through NSW Royal Lifesaving Society.

A further report on White Cliffs pool is provided later in this report.

#### 10.1.2 INDIGENOUS SURF'S UP PROGRAM 2012-13

Council has been contacted by Super Surf Camps regarding a new program titled Surf's Up that is intended to be held across the region during November. The courses will be held in Wilcannia, Ivanhoe and Menindee and are designed to implement the following;

- qualifications for Indigenous (15-24 yr olds) with an Applied First Aid Certificate & CPR Training and Bronze Medallion Course (leading to Lifeguard traineeships)
- increased respect for the aquatic environment and associated water safety
- Engagement of 8-14 yr old in Recreational Aquatic pursuits and mini super surf camp activity afternoons.

#### **RECOMMENDATION**

***That the Information Items report be received and noted.***

### 10.2 ENVIRONMENTAL SERVICES DEPT STATISTICS FOR SEPTEMBER 2012

#### **Summary**

This report provides a statistical summary of legislative activities undertaken by Environmental Services within September 2012.

#### **Commentary**

The statistics will be provided to Council on a monthly basis. The below table demonstrates results for September 2012.

<u>Statistics for September 2012</u>	
Number DA'S Approved for September 2012	2 – broken down into the following categories; Commercial = \$20,000.00 Residential = \$1,950.00
Total Value of DA's approved for September 2012	\$21,950.00

Food Premises Inspected in September 2012	Nil
Animal Control Activities for September 2012	Impounded = 5, Rehomed = 4, Returned to Owner = 0 Micro-chipped = 6, Registered = 3
Water Sampling for September 2012	Microbiology Samples Collected = 7 Chemistry Samples Collected = 1 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 September 2012 report be received and noted.***

**10.3 WHITE CLIFFS HALL FEES**

**Summary**

This report seeks Council's endorsement for an increase to the hall hire fees at White Cliffs Hall.

**Commentary**

The White Cliffs Hall Committee recently provided Council with the Minutes of their AGM and Ordinary Meeting. The minutes were included in last month's Council Agenda. As part of the minutes the committee requested Council consider accepting the below fee recommendations;

- Full Hall Hire (supper room + main hall): currently \$50, increase to \$55. If kitchen used: currently \$10 extra, increase to \$15 extra.

- Supper Room Only: currently \$15, increase to \$20. If kitchen used: currently \$10 extra, increase to \$15 extra.

- Treks/Rallies/Festivals: currently \$100, increase to \$110 (used for all day/night OR all day/part night OR part day/all night etc.)

The current fees have not changed since 2000. Due to an increase in electricity charges the rise in hire fees will assist meet overhead costs for the facility.

**(a) Policy Implications.**

The new fees will need to be included in 2013/14 Operational Plan.

**(b) Financial Implications**

As per the above report.

**(c) Legal Implications**

Nil to report at this stage.

**(d) Community Consultations**

Nil to report at this stage.

***RECOMMENDATION***

***That the White Cliffs Hall fees report be received and noted; and further,***

***That Council increase the White Cliffs Hall Hire fees as per this report, and that the new fees be included in Council's 2013/12 Operational Plan.***

**10.4 FRUIT FLY CONTROLS IN NSW**

**ATTACHMENT 11**

**Summary**

This report provides Council with information on proposed changes to most of the NSW portion of the Fruit Fly Exclusion Zone for Queensland Fruit Fly.

**Commentary**

Correspondence has been received from Mr John Williams MP Member for Murray-Darling regarding a proposal by the NSW Department of Primary Industries to change the management of Queensland fruit fly (Qfly) in the Riverina and other southern parts of NSW and Victoria.

The changes are necessary following the spread of Qfly into areas of NSW and Victoria where this pest had only previously occurred infrequently. Despite the implementation of expensive state sponsored baiting, trapping, community liaison and other regulatory based programs that were intended to eradicate Qfly incursions in both NSW and Victoria, populations of Qfly have now become established in these areas.

