



I hereby give notice that an Ordinary Meeting of Council will be held on:

Date: Wednesday, 28 June 2023
Time: 2:00 PM
Location: Condobolin Council Chambers

BUSINESS PAPER

Ordinary Council Meeting

28 June 2023



ACKNOWLEDGEMENT OF COUNTRY

Lachlan Shire Council acknowledges the Wiradjuri people as the Traditional custodians of this land.

We recognise their strength and resilience and pay respect to Elders past, present, and emerging and to all Aboriginal and Torres Strait Islander people who are part of the Lachlan Shire community.

Lachlan Shire –THE HEART OF NSW



Our Vision:

For the Lachlan Shire to be a resilient community providing economic and social growth, through evolving, agricultural, business and mineral activities

Mission:

To engage the community, providing and delivering progressive services whilst implementing a long term strategic plan leading to the social and economic benefit of the community

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1 WEBCASTING

Please note that today’s meeting, other than the confidential sessions, are being recorded and will be placed on Council’s website. All in attendance should refrain from making defamatory statements. Council takes all care when maintaining privacy, however members of the public gallery and those addressing Council should be aware that you may be recorded.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Clause 254A of the NSW Local Government Act 1993 state...

254A Circumstances in which annual fees may be withheld-

(1) Despite this Division, a council may resolve that an annual fee will not be paid to a councillor or that a councillor will be paid a reduced annual fee determined by the council—

(a) for any period of not more than 3 months for which the councillor is absent, with or without leave, from an ordinary meeting or ordinary meetings of the council, or

(b) in any other circumstances prescribed by the regulations.

(2) Despite this Division, if a councillor is absent, with or without leave of the council, from ordinary meetings of the council for any period of more than 3 months, the council must not pay any annual fee, or part of an annual fee, to that councillor that relates to the period of absence that is in excess of 3 months.”

Councillor	22/02/2023	22/03/2023	26/04/2023	24/05/2023	28/06/2023	26/07/2023	23/08/2023	27/09/2023	25/10/2023	22/11/2023	13/12/2023
John Medcalf OAM	P	P	P	P							
Paul Phillips	P	P	P	P							
Megan Mortimer	P	P	P	P							
Melissa Blewitt	P	P	P	P							
Melissa Rees	P	P	P	P							
Peter Harris	P	P	P	P							
Dave Carter	A	P	P	P							
Dennis Brady	LoA	P	A	P							
Judith Bartholomew	P	P	P	P							
P - Present											
A - Apology											
LoA - Leave of Absence											

4 CONFIRMATION OF MINUTES

Ordinary Meeting - 23 May 2023

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON TUESDAY, 23 MAY 2023 AT 2:00PM**

Meeting opened at 2:25pm

PRESENT: Mayor John Medcalf (OAM), Deputy Mayor Paul Phillips, Cr Judith Bartholomew, Cr. Megan Mortimer, Cr Dave Carter, Cr Peter Harris, Cr Melissa Blewitt, Cr Mellissa Rees, Cr Dennis Brady.

IN ATTENDANCE: Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Jon Shillito (Director - Environment, Tourism and Economic Development), Adrian Milne (Director - Infrastructure Services), Cherise Small (Executive Assistant).

1 WEBCASTING

The statement regarding webcasting was read out by the Mayor.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The Acknowledgement of Country and Elders was made by Cr Dave Carter.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Nil

4 CONFIRMATION OF MINUTES

RESOLUTION 2023/93

Moved: Cr Dave Carter

Seconded: Cr Judith Bartholomew

That:

1. The minutes of the Ordinary Meeting held on 26 April 2023 be confirmed.

CARRIED

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - DAMAGING INCREASE IN EMERGENCY SERVICES LEVY COSTS****RESOLUTION 2023/94**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. Council writes to the Treasurer, the Minister for Emergency Services, the Minister for Local Government and local State Member(s):
 - 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 well into the budget cycle.
 - 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 significantly eroded.
 - c. Advising that the Government's decision may lead to a reduction in important local services 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.
2. 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.
3. Council writes to the President of LGNSW seeking the Association's ongoing advocacy to bring about a relief in the burden of Councils' emergency services contribution.

CARRIED

5.2 MAYORAL MINUTE - MEETINGS AND FUNCTIONS MAY**RESOLUTION 2023/95**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. Mayoral Minute No. R23/123 be received and noted.

CARRIED

5.3 MAYORAL MINUTE - RURAL PHARMACY IMPACT - 60 DAY DISPENSING**RESOLUTION 2023/96**

Moved: Cr Melissa Blewitt

Seconded: Cr Melissa Rees

That:

1. The Mayoral Minute No. R23/134 be received and noted.
2. Council write to The Hon Mark Butler MP Federal Minister for Health and Aged Care to provide a copy of Mr Rees's email and express Council's support for his concerns.

CARRIED

6 PUBLIC FORUM

Nil.

7 DISCLOSURE OF INTEREST

Cr Megan Mortimer declared a non-pecuniary interest in item no. 9.2.3 - Fifield Community Donation as she serves on the committee.

8 READ AND NOTE**RESOLUTION 2023/97**

Moved: Cr Megan Mortimer

Seconded: Cr Melissa Blewitt

That:

The recommendations included in the business paper to receive and note, the following items be adopted:

1. Investments as at 30 April 2023;
2. Development Data April 2023;
3. FY22/23 Urban Works monthly update for April;
4. FY22/23 Utilities monthly update April;
5. Building Projects monthly update for April/May.

CARRIED

9 DECISION REPORTS**9.1 GENERAL MANAGER****9.1.1 LOCAL GOVERNMENT REMUNERATION TRIBUNAL 2023**

An amendment was moved by **Cr Blewitt** and seconded by **Cr Rees** that:

1. The General Manager's Report No. R23/120 be received and noted.
2. The advice regarding the 2023/2024 determination of the Local Government Remuneration Tribunal relating to the annual fees for the mayor and councillors be declined.
3. Council determine that the Mayor and Deputy Mayor allowance as well as the councillors fee for FY2023/2024 remain the same as FY2022/2023.

The amendment was put to a vote and the vote was **LOST**.

The original recommendation became the motion and was **CARRIED**.

RESOLUTION 2023/98

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

1. The General Manager's Report No. R23/120 be received and noted.
2. Council note advice regarding the 2023/2024 Determination of the Local Government Remuneration Tribunal relating to the annual fees for the Mayor and Councillors.

3. Council determine the annual fees for 2023/2024 to be:
 - (a) Mayor Additional Fee - \$28,430;
 - (b) Councillors - \$13,030;
 - (c) Deputy Mayor - \$3,099 (from the Mayoral Additional fee).

Cr Blewitt, Cr Rees, Cr Harris and Cr Mortimer requested that their names be recorded as voted against the motion.

CARRIED

9.1.2 ACTIVE RESOLUTIONS - MAY 2023

RESOLUTION 2023/99

Moved: Cr Dave Carter

Seconded: Cr Dennis Brady

That:

1. The General Manager's Report No. R23/137 be received and noted.

CARRIED

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 DRAFT INTERGRATED PLANNING & REPORTING DOCUMENTS 2023.2024

RESOLUTION 2023/100

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

1. The Director Corporate and Community Services Report R23/16 be received and noted.
2. The draft Operational Plan 2023/24, Delivery Program, Resourcing Strategy and 10 year Long Term Financial Plan be placed on public exhibition for a period of 28 days from 25 May to 22 June 2023.
3. Following the completion of the public exhibition period the Director of Corporate and Community Services present a further report, summarising any submissions received during the public exhibition period, for the consideration of Council prior to final adoption of the Operational Plan (OP) 2023/24, Delivery Program Resourcing Strategy and Long Term Financial Plan.

CARRIED

9.2.2 REVIEW OF ASSET ACCOUNTING POLICY V4**RESOLUTION 2023/101**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Corporate and Community Services Report No R23/86 be received and noted.
2. The revised Asset Accounting Policy V4 be adopted as presented.

CARRIED

9.2.3 DONATIONS**RESOLUTION 2023/102**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director of Corporate and Community Services Report No. R23/90 be received and noted.

CARRIED

Cr Megan Mortimer declared a non-pecuniary interest in item no. 9.2.3 - Fifield Community Donation as she serves on the committee. Cr Mortimer vacated her chair and left the meeting.

RESOLUTION 2023/103

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Blewitt

That:

1. Council approve the \$1,000 donation requested by the Fifield Community.

CARRIED

Cr Mortimer returned to the meeting and resumed her chair.

An amendment was moved by **Cr Rees** and seconded by **Cr Phillips** that:

1. Council decline a donation in the amount of \$1,000 for the Lake Cargelligo Tigers Football and Netball Club.
2. Council approve a cash donation in the amount of \$500 and council provide funding for the hall hire.

The amendment was put to a vote and the vote was **LOST**.

The original recommendation became the motion and was **CARRIED**.

RESOLUTION 2023/104

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

That:

1. Council approve a donation of \$1,000 for the Lake Cargelligo Tigers Football and Netball Club.

CARRIED

A foreshadow motion was moved by **Cr Blewitt** that:

1. Council decline a donation in the amount of \$1,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.
2. Council approve a donation in the amount of \$1,500 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.

The foreshadow motion lapsed due to lack of a seconder.

The foreshadow motion was **withdrawn** by **Cr Blewitt**.

A foreshadow motion was moved by **Cr Harris** that:

1. Council decline a donation in the amount of \$1,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.
2. Council approve a donation in the amount of \$3000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.

The foreshadow motion was **withdrawn** by **Cr Harris**.

A foreshadow motion was moved by **Cr Rees** and seconded by **Cr. Blewitt** that:

1. Council decline a donation in the amount of \$1,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.
2. Council approve a donation in the amount of \$3000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.

The foreshadow motion was put to a vote and the vote was **LOST**.

A foreshadow motion was moved by **Cr Phillips** and seconded by **Cr Brady** that:

1. Council decline a donation in the amount of \$1,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.
2. Council approve a donation in the amount of \$5,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.

The foreshadow motion was put to a vote and the vote was **WON**.

The foreshadow motion became the motion and was **CARRIED**.

RESOLUTION 2023/105

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillip

That:

1. Council approve a donation of \$5,000 for the Lake Cargelligo Arts and Crafts Society Inc, Blue Water Arts & Crafts event.

CARRIED

9.2.4 BUSH BURSARY PROGRAM 2023

RESOLUTION 2023/106

Moved: Cr Megan Mortimer

Seconded: Cr Judith Bartholomew

That:

1. The Director Corporate & Community Services Report No. R23/106 be received and noted
2. Council **decline** in principle support for the Bush Bursary program via:
 - (a) A financial contribution of \$3,300 for the 2023/24 financial year; and
 - (b) In kind support to facilitate the local placements.

CARRIED

9.2.5 QUARTERLY BUDGET REVIEW 3 2023 FY

The Director Corporate and Community Service made an amendment to the recommendation to read as follows:

1. The Director Corporate and Community service report no. R23/127 be received and noted.
2. The Quarterly Budget adjustments including reserve movements be adopted as **amended**.

Cr Phillips and **Cr Brady** made no objection to the amendment.

RESOLUTION 2023/107

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Service Report No. R23/127 be received and noted.
2. The Quarterly Budget adjustments including reserve movements be adopted as amended.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

Nil

9.4 INFRASTRUCTURE SERVICES**9.4.1 WATER METER POLICY UPDATE****RESOLUTION 2023/108**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report R23/104 be received and noted.
2. The Water Meter Policy be adopted as presented.

CARRIED

9.4.2 FY22/23 ROADWORKS MONTHLY REPORT FOR APRIL**RESOLUTION 2023/109**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Infrastructure Services report No R23/122 be received and noted.

CARRIED**9.4.3 NATURE STRIPS: MOWING, PLANTING AND LANDSCAPING POLICY****RESOLUTION 2023/110**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report R23/126 be received and noted.
2. The Draft Nature Strips: Mowing, Planting and Landscaping Policy be placed on public exhibition for a minimum period of 28days
3. Following the completion of the public exhibition period a further report be presented to Council summarising any submissions and feedback received from the public throughout the exhibition period.

CARRIED**9.4.4 ROAD MAINTENANCE COUNCIL CONTRACT - MR 61 HENRY PARKES WAY****RESOLUTION 2023/111**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director of Infrastructure Services Report No. R23/128 be received and noted.
2. Council enter into a Road Maintenance Council Contract with Transport for New South Wales and authorise the General Manager to sign the relevant contract documents.

CARRIED

9.4.5 DRAFT TREE MANAGEMENT POLICY**RESOLUTION 2023/112**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director Infrastructure Services Report R23/129 be received and noted.
2. The Draft Tree Management Policy & Guidelines be placed on public exhibition for a minimum of 28days
3. Following the completion of the public exhibition period a further report be presented to Council summarising any submissions and feedback received from the public throughout the exhibition period.

CARRIED

9.4.6 LOCAL ROAD AND COMMUNITY INFRASTRUCTURE - PHASE 3 PROJECT LIST AMMENDMENT**RESOLUTION 2023/113**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director Infrastructure Services Report No. R23/131 be received and noted
2. Council make the necessary amendments to the Local Road and Community Infrastructure phase 3 program to include the SRA fencings and associated works project.

CARRIED

9.4.7 ASSET MANAGEMENT PLANS - TRANSPORT, WATER AND SEWER, BUILDINGS AND PARKS & RESERVES**RESOLUTION 2023/114**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report No. R23/132 be received and noted
2. Council note the feedback received from the public during the exhibition period.
3. The amended Asset Management Plans be adopted.

CARRIED

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION**11.1 NOTICE OF MOTION - RATE RELIEF REQUEST FOR ALL LGAS AFFECTED BY FLOODING****RESOLUTION 2023/115**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. Notice of Motion Report No. R23/114 be received and noted.
2. Council make a representation to the new Premier and Minister for Local Government asking for a rate relief period of twelve months for Local Government Areas that have been directly impacted by flooding.
3. The relief be extended not just to the agricultural communities but to everyone associated and who have suffered a loss of income as a result of the flooding.

CARRIED**11.2 NOTICE OF MOTION - MEMORIAL TO DAVID DOYLE AND NEIL DUNNE****RESOLUTION 2023/116**

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

1. Notice of Motion Report No. R23/115 be received and noted.
2. Council investigate and liaise with the families of the late David Doyle & Neil Dunne of D&D Technologies in honouring them for the life saving device they developed which has saved countless children's lives world-wide.
3. Council communicate with the Doyle and Dunne families and D&D Technologies to see what type of memorial they would prefer and determine if they will finance the memorial and support Council with this proposed project.

CARRIED

11.3 NOTICE OF MOTION - MINISTER FOR SERVICE NSW MEDIA BLITZ

RESOLUTION 2023/117

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. Notice of Motion Report No. R23/116 be received and noted.
2. Council make written submissions to the Minister for Service NSW seeking the Minister to do a campaign of intense coverage in the media on the assistance available for people who have been impacted by the flood events during the course of 2022.
3. A follow up be done through field officers contacting as many people as possible to follow up with help and assistance which might be available for them.
4. Council communicate to the Minister that this media blitz should be available on all media platforms.

CARRIED

12 NOTICES OF RESCISSION

Nil.

13 DELEGATES REPORT

13.1 DELEGATES REPORT

RESOLUTION 2023/118

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. Councillor Megan Mortimer’s Delegates Report No. R23/143 be received and noted.

CARRIED

14 CORRESPONDENCE

14.1 CORRESPONDENCE

RESOLUTION 2023/119

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. The Correspondence Report No. R23/121 be received and noted.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION

Meeting paused at 4:00pm.

Cr. Carter left the meeting at 4:00pm.

Meeting resumed at 4:20pm.

RESOLUTION 2023/120

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

17.1 Request for Water Account Adjustment - 1018215

This matter is considered to be confidential under Section 10A(2)a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

17.2 Request for Water Account Adjustment - 1016255

This matter is considered to be confidential under Section 10A(2)a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

17.3 Request for Water Account Adjustment - 1005848

This matter is considered to be confidential under Section 10A(2)a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

17.4 Tender T2023/03 - Murie Creek Culvert Installation

This matter is considered to be confidential under Section 10A(2)c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

17.5 Tender Assessment - Operation of the Condobolin Swimming Pool

This matter is considered to be confidential under Section 10A(2)c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

17.6 Considerations in the future delivery of waste services for Burcher residents.

This matter is considered to be confidential under Section 10A(2)di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

17.7 Tender Assessment - Operation of the Tottenham Swimming Pool

This matter is considered to be confidential under Section 10A(2)c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a

commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

17.8 Tender Assessment - Operation of the Lake Cargelligo Swimming Pool

This matter is considered to be confidential under Section 10A(2)c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

17.9 Kerbside Waste Collection - Extension to Contract 2016/6.

This matter is considered to be confidential under Section 10A(2)di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED

RESOLUTION 2023/121

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That Council moves out of Closed Council into Open Council.

CARRIED

17.1 REQUEST FOR WATER ACCOUNT ADJUSTMENT - 1018215

RESOLUTION 2023/122

Moved: Cr Melissa Rees

Seconded: Cr Peter Harris

That

1. The Director of Corporate and Community Services Report R23/69 be received and noted.
2. Council approve a reduction of the water accounts for 2022 period 4 and 2023 period 1, of \$6,852.85 which is calculated as per Council's Undetected Water Leak and Faulty Water Meter Policy.
3. The ratepayer be advised this is the first and only application allowable under the Undetected Water Leak and Faulty Water Meter Policy.

