



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

Date: Wednesday, 26 October 2022
Time: 2:00pm
Location: Tullibigeal Memorial Hall

BUSINESS PAPER

Ordinary Council Meeting

26 October 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 - 28 September 2022

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 28 SEPTEMBER 2022 AT 2.00PM**

PRESENT: Mayor John Medcalf (OAM), Cr Melissa Blewitt, Cr Dennis Brady, Cr Peter Harris, Cr Megan Mortimer, Cr Melissa Rees (via Zoom) and Cr Elaine Bendall (via Zoom)

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

ABSENT: Deputy Mayor Paul Phillips - Cr Phillips has since advised that he had a conflicting meeting with Murrumbidgee Local Health District and was then unable to access the council meeting using the zoom link provided.

The chair welcomed those present and declared the meeting open at 2.05pm

The meeting paused for a minute silence in memorial of Queen Elizabeth II.

1 WEBCASTING

Statement regarding webcasting was read by Cr Medcalf.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The acknowledgement of Country and Elders was made by Cr Mortimer.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2022/245

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That the apology received from Cr Carter and Cr Bartholomew be accepted and leave of absence granted.

CARRIED

General Manager responded to a question that was taken on notice at the August 2022 Ordinary Council Meeting regarding apologies and leave of absence and a reduction of fees payable to councillors. Under clause 254a of Local Government Act 1993 Circumstances in which annual fees may be withheld

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

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

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

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

RESOLUTION 2022/246

Moved: Cr Dennis Brady
Seconded: Cr Peter Harris

That Council move into closed session to allow discussion as 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.

CARRIED**RESOLUTION 2022/247**

Moved: Cr Dennis Brady
Seconded: Cr Peter Harris

That Council moves out of Closed Council into Open Council.

CARRIED**RESOLUTION 2022/248**

Moved: Cr Melissa Rees
Seconded: Cr Melissa Blewitt

That Council suspend Cr Carter's monthly allowance from this month forward due to an ongoing leave of absence.

CARRIED

Cr Brady recorded his vote against the motion.

4 CONFIRMATION OF MINUTES**RESOLUTION 2022/249**

Moved: Cr Dennis Brady
Seconded: Cr Megan Mortimer

That the minutes of the Ordinary Meeting held on 24 August 2022 be confirmed.

CARRIED

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETING AND FUNCTIONS - SEPTEMBER****RESOLUTION 2022/250**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

1. The Mayoral Minute be received and noted with the amendment that the ARIC zoom meeting on 21 September 2022 did not occur

CARRIED

6 PUBLIC FORUM

Nil

7 DISCLOSURE OF INTEREST

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 8.1 – FY21/22 & 22/23 Project Monthly Update for September/October as her brother-in-law manages Willow Bend Sports Centre.

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 17.3 – Update on Youth Services and seek direction on unspent funds from the 30 June 2022 Financial Year as the Treasurer of LWRS is her boss.

Cr Brady declared a Non-Pecuniary Less Than Significant interest in Item 17.3 - Update on Youth Services and seek direction on unspent funds from the 30 June 2022 Financial Year as he is a committee member of LWRS.

8 READ AND NOTE

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 8.1 – FY21/22 & 22/23 Project Monthly Update for September/October as her brother-in-law manages Willow Bend Sports Centre.

8.1 FY21/22 & 22/23 PROJECT MONTHLY UPDATE FOR SEPTEMBER/OCTOBER**RESOLUTION 2022/251**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/284 be received and noted.

CARRIED

RESOLUTION 2022/252

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

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

- 8.2 Investments as at 31 August 2022
- 8.3 FY22/23 Roadworks Monthly Update for August
- 8.4 FY22/23 Utilities Monthly Update for August
- 8.5 FY22/23 Urban Works Monthly Update for August
- 8.6 Development Data August 2022
- 8.7 Active Resolutions – September

CARRIED

9 DECISION REPORTS**9.1 GENERAL MANAGER****9.1.1 LACHLAN SHIRE COUNCIL - DRAFT CODE OF MEETING PRACTICE 2022****RESOLUTION 2022/253**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The General Manager's Report No. R22/251 be received and noted.
2. Council approve the draft Lachlan Shire Council - Code of Meeting Practice 2022 being placed on public exhibition for a period of 28 days allowing 42 days for the community to make submissions.
3. The General Manager prepare a report on any community submissions received regarding the draft Lachlan Shire Council – Code of Meeting Practice 2022 for consideration at the November 2022 Council meeting.

