



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

Date: Wednesday, 24 August 2022
Time: 2:00pm
Location: Condobolin Council Chambers

BUSINESS PAPER

Ordinary Council Meeting

24 August 2022

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****4 CONFIRMATION OF MINUTES**

Ordinary Meeting - 27 July 2022

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 27 JULY 2022 AT 2:00PM**

PRESENT: Mayor John Medcalf (OAM), Cr Judith Bartholomew, Cr Elaine Bendall, Cr Melissa Blewitt, Cr Peter Harris, Cr Megan Mortimer, Deputy Mayor Paul Phillips, Cr Melissa Rees

IN ATTENDANCE: Greg Tory (General Manager), Adrian Milne (Director - Infrastructure Services), Jon Shillito (Director - Environment, Tourism and Economic Development) and Carolyne Marchant (Minute Taker)

Melanie Sutor, Councils Road Safety and Injury Prevention Officer presented the Mayor with the award for NSW & ACT IPWEA Engineering Excellence Awards for Council's Load Restraint Education Project. The program has also been nominated for the National Road Safety Awards.

The Chair welcomed those present and declared the meeting open at 2.06pm.

The Mayor informed the meeting that on Tuesday 19 July 2022 he travelled to Tullibigeal to take part in the visit by the Melbourne Cup.

1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The acknowledgement of Country and Elders was made by Elaine Bendall.

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2022/208

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Blewitt

That the apology received from Cr Dennis Brady and Cr Dave Carter be accepted and leave of absence granted.

CARRIED

3 CONFIRMATION OF MINUTES

RESOLUTION 2022/209

Moved: Cr Megan Mortimer

Seconded: Cr Elaine Bendall

That the minutes of the Ordinary Meeting held on 29 June 2022 be confirmed, noting a correction in report 10.7 Rural Fire Service Shed – Land Acquisition Weja Road, Ungarie. The Lot and DP numbers in the body of the report were incorrect and should read Lot 1 DP1284208.

CARRIED

4 MAYORAL MINUTE

Greg Tory, General manager declared an interest in item 4.1 of the Mayor Minute – General Manager’s 2021/2022 Performance Review as the matter deals with his employment.

4.1 MAYORAL MINUTE - GENERAL MANAGER'S 2021/2022 PERFORMANCE REVIEW**RESOLUTION 2022/210**

Moved: Cr Elaine Bendall

Seconded: Deputy Mayor Paul Phillips

That:

1. Mayoral Minute R22/193 be received and noted.

CARRIED

4.2 MAYORAL MINUTE - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (ALGA) NATIONAL GENERAL ASSEMBLY**RESOLUTION 2022/211**

Moved: Cr Elaine Bendall

Seconded: Cr Megan Mortimer

That

1. Mayoral Minute R22/215 be received and noted

CARRIED

4.3 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JULY**RESOLUTION 2022/212**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Mayoral Minute No R22/216 be received and noted.

CARRIED

5 PUBLIC FORUM

Representatives from MASPRO Mr Martin Kennard and Mr Matthew McCulloch spoke to Item 18.11 MASPRO Engineering Trading Pty Ltd – Request to Council. MASPRO have written to council regarding issues they are having with disposal of waste water and requested assistance to meet their Fire Safety Certification. MASPRO would like Councils assistance with design and installation of a solution for the disposal of waste water and assistance from Council to meet the water supply demand requirements.

Councillor Rees arrived at 2.20pm..

6 DISCLOSURE OF INTEREST

Cr Harris declared a Non-Pecuniary Significant interest in item 18.11 of the Confidential Report – MASPRO Engineering Trading Pty Ltd – Request to Council due to potential conflicts with his professional employment.

Greg Tory, General manager declared an interest in item 4.1 of the Mayor Minute – General Manager’s 2021/2022 Performance Review as the matter deals with his employment.

7 GENERAL MANAGER**7.1 COMPLIANCE WITH THE LOCAL GOVERNMENT (STATE) AWARD OBLIGATIONS****RESOLUTION 2022/213**

Moved: Cr Elaine Bendall

Seconded: Deputy Mayor Paul Phillips

That:

1. The General Manager’s Report No. R22/201 be received and noted.

CARRIED

7.2 ACTIVE RESOLUTIONS - JULY**RESOLUTION 2022/214**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Blewitt

That

1. The General Manager’s report R22/212 be received and noted.

CARRIED

8 CORPORATE AND COMMUNITY SERVICES**8.1 INVESTMENTS AS AT 30 JUNE 2022****RESOLUTION 2022/215**

Moved: Cr Megan Mortimer

Seconded: Cr Melissa Blewitt

That:

1. The Director Corporate and Community Services Report No. R22/185 be received and noted.

CARRIED

8.2 DONATIONS

RESOLUTION 2022/216

Moved: Cr Peter Harris
Seconded: Cr Melissa Rees

That:

1. The Director of Corporate and Community Services Report No. R22/191 be received and noted.
2. Council provide a \$200 donation to the Southern Sports Academy.

CARRIED

RESOLUTION 2022/217

Moved: Cr Peter Harris
Seconded: Deputy Mayor Paul Phillips

That Council provide funding of \$200 to Lake Cargelligo Central School for their NAIDOC Day Celebrations

CARRIED

RESOLUTION 2022/218

Moved: Cr Melissa Rees
Seconded: Cr Peter Harris

That Council suspend the Council meeting to allow discussion of a late submission for a donation.

CARRIED

RESOLUTION 2022/219

Moved: Cr Melissa Blewitt
Seconded: Cr Peter Harris

That Council provide a cash donation of \$5000 to Wiradjuri Condobolin Corporation assist with running of Skyfest as seed funding only. Funds are to be provided from the Community Programs & Events Budget.

CARRIED

Cr Phillips recorded his vote against the motion.

9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.1 FY21/22 PROJECT MONTHLY UPDATE FOR JULY/AUGUST

RESOLUTION 2022/220

Moved: Cr Peter Harris
Seconded: Cr Megan Mortimer

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/169 be received and noted.

CARRIED

9.2 BECOMING NSW PUBLIC SPACES CHARTER SIGNATORIES

RESOLUTION 2022/221

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director of Environment, Tourism and Economic Development Report No. R22/184 be received and noted.
2. Council sign up to the NSW Public Spaces Charter and authorise the General Manager (or his delegate) to complete the necessary paperwork to complete the sign up process.

CARRIED

9.3 NSW FLOOD PLANNING PACKAGE

RESOLUTION 2022/222

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Environment, Tourism and Economic Development Report No. R22/187 be received and noted.
2. Council resolve to amend Lachlan DCP 2018 to include flood planning controls and mapping and that a further report be presented outlining the proposed changes before the draft DCP is placed on public exhibition.

CARRIED

9.4 DEVELOPMENT DATA JUNE 2022

RESOLUTION 2022/223

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/188 be received and noted.

CARRIED

9.5 PLANNING PROPOSAL - AMENDMENT TO LACHLAN LOCAL ENVIRONMENTAL PLAN 2013 TO ALLOW AN ADDITIONAL PERMITTED USE FOR A "VEHICLE REPAIR STATION" AT 48 BROWNIES LANE, TOTTENHAM

RESOLUTION 2022/224

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/199 be received and noted.
2. Council endorse the finalisation of the planning proposal (PP-2021-7482) to amend Lachlan Local Environmental Plan 2013 (LLEP 2013) allowing "Vehicle Repair Station", as an Additional Permitted Use in Schedule 1 on Lots 68, 69 and 162 DP 753968, 48 Brownies Lane, Tottenham.
3. Council authorise the General Manager to make minor variations to the planning proposal (PP-2021-7482), if required, during the drafting and finalisation of the planning proposal.

CARRIED

10 INFRASTRUCTURE SERVICES

10.1 FY21/22 ROADWORKS MONTHLY UPDATE FOR JUNE

RESOLUTION 2022/225

Moved: Cr Elaine Bendall

Seconded: Cr Peter Harris

That

1. The Director of Infrastructure Service Report No. R22/196 be received and noted.

CARRIED

10.2 FY21/22 UTILITIES MONTHLY UPDATE FOR JUNE

RESOLUTION 2022/226

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. The Director Infrastructure Services Report No. R22/198 be received and noted.

CARRIED

10.3 WATER ALLOCATIONS - JULY 2021 TO JUNE 2022**RESOLUTION 2022/227**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. The Director Infrastructure Services Report No R22/202 be received and noted.

CARRIED

Cr Blewitt left the meeting at 3.05pm.

Cr Blewitt returned to the meeting at 3.06pm.

10.4 PALESTHAN ROAD UPGRADE**RESOLUTION 2022/228**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director of Infrastructure Services Report No. R22/203 be received and noted.
2. Council decline to accept the Fixing Country Roads grant of \$1,397,700 for 16.8 km of seal extension on Palesthan Road.
3. That a minimum of \$155,300 of Roads to Recovery funds be allocated to gravel re-sheeting on Palesthan Road.

CARRIED

Cr Rees and Cr Blewitt recorded their votes against the motion.

Cr Blewitt left the meeting at 3.06pm.

Cr Blewitt returned to the meeting at 3.07pm.

10.5 FY21/22 URBAN WORKS MONTHLY UPDATE FOR JUNE**RESOLUTION 2022/229**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report No. R22/205 be received and noted.

CARRIED

11 DEPUTATIONS

Nil

12 NOTICES OF MOTION

Nil

13 NOTICES OF RESCISSION

Nil

14 DELEGATES REPORT**14.1 2022 NSW ALGWA CONFERENCE****RESOLUTION 2022/230**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That:

1. The Delegate's Report No. R22/210 be received and noted.

CARRIED**15 CORRESPONDENCE****15.1 CORRESPONDENCE - JULY****RESOLUTION 2022/231**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Correspondence Report No R22/213 be received and noted.

16 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

17 PETITIONS

Nil

Cr Bartholomew left the meeting at 3.25pm due to technical issues.

CARRIED

18 CLOSED SESSION**RESOLUTION 2022/232**

Moved: Cr Megan Mortimer

Seconded: Cr Peter Harris

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:

18.1 Request for partial water bill write off - A/N 1001925

This matter is considered to be confidential under Section 10A(2)b 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 discussion in relation to the personal hardship of a resident or ratepayer.

18.2 Water Account Adjustment - 1024795

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).

18.3 Tender 2022/9 - Management Contract for Riverview Caravan park - Submission

This matter is considered to be confidential under Section 10A(2)c and 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 information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

18.4 Tender 2022/7 - Management Contract for Tottenham Caravan park - Submission

This matter is considered to be confidential under Section 10A(2)c and dii 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 and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

18.5 Tendering - Regional Contract for the Supply and Delivery of Bulk Fuel (CNSWJO) from 1 July 2022

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.

18.6 Senior Staff Update

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).

18.7 Rates and Charges Donations - 2022/2023

This matter is considered to be confidential under Section 10A(2)b 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 discussion in relation to the personal hardship of a resident or ratepayer.

18.8 Lease of Medical Facility - Melrose Street Condobolin

This matter is considered to be confidential under Section 10A(2)b, c, di and dii 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 discussion in relation to the personal hardship of a resident or ratepayer, information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

18.9 Fire damaged property in the Lachlan Shire

This matter is considered to be confidential under Section 10A(2)a and b 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) and discussion in relation to the personal hardship of a resident or ratepayer.