CARRIED

17.2 REQUEST FOR WATER ACCOUNT ADJUSTMENT - 1016255

RESOLUTION 2023/123

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director of Corporate and Community Services Report R23/82 be received and noted.
2. Council approve a reduction of the water account for the 2023 period 1, of \$5,092.92 which is calculated as per Council’s Undetected Water Leak and Faulty Water Meter Policy.
3. The ratepayer be advised this is the first and only application allowable under the Undetected Water Leak and Faulty Water Meter Policy.

CARRIED

17.3 REQUEST FOR WATER ACCOUNT ADJUSTMENT - 1005848

RESOLUTION 2023/124

Moved: Cr Peter Harris

Seconded: Cr Melissa Rees

That:

1. The Director of Corporate and Community Services Report R23/124 be received and noted.
2. Council approve a reduction of the water account for the 2023 period 1 of \$660.45 which is calculated as per Council’s Undetected Water Leak and Faulty Water Meter Policy.
3. The ratepayer be advised that this is the first and only application allowable under the Undetected Water Leak and Faulty Water Meter Policy.

CARRIED

17.4 TENDER T2023/03 - MURIE CREEK CULVERT INSTALLATION

RESOLUTION 2023/125

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Infrastructure Services Report No. R23/130 be received and noted

CARRIED

17.5 TENDER ASSESSMENT - OPERATION OF THE CONDOBOLIN SWIMMING POOL**RESOLUTION 2023/126**

Moved: Cr Melissa Rees

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report R23/136 be received and noted.
2. Council resolve to accept the tender submitted by Leisure and Recreation Group for the Operation of the Condobolin Swimming Pool for 3 years commencing on the 1st of August 2023 to the 30th of July 2026.
3. The Mayor and General Manager be delegated authority to sign the contract documents and affix the Council Seal.

CARRIED

17.6 CONSIDERATIONS IN THE FUTURE DELIVERY OF WASTE SERVICES FOR BURCHER RESIDENTS.**RESOLUTION 2023/127**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Director Environment Tourism and Economic Development Report No. R23/135 be received and noted.
2. Stakeholder consultation be undertaken regarding the future delivery of waste services in Burcher in accordance with a stakeholder consultation plan.
3. A further report be provided to Council, outlining stakeholder feedback and to seek a final decision from Council on the delivery of waste services in Burcher.

CARRIED

17.7 TENDER ASSESSMENT - OPERATION OF THE TOTTENHAM SWIMMING POOL**RESOLUTION 2023/128**

Moved: Cr Melissa Rees

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report R23/142 be received and noted.
2. Council resolve to accept the tender submitted by JW & TM Fulton for the Operation of the Tottenham Swimming Pool for 3 years commencing on the 1st of August 2023 to the 30th of July 2026.
3. The Mayor and General Manager be delegated authority to sign the contract documents and affix the Council Seal.

CARRIED

17.8 TENDER ASSESSMENT - OPERATION OF THE LAKE CARGELLIGO SWIMMING POOL**RESOLUTION 2023/129**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report R23/144 be received and noted.
2. Council resolve to accept the tender submitted by Leisure and Recreation Group for the Operation of the Lake Cargelligo Swimming Pool for 3 years commencing on the 1st of August 2023 to the 30th of July 2026.
3. The Mayor and General Manager be delegated authority to sign the contract documents and affix the Council seal.

CARRIED

17.9 KERBSIDE WASTE COLLECTION - EXTENSION TO CONTRACT 2016/6.

RESOLUTION 2023/130

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Environment Tourism and Economic Development Report No. R23/141 be received and noted.
2. Council exercise the option to extend the Contract with JR & EG RICHARDS AND SONS PTY LTD dated 29 May 2018 for three (3) years and zero (0) months, ending 30 June 2026.
3. The Mayor and General Manager be authorised to sign the Contract documents and affix the Council seal (if required).

CARRIED

The Meeting closed at 4:45pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 June 2023.

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CHAIRPERSON

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - GENERAL MANAGER'S 2022/2023 PERFORMANCE REVIEW****TRIM Number: R23/154****Author: Mayor****RECOMMENDATION**

That:

1. Mayoral Minute R23/154 be received and noted.

GENERAL MANAGER'S 2022/2023 PERFORMANCE REVIEW

The General Manager's 2022/23 Performance Review and the formulation of a new Performance Agreement has been scheduled for consideration by the Performance Review Committee at 11:00 am on Thursday 27 July 2023. The Performance Review Committee comprises myself, Deputy Mayor Councillor Phillips and Councillor Harris. The Committee is assisted and advised by representatives from Mason Blackadder and Associates being Mr Terrey Kiss and Mr Steven Pinnuck.

Councillors are invited to submit any items for consideration by the Performance Review Committee, to any member of the committee, prior to the meeting on 27 July.

A report summarising the outcome of the performance review meeting and details of the new Performance Agreement will be presented at the August Ordinary Council meeting.

ATTACHMENTS**Nil**

5.2 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JUNE**TRIM Number: R23/173****Author: Executive Assitant****RECOMMENDATION**

That:

1. The Mayoral Minute No. R23/173 be received and noted.

PURPOSE:

To provide council with details of the meetings and functions attended by the Mayor and Deputy Mayor for the month of June.

MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR**MAY:**

- 24.05.2023 CNSWJO Board Meeting – Canberra.
- 25.05.2023 CNSWJO Board Meeting – Canberra.
- 26.05.2023 CMA Board Meeting – Sydney.

JUNE:

- 01.06.2023 Local Government Awards – Sydney.
- 02.06.2023 Local Government Awards – Sydney.
- 05.06.2023 CMA Executive Committee Meeting – Zoom.
- 12.06.2023 Philippines Independence Day Flag Raising Ceremony – Condobolin.
- 13.06.2023 National General Assembly 2023 – Canberra.
- 14.06.2023 National General Assembly 2023 – Canberra.
- 15.06.2023 National General Assembly 2023 – Canberra.
- 16.06.2023 National General Assembly 2023 – Canberra.
- 21.06.2023 ARIC Meeting – Condobolin.
- 28.06.2023 Ordinary Council Meeting – Condobolin.

ATTACHMENTS

Nil

5.3 MAYORAL MINUTE - 2022 NSW LOCAL GOVERNMENT PROFESSIONALS RURAL MANAGEMENT CHALLENGE**TRIM Number: R23/180****Author: Executive Assitant****RECOMMENDATION**

1. The Mayoral Minute No. R23/180 be received and noted.

On 1 June I had the pleasure of travelling to Sydney to attend the 2023 NSW Local Government Professionals Awards Dinner. I was accompanied by the Lachlan Shire Council team members who competed in the 2022 Rural Management Challenge for the announcement of the competition winners.

Our team, the Lachlan Legends, comprised Shaula Siregar - Manager Utilities, Bruce McBean - Project Management Officer, Neil Fokkers - Engineering Assistant Recreation, Veronika Bonora – former Governance Officer and team mentor Kerry Kempnich - Human Resource Officer.

There were 22 teams that entered the competition from all around NSW including teams from much larger councils such as Tamworth, Dubbo, Orange and Shellharbour. Over two days, teams of four came together to compete against other councils in their region as they are challenged with tasks which stretch their knowledge of local government and their council's policies and procedures. All tasks are tailored specifically for rural and regional councils, addressing realistic scenarios faced in the day-to-day management of council operations.

I am extremely pleased to report that the Lachlan Legends came 3rd in the challenge. The winner of the competition was Parkes Shire Council while Tweed Shire came second. I offer my congratulations to the team for their fantastic achievement.

This was a great result for the team and it is something that we should all be very proud of.

ATTACHMENTS

1. **3rd place 2022 NSW Local Government Professionals Rural Management Challenge.**

6 PUBLIC FORUM

7 DISCLOSURE OF INTEREST

8 READ AND NOTE**8.1 INVESTMENTS AS AT 31 MAY 2023****TRIM Number:** R23/148**Author:** Accountant – Budgets & Projects**RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R23/148 be received and noted.

PURPOSE

The *Local Government (General) Regulation 2021 section 212* specifies that Council's Responsible Accounting Officer must provide elected members with a monthly written report detailing the funds invested by Council. The report must include information up to the last day of the month immediately preceding the meeting.

The Responsible Accounting Officer must also provide a certificate stating whether the investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

SUPPORTING INFORMATION

Council's general bank account reconciled balance at 31 May 2023 is \$3,609,299. Investments held at 31 May 2023 totalling \$63,184,486 are set out in Attachment 1.

Responsible Accounting Officer Certificate

I certify that the investments have been reconciled with the Council's general ledger as at 31 May 2023, and that investments have been made in accordance with the *Local Government Act, Local Government (General) Regulation 2021* and Council's Investment Policy.

Karen Pegler

Responsible Accounting Officer

FINANCIAL UPDATE

As at the end of May 2023, Council's portfolio is compliant across its counterparty and credit quality limits. Over the past 12 months, the portfolio, excluding on call cash, returned +3.79% p.a., outperforming the AusBond Bank Bill Index (bank bills) by 3.53% p.a. Aggressive interest rate rises have been reducing Council's performance against the AusBond Bank Bill Index.

The RBA increased the cash rate by another 25 basis points to 4.10% on 6 June 2023. Governor Lowe's Media Release stated "Inflation in Australia has passed its peak, but at 7 per cent is still too high and it will be some time yet before it is back in the target range. "This further increase in interest rates is to provide greater confidence that inflation will return to target within a reasonable timeframe".

Investment returns around 4.75%-5% p.a. now appear likely if Council can place the majority of its surplus funds for terms of 12 months to 3 years.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Investments are made in accordance with Council's Investment Policy and the Community Strategic Plan/Delivery Program Item 4.2.1, which aims to ensure that "Council is financially sustainable and provides services at a level expected by the community".

CONCLUSION

Investments will continue to be managed so Council can meet its cash commitments as and when they fall due.

ATTACHMENTS

- 1. Investment Report May 2023**

8.2 DEVELOPMENT DATA MAY 2023

TRIM Number: R23/156

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/156 be received and noted.

PURPOSE

This report is to provide Council with information in relation to development activity occurring within the Shire during May 2023.

SUPPORTING INFORMATION

Council’s Development Data.

BACKGROUND

During the month of May 2023 there were seven (7) applications lodged with a value totalling \$1,179,196. Nine (9) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in May 2023.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2022/37	Construction of Dwelling	60 Wells Street, Curlew Waters	\$656,700	Delegated Authority
DA 2022/48	Removal of Existing Dwelling and Installation of Manufactured Dwelling	267 North Forbes Road, Condobolin	\$444,601	Delegated Authority
CDC 2023/02	Construction of Secondary Dwelling	32 Goodwill Street, Condobolin	\$80,000	Delegated Authority
DA 2023/06	Construction of Deck	20-24 McDonnell Street, Condobolin	\$50,000	Delegated Authority

DA 2023/12	Construction of Outbuilding (Shed)	8 Lake Street South, Lake Cargelligo	\$15,000	Delegated Authority
DA 2023/14	Construction of Dwelling and Outbuilding (Shed)	80 Walker Street, Lake Cargelligo	\$350,000	Delegated Authority
DA 2023/16	Two Lot Torrens Title Subdivision	2234 Condobolin Road, Fifield	\$5,000	Delegated Authority
DA 2023/19	Installation of Swimming Pool	3276 Palesthan Road, Condobolin	\$48,600	Delegated Authority
DA2023/21	Installation of Manufactured Dwelling	1649 Boona Road, Condobolin	\$647,545	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	9		\$2,297,446	

Comparison to Previous Year: Applications Approved May 2022

Total ***Number*** of Applications ***approved in May 2022: 2***

Total ***Value*** of Applications ***approved for May 2022: \$393,300***

Development Applications and Complying Development Certificates Received in May 2023

Development Identifier	Development Description	Location	Value
DA 2023/15	Four Lot Torrens Title Subdivision	80 Walker Street, Lake Cargelligo	\$0
DA 2023/16	Two Lot Torrens Title Subdivision	2234 Condobolin Road, Fifield	\$5,000
DA 2023/18	Installation of Swimming Pool	5205 The Gipps Way, Burcher	\$72,910
DA 2023/19	Installation of Swimming Pool	3276 Palesthan Road, Condobolin	\$48,600
DA 2023/20	Installation of Swimming Pool	3781 Vermont Hill Road, Condobolin	\$62,200

DA 2023/21	Installation of Moveable Dwelling	1649 Boona Road, Condobolin	\$647,545
DA 2023/23	Construction of Industrial Building	5 Grace Street, Lake Cargelligo	\$342,911
TOTAL	7		\$1,179,166

Comparison to Previous Year: Applications Received May 2022

Total Number of Applications **received in May 2022**: 3

Total Value of Applications **received for May 2022**: \$237,000

ISSUES AND COMMENTS

A total of fifty (50) approvals have been issued this financial year at an average of 34 days, which is within the legislative timeframe for approvals and well below the average net days taken to determine a DA across all NSW Councils.

FINANCIAL AND RESOURCE IMPLICATIONS

No foreseeable issues.

LEGAL IMPLICATIONS

All applications are assessed in accordance with relevant legislation including the Environmental Planning and Assessment Act.

RISK IMPLICATIONS

Council has assessed all applications against relevant legislation to minimise Council’s exposure to risk.

STAKEHOLDER CONSULTATION

Regular consultation and engagement with applicants of Development Applications and Complying Development Certificates occurs during the pre-lodgement, assessment and approval stages of each application in line with legislation and Council’s planning instruments. Council also often engages with the community and adjoining owners in respect of applications.

OPTIONS

1. Receive and note the report.

CONCLUSION

Development Application and Complying Development Certificate approved data reveals a total development value of \$11,210,864 for applications approved in the 2022/2023 financial year.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Build Civic Leadership and Pride

Community Strategic Plan - 4.2 Strong Effective Responsive Council.

ATTACHMENTS

Nil

8.3 FY22/23 URBAN WORKS MONTHLY UPDATE FOR MAY**TRIM Number: R23/164****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R23/164 be received and noted.

PURPOSE

The purpose of this report is to provide an update of the capital improvements in the Urban Works Section. The items listed are for works undertaken in May 2023, in progress for the month of June 2023 and forecast for the month of July 2023.

SUPPORTING INFORMATION

Nil

BACKGROUND

Council has adopted the 2022/23 budget and associated Delivery and Operational Plans and Quarterly Budget Reviews. This report provides updates on the delivery of the Urban Works program, with some overlap with roads, utilities, tourism and buildings where required.

ISSUES AND COMMENTS

Project delivery has focused on grant funded projects with funding deadlines and capital works.

Supply chains for materials, contractors and manufactured goods have been affected by the past flooding event and staff continue to liaise with stakeholders and grant bodies regarding impacts.

Overall the majority of the Urban Works projects are progressing well with contractors and staff focusing on project priorities and delivery deadlines.

Works Completed in May

Tourism Precinct – stage 3. BBRF	The irrigation system is now complete and operational. Feature trees have been planted. The dog park fencing is progressing. Feature fencing for entrance has been delivered.
Scott Street Subdivision	Clearing and grubbing commenced. Road earthworks underway. Variation approved to relocated Water main.
Footpaths	Contractors commenced and completed works with the installation of the Bathurst street footpath extension and Frogs Hollow.
SRA power upgrade	Contactors commenced site works with the installation of the underground power cables.
SRA Ground LED Lighting upgrade	Contractor installed the lighting poles and commissioned works; the lighting is now operational.
SRA Ground Changeroom upgrade	Concrete slab was poured and finished. Brickwork complete. Roof trusses where manufactured.
Apex Park Pontoon	Water levels are now at the required levels to complete the works. Contractors have been engaged to commence the Gabion basket works.
Lake Cargelligo Cricket Nets	Synthetic Grass was delivered to the Condobolin depot and waiting on installation.
Lake Cargelligo Cricket Club toilet	Delivery of the toilet block is expected in July.
Tullibigeal Netball Court Refurbishment	The refurbishment of the netball courts is complete. Project underspent. Additional works to be confirmed.
Tottenham Swimming pool Solar Heating	The Solar System was installed and fencing ordered.

Works Underway in June

Tourism Precinct – stage 3. BBRF	Turf and dog park fencing has been installed. Feature entry gates installed. Landscaping works to continue.
Scott Street Subdivision	Complete bulk earthworks. Material deliveries for Stormwater, sewer and water. Commence stormwater pipe installation
Footpath Construction	Gum Bend Lake Stage 3 works have commenced and the Riverwalk has been cleared in preparation for contractors.
SRA power upgrade	Site works have continued with trenching and installation of conduits and cabling.
SRA Ground Changeroom upgrade	Trusses and metal roofing have been installed. Plumbing and electrical service rough-ins have commenced.
SRA Ground fencing upgrade	Fencing delivery has been received. Removal and installation to commence.
Condobolin Pool Leak remediation	Site works have commenced with preparation of the pool surface.
Condobolin Cemetery Plinth installation	Site works have commenced with the levelling of the area.
Condobolin Cemetery Irrigation	Works to commence
Wiradjuri Park irrigation	Works to commence
Apex Park Pontoon	Gabion basket works to be complete. Project complete.
Lake Cargelligo Cricket Nets	Synthetic grass has been installed and netting to be finalised. Project completed
Lake Cargelligo Cricket Club toilet	Toilet building is being manufactured off site. Site works to commence. Expected Delivery of toilet block in July.
Tottenham Swimming Pool Solar Heating	Fencing supply to be delivered. Installation of the fencing to commence in June.
Tullibigeal Netball court resurfacing	Additional scope to be confirmed.
Burcher Tennis Court upgrades	Contractors have been engaged and PO issued.