Faced with this situation and in-line with the approach being taken in Greater Victoria, including Melbourne market, there is no realistic alternative other than for the DPI to deregulate most of the NSW portion of the Fruit Fly Exclusion Zone (FFEZ) for Qfly. The actual timing of this change is dependent on the process of consultation in Victoria and NSW, but it is anticipated to be in place before the end of calendar year 2012.

The exception will be in the greater Sunraysia Pest Free Area (PFA), where the actual timing of this change is dependent on a process of consultation. The Victorian and NSW DPI's are considering retaining regulation of the PFA provided that the three principal industries in that area (citrus, table grapes and summer fruit) contribute 70% of the cost of management. The Greater Sunraysia PFA is being treated differently because it still remains technically feasible to achieve area freedom (based on the fact that fly numbers remain very low) as it is surrounded by arid lands on three sides (except for the Murray River corridor).

It has not been directly identified the effect on Central Darling, Menindee in particular. Further information will be provided as it becomes available. A copy of the correspondence has been provided for Councillors information.

**(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 Fruit Fly Controls in NSW report be received and noted.***

**10.5 GAZETTAL OF ROADS – WHITE CLIFFS**

**Summary**

This report provides Council with a further update on the road gazettal process in White Cliffs.

**Commentary**

As previously reported gazettal of roads around the dugouts has been a continuing project for an extended period. Council has been informed that for the process to continue it is necessary for the new road areas to be subdivided from the existing Crown land areas. Input has been provided on a continual basis from the Department of Lands to assist undertake the gazettal process in conjunction with Council. In accordance with instructions from Council's legal adviser it is now required that Council sign and seal the relevant documents to enable the subdivision and gazettal of the roads to proceed and be finalised.

**(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 Gazettal of Roads – White Cliffs report be received and noted; and further,***

***That Council sign and seal documents as required enabling the gazettal of roads at White Cliffs to be finalised.***

**10.7 WHITE CLIFFS SWIMMING POOL**

**ATTACHMENT 12**

**Summary**

This report provides Council with further information on the White Cliffs pool and seeks a recommendation for works to commence on replacement of the pool during November 2012.

**Commentary**



### Background

As per previous reports over the past months it has been notified to Council that the White Cliffs Swimming Pool had suffered extensive damage due to earth movement as a direct result of excessive rainfall earlier in the year creating bulging and splitting in the walls of pool. The pool is unable to be utilised and requires replacement.

### Insurance

Council's insurers, Statewide Mutual were advised of the situation and subsequently arranged for an onsite inspection and assessment by the appropriate professionals. We were advised by Statewide Mutual the pool was damaged beyond repair and in the circumstances, they would be declaring it as a total loss.

Enquiries were made and quotes sought on a replacement pool with quotes ranging from \$140,000 for a like for like replacement through to a new and enlarged stainless steel pool for \$650,000. Delivery times ranged from 4 weeks to 9 months. The existing pool was fully insured with the basic excess of \$2,000 for any claim, however this excess increases to \$100,000 in certain circumstances including, as is the case with Council's claim, where the proximate cause of the event is assessed as due to earth movement. Our insurers have advised the maximum payout under the policy is limited to the replacement cost less the excess of \$100,000.

### Community Impacts

As a town in the centre of an arid and harsh environment with daily maximum temperatures exceeding 36 degrees Celcius on 42% of days during summer, the swimming pool is a highly valued amenity to the community. It provides a recreational facility for the overall health and wellbeing of the community; enables children to attend learn to swim classes an essential foundation for water safety and is utilised heavily by senior citizens, residents, visitors and tourists to the town for exercise and health and wellbeing. The town has no water body within close proximity to it, it is not located on a river or lake system – no alternative is available. Closure of the pool on a temporary or permanent basis would mean a round trip of 200kms to Wilcannia or over 450kms to Broken Hill for residents wishing to use a swimming pool and deny the community many of the benefits referred to above.

