

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE
COUNCIL CHAMBERS, 21 REID STREET, WILCANNIA
ON WEDNESDAY, 22 FEBRUARY 2023**

PRESENT: Administrator, Bob Stewart

IN ATTENDANCE: Greg Hill (General Manager)

Reece Wilson (Director Shire Services)

Glenda Dunn (Senior Planning Officer)

Gemma Dillon (Senior Finance Officer)

Darryl Telfer (Acting Rates Officer) (video)

Evelyn Pollard (Human Resource Officer)

Kara Mohr (Risk & WHS Officer)

Nerida Carr (Governance Officer)

Gabrielle Johnston (Community Engagement Officer)

Jane McEwan (Customer Services Manager)

Janette Bussell (Minutes Secretary)

1 OPENING OF MEETING

The meeting was declared open at 9.02am

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

3.1 APOLOGIES

NIL

3.2 LEAVE OF ABSENCE

Nil

PUBLIC GALLERY SUMMARY:

Question – Rural/Urban Addressing issues around public information sessions; more information re legal addressing, costs for both householders and businesses.

Response from Greg Hill, General Manager advising that Council will:

1. Extend the public consultation period for another 60 days.
2. Will conduct information sessions at Wilcannia, White Cliffs, Ivanhoe and Menindee where the community can engage one to one with council staff to get their questions and concerns answered.
3. Include more information in the residents monthly newsletters, including timeframes, legal requirements for business licences and costs involved for adding/changing house numbering for both private and business customers.

4 DISCLOSURES OF INTEREST

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

RESOLVED: OCM 01-02-2023

Mover: Administrator Bob Stewart

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

CARRIED

No declarations were received.

5 CONFIRMATION OF MINUTES

5.1 PREVIOUS MEETING MINUTES

RESOLVED: OCM 02-02-2023

Mover: Administrator Bob Stewart

That the minutes of the Ordinary Council Meeting held on 14 December 2022 be received and confirmed as an accurate record.

CARRIED

6 NOTICE OF MOTION

Nil

7 MAYORAL (ADMINISTRATOR) MINUTE(S)

Nil

8 FINANCIAL REPORTS

8.1 COUNCIL 2022-2023 CURRENT GRANTS REGISTER

RESOLVED: OCM 03-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report

CARRIED

8.2 CASH AND INVESTMENTS - JANUARY 2023

RESOLVED: OCM 04-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report

CARRIED

8.3 FINANCIAL PERFORMANCE REPORT - JANUARY 2023

RESOLVED: OCM 05-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report

CARRIED

8.4 OUTSTANDING RATES AND CHARGES UPDATE

RESOLVED: OCM 06-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Receive a further report regarding outstanding rates and charges at the Ordinary meeting of Council scheduled for on 24 May 2023, and any other reports that may be received prior to this.

CARRIED

8.5 QUARTERLY BUDGET REVIEW AS AT 31 DECEMBER 2022

RESOLVED: OCM 07-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the 2nd Quarter Budget Review as at 31 December 2022;
2. Adopt the variations to Council's 2022/23 Annual Budget.
3. Note that the projected operating surplus for the financial year 2022/23 is \$214,000.
4. Note that the projected capital works budgeted expenditure for the financial year 2022/23 is \$25.555 million

.CARRIED

9 GOVERNANCE REPORTS

9.1 TOURISM ACTION PLAN

RESOLVED: OCM 08-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Endorse to place the Tourism Action Plan on Public Exhibition for 28 days during March
3. Report to April Council meeting on comments received from the Public Exhibition with the intention of adopting the plan at the Council meeting.

CARRIED

10 CORPORATE SERVICES REPORTS

Nil

11 SHIRE SERVICES REPORTS

11.1 PROPOSED AMENDMENT TO THE STANDARD INSTRUMENT TEMPLATE - LOCAL ENVIRONMENTAL PLAN - CLAUSE 5.22 SPECIAL FLOOD PROVISION.

RESOLVED: OCM 09-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Receive and note Information on the proposed amendment to the *Standard Template Local Environmental Plan* regarding the Clause 5.22 Special Flood considerations.
3. Support the *Central Darling Local Environmental Plan 2012* adopting Clause 5.22 Special Flood Considerations. This is to assist council when future flood events occur within the Central Darling local government area.

CARRIED

11.2 PROPOSED ACCESS ROAD FOR THE NEW WILCANNIA WEIR AND COMMUNITY RIVER PLACE AT UNION BEND PARK.

RESOLVED: OCM 10-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Note the status of the Wilcannia Weir project and proposed access road
3. Council staff continue negotiations with Department Planning and Environment – Regional Projects -Water, for Council preferred design and source of remuneration for ownership and ongoing maintenance for proposed access roads.
4. Council staff continue negotiations with Department Planning and Environment – Regional Projects -Water, with proposed Community River Place area at the Union Bend Park upgrade and the ongoing future maintenance of the Crown Reserve.