18.10 Community Recycling Centre Program Operational Deed

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.

18.11 MASPRO Engineering Trading Pty Ltd - request to Council

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.

CARRIED**RESOLUTION 2022/233**

Moved: Cr Melissa Rees

Seconded: Cr Megan Mortimer

That Council moves out of Closed Council into Open Council.

CARRIED**18.1 REQUEST FOR PARTIAL WATER BILL WRITE OFF - A/N 1001925****RESOLUTION 2022/234**

Moved: Cr Elaine Bendall

Seconded: Cr Melissa Rees

That:

- 1) The Director of Corporate and Community Services Report No. R22/156 be received and noted.
- 2) Council decline the ratepayer's offer of \$6,896.28 as full and final satisfaction of the debt, and decline to write off the balance.
- 3) The ratepayer be advised that Council will initiate immediate debt recovery action unless they enter into and honour a repayment agreement that meets the terms of Council's Debt Recovery Policy with repayments to commence no later than 22 August 2022 and to finish no later than 30 June 2023.

CARRIED

18.2 WATER ACCOUNT ADJUSTMENT - 1024795**RESOLUTION 2022/235**

Moved: Cr Melissa Rees

Seconded: Cr Elaine Bendall

That

1. The Director of Corporate and Community Services Report R22/165 be received and noted.
2. Council approve the request to reduce water consumptions charges for the January and April 2022 billing periods by an amount of \$355.00 for assessment 1024795.

CARRIED**18.3 TENDER 2022/9 - MANAGEMENT CONTRACT FOR RIVERVIEW CARAVAN PARK - SUBMISSION****RESOLUTION 2022/236**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/168 be received and noted.
2. Council reject all tenders submitted and authorise the General Manager to negotiate with all tenderers or any other person, with the aim of achieving Option 3 within this report.
3. A further report be provided to Council detailing the outcome of the negotiations.

CARRIED**18.4 TENDER 2022/7 - MANAGEMENT CONTRACT FOR TOTTENHAM CARAVAN PARK - SUBMISSION****RESOLUTION 2022/237**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/150 be received and noted.
2. The General Manager commence negotiations with any person with a view to entering into a contract in relation to the management of the Tottenham Caravan Park.
3. A further report be presented to Council following completion of the negotiations.

CARRIED

18.5 TENDERING - REGIONAL CONTRACT FOR THE SUPPLY AND DELIVERY OF BULK FUEL (CNSWJO) FROM 1 JULY 2022**RESOLUTION 2022/238**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director of Corporate and Community Services Report No. R22/189 be received and noted.
2. Council accept and sign a contract with the following organisations for the supply and delivery of bulk fuel:
 - (a) Lowes Petroleum
 - (b) Oilsplus Holdings Australia (pending resolution of insurances)
 - (c) Park (pending resolution of insurances)
3. The Mayor and General Manager be authorised to sign the contract documents and affix the Council seal.
4. The Central NSW Joint Organisation of Council's be advised of Council's decision.

CARRIED

Jon Shillito and Adrian Milne left the meeting at 4.12pm.

18.6 SENIOR STAFF UPDATE**RESOLUTION 2022/239**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

1. The General Manager's Report No. R22/194 be received and noted.

CARRIED

Jon Shillito and Adrian Milne returned to the meeting at 4.19pm.

18.7 RATES AND CHARGES DONATIONS - 2022/2023**RESOLUTION 2022/240**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Blewitt

That:

- 1) The Director of Corporate and Community Services Report No. R22/197 be received and noted.
- 2) Council provide a 50% rates and charges concession to a maximum of \$479.50, to the Country Woman's Association Tullibigeal Branch, assessment number 1022913.

CARRIED

18.8 LEASE OF MEDICAL FACILITY - MELROSE STREET CONDOBOLIN**RESOLUTION 2022/241**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That:

1. The General Manager's Report No. R22/204 be received and noted.
2. Council authorise the General Manager to initiate Option 1, as detailed in the report, to recover all outstanding charges by 30 June 2023.

CARRIED

18.9 FIRE DAMAGED PROPERTY IN THE LACHLAN SHIRE**RESOLUTION 2022/242**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/207 be received and noted.
2. Remediation/repair works be undertaken in accordance with the terms of the development control order on the property and seek to recover the costs through legal action.
3. The cost of the remediation/repair work be charged against the Vacant Land Expenses budget.

CARRIED

18.10 COMMUNITY RECYCLING CENTRE PROGRAM OPERATIONAL DEED**RESOLUTION 2022/243**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That

1. The Director Environment Tourism and Economic Development Report No. R22/208 be received and noted.
2. The Community Recycling Centre Operations Deed and B-cycle Drop off point Code of Practice and Battery Steward Commitment Form be noted.
3. The Mayor and General Manager be authorised to sign the Community Recycling Centre Operations Deed and B-cycle Drop off point Code of Practice and Battery Steward Commitment Form and affix the Council Seal.

CARRIED

Cr Harris declared a Non-Pecuniary Significant interest in item 18.11 of the Confidential Report – MASPRO Engineering Trading Pty Ltd – Request to Council due to potential conflicts with his professional employment.

Cr Harris left the meeting at 4.37pm.

18.11 MASPRO ENGINEERING TRADING PTY LTD - REQUEST TO COUNCIL

RESOLUTION 2022/244

Moved: Cr Elaine Bendall
Seconded: Cr Megan Mortimer

That

1. Director Infrastructure Services Report R22/214 be received and noted
2. Council decline the request from MASPRO for Council to provide financial, engineering design and installation support to satisfy the conditions of their development.
3. Council continue to provide all necessary advice and information to enable MASPRO to design, obtain approval for and install a solution to manage their waste water and fire safety requirements.

CARRIED

Cr Harris returned to the meeting at 4.47pm.

Cr Phillips left the meeting at 4.52pm.

Cr Phillips returned to the meeting at 4.53pm.

The Meeting closed at 4.56pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 24 August 2022.

.....
CHAIRPERSON

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS - AUGUST****TRIM Number: R22/264****Author: General Manager****RECOMMENDATION**

That:

1. The Mayoral Minute No R22/264 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 August.

SUPPORTING INFORMATION**MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR**

28 July – Statement of Strategic Regional Priorities – Workshop

28–29 July – 2022 Penrith Mayor’s Cup

1 August – Microsoft Office – Lachlan Meeting – Online

2 August – Interagency Meeting, Western Regional Councils Information Session and Centroc Monthly Interview – Online

3 August – 2021/2022 General Manager’s Performance Review

4 August – Talk of the Town – Sarah Boorer Bathurst Broadcasters - Online

4–5 August – Next Country Mayors Meeting and Forum

8 August – 2022 Bi-monthly EVN and Shire Teams Meeting

10 August – Strategic Briefing Session

15 August – Placeholder – Lachlan Engagement (Councils)

18 August – NSW SES Lake Cargelligo Unit Vehicle Handover

22 August – RFS Lachlan District Liaison Meeting – Condobolin

24 August – Ordinary Meeting of Council

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council

ATTACHMENTS

Nil

6 PUBLIC FORUM

7 DISCLOSURE OF INTEREST

8 READ AND NOTE

8.1 DEVELOPMENT DATA JULY 2022

TRIM Number: R22/247

Author: Manager- Town Planning

RECOMMENDATION

That

1. The Director Environment, Tourism and Economic Development Report No. R22/247 be received and noted.

PURPOSE

This report is to provide Council with information in relation to development activity occurring within the Shire during July 2022.

SUPPORTING INFORMATION

Council’s Development Application Data.

BACKGROUND

During the month of July 2022 there was nine (9) applications lodged with a value totalling \$3,105,231. Five (5) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in July 2022.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2021/50	Two (2) Lot Torrens Title Subdivision	Lots 5-12 & 16 Narrandera Street, Lake Cargelligo	\$0	Delegated Authority
DA 2022/15	Home Business	34 Uabba Street, Lake Cargelligo	\$0	Delegated Authority
DA 2022/17	Outbuilding (Shed)	2 Officers Parade , Condobolin	\$25,000	Delegated Authority

DA 2022/19	Demolition of Building	16 Wattle Street, Tullibigeal	\$3,000	Delegated Authority
DA 2022/29	Demolition of Building	26 Busby Street, Condobolin	\$4,986	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	5		\$32,986	

Comparison to Previous Year: Applications Approved July 2021

Total **Number** of Applications **approved in July 2021**: 5

Total **Value** of Applications **approved for July 2021**: \$8,028,354

Development Applications and Complying Development Certificates Received in July 2022.

Development Identifier	Development Description	Location	Value
DA 2022/13	Two (2) Industrial Storage Buildings	13-15 Wiradjuri Way, Condobolin	\$350,445
DA 2022/18	Dwelling with Garage	88 Orange Street, Condobolin	\$612,900
DA 2022/19	Demolition of Building	16 Wattle Street, Tullibigeal	\$3,000
DA 2022/20	Three (3) Outbuildings	21 Johnston Street, Lake Cargelligo	\$15,000
DA 2022/24	Outbuilding (Shed)	120 Officers Parade, Condobolin	\$19,000
DA 2022/25	Dwelling with Garage	Lots 103 and 104 in DP 752329 McInnes Street, Lake Cargelligo	\$1,571,400
DA 2022/27	Dwelling with Outbuilding (Shed)	34 Uabba Street, Lake Cargelligo	\$523,500
DA 2022/29	Demolition of Building	26 Busby Street, Condobolin	\$4,986

DA 2022/30	Three (3) Lot Torrens Title Subdivision	115 McInnes Street, Lake Cargelligo	\$5,000
TOTAL	9		\$3,105,231

Comparison to Previous Year: Applications Received July 2021

Total Number of Applications **received in July 2021**: 3

Total Value of Applications **received for July 2021**: \$340,000

ISSUES AND COMMENTS

A total of five (5) approvals have been issued this financial year at an average of 23 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 fees associated with the applications referred to herein have been paid.

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 \$32,986 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

8.2 INVESTMENTS AS AT 31 JULY 2022**TRIM Number: R22/248****Author: Finance Accountant****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R22/248 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 July 2022 is \$7,763,882. Investments held at 31 July 2022 totalling \$ 61,146,894 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 July 2022, 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 July 2022, Council's portfolio is compliant across its counterparty and credit quality limits. Over the past 12 months, the portfolio, excluding on call cash, returned +0.98% p.a., outperforming the AusBond Bank Bill Index (bank bills) by 0.76% p.a.

The Reserve Bank (RBA) raised the cash rate again in July, from 0.85% to 1.35%. The RBA stated "*we do need to chart a credible path back to 2-3%. We are seeking to do this in a way in which the economy continues to grow and unemployment remains low*". That suggests the RBA is still prioritising a soft landing as long as inflation expectations remain anchored as they currently are. Broader financial conditions are influencing the economic outlook, with markets now factoring the possibility of a global recession as early as the second half of 2023. The RBA is expected to increase the official cash rate by another 50 basis points to 1.85% in early August 2022 and is looking to move towards their neutral setting of 2.5% by calendar year-end.

Investments returns above 3.50% p.a. now appear likely if Council can place its surplus funds for terms of 12 months or more.