CARRIED

9.1.2 STRONGER COUNTRY COMMUNITIES FUND - ROUND 5**RESOLUTION 2022/254**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The General Manager's Report No. R22/317 be received and noted.
2. Council endorse the projects submitted for funding under the Stronger Country Communities Fund – Round 5, including the dollar value of the funding request.
 - (i) Condobolin SRA Ground Upgrade - \$260,000
 - (ii) Tottenham Swimming Pool Solar Project - \$115,000
 - (iii) Lake Cargelligo Netball Court Upgrade - \$303,869
 - (iv) Tullibigeal Fire Truck Display Area - \$125,000
 - (v) Burcher Sports Complex Upgrade - \$100,000
3. An additional \$50,000 be allocated to the Condobolin SRA Ground Upgrade from Council's Section 7.12 Reserve if the SCCF5 application is approved and;
4. An additional allocation of up \$50,000 from the Condobolin District Retirement Village Reserve (Burcher) be allocated to the Burcher Sports Complex Upgrade, if the SCCF5 application is approved, and the additional funds are required.

CARRIED

9.1.3 FIXING OF THE DAY AND HOUR OF REGULAR MONTHLY MEETINGS**RESOLUTION 2022/255**

Moved: Cr Peter Harris

Seconded: Cr Melissa Rees

That:

1. The General Manager's Report No. R22/319 be received and noted.
2. Council hold Ordinary Meetings on the fourth Wednesday of each month commencing at 2:00pm.
3. A Councillor's attendance at Ordinary and Special Meetings will be recorded for inclusion in Council's Annual Report.
4. Strategic Briefing Workshops be held on the second Wednesday of each month, commencing at 2:00pm and for a period of up to three hours, depending on the meeting agenda.

CARRIED

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 DONATIONS****RESOLUTION 2022/256**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director of Corporate and Community Services Report No. R22/294 be received and noted.
2. Council provide a donation to West Milby Rodeo & Gymkhana Inc. of \$1,000 for their Milby Sports event.
3. Council decline to provide a contribution towards the Lake Cargelligo Rodeo Association of \$1,900 for automatic water troughs AND
4. Fund the purchase of automatic water troughs for the Lake Cargelligo Rodeo Association at the Lake Cargelligo Showground through the current maintenance budget for the Showground.

CARRIED

9.2.2 DRAFT SOCIAL MEDIA POLICY**RESOLUTION 2022/257**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director Corporate & Community Services Report R22/276 be received and noted.
2. The draft Social Media Policy be adopted by Council as presented.

CARRIED

9.2.3 DRAFT FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2022**RESOLUTION 2022/258**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That

1. The Director Corporate and Community Services Report No R22/320 be received and noted.
2. The Draft Financial Statements for the year ended 30 June 2022 be referred for Audit.
3. Council confirm that the Draft Financial Statements for the year ended 30 June 2022 have been prepared in accordance with:
 - (a) the Local Government Act 1993 and Regulations;
 - (b) the Australian Accounting Standards and professional pronouncements; and
 - (c) the Local Government Code of Accounting Practice and Financial Reporting.
4. Council confirm that:
 - (a) The statements present fairly the Operating Result and Financial Position for the year;
 - (b) The statements accord with Council's accounting and other records; and
 - (c) Council is not aware of any matter that would render the statements false or misleading in any way.
5. The General Manager be authorised to finalise the date on which the auditor's report and financial statements are to be presented to the public.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT**9.3.1 LOCAL HERITAGE FUND (SMALL GRANTS) 2022/2023****RESOLUTION 2022/259**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Environment, Tourism and Economic Development Report No. R22/287 be received and noted.
2. Council allocate the \$15,260.00 from the Lachlan Shire Council Local Heritage Fund 2022-2023 as follows:
 - (a) \$7,000.00 for the works to All Saints Anglican Church, Condobolin;
 - (b) \$4,000.00 for the works to the Presbyterian Manse Building, Condobolin;
 - (c) \$1,500.00 for the works to Tottenham and Albert Cemeteries;
 - (d) \$1,500.00 for the works to the Royal Hotel, Condobolin; and
 - (e) \$1,260.00 for the works to the Weatherboard Cottage at 84 Orange Street, Condobolin.
3. Council endorse the lodgement of grant applications under the 2023-2025 Heritage NSW program.