Works Scheduled in July

1. Tourism Precinct – stage 3. BBRF	2. Continuation of the Landscaping works including rural fencing and planting of shrubs and trees.
3. Scott Street Subdivision	4. Material deliveries for Stormwater, sewer and water. 5. Complete stormwater pipe installation
6. Footpath Construction	7. Completion of Gum Bend Lake Stage 3. 8. River walk to commenced. 9. Officers Parade and Busby Street to follow.
10. SRA Power upgrade	11. Expected to complete all site works.
12. SRA Ground Changeroom upgrade	13. Construction of the changerooms to continue. 14. Internal fit out to commence including water proofing and tiling.
15. SRA Ground fencing upgrade	16. Removal of the existing galvanised pipe fencing and Installation of the new fencing to commence.
17. Condobolin Swimming Pool Leak Remediation	18. Contractor to continue preparation of the pool surface.
19. Condobolin cemetery Plinth installation	20. Site works to continue and project to be complete.
21. Condobolin Cemetery Irrigation	22. Works to be completed
23. Wiradjuri Park irrigation	24. Works to be completed
25. Lake Cargelligo Cricket Club toilet	26. Main services and toilet building installation to be complete.
27. Tullibigeal Netball court resurfacing	28. Additional works to be confirmed and works to commence.
29. Tottenham Swimming Pool Solar Heating	30. Installation of the solar heating and fencing works complete.
31. Burcher Tennis Court Upgrades	32. Contractors to commence works in August

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$412K	\$600K	Budget is on track
7 footpath locations	\$1,221k	FLR, LRCI3, SCCF4, General Rev	\$327k	\$1,221k	Budget on track
SRA Power Upgrade	\$267k	Showground Stimulus	\$112k	\$267k	Budget on track
SRA LED lighting Upgrade	\$460k	MSCFF & Council	\$460k	\$460k	COMPLETE
SRA Changeroom Upgrade	\$890k	MSCFF & Council	\$246k	\$890k	Budget on track
SRA Fencing upgrade	\$150k	MSCFF & Council	\$0k	\$150k	Budget on track
Condobolin Swimming Pool leak remediation	\$500k	LRCI3	\$0k	\$500k	On Budget
Apex Park pontoon	\$200K	Boating now	\$130K	\$200K	Budget is on track
Tottenham Recreation Security fencing	\$50k	SCCFR4	\$19k	\$50k	Budget underspent
Tullibigeal Netball Courts	\$135k	SCCF4	\$65k	\$70k	Budget underspent
Lake Cargelligo Cricket Nets	\$40k	Cricket NSW	\$31k	\$40k	Budget on track
Lake Cargelligo Cricket club Toilet	\$65k	SCCF4	\$15k	\$65k	Budget on track
Tottenham Swimming Pool Solar Heating	\$115k	SCCR5	\$99k	\$115k	On Budget

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

Priority will be given to grant funded works. Meetings held with Finance staff to confirm project completions and project funding roll over for incomplete works.

Inflation is causing some concern with budgets and supply of goods and materials.

The floods and the flood recovery have delayed a number of projects, council staff are monitoring closely and will inform the relevant stakeholders and funding bodies of delays or issues.

STAKEHOLDER CONSULTATION

Staff are seeking to engage with specific stakeholders on each project, in accordance with Council's community consultation policy. Meetings have been held with Tullibigeal Netball committee and Lake Cargelligo Junior & Senior Cricket Association, Condobolin Rugby, Junior League, Junior Cricket, Show society and Lake Cargelligo Netball.

OPTIONS

1. Council continue to implement urban works capital improvements as programmed, as resources permit, i.e. as funds, staff and contractors are available.
2. Council amend the capital improvements program and budget.

CONCLUSION

This report updates Council on the capital improvements undertaken by the Urban Works team in May 2023, in progress for June 2023 and forecast work for July 2023.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

- 3.3 Upgrade Street Lighting
- 4.2 Strong, Effective and Responsive Council
- 4.4 Strategic Management of Villages and Crown Reserves
- 6.1 Increase recreational use of the lakes and rivers
- 6.3 New and visually appealing streetscapes
- 6.4 Improved Parks, Gardens and Sporting Ovals
- 6.5 Provision of neat, accessible and respectful cemeteries

ATTACHMENTS

Nil

8.4 FY22/23 UTILITIES MONTHLY UPDATE MAY

TRIM Number: R23/165

Author: Manager - Utilities

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R23/165 be received and noted.

PURPOSE

To provide a summary of the existing and future works and projects associated with the provision of water and sewerage services across Lachlan Shire. Items listed are works undertaken for May, in progress for the month of June and forecast for the month of July 2023.

SUPPORTING INFORMATION

Nil

BACKGROUND

Lachlan Shire Council is responsible for a suite of capital and operational works associated with the provision of water and sewerage services. This report provides status updates on projects and programmes of significance and interest to Council and stakeholders.

ISSUES AND COMMENTS

Condobolin

Project	Progress
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study RNSW 1880 Condobolin Sewerage Scheme Scoping Study	<ul style="list-style-type: none"> • Staff continue to wait for the proposal from Hunter H2O to address DPE Water’s final comments on the scoping study. • Finalisation report and final invoice have been submitted to INSW.
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none"> • The Deed of Agreement has been finalised and signed by the landowner. • With the finalisation of the land matters, the power supply design can be finalised, including the design change for the underground power under Lachlan Valley Way.

	<ul style="list-style-type: none"> • Technical memo for the upgrade of the existing chlorine system at Condobolin WTP has been received and is currently under review by Council officers and NSW Public Works. • The concept design report for the new aeration system at the transfer pump station site has been received and reviewed.
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none"> • Contract 5: Transfer Pump Station – both pumps have been installed. Outlet pipe from the holding tank has been constructed. Currently awaiting a variation proposal to install and commission the new aeration system at the transfer pump station.
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> • Comments are being forwarded to NSW Public Works so the detailed design can be finalised. The current timeline is targeting a tender for this project in August/September 2023.
Officers Parade Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> • Concept design for this sewer pump station has been received. Based on the cost-benefit analysis, the preferred option is to install additional storage to cater for the new Scott Street subdivision and extreme wet weather events.

Lake Cargelligo

Project	Progress
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> • Options are currently being explored on how to take the sewage effluent load from Lake Cargelligo Township during the installation of the screen extractor. Lake Cargelligo STP will have to be taken offline for a minimum two days during the installation.
Lake Cargelligo STP – Sewer Lagoons	<ul style="list-style-type: none"> • Works are continuing to clear the vegetation on the external banks and around the pipework between the lagoons. Remediation works of the banks may require water levels to reduce through evaporation.
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> • Council staff are still awaiting the 16 mile reservoir condition assessment report to be submitted. Follow up emails have been sent.

Tottenham

Project	Progress
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> • Tender documents for the design and construction of the new Albert Reservoir has been finalised. Tender is expected to be released by the end of June. Tender Assessment report to the August Council Meeting. • Tender documents for the upgrade of Leg O Mutton Dam are currently being finalised. Tender is expected to be released by the end of July. Tender Assessment report to the September Council Meeting.

Tottenham WTP Upgrade	<ul style="list-style-type: none"> The construction of the interconnecting pipework has been completed and commissioned. This new clear water tank will add extra storage to cater for high demand during the summer.
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Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Cargelligo, Condobolin & Tottenham)	<ul style="list-style-type: none"> Draft design for the new holding dam, draft design for the new irrigation system in Tottenham racecourse and geotechnical report have been provided to the section 355 committee for their comments. Meeting held with stakeholders on 15 June. Comments are being included in the design revisions.
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> Due to the high staff turnover in NSW Public Works, the finalisation of the final draft IWCM Issues Paper has been deferred to July.
Natural Resources Access Regulator (NRAR) – metering requirements	<ul style="list-style-type: none"> The replacement of the flowmeters at the Condobolin WTP have been completed. Due to failures in the validation and commissioning tests, the pipe arrangements in each bore have to be replaced. Materials and fittings have been ordered and will not arrive until the end of July or early August.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study	\$110K	Restart NSW	\$64K	\$110K	Budget is on track
RNSW 1880 Condobolin Sewerage Scheme Scoping Study	\$80K	Restart NSW	\$39K	\$80K	Budget is on track
RNSW 755 Condobolin Bore Fields II	\$3.9M	Restart NSW	\$2.35M	\$3.9M	Power supply and Bore works remain. Budget is on track
DWS072 Contract 5: Transfer Pump Station	\$2.13M	Safe & Secure	\$1.5M	\$2.43M	Approved variation is being funded from the contingency. Budget is on track

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	\$150K	Sewer Fund	\$88K	\$136K	Budget is on track
Officers Parade Sewer Pump Station – Concept and Detail Design Upgrade	\$145K	Sewer Fund	\$18K	\$135K	Budget is on track
Lake Cargelligo STP – Screen Extractor	\$66K	Sewer Fund	\$48K	\$66K	Budget is on track
Lake Cargelligo STP – Sewer Lagoons	\$150K	Sewer Fund	\$8K	\$150K	Budget is on track
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	\$180K	Water Fund	\$25K	\$180K	Budget is on track
RNSW 841 Tottenham Water Supply	\$4.6M	Restart NSW	\$523K	\$4.6M	Budget is on track
Tottenham WTP Upgrade	\$270K	Water Fund	\$217K	\$270K	Budget is on track
RNSW 842 Sewage Effluent Reuse Management System	\$2.556M	Restart NSW	\$446K	\$2.556M	Budget is on track
Integrated Water Cycle Management (IWCM) Strategy	\$491K	Safe & Secure Water Program	\$98K	\$491K	Budget is on track
Natural Resources Access Regulator (NRAR) – metering requirements	\$102K	Water Fund	\$96K	\$105K	Variation was approved in QBR3. Budget is on track

LEGAL IMPLICATIONS

In the Condobolin, Lake Cargelligo, Tottenham and Albert water supply schemes, sufficient high-quality drinking water, which meets the standards prescribed in the Australian Drinking Water Guidelines (ADWG), is being supplied to the community. The day to day operation of Council's water

supply system is governed by DPE Water and the backwash discharge from the water treatment plant is administered by the EPA.

Non-potable water continues to be supplied to Tullibigeal, Fifield and Burcher.

Lachlan Shire Council is providing sewerage services to communities across the shire. The day to day operation of the sewerage services is governed by DPE and the effluent discharge from the sewerage treatment plant is administered by the EPA. There are significant risks should Council fail to achieve satisfactory outcomes in the following areas:

- Water quality
- Water quantity
- Effluent discharge quality
- Workplace Health & Safety
- Environmental Impacts

Council has systems in place to mitigate all risks in the form of trained personnel, documented work systems and routine audits and reports to various NSW Government Departments. Water and effluent quality are checked regularly to identify any deviation from the current guidelines and standards.

RISK IMPLICATIONS

Risk associated with the engagement of PWA to assist with project delivery is mitigated by the formation of a project steering committee with INSW, DPE Water, PWA and Council staff representation.

Council senior staff regularly attend NSW Government agency meetings to keep updated on issues affecting water supply to the Lower Lachlan River System. This includes the River Operations Stakeholder Consultation Committee (Roscco), Lachlan Airspace Reference Panel, NSW Govt Critical Water Advisory Panel (CWAP) and Central West Joint Organisation Water Utilities Alliance (CWUA).

STAKEHOLDER CONSULTATION

DPE Water, Infrastructure NSW, NSW Public Works Advisory, the EPA, NSW Public Health Unit representatives and relevant Council staff have been consulted in relation to capital works & operational projects and compliance issues. Residents impacted by planned temporary disruption of services are provided reasonable notice where possible using a combination of letter box drops, public notices and media releases.

Tottenham Racecourse stakeholders met with Council's Infrastructure Director on 15 June to discuss the Effluent reuse project. Comments from the meeting are being incorporated in the design review.

OPTIONS

1. Council continue to implement the water and sewer capital, operational and maintenance programs as resources permit, i.e. as funds, staff and contractors are available.
2. Council amend the water and sewer capital, operational and maintenance program.

CONCLUSION

This report is provided to update Council on activities in the Utilities section in May, underway for June and planned for July 2023.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 7.1 Water, sewer and energy utilities meet best practice standards with up to date technology.

CSP 7.2 Water Security for All Towns and Villages.

ATTACHMENTS

Nil

8.5 SWIMMING POOL OPERATIONS - END OF SEASON REPORT**TRIM Number: R23/166****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No R23/166 be received and noted.

PURPOSE

Provide Council with a summary of the Condobolin, Lake Cargelligo and Tottenham Swimming Pool Operations for the 2022/2023 Swim Season.

SUPPORTING INFORMATION

- Contract for Operation of each Swimming Pool 2020-23 (available upon request).
- Monthly Reports provided by each Pool Contractor for 2022-23 season (available upon request).
- Condobolin Leak Detection Report (available upon request)

BACKGROUND

Condobolin Swimming Pool was operated under the existing contract with Mark and Kathy Thorpe. Lake Cargelligo Swimming Pool was operated under the existing contract by Leisure and Recreation Group Pty Ltd (Angus Westaway). Tottenham Swimming Pool was operated under the existing contract by JW TM Fulton (Tanya and Jason Fulton).

All three contracts commenced on 1 August 2020 and have a 3-year term expiring 31 July this year.

ISSUES AND COMMENTS**MATTERS ASSOCIATED WITH CONDOBOLIN POOL**

Condobolin Swimming Pool collected the following ticket sales information. Pool entry numbers for season ticket holders was not collected, nor was the number of casual entries. Condobolin only records ticket sales, not total entry numbers:

Ticket Sales Condobolin shown in the table below:

2022/2023 Attendance Summary

Month	Total Season Tickets			Combined Casual Entry Adult and Children
	Season Adult	Season Child	Season Family	
October	42	12	68	\$ 2,071.00
November	16	4	18	\$ 3,896.00
December	10	7	6	\$ 6,418.00
January	6	2	1	\$ 7,605.00
February	1			\$ 4,140.00
March	1			\$ 5,164.00
Total	76	25	93	\$ 29,284.00

TOTAL INCOME FROM GATE TAKINGS - \$57,734

Note: total income from all gate takings and season ticket sales = \$57,734.

Up 19% from 2021/22.

Major Maintenance and Improvements completed by Council

- Replacement of broken Heat Pump
- Preventative maintenance on pumps, chlorination system, pool cleaner and breathing apparatus
- Installation of new automated entry gate.
- Replace 6 defective toilets
- Replacement of failed Toddler Pool pump

Proposed Off Season Maintenance and Improvements

- Service and preventative maintenance on pumps, chlorination system, heat pumps, pool vacuum cleaner, leaking pipes and breathing apparatus.
- After the leak sealing in 2018, the water consumption was down 50% from the previous year. However, in 19/20 the water consumption increased and was monitored throughout this last year and this year.
 - 2018/19 = 8ML
 - 2019/20 = 15ML
 - 2020/21 = 20ML
 - 2021/22 = 27ML
 - 2022/23 = 34ML as of March this year
- Australian Leak detection conducted a comprehensive leak investigation which involved the following tests;
 - Static tests
 - Structural tests
 - Pressure tests
 - Wet edge pipes
 - Strainer and Balance tanks

In summary the investigation confirmed and highlighted the need for major rectification works to be complete to reduce the leakage from the pool that is progressively getting worse each season.

Works have commenced with the preparation of the main pool surface for the supply and installation of the new fibre glass shell that is to be complete prior to the season opening.

Work Health & Safety, Marketing and Events

Throughout the season, improvements were made to the Contractors WH&S Policies and Procedures to continually improve the safety of the facility for the public. There were no major safety issues reported throughout the season. There were minor incidents, electrical storms, trips and falls, joint injuries, abrasions, burns and faecal incidents. All instances were handled appropriately by the pool contractor.

As part of the pool operations contract, it is the contractor's responsibility to market events and activities at the pool. The contractor uses Facebook regularly to update patrons. Council has also advertised significant pool announcements on Council's website and Facebook page.

The Condobolin Swimming Pool continues to hold regular community events and swim classes. Some of these events include Australia Day celebrations, Swim Club, Diggers, exercise classes, Aqua aerobics, Learn to Swim, birthdays and school swim carnivals, district swimming carnival and physical education classes.

MATTERS ASSOCIATED WITH LAKE CARGELLIGO POOL

Pool Attendance & Revenue Summary shown in the table Below:

POOL ENTRY							
ATTENDANCE	OCT	NOV	DEC	JAN	FEB	MARCH	TOTALS
Season/Visit Passes	222	924	851	1146	1040	529	4712
Adult Entry	99	247	409	692	590	177	2,214
Casual Child	296	552	603	770	439	221	2,881
Child Under 5	38	90	103	176	80	20	507
School Groups	0	0	214	25	21	144	404
Companion Card	0	0	0	0	0	0	
Free Entry	0	0	106	60	0	0	166
Council Programs	0	0	0	0	0	0	0
Totals	655	1813	2286	2869	2170	1091	
						GRAND TOTAL	10884
REVENUE	OCT	NOV	DEC	JAN	FEB	MARCH	TOTALS
Family Season Pass Punch Pass	\$3,936.50	\$3,745.00	\$475.00	\$210.00	\$105.00	\$105.00	\$8,576.50
Adult Season Pass Punch Pass	\$1,007.00	\$665.00	\$0.00	\$237.50	\$95.00	\$95.00	\$2,099.50
Child Season Pass Punch Pass	\$68.00	\$476.00	\$0.00	\$34.00	\$0.00	\$0.00	\$578.00
Casual Entry Adult	\$396.00	\$988.00	\$1,636.00	\$2,768.00	\$2,360.00	\$708.00	\$8,856.00
Schools	\$0.00	\$0.00	\$1,442.00	\$75.00	\$63.00	\$432.00	\$2,012.00
Community Day	\$0.00	\$0.00	\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
Casual Entry Child	\$888.00	\$1,656.00	\$1,809.00	\$2,310.00	\$1,317.00	\$662.00	\$8,642.00
Totals	\$6,295.50	\$7,530.00	\$5,462.00	\$5,634.50	\$3,940.00	\$2,002.00	
						GRAND TOTAL	\$30,864.00

Note, total income from the gate and season tickets is \$30,864, no additional increase.