It is also worthy to note the funds for the original pool built over 20 years ago, were totally provided by and from the local community. Whilst the community are capable of fund raising if required, there is an urgency to complete the project and the more fundamental issue of the fairness of having to once again fund such an amenity. Council did not pay for the original structure in the first instance, not like the other towns within the Shire such as Wilcannia, Ivanhoe and Menindee; with Menindee's pool being the newest, most recently built approximately 12-13 years ago at an approximate cost of \$437,000.

### Current Situation

There is an urgent need to replace the swimming pool for the White Cliffs community. Council has been able to source a suitable replacement pool which can be installed during November 2012 ready for the fast approaching summer for the cost of \$148,500. The major issue now facing Council is to source \$100,000 to meet the excess payment.

An approach has been made to our insurer to seek relief from the \$100,000 excess. Jardine Lloyd Thomson the fund manager for Statewide Mutual does not have the authority to make discretionary payments on behalf of the Mutual. These decisions must be passed to the Statewide Board and the next board meeting is December 7, 2012. It has been suggested that Council make a written submission to the board and that it may be circulated to board members for consideration in an attempt to have a decision from the board in advance of the next scheduled board meeting. Although Council may ask the board to fund the full amount of the excess, it may come across better if Council shows willingness to fund an amount depending on the realities of Council's current financial state.

Timing for installation of the replacement pool has a very narrow window, with the preferred installer only being available during November 2012. The installer is not available before or after this month due to other work commitments. The timing of the new installation during November 2012 would see the pool made ready (although a little bit late) for the swimming season and hot summer months. If not constructed during November 2012 it is likely the pool will not be constructed until next winter being June 2013. This would leave White Cliffs without a swimming pool for the entire 2012 swimming season.

For the pool to be constructed on time and within the window of opportunity, it will be necessary for Council to fund the upfront cost of the excess on the insurance. It is noted no provision has been made in the budget for this cost, but it was also not expected nor predicted that the pool would fail beyond repair. It is unknown whether Council's insurer will assist with the excess payment, however the fact that they have encouraged Council to lodge a submission seeking relief is positive.

For the benefit of the White Cliffs community (and to provide a pool like other towns in the Shire) it is recommended that Council meet the excess payment of \$100,000 at this point in time to enable works to commence on the pool in the short-term. However it is strongly recommended that letters be sent immediately to our insurer advising of Council's financial status and budgetary restrictions and seeking relief from the excess payment of \$100,000. Further letters should also be sent to the NSW State and Commonwealth Governments seeking their financial assistance.

**(a) Policy Implications.**

Nil to report at this stage.

**(b) Financial Implications**

Council needs to fund the excess payment of \$100,000 from other means to enable the works to commence in the short term during November 2012. If not funded the works will not be undertaken until June 2013 in readiness for the 2013/14 swimming season with the pool remaining closed for the coming season this year.

**(c) Legal Implications**

Nil to report at this stage.

**(d) Community Consultations**

Nil to report at this stage.

**RECOMMENDATION**

***That the White Cliffs Swimming Pool report be received and noted, and further;***

***That Council fund the excess payment of \$100,000 to enable replacement of the pool to commence during November 2012, and further;***

***That Council write to the Statewide Mutual board seeking assistance to cover the cost of the \$100,000 excess.***

***That Council write to the NSW State and Commonwealth Governments seeking financial assistance to cover the cost of the \$100,000.***