CARRIED

9.3.2 RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN CONDOBOLIN AND LAKE CARGELLIGO**RESOLUTION 2022/260**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. The Director Environment Tourism and Economic Development Report No. R22/295 be received and noted.
2. Pursuant to Section 644B of the Local Government Act, 1993, Council re-establish Alcohol Free Zones in Condobolin and Lake Cargelligo.
3. The duration of the Alcohol-Free Zone be for four (4) years from 28 September 2022 until 28 September 2026, 24 hours per day, unless otherwise suspended or cancelled by Council.

CARRIED

9.4 INFRASTRUCTURE SERVICES**9.4.1 EXPRESSIONS OF INTEREST - GUM BEND LAKE AND CONDOBOLIN CEMETERY ADVISORY COMMITTEES****RESOLUTION 2022/261**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director Infrastructure Services report R22/309 be received and noted
2. Council accept the nominations for the Gum Bend Lake Advisory Committee from
 - (a) Bart Anderson
 - (b) Sandi Berry
 - (c) Tom Stuckey
3. Council accept the nominations for the Condobolin Cemetery Advisory Committee from
 - (a) Christine Keen
4. Council acknowledge the one resignation from Colin Doonan from the Gum Bend Lake Advisory Committee
5. Council write to the four (4) community members who nominated for the Condobolin Cemetery and Gum Bend Lake Advisory Committees and advise them of Council's decision.

CARRIED

9.4.2 GRAFFITI POLICY UPDATE**RESOLUTION 2022/262**

Moved: Cr Peter Harris

Seconded: Cr Melissa Rees

That

1. The Director Infrastructure Services Report R22/311 be received and noted.
2. The Graffiti Policy be adopted as presented.

CARRIED

9.4.3 LAKE CARGELLIGO CRICKET NETS - ACCESS DEED WITH DEPARTMENT OF EDUCATION

RESOLUTION 2022/263

Moved: Cr Peter Harris

Seconded: Cr Melissa Rees

That

1. The Director Infrastructure Services Report R22/314 be received and noted
2. Council accept the proposed Access Deed with the Minister of Education and Early Childhood Learning.
3. Council delegate Authority to the General Manager to execute the Agreement and affix the Council seal.

CARRIED

10 DEPUTATIONS

Nil

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Cr Brady reported that he attended the MERC meeting on 1 - 2 September 2022 and the Murray Darling Association Conference on 19 – 21 September 2022 in Albury.

14 CORRESPONDENCE

14.1 CORRESPONDENCE

RESOLUTION 2022/264

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Correspondence Report be received and noted

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION**RESOLUTION 2022/265**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

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 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.

17.2 Tender Assessment - SRA Lighting Upgrade

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.

17.3 Update on Youth Services and seek direction on unspent funds from the 30 June 2022 Financial year.

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

17.4 Condobolin Sewage Treatment Plant Concept Design

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

17.5 Condobolin Works Depot Update

This matter is considered to be confidential under Section 10A(2)c and g 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 advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CARRIED

RESOLUTION 2022/266

Moved: Cr Megan Mortimer

Seconded: Cr Dennis Brady

That Council moves out of Closed Council into Open Council.

CARRIED

17.1 RATES AND CHARGES DONATIONS - 2022/2023**RESOLUTION 2022/267**

Moved: Cr Melissa Rees

Seconded: Cr Megan Mortimer

That

1. The Director of Corporate and Community Services Report No. R22/297 be received and noted.
2. Council approve a 50% concession on assessment 1025830 on behalf of the Country Women's Association - Tottenham Branch.

CARRIED

17.2 TENDER ASSESSMENT - SRA LIGHTING UPGRADE**RESOLUTION 2022/268**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director Infrastructure Services Report No. R22/303 be received and noted.
2. The tender submission from Rees Electrical option 1, (report option 1), be accepted.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.

CARRIED

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 17.3 – Update on Youth Services and seek direction on unspent funds from the 30 June 2022 Financial Year as the Treasurer of LWRS is her Boss.