Major Maintenance and Improvements completed by Council

- Preventative maintenance on pumps, chlorination system, pool cleaner and breathing apparatus.
- Replace FG filter.
- Replacement and renewal of storm damaged boundary chainwire fence.

Proposed Off Season Maintenance and Improvements

- Concrete repairs to filter tanks.
- Preventative maintenance for pumps, valves and chemical dosing.
- Repair Pool liner where needed

Work Health & Safety, Marketing and Events

Throughout the season, improvements were made to the contractors WH&S Policies and procedures to continually improve the safety of the facility for the public. There were no major safety issues reported throughout the season. There were minor incidents, electrical storms, trips and falls, joint injuries, abrasions, faecal incident and anti-social patron removal. All instances were handled appropriately by the Pool Contractor.

As part of the Pool Operations Contract, it is the Contractors responsibility to market events and activities at the Pool. The Contractor uses Facebook regularly to update patrons. Council has also advertised significant Pool announcements on Council’s website and Facebook page.

The Lake Cargelligo Swimming Pool continues to hold regular community events and swim classes. Some of these events include Australia Day celebrations, Swim Club, exercise classes, Learn to Swim, birthdays and school swim carnivals and physical education classes.

MATTERS ASSOCIATED WITH THE TOTTENHAM POOL

2. POOL ATTENDANCE SUMMARY

	Oct	Nov	Dec	Jan	Feb	March
CASUAL ENTRY						
Adult	8	22	148	150	193	60
Child	19	87	210	209	260	102
SEASON PASSES						
Adult	10	78	190	236	200	83
Child	38	102	406	311	390	330
Total	75	289	954	906	1043	575
					Total	3842

3. POOL SALES DETAILED SUMMARY

	Oct	Nov	Dec	Jan	Feb	March
CASUAL ENTRY						
Adult	32.00	88.00	592.00	600.00	772.00	240.00
Child	57.00	261.00	630	627.00	780.00	306.00
SEASON PASSES						
Family 4	1050.00	840.00	1050.00			
Family 5 +	265.00	795.00				
Adult	95.00	760.00	285.00			
Child	65.00	520.00	195.00			
Total	1564.00	3264.00	2752.00	1227	1552	546.00

Note: total income from all gate takings and season ticket sales \$10,905. Down 3% from 2021/2022.

Major Maintenance and Improvements completed by Council

- Preventative maintenance on pumps, chlorination system, pool vacuum cleaner and breathing apparatus.
- Installation of new carpark including disabled parking, footpaths and driveway.
- New security fencing, garden bed and plantings
- Storm damage repairs are underway for Toddler Pool Shade Structure

Proposed Off Season Maintenance and Improvements

- Service and preventative maintenance on pumps, chlorination system, pool vacuum cleaner and breathing apparatus.
- Installation of Solar Heating System

Work Health & Safety, Marketing and Events

Throughout the season improvements were made to the Contractors WH&S Policies and Procedures to continually improve the safety of the facility for the public. There were no major safety issues reported throughout the season. There were minor incidents, such as electrical storms, extended blackouts, trips and falls, abrasions, faecal incidents. All instances were handled appropriately by the Pool Contractor.

As part of the Pool Operations Contract, it is the Contractors responsibility to market events and activities at the Pool. The Contractor uses Facebook regularly to update patrons. Council has also advertised significant Pool announcements on Council’s website and Facebook page.

The Tottenham Swimming Pool continues to hold regular community events and swim classes. Some of these events include Australia Day celebrations, Swim Club, exercise classes, Learn to Swim, birthdays and school swim carnivals and physical education classes

FINANCIAL AND RESOURCE IMPLICATIONS

Financial Summary of all Pool Operations for the Financial Year as at 14/06/2023 is as follows.

Pool	Grand Total	Total Budget	Total Available
Condobolin	\$ 453,500.00	\$ 418,553.00	-\$ 34,947.00
Lake Cargelligo	\$ 267,991.00	\$ 361,533.00	\$ 93,542.00
Tottenham	\$ 189,696.00	\$ 236,328.00	\$ 46,632.00
Total	\$ 911,187.00	\$ 1,016,414.00	\$ 105,227.00

The budget underspend at Lake Cargelligo and Tottenham swimming pools can be transferred to cover the overspend at Condobolin Pool. The primary cause of the overspend at the Condobolin Pool was from the increasing excessive water consumption due to the existing leaks to the main pool.

The remaining funds are adequate to cover the remaining expenditure of the financial year.

LEGAL IMPLICATIONS

NSW Public Health Act 2010

NSW Public Health Regulations 2012

OLG Practise Note 15

RISK IMPLICATIONS

All capital improvement projects undertaken at the pools have contributed to improved facilities for the community and visitors and reduce WH&S risks in and around the facilities.

The leak remediation works at Condobolin Pool will not only reduce operational costs to the facility but will significantly reduce the water, chemical and electrical usage.

STAKEHOLDER CONSULTATION

Pool Operators have been the source of all operational data within this report.

Pool Operators will be consulted regarding the off season works.

Tottenham Swimming Club and community received funding for the installation of solar heating system which works have commenced and will be operational by next season.

OPTIONS

This Report is for Council's information. Items for capital upgrade and maintenance for the pool have been included in this 2023/2024 budget for Council's consideration.

CONCLUSION

This report is for Council's information on the operation of the Condobolin, Lake Cargelligo and Tottenham Swimming Pools for the 2022/2023 swim season

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Outcome 5.4 Community Safety

5.4.4 Management of Swimming pools.

Outcome 6.2 Upgrade Community Buildings - 100% compliance with swimming pool regulations

6.2.3 Provide Swimming pools in each main town.

ATTACHMENTS

Nil

8.6 NSW LOCAL ROADS CONGRESS**TRIM Number:** R23/176**Author:** Director Infrastructure Services**RECOMMENDATION**

That:

1. The Director Infrastructure Services report No R23/176 be received and noted.

PURPOSE

Update Council on the 2023 NSW Local Roads Congress

SUPPORTING INFORMATION

Attachment 1 – Congress Communique

BACKGROUND

The NSW Roads and Transport Directorate, a partnership between Local Government NSW (LGNSW) and the NSW Division of the Institute of Public Works Engineering Australasia (IPWEA NSW and ACT), summarised the 2023 Local Roads Congress in a Communiqué for distribution to stakeholders.

ISSUES AND COMMENTS

Various Local Government, State Government Ministers, Shadow Ministers and Industry experts presented at the Congress. The theme of the Congress was “Sustainable Investment”. Natural Disasters, Covid-19, skills and supply shortages, cost inflation rates significantly outstripping rate pegging and Government funding support were all discussed at the Congress. The summary of the Congress is attached to this report. These are the themes which IPWEA and Local Government NSW agreed to move forward with and encourage the State and Federal Governments to consider and take-action towards these goals for the benefit of all NSW residents.

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Roads Act 1993

RISK IMPLICATIONS

Financial Sustainability, Road Safety, Resilience, Infrastructure betterment and Natural disaster risks were all discussed throughout the communique.

STAKEHOLDER CONSULTATION

IPWEA, NSW and Federal Government

OPTIONS

Nil

CONCLUSION

The NSW Local Roads Congress concludes with a strong call to action, urging all stakeholders to unite in their efforts to enhance the local road network, improve safety, foster economic prosperity, and ensure the resilience and well-being of NSW communities. Through this collective commitment and shared responsibility, we can create lasting positive change for the benefit of all

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No. 3.1 Efficient transport networks that meet community and business needs.

ATTACHMENTS

- 1. 2023 Congres Communique**

8.7 FY22/23 ROADWORKS MONTHLY UPDATE FOR MAY**TRIM Number: R23/163****Author: Manager - Roads****RECOMMENDATION**

That:

1. The Director Infrastructure Services report No R23/163 be received and noted.

PURPOSE

The purpose of this report is to provide a summary of road works undertaken by the Infrastructure Services Department completed in May, works in progress in the month of June and works scheduled for the month of July. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

May and early June has seen significant the practical completion of a number of projects with Capital works expenditure of over \$4.5 million since the end of April. This has ensured that council's obligations to various funding programs has been met.

UPDATE

Six council graders and two contractor graders are continuing to complete flood damage restoration and routine maintenance grading on the unsealed road network. Four of these graders are operating with water carts and rollers undertaking grade/water/roll operations.

Shepherd Services have completed inspections and recording of Council's road network for the collection of flood damage evidence and preparation of a Natural Disaster Funding claim. Schedules of work required are currently being prepared. An 'urgent' work schedule consisting of mainly Regional Roads has been submitted to TfNSW requesting approval to proceed to procurement as 'Essential Public Asset Reconstruction Works', i.e. final permanent restoration work.

Works undertaken in May

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following roads**
 - Main Roads
 - MR 57NN The Bogan Way – heavy patching/flood damage
 - MR 7513 Lake Cargelligo Road – heavy patching/flood damage

- Shire Roads
 - SR 41 Red Heart Road – gwr/flood damage
 - SR 44 Melrose Plains Road – gwr/flood damage
 - SR 56 Bimbella Road – gwr/flood damage
 - SR 60 Springvale Road – heavy patching/flood damage
 - SR 194 North Uabba Road – gwr/flood damage
 - SR 250 Hadleigh Downs Road – gwr/flood damage
 - SR 318 Boony Doon Lane – gwr/flood damage
 - SR 381 Verona Road – gwr/flood damage
- **Road and culvert reconstruction and sealing undertaken on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way/Smythes culvert – Regional NSW/Block grant – Final sealing has been complete.
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong Bridge replacement, demolition of old bridge and driving of piles for new bridge abutments and centre pier has been completed.
 - MR 7513 Lake Cargelligo Road – REPAIR program – Final reseal of 8 km widening project was completed.
 - Shire Roads
 - SR 45 Boona Road – culvert installation in vicinity of Craig End Lane
 - Town Streets
 - Busby Street/Harding Ave – FLR – Project was completed in May
 - Foster Street – Tourism Activation – Replacement kerb and gutter at the Lorne and Canada Street intersection completed.
Round a bout installed.
Footpath paving is continuing. Bollard installation underway.
Road reconstruction and stabilisation underway.
- **Road reseals/sealing**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way intersection – double coat seal completed
 - MR 501 Lachlan Valley Way (aka Hillston Road) – 10km reseal completed
 - MR 7513 Lake Cargelligo Road – 8 km reseal completed
 - MR 7521 Kiacatoo Road – 7 km reseal completed
 - Shire Roads
 - SR 25 Kerriwah Road – RTR – 4.6 km reseal completed
 - SR 90 Grassmere Road – RTR – 2.6 km reseal completed
 - SR 120 Merribogie Road – FLR/RTR – 4.0 km reseal completed
 - SR 230 Lachlan Valley Way – FLR/RTR – 10 km seal extension completed
 - Town Streets
 - Busby St/Harding Ave – 400m double coat seal completed
 - Maitland Street – 200m reseal completed
 - McDonnell/Molong Street – 400m reseal completed.
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
 - Main Roads

- nil
- Shire Roads
 - SR 5 Lansdale Road – maintenance grade/flood damage – contractor
 - SR 6 Billandry Road – maintenance grade
 - SR 43 Back Tullamore Road – part length – maintenance grade (contractor)
 - SR 91 Marsden Road – maintenance grade/flood damage
 - SR 96 Ludlows Lane – maintenance grade
 - SR 106 Fitzgerald Road – maintenance grade
 - SR 124 Crown Camp Road – maintenance grade
 - SR 146 Glasgows Lane – maintenance grade
 - SR 191 Chanter Road – maintenance grade/flood damage
 - SR 270 Carada Road – maintenance grade
 - SR 271 Curran Park Road – maintenance grade
 - SR 306 Kirks Road – maintenance grade
 - SR 341 Jones Lane – maintenance grade
 - SR 403 Worlands Road – maintenance grade
 - SR 408 Deacons Lane – maintenance grade/flood damage
 - SR 413 Keronga Road – maintenance grade/flood damage
 - SR 1029 Sims Road – maintenance grade
 - SR 1139 Weja Road – maintenance grade/flood damage
 - SR 1144 Welah Road – maintenance grade/flood damage
 - SR 1145 Burcher Road – maintenance grade
- **Shoulder grading/slashing/vegetation control/patching and flood damage undertaken on the following sealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 3 Tabratong Crossing Road – vegetation control
 - Pothole repair on several roads

Works in progress June

- **Heavy patching, re-sheeting and grade water and roll in progress on the following unsealed roads**
 - Main Roads
 - MR 7513 Lake Cargelligo Road – heavy patching/flood damage
 - MR 7521 Kiacatoo Road – heavy patching/flood damage
 - Shire Roads
 - SR 44 Melrose Plains Road – gwr/flood damage
 - SR 58 Mowabla Road – gwr/flood damage –contractor
 - SR 208 Brewer Lane – gwr/flood damage
 - SR 402 Cornells Road – gwr/flood damage – contractor
 - SR 1169 Bobadah Road – gwr/flood damage
- **Road and culvert reconstruction in progress on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/Smythes Culvert – Regional NSW/Block grant – Installation of guardrail is in progress.

- MR 575 The Gipps Way – FCR/Block grant – Nerathong bridge replacement, precast headstocks and beams have been erected and preparation for concreting of bridge deck is in progress.
 - MR 347 Dandaloo Road – heavy patching/flood damage repair
 - Shire Roads
 - SR 45 Boona Road – gravel re-sheeting 3 km
 - SR 97 Driftway Road – replacement culvert
 - Town Streets
 - Officers Parade – FLR/RTR – Kerb and gutter has been installed and road reconstruction programmed for commencement in June
 - Foster Street – Tourism Activation - Footpath works and road reconstruction to continue.
Final stormwater installation near Royal Mail Hotel.
Primer seal to be installed at intersections and travel lanes.
Hot mix to be installed at intersections towards the end of the month.
Bollard installation continues

Road reseals/sealing

- Main Roads
 - MR 347 Dandaloo Road – primer seal on flood damage repairs
 - MR 7521 Kiacatoo Road – primer seal on flood damage repairs
- Shire Roads
 - nil
- Town Streets
 - Officers Parade –two coat seal
- **Maintenance grading/sucker removal/storm damage repairs in progress on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 4 Currawong Road – maintenance grade
 - SR 32 Rose Hill Lane – maintenance grade
 - SR 42 Gobondary Road – maintenance grade (contractor)
 - SR 43 Back Tullamore Road – part length – maintenance grade (contractor)
 - SR 78 The Troffs Road – maintenance grade (contractor)
 - SR 79 Halls Road – part length – maintenance grade (contractor)
 - SR 106 Fitzgerald Road – maintenance grade/flood damage
 - SR 124 Crown Camp Road – maintenance grade
 - SR 190 Wilgadale Road – maintenance grade/flood damage
 - SR 212 Hoopers Road – maintenance grade/flood damage
 - SR 252 Lone Wilga Road – maintenance grade
 - SR 426 Weir Road – maintenance grade/flood damage
 - SR 427 St Kilda Road – maintenance grade
 - SR 361 Shanklin Lane – maintenance grade (contractor)
 - SR 380 Cincinnati Lane – maintenance grade (contractor)
 - SR 382 Bloomfield Road – part length – maintenance grade (contractor)
 - SR 1151 – maintenance grade (contractor)

- **Shoulder grading/slashing/vegetation control and patching in progress on the following sealed roads**
 - All Roads
 - SR 60 Springvale Road – slashing
 - SR 85 North Forbes Road - slashing
 - SR 347 Gum Bend Road – slashing
 - SR 1033 Boeramble Road - slashing
 - As required