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 as at 31 July 2022**

8.3 FY21/22 PROJECT MONTHLY UPDATE FOR AUGUST/SEPTEMBER

TRIM Number: R22/249

Author: Manager - Projects and Building

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/249 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 works 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

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	\$6k	\$77,765	Onsite meeting was held on 20 July 2022 with committee representative and Clr Brady. Options were discussed. Staff pricing options prior to discussing with committee representative.

<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>\$2,798,895.36</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. Several requests have been made of the contractor to provide quality assurance evidence, as required under the contract, which remains outstanding. Council has undertaken further site investigations and testing and staff are awaiting final report. Works have ceased on-site whilst the dispute remains unresolved.</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>\$664.2k</p>	<p>\$4,404,974.00</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 have commenced works. Portal framework has been completed. Roof installation to commence shortly as well as infill framework.</p>

Lake Cargelligo Hall Upgrade	\$50,000	SCCF R4	\$42.5k	\$50,000	Air Conditioning units have been installed. Door has been repaired, alarm system has been installed. Awaiting approval of variation to expend remaining funds.
Willow Bend Sport Centre – Roof Repair	\$75,000	SCCF R4	\$48k	\$75,000	PO issued for works. Roof safety system has been installed. Repairs to roof have been undertaken, with significant savings. Variation to project scope has been approved. New vents have been purchased and internal works are being scheduled.
Willow Bend Sports Centre Renewal	\$300,000	LRCI P3	Nil	\$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. Staff reviewing scope to ensure project meets the budget allocation.
Companion Animal Surrender Cages - Lake Cargelligo	\$50,000	LRCI P3	\$1.7k	\$50,000	Preferred site has been identified. Plans have been finalised, awaiting quotes for the installation.

Tottenham Caravan Park Enhancement	\$155,000	LRCI P3	\$24k	\$155,000	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 to commence on other items shortly.
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 in Lake Cargelligo. Sign details are now being prepared with the relevant parties.

Condobolin Works Depot Budget Update

Please note there has been no change to these figures due to suspension of 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	\$244,247.14
Remaining contingency	\$7,100.86
Current Expenditure	\$2,798,895.36

All figures include GST

** Figure includes Contingency*

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

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

8.4 CORRESPONDENCE**TRIM Number: R22/259****Author: General Manager****RECOMMENDATION**

That:

1. The Correspondence Report No R22/259 be received and noted

PURPOSE

To provide Council with correspondence received for the month of August

SUPPORTING INFORMATION

Central West Family Support Group requesting an opportunity to participate in the Strategic Briefing Session

A letter from EveryAge Counts inviting Council to join other Council's in support to ending ageism.

A Circular from the Office of Local Government to Council advising the need to establish an Audit, Risk and Improvement Committee.

Email form LGNSW regarding RFS Red Fleet Assets

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **Central West Family Support**
2. **EveryAge Counts**
3. **Office of Local Government**
4. **LGNSW RFS Red Fleet**

8.5 FY22/23 UTILITIES MONTHLY UPDATE FOR JULY

TRIM Number: R22/266

Author: Manager - Utilities

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R22/266 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 July, in progress for the month of August and forecast for the month of September 2022.

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"> • Due to the urgency in moving forward with the concept design for the new Condobolin STP, a decision was made to single invite NSW Public Works Advisory (PWA) to submit its design proposal. It is anticipated that the design proposal will be submitted to Council staff by the end of September 2022.
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none"> • The bore and land boundary matters are continuing to progress. The Land holder has been advised of progress on this issue and land transfer mechanism is being confirmed.
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none"> • Contract 1: Pipeline – 28km of bore pipeline have been filled. Awaiting the flow and pressure test report to be submitted. • Contract 4: Under bore – Flow and pressure test to be repeated due to technical errors during the test. The test will resume after Contract 1 – Pipeline submits its report and passes its test.

	<ul style="list-style-type: none"> Contract 5: Transfer Pump Station – a start meeting was held on 5 August 2022, materials have been ordered and initial site works are currently scheduled to start by the end of August 2022.
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> There are four (4) options presented in the concept design report: <ul style="list-style-type: none"> Option 1 – installing new submersible pumps in the existing wet well. The wet well would be refurbished. There will be no provision for the emergency storage if this option is selected. Option 2 – installing new submersible pumps in the dry well which would become a wet well. The existing wet well would be refurbished and used as emergency storage. Option 3 – new 5m diameter wet well with built in emergency storage. Option 4 – new 2.7m diameter wet well using the existing wet/dry well for emergency storage. The wet/dry well would be refurbished. The current site is relatively small and highly constrained. Options 3 and 4 will need to expand beyond the current site, either to the south in the road reserve or to the west on the site which would need to be acquired by Council. A meeting with PWA will be scheduled by the end of August 2022 to discuss the options for the upgrade to select a preferred option.
Condobolin Reservoir No.2 – Investigation Study	<ul style="list-style-type: none"> Full internal inspection and structural assessment is planned to be undertaken on 23 – 24 August 2022.

Lake Cargelligo

Project	Progress
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> The screen extractor was received on Friday 12 August 2022. Works are now planned to modify the pipework arrangement to the inlet of Lake Cargelligo STP to allow the installation of the new screen extractor.
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> The condition assessment report for the Lake Cargelligo reservoir has been received and is currently being reviewed by Council staff.
Lake Cargelligo Merri Abba Bores – radiation detected	<ul style="list-style-type: none"> Awaiting results from NSW Health regarding the investigation and testing of the radiation level in the Merri Abba bores.
Lake Cargelligo Merri Abba Bore 1	<ul style="list-style-type: none"> Bore 1 replacement pump is set to be installed during August. The results of the detailed radiation testing is required prior to the bores being switched on.

Tottenham

Project	Progress
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> • Concept and detailed designs are currently underway for the following: <ul style="list-style-type: none"> ○ Upgrade of Leg O Mutton dam. Deliverables: final tender drawings and technical specifications. ○ Construction of a new reservoir at Albert. Deliverables: review of environmental factors and technical specification for a design and construction contract. INSW confirmed that demolition of the existing Albert Reservoir was required. ○ Upgrade of electrical and telemetry systems. Deliverables: electrical design drawings (new Albert Reservoir, Tottenham Reservoir and Tottenham WTP), technical specification for electrical & telemetry works and technical schedules. • The above designs are anticipated to be completed by early December 2022, with an aim to go out to tender separately by early 2023.
Tottenham Reservoir Remediation	<ul style="list-style-type: none"> • To date there are still 2 small leaks in the reservoir that are being closely monitored. The contractor is planning to return to site in early September 2022 to rectify the small leaks.
Tottenham WTP Upgrade	<ul style="list-style-type: none"> • The new 105,000L concrete clear water tank has been constructed. Additionally the existing clear water tanks have also been coated and repaired. • Pipework modification is planned to commence in early September 2022, with the intention to connect the new clear water tank to the existing infrastructure.

Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Cargelligo, Condobolin & Tottenham)	<ul style="list-style-type: none"> • Detailed design for the new pump station at the Tottenham STP and a new irrigation storage dam at the Tottenham Racecourse is still underway. • Proposal for the new power supply connection at the proposed new irrigation storage dam and upgrade of the electrical and telemetry system are still yet to be submitted to Council.
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> • The update to the water and sewer asset registers is nearing completion. This is a vital input to the IWCM as it will assist in projecting future asset replacements. • The review of the draft IWCM Issues Paper is continuing and anticipated to be finished and sent to PWA by the end of August 2022.

FINANCIAL AND RESOURCE IMPLICATIONS

All projects are listed as per the Delivery and Operational Plan 2022/23.

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 is addressed 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 (Rocco), 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.

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 July, underway for August and planned for September 2022.

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

8.6 ACTIVE RESOLUTIONS - AUGUST

TRIM Number: R22/269

Author: General Manager

RECOMMENDATION

That:

1. The General Managers Report R22/269 be received and noted.

PURPOSE

To provide Council with an update on Active Resolution as at August 2022.

SUPPORTING INFORMATION

The active resolutions are attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.8 Strong effective and Responsive Council

ATTACHMENTS

1. Active Resolutions

8.7 FY22/23 URBAN WORKS MONTHLY UPDATE FOR JULY

TRIM Number: R22/270

Author: Manager Urban Works

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R22/270 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 July 2022, in progress for the month of August 2022 and forecast for the month of September 2022.

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 Urban Works program, with some overlap with roads, utilities, tourism and buildings where required.

ISSUES AND COMMENTS

Project delivery in this area has focused on grant funded projects with funding deadlines and Capital works. Recruitment of an Engineering Assistant has been finalised and the position has been filled. The Covid-19 situation continues to impact on the daily activities of the Urban Works staff. Supply chains for materials and manufactured goods are improving. Staff continue to liaise with stakeholders and grant bodies regarding possible impacts.

Works Completed in July

Tourism Precinct – stage 3. BBRF	Irrigation contractor has commenced the set-out of stage one works and some materials have been delivered to Condobolin. Water and Sewer main Contract has been awarded contract. Works to commence in early August. Work impact on nearby community events to be closely monitored.
Footpath Tender	Priority project is the Condobolin School Precinct, approx. 350m of footpath poured. Access to schools re-established before school commenced. Remainder of works to recommence 15 August. Program for other 6 projects has been submitted.
SRA power upgrade	Quotations requested from 4 Contractors. Quotations close 19 August.
Condobolin Swimming Pool Heat Pump	Failure of Heat pump 2 occurred at the end of the last season. Quotes requested and purchase order issued to replace.

LED Streetlight replacement	Streetlight replacement program has been completed for around 95% of the Shire. Specialty and heritage lights remain the only lights to be replaced.
Apex Park Pontoon	Pontoon was delivered and installed - not operational. Contractor has been advised of sinking pontoon problem and will rectify issue prior to final payment being made. Foreshore improvement works were planned, however water levels within the Lake is currently prohibiting any works. Water will likely stay high for a number of months.
Tottenham Recreation Goal posts	Meeting with stakeholders to confirm location and details of posts required.
Tottenham Recreation Security Fencing	Meeting with stakeholders to confirm scope and fencing details.
Tottenham Swimming Pool Carpark	Meeting on site with Contractor to confirm scope and details.

Works Underway in August

Tourism Precinct – stage 3. BBRF	Irrigation materials delivered and contractor to commence installation of the pump shed, pumps, storage tank and pipework. Landscape architect revising masterplan to confirm details around dog park, drainage and plantings. Water and sewer contractor commenced works 2 August. Work impact on nearby community events to be closely monitored.
Scott Street Sub-division	Tender documents being prepared. Planned to release tender documents on 15 August. Proposed close of tender 13 September.
Footpath Construction	Complete footpath works around Condobolin school precinct. The next project to commence will be Gum Bend Lake walkway.
LED Streetlight replacement	Final streetlights to be replaced incrementally.
SRA power upgrade	Quotations close 19 August. Seeking to award contract as soon as practicable.
SRA Ground LED Lighting Tender	Tender released on Tenderlink 5 August. Tender Closes 2 September.
Apex Park Pontoon	Water edge and landscape improvements have been delayed due to the water levels in the lake. Pontoon defect to be rectified when possible.
Tottenham Recreation Goal posts	Purchase order issued and materials ordered.
Tottenham Recreation Security Fencing	Purchase order issued and materials ordered.
Tottenham Swimming Pool Carpark	Purchase orders issued and Earthworks commenced.
Tullibigeal Netball court resurfacing	Engage with stakeholders to confirm scope of works and commence procurement process.

