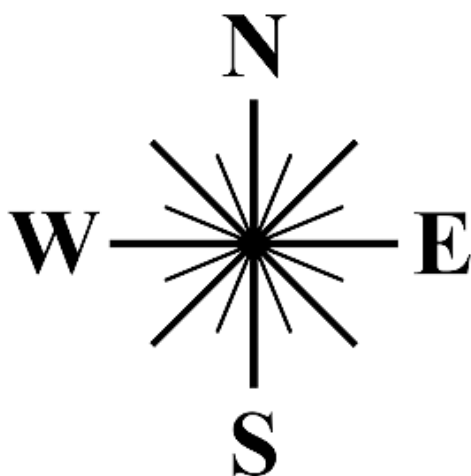


CENTRAL DARLING



SHIRE COUNCIL

ORDINARY COUNCIL MEETING BUSINESS PAPER

22 SEPTEMBER 2021

The Meeting will be held at 9.00am in the
Council Chambers, 21 Reid Street, Wilcannia.

MISSION STATEMENT

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

RECORDING AND WEBCAST OF COUNCIL MEETINGS

Council meetings are recorded and webcast on Council's website, your attendance and/or input may be recorded and publicly broadcast.

PUBLIC RECORDING PROHIBITED WITHOUT COUNCIL AUTHORITY

A person may only use a recording device, including audio and visual recording and any device capable of recording speech, to record a Council meeting by the resolution of the Council.

A person may be expelled from a Council meeting for having used a recording device without consent.

PHOTOGRAPHY PROHIBITED WITHOUT PERMISSION

Photography is not permitted at a Council meeting without the consent of the General Manager.

PUBLIC FORUM - EXTRACT FROM THE CODE OF MEETING PRACTICE POLICY

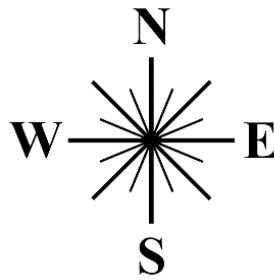
1. The Council may hold a public forum prior to each ordinary meeting of the Council for the purpose of hearing oral submissions from members of the public on items of business to be considered at the meeting. Public forums may also be held prior to extraordinary Council meetings and meetings of Committees of the Council.
2. Public forums are to be chaired by the Mayor or their nominee.
3. To speak at a public forum, a person must first make an application to the Council in the approved form. Applications to speak at the public forum must be received by same day 8.50am before the date on which the public forum is to be held and must identify the item of business on the agenda of the Council meeting the person wishes to speak on, and whether they wish to speak 'for' or 'against' the item.
4. A person may apply to speak on no more than two (2) items of business on the agenda of the Council meeting.
5. Legal representatives acting on behalf of others are not to be permitted to speak at a public forum unless they identify their status as a legal representative when applying to speak at the public forum.
6. The General Manager or their delegate may refuse an application to speak at a public forum. The General Manager or their delegate must give reasons in writing for a decision to refuse an application.
7. No more than three (3) speakers are to be permitted to speak 'for' or 'against' each item of business on the agenda for the Council meeting.
8. If more than the permitted number of speakers apply to speak 'for' or 'against' any item of business, the General Manager or their delegate may request the speakers to

nominate from among themselves the persons who are to address the Council on the item of business. If the speakers are not able to agree on whom to nominate to address the Council, the General Manager or their delegate is to determine who will address the Council at the public forum.

9. If more than the permitted number of speakers apply to speak 'for' or 'against' any item of business, the General Manager or their delegate may, in consultation with the Mayor or the Mayor's nominated Chairperson, increase the number of speakers permitted to speak on an item of business, where they are satisfied that it is necessary to do so to allow the Council to hear a fuller range of views on the relevant item of business.
10. Approved speakers at the public forum are to register with the Council any written, visual or audio material to be presented in support of their address to the Council at the public forum, and to identify any equipment needs no more than three (3) days before the public forum. The General Manager or their delegate may refuse to allow such material to be presented.
11. The General Manager or their delegate is to determine the order of speakers at the public forum.
12. Each speaker will be allowed five (5) minutes to address the Council. This time is to be strictly enforced by the Chairperson.
13. Speakers at public forums must not digress from the item on the agenda of the Council meeting they have applied to address the Council on. If a speaker digresses to irrelevant matters, the Chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the Chairperson, the speaker will not be further heard.
14. A Councillor (including the Chairperson) may, through the Chairperson, ask questions of a speaker following their address at a public forum. Questions put to a speaker must be direct, succinct and without argument.
15. Speakers are under no obligation to answer a question put under Clause 4.14. Answers by the speaker, to each question are to be limited to three (3) minutes.
16. Speakers at public forums cannot ask questions of the Council, Councillors or Council staff.
17. The General Manager or their nominee may, with the concurrence of the Chairperson, address the Council for up to three (3) minutes in response to an address to the Council at a public forum after the address and any subsequent questions and answers have been finalised.
18. Where an address made at a public forum raises matters that require further consideration by Council staff, the General Manager may recommend that the Council defer consideration of the matter pending the preparation of a further report on the matters.
19. When addressing the Council, speakers at public forums must comply with this code and all other relevant Council codes, policies and procedures. Speakers must refrain from engaging in disorderly conduct, publicly alleging breaches of the Council's Code of Conduct, or making other potentially defamatory statements.

20. If the Chairperson considers that a speaker at a public forum has engaged in conduct of the type referred to in Clause 4.19, the Chairperson may request the person to refrain from the inappropriate behaviour and to withdraw and unreservedly apologise for any inappropriate comments. Where the speaker fails to comply with the Chairperson's request, the Chairperson may immediately require the person to stop speaking.
21. Clause 4.20 does not limit the ability of the Chairperson to deal with disorderly conduct by speakers at public forums in accordance with the provisions of Part 14 of this code.
22. Where a speaker engages in conduct of the type referred to in Clause 4.19, the General Manager or their delegate may refuse further applications from that person to speak at public forums for such a period as the General Manager or their delegate considers appropriate.
23. Councillors (including the Mayor) must declare and manage any conflicts of interest they may have in relation to any item of business that is the subject of an address at a public forum, in the same way that they are required to do so at a Council or Committee meeting. The Council is to maintain a written record of all conflict-of-interest declarations made at public forums and how the conflict of interest was managed by the Councillor who made the declaration.

CENTRAL DARLING



SHIRE COUNCIL

ORDINARY COUNCIL MEETING

Wednesday, 22 September 2021

9.00am

Council Chambers

21 Reid Street, Wilcannia

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1. OPENING OF MEETING

The Council Meeting will be declared open by the Mayor/Administrator.

Council meetings are recorded and webcast onto the Council's website, your attendance and/or input may be recorded and publicly broadcast.

2. ACKNOWLEDGEMENT OF COUNTRY

We would like to acknowledge the traditional custodians of this land and pay respects to Elders past and present.

3. APOLOGIES AND LEAVE OF ABSENCE

4. DISCLOSURES OF INTEREST

Pursuant to the Model Code of Conduct for Local Councils in NSW Councillors and Council staff are required to declare any pecuniary or non-pecuniary conflicts of interest.

Recommendation:

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

5. CONFIRMATION OF MINUTES

5.1 ORDINARY MEETING – 25 AUGUST 2021

Recommendation:

That the Minutes of the Ordinary Council Meeting held on 25 August 2021 be received and confirmed as an accurate record.

Attachments:

1. [DRAFT Ordinary Council Meeting Minutes – 25 August 2021](#)

5.2 BUSINESS ARISING

6. MAYORAL (ADMINISTRATOR) MINUTE(S)

6.1 ADMINISTRATORS REPORT - SEPTEMBER

REPORT AUTHOR: ADMINISTRATOR
RESPONSIBLE DIRECTOR: ADMINISTRATOR

Our Shire, like all other communities in NSW continues to face the reality of the Delta Strain of COVID-19. We have seen a large numbers of infections in Wilcannia and lower numbers in Broken Hill.

There is currently a large Local Emergency operation underway across the Region involving multiple Government Agencies and Non-Government Organisations to support our communities and plan future actions.

The outbreak in Wilcannia has bought many long-standing issues, such as overcrowding in houses, adequacy of medical facilities, poor telecommunications, and food security to the forefront.

Now is not the time to play the blame game, so what we must do is deal with the present and work our way through this crisis. The blame game is easy to play and more so with the availability of social media. What is harder is to put up solutions and make them happen for the present.

I am not saying that the issues be forgotten or dismissed, but they need parking for the moment and put very strongly on the table as we deal with the recovery.

Advocacy to State and Federal Governments for long term solutions to resolve the housing issue, and this work builds on earlier submissions made by Council supporting investment. Council has lodged a submission with the Housing Taskforce, currently established to report to the State Government.

The Central Darling Shire Local Emergency Management Committee is meeting daily to support the needs of the Shire, with a strong focus on Wilcannia.

It was good to see that local communities are meeting and looking at how they can address and support actions at a community level if any infections occur.

If you or someone you know that might be needing assistance, you/they should contact one of the numerous support State or Non-Government Agencies in their community.

Response groups include NSW Government agencies such as Police, Far West Local Health District, RFS, SES, Transport NSW, Resilience NSW, and Aboriginal Affairs; together with Maari Ma Health, other Aboriginal organisations, community members and the local Council. All have been working together to coordinate priorities such as health services, food relief and accommodating people who need to isolate.

My thanks on behalf of the community is extended to all involved, as the response has been outstanding despite the many challenges.

The Local Member Roy Butler has been very supportive and has been able to take local issues directly to Ministers. Given our community's close connection to Broken Hill, liaison on regional issues has occurred through their Mayor and General Manager.

The General Manager and I were pleased to receive a call from His Excellency the Governor General David Hurley and Mrs Hurley, who took a particular interest in Wilcannia and want

to know about the response efforts. We provided a detailed briefing on the impact and issues facing the Shire. The Governor General asked us to pass on his appreciation and best wishes to all.

Finally, to all those working or volunteering as our community deals with the pandemic impact, thank you for your dedication and support during these testing times.

Take care, Stay Safe and get the jab.

7. FINANCIAL REPORTS

7.1 REQUEST FOR FINANCIAL ASSISTANCE – COUNTRY WOMEN'S ASSOCIATION, IVANHOE BRANCH

REPORT AUTHOR: ACTING RATES OFFICER
RESPONSIBLE DIRECTOR: DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council's approval to the request from Country Women's Association, Ivanhoe Branch, for financial assistance under Council's [Community Grants Policy](#) to cover the 2022-21 annual service charges levied by Council on the association's property at 64 Columbus Street, Ivanhoe NSW.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**
- 2. Approve financial assistance of \$1,000 to the Country Women's Association, Ivanhoe Branch under Council's Community Grants Policy to partially cover the annual service charges levied on 64 Columbus Street, Ivanhoe NSW for the 2021-22 period.**

BACKGROUND:

Council's Community Grants Policy was adopted by Council at its Ordinary Meeting on the 27 February 2019. That Policy provides for Council to provide Financial Assistance to not-for-profit community-based organisations, groups and individuals that meet community needs and to benefit residents within our community. The Policy also provides that in-kind support for the waiver of Rates, Fees, Charges, and goods is considered Financial Assistance within this Policy and therefore may be eligible for consideration.

Council has previously provided the CWA Ivanhoe Branch (CWA Ivanhoe) with assistance under the Community Grants Policy in respect of the 2019-20 and 2020-21 Rates.

REPORT:

The CWA Ivanhoe owns and operates from its premises located at 64 Columbus Street, Ivanhoe NSW.

CWA Ivanhoe provides a strong support network and lobby to improve conditions and welfare of women and families especially in isolated rural areas as a regular supporter of community events in the Ivanhoe district. It is wholly dependent upon a team of volunteers to sustain its continuance.

Unfortunately, it has been unable to hold any fundraising events during 2021 due to the COVID-19 restrictions.

The aims of the CWA of NSW are:

- a) To bring all women and families together and form a network of support.**

- b) To provide a forum for the voice of all women in New South Wales and Australian Capital Territory.
- c) To improve conditions and welfare of all women and families especially in country areas.
- d) To support schemes which enhance the value of country living, especially health and educational facilities.
- e) To encourage development in regional areas and to increase the viability of rural communities and the environment.
- f) To provide a voice to Government at all levels.
- g) To promote international goodwill friendship understanding and tolerance between all people.

The CWA Ivanhoe has requested financial assistance to cover the Annual Rates and Charges levied on its premises in Ivanhoe. The amount of the levy payable by the association is \$1,430.00 consisting of annual charges for waste and water supply services.

Given the premises are utilised on an occasional basis only, the demand placed on the waste and water supply services is believed to be very low and as such the actual cost of providing these services to the CWA Ivanhoe is also believed to be quite low.

The Community Grants policy limits assistance to \$1000 per year and requires applicants to meet certain criteria including that it has no outstanding debts of any kind to Council. That criteria is met, notwithstanding the annual rates and charges for 2021-22 have not yet been paid, as the applications was made 31 August 2021, prior to the due date for the first instalment being 31 August 2021.

All other criteria of the Policy have been met.

As maximum funding provided under the Policy is less than that requested, if this request is approved as recommended, CWA Ivanhoe will need to cover the shortfall of \$430 from other funding sources.

The Community Grants Policy includes a procedure whereby invitations for applications for Community Grants will be called twice per year in July and January. Regrettably this process has not been implemented as no invitations have been made.

An internal procedure will be developed shortly to ensure compliance with the Community Grants Policy regarding calling invitations for, and the assessment of applications.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcomes

Goal 1.1 Closer cooperation and cohesion between community groups.

Delivery Outcome

Objective 1.1.1 - Relevant and quality health and family support services for all members of our community.

SUSTAINABILITY ASSESSMENT:

	Positive	Negative
Social	Promote a positive image through the support of a volunteer-based organisation.	Nil
Environmental	Nil	Nil
Economic	Nil	Nil
Governance	Nil	Nil

Financial and Resource Implications:

Expenditure for the assistance sought is provided for within the 2021-22 budget – from the Donations & Contributions budget of \$10,000, of which \$8404 remains available.

Policy, Legal and Statutory Implications:

Assistance is permitted under Section 356 of the Local Government Act 1993.

The application fully satisfies criteria set out in Council's Community Grants Policy.

Risk Management – Business Risk/Work Health and Safety/Public:

No risks identified.

OPTIONS:

As the application meets all criteria of Council's Community Grants Policy there are no option but to approve the request.

COUNCIL SEAL REQUIRED:

No.

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Internal Exhibition

None required.

External Exhibition

None required.

Attachments

2. [Community Grants Application - Country Women's Association, Ivanhoe Branch](#)

7.2 REQUEST FOR FINANCIAL ASSISTANCE – COUNTRY WOMEN'S ASSOCIATION, WHITE CLIFFS BRANCH

REPORT AUTHOR:	ACTING RATES OFFICER
RESPONSIBLE DIRECTOR:	DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council's approval to the request from Country Women's Association, White Cliffs, for financial assistance under Council's [Community Grants Policy](#) to cover the 2020-21 and 2021-22 annual service charges levied by Council on its property in Johnston Street White Cliffs NSW.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**
- 2. Approve financial assistance of \$993.00 to the Country Women's Association, White Cliffs Branch under Council's Community Grants Policy to cover the annual service charges for the 2020-21 period on its Johnston Street, White Cliffs property.**
- 3. Approve financial assistance of \$1000.00 to the Country Women's Association, White Cliffs Branch under Council's Community Grants Policy to partially cover the annual service charges for the 2021-22 period on its Johnston Street, White Cliffs property.**

BACKGROUND:

Council's Community Grants Policy was adopted by Council at its Ordinary Meeting on the 27 February 2019. That Policy provides for Council to provide Financial Assistance to not-for-profit community-based organisations, groups and individuals that meet community needs and to benefit residents within our community. The Policy also provides that in-kind support for the waiver of Rates, Fees, Charges, and Goods is considered financial assistance within this Policy and therefore may be eligible for consideration.

Council has previously provided the Country Womens Association White Cliffs Branch (CWA White Cliffs) with assistance of \$1,889.00 under the Community Grants Policy in respect of the 2018-19 and 2019-20 Rates.

REPORT:

The CWA White Cliffs owns and operates from its premises located on Johnston Street White Cliffs NSW.

The aims of the CWA of NSW are:

- To bring all women and families together and form a network of support.
- To provide a forum for the voice of all women in New South Wales and Australian Capital Territory.
- To improve conditions and welfare of all women and families especially in country areas.

- d) To support schemes which enhance the value of country living, especially health and educational facilities.
- e) To encourage development in regional areas and to increase the viability of rural communities and the environment.
- f) To provide a voice to Government at all levels.
- g) To promote international goodwill friendship understanding and tolerance between all people.

CWA White Cliffs provides a strong support network and lobby to improve conditions and welfare of women and families especially in isolated rural areas as a regular supporter of community events in the White Cliffs. It supports the community in managing access to its building and channelling requests for financial help through the NSW CWA's Disaster Fund including a \$50,000 contribution to Foodbank in response to the recent/current Wilcannia COVID situation.

CWA White Cliffs is wholly dependent upon a team of volunteers many of whom contribute financially from their own pockets to sustain its continuance. Unfortunately, it has been limited in its ability to fundraise for several years due to years of drought and then COVID.

The CWA White Cliffs requested Financial Assistance to cover the Annual Rates and Charges levied on its premises in White Cliffs. The amount of the levy payable by the association for was \$993.00 for 2020-21 and is \$1,014.00 for 2021-22. These levies consist of Annual Charges for waste and water supply services.

Given the premises are utilised on an occasional basis only, the demand placed on the waste and water supply services is believed to be very low and as such the actual cost of providing these services to the CWA White Cliffs is also believed to be quite low.

The Community Grants Policy limits assistance to \$1,000 per year and requires applicants to meet certain criteria including that it has no outstanding debts of any kind to Council. The current application does not satisfy these criteria as the 2020-21 charges are unpaid and the first instalment for 2021-22, due 31 August 2021, is also unpaid.

The application states that the secretary was unaware of the need to re-apply for funding each year and for this reason the 2020-21 Rates were not paid nor was a donation sought to cover until this time.

The Community Grants Policy includes a procedure whereby invitations for applications for Community Grants will be called twice per year in July and January. Regrettably this process has not been implemented, no invitations have been made and this appears to be the reason why CWA White Cliffs has made this application outside the required timeframe and parameters. Given that invitations have not been made, as required under the Policy, approval of this application is recommended but limited to \$1,000 for the 2021-22 period charges. CWA White Cliffs will need to cover the shortfall of \$14 from other funding sources.

An internal procedure will be developed shortly to ensure compliance with the Community Grants Policy regarding to calling invitations for, and the assessment of applications.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcomes

Goal 1.1 Closer cooperation and cohesion between community groups.

Delivery Outcome

Objective 1.1.1 - Relevant and quality health and family support services for all members of our community.

SUSTAINABILITY ASSESSMENT:

	Positive	Negative
Social	Promote a positive image through the support of a volunteer-based organisation.	Nil
Environmental	Nil	Nil
Economic	Nil	Nil
Governance	Nil	Nil

Financial and Resource Implications:

Expenditure for the assistance sought is provided for within the 2021-22 budget – from the Donations & Contributions budget of \$10,000, of which \$8404 remains available.

Policy, Legal and Statutory Implications:

Assistance is permitted under Section 356 of the Local Government Act 1993.

The application fully satisfies criteria set out in Council's Community Grants Policy.

Risk Management – Business Risk/Work Health and Safety/Public:

No risks identified.

OPTIONS:

Council may refuse the application on the grounds that the applicant is currently in arrears on its annual charges and as such the application fails to satisfy policy criteria. This option is not recommended given that invitations have not been called for applications.

COUNCIL SEAL REQUIRED:

No.

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Internal Exhibition

None required.

External Exhibition

None required.

Attachments

3. [Community Grants Application - Country Women's Association, White Cliffs Branch.](#)

7.3 ADOPTION OF DRAFT FINANCIAL STATEMENTS FOR THE FINANCIAL YEAR ENDED 30 JUNE 2021

REPORT AUTHOR:	MANAGER FINANCE
RESPONSIBLE DIRECTOR:	DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to comply with Statutory Requirements in relation to the General-Purpose Financial Statements and Special Purpose Financial Statements for the year ending 30 June 2021.

The Draft Financial Statements are to be referred to Council's Auditor, with authorisation from the Mayor (Administrator), a Councillor, the General Manager, and the Responsible Accounting Officer.

Under *section 413 (2)(c) of the Local Government Act 1993 (as amended)*, before Audit Certificates can be issued, it is necessary for Council to Adopt a Resolution to be attached to the Financial Statements stating that:

Council's Annual Financial Statements and Special Purpose Finance Statements are being prepared in accordance with:

- The *Local Government Act 1993, (as amended) and the Regulations* made thereunder.
- The Australian Accounting Standards and professional pronouncements.
- The *Local Government Code of Accounting Practice and Financial Reporting*.