Works planned for July

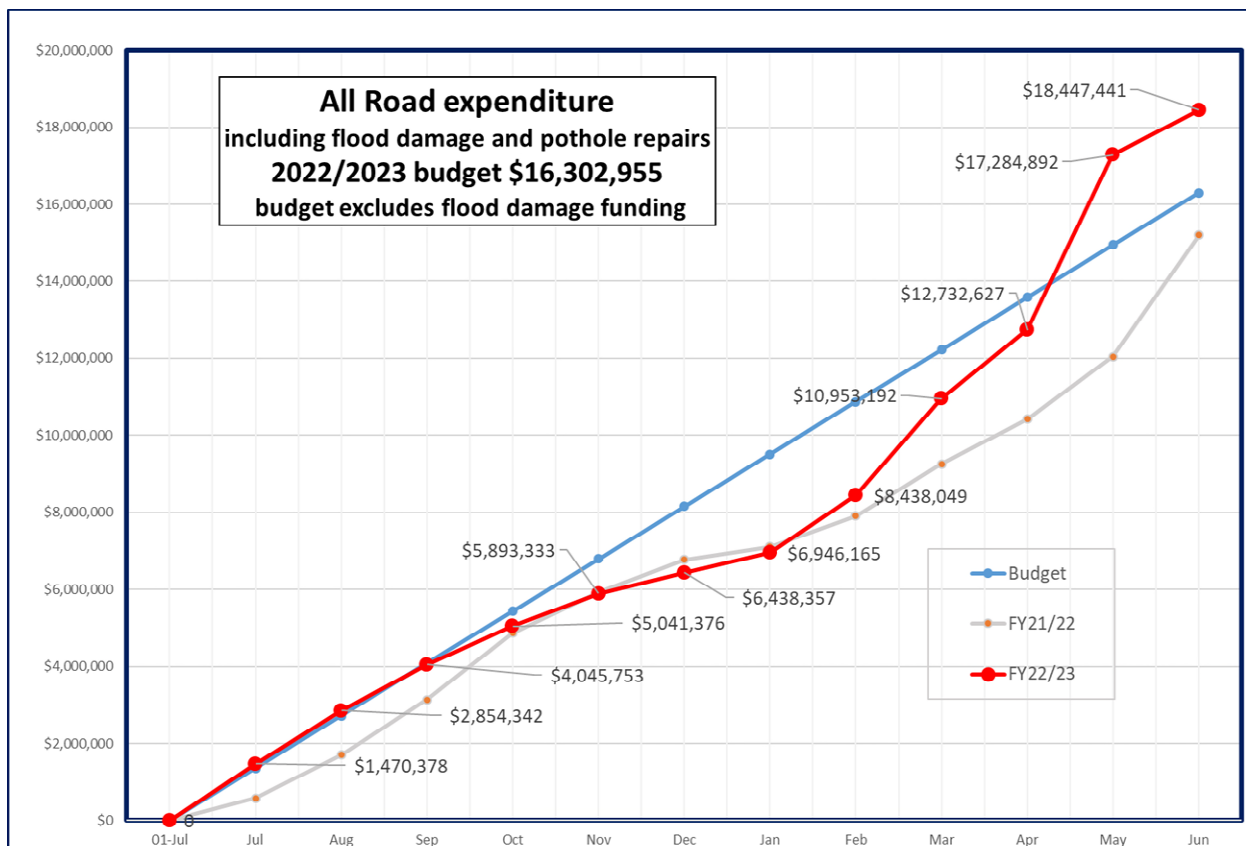
- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - MR 461 Henry Parkes Way – gwr
 - MR7514 Nyngan Road – gwr
 - Shire Roads
 - As required
- **Road resealing/sealing**
 - All Roads
 - Nil
- **Road and culvert reconstruction and sealing to be undertaken on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way – Regional NSW/Block grant – Linemarking will be completed in early July
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement. Contractor continuing on site.
 - MR 57NN The Bogan Way – FCR/Block grant – Jumble Plains Road intersection reconstruction and widening
 - Shire Roads
 - SR 343 Willis Lane – RTR – Construction of pavement for 2 km seal extension
 - Town Streets
 - Visitor information centre – Regional NSW – completion of carpark construction
 - Foster Street – Kerb and gutter, footpath paving, tree planting will be completed. Parking areas to be reconstructed and a temporary seal installed. Linemarking, signage, bollards, seating and bins to be finalised.
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - Roads not completed in June
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads
 - Ongoing pothole patching

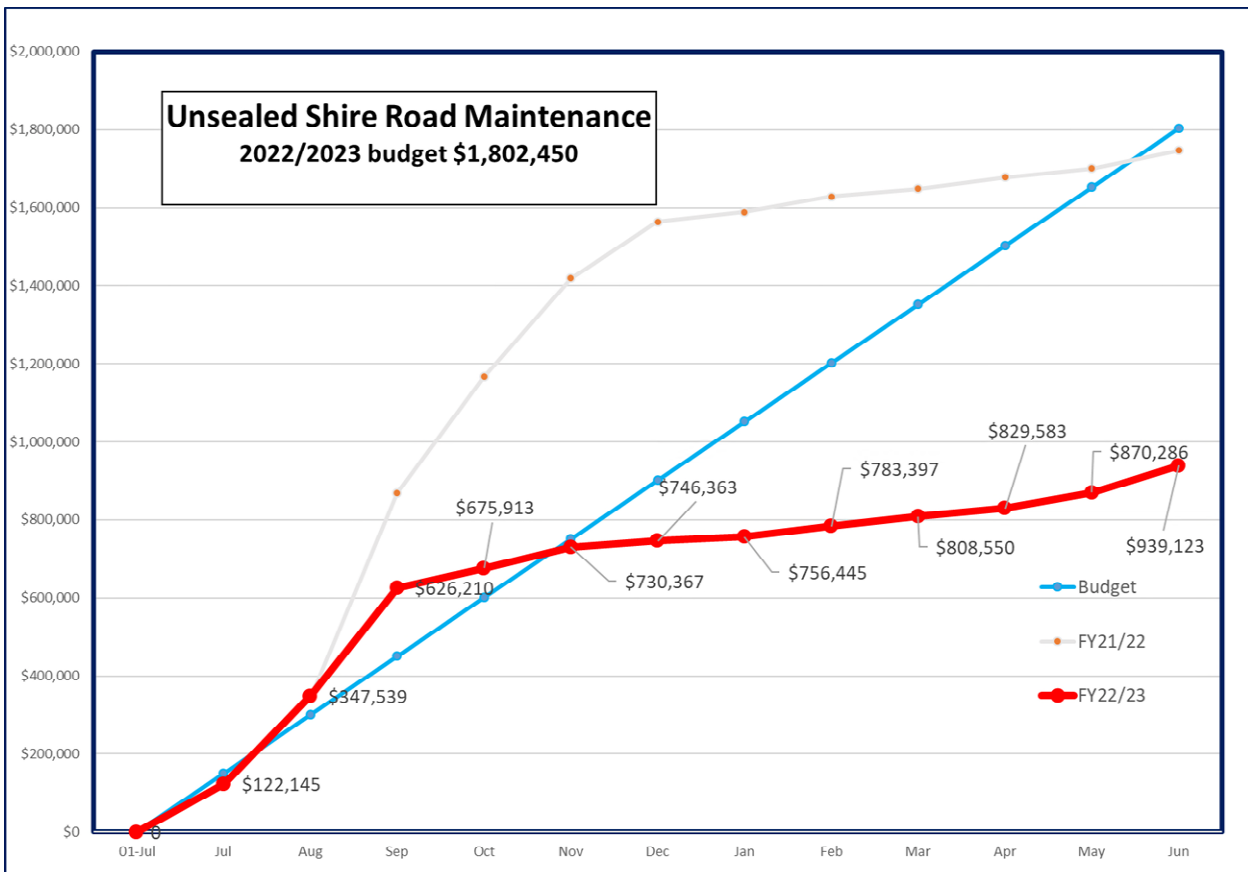
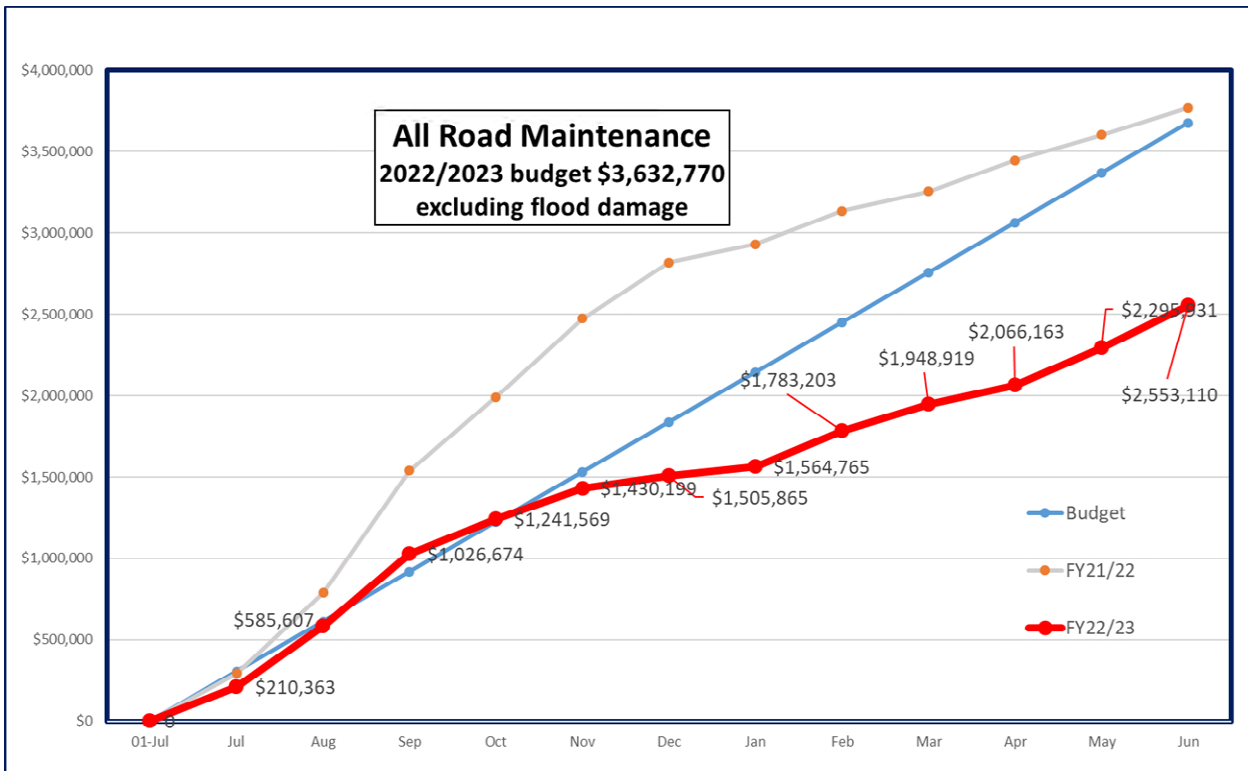
FINANCIAL UPDATE

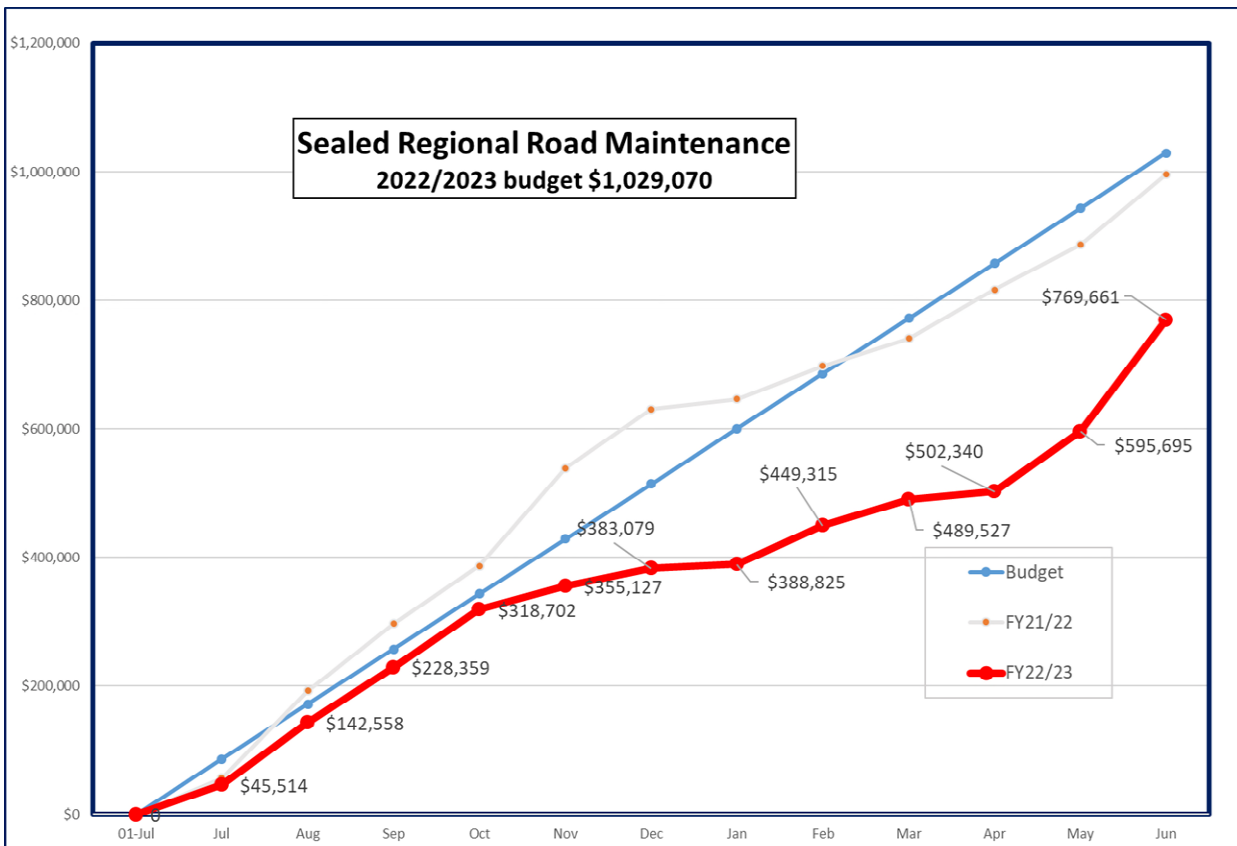
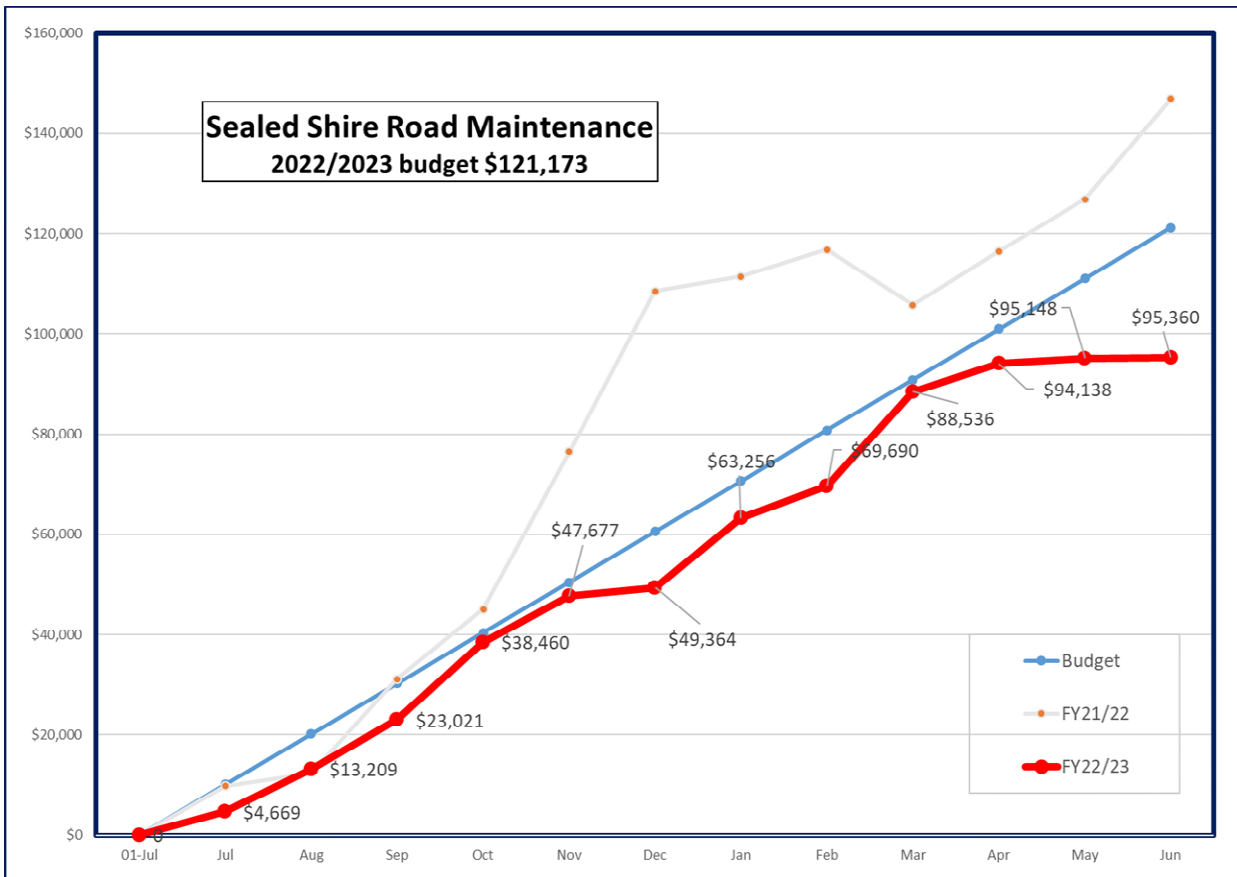
CONSTRUCTION PROJECTS					
Regional Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Regional Roads, reseals					
MR 501 Lachlan Valley Way (aka Hillston Road)	\$440k	TfNSW Block Grant	\$370k	\$440k	Sealing complete, line marking programmed for late June
RR 7521 Kiacatoo Road	\$308k		\$259k	\$308k	
Total	\$748k		\$629k	\$748k	
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$0k	Completed as Flood Damage project
Regional Roads, culvert renewal	\$60k	TfNSW Block Grant	\$0k	\$0k	Delayed to FY23/24
MR 461 William St / MR 57S Lachlan St intersection reconstruction	\$274k	TfNSW Block Grant \$0k, RTR \$274k	\$0k	\$0k	Design still be finalized. Project will not commence until FY23/24
MR 371 Foster St, Lake Cargelligo, Lake St to Lorne St reconstruction	\$3.6m	RTR \$500k, State Government funding \$2,800k, LRCI \$300k	\$480k in FY21/22 \$2.382m in FY 22/23 Total \$2.862m	\$3.6m	Construction in Progress
MR 57N The Bogan Way, widening 28 km	\$3.5m	FCR \$2.686m, TfNSW Block Grant \$814k	\$965k in FY20/21, \$2.103k in FY21/22, \$67k in FY22/23 Total \$3.135m	\$3.5m	Jumble Plains Road intersection reconstruction will commence in June
MR 57S The Gipps Way, Nerathong Bridge replacement	\$2.808m	FCR \$2.387m, TfNSW Block Grant \$421k	\$89k in FY20/21, \$358k in FY21/22, \$759K in FY22/23 Total \$1.208m	\$2.808m	Bridge abutments, pier and beams in place. Bridge deck to be poured mid-June
MR 57S, MR 377, Condobolin Freight Betterment and Visitor Centre road works	\$8.448m	Regional NSW funding \$5,599k, TfNSW Block grant \$2,149k, TfNSW Repair \$400k, RTR \$300k	\$1.235m pre 1 July 2021, \$2.41m in FY21/22, \$3.246m in FY22/23 Total \$6.891m	\$8.448m	Guardrail being installed on Smythes culvert, line marking programmed for late June. Murie Creek culvert replacement to commence mid-June
MR 461 Henry Parkes Way intersection upgrades, MR 7521 Kiacatoo Road and SR 340 Silos Road	\$516k	HVSP \$258k, TFNSW Block Grant \$208k, Graincorp \$50k	\$103k in FY21/22, \$465k in FY22/23 Total \$568k	\$568k	Complete. Additional cost will be funded from Block grant
RR 7513 Lake Cargelligo Road seal widening 8 km	\$800k	Repair \$400k, Block \$400k	\$916k	\$940k	Sealing complete, line marking programmed for late June Additional cost will be funded from Block grant