Works Scheduled in September

1. Tourism Precinct – stage 3. BBRF	Irrigation Contractor planning to continue works. Dog exercise equipment to be installed and landscaping works to commence. Landscape architect to issue final master plan. Water and sewer contractor nearing completion.
2. Scott Street Sub-division	Proposed close of tender 13 September. Proposed to assess Tenders and report to September Council Meeting
3. Footpath Construction	Gum Bend Lake construction to continue (weather permitting) Following the completion of Gum Bend Lake, the contractor will start Bathurst Street (195-211) approx. 180m & Frogs Hollow 130m
4. SRA Power upgrade	Contractor engaged, Level 1 ASP design commenced. Level 2 ASP materials ordered.
5. SRA Lighting upgrade	Tender closes 2 nd September. Tenders to be assessed and reported to September Council meeting.
6. Condobolin Swimming Pool Heat Pump	Heat pump to be installed prior to the commencement of the season.
7. Apex Park Pontoon	Water edge and landscape improvements to be undertaken if possible, subject to water levels in the Lake.
8. Tottenham Recreation grounds security fencing	Fencing works to be installed and works complete.
9. Tottenham Recreation grounds goal posts	Goal posts to be installed and works complete.
10. Tottenham Swimming Pool carpark	All carpark works to be complete including line marking, fence installation and concrete works. Works to be completed prior to start of swim season. Sealing of carpark to be incorporated with next road sealing campaign.
11. Tullibigeal Netball court resurfacing	Seek quotations from suitably qualified contractors and engage contractor to complete the works.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure To Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$324K	\$600K	Budget is on track
Shire Wide LED street light replace	\$569k	LRCI 3	\$495k	\$569k	Budget on track
7 footpath locations	\$1,221k	FLR, LRCI3, General Rev	\$83k	\$1,221k	Budget on track

Project	Budget	Funding Source	Expenditure To Date	Forecast Expenditure	Comments
Apex Park pontoon	\$200K	Boating now	\$130K	\$200K	Budget is on track

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

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

COVID-19 is still causing concern for the staff, budgets and supply of goods and materials.

STAKEHOLDER CONSULTATION

Staff are seeking to engage with specific stakeholders on each project, in accordance with Council's community consultation policy. Meetings held with Tottenham Recreation Ground Committee and Tottenham Pool Committee to confirm projects. Meeting yet to be held with Tullibigeal Netball committee and Lake Cargelligo Junior Cricket Association.

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 July 2022, in progress for August 2022 and forecast work for September 2022.

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

8.8 FY22/23 ROADWORKS MONTHLY UPDATE FOR JULY**TRIM Number: R22/265****Author: Manager - Roads****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R22/265 be received and noted

PURPOSE

The purpose of this report is to provide a summary of road works undertaken by the Infrastructure Services Department which were completed in July, works in progress in the month of August and works scheduled for the month of September 2022. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

The unsealed road network continues to be a problem with some roads still badly damaged by on-going wet weather. A concentration on maintenance grading over the next few months should improve the situation provided rainfall remains at below average levels.

UPDATE**Road Construction**

Smythes culvert, MR 57S Lachlan Valley Way. 118 culverts are on site with the remaining culverts and headwalls to be delivered mid-August. The culvert base slabs were poured in early August with culvert installation programmed to commence week starting 22 August. Works on the Murie Creek culverts will continue to be deferred until McMahon Services is able to develop an appropriate construction methodology.

MR 57S Lachlan Valley Way and The Gipps Way intersection. Road formation is up to final level and traffic is compacting formation prior to final trimming and sealing.

MR 57S The Gipps Way – Nerathong bridge replacement. Construction of the precast components is continuing and as noted previously the contractor has delayed site establishment until October.

SR 230 Lachlan Valley Way seal extension. Road pavement construction is continuing and culvert installation is in progress.

Maitland Street/Boona Road intersection. This project has been completed and finalisation report is being prepared for Infrastructure NSW. The final 200 metres of Maitland Street adjacent to residential properties will be resealed as part of the urban sealing program in the FY22/23.

McDonnell/Molong/William Streets – Condobolin School Precinct. The sealing of Molong, William and part of McDonnell St has been undertaken. The concrete centre of the median islands is currently being constructed. The footpath contractor is programmed to return to site on 15 August. Foster Street, Lake Cargelligo. Works are programmed to recommence 15 August.

Road Maintenance

Maintenance grading work has recommenced in July on shire roads with four graders dedicated to this work. In addition, two graders will be working together to undertake grade, water roll and gravel re-sheeting projects.

Works undertaken in July

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following unsealed roads**
 - Shire Roads
 - SR 45 Boona Road – Murda Creek to Carawatha Road – gwr in preparation for gravel re-sheeting
 - SR 91 Marsden Road – gwr
 - SR 92 Longingettin – gwr
 - SR 94 Diggers Road – gwr
 - SR 97 Driftway Road - gwr

- **Road and culvert reconstruction and sealing undertaken on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way – Regional NSW/Block grant – Smythes culvert base slab was being prepared for concrete pour
 - MR 57S Lachlan Valley Way/The Gipps Way – Repair/Block grant – intersection realignment and pavement formation has been completed. New intersection will be sealed in September
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement precast components being manufacturing continuing
 - Shire Roads and Town Streets
 - SR 230 Lachlan Valley Way – FLR/RTR – pavement construction is continuing
 - Condobolin School Precinct – FLR/RTR – Road sealing has been undertaken on Molong St, William St and one side of McDonnell St. The water main that prevent completion of construction of the east side of McDonnell Street due to ongoing leaks has been by-passed and taken out of service.
 - Visitor Information Centre – Regional NSW – completion of car park formation is on hold to allow area to dry sufficiently to complete work.

- **Road reseals/sealing**
 - Main Roads
 - nil
 - Urban Streets
 - Molong, William and part of McDonnell St – two coat seal has been completed

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 5 Lansdale Road– maintenance grading
 - SR 11 Moira Vale Road – maintenance grading
 - SR 49 Myamley Road –maintenance grading
 - SR 50 Vermont Hill Road – maintenance grading
 - SR 51 Eremeran Road – maintenance grading
 - SR 52 Wirrinun Road – maintenance grading
 - SR 56 Bimbella Road – bog-hole repair
 - SR 123 Stidwells Lane – maintenance grading
 - SR 124 Crown Camp Road – maintenance grading
 - SR 130 West Milby Road – maintenance grading
 - SR 131 Hodges Road – maintenance grading
 - SR 134 Toliman Road – maintenance grading
 - SR 161 Bygalore Road – maintenance grading
 - SR 165 Bryants Road – maintenance grading
 - SR 166 Burkes Lane – maintenance grading
 - SR 170 Tomlinsons Road – maintenance grading
 - SR 177 Trig Hill Road – maintenance grading
 - SR 230 Lachlan Valley Way – maintenance grading
 - SR 303 Gleninga Road – maintenance grading
 - SR 407 Swansons Road – maintenance grading

- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - Main Roads
 - MR 57N Fifield Road – pothole patching
 - MR 57NN The Bogan Way – pothole patching
 - MR 57S The Gipps Way – pothole patching
 - MR 347 Dandaloo Road – pavement failure repairs
 - MR 423 Lachlan Valley Way (Lake to Murrin Bridge) – slashing
 - MR 461 Henry Parkes Way north – shoulder build-up
 - MR 501 Hillston Road – pothole patching/slashing
 - RR 7513 Lake Cargelligo Road – pothole patching/slashing
 - RR 7514 Kiacatoo Road – pothole patching
 - Shire Roads
 - SR 1029 Tullibigeal Road – vegetation control

Works in progress August

- **Heavy patching, re-sheeting and grade water and roll in progress on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 43 Back Tullamore Road – gwr

- SR 45 Boona Road – gwr and 3 km gravel re-sheeting
- SR 46 Carawatha Road - gwr

- **Road and culvert reconstruction and sealing in progress on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way – Regional NSW/Block grant – Smythes culvert base slab concrete has been poured. Culvert placement will commence late August once base slab concrete has reached required strength
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement manufacture of precast units continuing
 - MR 461 Henry Parkes Way – HVSP/Block grant – Kiacatoo intersection reconstruction will commence
 - Shire Roads
 - SR 230 Lachlan Valley Way – FLR/RTR – pavement construction is continuing
 - Town Streets
 - Condobolin School Precinct – FLR/RTR – Completion of median island is in progress. Reconstruction and installation of new footpaths will recommence in mid-August

- **Road reseals/sealing**
 - All Roads
 - nil

- **Maintenance grading/sucker removal/storm damage repairs in progress on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 13 Millridge Road – maintenance grading
 - SR 35 Larkings Road – maintenance grading
 - SR 44 Melrose Plains Road – maintenance grading
 - SR 53 Mumbil Tank Road – maintenance grading
 - SR 54 Tinda Tank Road – maintenance grading
 - SR 56 Bimbella Road – maintenance grading
 - SR 62 Carlisle Road – bog hole repair
 - SR 120 Merribogie Road – maintenance grading
 - SR 124 Crown Camp Road – maintenance grading
 - SR 190 Wilgadale Road – bog hole repair
 - SR 230 Lachlan Valley Way – maintenance grading
 - SR 231 Curlew Road – maintenance grading
 - SR 261 Glenoma Road – maintenance grading
 - SR 262 Bush Home Road – maintenance grading
 - SR 268 Linton Road – maintenance grading
 - SR 350 Arundel Road – maintenance grading
 - SR 333 Rosedale Road – maintenance grading
 - SR 334 Wylona Road – maintenance grading

- SR 360 Kirks Road – maintenance grading
- SR 408 Deacons Road – maintenance grading
- SR 1411 Lachlan Valley Way – maintenance grading
- SR 1169 Bobadah Road – maintenance grading
- **Shoulder grading/slashing/vegetation control and patching in progress on the following sealed roads**
 - Main Roads
 - MR 461 Henry Parkes Way – sealed shoulder grading
 - Shire Roads
 - Nil

Works planned for September

- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 1187 Palesthan Road – gwr and gravel re-sheeting 5 km
- **Road resealing/sealing**
 - Main Roads
 - MR 57S The Gipps Way/Lachlan Valley Way intersection sealing
 - Shire 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 – Commencement of road reconstruction from Utes in the Paddock to Smythes culvert
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement manufacture of precast units continuing
 - MR 461 Henry Parkes Way/Silo Roads – HVSP/Block grant widening
 - Shire Roads
 - SR 120 Merri bogie Road – FLR/RTR – road widening 4 km
 - SR 230 Lachlan Valley Way – FLR/RTR - road construction for 10 km of seal extension
 - Town Streets
 - Visitor information centre – Regional NSW – completion of carpark construction
 - Busby St/Harding Ave, Condobolin – FLR – kerb and gutter replacement and street reconstruction
 - Officers Parade – FLR/RTR – stormwater installation

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 67 Carlisle-Trundle Road – bog-hole repair
 - SR 382 Bloomfield Road – bog-hole repair
 - Plus roads not completed in August