These Statements must be signed by the Mayor (Administrator), one (1) other Councillor, the General Manager and the Responsible Accounting Officer.

It should be noted that the Unaudited Statement reflects an opinion only and are not legally binding until such time as the Financial Statements have been audited.

RECOMMENDATION:

That Council will:

1. In relation to the Financial Statements and in accordance with *Section 413 (2)(c) of the Local Government Act 1993 (as amended)*:

- a) Council resolves that, in its opinion, the Draft General-Purpose Financial Statements and the Draft Special Purpose Financial Statements for the year ended 30 June 2021 and Draft Special Schedules are properly drawn up in accordance with the provisions of the *Local Government Act 1993, (as amended) and the Regulations* thereunder.**
- b) the Financial Statements be approved and signed by the Mayor (Administrator), the General Manager and the Responsible Accounting Officer.**

2. **The Financial Statements be referred to Council's Auditor for auditing.**
3. **The audited Financial Statements be forwarded to the Office of Local Government by 30 November 2021.**
4. **The General Manager be delegated authority to, after Council receives a copy of the Audited Financial Statements and Auditor's report, place the Audited Financial Statements on Public Exhibition, and give notice that Council will present its Audited Financial Statements at the Ordinary Council Meeting to be held on 24 November 2021.**
5. **The audited Financial Statements be presented at the meeting of Council to be held on 24 November 2021 in accordance with *Section 419(1) of the Local Government Act 1993 (as amended)*.**

REPORT:

In accordance with *Section 416 (1) of the Local Government Act 1993 (as amended)*, a Council's Financial Statements for a year must be prepared and audited within four (4) months of the end of the reporting period concerned.

The statutory process that must be followed is that:

1. A Statement as required under *Section 413 (2)(c)* must be made by resolution and signed by the Mayor (Administrator), one (1) Councillor, the General Manager and the Responsible Accounting Officer.
2. The Financial Statements must then be referred to the Council's Auditor, and once audited, the Statements must be included in Council's Annual Report.
3. Copies of the Audited Financial Statements must then be lodged with the Office of Local Government by 30 November.
4. As soon as practicable after Council receives a copy of the Auditor's report, the Statements must be placed on Public Exhibition and notice given of a meeting at which Council proposes to present its Audited Financial Statements, together with the Auditor's report. This act of giving notice of the meeting is required to be delegated to the General Manager as technically the notice of meeting cannot be set until the final audited Statements and Audit Report are received.

Commentary:

The Audited Financial Statements form part of Council's Annual Report and therefore represents an integral part of the Integrated Planning and Reporting Framework.

The Audited Financial Statements provide an important avenue for the review of Council's progress by any interested stakeholders, including the Community.

This form of reporting also provides a benchmark by which Council can assess its financial performance and the suitability of the assumptions made in the Long-Term Financial Plan.

7.4 OFFICE OF LOCAL GOVERNMENT GUIDELINES – CREDIT CARD POLICY

REPORT AUTHOR: MANAGER FINANCE
RESPONSIBLE DIRECTOR: DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

The Office of Local Government (OLG) has developed Guidelines on the Use and Management of Credit Cards (the Guideline) under *Section 23A of the Local Government Act 1993*.

Although Council currently has a Credit Card Policy, it does not fully meet the Guidelines requirements. Therefore, Council will need to develop a new Credit Card Policy to ensure that it fully complies with these requirements.

RECOMMENDATION:

That Council will:

- 1. Receive and note the report.**
- 2. Develop a new Credit Card Policy, to be tabled at Council's October 2021 meeting.**

BACKGROUND:

The use and management of Credit Cards by Councils is an important element of Council operations. Relevant procedural and internal controls must be included in each Council's risk management framework, by way of effective Policy, to ensure that any risks real or perceived are mitigated.

REPORT:

This Treasury Policy and Guidelines Paper, Use and Management of NSW Government Purchasing Cards (the Policy), is intended to provide a framework for the use and management of purchasing cards (Pcards) to ensure that risks associated with the use and management of Pcards are minimised and the effective and efficient delivery of Government programs is supported through a well-managed Pcard program.

It is intended that Council will review and incorporate these guidelines into a Credit Card Policy to be tabled at Council's November meeting.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcome

GOAL: 4 A consultative and professional Council providing relevant, attainable, and efficient delivery of services.

Delivery Outcome

OBJECTIVE: 4.2 Efficient and effective services.

SUSTAINABILITY ASSESSMENT:

Financial and Resource Implications:

Monitoring monthly credit card expenditure, having effective internal control over all Council expenditure.

Policy, Legal and Statutory Implications:

N/A

Risk Management – Business Risk/Work Health and Safety/Public:

A redeveloped and strengthened Credit Card Policy negates the inherent risk of fraud in credit card transactions.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

Attachments

NIL

7.5 FINANCIAL PERFORMANCE REPORT AUGUST 2021**REPORT AUTHOR:**

MANAGER FINANCE

RESPONSIBLE DIRECTOR:

DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

This report is to provide a summary of Council's Financial performance against the budget as of 31 August 2021.

RECOMMENDATION:**That Council will:**

1. Receive and note the report.

BACKGROUND:

Council has been working towards improving its financial reporting systems over the past two years to meet best practice Financial Reporting Guidelines. In line with these objectives a monthly report is to be presented to Council on its financial performance against the budget.

REPORT:

This monthly financial performance report provides Council with a summary of performance against budget as of 31 August 2021.

	Annual Budget \$000	YTD Budget \$000	YTD Actual \$000	YTD Variance \$000	
Operating Revenue	37,023	7,469	7,678	209	Favourable
Operating Expenditure	20,756	3,769	3,616	153	Favourable
Operating Result	16,267	3,700	4,062	362	Favourable
Capital Grants	16,084	Nil	Nil	Nil	N/A
Operating Result Before Capital Items	183	3,700	4,062	362	Favourable

For the month of August 2021 there are no significant variances to report, further details are provided in the listed Attachment.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcome

GOAL: 4 A consultative and professional Council providing relevant, attainable, and efficient delivery of services.

Delivery Outcome

OBJECTIVE: 4.2 Efficient and effective services.

SUSTAINABILITY ASSESSMENT:

Financial and Resource Implications:

Monitoring of monthly against budget enables timely financial management.

Policy, Legal and Statutory Implications:

N/A

Risk Management – Business Risk/Work Health and Safety/Public:

Monthly financial reporting allows Council to keep informed of the progress of the budget to actual income and costs.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

Attachments

4. [Financial Performance Attachment](#)

7.6 COUNCIL 2021-22 CURRENT GRANTS REGISTER

REPORT AUTHOR:	SENIOR FINANCE OFFICER
RESPONSIBLE DIRECTOR:	DIRECTOR BUSINESS SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to provide a summary reconciliation of Council's current Grant Funding status as of 8 September 2021.

RECOMMENDATION:

That Council will:

1. **Receive and adopt the report.**

BACKGROUND:

Council's commitment to transparency and greater financial management (at the Administrator's request), has developed a Grants and Contributions Register for public access to be presented during Ordinary Council Meetings.

REPORT:

With the stated purpose in mind, Council is currently updating the respective incumbent Grants status details into the in-house Pulse program which will document all Council's Projects under each funding facility. It is intended to complete the initial update by the end of September 2021.

In August 2021, Council received 2021-2022 estimated Financial Assistance Grants (FAGs) entitlement of \$6.4M. The State's FAGs allocation for 2021-2022 is slightly higher than last year, however the ongoing economic impact of the Pandemic is difficult to predict.

The FAGs figure for 2021-22 is \$6.4M and is made up of \$4.68M for the general-purpose component and \$1.71M for the Local Roads component. The estimated entitlement for 2021-22 increased by 4.7% for final adjustments to the CPI and population shares for the year.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcome

Council providing transparency of grant funding sources and how those funds are being applied to improve designated community services, works and facilities.

Delivery Outcome

Accurate and timely reporting of funding sources and expenditure.

Financial and Resource Implications:

Ensures that any funding sourced is being deployed within the approved scope of services, works and facilities for which they were intended.

Policy, Legal and Statutory Implications:

Regulation 208 of the Local Government (General) Regulation 2005 provides a requirement that:

A member of the staff of a Council who has control of any of the Council's accounting records must—

- (a) produce those records for inspection and audit in proper order whenever directed or requested to do so by the Council's Mayor (Administrator), Responsible Accounting Officer, General Manager (if not the Council's Responsible Accounting Officer) or Auditor or by the Director-General or a person to whom the Director-General's functions under *Section 430* of the Act have been delegated or subdelegated under *Section 745* of the Act, and
- (b) render all practicable assistance to the Mayor (Administrator), Responsible Accounting Officer, General Manager, Auditor, The Director-General or such a delegate or subdelegate with respect to those records.

Risk Management – Business Risk/Work Health and Safety/Public:

Periodic reporting enables Council to keep both funding providers and the community informed on the deployment of those funds as intended and as such significantly mitigate the risk of inappropriate usage of those funds.

OPTIONS:

There are no alternative options.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

Attachments

- 5. [Council Current Grants and Contribution Reconciliation.](#)

8. GOVERNANCE REPORTS**8.1 HUMAN RESOURCE MANAGEMENT ACTIVITIES**

REPORT AUTHOR:	HUMAN RESOURCE OFFICER
RESPONSIBLE DIRECTOR:	GENERAL MANAGER

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with information on the current human resource activities to ensure the organisation meets its statutory and legislative requirements.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**

BACKGROUND:

This report has been created with the view to provide regular updates to Council on key Human Resource matters as it relates to the continuity in the delivery of services to the community, and the associated financial impacts.

REPORT:

Vacancies:

Below are the vacancies currently being advertised externally:

Position	Open Date	Closing Date	Status
Finance Officer (Revenue) – Full-time – Permanent – Remote Opportunity	7 June 2021	22 June 2021	Offer made
Building and Plant Maintenance Officer – Full-time - Permanent	16 June 2021	2 July 2021	Selection process completed Applicant withdrew
Water Treatment Plant Operator – Full-time – Permanent	16 June 2021	2 July 2021	Selection process completed Applicant withdrew
Environmental Engineer - Full-time - Permanent	16 June 2021	6 July 2021	Final checks underway
Site Engineer – Full-time - Permanent	1 July 2021	16 July 2021	Final checks underway
Town Ganger, Ivanhoe – Full-time – Permanent	1 July 2021	16 July 2021	Selection process completed Applicant withdrew
Truck Driver, Ivanhoe – Full-time – Permanent	1 July 2021	16 July 2021	Selection process completed Applicant withdrew

Attracting quality candidates remains a challenge for Council, particularly in key specialised and administrative areas. It is proposed to address this challenge through the HR Framework.

COVID-19 restrictions continue to impact on the timeframes in finalising the selection process.

HR Framework:

Work continues to be progressed on the HR Framework and the Strategic Workforce Plan. The aim of these documents is to ensure Council's legislative obligations are met, along with improving areas such as workplace culture, attraction and retention, succession planning, and streamlining practices and processes.

Employee Relations Compliance:

The NSW Employee Relations within the Department of Premier and Cabinet regulates and ensures compliance with industrial relations legislation and instruments. All councils have received correspondence to advise that they have appointed a Principal Investigator to undertake an audit against seven (7) key areas of the industrial relations legislation and instruments.

Council has responded to the questions in relation to how we are meeting our industrial relations obligations. Work will continue to ensure that Council meets its legislative obligations as it relates to industrial and employee relations.

Organisational Development:

A program that aims to support the organisation in the areas of customer service, workplace culture and leadership development has been established. Preliminary work has commenced with the program being progressed further when the current COVID-19 restrictions are lifted.

1,000 Jobs Package – Traineeships and/or Employment:

Council will recall from the May 2021 report, that an application has been submitted through the National Indigenous Australians Agency for funding of 13 positions (including 7 trainee positions).

No further update on the status of our application with the Agency is available at the time of this report.

LINKS TO THE COMMUNITY STRATEGIC PLAN AND DELIVERY PROGRAM AND OPERATIONAL PLAN:

Community Strategic Plan Outcome

Goal 4. A consultative and professional Council providing relevant, attainable, and efficient delivery of services as per the standards set by Council and providing community development and succession planning.

Delivery Outcome

Objective 4.2 Efficient and effective services and informed Councillors and staff.

SUSTAINABILITY ASSESSMENT:

	Positive	Negative
Social	Potential career opportunities from within the community.	Nil
Environmental	Improve reputational and Service Delivery to communities.	Nil
Economic	Receipt of Federal Government Assistance to support employment opportunities from within the community.	Potentially, some increase in operational and servicedelivery cost may be identified which will need to pass onto consumers.
Governance	Council meets its legislative and statutory requirements.	The requirement for additional staff may come at a financial cost to Council.

Financial and Resource Implications:

Attracting quality candidates is challenging for Council which has an impact on the service delivery.

Policy, Legal and Statutory Implications:

Council has an obligation to ensure that it meets all legislative obligations as it relates to the employment relationship. In addition to reputational impact, financial penalties apply where Council is found to breach its obligations.

The HR Framework will assist Council in meeting its legislative obligations both with regards to industrial relations and the Integrated Planning and Reporting requirements.

Risk Management – Business Risk/Work Health and Safety/Public:

The HR Framework will assist Council in addressing risks associated with resourcing and meeting legislative obligations.

The development of internal procedures to address staff leave liability will assist Council in addressing financial and business risks. It will also assist with addressing staff wellbeing in ensuring that they are able to access their entitled leave allowances for rest and recreation.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Internal Exhibition

Nil

External Exhibition

Nil

Attachments

Nil

8.2 CORRESPONDENCE RECEIVED FROM THE HON MELINDA PAVEY MP – INFORMATION ONLY

REPORT AUTHOR: GENERAL MANAGER
RESPONSIBLE DIRECTOR: GENERAL MANAGER

EXECUTIVE SUMMARY:

The Administrator wrote to The Honourable Melinda Pavey MP – Minister for Water, Property and Housing on the 4th of May 2021 in relation to the lack of Housing available in Wilcannia, however the housing issues was originally raised in February 2021. Council finally received a response from The Minister after some of 4 months later.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**

Attachments

- [6. Letter to The Hon. Melinda Pavey MP – Aboriginal Housing](#)
- [7. Letter from The Hon. Melinda Pavey MP – Aboriginal Housing](#)

8.3 CORRESPONDENCE RECEIVED FROM THE HON SHELLEY HANCOCK MP – INFORMATION ONLY

REPORT AUTHOR: GENERAL MANAGER
RESPONSIBLE DIRECTOR: GENERAL MANAGER

EXECUTIVE SUMMARY:

The Administrator wrote to the Honourable Shelley Hancock MP – Minister for Local Government on the 5th of July 2021 in relation to the future governance of Central Darling Shire Council.
Council has received a response from The Minister.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**

Attachments

- [8. Letter from The Hon. Shelley Hancock MP](#)

8.4 CORRESPONDENCE RECEIVED FROM THE HON MARK COULTON MP – INFORMATION ONLY

REPORT AUTHOR: GENERAL MANAGER
RESPONSIBLE DIRECTOR: GENERAL MANAGER

EXECUTIVE SUMMARY:

The Administrator wrote to the Honourable Mark Coulton MP – Member for Parkes on the 16th of August 2021 in relation to the Shire's concern for the recent Census held on the 10th of August 2021.
Council has received a response from The Minister.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**

Attachments

- [9. Letter from The Hon. Mark Coulton MP](#)

8.5 CORRESPONDENCE FROM DEPARTMENT PLANNING, INDUSTRY & ENVIRONMENT – INFORMATION ONLY

REPORT AUTHOR:	GENERAL MANAGER
RESPONSIBLE DIRECTOR:	GENERAL MANAGER

EXECUTIVE SUMMARY:

Council has received correspondence from the Director of Energy and Resources Policy at DPIE in relation to the Preliminary Regional Issues Agreement – Bancannia, Pondie Range, Neckarboo and Yathong-Ivanhoe Troughs.

RECOMMENDATION:

That Council will:

- 1. Receive the report.**

Attachments

- [10. PRIA – Letter of decision](#)

9. CORPORATE SERVICES REPORTS

10. SHIRE SERVICES REPORTS

10.1 POONCARIE ROAD – PROGRESS REPORT

REPORT AUTHOR:	PROJECT ENGINEER
RESPONSIBLE DIRECTOR:	DIRECTOR SHIRE SERVICES

EXECUTIVE SUMMARY:

- The main scope of the Pooncarie Road project is to seal 61km of road section south of Menindee, NSW. Construction work commenced on 18th January.
- Work stopped on 12th March due to a report that scarred trees has been knocked out. The Council carried out Archaeological and Project Management Audits to identify root-cause, preventive, and corrective actions. Following the audit report findings and

community consultations work, the project re-started on 12th June 2021 (sections 0-5km and 20-24km).

- Council held a meeting with the community to restart the southern section (40-45km) on 16th June 2021.
- An Archaeologist from the Department of Planning, Industry, and Environment visited the site on (28 July 2021) for an independent investigation. Although the Council is yet to receive the report, an Archaeologist has no objections to restarting the construction work.
- The General Manager has instructed the project team to recommence construction work as soon as possible and planning to start construction work before the end of this month.
- Two sections of the road (0-5km, 20-24km) is at the completion stage. CDSC planning to complete these two sections by mid-October.

RECOMMENDATION:

That Council will:

- 1. Receive and note the report for Pooncarie Road Initial Seal Construction.**

REPORT:

PROJECT STATUS

The first two sections of the project (0-5km and 20-24km) are at the completion stage. CDSC planning to open these two sections for the traffic before the end of October.

Section/Location	Current activities and progress
0-5 km	Stabilisation works are completed, and this section is ready for the final seal.
7.2-11.9km	Construction of side-track is ongoing.
20-24 km	Gravel placing is ongoing and stabilisation works are scheduled during the third week of September.
40-45	The general manager has instructed the project team to recommence this section as soon as possible. Planning to restart construction work before the end of this month.
Menindee gravel pit	Winning gravel and stockpiling.

The following table summarises project constraints:

Schedule	<ul style="list-style-type: none"> • The first two sections (0-5km, 20-24km) of the project were delayed 66 days due to environmental concerns. Construction work of the southern section was on hold till all issues are resolved. CDSC planning restarts this section by the end of September. However, lost time is irrecoverable. • A large portion of the project goes through high potential zones. This requires different construction methodologies and additional resources, which directly impact project cost and schedule. To reduce the risk two options are being considered (i.e., to request some relaxation through a revision of AHIP and implementing different construction methods in highly sensitive areas). • To date, the project has experienced 15 days of weather delays.
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	<ul style="list-style-type: none"> The project stops two days due to COVID fear. The pandemic poses a risk to the project in many ways. The project team faces some difficulties in acquiring the required resources and services on time. However, to date these risks were manageable.
Cost	<p>The project currently experiencing cost overruns on,</p> <p>Culverts: Estimated (\$1.8M), Current prediction (\$3.2M). Aboriginal site monitor: previously not budgeted, predict \$800k to \$1M. Stabilisation works: The previous estimation is \$2.97M and the current prediction is \$4.5M (Stabilisation contractor's scope of works includes related earthworks and testing, hence cost increase is marginal).</p> <p>Further, due to high potential zones and additional scope such as realignment at Karoola station, the project cost will increase.</p>
Safety	No issue to report
Risk	As stated above the above project is experiencing cost overruns.
Resourcing	The site engineer may join the project team In October.
Quality	No issue to report
Other issues	

PLANNED ACTIVITIES FOR THE COMING MONTH.

- Stabilisation work (20-24km)
- Spray sealing works on chainages 0-5km and 20-25 km.
- Installation of stock grids (0-5km)
- Side-track and earthworks (7.2-11.9km)
- Side-track and earthworks (15-20km)
- Finishing works on sections 0-5km and 20-24km.
- Construction of large culverts at 24.5km and 24.8km
- Restart section 40-45km.

Attachments

1. Nil

10.2 SERVICES UPDATE

REPORT AUTHOR:
RESPONSIBLE DIRECTOR:

DEPUTY DIRECTOR SHIRE SERVICES
DIRECTOR SHIRE SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to provide an update on the services expenditure on all associated assets within the Central Darling Local Government Area.

RECOMMENDATION:

That Council will:

1. Receive and note the report.

REPORT:

Services:

Works Description	Original Budget	% Expended	Remaining Budget
Parks & Gardens/ Sporting Facilities	\$126,500	31%	\$86,775
Ancillary Works	\$236,500	2%	\$230,834
Street Cleaning/Bins	\$175,000	15%	\$149,419
Buildings	\$882,850	10%	\$794,741
Swimming Pools	\$345,000	3%	\$335,991
Domestic Waste	\$190,000	30%	\$133,629

Services Capital Works

Council has received funding to improve facilities throughout the Shire through the Building Stronger Country Communities Projects for Round 1, 2 and 3. The table below reflects expenditure and progress to date.