CONSTRUCTION PROJECTS					
Local Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Local road reseals					
SR 60 Springvale Road	\$130k	FAG Roads \$140k, RTR \$450k	\$0k	\$0k	Delayed to FY23/24
SR 90 Grassmere Road	\$85k		\$50k	\$50k	Complete
SR 10 Meadowview Road	\$60k		\$0k	\$0k	Delayed to FY23/24
SR 25 Kerriwah Road	\$178k		\$151k	\$151k	Complete
SR 3 Tabratong Crossing Road	\$37 k		\$36.8k	\$36.8k	Complete
Total	\$490k		\$237.8k	\$237.8k	
Local roads gravel re-sheets					
SR 1187 Palesthan Road	\$200k	Special Rate Variation \$200k, RTR \$504k	\$171k	\$171k	Complete
SR 45 Boona Road	\$160k		\$60k	\$160k	Work in progress
SR 186 Booth Road	\$120k		\$162k	\$162k	Complete
Total	\$480k		\$393k	\$493k	
Maitland Street HV upgrade	\$1.51m	FRC \$765k, RTR \$746k	\$1,465k pre July 2022, \$50k in FY22/23, Total \$1.51m	\$1.51m	Complete
SR 120 Merriboogie Road widen and reseal	\$1.4m	Fixing Local Roads \$1,260k, RTR \$140k	\$649k in FY21/22, \$521k in FY22/23, Total \$1.17m	\$1.4m	Complete
SR 230 Lachlan Valley Way, 10 km seal extension	\$1.3m FY21/22, \$700k FY22/23	Fixing Local Roads \$1.9m, RTR \$100k	\$862k in FY21/22, \$1.088m in FY22/23 Total \$1.95m	\$2.0m	Sealing complete, final tidy up in progress
Busby St/Harding Ave reconstruction	\$800k	Fixing Local Roads	\$23k in FY21/22, \$681k in FY22/23 Total 739k	\$739k	Complete
Condobolin School Precinct	\$1.68m	Fixing Local Roads \$1,360k, RTR \$280k, FAG Roads \$40k	\$678k in FY21/22, \$792k in FY22/23 Total \$1.47m	\$1.68m	Sealing complete, line marking programmed for late June
Officers Parade upgrade	\$1.0m	Fixing Local Roads \$600k, RTR \$400k	\$195k in FY21/22, \$598k in FY22/23 Total \$793k	\$1.0m	Stormwater complete. Approx 240 m of new kerb and gutter installed.
Lansdale Road widening and upgrade	\$400k	Roads to Recovery	\$0k	\$400k	Delayed to FY23/24
Willis Lane seal extension	\$400k	Roads to Recovery	\$82k	\$400k	Vegetation cleared, road pavement construction will commence in FY23/24

FUNDING SOURCES					
Funding Source	Amount	Contribution	% spent	Used by	Comments
Roads to Recovery	\$2.748m including revote	100% Federal grant	50%	30-Jun	Year 4 of five program.
TfNSW Block and Supplementary Grants	\$3.132m	100% TfNSW	95%	30-Jun	To be spent by 30 June 2023
TfNSW Traffic Facilities	\$148k	100% TfNSW	76%	30-Jun	
TfNSW repair	\$400k	100% TfNSW	100%	30-Jun	
FAG Roads	\$3.28m	100% Federal grant	51%		To reserve if not used by 30 June.







Note: In addition to the above expenditure \$1.615m has been spent on Regional Road flood damage and \$2.044m has been spent on Local Road flood damage, total \$3.659 million and \$278k has been spent of pothole repairs.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No. 3.1 Efficient transport networks that meet community and business needs.
Transport Asset Management Plan.

CONCLUSION

Good progress on restoring the unsealed road network is being made, however the availability of contractors and Council resources continues to slow that progress. Excellent progress has been made during May and early June on construction projects to ensure council's commitments to funding bodies are met.

ATTACHMENTS

Nil

8.8 ACTIVE RESOLUTIONS - JUNE 2023

TRIM Number: R23/182

Author: Executive Assitant

RECOMMENDATION

That:

1. The General Manager's Report No. R23/182 be received and noted.

PURPOSE

To provide Council with an update on Active Resolutions as at June 2023.

SUPPORTING INFORMATION

The active resolutions are attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. Active Resolutions - June 2023

8.9 BUILDING PROJECTS MONTHLY UPDATE FOR MAY/JUNE

TRIM Number: R23/152

Author: Manager - Projects and Building

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/152 be received and noted.

PURPOSE

The purpose of this report is to provide a summary of projects currently being undertaken by the Environment, Tourism and Economic Development Department. The execution and completion of work varies on resource availability, weather conditions, work priorities and unforeseen circumstances. Work priority will be allocated based on safety and risk.

SUPPORTING INFORMATION

NIL

BACKGROUND

Council has adopted the 2022/23 budget and associated Delivery and Operational Plans. This report provides updates on the delivery of the capital and grant funded projects regarding buildings.

ISSUES AND COMMENTS

Please note that all projects were heavily impacted by the October/November/December flooding events. No work was undertaken in November/December. The majority of the projects recommenced in mid-January.

Project	Budget	Funding Source	Expend. To Date	Forecast Expend.	Comments
Condobolin and District Historical Museum - Extension to Museum and Display Enhancements	\$77,765	SCCF R3	\$48.1K	\$77,765	The main structure has now been completed. Rear fence and gate have been installed. Awaiting advice/reply to email sent 5 April 2023 from Committee in regard to expenditure of remaining funds.

<p>Condobolin Works Depot</p>	<p>\$7,246,707.60</p>	<p>\$6,000,000 Loan and remaining \$1.25m from Council reserves</p>	<p>\$2,953,289.97</p>	<p>\$7,246,707.60</p>	<p>Contracts signed. Works commenced 8 March 2021. Ongoing issue with alleged subsoil moisture which is the subject of a formal dispute raised by the contractor. In accordance with Interim Arbitration Award, Council has undertaken further site investigations and testing. Final report has been received. The contractor has ceased works on-site whilst the dispute remains unresolved. The Arbitrator has advised that his final determination will not be available until mid/late June.</p>
<p>Lachlan Shire Visitor Information Centre</p>	<p>\$4,403,973.00 above includes contingency of \$347,836.03</p>	<p>Growing Local Economies Fund</p>	<p>\$3,659,564.49</p>	<p>\$4,403,973.00</p>	<p>PWA engaged to provide Project Management Services. PCG established to oversee project delivery. Contract has been issued to Patterson Building Group (PBG) to construct the VIC. PBG commenced works. PBG had to leave the site due to flooding. Works recommenced in the middle of January 2023. Significant progress has been made since works recommenced. Works on the</p>

					building are expected to be completed by late July
Willow Bend Sport Centre – Roof Repair	\$75,000	SCCF R4	\$73.7k	\$75,000	All items purchased. Internal windows have been installed. One of the vents has been installed. Awaiting installation of other nine vents to complete the project which is expected to happen by the end of July, pending staff availability.
Willow Bend Sports Centre Renewal	\$300,000	LRCI P3	\$46k	\$300,000	A meeting has been held with the manager of the sports centre to discuss potential impacts of works as well as options. Meeting held onsite with builders in regard to the amenities renewal. Initial quote received. Scope has been reviewed. Discussions held with local builder and awaiting a quote for revised scope. New fans have arrived, awaiting installation. New A/C has been installed. Awaiting another quote from a contractor that visited the site in late March.
Companion Animal Surrender Cages - Lake Cargelligo	\$50,000	LRCI P3	\$1.7k	\$50,000	Preferred site has been identified. Plans have been finalised, quote has been received and

					purchase order has been issued to local builder. Project was delayed due to the flooding. Onsite meeting held with contractor to commence works. Offsite works have been undertaken by way of construction of walls.
Administration Centre Upgrade	\$320,000	LRCI P3	\$217k	\$320,000	Works have commenced. New A/C system has been installed, new lighting throughout. PO issued for Carpet, Electrical, IT equipment, partition wall. Above works were scheduled to commence in late November. However the space was required as the Emergency Operations Centre for the flooding event. The works commenced in late January and are now well underway. The main internal works have been completed, with some minor internal works remaining. External painting to commence late July.
Tottenham Caravan Park Enhancement	\$190,000	LRCI P3 \$190k & Council funds \$35k	\$82k	\$190,000	Schedule of works being finalised. Quotes are being obtained and PO's to be issued for various items. Solar

					lighting has been installed throughout the park and on the footpath towards town. Works have been completed on the new office, patio slab and renewal of several rooms. Internal roads upgraded, drive thru sites have been provided. New smoke alarms have been provided throughout the accommodation units. External painting works are yet to commence.
Sign Replacement – Lake Cargelligo Foreshore walk	\$50,000	SCCF R3	Nil	\$50,000	Audit undertaken. Meeting was held with relevant parties on Monday 20 June 2022. Sign details are now being prepared with the stakeholders but have been delayed due to the flooding events. A funding variation has been sought until November 2023.
Fire Appliance Display - Tullibigeal	\$125,000	SCCFR5	Nil	\$125,000	Initial meeting held with community members on 16 January 2023. Discussion was held in regard to obtaining some local history of the appliance, photographs, fire stories and interest in community members fixing up the appliance locally. Further meetings and

					discussions are being scheduled to progress the project, possibly in early July. Additional \$40,000 allocated directly to the committee through separate grant funding for appliance restoration.
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Condobolin Works Depot Budget Update

Please note there has been no change to these figures due to suspension of the work by the contractor.

Budget	\$7,816,707.60
Contract Value	\$7,246,707.60*
Other Works and Project Management Costs	\$570,000.00
Contingency (included in Contract Value)	\$400,000.00
Approved Variations	\$262,978.32
Remaining contingency	\$51,708.80
Current Expenditure	\$2,953,289.97

All figures include GST

* Figure includes Contingency

A saving of \$69,679.03 was achieved for the electrical substation, which has been reflected in the above approved variation figure.

Visitor Information Centre Budget Update

Budget	\$4,403,973.00
Contract Value	\$3,709,490.63
Other Works and Project Management Costs	\$341,058.56
Contingency	\$353,423.81
Approved Variations	\$96,469.80*
Remaining contingency	\$50,000 approx.
Current Expenditure	\$3,659,564.49

All figures include GST

*additional variations yet to be approved.

FINANCIAL AND RESOURCE IMPLICATIONS

Project management and financial controls are in place to manage financial expenditure and resource allocation.

LEGAL IMPLICATIONS

Nil. All project materials and services have been procured in accordance with the requirements of the NSW Local Government Act 1993 and Council's procurement policy. Environmental Planning and Assessment Act provisions are being complied with regarding development approvals and planning controls.

RISK IMPLICATIONS

Project management and financial controls are in place to manage time and budget risks. The projects have been assessed against relevant legislative requirements to minimise Council's exposure to risk.

Risks surrounding project delivery are being managed through the use of external project managers such as Public Works Advisory to assist with the delivery of building projects.

The cost of the formal arbitration process associated with the resolution of the contractual dispute with the Works Depot construction contractor possess a financial risk to this project that cannot be quantified at this time.

STAKEHOLDER CONSULTATION

Council's fortnightly news column, Talking Tottenham and Mayoral Newsletters update the community on the major improvement works being undertaken around the Shire.

Community consultation has been undertaken in relation to the projects, either through the Community Strategic Plan, through requests for projects to receive grant funding and/or through reports to Council advising of the projects which are being put forward for progression.

OPTIONS

Not applicable

CONCLUSION

This report updates Council on the capital improvements/new work being undertaken by the Environment, Tourism and Economic Development Department.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

Nil

9 DECISION REPORTS

9.1 GENERAL MANAGER

Nil

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 INTERGRATED PLANNING & REPORTING DOCUMENTS 2023.2024

TRIM Number: R23/17

Author: Administration Officer

RECOMMENDATION

That:

1. The Director Corporate and Community Services Report R23/17 be received and noted.
2. The following documents, provided under separate cover, be adopted as presented
 - a) The 2022-2026 Delivery Program;
 - b) The 2023-2024 Operational Plan (OP) incorporating the 2023-2024 Budget, Revenue Policy and, Fees and Charges; and
 - c) The revised Resourcing Strategy including the 10 year Long Term Financial Plan.

PURPOSE

The purpose of this report is for the adoption of the:

1. 2022-2026 Delivery Program (DP);
2. 2023-2024 Operational Plan (OP) incorporating the 2023-2024 Budget, Revenue Policy and, Fees and Charges; and
3. The revised Resourcing Strategy including the 10 year Long Term Financial Plan (LTFP).

SUPPORTING INFORMATION

The above mentioned documents will be provided under separate cover due to their size, after the public exhibition period closes on 22 June 2023.

BACKGROUND

The *Local Government Act 1993* and associated regulations set out the requirements for Integrated Planning and Reporting.

ISSUES AND COMMENTS

The subject documents comply with the Office of Local Government's Integrated Planning and Reporting Framework as required by the *Local Government (General) Regulation 2021*. The Framework requires councils to ensure their plans are integrated and subsequently provide streamlined service delivery to their community through the optimal use of resources and economies of scale throughout their operations.

Operating costs have risen substantially due to the current economic climate and inflationary pressures. Expenditure restraint is essential to managing the increasing costs associated with running Council's current programs, meeting existing service levels, and delivering new services such as the soon to be opened Visitor Information Centre.

A financially disciplined draft budget has been prepared with the focus on ensuring long-term financial sustainability for the Lachlan Shire.

There are proposed increases to some fees and charges, to ensure Council can continue to deliver vital community services, support ongoing maintenance of facilities, and renewal of community assets into the future.

FINANCIAL AND RESOURCE IMPLICATIONS

The LTFP shows a surplus including capital income across the life of the delivery plan.

LEGAL IMPLICATIONS

The *Local Government Act 1993 NSW* requires:

403 Resourcing Strategy

A council must have a long-term strategy (called its resourcing strategy) for the provision of the resources required to perform its functions (including implementing the strategies set out in the community strategic plan).

404 Delivery Program

(1) A council must have a program (called its delivery program) detailing the principal activities to be undertaken by the council to perform its functions (including implementing the strategies set out in the community strategic plan) within the resources available under the resourcing strategy.

(2) The council must establish a new delivery program after each ordinary election of councillors to cover the principal activities of the council for the 4-year period commencing on 1 July following the election.

405 Operational Plan

A council must have a plan (called its operational plan) that is adopted before the beginning of each financial year and details the activities to be engaged in by the council during the year as part of the delivery program covering that year.

Section 610F Public notice of fees

Council must not determine the amount of a fee until it has given public notice of the fee and has considered any written submissions made to it during the period of public notice. The council must give public notice (in accordance with section 705) for at least 28 days of the fee proposed.

The *Local Government (General) Regulation 2021* requires

196A Integrated planning and reporting guidelines—the Act, s 406

A council must comply with the integrated planning and reporting guidelines in the document entitled Integrated Planning and Reporting Guidelines for Local Government in NSW, published on the website of the Department, as in force from time to time.

RISK IMPLICATIONS

There are a number of risks to Council in relation to the timing and amount of revenue to be received as well as the ability to collect rates in a timely manner. In particular, changes to valuations and decisions around rating and rating categories are subject to risk.

There are financial risks related to ensuing actual expenditure is in line with budgeted amounts.

It should be noted that all financial figures are unaudited and subject to change.

Forecasts are subject to change during the 2023-2024 financial year as part of the Revote and Quarterly Budget review processes.

Councillors are subject to political risk when making decisions about revenue options and the funding of particular programs.

STAKEHOLDER CONSULTATION

These documents have been developed after extensive public consultation with Councillors, staff and the community.

The draft documents were on public exhibition from 25 May to 22 June 2023. A summary of submissions, received in writing, during the public exhibition period will be provided to Council (under separate cover) for their consideration. Where relevant and fiscally responsible, submissions have been incorporated into the final documents.