- **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	\$438k	TfNSW Block Grant	\$0k	\$438k	Programmed for Q2
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$50k	Programmed for Q2
Regional Roads, culvert renewal	\$60k	TfNSW Block Grant	\$0k	\$60k	Programmed for Q3
MR 461 William St / MR 57S Lachlan St intersection reconstruction	\$274k	TfNSW Block Grant \$0k, RTR \$274k	\$0k	\$274k	Design still be finalized. Block grant funding to be determined
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 \$46k in FY 22/23 Total \$526k	\$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, \$51k in FY22/23 Total \$3.119m	\$3.5m	Jumble Plains Road intersection reconstruction will commence in Q2
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, \$26K in FY22/23 Total \$473k	\$2.808m	Construction of precast components in progress.
MR 57S, MR 377, Condobolin Freight Betterment and Visitor Centre road works	\$1.203m FY20/21, \$8.196m FY21/22	Regional NSW funding \$5,971k, TfNSW Block grant \$1,553k, TfNSW Repair \$400k, RTR \$272k	\$1.235m pre 1 July 2021, \$2.41m in FY21/22, \$322k in FY22/23 Total \$3.966m	\$9.3m	Smythes culvert installed programmed to commence in August
MR 461 Henry Parkes Way intersection upgrades, MR 7521 Kiacatoo Road and SR 340 Silos Road	\$516k	HVSPP \$258k, TFNSW Block Grant \$208k, Graincorp \$50k	\$102k in FY21/22	\$516k	Kiacatoo Road intersection reconstruction will commence in August
RR 7513 Lake Cargelligo Road seal widening 8 km	\$800k	Repair \$400k, Block \$400k	\$0k	\$800k	Repair program funding not yet confirmed by TfNSW

CONSTRUCTION PROJECTS					
Local Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Local road reseals	\$590k	FAG Roads \$140k, RTR \$450k	\$0k	\$590k	Program to be confirmed
Local roads gravel re-sheets					
SR 1187 Palesthan Road	\$200k	Special Rate Variation \$200k, RTR \$504k	\$0k	\$200k	Programmed for Q2
SR 45 Boona Road	\$160k		\$0k	\$160k	Work in progress
Remainder of program	\$344k		\$0k	\$344k	Program to be confirmed
Maitland Street HV upgrade	\$1.51m	FRC \$765k, RTR \$745k	\$1,465k pre 1 July 2022, \$46k in FY22/23, Total \$1.51m	\$1.51m	Complete Last 200 metre will be resealed as part of local road reseals budget
SR 120 Merriboogie Road widen and reseal	\$1.4m	Fixing Local Roads \$1,260k, RTR 140k	\$649k in FY21/22	\$1.4m	Project will be recommenced in Q2
SR 230 Lachlan Valley Way, 10 km seal extension	\$1.3m FY21/22, \$700k FY22/23	Fixing Local Roads \$1.9m, RTR \$100k	\$649k in FY21/22	\$2.0m	Gravel cartage and pavement construction in progress. Project will be completed in FY22/23
Busby St/Harding Ave reconstruction	\$800k	Fixing Local Roads	\$23k in FY21/22	\$800k	Kerb and gutter replacement will commence in Q2
Condobolin School Precinct	\$1.68m	Fixing Local Roads \$1,360k, RTR \$50k, FAG Roads \$270k	\$660k in FY21/22, \$342k in FY22/23 Total \$1,002m	\$1.68m	Completion of median islands in progress
Officers Parade upgrade	\$1.0m	Fixing Local Roads \$600k, RTR \$400k	\$169k in FY21/22	\$1.0m	Programmed for Q3
Lansdale Road widening and upgrade	\$400k	Roads to Recovery	\$0k	\$400k	Programmed for Q3
Willis Lane seal extension	\$400k	Roads to Recovery	\$0k	\$400k	Programmed for Q3

FUNDING SOURCES					
Funding Source	Amount	Contribution	% spent	Used by	Comments
Roads to Recovery	\$2.748m including revote	100% Federal grant	5.0%	30-Jun	Year 4 of five program.
TfNSW Block and Supplementary Grants	\$3.132m	100% TfNSW	3.0%	30-Jun	Budget not yet confirmed by TfNSW
TfNSW Traffic Facilities	\$148k	100% TfNSW	7.0%	30-Jun	
TfNSW repair	\$400k	100% TfNSW	0%	31-Jul	
FAG Roads	\$3.28m	100% Federal grant	7.0%		To reserve if not used by 30 June.

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

Progress on restoring the road network following damage due to winter rain continues to be a priority with the aim to complete restoration work before harvest in November. However resources also need to be allocated to construction project to ensure council’s commitments to funding bodies are met.

ATTACHMENTS

Nil

9 DECISION REPORTS

9.1 GENERAL MANAGER**9.1.1 GENERAL MANAGERS PERFORMANCE REVIEW AND CONTRACT****TRIM Number: R22/280****Author: General Manager****RECOMMENDATION**

That:

1. The Mayoral Report No R22/280 be received and noted.
2. The General Manager be offered a new 5-year Contract, commencing 1 September 2022 at a TRP of \$286,931.10 with terms and conditions to be in accordance with the Standard Contract of Employment General Managers of Local Councils in New South Wales.
3. The Mayor be authorised to develop and sign a Deed of Entitlement, as a policy of Council, which details entitlements approved by Council to be provided to the General Manager, for inclusion in Schedule A of the contract.
4. The Mayor be authorised to sign the new 5-year contract for the employment of the General Manager on behalf of Council.

PURPOSE

To report on the General Manager's Performance Review for the period 1 July 2021 to 30 June 2022 and obtain Council approval to offer the General Manager a new Contract of Employment.

SUPPORTING INFORMATION

Nil

BACKGROUND

The results of the General Manager's Performance Review have been considered by Council at this meeting in report number R22/262.

ISSUES AND COMMENTS

The Performance Review Panel (PRP), in undertaking the General Manager's 2022 performance review, has recommended that the General Manager be offered a new 5-year Contract, commencing 1 September 2022 at a TRP of \$286,931.10 with terms and conditions to be in accordance with the Standard Contract of Employment for General Managers in NSW Councils. The recommended TRP value is calculated from the TRP of the General Manager's existing contract plus the NSW Remuneration Tribunal's SOORT increase of 2.0% which is payable to the General Manager under the existing contract from 7 September 2022.

The PRP noted that the TRP recommended is less than the current market salary for General Managers at similar sized councils, as detailed in the 2022 NSW Local Government General Manager Remuneration Report. Rather than increasing the TRP in the new contract, the PRP and General Manager agreed that alternate non cash benefits should be considered and negotiated.

FINANCIAL AND RESOURCE IMPLICATIONS

There are no financial implications associated with a new contract of employment as the recommended TRP is within Council's adopted budget. The budget estimates anticipated and allowed for a SOORT increase of 2.5% rather than the 2% granted.

LEGAL IMPLICATIONS

The Local Government Act 1993 – Clause 334 states;

“a) A council must appoint a person to be its general manager. The person must not be a body corporate.

b) The position of general manager is a senior staff position.”

RISK IMPLICATIONS

No risks identified.

STAKEHOLDER CONSULTATION

Nil

OPTIONS

1. Adopt the recommendation and offer the General Manager a new 5 year contract of employment commencing from 1 September 2022.
2. Decline to offer the General Manager a new employment contract.

CONCLUSION

The Performance Review Panel have undertaken the General Manager's 2022 Performance Review and have recommended the General Manager be offered a new 5 year contract of employment.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 – Strong, Effective and Responsive Council.

DP No. 4.2.8 – Ensure that Council has a skilled and competent workforce necessary to achieve its strategic outcomes.

ATTACHMENTS

Nil

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO COUNCILLORS POLICY

TRIM Number: R22/253

Author: Director - Corporate and Community Services

RECOMMENDATION

That

1. The Director Corporate & Community Services Report R22/253 be received and noted.
2. The Payment of Expenses and the Provision of Facilities for Councillors Policy be adopted as presented.

PURPOSE

The purpose of this report is to provide a copy of the revised Payment of Expenses and the Provision of Facilities for Councillors Policy for adoption.

SUPPORTING INFORMATION

See attachment.

BACKGROUND

The Office of Local Government (OLG) issued Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW. Under section 23A of the *Local Government Act 1993 NSW* council must take into consideration relevant Guidelines.

Section 252 of the *Local Government Act 1993 NSW* requires councils to adopt a new policy on the payment of expenses and the provision of facilities to the mayor and councillors within 12 months of the election.

ISSUES AND COMMENTS

The document was on public exhibition for 28 days in compliance with the Local Government Act. There were no submissions received for consideration.

A couple of changes to note include:

- Recent amendments to the *Local Government (General) Regulation 2021 section 403 (2)* require policies adopted under section 252 to provide for the payment of reasonable expenses associated with carer responsibilities.
- Superannuation payments can be made to Councillors from 1 July 2022. Council adopted a resolution to approve superannuation payments for Councillors at the April 2022 meeting.

The payment of expenses and provision of facilities under the policy must not be open-ended. Monetary limits for all expenses and limits to the standard of provision for all facilities must be clearly stated and, where appropriate, justified within councils' policies.

FINANCIAL AND RESOURCE IMPLICATIONS

Council has made a budget provision to cover these expenses.

LEGAL IMPLICATIONS

Office of Local Government Circular 21-31 dated 5 October 2021 Post Election Guide

Office of Local Government Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW.

As per Section 403 (1) of the *Local Government (General) Regulation 2021*, the policy cannot permit Council:

- (a) to pay any councillor an allowance in the nature of a general expense allowance, or
- (b) to make a motor vehicle owned or leased by the council available for the exclusive or primary use or disposition of a particular councillor other than a mayor.

Local Government Act 1993 NSW

252 Payment of expenses and provision of facilities

(1) Within the first 12 months of each term of a council, the council must adopt a policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the mayor, the deputy mayor (if there is one) and the other councillors in relation to discharging the functions of civic office.

(2) The policy may provide for fees payable under this Division to be reduced by an amount representing the private benefit to the mayor or a councillor of a facility provided by the council to the mayor or councillor.

(3) A council must not pay any expenses incurred or to be incurred by, or provide any facilities to, the mayor, the deputy mayor (if there is one) or a councillor otherwise than in accordance with a policy under this section.

(4) A council may from time to time amend a policy under this section.

(5) A policy under this section must comply with the provisions of this Act, the regulations and any relevant guidelines issued under section 23A.

253 Requirements before policy concerning expenses and facilities can be adopted or amended

(1) A council must give public notice of its intention to adopt or amend a policy for the payment of expenses or provision of facilities allowing at least 28 days for the making of public submissions.

(2) Before adopting or amending the policy, the council must consider any submissions made within the time allowed for submissions and make any appropriate changes to the draft policy or amendment.

(5) A council must comply with this section when proposing to adopt a policy in accordance with section 252(1) even if the council proposes to adopt a policy that is the same as its existing policy.

254 Decision to be made in open meeting

The council meeting must not close to the public that part of its meeting at which a policy for the payment of expenses or provision of facilities is adopted or amended, or at which any proposal concerning those matters is discussed or considered.