Projects included in each funding stream are detailed below.

Stronger Country Communities Round 1 is completed. Works included the Refurbishment of community meeting places in Ivanhoe, Menindee, Wilcannia, White Cliffs, Tilpa, and Wilcannia.

Stronger Country Communities Round 2

Menindee Swimming Pool	\$39,300.00
Menindee Burke and Wills Park	\$187,500.00
Menindee Pistol Club	\$31,880.00
Ivanhoe Swimming Pool	\$140,300.00
Ivanhoe Oval	\$99,430.00
Wilcannia Swimming Pool	\$96,500.00

Wilcannia Burke Park - Field	\$196,965.00
Wilcannia Burke Park - Canteen	\$8,000.00
White Cliffs Swimming Pool	\$16,000.00
White Cliffs Gymkhana	\$89,500.00
White Cliffs Sporting Club	\$50,720.00
Tilpa Tennis Courts	\$20,000.00
Menindee Streetscape	\$45,000.00
Ivanhoe Streetscape	\$25,000.00
Wilcannia Streetscape	\$65,000.00
White Cliffs Community Hall	\$56,855.00
White Cliffs CWA	\$35,794.00
White Cliffs War Memorial	\$32,000.00
Tilpa Community Hall	\$20,600.00
Tilpa Park - Recreation	\$12,450.00
Darnick Community Hall	\$17,290.00
Sunset Strip Community Hall	\$109,000.00

Stronger Country Communities Round 3

Wilcannia Skate Park	\$260,000.00
Menindee Toilet Refurbishment	\$50,000.00
Murals on Caravan park administration Building and local Hotel	\$30,000.00
Installation of Playgrounds and minor upgrades	\$188,340.00
Installation of Children's Adventure playground - Sunset Strip	\$85,000.00
Soundshell	\$50,000.00
Youth Leadership Expedition	\$97,000.00

Works Description	Original Budget	% Expended	Remaining Budget
Building Stronger Country Communities Round 1	\$893,640.00	100%	\$0
Building Stronger Country Communities Round 2	\$1,395,084	99%	\$13,616
Building Stronger Country Communities Round 3	\$760,340	33%	\$511,464

Attachments

Nil

10.3 ROADS AND AERODROMES REPORT

REPORT AUTHOR: Roads and Assets Engineer
RESPONSIBLE DIRECTOR: Director Shire Services

EXECUTIVE SUMMARY:

The purpose of this report is to provide an update on road and aerodrome maintenance and capital works expenditure within the Central Darling Local Government Area.

RECOMMENDATION:

That Council will:

1. Receive and note the report.

REPORT:

State Roads

Council is engaged by Roads and Maritime Services (RMS) to maintain the State Highway network within the Shire boundaries. The two State Highways are the Barrier Highway and the Cobb Highway.

Council is engaged under contract conditions specified under the Routine Maintenance Council Contract (RMCC). The contract details routine works required to be completed throughout the year and capital works which are supplied to Council via a Works Order (WO).

2021/22 RMCC Routine Maintenance preliminary allocation is: \$1,049,000.

2020/21 RMCC Works Orders which have been issued, in progress and carry over to this financial year include:

1. HW21 111.21.06 Rosewood IS Project \$2,321,922.
2. HW21 111-21-09 Mt Manara- Drill & Blast \$675,068.
3. HW21 111-21.03 Mt Manara Gravel Crushing \$849,409.

Total: \$3,846,399.

2021/22 RMCC Works Orders issued this financial year include:

1. HW21 111.22.01 Rosewood South IS Project \$2,228,570.
2. HW21 111.22.02 Gravel Supply Rosewood Sth \$225,000.
3. HW21 111.21.03 Gravel Supply Kerpa \$675,000.

Total \$3,128,570.

Works Description	Original Budget	% Expended	Remaining budget
RMCC Routine	\$1,048,240	17%	\$869,486

WO 2020/21	\$3,846,399	81%	\$746,535
WO 2021/22	\$3,128,570	7%	\$2,918,319

Regional Roads

Council maintains 790km of Regional Roads throughout the Shire.

2021/22 Regional Road Block Grant amount (including traffic and supplementary components) has not been confirmed. The figures below reflect the 2020/21 allocation. Payments to Council's will be made in July and January with any reconciliations required being done in January following State (RMS) budget adoption.

2021/22 Regional Roads Repair Program was successful with \$400,000 being 50% of the project costs. The remaining funds is proposed to be sourced from the Regional Roads Block Grant which is reflected in the table below. MR433 Ivanhoe-Menindee Rd, 3km reconstruction and seal.

Works Description	Original Budget	% Expended	Remaining Budget
Regional Road Block Grant	\$2,233,000	9%	\$2,029,674
Regional Roads Repair Program	\$975,000	0%	\$975,000

Local Roads

Council maintains 1600km of Local Roads throughout the Shire.

2021/22 The Financial Assistance Grant – Local Roads Component, has not been confirmed. Estimated on last year's allocation as \$1,655,000.

2021/22 Roads to Recovery (R2R) allocation is \$695,670. Three capital improvement projects are proposed to be delivered this year.

Works Description	Original Budget	% Expended	Remaining Budget
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Local Roads Component (FAG)	\$1,655,000	5%	\$1,565,976
Woore Street (R2R)	\$201,670	0%	\$201,670
Trida Road (R2R)	\$220,000	0%	\$220,000
Moolah-Trida Road (R2R)	\$274,000	0%	\$274,000

Aerodromes

Council maintains 6 aerodromes throughout the Shire: Wilcannia, Menindee, Ivanhoe, White Cliffs, Tilpa and Emmdale.

The Remote Aerodrome Upgrade Prograde (RAUP) funding was granted for the Wilcannia aerodrome resealing and linemarking project. The works are funded up to \$150,000 with in kind contribution from Council for \$107,000.

Works Description	Original Budget	% Expended	Remaining Budget
Aerodromes R&M	\$124,000	56%	\$54,410
RAUP 2021/22	\$257,000	0%	\$257,000

Attachments

[11. Works Program September 2021](#)

10.4 WATER AND SEWER UPDATE

REPORT AUTHOR: UTILITIES ENGINEER
RESPONSIBLE DIRECTOR: DIRECTOR SHIRE SERVICES

EXECUTIVE SUMMARY:

The purpose of this report is to provide an update on Water and Sewer Maintenance, Capital Works and Expenditure on all assets within the Central Darling Local Government Area.

RECOMMENDATION:

That Council will:

- 1. Receive and note the report.**

REPORT:

Water & Sewerage Operations:

- Wilcannia's potable water supply is sourced from the Darling River Weir Pool.
- White Cliffs town water supply is sourced from Wakefield Tank. Wakefield Tank storage supply is 7.6m, 12 months' supply remaining.
- Ivanhoe town water supply is currently being sourced from Morrison's Tank. Morrison's Tank is at capacity, 450 megalitres, following recent Willandra Creek flows. Council staff stopped pumping on Sunday 11 July 2021. 24 months' supply remaining.
- The Aboriginal Communities Water and Sewer Program contributes to Councils operational costs for services supplied to the Wilcannia Mallee and Waralli precincts.

Works Description	Original Budget	% Expended	Remaining Budget
Wilcannia Water	\$311,500	13%	\$270,225
Wilcannia Sewer	\$131,500	1%	\$129,938
White Cliffs Water	\$167,000	11%	\$148,865
Ivanhoe Water	\$273,000	11%	\$243,927
Aboriginal Communities Water and Sewer program	\$144,770	0%	\$144,565

Water and Sewer Capital Works

- Council awarded the contract for new Water Treatment Plants at Wilcannia, Ivanhoe, and White Cliffs on 1 July 2021 to Membrane Systems Australia. Council and consultants, City Water Technology, are in the detailed design phase of the contract.
- Works are expected to commence at White Cliffs end of October 2021 pending Section 60 approval from DPIE Water and COVID-19 restrictions.
- The White Cliffs Reticulation design is 90% completed, further survey and design changes were required. Expected date for calling tenders for civil works here is November 2021. Public Works Advisory have been engaged to manage the design and tender process.
- The Wilcannia Gravity Sewer Scoping Study has been completed. Further discussions are in progress for possible funding opportunities to deliver the project. Council will be updated with any developments here.
- Smart meters and valve replacements are scheduled for 2021/22 in Ivanhoe and Wilcannia.

The table below reflects expenditure to date for Capital Projects.

Works Description	Original Budget	% Expended	Remaining Budget
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White Cliffs WTP and Retic	\$5,500,000	12%	\$4,858,386
Wilcannia WTP	\$3,500,000	17%	\$2,912,259
Ivanhoe WTP	\$2,500,000	16%	\$2,105,046
Smart Meters	\$50,000	0%	\$50,000
Valve Replacements	\$150,000	0%	\$150,000

Attachment

Nil

11. MINUTES OF COMMITTEE MEETINGS

12. CONFIDENTIAL MATTERS

The *Local Government Act 1993* provides that Council may close to the public that part of the meeting that deals with matters of a confidential nature.

The grounds on which a meeting is closed to the public must be specified in the decision to close the meeting and recorded in the minutes of the meeting.

Recommendation:

That Council move into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A 2 of the *Local Government Act 1993* for the reasons specified.

12.1 SALE OF BONNEY STREET LAND TO MAARI MA ABORIGINAL HEALTH CORPOARATION

Item 12.1 is confidential under the *Local Government Act 1993* Section 10A 2 (c) as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Resolve:

Council to come out of Confidential Matters and to reopen the Gallery with the General Manager to provide a briefing as to what was discussed.

13. RESOLUTION TRACKER

13.1 RESOLUTION TRACKER – OUTSTANDING RESOLUTIONS

REPORT AUTHOR:	EXECUTIVE ASSISTANT
RESPONSIBLE DIRECTOR:	GENERAL MANAGER

Recommendation:

That the Resolution Tracker from the Council Meeting on 25 August 2021 be received and noted and any amendments be noted.

Attachments

[13. Resolution Tracker](#)

14. MEETING CLOSE

The Council Meeting will be declared closed by the Mayor/Administrator.

The next meeting of Council will be held on Wednesday, 27 October in Wilcannia at 9.00am.

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE
COUNCIL CHAMBERS, 21 REID STREET, WILCANNIA
ON WEDNESDAY, 25 AUGUST 2021**

PRESENT: Administrator, Bob Stewart – via video

IN ATTENDANCE: General Manager, Greg Hill
Director Shire Services, Reece Wilson - via video
Deputy Director Shire Services, Dave Miranda - via video
Director Business Services, Gordon Seeto - via video
Senior Finance Officer, Kevin Smith - via video
Senior Planner, Glenda Dunn - via video
Acting Rates Officer, Darryl Telfer - via video
Human Resources Officer, Evelyn Pollard - via video
Community Engagement Officer, Jennie Geerdink - via video
Ivan Draganjac, Roads Engineer - via video
Tammie McMaster, Cemeteries Officer - via video
Jamie Parsons, Executive Assistant - via video

1. OPENING OF MEETING

The meeting was declared open at 9.00am.

2. ACKNOWLEDGEMENT OF COUNTRY

An acknowledgement of the traditional custodians of the land was delivered by the Administrator, Bob Stewart.

3. APOLOGIES AND LEAVE OF ABSENCE

NIL

4. DISCLOSURES OF INTEREST

Pursuant to the Mode Code of Conduct for Local Councils in NSW Councillors and Councilstaff are required to declare any pecuniary or non-pecuniary conflicts of interest.

Recommendation:

Nil disclosures of interest, however it was noted that the Administrators camera wasn't working for the beginning of the Council meeting.

5. CONFIRMATION OF MINUTES

5.1 ORDINARY MEETING – 28 JULY 2021

Resolved

That the Minutes of the Ordinary Council Meeting held on 28 July 2021 be received and confirmed as an accurate record.

Minute Number:

5.2 BUSINESS ARISING

NIL

5.2.1 CORRESPONDENCE RECEIVED FROM THE HON MELINDA PAVEY MP

Resolved

1. Receive and note the correspondence.

Minute Number: 01-08-2021

5.2.2 CORRESPONDENCE RECEIVED FROM THE HON MARK COULTON MP

Resolved

1. Receive and note the correspondence.

Minute Number: 02-08-2021

6. MAYORAL (ADMINISTRATOR) MINUTE(S)

6.1 ADMINISTRATORS REPORT

The General Manager provided an update on the current COVID situation within the shire and Councils response to date.

There are currently 42 cases in Wilcannia as of 10am on 24 August 2021. Nil cases in White Cliffs, Ivanhoe and Menindee. There are a few persons currently isolating in Menindee due to being in close contact with persons in Wilcannia on Friday 13th August 2021 at the funeral. Council has set up a food distribution centre in Wilcannia. Council has received from Resilience NSW 10 Food Pallets and 5 hygiene pallets which have all been distributed last Saturday 21 August 2021 to the Wilcannia Community. Each member of the community received a food hamper, and each household received a hygiene hamper. Wilcannia has also been receiving a lot of donated food, fresh produce (fruit and vegetables), bread, long-life milk, dried goods (e.g., flour) and hygiene products (Shampoo and Conditioner, Toilet Paper, Tissues etc.).

The grocer stores are currently open at each of the locations within the Shire and are functional. Members of the public who aren't isolating due to having COVID or having close contact with a member of the public who has COVID are still able to go to the grocer for essential items. There are also a number of click and collect services that are currently being set up. The Menindee grocer is organising click and collect services by local volunteers to provide a service to the elderly and are picking up their orders and delivering it to their home address. The Council has also been in discussions with Coles and Woolworths to organise deliveries to Wilcannia and White Cliffs. This will also be a click and collect where members of the public can place their order online. Council has arranged transportation through Resilience NSW and Transport NSW. Transport NSW will be picking up the costs of the transportation of the deliveries. Ivanhoe is still self-sufficient for the moment and they aren't requiring any additional supports. The Ivanhoe store did close for a period of 24 hours for a deep clean due to a close contact being in the store, however it has now reopened.

There are currently additional Police in Wilcannia and the ADF. They are here to support the local Police force and to assist with compliance and any other duties that are required. They are also assisting the health care services with testing facilities and the vaccination clinic. AUSMAT ADF Team are also in Wilcannia. They arrived yesterday and will be here for the

remainder of the week in an attempt to fully vaccinate the locals by going door to door. The pop-up vaccination clinic is also still running by the RFDS Team at the Hall; Council is assisting with the administration side of things. The testing clinic is located at the Oval/Showground which is run by FWLHD; Council is assisting with traffic control. FWLHD is also going door to door to complete testing on locals who have been reported to have COVID and are currently in isolation or locals who have had close contact with a person who has COVID and are currently in isolation.

As of yesterday, it has been reported that 2 Council staff have contracted COVID-19 and are currently in isolation. The operation services from the engineering team in Wilcannia are very minimal. Most of the engineering staff are currently in isolation awaiting test results or waiting to be tested. The staff that have had close contact with the staff members who have COVID are required to isolate for 14 days. Council has scaled their operations back to the bare minimum to sewerage operation, emergency response and waste collection. All other operations and field work have been ceased for the moment.

Resolved

1. Receive and note the report.

Minute Number: 03-08-2021

7. FINANCIAL REPORTS

7.1 OUTSTANDING RATES AND CHARGES ACTION PLAN

Resolved

1. Receive and note the report.
2. Consolidate recovery actions for Rates and Annual Charges with recovery actions for Water Consumption Charges into single and combined claims.
3. Limit the issue and service of Statements of Claim under the Civil Procedure Act 2005 to claims of \$1000 or more.

Minute Number: 04-08-2021

7.2 SMART WATER METERS, METER READINGS AND BILLING UPDATE

Due to the current COVID outbreak in Wilcannia, there will not be any meter readings of the non-smart water meters. There are only about 28 meters that aren't smart meters. Historically they do not record usage. The Director of Shire Services has also indicated the Meter Readings for Menindee and Ivanhoe will still go ahead at this point. All meter readings will be on schedule for the readings and billing.

Resolved

1. Receive and note the report.
2. Receive the next quarterly reports on water meter reading, billing and collections at the Ordinary Council Meeting scheduled for 27 October 2021.
3. A Policy and Procedure be brought forward for Water Meter Restrictions.

Minute Number: 05-08-2021

7.3 FINANCIAL PERFORMANCE REPORT

Resolved

1. Receive and note the report.

Minute Number: 06-08-2021

7.3.1 TABELLED REPORT – CASH AND INVESTMENTS – JULY 2021

Resolved

1. Receive and note the report.

Minute Number: 07-08-2021

7.4 COUNCIL 2021-2022 CURRENT GRANTS REGISTER

Resolved

1. Receive and note the report.

Minute Number: 08-08-2021

8. GOVERNANCE REPORTS

8.1 MEDIA RELATIONS POLICY

Resolved

1. Receive and note the report.
2. Place the Media Relations Policy on Public Exhibition for a period of no less than 28 days and a further report be presented to Council.

Minute Number: 09-08-2021

8.2 HON PAUL TOOLE MP – CORRESPONDENCE RECEIVED ABOUT ROAD SAFETY CAMPAIGN IN FAR WEST NSW

Resolved

1. Receive and note the report.

Minute Number: 10-08-2021

8.3 HUMAN RESOURCE MANAGEMENT ACTIVITIES

Resolved

1. Receive and note the report.

Minute Number: 11-08-2021

8.4 COMMUNITY ENGAGEMENT UPDATE

Resolved

1. Receive and note the report.

Minute Number: 12-08-2021

9. CORPORATE SERVICES REPORTS

9.1 ITC SECURITY STATUS REPORT

The Director of Business Services stated that Council is coordinating with their third-party partner EFEX to consolidate with the plan and compliments with the migration to the cloud platform with the additional infrastructure. The Director of Business Services is in discussion with EFEX at the moment with fleshing out the plan and organising for the implantation of migration of the cloud-based platform.

Resolved

1. Receive and note the report.
2. Endorse the ITC Security Status Report.

Minute Number: 13-08-2021

10. SHIRE SERVICES REPORTS

10.1 DEVELOPMENT APPLICATION D12/21 PAN 103637 – 30-40 JAMES STREET WILCANNIA NSW 2836

Resolved

1. Receive and note the assessment report by an independent consultant, and the determination letter for a Development Application D12/21 PAN 103637 at 30-40 James Street Wilcannia (Lot 1, DP 812602).
2. Approve the Development Application for the erection of a four bay open front machinery shed and workshop building for Council subject to the conditions and reasons outlined in the approval.

Minute Number: 14-08-2021

CONDITIONS OF CONSENT

Prescribed Conditions

All building works must be carried out in accordance with the requirements of the Building Code of Australia (BCA).

BASIX affected development must comply with the schedule of BASIX commitments specified within the submitted BASIX Certificate (demonstrated compliance upon plans/specifications is required prior to the issue of the Construction Certificate);

A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:

- Showing the name, address, and telephone number of the Principal Certifying Authority for the work, and
- Showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours and stating that unauthorised entry to the work site is prohibited.
- Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the following information:

- in the case of work for which a principal contractor is required to be appointed:
- the name and licence number of the principal contractor, and
- the name of the insurer by which the work is insured under Part 6 of that Act,
- in the case of work to be done by an owner-builder:
- the name of the owner-builder, and
- if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under becomes out of date, further work must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the updated information.

Development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:

- protect and support the adjoining premises from possible damage from the excavation, and
- where necessary, underpin the adjoining premises to prevent any such damage.
- must, at least 7 days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars of the excavation to the owner of the building being erected or demolished.
- the owner of the adjoining allotment of land is not liable for any part of the cost of work carried out for the purposes of this clause, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

In this clause, allotment of land includes a public road and any other public place.

Reason:

Legislative requirement.

General Requirements

Unless authorised by Council:

Building construction and delivery of material hours are restricted to:

- 7.00 am to 5.00 pm inclusive Monday to Friday,
- 8.00 am to 1.00 pm inclusive on Saturday,
- No work on Sundays and Public Holidays.

Demolition and excavation works are restricted to:

- 8.00 am to 5.00 pm Monday to Friday only.

(Excavation work includes the use of any excavation machinery and the use of jackhammers, rock breakers, excavators, loaders, and the like, regardless of whether the activities disturb or alter the natural state of the existing ground stratum or are breaking up/removing materials from the site).

Should any asbestos be uncovered on site, its demolition and removal must be carried out in accordance with WorkCover requirements and the relevant Australian Standards.

At all times after the submission the Notice of Commencement to Council, a copy of the Development Consent and Construction Certificate is to remain onsite at all times until the issue of a final Occupation Certificate. The consent shall be available for perusal of any Authorised Officer.

