

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE
COUNCIL CHAMBERS, 21 REID STREET, WILCANNIA
ON WEDNESDAY, 24 MAY 2023**

PRESENT: Administrator, Bob Stewart – video link

IN ATTENDANCE: Greg Hill (General Manager)
Reece Wilson (Director Shire Services)
Nerida Carr (Governance Officer)
Glenda Dunn (Senior Planning Officer) – video link
Kevin Smith (Finance Manager) – video link
Darryl Telfer (Acting Rates Officer) – video link
Evelyn Pollard (Human Resource Officer) – video link
Uday Manidala (Finance Officer – Revenue)
Janette Bussell (Minutes Secretary)

1 OPENING OF MEETING

The meeting was declared open at 9am

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

Kara Mohr (Risk & WHS Officer)

Also noted that Administrator is attending via videolink as resolved by Council in the April meeting.

3.2 LEAVE OF ABSENCE

Nil

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 01-05-2023

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 02-05-2023

Mover: Administrator Bob Stewart

That the minutes of the Ordinary Council Meeting held on 19 April 2023 be received and confirmed as an accurate record.

CARRIED

RESOLVED: OCM 03-05-2023

Mover: Administrator Bob Stewart

That the minutes of the Extraordinary Council Meeting held on 28 April 2023 be received and confirmed as an accurate record.

CARRIED

6 NOTICE OF MOTION

Nil

7 MAYORAL (ADMINISTRATOR) MINUTE(S)

7.1 MAYORAL MINUTE -

RESOLVED: OCM 04-05-2023

Mover: Administrator Bob Stewart

Resolved that:

1. Council writes to the Treasurer, the Minister for Emergency Services, the Minister for Local Government and local State Member Roy Butler;
 - a. Expressing Council's strong opposition to the NSW Government's last minute decision to impose an enormous Emergency Services Levy (ESL) cost increase on councils for 2023/24 by scrapping the ESL subsidy for councils and at a time when Council is about to publicly advertise its Operational Plan and annual budget to the community;
 - b. Noting that as a consequence of the unannounced 73% increase in the State Emergency Service budget and an 18% increase in the Fire and Rescue NSW budget, Council's 3.7% rate increase to provide essential community services and infrastructure has been completely eroded.
 - c. Advising that the Government's decision will lead to a reduction in important local services and/or the cancellation of necessary infrastructure projects;
 - d. Calling on the NSW Government to take immediate action to:
 - i. restore the ESL subsidy in 2023/24
 - ii. urgently introduce legislation to decouple the ESL from the rate peg to enable councils to recover the full cost

iii. develop a fairer, more transparent and financially sustainable method of funding critically important emergency services in consultation with local government.

Council writes to the Chair of the Independent Pricing and Regulatory Tribunal (IPART) advising that Council's forced emergency services contribution is manifestly disproportionate to the 2023/24 rate cap, which has resulted in additional financial stress.

CARRIED

8 FINANCIAL REPORTS

8.1 OUTSTANDING RATES AND CHARGES UPDATE

RESOLVED: OCM 05-05-2023

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 23 August 2023.

CARRIED

8.2 SALE OF LAND FOR UNPAID RATES UPDATE

RESOLVED: OCM 06-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Receive bi-monthly reports until such time that the contracts of sales have been completed and the sale processes finalised.

CARRIED

8.3 CASH AND INVESTMENTS – APRIL 2023

RESOLVED: OCM 07-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report**CARRIED**

8.4 QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2023

RESOLVED: OCM 08-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Adopt the variations to Council's 2023 Annual Budget as printed.
 - (a) Note that the projected operating surplus for the financial year 2022/23 is \$360,000.
 - (b) Note that the projected capital works budgeted expenditure for the financial year 2022/23 is \$25.555 million **CARRIED**

9 GOVERNANCE REPORTS

9.1 CORPORATE CREDIT CARD POLICY REVIEW

RESOLVED: OCM 09-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Adopt the Draft Corporate Credit Card Policy Version 2.

CARRIED

9.2 CENTRAL DARLING SHIRE COUNCIL WORKFORCE MANAGEMENT PLAN 2023 TO 2027

RESOLVED: OCM 10-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Adopt the Central Darling Shire Council Workforce Management Plan 2023 to 2027.
3. Display the Central Darling Shire Council Workforce Management Plan 2023 to 2027 on Council's website.

CARRIED

9.3 SIX-MONTHLY DELIVERY AND OPERATIONAL PLAN PROGRESS REPORT (JULY TO DECEMBER 2022)

RESOLVED: OCM 11-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Endorse the 2022-2023 Six-monthly Delivery Program and Operational Plan Progress Report (July to December 2022).