## SECTION 11. FINANCE MANAGER’S REPORT

### 11.1 INVESTMENTS

#### Schedule of Investments – September 2012

DATE	TIME PERIOD	INTEREST RATE	DUE DATE	TOTAL (\$)				
<b>Deposits at Call</b>								
Westpac		4.55%		\$ -				
<b>Australian Corporate Mortgage Backed Securities (Face Value)</b>								
<table border="0"> <tr> <td style="padding-left: 20px;"><i>Castlereagh Trust 90 Points over 3mth BBSW</i></td> <td style="padding-left: 100px;">6.05%</td> <td style="padding-left: 20px;">21-Jun-13</td> <td style="padding-left: 20px;">\$1,500,000.00</td> </tr> </table>					<i>Castlereagh Trust 90 Points over 3mth BBSW</i>	6.05%	21-Jun-13	\$1,500,000.00
<i>Castlereagh Trust 90 Points over 3mth BBSW</i>	6.05%	21-Jun-13	\$1,500,000.00					
Capital Value - 31 <sup>st</sup> August, 2012				\$1,295,265				
<b>Total Investments as at 31<sup>st</sup> August, 2012</b>								
11 am Call Account				\$ -				
Mortgage Backed Security				<u>\$1,295,265</u>				
				<u>\$ 1,295,265</u>				

**At Call** refers to funds held at a financial institution that can be recalled within 24 hours.

**The Mortgage Backed Security** is a longer term investment with a floating interest rate on the Notes.

The rate is adjusted every 3 months. Council classifies this facility as 'available for sale' which requires measurement at fair value at the end of the Period.

**Commercial Bills and Term Deposits** are short term investments issued by a bank with a promise to pay a specified amount on settlement (being the face value plus interest).

### **RECOMMENDATION**

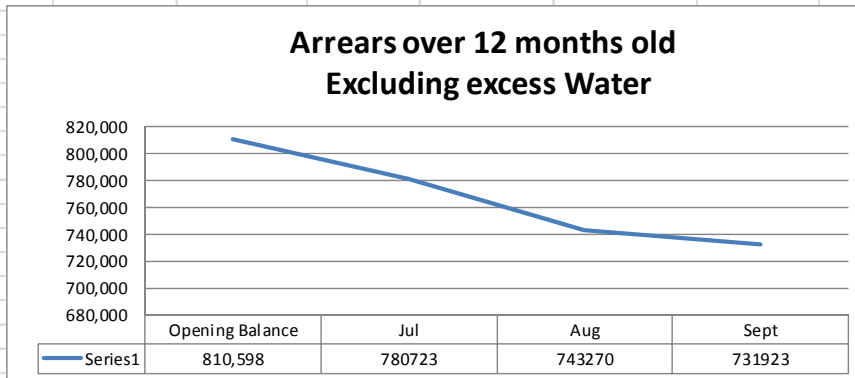
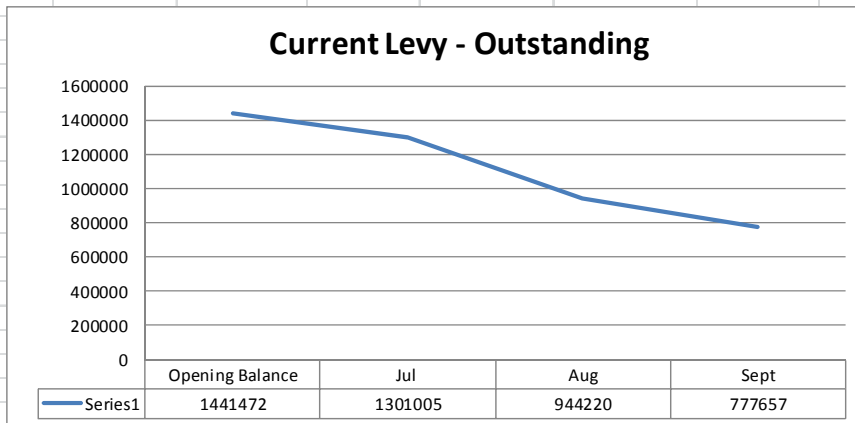
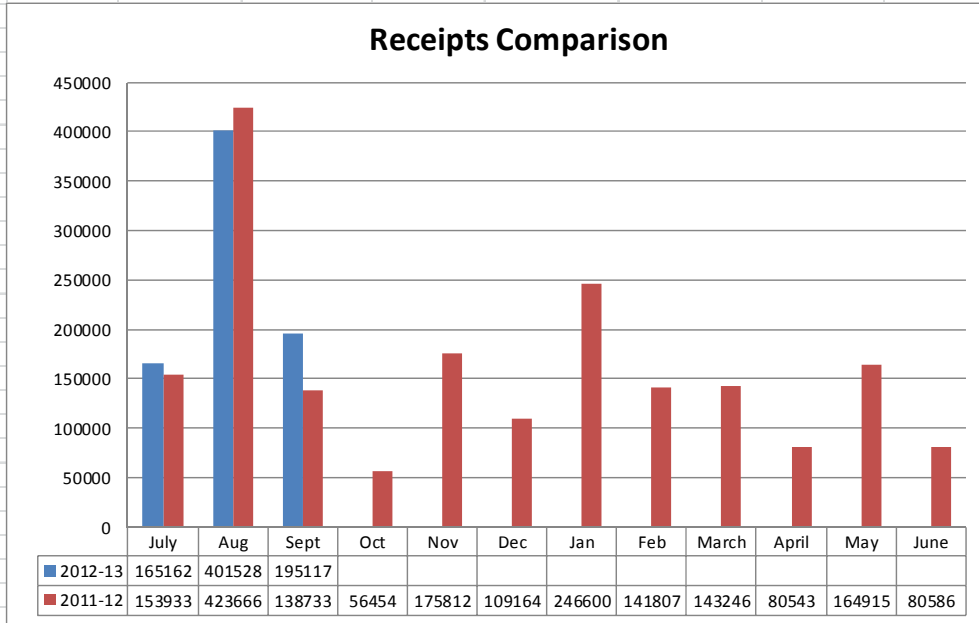
*That the Schedule of Investments Report for September 2012 be received and adopted*

