

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE
COUNCIL CHAMBERS, 21 REID STREET, WILCANNIA
ON WEDNESDAY, 27 SEPTEMBER 2023**

PRESENT: Administrator, Bob Stewart

IN ATTENDANCE: Greg Hill (General Manager)

John Carleton (Operations Manager)

Glenda Dunn (Senior Planning Officer)

Kevin Smith (Finance Manager)

Darryl Telfer (Acting Rates Officer)

Evelyn Pollard (Human Resource Officer)

Natalie Batson (Executive Assistant)

Nerida Carr (Governance Officer)

Shirley Burraston (Management Accountant)

1 OPENING OF MEETING

The meeting was declared open at 9:01am

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

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 01-09-2023

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 02-09-2023

Mover: Administrator Bob Stewart

That the minutes of the Ordinary Council Meeting held on 23 August 2023 be received and confirmed as an accurate record.

CARRIED

6 NOTICE OF MOTION

Nil

7 MAYORAL (ADMINISTRATOR) MINUTE(S)

7.1 MAYORAL/ADMINISTRATOR MINUTE

RESOLVED: OCM 03-09-2023

Mover: Administrator Bob Stewart

CARRIED

8 FINANCIAL REPORTS

8.1 REQUEST FOR FINANCIAL ASSISTANCE - ST MARY'S ANGLICAN CHURCH WHITE CLIFFS

RESOLVED: OCM 04-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Approve financial assistance of \$998.00 to the Anglican Parish of Broken Hill and the Far West, under Council's Community Grants Policy to partially cover the annual water service charge levied on its property, St Marys Church, Church Street White Cliffs NSW for the 2023-24 period.

CARRIED

8.2 IN PRINCIPLE ADOPTION OF DRAFT FINANCIAL STATEMENTS FOR THE FINANCIAL YEAR ENDED 30 JUNE 2023

RESOLVED: OCM 05-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. 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 2023 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.
3. The Financial Statements be referred to Council’s Auditor for audit.
4. The audited Financial Statements be forwarded to the Office of Local Government by 31 October 2023.
5. 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 of the date that Council will present its Audited Financial Statements to Council.

CARRIED

8.3 CASH AND INVESTMENTS REPORT AUGUST 2023

RESOLVED: OCM 06-09-2023

Mover: Administrator Bob Stewart

That Council:

1. receive and note the report.

CARRIED

8.4 GRANTS REGISTER - AUGUST 2023

RESOLVED: OCM 07-09-2023

Mover: Administrator Bob Stewart

That Council:

1. receive and note the report.

CARRIED

9 GOVERNANCE REPORTS

9.1 COMMUNITY GRANTS APPLICATION

RESOLVED: OCM 08-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Provide \$1,000 Community Grant to the Menindee CWA to host the Darling River Group Conference and AGM on Saturday 14th October 2023.
3. Provide \$1,000 Community Grant to the Tilpa Gymkhana and Barrels Committee to hold an event on 28th October 2023.

CARRIED

9.2 OCTOBER ORDINARY COUNCIL MEETING**RESOLVED: OCM 09-09-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. Approval is given the Administrator will not attend physically attend the Ordinary Council meeting to be held on Wednesday 25 October at Wilcannia. However, he will attend and conduct the Octobers Ordinary Council meeting by audio-visual link.

CARRIED

9.3 EMPLOYEE HOUSING POLICY**RESOLVED: OCM 10-09-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Endorse the Employee Housing Policy for placement on Council's website.

CARRIED

9.4 COMMUNITY SERVICES AWARDS POLICY**RESOLVED: OCM 11-09-2023**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Note the amendment to the report which was placed on Public Exhibition. The policy includes a maximum age of 17 for the Young Citizen of the Year category.
3. Council resolves to adopt the Community Service Awards Policy.

CARRIED

9.5 NEW POLICY - GRANTS MANAGEMENT

RESOLVED: OCM 12-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Approve the draft Grants Management Policy.
3. Place the draft Grants Management Policy on public exhibition for a period of 28 days to allow for public review and submissions.

CARRIED

10 CORPORATE SERVICES REPORTS

Nil

11 SHIRE SERVICES REPORTS

11.1 ENVIRONMENTAL SERVICES UPDATE

RESOLVED: OCM 13-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.2 DEVELOPMENT APPLICATION APPROVED SEPTEMBER 2023- MODIFICATION TO THE BAAKA CULTURAL CENTRE APPROVAL

RESOLVED: OCM 14-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. note Information on the development applications D07 2023 PAN 344495 Modification to the approval for the Baaka Cultural Centre, at 42 -44 Reid Street Wilcannia.
3. approve by delegated authority, the development application D07 2023 PAN 344495 Modification to the approval for the Baaka Cultural Centre at 42-44 Reid Street Wilcannia.

CARRIED

11.3 ROADS AND AERODROMES

RESOLVED: OCM 15-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.4 SERVICES

RESOLVED: OCM 16-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.5 WATER AND SEWER

RESOLVED: OCM 17-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.6 SWIMMING POOL OPERATIONS

RESOLVED: OCM 18-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Implement Unsupervised Swimming Pool Operations at all pools from 10am to 7.30pm
3. Engage Cultural Solutions to provide lifeguards at Swimming Pools during supervised openings .
4. Engage lifeguards to supervise patrons at Wilcannia and Menindee Swimming Pools from 3:30pm to 6:30pm weekdays and from 3:00pm to 7:00pm weekends and Public Holidays
5. Engage lifeguards to supervise patrons at Ivanhoe and White Cliffs Swimming Pools from 3.00pm to 7.00pm for Friday, Saturday, Sunday, and Public Holidays. **CARRIED**

11.7 FLOOD DAMAGE UPDATE

RESOLVED: OCM 19-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report

CARRIED

11.8 WEEDS BIOSECURITY

RESOLVED: OCM 20-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report
2. Draft a Memorandum of Understanding between Broken Hill City Council and Central Darling Shire Council for the engagement of a Weeds Biosecurity Officer.

CARRIED

12 MINUTES OF COMMITTEE MEETINGS

Nil

13 RESOLUTION TRACKER

13.1 RESOLUTION TRACKER

RESOLVED: OCM 21-09-2023

Mover: Administrator Bob Stewart

1. That the Resolution Tracker from the Ordinary Council Meeting held on 30/08/2023 be received and noted and any amendments be noted.

CARRIED

14 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 9:21am.

RESOLVED: OCM 22-09-2023

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.:

14.1 Lot 36 DP754525 RACECOURSE ROAD MENINDEE

Item 14.1 is confidential under the Local Government Act 1993 Section 10A(2) - (g) as it relates to advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CARRIED

RESOLVED: OCM 23-09-2023

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:

14.1 LOT 36 DP754525 RACECOURSE ROAD MENINDEE

RESOLVED: OCM 24-09-2023

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report and note the issue regarding Lot 36 DP 754525.
2. Council staff to work with all stakeholders involved to resolve the situation willingly, without little or no inconvenience and not a financial burden.
3. Report back to Council once an agreement has been reached between all stakeholders.

CARRIED

15 MEETING CLOSE

There being no further business to discuss, the meeting was closed at **9:26am**.

The minutes of this meeting were confirmed at the Ordinary Council Meeting of the Central Darling Shire Council held on Wednesday, 25 October 2023.

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ADMINISTRATOR