CARRIED

10 CORPORATE SERVICES REPORTS

10.1 PURCHASE OF PROPERTIES BY COUNCIL AT SALE OF LAND FOR UNPAID RATES

RESOLVED: OCM 12-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. *Receive the report*
2. *Give public notice, in accordance with the Local Government Act 1993 (NSW) s 34, providing not less than 28 days during which submissions may be made to Council, of a proposed resolution to classify the properties listed in Attachment 1 to this report, as operational land in accordance with the Local Government Act 1993 (NSW) s 26.*
3. *Receive a further report after submissions have closed, consider classifying the properties listed in Attachment 1 to this report, as operational land in accordance with the Local Government Act 1993 (NSW) s 31(2).*

CARRIED

10.2 DRAFT 2023-24 INTEGRATED PLANNING AND REPORTING DOCUMENTS FOR PUBLIC EXHIBITION

RESOLVED: OCM 13-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. **Receive the report**
2. **Endorse the DRAFT 2023-24 Integrated Planning and Reporting documents incorporating:**
 - (a) **Draft 2023-24 Operational Plan and 2023-2027 Delivery Program**
 - (b) **Draft 2023/24 -2032/-33 Long-Term Financial Plan**
 - (c) **Draft 2023-24 Revenue Policy**
 - (d) **Draft 2023-24 Fees and Charges Schedule**
 - (e) **Draft 2023-24 Operational Budget**
 - (f) **Workforce Management Plan**
3. **Place the Draft documents on public exhibition for 28 days, seeking community submissions for consideration prior to adopting the documents at the June 2023 Council meeting.**
4. **The General Manager bring forward a report on the proposed plant replacement of \$500k (loader) at the first available meeting.**
5. **A session be held on the long term financial plan.**

CARRIED

11 SHIRE SERVICES REPORTS

11.1 PLANNING PROPOSAL – RECLASSIFICATION OF COUNCIL OWNED LAND FROM COMMUNITY LAND TO OPERATIONAL LAND

RESOLVED: OCM 14-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Endorse the submission of the Planning Proposal at Attachment 1 and supporting documentation to the Department of Planning and Environment through the Planning Portal to seek a Gateway Determination.
2. Endorse the preparation of a second Planning Proposal for Lot 8 DP1182315 (Beth Street, White Cliffs) as it may have been dedicated as a public reserve requiring the consent of the Minister to achieve reclassification.
3. Subject to the receipt of a gateway determination from the Department of Planning and Environment, proceed with both Planning Proposals and consultation is undertaken with the community and government agencies in accordance with Schedule 1, Division 1, Clause 4 of the *Environmental Planning and Assessment Act 1979* and any directions of the Gateway Determination.
4. Endorse Council staff organising a Public Hearing pursuant to Section 29 of the *Local Government Act 1993* at the end of the public exhibition period of both the Planning Proposals.
5. Should no objections be received, a copy of this report and any other relevant information (including the Planning Proposal(s)) is sent to the NSW Department of Planning and Environment and/or NSW Parliamentary Counsels Office, in accordance with the *Environmental Planning & Assessment Act 1979* to request the Minister for Planning (or a delegate on their behalf) undertake the appropriate actions to secure the making of the Amendment to the *Central Darling Local Environmental Plan 2012*.

CARRIED

11.2 ENVIRONMENTAL SERVICES UPDATE

RESOLVED: OCM 15-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report **CARRIED**

11.3 ROADS TO RECOVERY 2023/24 ALLOCATIONS

RESOLVED: OCM 16-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report

2. **Allocate the 2023/2024 Roads to Recovery funding to the following projects:**
 - **MR433 Menindee-Ivanhoe Rd, New Culverts**
 - **SR10 Wilcannia-Menindee East Rd, New culverts**
 - **SR13 Teryawynia-Ashmont Rd, New Culverts**
3. **Utilise the Reinforced Concrete Box Culvert sections originally purchased for the Yampoola Crossing upgrade works, Pooncarie Rd, Menindee.**
4. **Use the selective tendering method for the procurement of services for the installation of the culverts**

CARRIED

11.4 ROADS AND AERODROME

RESOLVED: OCM 17-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report **CARRIED**

11.5 WATER AND SEWER

RESOLVED: OCM 18-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.6 SERVICES

RESOLVED: OCM 19-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report, noting that the overspending in the street cleaning has been addressed in the QBR.

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 9.46am.

RESOLVED: OCM 20-05-2023

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 Wilcannia Walking Trail Design - Award of Tender

Item 13.1 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.

CARRIED

RESOLVED: OCM 21-05-2023

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 WILCANNIA WALKING TRAIL DESIGN - AWARD OF TENDER

RESOLVED: OCM 22-05-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Resolve to award tender VP347805 to Talis Consultants for the design of the Wilcannia Walking Trail.

CARRIED

14 RESOLUTION TRACKER

0.0 RESOLUTION TRACKER APRIL 2023

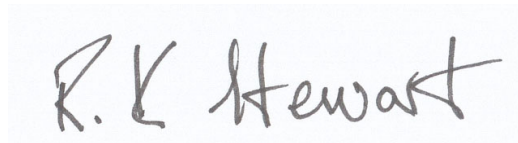
RECOMMENDATION:

1. That the Resolution Tracker from the Ordinary Council Meeting held on 16th April be received and noted and any amendments be noted.

15 MEETING CLOSE

There being no further business to discuss, the meeting was closed at **9.54am**.

The minutes of this meeting were confirmed at the Ordinary Council Meeting of the Central Darling Shire Council held on Wednesday, 28 June 2023.

A handwritten signature in black ink that reads "R. K. Hewart". The signature is written in a cursive style with a large initial "R" and "K".

ADMINISTRATOR