## 11.2 RATES COLLECTIONS STATEMENT

The rates collection statement for the month of September 2012 is presented for Council's information.

Fund	Current Levies	Current Interest	Arrears Incl Interest	TOTAL	Receipts	Adjustments W/offs & Credits	Pensioner Subsidy	Rates in Credit	BALANCE	
General	\$ 675,308	\$ 5,523	\$ 272,810	\$ 953,641	\$ 311,623	\$ 1,980	\$ 15,292		\$ 624,746	
Special	\$ 32,549	\$ 490	\$ 24,640	\$ 57,679	\$ 16,950	\$ 280	\$ -		\$ 40,449	
Water	\$ 293,979	\$ 3,928	\$ 197,112	\$ 495,019	\$ 143,551	\$ 3,344	\$ 4,769		\$ 343,355	
Sewer	\$ 103,625	\$ 1,018	\$ 50,621	\$ 155,264	\$ 51,549	\$ 583	\$ 788		\$ 102,345	
Garbage	\$ 336,011	\$ 4,808	\$ 238,051	\$ 578,870	\$ 174,252	\$ 3,182	\$ 13,039		\$ 388,398	
Excess Water	\$ 118,202	\$ 3,491	\$ 210,671	\$ 332,364	\$ 62,500	\$ 36,836	\$ -		\$ 233,028	
Charge on Land	\$ -	\$ -	\$ 27,365	\$ 27,365	\$ 1,382	\$ -	\$ -		\$ 25,983	
Rates in Credit								-\$ 42,829	-\$ 42,829	
<b>TOTALS</b>	<b>\$1,559,674</b>	<b>\$ 19,258</b>	<b>\$ 1,021,269</b>	<b>\$ 2,600,201</b>	<b>\$ 761,806</b>	<b>\$ 46,206</b>	<b>\$ 33,887</b>	<b>\$ 42,829</b>	<b>\$ 1,715,473</b>	
Receipts in September were up on the same month last year - \$195,117 vs \$138,733. Adjustments were high- \$37,395 - due to 3 incorrect water meter reads and the necessary credits. Water levies raised after these credits were issued were \$80,807. The overall position improved by \$109,177									<b>Previous Balance</b> <b>This Period</b> Interest raised <b>Water Levies Raised</b> Supplementary Levies <b>Receipts</b> W/Offs & Adjustments Pensioner Rebates Rates in Credit <b>Current Balance</b> <b>Net Movement</b>	<b>\$ 1,824,650</b>  \$ 6,410 \$ 118,202 \$ - <b>\$ 195,117</b> \$ 37,395 -\$ 432 \$ 1,709 <b>1,715,473</b> <b>-\$ 109,177</b>