OPTIONS

1. Adopt the listed documents as presented.
2. Adopt the listed documents, after amendment.

CONCLUSION

Council's Integrated Planning and Reporting documents have been on public exhibition since 25 May 2023. This report is provided to inform Council of any public submissions received and to seek the adoption of the documents by Council. As it is a publicly available document, Councillors may receive questions from the community.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

The actions relating to this report link to the following strategic outcomes in the CSP:

Outcome 4.2 Strong Effective & Responsive Council

Outcome 4.2.1 Council is financially sustainable and provides services at a level expected by the community

ATTACHMENTS

Nil

9.2.2 MAKING THE RATES FOR THE 2023-2024 FINANCIAL YEAR**TRIM Number: R23/93****Author: Administration Officer****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R23/93 be received and noted.
2. Council resolve to MAKE the Rates, Annual Charges and Water Consumption Charges, and ADOPT the Fees and Charges for the year 1 July 2023 to 30 June 2024, as set out in the 2022 – 2026 Delivery Program, the 2023-2024 Operational Plan, the 2023-2024 Budget (all provided under separate cover) , and as listed in the attachment to this report.

PURPOSE

To formally make the Rates and Annual Charges; and adopt the Fees and Charges, for the 2024 financial year.

SUPPORTING INFORMATION

In conjunction with the adoption of the Operational Plan 2023-2024 and the Delivery Program 2022-2026, and associated budgets, it is appropriate for Council to make the Rates and Annual Charges and adopt the Fees and Charges for 2023-2024.

BACKGROUND

The power for Council to make rates and charges is conferred by Chapter 15 of the *Local Government Act 1993*. Part 10 of the *Local Government Act 1993* confers the power to make fees. This is undertaken each year in conjunction with the adoption of the Operational Plan which includes the Estimates of Income and Expenditure for the financial year commencing 1 July 2023.

FINANCIAL AND RESOURCE IMPLICATIONS

Total estimated income in FY2023-2024 from Rates & Annual Charges is \$13.7million. Failure to make provision for this income would impact significantly on the projected operating result.

STAKEHOLDER CONSULTATION

The Rates and Annual Charges along with the Fees and Charges have been on public exhibition from 25 May 2023 to 22 June 2023, as required by legislation. A summary of any changes made following the public exhibition will be provided to Council after 22 June 2023.

CONCLUSION

Rates, Annual Charges and Fees are made in accordance with Council's Operational Plan 2023-2024, Delivery Program 2022-2026, and the associated budget.

Council must formally make Rates and Annual Charges and adopt the Fees and Charges for the coming financial year to ensure appropriate income streams are maintained.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Item 4.2.1 of the Community Strategic Plan aims to ensure that "Council is financially sustainable and provides services at a level expected by the community".

ATTACHMENTS**1. Making the Rates and Charges Final**

9.2.3 COMMUNITY DONATION AND EVENT SUPPORT POLICY COMMENCING 1 JULY 2023.**TRIM Number: R23/105****Author: Director - Corporate and Community Services****RECOMMENDATION**

That:

1. The Director of Corporate & Community Services Report R23/105 be received and noted.
2. The Community Donation and Event Support Policy be adopted with effect from 1 July 2023.
3. Council delegates to the General Manager, with the approval of the Mayor, the power to grant financial assistance under section 377(1A) of the *Local Government Act 1993*.
4. Council rescinds all and any prior resolutions for community event support, donations, fee concessions, and rates and charges donations, unless specifically listed in the Integrated Planning and Reporting documents commencing 1 July 2023.
5. Council rescinds the Donations Policy that was last adopted in 2017, and any donations policies that may have not already been previously extinguished.

PURPOSE

The purpose of this report is two-fold:

- to provided Councillors with a summary of feedback received during public exhibition of the proposed policy; and
- to provide a copy of the Community Donation and Event Support Policy ('the policy') for adoption.

SUPPORTING INFORMATION

As attached.

BACKGROUND

Council's current Delivery Program contains an action to schedule policy reviews throughout the Council term or within legislative requirements. The current Donations Policy was adopted in 2017 and is therefore due for review.

The proposed policy incorporates feedback from Councillors and was submitted to Council at the April 2023 ordinary meeting. At the April 2023 Council meeting, Council approved the public exhibition of the revised Donations Policy.

ISSUES AND COMMENTS

Council regularly approves financial payments, the waiving of fees, in kind contributions such as the provision of venues, and rates concessions for a variety of community groups and organisations.

There is a need to ensure these allocations are made in accordance with an agreed position adopted by Council. A clear policy and process that helps to avoid regular ad-hoc requests made at Council meetings will be devised. All agreed processes must ensure fairness, equity, transparency, and accountability.

Stakeholder engagement included the community, Councillors and relevant council staff across the organisation.

In future there will be 2 funding rounds per financial year:

- Round 1 opens 1 August and closes 15 September each year. Applicants notified by the end of October.
- Round 2 opens 1 March and closes 15 April each year. Applicants notified by the end of May.

The new Policy will commence from 1 July 2023 with the initial round commencing on 1 August 2023. There will be a number of events which will occur before the initial funding round is decided by Council.

Letters are being sent to these event organisers to advise that for this year only, they will need to submit a written donation request for decision at a Council meeting. In future years, they will be subject to the funding round dates. Potential events for early Council determination include:

- Condobolin Show
- Lake Cargelligo Show
- Burcher - Poppers in the Pines
- Wiradjuri Condobolin Community – Skyfest

SUMMARY OF PUBLIC SUBMISSIONS

Thirty two (32) responses were received from all villages and towns except Derriwong and Albert.

- No strong opposition to the proposed policy.
- Support was evident regarding the selection criteria
- Majority agree that organisations or individuals need to be community based to receive support.
- Majority agree that organisations need to be not for profit.
- Majority agree that Individuals (organisations) need to reside within the shire.
- Majority agree that the project needs to deliver tangible benefits to a majority Shire resident.
- Majority agree that the organisation or individual should contribute real or in-kind value to the project or event.
- Majority of comments supported Council assisting worthy causes that benefit the Lachlan Shire Residents and business houses.
- There was also concern from an organisation who received assistance in the past that they may not be eligible under the proposed policy as they often apply for support to send members to events outside of the Shire. *Council comment: The proposed policy and existing policy eligibility criteria are similar. The proposed policy also states that council may use its discretion to deal with applications on a case by case basis. Any decision that is outside of the scope of the policy requires a resolution of council.*

Proposed next steps

Update Website with policy, policy guidelines and application packs. Paper Packs will also be made available at Council offices.

Advertise new policy requirements and for the August funding round.

Write to organisers with known events to be held before 1st November (that have been previously supported by Council) encouraging them to submit a written donation request for a Council decision. This will apply to the initial round only.

Prepare an Application Assessment Spreadsheet for Council.

FINANCIAL AND RESOURCE IMPLICATIONS

Council's annual Budget will provide an allocation to support community events, and to provide donations and concessions.

LEGAL IMPLICATIONS

Local Government Act NSW 1993 section 356

(1) A council may, in accordance with a resolution of the council, contribute money or otherwise grant financial assistance to persons for the purpose of exercising its functions.

(2) A proposed recipient who acts for private gain is not ineligible to be granted financial assistance but must not receive any benefit under this section until at least 28 days' public notice of the council's proposal to pass the necessary resolution has been given.

(3) However, public notice is not required if—

(a) the financial assistance is part of a specific program, and

(b) the program's details have been included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and

(c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and

(d) the program applies uniformly to all persons within the council's area or to a significant group of persons within the area.

Local Government Act NSW 1993 section 377 General power of the council to delegate

(1A) Despite subsection (1), a council may delegate its functions relating to the granting of financial assistance if—

(a) the financial assistance is part of a specified program, and

(b) the program is included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and

(c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and

(d) the program applies uniformly to all persons within the council's area or to a significant proportion of all the persons within the council's area.

Local Government Act NSW 1993 sections 610E and 610F

Fee concessions are permissible in accordance with this legislation.

RISK IMPLICATIONS

Legislative risk if Council is not compliant with all requirements under the Act, associated Regulations and Office of Local Government Guidelines.

STAKEHOLDER CONSULTATION

Public Consultation for 28 days, between 2 May 2023 and 31 May 2023

Advertising: Condobolin Argus, Lake News, Facebook, website, Media Release and shared via email

Exhibition documents were delivered to the following locations:

- Condobolin & Lake Cargelligo Council Offices,
- Condobolin Library,
- Tottenham & Burcher Post Offices,
- Albert and Fifield Hotels,
- Tullibigeal Co-op.

Online survey utilising Survey Monkey was placed on Council's Website.

A copy of the draft policy was placed on the Council's Website

Letters issued to 79 previous assistance recipients

Comments received - see attached

Council – Pre Briefing meeting June 2023

OPTIONS

1. Adopt the Community Donation and Event Support Policy as presented.
2. Make recommendations to be incorporated before adopting the Community Donation and Event Support Policy.

CONCLUSION

Council is asked to consider feedback provided and adopt the Community Donation and Event Support Policy

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong, effective and responsive Council

4.2.1 Council is financially sustainable and provides services at a level expected by the community

4.2.2 Council's decision making is equitable and ethical

– Schedule policy reviews throughout Council term or within legislative requirements.

4.2.5 Council's exposure to risk is minimised.

ATTACHMENTS

1. **Community Donation and Event Support Policy**
2. **Survey Monkey outcomes**
3. **Public exhibition summarised comments**

9.2.4 DONATIONS**TRIM Number: R23/174****Author: Revenue/Finance Support Officer****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R23/174 be received and noted.
2. Council approve the \$5,000 donation requested by the Festivals of the Lake, to be funded from the Elected Member donations.
3. Council approve the in kind donation (estimated value of \$4,865) requested by the Festivals of the Lake, to be funded from the Elected Member donations, with any over spend to be funded from the unspent balance in the rates donations account.

PURPOSE

Council is asked to consider requests for monetary and in-kind support for community events to be held in the 2022/2023 financial year.

SUPPORTING INFORMATION

A copy of the requests for donation are included as an attachment.

BACKGROUND

Throughout the year Council receives requests from individuals, community groups and sporting clubs for financial and in-kind support. This support may promote the liveability of the shire or enable residents to undertake representation in their chosen sport or activities outside of the shire.

ISSUES AND COMMENTS

Council received an allocation of \$239,651 in the Reconnecting Regional NSW Community Events Grants program. In July 2022, Council received an 80% upfront payment of \$191,720.80. Councillors will see transactions in the donation spreadsheet that are noted as such. These donations are not being presented to Council on a monthly basis.

Festival of the Lakes 2023 run under the auspices of Lower Lachlan Community Services

This organisation has requested a donation of \$5,000 and in-kind support (estimated at \$4,865) from Council for their event Festivals of the Lake. Council is unable to provide portable toilets.

The organisers will acknowledge the Council's support through print and social media.

Awaiting Response**Fifield Community**

Council attempted to electronically transfer the funds but the payment failed. Council has informed the organisation and requested updated bank details. Council has yet to receive the details.

FINANCIAL AND RESOURCE IMPLICATIONS

A provision was made in the FY2022/2023 budget to provide cash and in-kind support for Community events and general donations. There is \$9,803 available in the elected member's general donations budget. The balance available includes an allowance for the \$800 donation to the Haven – Nepean Women's Shelter, which was paid on credit card, and has yet to be processed through Council's financial system.

The rates donation account has an unspent balance of \$4,895 which could be used to fund any in kind support that cannot be funded from the elected members donations account.

LEGAL IMPLICATIONS

Local Government Act 1993 NSW Section 356 Can a council financially assist others?

A council may, in accordance with a resolution of the council, contribute money or otherwise grant financial assistance to persons for the purpose of exercising its functions.

RISK IMPLICATIONS

There is reputational risk for Council when making decisions to approve or not to approve particular requests.

STAKEHOLDER CONSULTATION

June 2023 Strategic Briefing

OPTIONS

1. Provide the full amount of the requested donations.
2. Decline the full amount of the requested donations.
3. Vary the amount of the donations.

CONCLUSION

Council is asked to consider and make a resolution on the amount of any donation it wishes to provide.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2.1 Council is financially sustainable and provides services at a level expected by the community.

ATTACHMENTS

1. **Festival of the Lakes Donation request**
2. **Donations YTD**

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 LACHLAN DEVELOPMENT CONTROL PLAN 2018 - DRAFT BUSHFIRE PROVISIONS

TRIM Number: R23/161

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/161 be received and noted.
2. Council endorse the public exhibition of Draft Lachlan Development Control Plan (DCP) 2018 for a minimum period of 28 days.
3. A further report be presented to Council, following the completion of the public exhibition period, detailing any submissions received during the public exhibition period.

PURPOSE

The purpose of this report is to inform Council that the NSW Rural Fire Service Commissioner has certified its Bushfire Prone Land Map (BFPL) and to seek Council's endorsement for the exhibition of Draft Lachlan Shire Development Control Plan (DCP) 2018, for the addition of bushfire provisions into the DCP.

SUPPORTING INFORMATION

Nil

BACKGROUND

The *Environmental Planning and Assessment Act 1979* (EP&A Act) and the *Rural Fires Act 1997* (RF Act) were amended on 1 August 2002 to enhance bush fire protection in the development assessment process. This included the requirement for the preparation of a Bush Fire Prone Land (BFPL) map identifying vegetation with Local Government Areas (LGAs) that has the potential to support a bushfire. The identification of Bush Fire Prone Land (BFPL) in NSW is required under Section 10.3 of the EP&A Act, which states:

"10.3 Bush fire prone land (cf previous s 146)

(1) If a bush fire risk management plan applies to land within the area of a council, the council must, within 12 months after the commencement of this section (and before the end of the period of every 5 years after the commencement)—

(a) request the Commissioner of the NSW Rural Fire Service to designate land (if any) within the area that the Commissioner considers, having regard to the bush fire risk management plan, to be bush fire prone land, and

(b) must record any land so designated on a map.

(2) The Commissioner of the NSW Rural Fire Service must, if satisfied that the land designated by the Commissioner has been recorded by the council on a map, certify the map as a bush fire prone land map for the area of the council.

(2A) The Commissioner of the NSW Rural Fire Service may, in accordance with the regulations, review the designation of land on a bush fire prone land map for an area at any time after the map is certified and revise the map accordingly. The revised map—

(a) becomes the bush fire prone land map for the area on being certified by the Commissioner, and

(b) is to be provided to the council by the Commissioner.

(3) Land recorded for the time being as bush fire prone land on a bush fire prone land map for an area is bush fire prone land for the area for the purposes of this or any other Act.

(4) The bush fire prone land map for an area is to be available for public inspection during normal office hours for the council.

(5) In this section—

bush fire risk management plan has the same meaning as it has in the Rural Fires Act 1997.

Note—

Division 8 of Part 4 of the Rural Fires Act 1997 contains provisions relating to the carrying out of development and bush fire hazard reduction work on bush fire prone land.”

In 2019 contact between Council officers and NSW Rural Fire Service (RFS) identified inconsistencies between data on the NSW RFS online map and Council’s BFPL map. NSW RFS progressed the matter by preparing a Draft Lachlan Shire BFPL map, based on the current BFPL map guidelines and in September 2020 provided the document to Council.

To ensure that the BFPL Map provided the best outcomes for Council and the community an accredited bush fire consultant, from Integrated Consulting, was engaged to review the mapping and as part of that engagement they were asked to determine any clear inconsistencies between the draft BFPL Map the applicable legislation and policy. It is important to note, however, that the Commissioner can make direct changes to a BFPL map at any time, as outlined in Section 10.3 of the EP&A Act, above. The recommendations of Integrated Consulting’s report to Council were subsequently supported by Council at the December 2020 Council Meeting.

Following the completion of the first public exhibition period, Council officers made a submission to NSW RFS on 8 July 2021. The submission included a summary of the matters raised during the public exhibition period and additional areas within the LGA requested for further analysis. This included areas where the land is currently well managed such as large lot residential areas on the fringe of urban areas and public infrastructure i.e. waste treatment facilities, cemeteries and public swimming pool sites.

The NSW RFS responded on 20 July 2021, stating adjustments had been made to the draft BFPL map to show some of the changes that had been proposed, however they requested to meet with officers later in August to discuss a number of other areas in more detail. The outcomes of the detailed analysis assisted in the finalisation of Council BFPL map.

To ensure that the public were aware of the changes that had been made to the BFPL map since its original exhibition, it was endorsed by Council that another round of community consultation be undertaken. Following receipt of the revised mapping from the NSW RFS, the revised draft Bush

Fire Prone Land Map was placed public exhibition for a minimum period of 28 days and no public submissions were received.

Council officers were contacted by NSW RFS on 10 November 2022 regarding the progression of the draft BFPL Map and were advised that the endorsement of the BFPL Map should be completed as a matter of priority. On 4 January 2023 the final draft map, including the applied buffers, was provided by NSW RFS who advised it was ready to be issued to the NSW RFS Commissioner subject to endorsement from Council.

Council was notified on 1 June 2023 by NSW Rural Fire Service, that the Commissioner had certified the Bush Fire Prone Land Map on 31 May 2023.

ISSUES AND COMMENTS

In the DA assessment space, there are essentially two main pathways for consideration of development on BFPL, being:

- Development requiring a Bush Fire Safety Authority Approval (BFSA) from the NSW Rural Fire Service (RFS), and
- All other development.

Section 100B of the Rural Fires Act 1997 requires that a BFSA be issued by the Commissioner of the NSW RFS for all residential subdivision or special fire protection purpose developments on Bush Fire Prone Land. A BFSA is issued where the Commissioner believes that the development complies with standards that provide the development with appropriate protection measures against bush fire.

Section 4.14 of the EP&A Act requires that where development of bush fire prone land occurs, the consent authority must be satisfied that the development complies with the document entitled *Planning for Bush Fire Protection* (prepared by the NSW Rural Fire Service) or be provided with a certificate by a person who is recognised by the NSW Rural Fire Service as a qualified consultant in bush fire risk assessment stating that the development conforms to the relevant specifications and requirements. Complying development is permitted on bush fire prone land for the lower risk bush fire attack levels (Australian Standard 3959 BAL levels 12.5, 19, and 29). Such development is required to meet development standards complying with *Planning for Bush Fire Protection*.