Where demolition works have been completed and new construction works have not commenced within 4 weeks of the completion of the demolition works that area affected by the demolition works shall be fully stabilised and the site must be maintained in a safe and clean state until such time as new construction works commence.

Onsite toilet facilities (being either connected to the sewer or an accredited sewer management facility) for workers are to be provided for construction sites at a rate of 1 per 20 persons.

Prior to the release of the Construction Certificate, payment of the Long Service Levy is required. This payment can be made at Council or to the Long Services Payments Corporation.

Payment is not required where the value of the works is less than \$25,000. The Long Service Levy is calculated on 0.35% of the building and construction work. The levy rate and level in which it applies is subject to legislative change. The applicable fee at the time of payment of the Long Service Levy will apply.

The applicant shall bear the cost of all works associated with the development that occurs on Council's property.

No skip bins, building materials, demolition or excavation waste of any nature, and no hoist, plant or machinery (crane, concrete pump or lift) shall be placed on Council's footpaths, roadways, parks or grass verges without Council Approval.

Demolition materials and builders' wastes are to be removed to approved waste/recycling centres.

No trees or native shrubs or understorey vegetation on public property (footpaths, roads, reserves, etc.) or on the land to be developed shall be removed or damaged during construction unless specifically approved in this consent including for the erection of any fences, hoardings, or other temporary works.

Prior to the commencement of any development onsite for:

- Building/s that are to be erected
- Building/s that are situated in the immediate vicinity of a public place and is dangerous to persons or property on or in the public place

- Building/s that are to be demolished
- For any work/s that is to be carried out
- For any work/s that is to be demolished

The person responsible for the development site is to erect or install on or around the development area such temporary structures or appliances (wholly within the development site) as are necessary to protect persons or property and to prevent unauthorised access to the site in order for the land or premises to be maintained in a safe or healthy condition. Upon completion of the development, such temporary structures or appliances are to be removed within 7 days.

A "Road Opening Permit" must be obtained from Council, and all appropriate charges paid, prior to commencement of any work on Council property. The owner/applicant shall be responsible for all public utilities and services in the area of the work, shall notify all relevant Authorities, and bear all costs associated with any repairs and/or adjustments as those Authorities may deem necessary.

The works must comply with the relevant Ausgrid Network Standards and SafeWork NSW Codes of Practice.

Requirements for new swimming pools/spas or existing swimming pools/spas affected by building works.

Child resistant fencing is to be provided to any swimming pool or lockable cover to any spa containing water and is to be consistent with the following:

Relevant legislative requirements and relevant Australian Standards (including but not limited) to:

- Swimming Pools Act 1992
- Swimming Pools Amendment Act 2009
- Swimming Pools Regulation 2018
- Australian Standard AS1926 Swimming Pool Safety
- Australian Standard AS1926.1 Part 1: Safety barriers for swimming pools
- Australian Standard AS1926.2 Part 2: Location of safety barriers for swimming pools.

A 'KEEP WATCH' pool safety and aquatic based emergency sign, issued by Royal Life Saving is to be displayed in a prominent position within the pool/spa area.

Filter backwash waters shall be conveyed to the Sydney Water sewerage system in sewered areas or managed on-site in unsewered areas in a manner that does not cause pollution, erosion or run off, is separate from the irrigation area for any wastewater system and is separate from any onsite stormwater management system.

Swimming pools and spas must be registered with the Division of Local Government.
Reason: To ensure that works do not interfere with reasonable amenity expectations of residents and the community.

SCHEDULE 1B

PRIOR TO CONSTRUCTION CERTIFICATE/COMMENCEMENT OF WORK/HEALTH AND BUILDING

1. PROTECTION OF ADJOINING AREAS

A temporary hoarding or temporary construction site fence must be erected

between the work site and adjoining lands before the works begin and must be kept in place until after the completion of the works if the works

- (a) could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
- (b) could cause damage to adjoining lands by falling objects, or
- (c) involve the enclosure of a public place or part of a public place.

2. ADJOINING WALL DILAPITATION REPORT

(1) If a wall on a lot is to be built to a boundary and there is a wall (the adjoining wall) on the lot adjoining that boundary that is less than 0.9m from that boundary, the person having the benefit of the complying development certificate must obtain a dilapidation report on the adjoining wall.

(2) If the person preparing the report is denied access to the adjoining lot for the purpose of inspecting the adjoining wall, the report may be prepared from an external inspection of the adjoining wall.

3. ASBESTOS REMOVAL WORKS

All works removing asbestos containing materials must be carried out by a suitably licensed asbestos removalist duly licensed with Safework NSW, holding either a Friable (Class A) or a Non-Friable (Class B) Asbestos Removal Licence which ever applies.

A copy of the relevant licence shall be made available to any authorised Council officer on request within 24 hours. Five days prior to the commencement of licensed asbestos removal, Safework NSW must be formally notified of the works. All adjoining properties and those opposite the development must be notified in writing of the dates and times when asbestos removal is to be conducted.

The notification must identify the licensed asbestos removal contractor and include a contact person for the site together with telephone number and email address.

All work must be carried out in accordance with the Work Health and Safety Regulation 2017 and the NSW Government and SafeWork NSW document entitled How to manage and control asbestos in the workplace: Code of Practice (Safework NSW) December 2011 and associated guidelines.

The asbestos removalist must use signs and barricades to clearly indicate the area where the asbestos removal work is being performed. Signs must be placed in positions so that people are aware of where the asbestos removal work area is and should remain in place until removal is completed and clearance to reoccupy has been granted. Responsibilities for the security and safety of the asbestos removal site and removal must be specified in the asbestos removal control plan (where required). This includes inaccessible areas that are likely to contain asbestos.

Warning signs must be placed so they inform all people nearby that asbestos removal work is taking place in the area. Signs must be placed at all the main entry points to the asbestos removal work area where asbestos is present. These signs must be weatherproof, constructed of light-weight material and adequately secured so they remain in prominent locations. The signs must be in accordance with AS 1319 -1994 Safety Signs for the Occupational Environment for size, illumination, location, and maintenance.

Asbestos waste must only be transported and disposed of at an EPA licensed waste facility. No asbestos products are to be reused on the site (i.e., packing pieces, spacers, formwork or fill etc).

No asbestos laden skips or bins are to be left in any public place without the written approval of Council.

A site notice board must be located at the main entrance to the site in a prominent position and must have minimum dimensions of 841mm x 594mm (A1) with any text on the notice to be a minimum of 30 point type size.

The site notice board must include the following:

1. contact person for the site;
2. telephone and facsimile numbers and email address; and
3. site activities and time frames.

4. INSTALLATION OF DUAL-FLUSH TOILETS

All toilets installed within the development must be of water efficient dual-flush or other water saving capacity with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details must be submitted for the approval of the Accredited Certifier, prior to a Construction Certificate being issued.

5. INSTALLATION OF WATER EFFICIENT TAPS

All taps and shower heads installed must be water efficient with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details are to be submitted for the approval of the Principal Certifier, prior to any Occupation Certificate being issued.

6. WASTE AND RECYCLING MANAGEMENT - MINOR

Council requires the proposal facilities to minimise and manage waste and recycling generated by the proposal.

- (1) A waste management plan for the work must be submitted to the principal certifying authority at least 2 days before work commences on the site
- (2) The waste management plan must—
 - (a) identify all waste (including excavation, demolition and construction waste materials) that will be generated by the work on the site, and
 - (b) identify the quantity of waste material in tonnes and cubic metres to be—
 - (i) reused on-site, and
 - (ii) recycled on-site and off-site, and
 - (iii) disposed of off-site, and
 - (c) if waste materials are to be reused or recycled on-site—specify how the waste material will be reused or recycled on-site, and
 - (d) if waste materials are to be disposed of or recycled off-site—specify the contractor who will be transporting the materials and the waste facility or recycling outlet to which the materials will be taken.
- (3) A garbage receptacle must be provided at the work site before works begin and must be maintained until the works are completed.
- (4) The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.

7. RUN – OFF AND EROSION CONTROLS

Run-off and erosion controls must be implemented to prevent soil erosion, water pollution or the discharge of loose sediment on the surrounding land by—

- a. diverting uncontaminated run-off around cleared or disturbed areas, and
- b. erecting a silt fence and providing any other necessary sediment control measures that will prevent debris escaping into drainage systems, waterways or adjoining properties, and
- c. preventing the tracking of sediment by vehicles onto roads, and stockpiling top soil, excavated materials, construction and landscaping supplies and debris within the lot.

SCHEDULE 1C

DURING CONSTRUCTION/PRIOR TO OCCUPATION/COMPLETION

8. OCCUPATION CERTIFICATE TO BE SUBMITTED

An Occupation Certificate must be obtained from the Principal Certifier and a copy submitted to Council prior to commencement of occupation or use of the whole or any part of a new building, an altered portion of, or an extension to an existing building.

9. HOURS OF WORK AND NOISE

The hours of construction and work on the development must be as follows:
All work, including demolition, excavation and building work, and activities in the vicinity of the site generating noise associated with preparation for the commencement of work (e.g., loading and unloading of goods, transferring of tools etc) in connection with the proposed development must only be carried out between the hours of 7.00am and 7.00pm on Mondays to Fridays, inclusive, and 7.00am and 5.00pm on Saturdays, and no work must be carried out on Sundays or public holidays.

All work, including demolition, excavation and building work must comply with the Australian Standard 2436-2010 Guide to Noise Control on Construction, Maintenance and Demolition Sites.

Notwithstanding the above, the use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of onsite tower cranes which warrant the on- street use of mobile cranes outside of above hours can occur, subject to a permit being issued by Council under Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

Note: Works may be undertaken outside of hours, where it is required to avoid the loss of life, damage to property, to prevent environmental harm and/or to avoid structural damage to the building. Written approval must be given by the Construction Regulation Unit, prior to works proceeding.

The Council allows extended working hours subject to the approval of an application in accordance with the Code and under Section 4.55 of the Environmental Planning and Assessment Act 1979.

10. NOISE – DURING CONSTRUCTION

Construction noise

Noise caused by construction must not exceed an LAeq (15 min) of 5dB(A) above background noise when measured at any lot boundary of the property where the construction is being carried out.

11. ENCROACHMENTS – NEIGHBOURING PROPERTIES

No portion of the proposed structure shall encroach onto the adjoining properties.

12. DEMOLITION

Any demolition must be carried out in accordance with AS 2601—2001, The demolition of structures.

13. MAINTENANCE OF SITE

All materials and equipment must be stored wholly within the work site unless an approval to store them elsewhere is held.

Waste materials (including excavation, demolition and construction waste materials) must be managed on the site and then disposed of at a waste management facility.

Copies of receipts stating the following must be given to the principal certifying authority—

- a. the place to which waste materials were transported,
- b. the name of the contractor transporting the materials,
- c. the quantity of materials transported off-site and recycled or disposed of.
- d. Any run-off and erosion control measures required must be maintained within their operating capacity until the completion of the works to prevent debris escaping from the site into drainage systems, waterways, adjoining properties and roads.

During construction—

- e. all vehicles entering or leaving the site must have their loads covered, and
- f. all vehicles, before leaving the site, must be cleaned of dirt, sand and other materials, to avoid tracking these materials onto public roads.
- g. At the completion of the works, the work site must be left clear of waste and debris.

14 EARTHWORKS, RETAINING WALLS AND STRUCTURAL SUPPORT

Any earthworks (including any structural support or other related structure for the purposes of

the development)—

- a. must not cause a danger to life or property or damage to any adjoining building or structure on the lot or to any building or structure on any adjoining lot, and
- b. must not redirect the flow of any surface or ground water or cause sediment to be transported onto an adjoining property, and
- c. that is fill brought to the site—must contain only virgin excavated natural material (VENM) as defined in Part 3 of Schedule 1 to the Protection of the Environment Operations Act 1997, and
- d. that is excavated soil to be removed from the site—must be disposed of in accordance with any requirements under the Protection of the Environment Operations (Waste) Regulation 2005.
- e. Any excavation must be carried out in accordance with Excavation Work: Code of Practice (ISBN 978-0-642-785442 [PDF] and ISBN 978-0-642-785459 [DOCX]), published in July 2012 by Safe Work Australia.

15 DRAINAGE CONNECTIONS

If the work is the erection of, or an alteration or addition to, a building, the roof stormwater drainage system must be installed and connected to the drainage system before the roof is installed.

Any approval that is required for connection to the drainage system under the Local Government Act 1993 must be held before the connection is carried out.

16 ARCHAEOLOGY DISCOVERED DURING WORKS

If any object having interest due to its age or association with the past is uncovered during the

course of the work—

- a. all work must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery.

Note

Depending on the significance of the object uncovered, an archaeological assessment and excavation permit under the Heritage Act 1997 may be required before further the work can continue.

17 ABORIGINAL OBJECTS DISCOVERED DURING WORKS

If any Aboriginal object (including evidence of habitation or remains) is discovered during the course of the work—

- a. all excavation or disturbance of the area must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery in accordance with section 89A of the National Parks and Wildlife Act 1974.

Note—

If an Aboriginal object is discovered, an Aboriginal heritage impact permit may be required under the National Parks and Wildlife Act 1974.

18 COVERING OF LOADS

All vehicles involved in the excavation and/or demolition process and departing the property with demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway.

19 LOADING AND UNLOADING DURING CONSTRUCTION

The following requirements apply:

All loading and unloading associated with construction activity must be accommodated on site, where possible.

If, it is not feasible for loading and unloading to take place on site, a Works Zone on the street may be considered by Council.

A Works Zone may be required if loading and unloading is not possible on site. If a Works Zone is warranted an application must be made to Council at least 8 weeks prior to commencement of work on the site. An approval for a Works Zone may be given for a specific period and certain hours of the days to meet the need for the site for such facilities at various stages of construction. The approval will be reviewed periodically for any adjustment necessitated by the progress of the construction activities.

Where hoisting activity over the public place is proposed to be undertaken including hoisting from a Works Zone, a separate approval under Section 68 of the Local Government Act 1993 and Section 138 of the Roads Act 1993 must be obtained.

20 NO OBSTRUCTION OF PUBLIC WAY

The public way must not be obstructed by any materials, vehicles, refuse, skips or the like, under any circumstances. Non-compliance with this requirement will result in the issue of a notice by Council to stop all work on site.

21 USE OF MOBILE CRANES

The following requirements apply:

Mobile cranes operating from the road must not be used as a method of demolishing or constructing a building.

For special operations including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of on site tower cranes which warrant the on-street use of mobile cranes, permits must be obtained from Council for the use of a mobile crane. The permits must be obtained 48 hours beforehand for partial road closures which, in the opinion of Council will create minimal traffic disruptions and 4 weeks beforehand in the case of full road closures and partial road closures which, in the opinion of Council, will create significant traffic disruptions.

The use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection and dismantling of on site tower cranes which warrant the on-street use of mobile cranes outside of approved hours of construction can occur, subject to a permit being issued by Council under

Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

22 CONTAMINATED SOILS

Requirement to Notify about New Contamination Evidence

Any new information revealed during demolition works that has the potential to alter previous conclusions about site contamination or hazardous materials shall be immediately notified to the Council and the Principal Certifying Authority.

Reason: To protect human health and the environment.

Compliance with the Remediation Action Plan

The requirements of the Remediation Action Plan required by this consent are to be fully implemented from commencement of any excavation, demolition or development works until the issue of any interim / final occupation certificate.

Reason: Protection of the environment, SEPP 55 compliance.

A validation report, is to be prepared in accordance with relevant guidelines issued under the Contaminated Land Management Act 1997 must be submitted to the Council within one month from completion of the remediation work.

Details demonstrating compliance are to be submitted to the Certifying Authority prior to the issue of any interim / final Occupation Certificate.

If the site requires ongoing activities to control contamination, the validation report is to provide a list of ongoing measures to be undertaken to protect adjacent properties, the environment and the water table from further contamination.

Reason: To ensure environmental amenity is maintained.

23 VEHICULAR ACCESS

If the work involves the construction of a vehicular access point, the access point must be completed before the occupation certificate for the work on the site is obtained.

24 UTILITY SERVICES

If the work requires alteration to, or the relocation of, utility services on, or adjacent to, the lot on which the work is carried out, the work is not complete until all such works are carried out.

SCHEDULE 2 PRESCRIBED CONDITIONS

The prescribed conditions in accordance with Division 8A of the Environmental Planning and Assessment Regulation 2000 apply:

Clause 98 Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989

Clause 98A Erection of signs

Clause 98B Notification of Home Building Act 1989 requirements Clause 98C Conditions relating to entertainment venues.

Clause 98D Conditions relating to maximum capacity signage.

Clause 98E Conditions relating to shoring and adequacy of adjoining property Refer to the NSW State legislation for full text of the clauses under Division 8A of the

Environmental Planning and Assessment Regulation 2000. This can be accessed at:

<http://www.legislation.nsw.gov.au>

10.2 DEVELOPMENT APPLICATION D13/21 PAN 103827 – 28 PERRY STREET MENINDEE NSW 2879

Resolved

1. Receive and note the assessment report by an independent consultant and the determination letter for Development Application D13/21 PAN 103827 at 28 Perry Street Menindee NSW 2879 (Lot 1, DP 516293), for the erection of a four bay open front machinery shed with associated site works.
2. Approve the Development Application D13/21 PAN 103827 at 28 Perry Street Menindee NSW 2879 (Lot 1, DP 516293), for the erection of a four bay open front machinery shed with associated site works subject to conditions and reasons for the impositions.

Minute Number: 15-08-2021

CONDITIONS OF CONSENT

Prescribed Conditions

All building works must be carried out in accordance with the requirements of the Building Code of Australia (BCA).

BASIX affected development must comply with the schedule of BASIX commitments specified within the submitted BASIX Certificate (demonstrated compliance upon plans/specifications is required prior to the issue of the Construction Certificate);

A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:

- showing the name, address and telephone number of the Principal Certifying Authority for the work, and
- showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
- stating that unauthorised entry to the work site is prohibited.
Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed. Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the following information:
 - in the case of work for which a principal contractor is required to be appointed:
 - the name and licence number of the principal contractor, and
 - the name of the insurer by which the work is insured under Part 6 of that Act,
 - in the case of work to be done by an owner-builder:
 - the name of the owner-builder, and
 - if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under becomes out of date, further work must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the updated information.

Development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:

- protect and support the adjoining premises from possible damage from the excavation, and
- where necessary, underpin the adjoining premises to prevent any such damage.

- must, at least 7 days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars of the excavation to the owner of the building being erected or demolished.
- the owner of the adjoining allotment of land is not liable for any part of the cost of work carried out for the purposes of this clause, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

In this clause, allotment of land includes a public road and any other public place. Reason: Legislative requirement.

General Requirements

Unless authorised by Council:

Building construction and delivery of material hours are restricted to:

- 7.00 am to 5.00 pm inclusive Monday to Friday,
- 8.00 am to 1.00 pm inclusive on Saturday,
- No work on Sundays and Public Holidays.

Demolition and excavation works are restricted to:

- 8.00 am to 5.00 pm Monday to Friday only.

(Excavation work includes the use of any excavation machinery and the use of jackhammers, rock breakers, excavators, loaders and the like, regardless of whether the activities disturb or alter the natural state of the existing ground stratum or are breaking up/removing materials from the site).

- Should any asbestos be uncovered on site, its demolition and removal must be carried out in accordance with WorkCover requirements and the relevant Australian Standards.

At all times after the submission the Notice of Commencement to Council, a copy of the Development Consent and Construction Certificate is to remain onsite at all times until the issue of a final Occupation Certificate. The consent shall be available for perusal of any Authorised Officer.

Where demolition works have been completed and new construction works have not commenced within 4 weeks of the completion of the demolition works that area affected by the demolition works shall be fully stabilised and the site must be maintained in a safe and clean state until such time as new construction works commence.

Onsite toilet facilities (being either connected to the sewer or an accredited sewer management facility) for workers are to be provided for construction sites at a rate of 1 per 20 persons.

Prior to the release of the Construction Certificate, payment of the Long Service Levy is required. This payment can be made at Council or to the Long Services Payments Corporation.

Payment is not required where the value of the works is less than \$25,000. The Long Service Levy is calculated on 0.35% of the building and construction work. The levy rate and level in which it applies is subject to legislative change. The applicable fee at the time of payment of the Long Service Levy will apply.

The applicant shall bear the cost of all works associated with the development that occurs on Council's property.

No skip bins, building materials, demolition or excavation waste of any nature, and no hoist, plant or machinery (crane, concrete pump or lift) shall be placed on Council's footpaths,

roadways, parks or grass verges without Council Approval.
Demolition materials and builders' wastes are to be removed to approved waste/recycling centres.

No trees or native shrubs or understorey vegetation on public property (footpaths, roads, reserves, etc.) or on the land to be developed shall be removed or damaged during construction unless specifically approved in this consent including for the erection of any fences, hoardings or other temporary works.