The *Government Information (Public Access) Act 2009* and *Schedule 1 of the Government Information (Public Access) Regulation 2018* provides that the public is able to inspect during office hours at Council, and at no charge, the current version and the immediately preceding version of the Council's expenses and facilities policy. The public is also entitled to a copy of the policy, either free through Council's website, or on payment of a reasonable copying charge.

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

Councillors – June Council meeting.

The Policy was on public exhibition for 28 days, from 30 June 2022, as required under the *Local Government Act 1993* NSW section 253.

OPTIONS

1. Approve the policy as presented.

CONCLUSION

The policy should be adopted as presented and will then be publicly available as required under legislation.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

- 4.2. Strong, effective and responsive council
- 4.2.5 Council's exposure to risk is minimised.

ATTACHMENTS

1. **Payment of Expenses & Provision of Facilities to Councillors Policy**

9.2.2 DONATIONS**TRIM Number: R22/272****Author: Administration Officer - Corporate & Community Services****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R22/272 be received and noted.
2. Council provide a donation to Condobolin Sports Club Limited of \$400.00 for their Triple Bowls Day.
3. Council provide a donation of \$1,000.00 to the Rotary Club of Lake Cargelligo Christmas Carnival Committee

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 COMMENTSCondobolin Sports Club Limited

Condobolin Sports Club Limited are requesting a contribution to support their annual Open Triples Bowls Spectacular on the weekend of the 15 and 16 October 2022. All sponsors will be invited to display banners and signage around the greens and within the clubs premises.

In 2020, 2018, 2017 and 2016 Council donated \$200.00. The 2021 the event was cancelled.

At the Strategic Briefing meeting on 10 August 2022, there was support from Councillors to increase the donation this year to \$400.00.

Rotary Club of Lake Cargelligo - Christmas Carnival Committee

Rotary Club of Lake Cargelligo - Christmas Carnival Committee are seeking a \$1,000.00 donation towards the fireworks display at the Christmas Carnival on Saturday 10 December 2022.

Council donated \$1,000.00 in 2017, 2018, 2019 and 2021.

FUTURE DONATIONS

- Lake Cargelligo Rodeo Committee – Council requested more information. No response has been received as yet.
- Workshops Out West – Council requested more information. No response has been received as yet.

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 sufficient budget to fund these requests.

LEGAL IMPLICATIONS

There are no known legal implications.

RISK IMPLICATIONS

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

STAKEHOLDER CONSULTATION

Councillors - August Strategic Briefing

OPTIONS

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

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. **Condobolin Sports Club Limited**
2. **Rotary Club of Lake Cargelligo**
3. **Donations as at 160822**

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 ACTIONS FROM THE INDUSTRIAL AND RURAL LANDS STRATEGY - LODGEMENT OF PLANNING PROPOSALS FOR IDENTIFIED SITES

TRIM Number: R22/274

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/274 be received and noted.
2. Council endorse the investigations in accordance with the Actions (C1) of Council's Industrial and Rural Lands Strategy.
3. A further report be tabled once the investigations are complete and individual planning proposals are prepared.

PURPOSE

The purpose of this report is to seek Council's endorsement to investigate the amendment of Lachlan Local Environmental Plan 2013 (LLEP 2013) in accordance with Council's adopted Industrial and Rural Lands Strategy (IRLS). This will be undertaken in accordance the identified actions within the adopted IRLS and through the preparation and lodgement of Planning Proposals for suitable sites.

SUPPORTING INFORMATION

Nil

BACKGROUND

At the Ordinary Meeting of Council on 25 May 2022, Council endorsed the adoption of the Industrial and Rural Lands Strategy (IRLS).

Council currently has a limited amount of suitable land for industrial growth. The Strategy provided a clear vision for industrial land use over the next twenty (20) years.

The IRLS aims to ensure future industrial development is appropriately planned.

The IRLS includes Town Structure Plans for Condobolin, Lake Cargelligo and Tottenham. These Plans reflect the high-level constraints and identify the options for expansion of industrial land. These options are also expressed through a number of strategies and actions that align with Council's Local Strategic Planning Statement, the Orana and Central West Regional Plan and the Regional Economic Development Strategy. The Structure Plans are to be used to guide land use planning decisions of Council.

The Town Structure Plans are shown in **Figures 1 – 3** below for Condobolin, Lake Cargelligo and Tottenham.

Figure 1 – Condobolin Town Structure Plan;

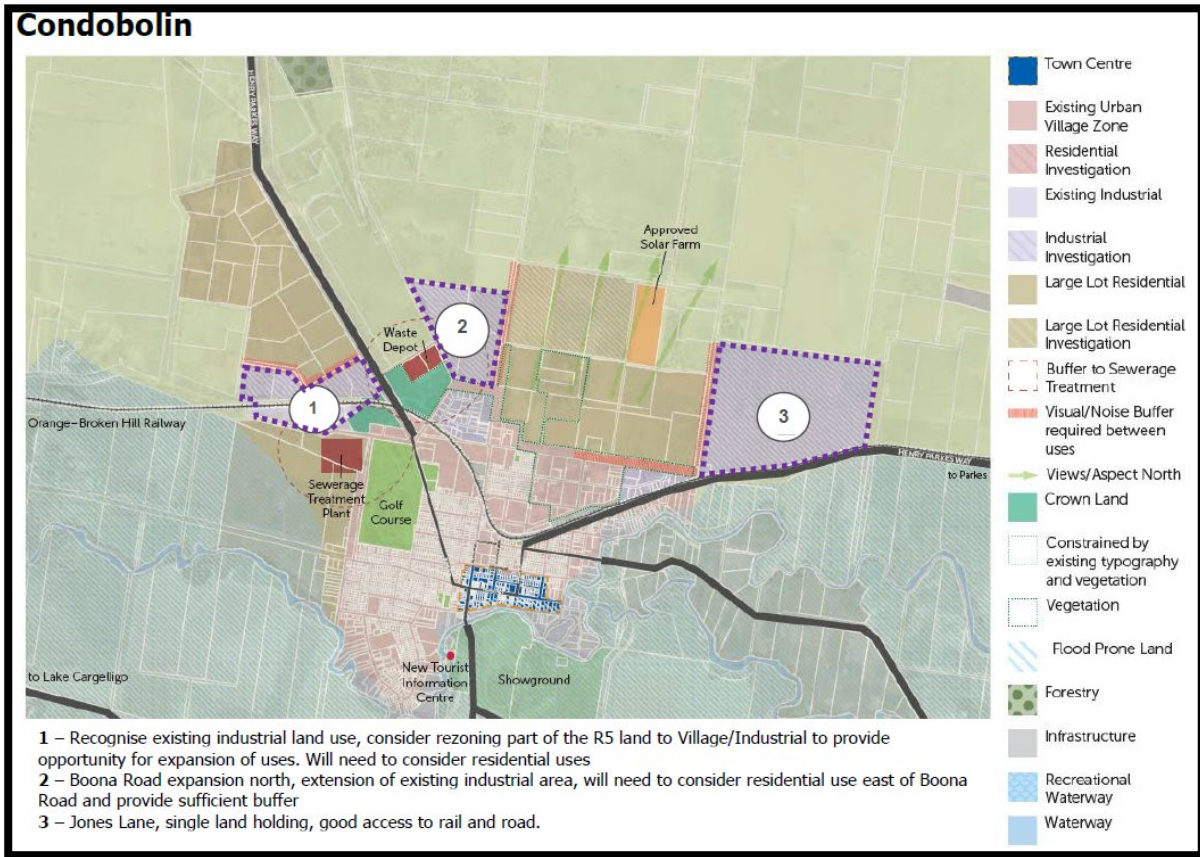


Figure 2 – Lake Cargelligo Town Structure Plan;

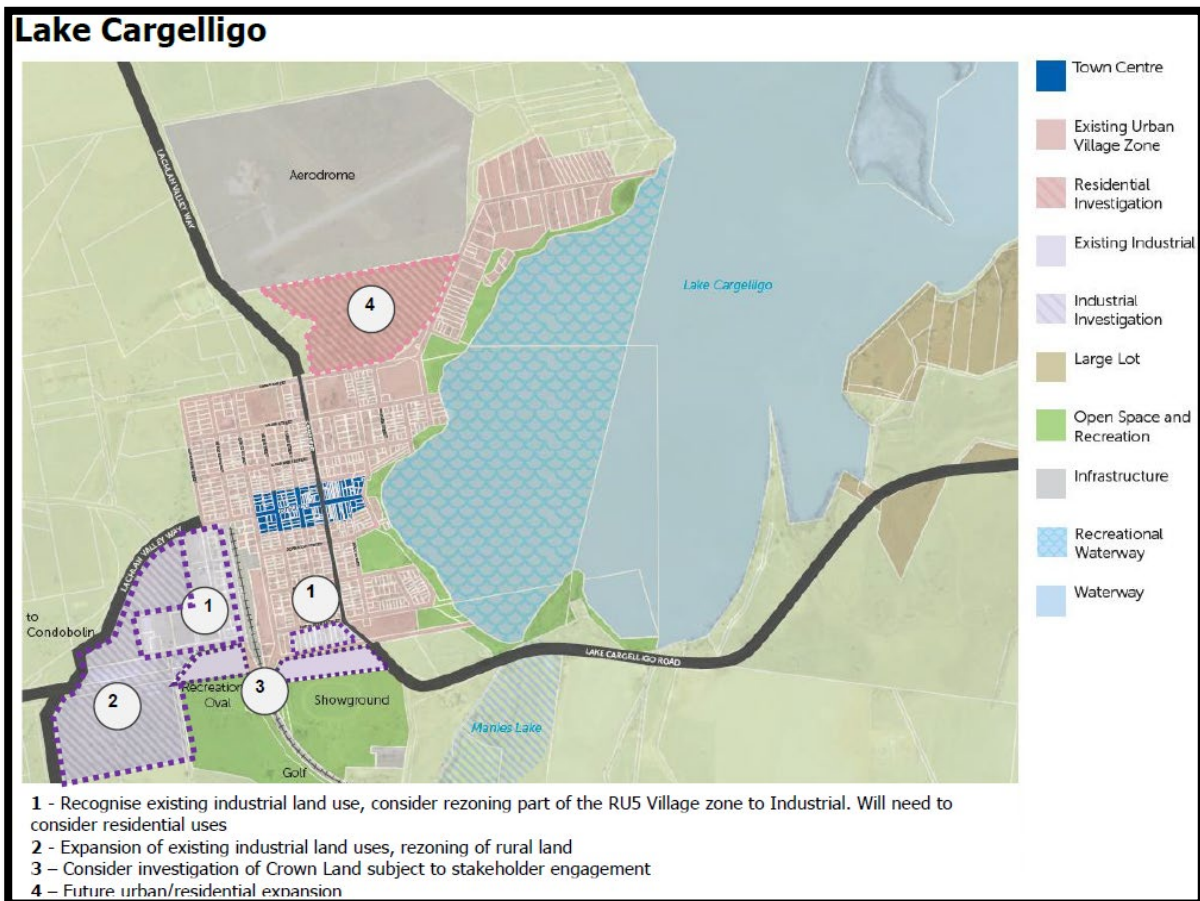
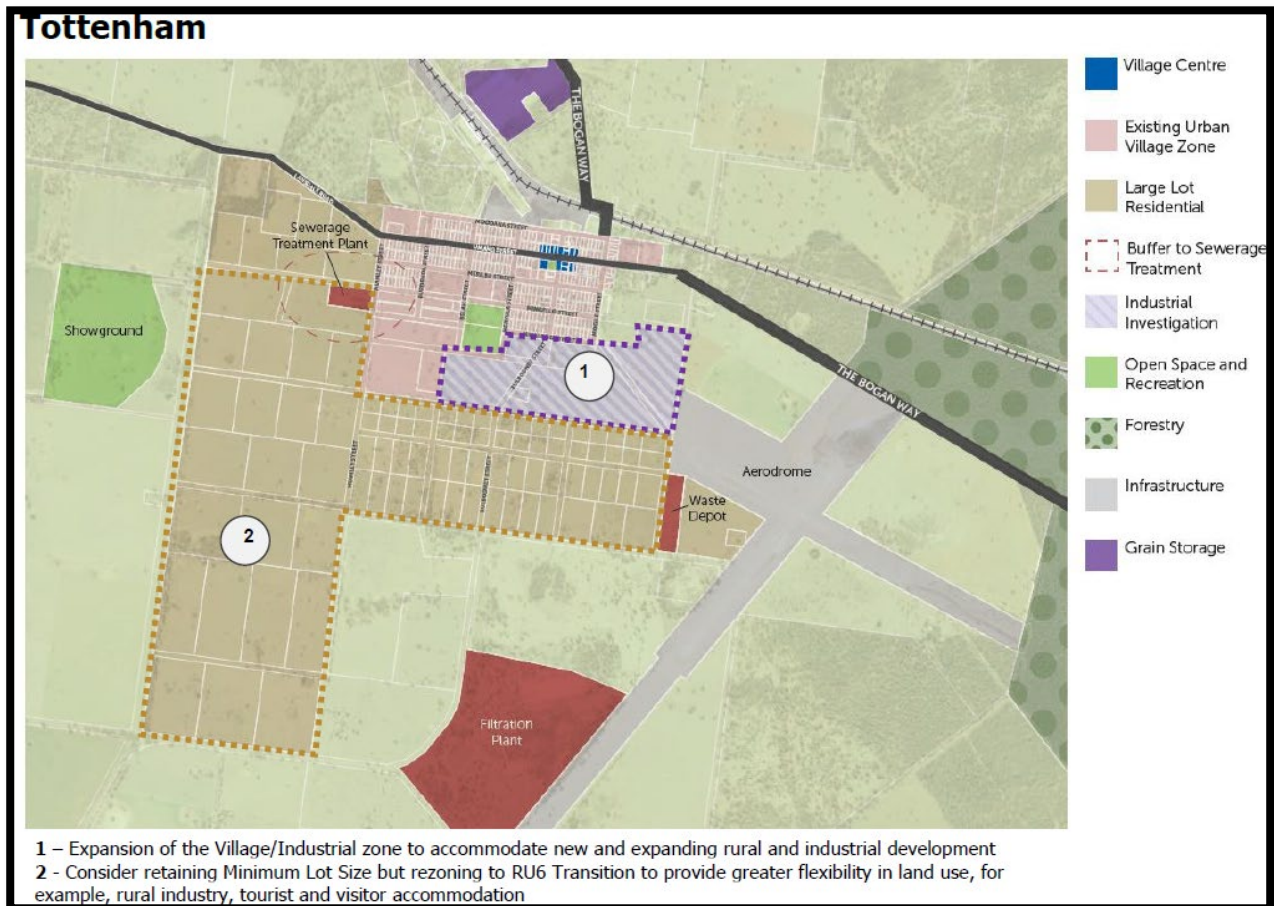