5. A report be provided to Council on the outcomes of discussion with Department Planning and Environment – Regional Projects- Water, on the proposed access road and Community River Place area at the Union Bend Park.

CARRIED

11.3 DEVELOPMENT APPLICATIONS APPROVED FEBRUARY 2023

RESOLVED: OCM 11-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Note Information on the development applications D14/2022 PAN 282901 New Amenities Block at Victory Caravan Park – 26068 Barrier Highway Wilcannia and DA15/2022 PAN 284119 New Canteen Building at Ivanhoe Sportsground , 48 Leichhardt Street Ivanhoe.
3. Approve the development applications D14/2022 PAN 282901 New Amenities Block at Victory Caravan Park – 26068 Barrier Highway Wilcannia and DA15/2022 PAN 284119 New Canteen Building at Ivanhoe Sportsground , 48 Leichhardt Street Ivanhoe, subject to conditions.

CARRIED

11.4 ENVIRONMENTAL SERVICES UPDATE

RESOLVED: OCM 12-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.5 ROADS AND AERODROME

RESOLVED: OCM 13-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.6 SERVICES UPDATE

RESOLVED: OCM 14-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.7 WASTE SERVICES, MENINDEE**RESOLVED: OCM 15-02-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Bring a further report to implement all actions recommended by the Waste Facilities Operations Strategic Plan and the Menindee Waste Facility Long Term Plan of Management including time schedule, budget implications and the possibility of sealing the tip road.

CARRIED**11.8 WATER AND SEWER****RESOLVED: OCM 16-02-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report
2. Council receive a further report for the March Council meeting, on the detailed estimate to complete works in-house, resources and contractor availability for the White Cliffs Reticulation works.

CARRIED**11.9 REGIONAL ROADS REPAIR PROGRAM 2023-24****RESOLVED: OCM 17-02-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Apply for \$450,000 maximum funding amount for 3km reconstruction and seal on MR433 Ivanhoe-Menindee Road
3. Allocate \$550,000 contribution amount in the 2023-24 budget for consideration in May/ June 2023

CARRIED**11.10 EMMDALE BORE****RESOLVED: OCM 18-02-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report

2. Pay the sum of \$35,255 (GST Incl) to Virginia Beard for the reimbursement costs of bore construction costs at the Emmdale Roadhouse
3. Create an easement over lot 2 DP 757003 for the purpose of rights of access to land and to construct a pipeline from the Emmdale Bore to the Emmdale Aerodrome

CARRIED

12 MINUTES OF COMMITTEE MEETINGS

Nil

13 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 9.36am.

RESOLVED: OCM 19-02-2023

Mover: Administrator Bob Stewart

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.:

13.1 Amenities Building Victory Park Caravan Park - Award of Tender

Item 13.1 is confidential under the Local Government Act 1993 Section 10A(2) - (c) and (d) 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 and commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
- (ii) confer a commercial advantage on a competitor of the council, or
- (iii) reveal a trade secret.

13.2 Hardship Application

Item 13.2 is confidential under the Local Government Act 1993 Section 10A(2) - (b) as it relates to discussion in relation to the personal hardship of a resident or ratepayer.

CARRIED

RESOLVED: OCM 20-02-2023

Mover: Administrator Bob Stewart

That Council moves out of Confidential and back into Open Chambers.

CARRIED

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

13.1 AMENITIES BUILDING VICTORY PARK CARAVAN PARK - AWARD OF TENDER

RESOLVED: OCM 21-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Resolve that the tender for the construction of the new amenity block facility at Victory Park Caravan Park be awarded to Wardle Builders and a further report be presented to the March Council meeting on the additional funding pay for these works. **CARRIED**

13.2 HARDSHIP APPLICATION

RESOLVED: OCM 22-02-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Subject to the applicant complying with a payment arrangement under *the Local Government Act 1993 (NSW) S564*, and continuing to own and reside at 110 Woore Street Wilcannia, Lot 3 DP 668266 and 110A Woore Street Wilcannia, Lot 1 DP 906553, and that these payments will continue.

CARRIED

14 RESOLUTION TRACKER

14.1 RESOLUTION TRACKER

RESOLVED: OCM 23-02-2023

Mover: Administrator Bob Stewart

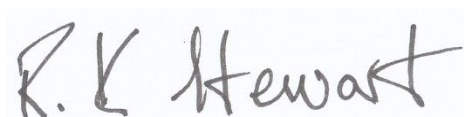
1. That the Resolution Tracker from the Ordinary Council Meeting held on December 14th 2022 be received and noted and any amendments be noted.

CARRIED

15 MEETING CLOSE

There being no further business to discuss, the meeting was closed at **9.57am**

The minutes of this meeting were confirmed at the Ordinary Council Meeting of the Central Darling Shire Council held on Wednesday, 22 March 2023.



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ADMINISTRATOR