Prior to the commencement of any development onsite for:

- Building/s that are to be erected
- Building/s that are situated in the immediate vicinity of a public place and is dangerous to persons or property on or in the public place
- Building/s that are to be demolished
- For any work/s that is to be carried out
- For any work/s that is to be demolished

The person responsible for the development site is to erect or install on or around the development area such temporary structures or appliances (wholly within the development site) as are necessary to protect persons or property and to prevent unauthorised access to the site in order for the land or premises to be maintained in a safe or healthy condition. Upon completion of the development, such temporary structures or appliances are to be removed within 7 days.

A "Road Opening Permit" must be obtained from Council, and all appropriate charges paid, prior to commencement of any work on Council property. The owner/applicant shall be responsible for all public utilities and services in the area of the work, shall notify all relevant Authorities, and bear all costs associated with any repairs and/or adjustments as those Authorities may deem necessary.

The works must comply with the relevant Ausgrid Network Standards and SafeWork NSW Codes of Practice.

Requirements for new swimming pools/spas or existing swimming pools/spas affected by building works.

Child resistant fencing is to be provided to any swimming pool or lockable cover to any spa containing water and is to be consistent with the following;

Relevant legislative requirements and relevant Australian Standards (including but not limited) to:

- Swimming Pools Act 1992
- Swimming Pools Amendment Act 2009
- Swimming Pools Regulation 2018
- Australian Standard AS1926 Swimming Pool Safety
- Australian Standard AS1926.1 Part 1: Safety barriers for swimming pools
- Australian Standard AS1926.2 Part 2: Location of safety barriers for swimming pools.
- A 'KEEP WATCH' pool safety and aquatic based emergency sign, issued by Royal Life Saving is to be displayed in a prominent position within the pool/spa area.
- Filter backwash waters shall be conveyed to the Sydney Water sewerage system in sewerred areas or managed on-site in unsewerred areas in a manner that does not cause pollution, erosion or run off, is separate from the irrigation area for any wastewater system and is separate from any onsite stormwater management system.
- Swimming pools and spas must be registered with the Division of Local Government.

Reason: To ensure that works do not interfere with reasonable amenity expectations of residents and the community.

SCHEDULE 1B

PRIOR TO CONSTRUCTION CERTIFICATE/COMMENCEMENT OF WORK/HEALTH AND BUILDING

1. PROTECTION OF ADJOINING AREAS

A temporary hoarding or temporary construction site fence must be erected between the work site and adjoining lands before the works begin and must be kept in place until after the completion of the works if the works

- (a) could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
- (b) could cause damage to adjoining lands by falling objects, or
- (c) involve the enclosure of a public place or part of a public place.

2. ADJOINING WALL DILAPITATION REPORT

(1) If a wall on a lot is to be built to a boundary and there is a wall (the adjoining wall) on the lot adjoining that boundary that is less than 0.9m from that boundary, the person having the benefit of the complying development certificate must obtain a dilapidation report on the adjoining wall.

(2) If the person preparing the report is denied access to the adjoining lot for the purpose of inspecting the adjoining wall, the report may be prepared from an external inspection of the adjoining wall.

3. ASBESTOS REMOVAL WORKS

All works removing asbestos containing materials must be carried out by a suitably licensed asbestos removalist duly licensed with Safework NSW, holding either a Friable (Class A) or a Non-Friable (Class B) Asbestos Removal Licence which ever applies.

A copy of the relevant licence shall be made available to any authorised Council officer on request within 24 hours.

Five days prior to the commencement of licensed asbestos removal, Safework NSW must be formally notified of the works. All adjoining properties and those opposite the development must be notified in writing of the dates and times when asbestos removal is to be conducted. The notification must identify the licensed asbestos removal contractor and include a contact person for the site together with telephone number and email address.

All work must be carried out in accordance with the Work Health and Safety Regulation 2017 and the NSW Government and SafeWork NSW document entitled How to manage and control asbestos in the workplace: Code of Practice (Safework NSW) December 2011 and associated guidelines.

The asbestos removalist must use signs and barricades to clearly indicate the area where the asbestos removal work is being performed. Signs must be placed in positions so that people are aware of where the asbestos removal work area is and should remain in place until removal is completed and clearance to reoccupy has been granted. Responsibilities for the security and safety of the asbestos removal site and removal must be specified in the asbestos removal control plan (where required). This includes inaccessible areas that are likely to contain asbestos.

Warning signs must be placed so they inform all people nearby that asbestos removal work is taking place in the area. Signs must be placed at all the main entry points to the asbestos removal work area where asbestos is present. These signs must be weatherproof, constructed of light-weight material and adequately secured so they remain in prominent locations. The signs must be in accordance

with AS 1319 -1994 Safety Signs for the Occupational Environment for size, illumination, location, and maintenance.

Asbestos waste must only be transported and disposed of at an EPA licensed waste facility.

No asbestos products are to be reused on the site (i.e., packing pieces, spacers, formwork or fill etc).

No asbestos laden skips or bins are to be left in any public place without the written approval of Council.

A site notice board must be located at the main entrance to the site in a prominent position and must have minimum dimensions of 841mm x 594mm (A1) with any text on the notice to be a minimum of 30 point type size.

The site notice board must include the following:

- 1.contact person for the site;
- 2.telephone and facsimile numbers and email address; and
- 3.site activities and time frames.

4. INSTALLATION OF DUAL-FLUSH TOILETS

All toilets installed within the development must be of water efficient dual-flush or other water saving capacity with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details must be submitted for the approval of the Accredited Certifier, prior to a Construction Certificate being issued.

5. INSTALLATION OF WATER EFFICIENT TAPS

All taps and shower heads installed must be water efficient with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details are to be submitted for the approval of the Principal Certifier, prior to any Occupation Certificate being issued.

6. WASTE AND RECYCLING MANAGEMENT - MINOR

Council requires the proposal facilities to minimise and manage waste and recycling generated by the proposal.

(1) A waste management plan for the work must be submitted to the principal certifying authority at least 2 days before work commences on the site

(2) The waste management plan must—

(a) identify all waste (including excavation, demolition and construction waste materials) that will be generated by the work on the site, and

(b) identify the quantity of waste material in tonnes and cubic metres to be—

(i) reused on-site, and

(ii) recycled on-site and off-site, and

(iii) disposed of off-site, and

(c) if waste materials are to be reused or recycled on-site—specify how the waste material will be reused or recycled on-site, and

(d) if waste materials are to be disposed of or recycled off-site—specify the contractor who will be transporting the materials and the waste facility or recycling outlet to which the materials will be taken.

(3) A garbage receptacle must be provided at the work site before works begin and must be maintained until the works are completed.

(4) The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.

7. RUN – OFF AND EROSION CONTROLS

Run-off and erosion controls must be implemented to prevent soil erosion, water pollution or the discharge of loose sediment on the surrounding land by—

a. diverting uncontaminated run-off around cleared or disturbed areas, and

b. erecting a silt fence and providing any other necessary sediment control measures that will prevent debris escaping into drainage systems, waterways or

adjoining properties, and
c. preventing the tracking of sediment by vehicles onto roads, and stockpiling top soil, excavated materials, construction and landscaping supplies and debris within the lot.

SCHEDULE 1C DURING CONSTRUCTION/PRIOR TO OCCUPATION/COMPLETION'

8. OCCUPATION CERTIFICATE TO BE SUBMITTED

An Occupation Certificate must be obtained from the Principal Certifier and a copy submitted to Council prior to commencement of occupation or use of the whole or any part of a new building, an altered portion of, or an extension to an existing building.

9. HOURS OF WORK AND NOISE

The hours of construction and work on the development must be as follows:

All work, including demolition, excavation and building work, and activities in the vicinity of the site generating noise associated with preparation for the commencement of work (eg loading and unloading of goods, transferring of tools etc) in connection with the proposed development must only be carried out between the hours of 7.00am and 7.00pm on Mondays to Fridays, inclusive, and 7.00am and 5.00pm on Saturdays, and no work must be carried out on Sundays or public holidays.

All work, including demolition, excavation and building work must comply with the Australian Standard 2436-2010 Guide to Noise Control on Construction, Maintenance and Demolition Sites.

Notwithstanding the above, the use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of on site tower cranes which warrant the on- street use of mobile cranes outside of above hours can occur, subject to a permit being issued by Council under Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

Note: Works may be undertaken outside of hours, where it is required to avoid the loss of life, damage to property, to prevent environmental harm and/or to avoid structural damage to the building. Written approval must be given by the Construction Regulation Unit, prior to works proceeding.

The Council allows extended working hours subject to the approval of an application in accordance with the Code and under Section 4.55 of the Environmental Planning and Assessment Act 1979.

10. NOISE – DURING CONSTRUCTION

Construction noise

Noise caused by construction must not exceed an LAeq (15 min) of 5dB(A) above background noise when measured at any lot boundary of the property where the construction is being carried out.

11. ENCROACHMENTS – NEIGHBOURING PROPERTIES

No portion of the proposed structure shall encroach onto the adjoining properties.

12. DEMOLITION

Any demolition must be carried out in accordance with AS 2601—2001, The demolition of structures.

13. MAINTENANCE OF SITE

All materials and equipment must be stored wholly within the work site unless an approval to

store them elsewhere is held.

Waste materials (including excavation, demolition and construction waste materials) must be managed on the site and then disposed of at a waste management facility.

Copies of receipts stating the following must be given to the principal certifying authority—

- a. the place to which waste materials were transported,
- b. the name of the contractor transporting the materials,
- c. the quantity of materials transported off-site and recycled or disposed of.
- d. Any run-off and erosion control measures required must be maintained within their operating capacity until the completion of the works to prevent debris escaping from the site into drainage systems, waterways, adjoining properties and roads.

During construction—

- e. all vehicles entering or leaving the site must have their loads covered, and
- f. all vehicles, before leaving the site, must be cleaned of dirt, sand and other materials, to avoid tracking these materials onto public roads.
- g. At the completion of the works, the work site must be left clear of waste and debris.

14 EARTHWORKS, RETAINING WALLS AND STRUCTURAL SUPPORT

Any earthworks (including any structural support or other related structure for the purposes of the development)—

- a. must not cause a danger to life or property or damage to any adjoining building or structure on the lot or to any building or structure on any adjoining lot, and
- b. must not redirect the flow of any surface or ground water or cause sediment to be transported onto an adjoining property, and
- c. that is fill brought to the site—must contain only virgin excavated natural material (VENM) as defined in Part 3 of Schedule 1 to the Protection of the Environment Operations Act 1997, and
- d. that is excavated soil to be removed from the site—must be disposed of in accordance with any requirements under the Protection of the Environment Operations (Waste) Regulation 2005.
- e. Any excavation must be carried out in accordance with Excavation Work: Code of Practice (ISBN 978-0-642-785442 [PDF] and ISBN 978-0-642-785459 [DOCX]), published in July 2012 by Safe Work Australia.

15 DRAINAGE CONNECTIONS

If the work is the erection of, or an alteration or addition to, a building, the roof stormwater drainage system must be installed and connected to the drainage system before the roof is installed.

Any approval that is required for connection to the drainage system under the Local Government Act 1993 must be held before the connection is carried out.

16 ARCHAEOLOGY DISCOVERED DURING WORKS

If any object having interest due to its age or association with the past is uncovered during the course of the work—

- a. all work must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery.

Note

Depending on the significance of the object uncovered, an archaeological assessment and excavation permit under the Heritage Act 1997 may be required before further the work can continue.

17 ABORIGINAL OBJECTS DISCOVERED DURING WORKS

If any Aboriginal object (including evidence of habitation or remains) is discovered during the course of the work—

- a. all excavation or disturbance of the area must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery in accordance with section 89A of the National Parks and Wildlife Act 1974.

Note—

If an Aboriginal object is discovered, an Aboriginal heritage impact permit may be required under the National Parks and Wildlife Act 1974.

18 COVERING OF LOADS

All vehicles involved in the excavation and/or demolition process and departing the property with demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway.

19 LOADING AND UNLOADING DURING CONSTRUCTION

The following requirements apply:

All loading and unloading associated with construction activity must be accommodated on site, where possible.

If, it is not feasible for loading and unloading to take place on site, a Works Zone on the street may be considered by Council.

A Works Zone may be required if loading and unloading is not possible on site. If a Works Zone is warranted an application must be made to Council at least 8 weeks prior to commencement of work on the site. An approval for a Works Zone may be given for a specific period and certain hours of the days to meet the need for the site for such facilities at various stages of construction. The approval will be reviewed periodically for any adjustment necessitated by the progress of the construction activities.

Where hoisting activity over the public place is proposed to be undertaken including hoisting from a Works Zone, a separate approval under Section 68 of the Local Government Act 1993 and Section 138 of the Roads Act 1993 must be obtained.

20 NO OBSTRUCTION OF PUBLIC WAY

The public way must not be obstructed by any materials, vehicles, refuse, skips or the like, under any circumstances. Non-compliance with this requirement will result in the issue of a notice by Council to stop all work on site.

21 USE OF MOBILE CRANES

The following requirements apply:

Mobile cranes operating from the road must not be used as a method of demolishing or constructing a building.

For special operations including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of on site tower cranes which warrant the on-street use of mobile cranes, permits must be obtained from Council for the use of a mobile crane. The permits must be obtained 48 hours beforehand for partial road closures which, in the opinion of Council will create minimal traffic disruptions and 4 weeks beforehand in the case of full road closures and partial road closures which, in the opinion of Council, will create significant traffic disruptions.

The use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection and dismantling of on site tower cranes which warrant the on-street use of mobile cranes outside of approved hours of construction can occur, subject to a permit being issued by Council under

Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

22 CONTAMINATED SOILS

Requirement to Notify about New Contamination Evidence

Any new information revealed during demolition works that has the potential to alter previous conclusions about site contamination or hazardous materials shall be immediately notified to the Council and the Principal Certifying Authority.

Reason: To protect human health and the environment.

Compliance with the Remediation Action Plan

The requirements of the Remediation Action Plan required by this consent are to be fully implemented from commencement of any excavation, demolition or development works until the issue of any interim / final occupation certificate.

Reason: Protection of the environment, SEPP 55 compliance.

A validation report, is to be prepared in accordance with relevant guidelines issued under the Contaminated Land Management Act 1997 must be submitted to the Council within one month from completion of the remediation work.

Details demonstrating compliance are to be submitted to the Certifying Authority prior to the issue of any interim / final Occupation Certificate.

If the site requires ongoing activities to control contamination, the validation report is to provide a list of ongoing measures to be undertaken to protect adjacent properties, the environment and the water table from further contamination.

Reason: To ensure environmental amenity is maintained.

23 VEHICULAR ACCESS

If the work involves the construction of a vehicular access point, the access point must be completed before the occupation certificate for the work on the site is obtained.

24 UTILITY SERVICES

If the work requires alteration to, or the relocation of, utility services on, or adjacent to, the lot on which the work is carried out, the work is not complete until all such works are carried out.

SCHEDULE 2 PRESCRIBED CONDITIONS

The prescribed conditions in accordance with Division 8A of the Environmental Planning and Assessment Regulation 2000 apply:

Clause 98 Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989

Clause 98A Erection of signs

Clause 98B Notification of Home Building Act 1989 requirements Clause 98C Conditions relating to entertainment venues.

Clause 98D Conditions relating to maximum capacity signage.

Clause 98E Conditions relating to shoring and adequacy of adjoining property Refer to the NSW State legislation for full text of the clauses under Division 8A of the Environmental Planning and Assessment Regulation 2000. This can be accessed at:

<http://www.legislation.nsw.gov.au>

10.3 DEVELOPMENT APPLICATION D14/21 PAN 104033 – 11 BEHRING STREET IVANHOE NSW 2878

Resolved

1. Receive and note the report on the assessment report by an independent consultant and the determination letter for Development Application D14/21 PAN 104033 at 11 Behring Street Ivanhoe NSW 2878 (Lots 1, DP 89360), for the erection of a four bay open front machinery shed with associated site works.
2. Approve the Development Application D14/21 PAN 104033 at 11 Behring Street Ivanhoe NSW 2878 (Lots 1, DP 89360), for the erection of a four bay open front machinery shed with associated site works subject to the Conditions of Consent and reasons specified.

Minute Number: 16-08-2021

CONDITIONS OF CONSENT

Prescribed Conditions

All building works must be carried out in accordance with the requirements of the Building Code of Australia (BCA).

BASIX affected development must comply with the schedule of BASIX commitments specified within the submitted BASIX Certificate (demonstrated compliance upon plans/specifications is required prior to the issue of the Construction Certificate);

A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:

- showing the name, address and telephone number of the Principal Certifying Authority for the work, and
- showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
- stating that unauthorised entry to the work site is prohibited.
Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed. Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the following information:
 - in the case of work for which a principal contractor is required to be appointed:
 - the name and licence number of the principal contractor, and
 - the name of the insurer by which the work is insured under Part 6 of that Act,
 - in the case of work to be done by an owner-builder:
 - the name of the owner-builder, and
 - if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under becomes out of date, further work must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the updated information.

Development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:

- protect and support the adjoining premises from possible damage from the excavation, and
- where necessary, underpin the adjoining premises to prevent any such damage.
- must, at least 7 days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars of the excavation to the owner of the building being erected or demolished.
- the owner of the adjoining allotment of land is not liable for any part of the cost of work carried out for the purposes of this clause, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

In this clause, allotment of land includes a public road and any other public place. Reason: Legislative requirement.

General Requirements

Unless authorised by Council:

Building construction and delivery of material hours are restricted to:

- 7.00 am to 5.00 pm inclusive Monday to Friday,
- 8.00 am to 1.00 pm inclusive on Saturday,
- No work on Sundays and Public Holidays.

Demolition and excavation works are restricted to:

- 8.00 am to 5.00 pm Monday to Friday only.

(Excavation work includes the use of any excavation machinery and the use of jackhammers, rock breakers, excavators, loaders and the like, regardless of whether the activities disturb or alter the natural state of the existing ground stratum or are breaking up/removing materials from the site).

- Should any asbestos be uncovered on site, its demolition and removal must be carried out in accordance with WorkCover requirements and the relevant Australian Standards.

At all times after the submission the Notice of Commencement to Council, a copy of the Development Consent and Construction Certificate is to remain onsite at all times until the issue of a final Occupation Certificate. The consent shall be available for perusal of any Authorised Officer.

Where demolition works have been completed and new construction works have not commenced within 4 weeks of the completion of the demolition works that area affected by the demolition works shall be fully stabilised and the site must be maintained in a safe and clean state until such time as new construction works commence.

Onsite toilet facilities (being either connected to the sewer or an accredited sewer management facility) for workers are to be provided for construction sites at a rate of 1 per 20 persons.

Prior to the release of the Construction Certificate, payment of the Long Service Levy is required. This payment can be made at Council or to the Long Services Payments Corporation.

Payment is not required where the value of the works is less than \$25,000. The Long Service Levy is calculated on 0.35% of the building and construction work. The levy rate and level in which it applies is subject to legislative change. The applicable fee at the time of payment of the Long Service Levy will apply.

The applicant shall bear the cost of all works associated with the development that occurs on Council's property.

No skip bins, building materials, demolition or excavation waste of any nature, and no hoist, plant or machinery (crane, concrete pump or lift) shall be placed on Council's footpaths, roadways, parks or grass verges without Council Approval.
Demolition materials and builders' wastes are to be removed to approved waste/recycling centres.

No trees or native shrubs or understorey vegetation on public property (footpaths, roads, reserves, etc.) or on the land to be developed shall be removed or damaged during construction unless specifically approved in this consent including for the erection of any fences, hoardings or other temporary works.

Prior to the commencement of any development onsite for:

- Building/s that are to be erected
- Building/s that are situated in the immediate vicinity of a public place and is dangerous to persons or property on or in the public place
- Building/s that are to be demolished
- For any work/s that is to be carried out
- For any work/s that is to be demolished

The person responsible for the development site is to erect or install on or around the development area such temporary structures or appliances (wholly within the development site) as are necessary to protect persons or property and to prevent unauthorised access to the site in order for the land or premises to be maintained in a safe or healthy condition. Upon completion of the development, such temporary structures or appliances are to be removed within 7 days.

A "Road Opening Permit" must be obtained from Council, and all appropriate charges paid, prior to commencement of any work on Council property. The owner/applicant shall be responsible for all public utilities and services in the area of the work, shall notify all relevant Authorities, and bear all costs associated with any repairs and/or adjustments as those Authorities may deem necessary.

The works must comply with the relevant Ausgrid Network Standards and SafeWork NSW Codes of Practice.

Requirements for new swimming pools/spas or existing swimming pools/spas affected by building works.