Figure 3 – Tottenham Town Structure Plan;



ISSUES AND COMMENTS

The Strategies and Actions set out in Section 5 of the IRLS, identify the key objectives and provide a timeline for each item. These align with the Central West Orana Regional Plan.

The key objective for Industrial Activities is objective C in the IRLS, which is as follows:

Objective C: Promote business and industrial activities in employment lands

Strategy	Action	Implementation Outcome	Timeframe	Responsibility
C1 Identify and maintain a long term supply of industrial land	C1-1 Support the identification of industrial land investigation areas in Condobolin, Lake Cargelligo and Tottenham C1-2 Engage with landowners to confirm land availability in the short/medium/long term C1-3 Prepare a Planning Proposal to rezone land C1-4 Monitor the supply and demand of industrial land	Additional land identified and rezoned for development	Short/ On-going	Council/DPE/ Agencies/ Community/ Industry

Following a review of the Town Structure Plans, the following sites have been identified as sites for further investigation and, if suitable, lodgement of Planning Proposals to rezone the land:

Condobolin

Site 2 – Boona Road expansion north, extension of existing industrial area, will need to consider residential use east of Boona Road and provide sufficient buffer.

Site 3 – Jones Lane, single land holding, good access to rail and road.

Lake Cargelligo

Site 2 - Expansion of existing industrial land uses, rezoning of rural land.

Site 3 – Consider investigation of Crown Land subject to further stakeholder engagement.

Tottenham

Site 1 – Expansion of the Village/Industrial zone to accommodate new and expanding rural and industrial development.

Site 2 - Consider retaining the minimum lot size, as currently outlined on the Lot Size Map in Lachlan LEP 2013, however rezone the land to RU6 Transition, to provide greater flexibility in land use, for example, rural industries and tourist and visitor accommodation.

The above investigations will also consider the Department of Planning, Industry and Environment's scoping proposal template to determine whether there continues to be strategic merit in rezoning the relevant land.

If the above investigations demonstrate that land is suitable for rezoning, then Lachlan LEP 2013 needs to be amended to reflect this. The making and amending of LEPs starts with a planning proposal. The planning proposal describes the outcome and justification for a LEP and is the key part of the LEP making process.

The preparation and lodgement of a planning proposal will need to be completed in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979* and the relevant guidelines prepared by the Department of Planning, Industry and Environment.

FINANCIAL AND RESOURCE IMPLICATIONS

The investigations and preparation of planning proposals will be carried out within Council's adopted 2022/23FY budget. No additional financial implications are expected.

LEGAL IMPLICATIONS

The sites are not currently zoned for uses identified in the IRLS under Council's Local Environmental Plan. The IRLS has identified that the nominated sites should be investigated further for possible rezoning and redevelopment.

RISK IMPLICATIONS

Condobolin, Lake Cargelligo and Tottenham have all but run out of available land for industrial type land uses. The IRLS has identified that certain sites have redevelopment potential and should be investigated further. There is a risk that industry will not be able to grow if this is not undertaken immediately.

Without an immediate response and action from the adopted IRLS, Council is at risk of being without suitable employment lands that will allow growth in industrial development.

In order to determine the development potential of the site investigations need to be undertaken and the planning proposal process followed. There is also a risk that the sites may not be rezoned or supported for rezoning by the Department of Planning, Industry and Environment (DPIE).

STAKEHOLDER CONSULTATION

Council staff wrote to all land owners with land identified on the town structure plans within the IRLS. Council staff publicly advertised and attended street locations in each township, undertaking pop-up community consultation sessions.

The draft IRLS was made available at Council's offices and other key locations throughout the Shire during the exhibition period, in addition to being available on Council's website. Social media and newspaper notifications were routinely used to advertise the exhibition process.

Consultation will need to be undertaken with land holders and the community in accordance with Council's Community Participation Plan, the requirements of *Environmental Planning and Assessment Act 1979* and the relevant guidelines prepared by the Department of Planning, Industry and Environment.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No. 4.2 – Strong effective and responsive Council

CONCLUSION

Condobolin, Lake Cargelligo and Tottenham have seen the availability of land for industrial uses diminish, such that there is now a need to increase the land available for industrial purposes to allow the industries to grow.

The Industrial and Rural Lands Strategy (IRLS) has now been adopted by Council and the actions required to be undertaken in the short term will assist with the supply of suitable land for industrial uses.

It is recommended that Council begin preliminary investigations into the sites identified in this report as nominated by the IRLS, to determine whether it is suitable or can be made suitable for industrial land uses development and the lodgement of planning proposals for rezoning.

ATTACHMENTS

Nil

9.4 INFRASTRUCTURE SERVICES

9.4.1 TREE REMOVAL REQUESTS - 50-52 BATHURST STREET, CONDOBOLIN

TRIM Number: R22/267

Author: Manager Urban Works

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R22/267 be received and noted.
2. Council decline the request for removal and replacement of the Chinese tallow tree at 50 Bathurst Street, Condobolin due the tree being of significant age and in fair condition. The Tree provides amenity and shade that benefits the street in the summer months.
3. Council approve the request for removal and replacement of the Palm Trees out the front and adjacent to 52 Bathurst Street, Condobolin due the trees being unsuitable for their location and the minimal shade benefits to the streetscape.
4. Council reduce the risk to person and property through additional maintenance to the Chinese Tallow and rectify the uneven paving caused from the root system.

PURPOSE

Council staff have received a second request to remove the tree located at the front of 50 Bathurst Street Condobolin and an additional request to remove 2 further trees near 52 Bathurst Street.

In accordance with the Lachlan Shire Council Tree Replacement Plan, each living tree is required to be assessed prior to removal/replacement. The findings of the assessment form part of the recommendations to Council.

SUPPORTING INFORMATION

Attachment 1 – Letter requesting the removal of trees from the owner.

Attachment 2 - Council tree assessment report – Chinese tallow tree at 50 Bathurst Street, Condobolin.

Attachment 3 – Council tree assessment report – x 2 Palm trees at 52 Bathurst Street, Condobolin.

BACKGROUND

Resolution 246/2021 - October 2021 – Council decline the request for removal and replacement of the tree due to the significant amenity and shade benefit it provides in Bathurst Street.

Council agreed to reduce the risk to person and property through continuing to trim the tree branches to maintain clearance from the building and awning, lift pavers and trim the troublesome roots and reinstall pavers.

The owner of the adjacent building has again written to Council to express her dissatisfaction with the decision made by Council, and Council has received a letter requesting the removal of trees from the footpath and garden bed located out the front and adjacent to 50 - 52 Bathurst Street, Condobolin (Attachment 1) . The owner would like to see the trees removed before the commencement of construction of their new awning.

The owner has raised a number of issues in her letter, arguing that Council's reasons for not removing the tree are unsatisfactory, there is limited benefit in retaining the tree and reducing the tree will reduce their ongoing maintenance and reduce the likelihood of damage to the building they are redeveloping.

ISSUES AND COMMENTS

The Chinese tallow tree is located at the front of 50 Bathurst Street. The applicant argues in their letter that the offending tree does not have significant shade, the tree provides limited benefit to the streetscape, and the tree has continual leaf/twig and small fruit droppings on to the nearby awning, footpath and cars.

The tree is medium-large in size and is in fair condition. It may be noted that the tree would be of significant age due to the infrastructure that has been built around it. It remains the opinion of Council staff that the tree is well established and provides significant landscape amenity and shade during summer. A replacement tree would require considerable time and energy input through watering and maintenance to re-establish a tree to this size. The applicant is requesting that the replacement tree is much smaller and not deciduous.

The two Palm trees are located at the front and in the adjacent garden bed of the property at 52 Bathurst Street. According to the applicant the trees have caused a number of issues from dropping dead fronds, fruits causing trips hazards, housing feral pigeons and alleged damage to property.