Aged Balances	Current	1 Year	2 Years	3 Years	4 Years	5 Years & Over	Interest	Rates in Credit
1/09/2012	\$944,220	\$195,715	\$126,710	\$102,098	\$70,506	\$178,439	\$248,082	-\$41,120
1/10/2012	\$843,459	\$191,535	\$123,715	\$101,581	\$69,887	\$175,372	\$252,754	-\$42,829
<b>Net Movement</b>	<b>-\$100,761</b>	<b>-\$4,180</b>	<b>-\$2,995</b>	<b>-\$517</b>	<b>-\$619</b>	<b>-\$3,067</b>	<b>\$4,672</b>	<b>-\$1,709</b>



**RECOMMENDATION**

*That the Rates Collection Report for September 2012 be received and adopted.*

## SECTION 12. CORRESPONDENCE

### **RECOMMENDATION**

*That the Correspondence for Council be received and noted.*

#### 12.1 MEDIA RELEASES

Date	Sender	Contents
27/09/2012	Member for Murray-Darling	Williams welcomes free legal support for workers compensation disputes.
28/09/2012	Member for Murray-Darling	Williams welcomes launch of events grant program.
28/09/2012	Local Government and Shires Association of NSW	Communities must retain their voice on Local Development.
3/10/2012	Local Government and Shires Association of NSW	Local Government Association of NSW 2012 Annual Conference.
3/10/2012	Member for Murray- Darling	Bridges for the Bush, Improving road freight productivity on the Cobb and Mallee highway.

#### 14.2 CIRCULARS/NEWSLETTERS

Sender	Date	Contents
Local Government and Shires Association of NSW	28/09/2012	Local Government Weekly Issue:39
NSW Government Premier& Cabinet	4/10/2012	Update to the notice of intention to declare a dog a restricted dog approved form.
NSW Electoral Commission	4/10/2012	Local Government Elections Bulletin.
Local Government and Shires Association of NSW	5/10/2012	Local Government Weekly Issue:40

**SECTION 13. THE RECEIPT OF REPORTS FROM COMMITTEES**

***RECOMMENDATION***

*That the MANEX Minutes dated 17th September 2012 be received and noted.*

***RECOMMENDATION***

*That the MANEX Minutes dated 24th September 2012 be received and noted.*

## **Minutes of MANEX Meeting held Monday 17<sup>th</sup> September 2012**

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*Meeting Commenced at 10:05am*

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### **Present**

Leeanne Ryan -Acting GM

Reece Wilson -MTES

Paul Gavin -AFM

David Cuming - FM

### **Apologies**

Tim Drew –GM

Adelaide Elliott - EA

### **Minutes from Previous Meeting**

Reviewed, no changes noted.

### **Outstanding Council Resolutions**

Status table updated for inclusion in Council Agenda for September Council meeting.

### **Questions with Notice from Councillors**

Questions received from Cr Looney and included in Council Agenda.

### **Governance**

Nil to report

### **Financial Management**

FM discussed cashflow management.

FM discussed annual financial statements.

MTES & FM discussed possible payment options for garbage truck; FM to assist MTES with financial planning for garbage trucks.

### **Risk Management**

White Cliffs pool – insurance claim still in progress.

Council's Risk/WHS Officer attended Orana Risk Group meeting in Dubbo.