Child resistant fencing is to be provided to any swimming pool or lockable cover to any spa containing water and is to be consistent with the following;

Relevant legislative requirements and relevant Australian Standards (including but not limited) to:

- Swimming Pools Act 1992
- Swimming Pools Amendment Act 2009
- Swimming Pools Regulation 2018
- Australian Standard AS1926 Swimming Pool Safety
- Australian Standard AS1926.1 Part 1: Safety barriers for swimming pools
- Australian Standard AS1926.2 Part 2: Location of safety barriers for swimming pools.
- A 'KEEP WATCH' pool safety and aquatic based emergency sign, issued by Royal Life Saving is to be displayed in a prominent position within the pool/spa area.
- Filter backwash waters shall be conveyed to the Sydney Water sewerage system in sewerred areas or managed on-site in unsewerred areas in a manner that does not cause pollution, erosion or run off, is separate from the irrigation area for any

wastewater system and is separate from any onsite stormwater management system.

- Swimming pools and spas must be registered with the Division of Local Government.

Reason: To ensure that works do not interfere with reasonable amenity expectations of residents and the community.

SCHEDULE 1B

PRIOR TO CONSTRUCTION CERTIFICATE/COMMENCEMENT OF WORK/HEALTH AND BUILDING

1. PROTECTION OF ADJOINING AREAS

A temporary hoarding or temporary construction site fence must be erected between the work site and adjoining lands before the works begin and must be kept in place until after the completion of the works if the works

- (a) could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
- (b) could cause damage to adjoining lands by falling objects, or
- (c) involve the enclosure of a public place or part of a public place.

2. ADJOINING WALL DILAPITATION REPORT

(1) If a wall on a lot is to be built to a boundary and there is a wall (the adjoining wall) on the lot adjoining that boundary that is less than 0.9m from that boundary, the person having the benefit of the complying development certificate must obtain a dilapidation report on the adjoining wall.

(2) If the person preparing the report is denied access to the adjoining lot for the purpose of inspecting the adjoining wall, the report may be prepared from an external inspection of the adjoining wall.

3. ASBESTOS REMOVAL WORKS

All works removing asbestos containing materials must be carried out by a suitably licensed asbestos removalist duly licensed with Safework NSW, holding either a Friable (Class A) or a Non-Friable (Class B) Asbestos Removal Licence which ever applies.

A copy of the relevant licence shall be made available to any authorised Council officer on request within 24 hours.

Five days prior to the commencement of licensed asbestos removal, Safework NSW must be formally notified of the works. All adjoining properties and those opposite the development must be notified in writing of the dates and times when asbestos removal is to be conducted. The notification must identify the licensed asbestos removal contractor and include a contact person for the site together with telephone number and email address.

All work must be carried out in accordance with the Work Health and Safety Regulation 2017 and the NSW Government and SafeWork NSW document entitled How to manage and control asbestos in the workplace: Code of Practice (Safework NSW) December 2011 and associated guidelines.

The asbestos removalist must use signs and barricades to clearly indicate the area where the asbestos removal work is being performed. Signs must be placed in positions so that people are aware of where the asbestos removal work area is and should remain in place until removal is completed and clearance to reoccupy has been granted. Responsibilities for the security and safety of the asbestos removal site and removal must be specified in the asbestos removal control plan (where required). This includes inaccessible areas that are likely to contain asbestos.

Warning signs must be placed so they inform all people nearby that asbestos

removal work is taking place in the area. Signs must be placed at all the main entry points to the asbestos removal work area where asbestos is present. These signs must be weatherproof, constructed of light-weight material and adequately secured so they remain in prominent locations. The signs must be in accordance with AS 1319 -1994 Safety Signs for the Occupational Environment for size, illumination, location, and maintenance.

Asbestos waste must only be transported and disposed of at an EPA licensed waste facility.

No asbestos products are to be reused on the site (i.e., packing pieces, spacers, formwork or fill etc).

No asbestos laden skips or bins are to be left in any public place without the written approval of Council.

A site notice board must be located at the main entrance to the site in a prominent position and must have minimum dimensions of 841mm x 594mm (A1) with any text on the notice to be a minimum of 30 point type size.

The site notice board must include the following:

1. contact person for the site;
2. telephone and facsimile numbers and email address; and
3. site activities and time frames.

4. INSTALLATION OF DUAL-FLUSH TOILETS

All toilets installed within the development must be of water efficient dual-flush or other water saving capacity with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details must be submitted for the approval of the Accredited Certifier, prior to a Construction Certificate being issued.

5. INSTALLATION OF WATER EFFICIENT TAPS

All taps and shower heads installed must be water efficient with at least a 4-star rating under the Water Efficiency and Labelling Scheme (WELS). The details are to be submitted for the approval of the Principal Certifier, prior to any Occupation Certificate being issued.

6. WASTE AND RECYCLING MANAGEMENT - MINOR

Council requires the proposal facilities to minimise and manage waste and recycling generated by the proposal.

(1) A waste management plan for the work must be submitted to the principal certifying authority at least 2 days before work commences on the site

(2) The waste management plan must—

(a) identify all waste (including excavation, demolition and construction waste materials) that will be generated by the work on the site, and

(b) identify the quantity of waste material in tonnes and cubic metres to be—

(i) reused on-site, and

(ii) recycled on-site and off-site, and

(iii) disposed of off-site, and

(c) if waste materials are to be reused or recycled on-site—specify how the waste material will be reused or recycled on-site, and

(d) if waste materials are to be disposed of or recycled off-site—specify the contractor who will be transporting the materials and the waste facility or recycling outlet to which the materials will be taken.

(3) A garbage receptacle must be provided at the work site before works begin and must be maintained until the works are completed.

(4) The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.

7. RUN – OFF AND EROSION CONTROLS

Run-off and erosion controls must be implemented to prevent soil erosion, water pollution or the discharge of loose sediment on the surrounding land by—

- a. diverting uncontaminated run-off around cleared or disturbed areas, and
- b. erecting a silt fence and providing any other necessary sediment control measures that will prevent debris escaping into drainage systems, waterways or adjoining properties, and
- c. preventing the tracking of sediment by vehicles onto roads, and stockpiling top soil, excavated materials, construction and landscaping supplies and debris within the lot.

SCHEDULE 1C

DURING CONSTRUCTION/PRIOR TO OCCUPATION/COMPLETION'

8. OCCUPATION CERTIFICATE TO BE SUBMITTED

An Occupation Certificate must be obtained from the Principal Certifier and a copy submitted to Council prior to commencement of occupation or use of the whole or any part of a new building, an altered portion of, or an extension to an existing building.

9. HOURS OF WORK AND NOISE

The hours of construction and work on the development must be as follows:

All work, including demolition, excavation and building work, and activities in the vicinity of the site generating noise associated with preparation for the commencement of work (eg loading and unloading of goods, transferring of tools etc) in connection with the proposed development must only be carried out between the hours of 7.00am and 7.00pm on Mondays to Fridays, inclusive, and 7.00am and 5.00pm on Saturdays, and no work must be carried out on Sundays or public holidays.

All work, including demolition, excavation and building work must comply with the Australian Standard 2436-2010 Guide to Noise Control on Construction, Maintenance and Demolition Sites.

Notwithstanding the above, the use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of on site tower cranes which warrant the on- street use of mobile cranes outside of above hours can occur, subject to a permit being issued by Council under Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

Note: Works may be undertaken outside of hours, where it is required to avoid the loss of life, damage to property, to prevent environmental harm and/or to avoid structural damage to the building. Written approval must be given by the Construction Regulation Unit, prior to works proceeding.

The Council allows extended working hours subject to the approval of an application in accordance with the Code and under Section 4.55 of the Environmental Planning and Assessment Act 1979.

10. NOISE – DURING CONSTRUCTION

Construction noise

Noise caused by construction must not exceed an LAeq (15 min) of 5dB(A) above background noise when measured at any lot boundary of the property where the construction is being carried out.

11. ENCROACHMENTS – NEIGHBOURING PROPERTIES

No portion of the proposed structure shall encroach onto the adjoining properties.

12. DEMOLITION

Any demolition must be carried out in accordance with AS 2601—2001, The demolition of structures.

13. MAINTENANCE OF SITE

All materials and equipment must be stored wholly within the work site unless an approval to store them elsewhere is held.

Waste materials (including excavation, demolition and construction waste materials) must be managed on the site and then disposed of at a waste management facility.

Copies of receipts stating the following must be given to the principal certifying authority—

- a. the place to which waste materials were transported,
- b. the name of the contractor transporting the materials,
- c. the quantity of materials transported off-site and recycled or disposed of.
- d. Any run-off and erosion control measures required must be maintained within their operating capacity until the completion of the works to prevent debris escaping from the site into drainage systems, waterways, adjoining properties and roads.

During construction—

- e. all vehicles entering or leaving the site must have their loads covered, and
- f. all vehicles, before leaving the site, must be cleaned of dirt, sand and other materials, to avoid tracking these materials onto public roads.
- g. At the completion of the works, the work site must be left clear of waste and debris.

14 EARTHWORKS, RETAINING WALLS AND STRUCTURAL SUPPORT

Any earthworks (including any structural support or other related structure for the purposes of the development)—

- a. must not cause a danger to life or property or damage to any adjoining building or structure on the lot or to any building or structure on any adjoining lot, and
- b. must not redirect the flow of any surface or ground water or cause sediment to be transported onto an adjoining property, and
- c. that is fill brought to the site—must contain only virgin excavated natural material (VENM) as defined in Part 3 of Schedule 1 to the Protection of the Environment Operations Act 1997, and
- d. that is excavated soil to be removed from the site—must be disposed of in accordance with any requirements under the Protection of the Environment Operations (Waste) Regulation 2005.
- e. Any excavation must be carried out in accordance with Excavation Work: Code of Practice (ISBN 978-0-642-785442 [PDF] and ISBN 978-0-642-785459 [DOCX]), published in July 2012 by Safe Work Australia.

15 DRAINAGE CONNECTIONS

If the work is the erection of, or an alteration or addition to, a building, the roof stormwater drainage system must be installed and connected to the drainage system before the roof is installed.

Any approval that is required for connection to the drainage system under the Local Government Act 1993 must be held before the connection is carried out.

16 ARCHAEOLOGY DISCOVERED DURING WORKS

If any object having interest due to its age or association with the past is uncovered during the course of the work—

- a. all work must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery.

Note

Depending on the significance of the object uncovered, an archaeological assessment and excavation permit under the Heritage Act 1997 may be required before further the work can continue.

17 ABORIGINAL OBJECTS DISCOVERED DURING WORKS

If any Aboriginal object (including evidence of habitation or remains) is discovered during the course of the work—

- a. all excavation or disturbance of the area must stop immediately in that area, and
- b. the Office of Environment and Heritage must be advised of the discovery in accordance with section 89A of the National Parks and Wildlife Act 1974.

Note—

If an Aboriginal object is discovered, an Aboriginal heritage impact permit may be required under the National Parks and Wildlife Act 1974.

18 COVERING OF LOADS

All vehicles involved in the excavation and/or demolition process and departing the property with demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway.

19 LOADING AND UNLOADING DURING CONSTRUCTION

The following requirements apply:

All loading and unloading associated with construction activity must be accommodated on site, where possible.

If, it is not feasible for loading and unloading to take place on site, a Works Zone on the street may be considered by Council.

A Works Zone may be required if loading and unloading is not possible on site. If a Works Zone is warranted an application must be made to Council at least 8 weeks prior to commencement of work on the site. An approval for a Works Zone may be given for a specific period and certain hours of the days to meet the need for the site for such facilities at various stages of construction. The approval will be reviewed periodically for any adjustment necessitated by the progress of the construction activities.

Where hoisting activity over the public place is proposed to be undertaken including hoisting from a Works Zone, a separate approval under Section 68 of the Local Government Act 1993 and Section 138 of the Roads Act 1993 must be obtained.

20 NO OBSTRUCTION OF PUBLIC WAY

The public way must not be obstructed by any materials, vehicles, refuse, skips or the like, under any circumstances. Non-compliance with this requirement will result in the issue of a notice by Council to stop all work on site.

21 USE OF MOBILE CRANES

The following requirements apply:

Mobile cranes operating from the road must not be used as a method of demolishing or constructing a building.

For special operations including the delivery of materials, hoisting of plant and equipment and erection, and dismantling of on site tower cranes which warrant the on-street use of mobile cranes, permits must be obtained from Council for the use of a mobile crane. The permits must be obtained 48 hours beforehand for partial road closures which, in the opinion of Council will create minimal traffic disruptions and 4 weeks beforehand in the case of full road closures and partial road closures which, in the opinion of Council, will create significant traffic

disruptions.

The use of a crane for special operations, including the delivery of materials, hoisting of plant and equipment and erection and dismantling of on site tower cranes which warrant the on-street use of mobile cranes outside of approved hours of construction can occur, subject to a permit being issued by Council under Section 68 of the Local Government Act 1993 and/or Section 138 of the Roads Act 1993.

22 CONTAMINATED SOILS

Requirement to Notify about New Contamination Evidence

Any new information revealed during demolition works that has the potential to alter previous conclusions about site contamination or hazardous materials shall be immediately notified to the Council and the Principal Certifying Authority.

Reason: To protect human health and the environment.

Compliance with the Remediation Action Plan

The requirements of the Remediation Action Plan required by this consent are to be fully implemented from commencement of any excavation, demolition or development works until the issue of any interim / final occupation certificate.

Reason: Protection of the environment, SEPP 55 compliance.

A validation report, is to be prepared in accordance with relevant guidelines issued under the Contaminated Land Management Act 1997 must be submitted to the Council within one month from completion of the remediation work.

Details demonstrating compliance are to be submitted to the Certifying Authority prior to the issue of any interim / final Occupation Certificate.

If the site requires ongoing activities to control contamination, the validation report is to provide a list of ongoing measures to be undertaken to protect adjacent properties, the environment and the water table from further contamination.

Reason: To ensure environmental amenity is maintained.

23 VEHICULAR ACCESS

If the work involves the construction of a vehicular access point, the access point must be completed before the occupation certificate for the work on the site is obtained.

24 UTILITY SERVICES

If the work requires alteration to, or the relocation of, utility services on, or adjacent to, the lot on which the work is carried out, the work is not complete until all such works are carried out.

SCHEDULE 2 PRESCRIBED CONDITIONS

The prescribed conditions in accordance with Division 8A of the Environmental Planning and Assessment Regulation 2000 apply:

Clause 98 Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989

Clause 98A Erection of signs

Clause 98B Notification of Home Building Act 1989 requirements Clause 98C Conditions relating to entertainment venues.

Clause 98D Conditions relating to maximum capacity signage.

Clause 98E Conditions relating to shoring and adequacy of adjoining property Refer to the NSW State legislation for full text of the clauses under Division 8A of the Environmental Planning and Assessment Regulation 2000. This can be accessed at:

10.4 PLANNING PROPOSAL TO RECLASSIFY LAND

Resolved

1. Receive and note that the reclassification of the community land to operational land for Lots 2, 3 and 4 DP 1201089, and Lot 111 DP 1201028, Bonney Street, Wilcannia, amendment has been made the Central Darling Local Environmental Plan 2012.
2. Proceed with the process for the sale of land at Lots 2, 3, and 4 DP 1201089, and Lot 111 DP 1201028, Bonney Street, Wilcannia.

Minute Number: 17-08-2021

10.5 UNSUPERVISED SWIMMING POOLS

Resolved

1. Receive and note the report.
2. Implement Unsupervised Swimming Pool Operations at Ivanhoe and White Cliffs over the 2021-2022 swimming season with the view of phasing out Lifeguards following that swimming season or the current season depending upon the satisfactory implementation.

Minute Number: 18-08-2021

10.6 LEASE BETWEEN COUNCIL AND THE BUREAU OF METEOROLOGY

Resolved

1. Receive and note the report.
2. Resolve to affix the Common Seal of Council to the Lease between Central Darling Shire and the Bureau of Meteorology for the purpose of accessing the Wilcannia Aerodrome Land, Lot 1 DP 90670.

Minute Number: 19-08-2021

10.7 SERVICES UPDATE

Resolved

1. Receive and note the report.

Minute Number: 20-08-2021

10.8 ROADS AND AERODROMES REPORT

Resolved

1. Receive and note the report.

Minute Number: 21-08-2021

10.9 WATER AND SEWER UPDATE

Resolved

1. Receive and note the report.

Minute Number: 22-08-2021

11. MINUTES OF COMMITTEE MEETINGS

11.1 MINUTES – WHITE CLIFFS COMMUNITY ASSOCIATION – 30 JULY 2021

Resolved

1. The minutes of the White Cliffs Community Association (WCCA) meeting held on the 30 of July 2021 were received and noted.

Minute Number: 23-08-2021

12. CONFIDENTIAL MATTERS

It was resolved that Council moved into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A 2 of the *Local Government Act 1993* for the reasons specified. Confidential section was closed to the public and began at 9.42am.

The General Manager reviewed the resolutions of the confidential matters and reported the following for the listed reports:

12.1 RURAL AND URBAN ADDRESSING

Resolved

1. Receive and note the report that Council engage Charters Technology for a disclosed amount of money for the engagement of Council's GIS Operating System and to assist with Urban and Rural Addressing.

Minute Number: 24-08-2021

The Administrator moved Council out of Confidential and reopened it to the public at 9.44am.

13. RESOLUTION TRACKER

13.1 RESOLUTION TRACKER – OUTSTANDING RESOLUTIONS

Resolved

1. The Resolution Tracker from the Council Meeting on 25 July 2021 was received and noted.

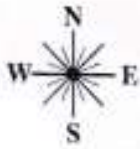
14. MEETING CLOSE

It was recorded that the Administrator expressed his appreciation and efforts of staff during the COVID crisis that Wilcannia and the Shire is currently facing and that further reporting on the situation will be received.

There being no further business to discuss, the meeting was closed at 9.45am.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Central Darling Shire Council held on Wednesday, 22 September 2021.

.....
ADMINISTRATOR



CENTRAL DARLING SHIRE COUNCIL

Constituted 1 May 1959

emailed: 31.8.2021

COMMUNITY GRANTS APPLICATION

APPLICANT'S DETAILS

Applicant: CWA of NSW Ivanhoe Branch
 Address: 64 Columbus St
Ivanhoe NSW 2878
 Telephone: 0429 422758 - Amanda Vagg - Secretary
 Email: baa2396@gmail.com
 ABN: -
 Bank Account Name: CWA of NSW Ivanhoe Branch
 BSB: 062 554
 Account Number: 10002716

PROJECT/ACTIVITY DETAILS

Name of Project/Activity: Payment of rates notice for CWA Ivanhoe
 Amount of Funding Requested: \$1,430.00

Brief Description of Project/Activity:

CWA of NSW Ivanhoe Branch is a non-profit organisation. This year due to covid-19 we, the members, haven't been able to do any fundraising. The members of CWA of NSW Ivanhoe Branch are asking for help to pay our rates. CWA of NSW Ivanhoe Branch would appreciate it if the Central Darling Shire would consider this Community Grants Application.

Kind Regards

Amanda Vagg

Branch Secretary

AUTHORISATION OF APPLICANT

Name: Amanda Vagg
Position: Branch Secretary
Signature: AVagg
Date: 31-8-2021

PRIVACY STATEMENT

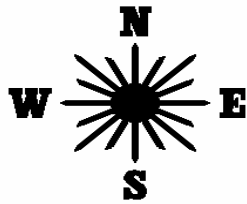
Council is collecting your personal information in accordance with the Privacy and Personal Information Protection Act 1998.

The purpose for collecting your personal information is to obtain and record details to assess your application. The intended recipients of the personal information collected includes Council officers, delegates or other agents contracted by Council. If necessary for reporting purposes, your name will be made publicly available on Council's website. Your contact details will not be made public on Council's website and will be removed from all applications and reports in Council's Business Papers.

The supply of your personal information is voluntary. If you cannot provide or do not wish to provide the information sought, Council may not be able to process your application.

You may make an application for access or amendment to information held by Council. Council will consider any such application in accordance with the Act. Enquiries concerning this matter can be directed to the Public Officer by email council@centraldarling.nsw.gov.au or addressed to Central Darling Shire Council, PO Box 165, Wilcannia NSW 2836.

Your information will be collected and stored by Central Darling Shire Council, 21 Reid Street, Wilcannia NSW 2836.



Central Darling Shire Council

Title of Policy	Community Grants		
This applies to	All Council employees		
Author	Greg Hill	Date approved:	
Position of Author	General Manager	Authorised by:	
Legislation, Australian Standards, Code of Practice	The Local Government Act 1993, provides at Section 356 of the Local Government Act 1993 empowers councils for provide financial assistance to others.		
Related Policies/Procedures	Community Grants Procedure		

AIM

Central Darling Shire Council acknowledges the contributions made by not-for-profit community based organisations, groups and individuals in the local government area and, where possible, commits limited funds to help these organisations, groups and individuals achieve their objectives.