Council should take into account the Palms provide insignificant shade to the street, the palm located in the garden bed is of considerable height.

FINANCIAL AND RESOURCE IMPLICATIONS

Given the proximity to private property, pedestrians, cars and Council infrastructure, it is recommended that if the Chinese Tallow tree is removed it will have to be undertaken by contractors at the cost of approximately \$2,500. Council would need to account for disruption to the public (i.e. part road closure) to ensure works could be completed smoothly. This would require approximately \$1000 in traffic control and pedestrian management.

To remove the Palm Trees it will also require the use of contractors at a cost of approximately \$3,500 plus pedestrian and traffic control at a cost of approximately \$1000.

Cost to lift and relay the affected pavers, and reinstall pavers is approximately \$100 per m² – estimated 30m² cost of \$3000.

LEGAL IMPLICATIONS

If damage or injury results from a tree located on a road reserve, there is potential for a claim against Council however the degree of liability is dependent on the circumstances of the incident and the protections afforded to Council under the Civil Liabilities Act.

RISK IMPLICATIONS

The Tallow tree has been assessed against the criteria and it remains a similar conclusion to the conclusion reached in October 2021. That is, the risk presented to people and property can be managed, and does not warrant the removal of the tree. This conclusion will continue to be unacceptable to the applicant and Council may wish to concede to the request.

The 2 palm trees have been assessed against the criteria and it is recommended that they both be removed.

STAKEHOLDER CONSULTATION

Only the owner has been consulted regarding this matter.

OPTIONS

- 1) Remove all trees as requested and replace with another species.
- 2) Remove the 2 Palms trees and replace with another species and continue to maintain the Chinese Tallow tree.
- 3) Approve the removal and replacement of all the trees at full or partial cost to the applicant.

CONCLUSION

As a result of the inspection and tree assessments, there is not a definitive answer as to whether all the trees located at 50 – 52 Bathurst Street, should be retained or removed. Council now has additional information in order to make an informed decision on the removal of the trees or other methods of managing risk.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

6.3: New and appealing streetscapes

ATTACHMENTS

1. **Owners letter of request for tree removals, 50-52 Bathurst Street, Condobolin**
2. **Tree Assessment Report - Chinese Tallow, 50 Bathurst Street, Condobolin**
3. **Tree Assessment Report - Palm Trees, 52 Bathurst, Condobolin**

9.4.2 TREE ASSESMENT REPORT - 72 MINGELO STREET, TOTTENHAM**TRIM Number: R22/268****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R22/268 be received and noted.
2. Council approve the removal and replacement of the tree located in the road reserve out the front of 72 Mingelo Street, Tottenham due to the tree being located on top of the water main and the damage it is causing to Councils infrastructure.

PURPOSE

In accordance with the Lachlan Shire Council Tree Replacement Plan, each living tree is required to be assessed prior to removal/replacement. The findings of the assessment form part of the recommendations to Council.

SUPPORTING INFORMATION

Attachment 1 - Council tree assessment report – Tree at 75 Mingelo Street, Tottenham.

BACKGROUND

Council staff have identified a problematic tree located in the road reserve in front of 75 Mingelo Street, Tottenham. The tree is causing regular damage to Council's water main and kerb and gutter. Consideration for the removal and replacement of the tree is required to prevent any further damage to public infrastructure.

ISSUES AND COMMENTS

The tree is located at the front of the property and is causing a number of issues in particular with the water main and the kerb and gutter. The tree is of significant width and is located directly on top of the water main. This has caused a number of water leak and has the potential to cause further damage including high risk of rupturing the water main. A Tree Assessment report has been completed for Council's consideration, please refer to attachment 1.

The tree is a mature specimen and if it continues to grow it will place further pressure on the water main and damage infrastructure. The removal of the tree can be offset by planting additional trees that are more appropriate for the location.

FINANCIAL AND RESOURCE IMPLICATIONS

Given the proximity to private property and community infrastructure, it is recommended that if the tree is removed it will have to be undertaken by contractors at a cost of approximately \$2,500.

LEGAL IMPLICATIONS

If damage or injury results from a tree located on a road reserve, there is potential for a claim against Council however the degree of liability is dependent on the circumstances of the incident and the protections afforded to Council under the Civil Liabilities Act.

RISK IMPLICATIONS

The tree has been assessed against the criteria for removal, due to the risk of continuous damage to community assets. This matter has been referred to Council due to the size of the tree and the impact to streetscape if it is removed.

STAKEHOLDER CONSULTATION

Only Council staff have been consulted regarding this matter.

OPTIONS

- 1) Remove the tree as requested and replace with suitable species.
- 2) Decline the removal of the tree.

CONCLUSION

As a result of an inspection and tree assessment it is recommended that the tree located at 72 Mingelo Street, Tottenham be removed. This matter has been referred to Council for determination as the removal will have a significant impact on the streetscape and amenity of the area. The impact can be offset by replanting with a suitable street tree species.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

6.3: New and appealing streetscapes

ATTACHMENTS

1. **Tree Assessment - 72 Mingelo Street, Tottenham**

9.4.3 FIFIELD DEVELOPMENT MANAGEMENT COMMITTEE - REQUEST FOR MOWER**TRIM Number: R22/277****Author: Director Infrastructure Services****RECOMMENDATION**

That

1. The Director Infrastructure Services Report No. R22/267 be received and noted.
2. Council resolve to support the request from the Fifield Development Management Committee and donate Plant item 5064 – Toro 5000 series 54” zero turn mower to the committee.
3. \$5000 be transferred in future QBR from the existing Fifield Maintenance Budgets to reimburse the Plant Fund for the disposal of Plant Item 5064.

PURPOSE

Council has received a request from the Fifield Development Management Committee to donate a recently replaced mower to the committee to assist with the upkeep and maintenance in Fifield. This report is seeking a resolution from Council to support this request to donate the zero turn mower.

SUPPORTING INFORMATION

Fifield Development Management Committee are a 355 committee of the Lachlan Shire Council. The committee provide for the care, control and management of the Fifield Hall and other infrastructure & development of the Fifield Village.

The current Council delegate to this Committee is Councillor Mortimer.

BACKGROUND

Council recently purchased three (3) replacement mowers as part of Council’s standard plant replacement program. This is to ensure Council’s fleet and plant are providing reliable and consistent services to the community. It is standard practise for Council staff to advertise the sale of the plant machinery to be replaced with the tender for purchase of the replacement items. If the tender offers for plant and vehicle replacement are favourable, then the tenders are accepted and the plant item is sold at the time of purchasing the new item. If better value for money can be achieved, then the surplus vehicles are sold at public auction in accordance with Council’s Procurement and Disposal of Assets Policies.

ISSUES AND COMMENTS

Fifield Development Management Committee have requested that Council consider donating one of these surplus mowers to the Committee to enable them to improve the appearance and presentation of the village of Fifield.

Currently, Council staff from the Condobolin Depot travel to Fifield with mowers or tractors and slashers approximately every 4 to 6 weeks. This provides a basic level of maintenance for the village and cemetery. The Committee are regularly requesting a higher level of service than what Council staff and Council’s budget is currently able to provide. This is particularly the case with regards to mowing of grass during periods of high grass growth. If the Committee was able to undertake minor maintenance around the park and streets on an intermittent basis, then this would provide the improved appearance, and improved level of service the committee is requesting. If a mower was made available to the committee, then this could be provided more efficiently than 2 staff and machinery travelling from Condobolin to Fifield. If this work was able to be undertaken by the committee it would not remove the need for Condobolin staff to undertake the large mowing and slashing around the village and cemetery – it is proposed that it would simply supplement the existing maintenance.

FINANCIAL AND RESOURCE IMPLICATIONS

The estimated sale price for the 2015 model TORO 5000 Series 54” zero turn mower is \$5000. This has been verbally estimated by Pickles Auctions – Dubbo. The income from this sale would typically be returned to the Plant Fund, and would be used to offset the purchase of the new machinery.

Below is a summary of the current budget for FY 2022/23 and historic costs for the community areas within the village of Fifield. This does not include costs for road, water or stormwater operation or maintenance.

Cost Area	Budget 22/23	FY 21/22	FY 20/21	FY 19/20	FY 18/19
Street Trees - Fifield	\$5,170	\$0	\$284	\$3,719	\$3,592
Footpaths - Fifield	\$40	\$85	\$1,827	\$570	\$0
Fifield Recreation Ground	\$8,462	\$8,961	\$6,359	\$4,606	\$2,456
Park Fifield - Hannah Mahon Park	\$4,757	\$3,578	\$10,345	\$3,885	\$3,407
Fifield Cemetery	\$7,480	\$3,185	\$1,973	\$302	\$2,121
Public Toilets - Fifield Hall	\$3,702	\$2,701	\$3,101	\$2,087	\$3,223
Hall Fifield Hall	\$8,823	\$7,220	\$4,783	\$6,197	\$3,799
Total	\$38,434	\$25,730	\$28,673	\$21,366	\$18,598

If Council agrees to the donation of the mower to the Fifield Development Management Committee then it is proposed to transfer of \$5,000 to the Plant Fund from the existing Fifield maintenance budget. For example transfer \$3,000 from Street Trees – Fifield and \$2,000 from Fifield Cemetery to the Plant Fund, for the purpose of future plant and machinery replacements.

LEGAL IMPLICATIONS

Local Government Act 1993 - The Committee is a Section 355 Committee with a standard terms of reference. This permits the Committee to act on behalf of Council in undertaking the care, control and management of the Fifield Hall and other infrastructure & development of the Fifield Village.

RISK IMPLICATIONS

Council’s volunteer insurance Policy does cover standard volunteer activities of the 355 committee. There will be a requirement for the volunteers to be inducted in the safe operations of the machinery and follow Council’s standard operating procedures to ensure safety of the volunteers and the community.

A framework and agreement will be reached with the committee members to ensure they are undertaking regular and appropriate maintenance and storage of the mower. They will be responsible for the operating costs and they are not permitted use the asset on private property.

STAKEHOLDER CONSULTATION

Council staff are in regular correspondence with the president and or secretary of the committee.

OPTIONS

- 1) Council resolve to support the request from the Fifield Development Management Committee and donate Plant item 5064 – Toro 5000 series 54” zero turn mower. \$5000 is transferred from the existing Fifield maintenance Budget to the Plant Fund for the sale/disposal of the asset
- 2) Council decline the request from the Fifield Development Management Committee to donate a recently replaced mower.

CONCLUSION

Council has an opportunity to support the Fifield Development Management Committee in their goal to improve the appearance of their village. The donation of this mower would enable the committee to undertake basic maintenance of the Village of Fifield.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 2.5 Improve the appearance of each town

GEN015 – Disposal of Assets Policy

FIN008 – Procurement Policy

ATTACHMENTS

1. Letter from Fifield Development Management Committee
2. Photos of Plant Item 5064 - Toro 5000 series 54 inch zero turn mower

10 DEPUTATIONS**11 NOTICES OF MOTION**

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Nil

14 CORRESPONDENCE

Nil

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 General Manager's Performance Review

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 Rates and Charges Donations - 2022/2023

This matter is considered to be confidential under Section 10A(2)b 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 discussion in relation to the personal hardship of a resident or ratepayer.