To ensure that the certified BFPL Map provides the best outcomes for Council and the community an accredited bush fire consultant, from Integrated Consulting, was engaged to review Council's Development Control Plan (DCP). A series of development provisions have been recommended in the DCP to ensure those undertaking development on bush fire prone land are well informed of the applicable requirements and standards. A copy of the draft DCP, with the additional provisions shown in red, is provided at **Attachment 1**.

The recommended controls relate to both development requiring a Bush Fire Safety Authority Approval (BFSA) from the NSW Rural Fire Service (RFS) and all other development.

FINANCIAL AND RESOURCE IMPLICATIONS

The development of bushfire provisions for the DCP was undertaken by a qualified consultant within Council's existing budget. Public exhibition will be undertaken within Council's existing budget. There is not expected to be any further cost to Council in the finalisation of the DCP amendment outside of Council's adopted budget.

LEGAL IMPLICATIONS

There is no legal requirement to have bush fire controls within Council's Development Control Plan however this will support the requirements of the Environmental Planning and Assessment Act 1979 and Planning for Bushfire Protection. It will also make it easier for applicants to understand what is involved and what is required in the Development Assessment process.

The proposed administrative amendments to the DCP will be undertaken in accordance with the Environmental Planning and Assessment Act 1979 and associated Regulation (2021).

Now Council has had its Bush Fire Prone Land Map certified by the Commissioner of the NSW RFS, it should be regularly monitored and reviewed to ensure it remains current and reliable in terms of the data depicted. Monitoring and review of the bush fire prone land should reflect required certification and approval standards within legislative timeframes (i.e. before the end of the period of every five years after the certification date of the map as outlined in section 10.3 of the EP&A Act).

RISK IMPLICATIONS

Bushfire events present a great deal of risk for many properties across Lachlan Shire, NSW and the rest of Australia. Catastrophic fire events across NSW and Australia over recent years have shown the serious and critical need to have current mapping and policy to reduce the risk to life and property through ensuring that new developments are appropriately located and designed for the level of bush fire threat that they are exposed to.

The addition of appropriate controls for development has been well considered to ensure the risk associated with bush fire events to buildings and life is mitigated to an acceptable level.

STAKEHOLDER CONSULTATION

It is proposed that the Draft DCP be placed on public exhibition for a minimum of 28 days in accordance with Council's adopted Community Participation Plan.

The draft DCP will be available for comment from Council's offices in Condobolin and Lake Cargelligo in addition to being available on Council's website and social media.

The outcomes of the exhibition will provide feedback to assist in the finalisation of the DCP and a report will be provided to Council outlining the feedback received.

OPTIONS

1. Decide to exhibit the Draft Development Control Plan 2018 with proposed bushfire provisions for a minimum period of 28 days in accordance with Council's Community Participation Plan.
2. Decide to make amendments to the proposed bushfire provisions, then exhibit the Draft Development Control Plan 2018 with bushfire provisions for a minimum period of 28 days in accordance with Council's Community Participation Plan.
3. Decide not to proceed with the proposed draft Lachlan Development Control Plan 2018.

CONCLUSION

Having had the updated Bushfire Prone Land Map now certified by the NSW RFS commissioner, Council should ensure that the DCP is up to date to provide greater certainty and clarity to applicants. The draft DCP should be placed on public exhibition to enable community feedback prior to further consideration by Council.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

5.4 Community safety

ATTACHMENTS

1. Lachlan Development Control Plan 2018 - Draft Bushfire Provisions

9.4 INFRASTRUCTURE SERVICES

9.4.1 MANAGEMENT OF CEMETERIES POLICY

TRIM Number: R23/155

Author: Administration Officer

RECOMMENDATION

That:

1. The Director Infrastructure Services Report R23/155 be received and noted.
2. The draft Management of Cemeteries policy be placed on public exhibition for a minimum of 28 days.
3. Following the completion of the public exhibition period a further report be presented to Council summarising any submissions and feedback received from the public throughout the exhibition period.

PURPOSE

The purpose of this report is to provide Council with a copy of the draft Management of Cemeteries policy for consultation and advice.

SUPPORTING INFORMATION

Attachment 1 – Management of Cemeteries policy.

BACKGROUND

Lachlan Shire Council acts as the cemetery authority in accordance with legislative requirements. Council is responsible for maintaining records of interments, tracking reservations, maintaining cemetery grounds, annual reporting to Cemeteries and Crematoria NSW as well as liaising with Funeral Directors.

The Albert, Bena, Fifield, Lake Cargelligo, Murrin Bridge, Tottenham and Tullibigeal cemeteries are administered by Section 355 Committees. The committee members act as Council's delegates and carry out the same cemetery functions as Council.

ISSUES AND COMMENTS

This policy has been developed to incorporate all cemeteries within the Lachlan Shire LGA. The current policy was created in 2016 and only encompasses the Condobolin Cemetery, however there are also the Albert, Bena, Fifield, Lake Cargelligo, Murrin Bridge, Tottenham and Tullibigeal cemeteries within the Lachlan Shire LGA.

The policy provides information to the community on how to approach interment, reservation, information requests and monumental works in cemeteries.

Cemeteries and Crematoria NSW have updated their reporting requirements. The policy, procedures and supporting forms will bring the policy into line with those requirements.

FINANCIAL AND RESOURCE IMPLICATIONS

There will be limited change to budget or resources as the functions are already occurring under the current budget allocations.

LEGAL IMPLICATIONS

Local Government Act 1993

Government Information (Public Access) Act 2009 (GIPA Act)

Privacy and Personal Information Protection Act 1998 (PPIP Act)

Cemeteries and Crematoria Act 2013

Public Health Regulation NSW 2012

RISK IMPLICATIONS

It is considered that transparency and consistency in approach will minimise the risk of disputes, as well as educate communities on the processes required for interment, reservations, monumental works and information requests.

STAKEHOLDER CONSULTATION

The draft policy has been provided to the Condobolin Advisory Cemetery Committee for comment and feedback. Various 355 Committees have been consulted throughout this policy revision.

OPTIONS

- 1) Council resolve to place the Management of Cemeteries policy on public exhibition for a minimum of 28 days.
- 2) Council adopt the Management of Cemeteries policy as written.
- 3) Council amends the Management of Cemeteries policy.

CONCLUSION

The Management of Cemeteries policy will streamline procedures and information to the public and other stakeholders, ensuring consistency and transparency when dealing with cemetery related enquiries throughout the Lachlan Shire.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No. 6.5 – The provision of neat, accessible and respectful cemeteries.

CSP No. 4.4 – Strategic management of villages and Crown Reserves.

CSP No. 4.2 – Strong effective and responsive Council.

CSP No. 4.1 – Involved and active community groups.

ATTACHMENTS

1. Management of cemeteries

9.4.2 DRAFT WATER MAIN EXTENSION AND CONNECTION POLICY**TRIM Number: R23/175****Author: Manager - Utilities****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report R23/175 be received and noted.
2. The draft Water Main Extension and Connection Policy be placed on public exhibition for a minimum of 28 days.
3. Following the completion of the public exhibition period a further report be presented to Council summarising any submissions and feedback received from the public throughout the exhibition period.

PURPOSE

The purpose of this report is to provide Council with a copy of the draft Water Main Extension and Connection Policy for consultation and advice.

SUPPORTING INFORMATION

Attachment 1 – Draft Water Main Extension and Connection Policy

BACKGROUND

Lachlan Shire Council (Council) as the local water utility is responsible in providing sustainable water supply and sewerage services to the community, as outlined in the Best-Practice Management of Water Supply and Sewerage Guidelines (August 2007).

The purpose of best-practice management is:

- to encourage the effective and efficient delivery of water supply and sewerage services; and
- to promote sustainable water conservation practices and water demand management throughout NSW.

ISSUES AND COMMENTS

This policy will allow Council to consider requests for water main extensions and connections to urban and non-urban properties other than when the water mains extensions are required as a condition of development consent.

The policy will also provide a systematic approach to assessing water main extension and connection requests in a consistent manner.

FINANCIAL AND RESOURCE IMPLICATIONS

The policy only allows water main extension and connection that provide sufficient financial return to cover the ongoing operation, maintenance and replacement costs.

LEGAL IMPLICATIONS

Local Government Act 1993

Local Government (General) Regulation 2005

Water Act 2000

RISK IMPLICATIONS

The policy will provide a clear framework that is transparent, appropriate and consistent to the community in assessing water main extension and connection requests.

STAKEHOLDER CONSULTATION

The draft policy was presented and discussed at Councillors Strategic Briefing Session in June 2023.

OPTIONS

1. Council resolves to place the draft Water Main Extension and Connection Policy on public exhibition for a minimum of 28 days.
2. Council adopts the draft Water Main Extension and Connection Policy as written.
3. Council amends the draft Water Main Extension and Connection Policy.

CONCLUSION

The Water Main Extension and Connection Policy will ensure that new water main extension and connection requests are only considered if they provide sufficient financial return to cover the ongoing operation, maintenance and replacement costs in accordance with Best-Practice Management of Water Supply and Sewerage Guidelines.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 7.1 Water, sewer and energy utilities meet best practice standards with up to date technology.

CSP 7.2 Water Security for All Towns and Villages

ATTACHMENTS

1. **Draft Water Main Extension and Connection Policy**

10 DEPUTATIONS

11 NOTICES OF MOTION**11.1 NOTICE OF MOTION - BY-ELECTIONS AND SUGGESTED CHANGES TO BE MADE****TRIM Number: R23/181**

I, Councillor Dennis Brady, give notice that at the next Ordinary Meeting of Council being held on 28 June 2023, I intend to move the following motion:-

MOTION

1. That Notice of Motion Report No. R23/181 be received and noted.
2. Council make the following representations to the Minister for Local Government requesting that:
 - 2.1 Voting in a by-election not be compulsory, and
 - 2.2 The Local Government Act be amended to remove the requirement for nominations for candidates to be called during the months of December and January.
3. The Executive Leadership Team develop a policy regarding pre-poll and postal voting for By-elections, for the consideration of Council.

The following provides an outline for the proposal and reasons for this request:

The reason that I believe the election rules should be changed is the poor turnout that we had at the last By Election for the candidates in D ward with about 62 percent of eligible voters bothering to vote. So, if the voters show such little interest instead of fining them, just make it voluntary and that way you have the people who are considered and interested. By such a low number who voted it goes to show compulsory voting and fines are not working as a deterrent.

When a councillor retires or suddenly dies in mid-term and it happens at around December the advertising for candidates in January during the holidays or whilst we are preparing for the Australia Day events, is not an appropriate time. By leaving advertising of candidates to February the nominations may improve.

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT**13.1 DELEGATES REPORT****TRIM Number: R23/177****Author: Executive Assitant****RECOMMENDATION**

That:

1. Councillor Dennis Brady's Delegates Report No. R23/177 be received and noted.

PURPOSE

As the Lachlan Shire Council delegate to Mining Energy Related Councils, I would like to thank the General Manager, the Mayor and Councillors for the opportunity to attend this forum on your behalf. As the deputy chair of M. E. R. C, I was there to represent this organisation as well as Lachlan Shire. I was honoured when I was asked to speak about the impact of mining on our communities in Lachlan Shire. I was allocated ten minutes. This was followed by a few questions as I was part of a four-person other panel.

The purpose of this forum was to gather as many people as possible over three days to explain how we can decarbonise, keep industry and the lights on while transitioning from one source coal to renewables. The Orana Region has been singled out as a trial zone to deliver 4GW when the solar and wind projects come on stream. Most of this energy will be exported back to the coast.

KEY MESSAGES/HIGHLIGHTS OF RELEVANCE TO COUNCIL

We had a short bus trip and two days of presentations. On Friday we held our quarterly meeting. Our excursion's first stop was at a project at Tomingley. It will impact the Newell Highway there is a need to move it six hundred metres west for six kilometres.

Next stop was Parkes, where we were taken on a tour of the Logistic hub, the bypass and the new site for a further expansion of the solar farm. The bus then travelled to Wellington to view their wind farm and solar project. We were informed that the wind farm had 33 towers consisting of thirty tons of concrete and steel. There are fourteen tons of weight in the blades. Every blade had four and half tonnes of copper. The combined height of the tower with blades is one hundred metres. The down side of this technology is when their end of life comes what to do with these towers and the panels from the solar farm.

Over the three days we had sixty-four presenters. Fifty were industry, government and academics sharing information from their perspective and research. Much of which demonstrates that deregulation hasn't worked and we should consider going back to regulating the market to obtain a better outcome for energy consumers.

Fourteen sponsors spoke about their businesses and how they were a part of the projects happening in Orana Renewal Energy Zone.

A taboo subject with political parties is nuclear power. An engaging speaker who has researched this stated Australia will not be able to make the target set to be carbon neutral by 2050 without nuclear. Countries such as Canada, USA, Britain, Japan, France and most of Europe are powering ahead building nuclear power stations yet Australia, which has the most uranium in the world, won't discuss it. Just as an aside on Q&A programme on Monday 5th June they had a poll of the 16,000 viewers with 61% were in favour of nuclear energy.

Another key speaker Veena Sahajwalla from the Smart Centre the Science of Unmaking in Recycling spoke about a manufacturer in Nowra, who has made green ceramic tiles using plastic and glass. A question for me has been - How do we value waste and how can we recycle and manufacture from it? A further fact worth noting is we have about 92 million tonnes of waste from apparel using plastics, every year, in which we need to remanufacture, reducing our waste. The emphasis seems to be looking to development in the larger regional centres. We as a council could be investigating the future attraction of some businesses, which have green, sustainable projects that will benefit our communities, providing growth.

BENEFITS TO LACHLAN SHIRE COUNCIL

As a delegate of both the shire and the Mine, Energy and Related Councils, the forum confirmed for me the need for us to be proactive in obtaining the best possible outcome, economically and socially for our communities. Our membership of this association will continue to empower us, as future mining and energy related endeavours are investigated and with some coming to fruition.

ATTACHMENTS

- 1. Minutes of the Association of Mining & Energy related Councils (NSW) Inc. Ordinary Meeting, 9 June 2023.**
- 2. Minutes of the Executive Committee of the Association of Mining and Energy related Council's (NSW) Inc. meeting, 9 June 2023**
- 3. Future of natural gas in NSW, and implications for State and Local Government Net Zero strategies.**
- 4. Robert Parker Nuclear Energy REIIF 8th June 2023.**

13.2 DELEGATES REPORT**TRIM Number: R23/178****Author: Executive Assitant****RECOMMENDATION**

That:

1. Councillor John Medcalf OAM Delegates Report No. R23/178 be received and noted.

PURPOSE

To provide Council with a report on the Central NSW Joint Organisation Board Meeting held on 24 and 25 May 2023 in Canberra attended by the Mayor and General Manager.

SUPPORTING INFORMATION

The report from the Central NSW Joint Organisation is attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **Mayoral Board Report Central NSW Joint Organisation Board meeting.**

13.3 DELEGATES REPORT**TRIM Number: R23/179****Author: Executive Assitant****RECOMMENDATION**

That:

1. Councillor John Medcalf OAM Delegates Report No. R23/179 be received and noted.

PURPOSE

To provide Council with the meeting minutes of the Country Mayors Association of NSW Inc. General Meeting attended by the Mayor and General Manager on the 26th of May 2023 in Sydney.

SUPPORTING INFORMATION

The General Meeting Minutes is attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **Country Mayors Association of NSW Inc – Meeting Minutes 26 May 2023.**
2. **CMA IPART Presentation – Rate peg review update.**

14 CORRESPONDENCE**14.1 CORRESPONDENCE****TRIM Number: R23/149****Author: Executive Assitant****RECOMMENDATION**

That:

1. The Correspondence Report No. R23/149 be received and noted.

PURPOSE

To provide Council with details of correspondence received in June.

SUPPORTING INFORMATION

Letter received - Response from IPART regarding Increase in Emergency Services Levy costs.

Letter of Thanks – Lake Cargelligo & District Historical Society.

Letter from Minister Plibersek - Outline on how the Australian Government is working to manage Australia's water better for the future.

Department of Infrastructure, Transport, Regional Development, Communications and the Arts - Inland Rail Interface Improvement Program – Condobolin Warehousing and Logistics Centre.

Letter of Thanks – Country Women's Association of NSW Inc.

Letter received – Response from The Hon. Ron Hoenig MP regarding Emergency Services Levy contributions.

Letter received – Communique National General Assembly 2023.

Letter received – Callara Culture & Heritage Aboriginal Corporation History Summary.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **Response from IPART regarding Increase in Emergency Services Levy costs.**
2. **Letter of Thanks – Lake Cargelligo & District Historical Society.**
3. **Letter from Minister Plibersek.**
4. **Department of Infrastructure, Transport, Regional Development, Communications and the Arts - Inland Rail Interface Improvement Program – Condobolin Warehousing and Logistics Centre**
5. **Letter of Thanks – Country Women's Association of NSW Inc.**

- 6. Response from The Hon. Ron Hoenig MP regarding Emergency Services Levy contributions.**
- 7. Communique National General Assembly 2023.**
- 8. Callara Culture & Heritage Aboriginal Corporation History Summary.**

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION**RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

17.1 IT and Cyber Security Internal Audit Progress Report as at June 2023

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.2 IT & Cyber Risk Specific Risk Appetite Statements

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.3 Cyber Security Action Plan update to Council

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.4 Annual review of the 4 year Strategic Internal Audit Plan

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.5 Internal Audit - Fraud and Corruption

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.6 Proposed lease - 5 Melrose Street Condobolin

This matter is considered to be confidential under Section 10A(2)c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.