The purpose of this policy is to:

- Establish a consistent, equitable and transparent response to requests for financial assistance;
- Ensure that all conforming applications received are given equitable consideration for funding;
- Ensure that the funding of community grants represents value for money to Council and the community; and
- Ensure that money provided by Council to community organisations are allocated in the most effective manner.

SCOPE

The policy applies to requests for community grants from not-for-profit community based organisations, groups and individuals that meet community needs and to benefit residents within our community.

This policy enables Council to support local projects and activities put forward by those organisations, groups and individuals that offer a significant contribution to community outcomes and goals as provided in the Community Strategic Plan. Additionally, Community Grants may also be available to respond to particular emergency situations (such as drought relief) depending upon the availability of funding. In making such funds available, community grants shall be provided in a consistent, equitable and transparent manner.

ELIGIBILITY CRITERIA

General

To be eligible for consideration to receive community grants, applicants must:

- Be an incorporated not-for-profit and/or charitable organisation or individual based or residing in the Central Darling local government area;
- Target the local community;
- Fit within Council's Delivery Program & Operational Plan;
- Have no outstanding debts of any kind to Council; and
- Submit the application form by the applicable cut-off time and date.

Applicants may only receive funding once per year up to a maximum amount of \$1,000.

In-kind support for the waiver of rates, fees, charges and goods is considered financial assistance within this policy and therefore may be eligible for consideration.

Recurring Grants

The groups to receive this category of funding will generally include schools (for award nights), church or community groups (for events such as Christmas luncheons) and community Australia Day celebrations (which does not include Council's centralised Australia Day event).

Funding will be limited to a maximum amount of \$200 for each group.

The Committee will determine those bodies which will receive this funding and no application form will be required.

Emergency Relief Grants

Council may, depending upon the availability of specific funding, be in a position to provide funding to members of our community adversely affected by such natural situations such as drought, flooding etc.

COMMUNITY GRANTS MANAGEMENT PROCESS

Applications

The Committee comprising the Administrator, General Manager and Shire Services Director will determine any categories that are deemed to be recurring. The amounts to be paid for these recurring community grants will generally be decided based on Council's budget.

Council has limited funding available and received requests to support so many worthwhile causes so often there are insufficient funds available to cater for all requests.

Applicants will need to re-apply each year, notwithstanding that they may have received assistance in previous years.

Except as otherwise provided, all applications are to be completed on a Central Darling Shire Council "Request for Community Grants Application Form". This can be accessed from the Council's website or Council offices. Forms may be lodged electronically, mailed or delivered to Council's office.

Assessment

All applications received will be assessed by a committee comprising the Administrator, General Manager and Shire Services Director.

The applications will be considered on their respective merits and will be assessed in conjunction with all other requests received against the following criteria relative to the amount of funding requested:

- Degree of benefit to the community aligned with the Community Strategic Plan;
- Amount of resident participation;
- Evidence of community support;
- Level of consultation and collaboration with other local groups;
- Whether the funding is for new and innovative community projects or programs;
- Organisational capacity to deliver the program or project;
- Does the project address local issues by attempting to meet a community need or shortcoming;
- Previous financial assistance to the applicant and the reasons for that assistance; and
- Applicant's access to alternative sources of funding.

Approval

All requests for Community Grants will be considered at a Council meeting with a report prepared twice yearly. Consideration will include which applications will be funded and the amount of funding to be provided.

Reporting Requirements

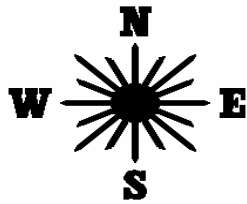
Applicants are requested to provide Council with a report providing evidence of the activity funded. This can be in the form of a letter with photographs attached as applicable.

Timetable

Invitations for applications for Community Grants will be called twice per year in July and January.

PRIVACY

Applicants for Community Grants should be aware that copies of their applications may be included in a report to Council which will be published in the Council Business Paper and will be publicly available as well as being published on Council's website.



Central Darling Shire Council

Title of Procedure	Community Grants		
This applies to	All employees of Central Darling Shire Council		
Author	Greg Hill	Date approved:	
Position of Author	General Manager	Authorised by:	
Legislation, Australian Standards, Code of Practice	Section 356 of the Local Government Act 1993 applies		
Related Policies/Procedures	Community Grants Policy		

Introduction

Central Darling Shire Council recognises the valuable contributions of local community members and groups, along with local events in our region. One of the tangible ways of recognising the value of these contributions is the consideration of requests for Community Grants.

Funding

Council will generally include in its budget, funds to enable consideration to be given to requests for Community Grants. To be eligible for any of this funding applicants must meet the following conditions:

- Be an incorporated not-for-profit and/or charitable organisation or individual based or residing in the Central Darling local government area;
- Target the local community;
- Fit within Council's Delivery Program and Operational Plan;
- Have no outstanding debts of any kind to Council; and
- Submit the application form by the applicable cut-off time and date.

In-kind support for the waiver of rates, fees, charges and goods is considered financial assistance within the Community Grants policy and therefore may be eligible for consideration.

The funding will include 3 components:

1. General Grants

This category covers all general requests for funding or in-kind support and will need to be applied for in one of the twice yearly funding submissions.

Applicants may only receive funding once per year up to a maximum amount of \$1,000.

2. Recurring Grants

The groups to receive this category of funding will generally include things like schools (for award nights), church or community groups (for Christmas luncheons) and community Australia Day celebrations (which does not include Council's centralised Australia Day event).

Funding will be limited to a maximum amount of \$200 for each group.

The Committee will determine those bodies which will receive this funding and no application form will be required.

3. Emergency/Emergent Grants

This category is for emergency/unexpected occurrences such as extreme hardship events that may occur at any stage during the year. This will be dependent upon the availability of the relevant funds. e.g. flood and drought relief

Timetable

Council will consider applications for General Community Grants in twice yearly submissions. These will occur in July and January.

Emergency/Emergent Community Grants will be considered on a case by case basis, subject to funding availability and as applications are received.

Applications

Except as otherwise provided, persons or bodies seeking to request consideration for Community Grants will be required to complete and lodge an application form in terms of Appendix "A".

These application forms will be available electronically on Council's website with hard copies also available at Council's office.

The completed applications for Community Grants must be received by Council by the due date to be considered. Late applications will not be considered.

Assessment of Applications by Council

Applications for Community Grants will be considered by a committee comprising the Administrator, General Manager and Shire Services Director. That Committee shall determine who will receive funding based on the applicant meeting the funding conditions specified in the Council's policy and the funding availability.

The high demand for funding mean that not all eligible grant applications will be able to be funded or funded to the amount requested. Council may, at its absolute discretion, either offer funding, decline funding or offer only partial funding.

Applications will be considered on their respective merits and will be assessed in conjunction with all other requests received against the following criteria, relative to the amount of funding requested:

- Degree of benefit to the community aligned with the Community Strategic Plan;
- Amount of resident participation;
- Evidence of community support;
- Level of consultation and collaboration with other local groups;
- Whether the funding is for new and innovative community projects or programs;
- Organisational capacity to deliver the program or project;
- Does the project address local issues by attempting to meet a community need or shortcoming;
- Previous financial assistance to the applicant and the reasons for that assistance; and
- Applicant's access to alternative sources of funding.

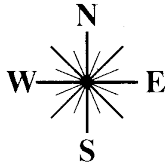
Council's decision

Following consideration by the Committee, a report will be prepared for Council's consideration with the decision made at a Council Meeting.

The Council's decision will be individually conveyed to the respective applicants after the Council Meeting. Successful applicants will be informed and advised of any requirements they must meet in accordance with the policy. Unsuccessful applicants will be so advised.

Reporting requirements

Applicants will be required to provide Council with a report providing evidence of the activity funded. This can be in the form of a letter with photographs attached as applicable.



CENTRAL DARLING SHIRE COUNCIL

Constituted 1 May 1959

COMMUNITY GRANTS APPLICATION

APPLICANT'S DETAILS

Applicant: White Cliffs Branch Country Womens Association NSW

Address: Johnston Street
White Cliffs NSW 2836

Telephone: 0448 220 336 - Louise Turner

Email: cwa2836@gmail.com

ABN: _____

Bank Account Name: White Cliffs Branch Country Womens Association NSW

BSB: 012551

Account Number: 192928945

PROJECT/ACTIVITY DETAILS

Name of Project/Activity: Waiver Central Darling Shire Rates

Amount of Funding Requested: The amount of Rates in arrears

Brief Description of Project/Activity:

We request the Central Darling Shire waive our rates for 2020 and 2021. I am aware that criteria we must not be in debt

to Central Darling Shire and understand we are 12 months in arrears. However, our secretary was not aware of change in policy requiring us to re-apply every 12 months.

We would truly appreciate your help in this matter as White Cliffs CWA has been severely impacted by years of drought and then COVID, which has

stifled our ability to raise funds, to support our activities and to contribute to the maintenance of our building. Our branch supports the community in managing

access to building, channelling requests for financial help through our Disaster Fund - \$50,000 to Foodbank last week after learning of Wilcannia's plight.

We partnered with NSW Farmers to lobby against Gas Exploration in Far West. We act upon issues concerning our community with a direct and open door

to State Government. We actively lobby at a higher level, all on behalf of our community. Many of our CD Shire students receive Educational Grants from CWA

each year. As part of CWA we fundraise and contribute to these funds so that our community members quietly benefit. The CWA dispersed 18 million dollars in

Drought Funding and I can tell you a lot of hard work and effort from White Cliffs Branch members who made it possible for that money to find its way to the people

out here, we were the only organisation to support small business and contractors. Our members are volunteers and contribute financially

from their own pockets. We would truly appreciate your help as in past years your consideration has helped us greatly and enabled us to continue what we do best.

AUTHORISATION OF APPLICANT

Name: Annette Turner

Position: President

Signature: 

Date: 1st September 2021

PRIVACY STATEMENT

Council is collecting your personal information in accordance with the Privacy and Personal Information Protection Act 1998.

The purpose for collecting your personal information is to obtain and record details to assess your application. The intended recipients of the personal information collected includes Council officers, delegates or other agents contracted by Council. If necessary for reporting purposes, your name will be made publicly available on Council's website. Your contact details will not be made public on Council's website and will be removed from all applications and reports in Council's Business Papers.

The supply of your personal information is voluntary. If you cannot provide or do not wish to provide the information sought, Council may not be able to process your application.

You may make an application for access or amendment to information held by Council. Council will consider any such application in accordance with the Act. Enquiries concerning this matter can be directed to the Public Officer by email council@centraldarling.nsw.gov.au or addressed to Central Darling Shire Council, PO Box 165, Wilcannia NSW 2836.

Your information will be collected and stored by Central Darling Shire Council, 21 Reid Street, Wilcannia NSW 2836.

Central Darling Shire Council

Income & Expenses Budget Review Statement

August 2021

	Original Budget 2021/22 (\$000's)	Budget YTD (\$000's)	Actual YTD (\$000's)	Variance YTD (\$000's)	Variance %	Variance Notes
Income						
Rates and Annual Charges	2,432	2,432	2,434	2	0%	
User Charges and Fees	9,388	2,265	2,452	187	8%	
Interest and Investment Revenues	93	11	10	(1)	-5%	
Other Revenues	382	65	85	20	31%	1
Grants & Contributions - Operating	8,644	2,696	2,696	(0)	(0)	
Grants & Contributions - Capital	16,084	-	-	-	-	
Net gain from disposal of assets	-	-	-	-	-	
Total Income from Continuing Operations	37,023	7,469	7,678	209	3%	
Expenses						
Employee Costs	5,532	922	884	38	4%	
Borrowing Costs	52	-	-	-	0%	
Materials & Contracts	8,437	1,406	1,266	140	10%	
Depreciation	4,139	690	690	-	0%	
Other Expenses	2,596	751	777	(26)	-3%	
Total Expenses from Continuing Operations	20,756	3,769	3,616	153	4%	
Net Operating Result from Continuing Operations	16,267	3,700	4,062	362	10%	
Net Operating Result before Capital Items	183	3,700	4,062	362	10%	

General Notes

Income

Rates and Charges are recognised as income when the rate is struck, generally the 1st of July
Grants and Contributions are generally recognised when received, unless previously invoiced.

Expenses

Council's insurance premiums have been expensed in the month of July and Council's budget reflects this.
Depreciation is not a cash expense.

Variances

- Unbudgeted receipt for NCBA.

Grant Title	Total Grant Funds	Expended 21-22	Amount Unexpended
Stronger Country Communities Fund Rounding 2	\$ 1,395,084.00	\$ 25,486.69	\$ 33,399.99
Stronger Country Communities Fund Rounding 3	\$ 760,340.00	\$ 94,270.95	\$ 511,463.65
Drought Communities Programme - Extension	\$ 1,000,000.00	\$ 25,225.71	-\$ 130,385.29
Management Plan for Crown Land	\$ 100,000.00		-\$ 5,566.03
Baaka Cultural Centre	\$ 3,500,000.00		\$ 3,500,000.00
Upgrade of Pooncarrie Road	\$ 25,000,000.00	\$ 4,542,781.43	\$ 16,668,654.01
Local Roads and Community Infrastructure Program	\$ 3,721,674.00	\$ 16,779.12	\$ 3,279,230.71
Baaka Curatorial Co-ordination Project	\$ 15,000.00		\$ 15,000.00
DSP Council Strategic Planning	\$ 220,000.00	\$ 10,000.00	\$ 38,562.92
DSP Council Capacity and Capability Building	\$ 150,000.00	\$ 17,849.63	-\$ 35,235.06
DSP Infrastructure / Employment Generation / Community Projects	\$ 1,430,000.00	\$ 33,879.19	\$ 642,205.79
Menindee Rural Drought Emergency Funding Water Carting	\$ 80,000.00		\$ 21,370.00
Wilcannia Showgrounds Stimulus Program	\$ 130,000.00		\$ 21,063.61
Ivanhoe Multi Service Outlet Project	\$ 450,000.00	\$ 17,099.38	\$ 345,130.54
Financial Assistant Grant Entitlement 2021/2022 - Local Roads	\$ 1,710,939.00		\$ 1,710,939.00
Financial Assistant Grant Entitlement 2021/2022 - Non Roads	\$ 4,689,329.00		\$ 4,689,329.00
BAAKA Curation/CoOrdination Project	\$ 90,000.00		\$ 90,000.00
Baaka Corporation Establishment - Legal Cost	\$ 25,000.00		\$ 14,956.35
FWJO Toilet Facility Upgrades	\$ 230,000.00	\$ 109,726.73	\$ 26,789.90
FWJO Tourism Infrastructure Enhancement	\$ 550,000.00	\$ 123,100.08	\$ 341,042.91
FWJO Tourism Technology	\$ 220,000.00	\$ 13,373.35	\$ 194,281.06
Regional NSW Planning Portal Grant	\$ 50,000.00		\$ 40,545.75
Local Investments Grant Agreement Menindee Rehabilitation- Exercise Project	\$ 15,000.00		\$ 15,000.00
Local Investments Grant Agreement: Ivanhoe Rehabilitation/Exercise Park	\$ 15,000.00		\$ 15,000.00
Local Investments Grant Agreement: Wilcannia Rehabilitation/Exercise Park	\$ 15,000.00		\$ 15,000.00
Victory Caravan Park Amenity Block Upgrade	\$ 489,665.00		\$ 489,665.00
	\$ 46,052,031.00	\$ 5,029,572.26	\$ 32,547,443.81

CENTRAL DARLING SHIRE COUNCIL

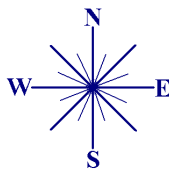
CONSTITUTED 1 MAY 1959

ABN: 65 061 502 439

E-mail: council@centraldarling.nsw.gov.au

Website: www.centraldarling.nsw.gov.au

PLEASE ADDRESS ALL
CORRESPONDENCE TO:
THE GENERAL MANAGER
P. O. BOX 165
WILCANNIA NSW 2836



PHONE (08) 8083 8900

FAX (08) 8091 5994

COUNCIL CHAMBERS
21 REID STREET
WILCANNIA NSW 2836

4 May 2021

The Honourable Melinda Pavey MP
Minister for Water, Property and Housing
GPO Box 5341
SYDNEY NSW 2001
Email: oxley@parliament.nsw.gov.au

Dear Minister,

I am writing following our meeting on Thursday 18 February 2021 at Parliament House, which Council raised the issue of the lack of housing for aboriginal people at Wilcannia. The statistics quoted by your Department that only five (5) people are only seeking housing; we believe this to be incorrect. Council has obtained the following information from the Wilcannia Local Land Council to support claims of the lack of housing for the following reasons:

Applications for housing can only be done online, limiting aboriginal people able to apply who do not have access to computers. Hard copy applications for housing are not available in the community. The Wilcannia Safe House does assist people in applying for housing.

The Confirmation of Aboriginality Statutory Declaration put out by FACS is often not accepted as Proof of Aboriginality, and only Local Aboriginal Land Council members can get a Confirmation of Aboriginality.

Aboriginal people do not apply, as the applications require applicants to agree to accept a tenancy in another town.

Mid Lachlan Aboriginal Housing Management Corporation, which manages The Wilcannia Aboriginal Land Councils' sixty-four (64) properties, has their own housing applications and these are not reflected on the state list.

Large number of people know there are no local rental properties, so they do not apply. Most rental properties exceed the number of tenants stated on rental agreements.

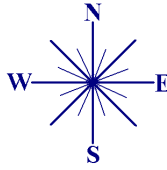
CENTRAL DARLING SHIRE COUNCIL

CONSTITUTED 1 MAY 1959

ABN: 65 061 502 439

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Website: www.centraldarling.nsw.gov.au

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PHONE (08) 8083 8900
FAX (08) 8091 5994

COUNCIL CHAMBERS
21 REID STREET
WILCANNIA NSW 2836

The above reasons mean that the reality of lack of housing in Wilcannia can only be demonstrated by the number of houses which are seriously overcrowded. Of the Land Councils' sixty-four (64) properties, two thirds range from moderate to severe overcrowding.

Thirty-five (35) three-bedroom houses have three generations of family, aunts, uncles, cousins living in the one house – between five to twelve people. Lounge rooms become bedrooms- bathrooms and kitchens need constant repairs due to overuse.

Nine properties have caravans in their yards to accommodate people. One property has two caravans to accommodate the overflow from the house.

As we discussed at our meeting, vacant land at Wilcannia has become available for aboriginal housing due to Council recent auction of land for unpaid rates. Council has removed dilapidated housing and there are 5 large allotments available for new Aboriginal Housing.

We look forward to your response.

Yours sincerely

A handwritten signature in black ink that reads "R. K. Stewart". The signature is written in a cursive style.

Bob Stewart

Administrator

CC: Member for Barwon, Roy Butler, MP



The Honourable Melinda Pavey MP
Minister for Water, Property and Housing

Ref: IM21/12855

Mr Bob Stewart
Administrator
Central Darling Shire Council
21 Reid Street
WILCANNIA NSW 2836

Dear Mr Stewart,

Thank you for your correspondence regarding the housing for the Aboriginal community in Wilcannia.

The Aboriginal Housing Office (AHO) has initiated a project called the Wilcannia Local Housing Initiative to improve local housing outcomes which seeks to address some of the concerns raised by you in your correspondence.

The objectives of this project include co-designing innovative solutions to improve local management of housing, alongside working collaboratively with the Wilcannia Local Aboriginal Land Council (LALC), Aboriginal Community Housing Providers and the AHO, to ensure better housing outcomes.

On track for delivery in December 2021 are 5 x 1 bedroom units for elderly Aboriginal tenants. The units have been designed and delivered in consultation with the local Wilcannia community and is something the community have been looking forward to for some time.

Land for building of new housing is a welcome suggestion. If feasible within their current portfolio strategy, the AHO would consider the purchase of land for new housing in Wilcannia. It is my understanding that the Central Darling Shire Council are also in the process of providing the details of sites available to the AHO

You raise the point of the challenges associated with the confirmation of Aboriginality policy, it is pertinent that the evidence provided to support a Statutory Declaration should answer the legal definition of an Aboriginal person. The AHO Confirmation of Aboriginality is under review and will seek to improve clarity around the process of confirming Aboriginality.



The Honourable Melinda Pavey MP
Minister for Water, Property and Housing

I recognise that online housing applications can present as a barrier to some members of the community when seeking housing. The AHO Western Region team has committed to working with the Mid Lachlan Aboriginal Housing Management Co-op, Wilcannia LALC and Compass Housing to arrange a day/s in Wilcannia to work with individuals to complete Housing Pathways applications and provide information to support future applicants. I encourage you to keep an eye out for communications regarding the proposed events in the near future.