### **Incident/Accident Reports**

Nil to report

### **Work Health & Safety**

Risk/WHS Officer to commence organizing WHS training for all staff.



**Human Resource Management:**

Performance appraisals remain outstanding in Finance area to be undertaken ASAP.

Applications have closed for White Cliffs labourer position and also Menindee labourer's position. Panel to review applicants shortly with interviews to be held.

**Other Business:**

FM advised he had been asked by a Council staff member whether MANEX would consider introducing a novated lease arrangement for senior staff. FM explained the concept to the MANEX team. MANEX considered the proposal to be unsuitable for Council at this point in time.

Sewer and water project was discussed. Wilcannia Local Aboriginal Land Council meeting is on 18/9/12 regarding the project.

AFM mentioned the weeds at side of the bank building. MTES will instruct outdoor staff to remove weeds around the side of Westpac Bank building.

SES vehicles were discussed, it has been determined that only one SES vehicles has been purchased by Council.

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*Meeting Concluded at 11:11am*

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## **Minutes of MANEX Meeting held Monday 24<sup>th</sup> September 2012**

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*Meeting Commenced at 10:05am*

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### **Present**

Leeanne Ryan -Acting GM

Reece Wilson -MTES

Paul Gavin -AFM

David Cuming – FM

Adelaide Elliott - EA

### **Apologies**

### **Minutes from Previous Meeting**

MTES discussed the Sewer and Water project with MANEX team.

Acting GM mentioned the White Cliffs Swimming pool with the MANEX team.

### **Outstanding Council Resolutions**

Menindee Council Meeting questions from the General Public, the MTES to follow up for the October Council Meeting.

### **Questions with Notice from Councillors**

### **Governance**

Tender process and Record keeping were discussed.

Promoting better practice review was discussed.

### **Financial Management**

FM gave an update on the cash flow

Financial workshop for Councilors , firm date yet to be decided, perhaps day before the November Council Meeting.

### **Risk Management**

MTES to meet with the Risk Officer to identify the highest risk areas throughout the Council relating to Engineering activities

### **Incident/Accident Reports**

Nil to report

**Work Health & Safety**

Risk Officer is updating the O H & S constitution and organizing O H & S training.

**Human Resource Management:**

Staff Consultative Committee had their 1<sup>st</sup> meeting. The committee raised the matters of Christmas leave dates and whether a Christmas function will be held this year.

**Business Arising from Previous Minutes**

Nil to report

**Other Business:**

MANEX went through the Council Agenda for September Council Meeting.

Wilcannia Newspaper has lost its funding, not sure if it will continue at this stage

EA to prepare a updated Contact information form for Councillors.

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*Meeting Concluded at 11:48am*

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## SECTION 14. DELEGATES' REPORTS

### ***RECOMMENDATION***

***That the Delegates' reports be received and noted.***

**SECTION 15. QUESTIONS WITH NOTICE**

***RECOMMENDATION***

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

**SECTION 16. URGENT BUSINESS**

## SECTION 17. 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 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 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.***

#### **17.1 WILCANNIA WATER & SEWER PROJECT**

#### **ATTACHMENT 13**

Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A (2) (c) & (d) information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business, and/or is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

#### **Summary**

The purpose of this report is to update Council on the latest developments regarding the Wilcannia Water & Sewer Project, and encourage Council to consider this matter as soon as possible.

#### **17.2 WILCANNIA LOCAL ABORIGINAL LAND COUNCIL**

#### **ATTACHMENT 14**

Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A (2) (c) & (d) information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business, and/or is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

#### **Summary**

The purpose of this report is to inform Council of a resolution passed by the Wilcannia Local Aboriginal Land Council that relates to Central Darling Shire Council.

**SECTION 18. DATE AND VENUE FOR NEXT MEETING**

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*The next meeting of Council will be held on the 20<sup>th</sup> November 2012 in White Cliffs commencing at 9:30am.*

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