Thank you for taking the time to bring these matters to the Government's attention.

Yours sincerely

Melinda Pavey MP
Minister for Water, Property and Housing

Encl: or CC: Member for Barwon, Roy Butler, MP

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The Hon. Shelley Hancock MP
Minister for Local Government

Ref: A781972

Mr Bob Stewart
Administrator
Central Darling Shire Council
PO Box 165
WILCANNIA NSW 2836

Email: stewartr@centraldarling.nsw.gov.au

Dear Mr Stewart

Thank you for your correspondence of 6 July 2021 regarding the future governance of Central Darling Shire Council (CDSC).

The Office of Local Government (OLG) is responsible for developing a robust and effective long-term plan to guide local governance and the delivery of services and infrastructure for Central Darling communities. As you have noted, this work currently involves developing a business case on future potential governance options and OLG has engaged SGS Economics to undertake this work.

I understand your concern to ensure that CDSC is briefed as a business case on potential future governance options is developed. Having sought advice from OLG, I understand OLG has met with CDSC and I am confident that CDSC is continuing to be provided with appropriate information about this work and will continue to be engaged as further work progresses.

The business case work being undertaken by SGS Economics includes targeted stakeholder engagement and is aimed to enable CDSC, government agencies and other stakeholders the opportunity to provide feedback on potential options. The detailed business case is currently on a 5-month project schedule with completion due end of November 2021. I understand that this information has been shared with you as well as Mr Greg Hill, CDSC's General Manager.

OLG is working with SGS Economics to prepare an engagement plan to support the current phase of work, which forms a key component of the decision-making process. While I appreciate your advice that extensive consultation will be critical as part of future decision-making, please be assured that future decision-making about the future of CDSC will take into account community views. As you would appreciate, however, it is important that the Government decide how and when to undertake any further community consultation regarding this work, with the benefit of OLG's advice.

It is pleasing to hear that work is well advanced to undertake community engagement to help prepare a Community Strategic Plan for the Shire. As you have noted, this is a critical piece of work for CDSC and I look forward to hearing from you about the outcomes of this consultation. Clearly, this feedback will also play an important role in helping to shape further work on a detailed business case.

Thank you for taking the time to bring this matter to the Government's attention.

Yours sincerely

The Hon. Shelley Hancock MP
Minister for Local Government

CC: Mr Roy Butler, MP, Member for Barwon

5 SEP 2021

GPO Box 5341 Sydney NSW 2001 ■ P: (02) 8574 5400 ■ W: nsw.gov.au/ministerhancock

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The Hon Mark Coulton MP

Federal Member for Parkes

eh/mc

13 September 2021

Mr Bob Stewart
PO Box 165
Wilcannia NSW 2836
Via email: hillq@centraldarling.nsw.gov.au

Dear Bob

Further to your recent correspondence regarding your concerns with the 2021 Census delivery, I have received the following advice from the Office of the Hon Michael Sukkar MP -

The Australian Bureau of Statistics (ABC) has advised that for remote areas, such as Wilcannia in the Central Darling Shire, the plan pre-COVID restrictions was for specially trained community field officers to conduct face to face interviews. This was to occur in all remote indigenous communities throughout July and August and is an important part of the strategy to ensure that all Aboriginal and Torres Strait Islander people are included in the 2021 Census.

Where local restrictions allow across Australia, this is still occurring, and I understand remote Census staff are making good progress. However, due to COVID-19 restrictions, Census staff have been unable to conduct face to face interviews in some areas, including locations in the Central Darling Shire.

For impacted areas, Census staff are working with local communities to arrange Census forms to be delivered to all dwellings in the coming weeks.

People can also complete the Cenus online if they want by visiting www.census.gov.au. They don't have to wait for delivery of a paper form.

Late delivery is regrettable and has been hampered by rapidly changing COVID-19 restrictions. The ABS is committed to ensuring that the Census is conducted in line with public health orders, and to keep its staffing and community safe.

Email mark.coulton.mp@aph.gov.au

Website www.markcoulton.com.au

Dubbo
Suite 3, 153 Brisbane Street
Dubbo NSW 2830
ph 02 6882 0999

Moree
69 Heber Street
Moree NSW 2400
ph 02 6751 1251

Broken Hill
275 Argent Street
Broken Hill NSW 2880
ph 08 8087 7649



The Hon Mark Coulton MP

Federal Member for Parkes

I understand the Minister has not addressed all concerns raised and have asked that a senior representative touch base with you to discuss this further.

I would be pleased to follow up any specific Census enquires for Central Darling Shire residents. In order for me to do so, please refer any enquires to my Moree office on 02 67511251.

Yours sincerely

A handwritten signature in dark ink, appearing to read 'Mark Coulton', with a long horizontal flourish extending to the right.

Mark Coulton



Planning, Industry & Environment

Mr Bob Stewart
Administrator
Central Darling Shire Council

By email: stewartr@centraldarling.nsw.gov.au

24 August 2021

Dear Mr Stewart,

Preliminary Regional Issues Assessment Bancannia, Pondie Range, Neckarboo, and Yathong-Ivanhoe Troughs

The Department would like to thank you for your participation in the engagement process for the Preliminary Regional Issues Assessment of the Bancannia, Pondie Range, Neckarboo and Yathong Ivanhoe Troughs in Western NSW.

The purpose of this letter is to advise you that the NSW Government has decided not to release these areas for exploration of conventional and tight gas resources.

Further information about this decision is provided in the NSW Government's Future of Gas Statement.

This document, along with the Department's Preliminary Regional Issues Assessment, is available on the NSW Government's website: <https://www.nsw.gov.au/regional-nsw/future-of-gas-statement>.

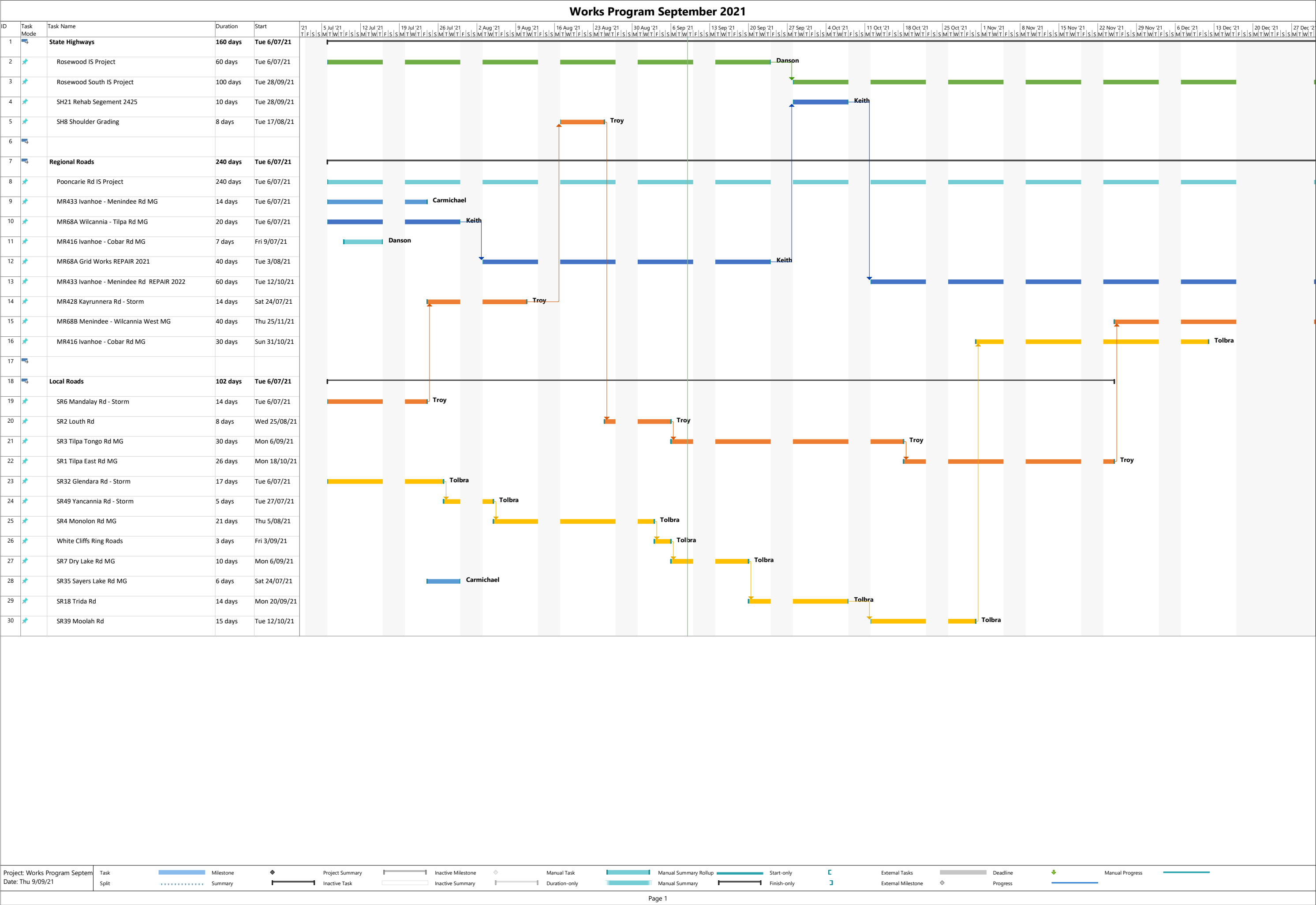
If you have any enquiries about this matter, please contact me on 9274 6339.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Matthew Riley'.

Matthew Riley
Director
Energy and Resources Policy

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Resolution Tracker

Attachment 13

Meeting Month	Meeting Date	Section	Item Number	Item Header	Resolution Number	Resolution	Responsible Officer	Action Items	Resolution Status
October	28/10/2020	FINANCIAL REPORTS	7.5	ESTABLISHMENT OF A FINANCIAL RESERVE FRAMEWORK AND ADOPTION OF A FINANCIAL RESERVE MANAGEMENT POLICY	08-10-20	Receive and note the report.Adopt the Financial Reserve Management Policy.Includes the consideration of Financial Reserves in the preparation of the 2021/2031 Long Term Financial Plan.Include the Management of Financial Reserves in the Quarterly Budget Review Procedures and Reports.Include the reporting of Financial Reserve Balances within the Annual Financial Statements.The General Manager present a draft Investment Policy, based on the Investment Guidelines of the Office of Local Government to go on exhibition for public comment and ultimate adoption by council.	General Manager; Administrator; Finance Manager	Adopt the Financial Reserve Management Policy.Includes the consideration of Financial Reserves in the preparation of the 2021/2031 Long Term Financial Plan.Include the Management of Financial Reserves in the Quarterly Budget Review Procedures and Reports.Include the reporting of Financial Reserve Balances within the Annual Financial Statements.The General Manager present a draft Investment Policy, based on the Investment Guidelines of the Office of Local Government to go on exhibition for public comment and ultimate adoption by council.	IN PROGRESS
December	15/12/2020	SHIRE SERVICES	10.6	IVANHOE WASTE COLLECTION	13.12.20	Receive the reportConsult with the Ivanhoe Community about the possibility of reducing waste collection services to 1 day per week and write to all commercial propertiesReport back to Council following the community consultation period with findings	Director Shire Services	Consult with the Ivanhoe Community about the possibility of reducing waste collection services to 1 day per week and write to all commercial propertiesReport back to Council following the community consultation period with findings	IN PROGRESS
February	24/02/2021	GOVERNANCE REPORTS	7.4	PHOTO COMPETITION – MY SHIRE IN MY EYES	11.02.21	Receive the report andApprove the use of a photo competition to be known as <i>My Shire In My Eyes</i> . Allocate no more than \$400 prize money to be distributed between first, second and third in both an adult and junior section, as suggested in the report, with discretion to allocate further prizes within the prizemoney amount.The selection panel for prizes consists of the Community Engagement Officer, the General Manager (or his delegate) and an independent person to be determined.Photographs must be taken by the entrant but can be of any subject and taken at any time in the past 12 months.All entries – whether or not, they receive prizes – become the property of Central Darling Shire Council but will be watermarked with the name and town of the entrant acknowledging their contribution.	Community Engagement Officer	Allocate no more than \$400 prize money to be distributed between first, second and third in both an adult and junior section, as suggested in the report, with discretion to allocate further prizes within the prizemoney amount.The selection panel for prizes consists of the Community Engagement Officer, the General Manager (or his delegate) and an independent person to be determined.	IN PROGRESS

Resolution Tracker

June	23/06/2021	SHIRE SERVICES REPORT	10.3	ELECTRONIC ROAD SIGNS	14-06-2021	<p>1. Receive and note the report.</p> <p>2. Council pursues additional funds to finance the upgrade of inferior existing sign communication software, hardware, and provider protocols.</p> <p>3. Council pursues further supplementary funding to complete electronic signage on all roads within the Shire prone to adverse weather closures.</p> <p>4. Council pursues funding for the purpose of installing cameras at sign locations.</p> <p>5. Council reinforces its Policies and Legal Obligations for the purpose of applying penalties for vehicles driving on closed roads.</p> <p>6. Council to write to the Minister of Roads, the Honourable Paul Toole MP seeking a driver education campaign for driving on gravel and closed roads in the Far West of NSW.</p>	General Manager; Director Shire Services; Finance Manager; Finance Officer		IN PROGRESS
June	23/06/2021	SHIRE SERVICES REPORT	10.5	ROADS AND AERODROMES REPORT	16-06-2021	<p>1. Receive and note the report.</p> <p>2. Request a report of the costings on Budgets for RMS works.</p>	Director Shire Services; Deputy Director Shire Services; Finance Manager		IN PROGRESS
July	28/07/2021	GOVERNANCE REPORTS	8.1	EMPLOYEE HOUSING FRAMEWORK - JUNE 2021	05-07-2021	<p>Receive and note the report</p> <p>Resolve to Endorse and adopt the Employee Housing Framework.</p> <p>Resolve to endorse and adopt the following:</p> <p>a. Remote Area Rental Salary Package Policy</p> <p>b. Remote Area Rental Salary Package Procedure</p> <p>c. Remote Area House Rental Agreement.</p> <p>Prepare and manage procedure to ensure the Employee Housing Framework is adhered to and updated as required.</p> <p>Prepare and annual staff housing maintenance and improvement plan and commit resources and a budge to ensure it meets its annual targets.</p>	General Manager; Director Shire Services; AT		IN PROGRESS
July	28/07/2021	GOVERNANCE REPORTS	8.3	CEMETERY POLICY AND PROCEDURE RECORDS	07-07-2021	<p>Receive and note the report</p> <p>To endorse and place the Draft Cemetery Policy on Public Exhibition following today's meeting for a period of 28 days.</p>	General Manager; Community Engagement Officer; Cemeteries Officer		IN PROGRESS
July	28/07/2021	GOVERNANCE REPORTS	8.5	PUBLIC CONSULTATION FOR WORK, HEALTH AND SAFETY POLICY REVIEW	09-07-2021	<p>Receive and note the report; and</p> <p>Resolve to publicly exhibit the Work, Health and Safety Policy Review.</p>	Risk and WHS Officer; Community Engagement Officer		IN PROGRESS
July	28/07/2021	CORPORATE SERVICES REPORTS	9.1	PARTNERSHIP AGREEMENT - SERVICE NSW FOR BUSINESS	10-07-2021	<p>Council delegates authority to the General Manager to enter into an agreement with Service NSW; and</p> <p>Any necessary documents be authorised for execution under the Common Seal of Council if required.</p>	General Manager		IN PROGRESS

Resolution Tracker

July	28/07/2021	SHIRE SERVICES REPORT	10.1	MENINDEE RESIDENTIAL DWELLING PROJECT	11-07-2021	Receive and note that the information and options for the Council owned community land at Lot 1 DP1064220 at 31-41 Darling Street Menindee. Resolve that the planning proposal process commence for the reclassification of the community land to operational land with an amendment to the <i>Central Darling Local Environmental Plan 2012</i> . Resolve that Council commence discussions with New South Wales Housing and New South Wales Aboriginal Housing regarding the disposal of the six (6) residential dwelling units. Council commences discussions with the Office of Local Government in relation to the proposed process.	Project Planner; EHO; Director Shire Services; General Manager		ONGOING
July	28/07/2021	SHIRE SERVICES REPORT	10.3	PLANNING PROPOSAL FOR THE RECLASSIFICATION OF LAND AT 44 REID STREET WILCANNIA - LOT 1, S13, DP759091 - BAAKA CULTURAL CENTRE	13-07-2021	Resolve that Council commence the preparation of a planning proposal to reclassify the community land at Lot 1, S13, DP759091 – 44 Reid Street Wilcannia, to be reclassified as Operational Land. Resolve to inform the Department of Planning, Industry and Environment of the intention to prepare the planning proposal to reclassify the land from community land to operational land at Lot 1, S13, DP 759091 – 44 Reid Street, Wilcannia.	Project Planner; EHO; Director Shire Services; General Manager		ONGOING
July	28/07/2021	SHIRE SERVICES REPORTS	10.4	PLANNING PROPOSAL TO RECLASSIFY LAND	14-07-2021	Resolved that the report Planning Proposal to Reclassify Land at Bonney Street, Wilcannia be deferred for a further report due to the Department not being able to finalise the opinion and it is still with the Parliamentary Counsel due to the COVID lockdown.	Project Planner; EHO		ONGOING
July	28/07/2021	SHIRE SERVICES REPORTS	10.5	DRAFT ASSEST MANAGEMENT PLANS AND STRATEGY	15-07-2021	Receive the report Seek community feedback via Public Exhibition for a period of 28 days. Report back to Council following consultation period with findings. The General Manager to convene a workshop with the Administrator and staff to review the implications of the Asset Manager Plans. The workshop is to take place once the COVID restrictions have been ceased.	General Manager; Director Shire Services; Community Engagement Officer		IN PROGRESS
July	28/07/2021	SHIRE SERVICES REPORT	10.6	REGIONAL ROADS REPAIR PROGRAM 2021/22	16-07-2021	Receive and note the report Council to write to Transport NSW requesting a change of location of works on MR433 – Ivanhoe, Menindee Road. To allocate \$575,000 of the capital roads funding from the Regional Roadblock Grant to reconstruct and seal 3km of road, 36.5km to 39.5km from Ivanhoe towards Menindee. Update the budget accordingly in the first Quarterly Business Report (QBR).	General Manager; Director Shire Services; Finance Manager		IN PROGRESS
July	28/07/2021	SHIRE SERVICES REPORTS	10.8	POONCARIE ROAD - PROGRESS REPORT	18-07-2021	Receive and note the report for Pooncarie Road Initial Seal Construction. Further reports to be bought forward to Council on dealing with the construction on a bi-monthly basis by the Project Engineer. The General Manager to provide a more in-depth report to Council in relation to the future funding and costings of the project.	General Manager; Director Shire Services; Project Engineer		ONGOING

Resolution Tracker

July	28/07/2021	CONFIDENTIAL MATTERS	12.1	BITUMEN SPRAY SEAL CONTRACT	23-07-2021	Select the open tender method in accordance with <i>Regulation 166(a) of the Local Government (General) Regulation 2005</i> ; and invite open tenders for the supply of service and materials necessary for the bituminous spray sealing of pavements, in accordance with <i>Regulation 167 of the Local Government (General) Regulation 2005</i> ; and Write to Downer EDI to advise that their request for extension of the contract has been denied and Council is proceeding to open tender. Council has delegated authority to the General Manager to sign any contract agreements through the Regional Procurement Group.	General Manager; Director Shire Services		ONGOING
August	25/08/2021	FINANCIAL REPORTS	7.2	SMART METERS, METER READINGS AND BILLING UPDATE	05-08-2021	Due to the current COVID outbreak in Wilcannia, there will not be any meter readings of the non-smart water meters. There are only about 28 meters that aren't smart meters. Historically they do not record usage. The Director of Shire Services has also indicated the Meter Readings for Menindee and Ivanhoe will still go ahead at this point. All meter readings will be on schedule for the readings and billing. Resolved Receive and note the report. Receive the next quarterly reports on water meter reading, billing and collections at the Ordinary Council Meeting scheduled for 27 October 2021. A Policy and Procedure be brought forward for Water Meter Restrictions.	Acting Rates Officer; Finance Manager; Director Shire Services; Director Business Services		ONGOING
August	25/08/2021	GOVERNANCE REPORTS	8.1	MEDIA RELATIONS POLICY	09-08-2021	Receive and note the report. Place the Media Relations Policy on Public Exhibition for a period of no less than 28 days and a further report be presented to Council.	Community Engagement Officer; General Manager		IN PROGRESS
August	25/08/2021	CORPORATE SERVICES REPORT	9.1	ITC SECURITY STATUS REPORT	13-08-2021	Receive and note the report. Endorse the ITC Security Status Report.	Director Business Services		IN PROGRESS