Cr Brady declared a Non-Pecuniary Less Than Significant interest in Item 17.3 - Update on Youth Services and seek direction on unspent funds from the 30 June 2022 Financial Year as he is a committee member of LWRS.

At 3.33pm Cr Blewitt left the meeting and therefore took no further part in discussion or voting on this item.

17.3 UPDATE ON YOUTH SERVICES AND SEEK DIRECTION ON UNSPENT FUNDS FROM THE 30 JUNE 2022 FINANCIAL YEAR.**RESOLUTION 2022/269**

Moved: Cr Elaine Bendall

Seconded: Cr Melissa Rees

That

1. The Director Corporate & Community Services Report R22/307 be received and noted.
2. Council decline the request from Lachlan & Western Regional Services to retain unspent funds totalling \$16,773.97 from the 2022 financial and direct that the funds are to be repaid to Council.
3. The unspent funds of \$16,772.97 be placed into a Youth Services Reserve to fund any future request, from Lachlan & Western Regional Services, for in kind support from Council.

CARRIED

At 3.36pm Cr Blewitt returned to the meeting room and resumed her chair at the meeting table.

17.4 CONDOBOLIN SEWAGE TREATMENT PLANT CONCEPT DESIGN**RESOLUTION 2022/270**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Infrastructure Services Report R22/316 be received and noted
2. Council resolve to accept the proposal from Public Works Advisory design team to undertake the Condobolin Sewage Treatment Plant Concept Design.
3. Council delegate authority to the General Manager to execute the necessary Contract Documents.
4. Given the need to progress this Concept design promptly, Council acknowledge and accept the financial risks associated with this appointment and make necessary budget adjustments in QBR.

CARRIED

17.5 CONDOBOLIN WORKS DEPOT UPDATE

RESOLUTION 2022/271

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director Environment, Tourism and Economic Development Report No. R22/318 be received and noted.
2. A further report be submitted to Council following receipt of further advice on the resolution of the Works Depot Contract matters.

CARRIED

The Meeting closed at 4.31pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 October 2022.

.....

CHAIRPERSON

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS - OCTOBER****TRIM Number: R22/350****Author: Administration Officer****RECOMMENDATION**

That:

1. Mayoral Minute Report No. R22/350 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 October.

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

03.10.2022 – MO Lachlan Meeting

04.10.2022 – Interagency Meeting

06.10.2022 – Condobolin Hospital Memorial Plaque unveiling

12.10.2022 to 13.10.2022 – Central NSW Joint Organisation Meeting

18.10.2022 – LGNSW online forum

23.10.2022 – 25.10.2022 – LGNSW 2022 Annual Conference

26.10.2022 – Ordinary Council Meeting

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council

ATTACHMENTS

Nil

5.2 MAYORAL MINUTE - FLOODING ACROSS THE SHIRE**TRIM Number: R22/353****Author: Administration Officer****RECOMMENDATION**

That:

1. Mayoral Minute Report No. R22/353 be received and noted.

We are going through some stressful times in the Lachlan shire at the moment with flooding happening all over the region, you do not need to be on a river to be affected. The two rivers in Lachlan shire, the Lachlan and the Bogan, are certainly causing a lot of difficulty with flooding and isolation for people. This event is certainly affecting everyone and I ask we look out for each other.

The road network in the shire is also under a lot of pressure with the ongoing wet weather. We manage approx. 4,500km of roads with 1,100km bitumen sealed and 3,400km of gravel roads. It doesn't matter where you are in the shire we have pavement damage and water over roads. Ongoing government funding will be the key to repairs over a long period but this cannot start until the roads dry out. We will try to keep our roads as safe and trafficable as possible however I ask for your patience and understanding as we deal with this widespread problem that is affecting roads right across the state.

In the meantime, please check Council's website or social media pages for road reports, take notice of signs and drive safely to the condition of the road. Please remember that it is an offence to ignore a road closed sign and substantial fines can be issued. Driving around road closed signs and into flood water compromises your safety and the safety of other people, so please don't do it.

ATTACHMENTS

Nil

5.3 MAYORAL MINUTE - COUNTRY WOMAN'S ASSOCIATION**TRIM Number: R22/354****Author: Administration Officer****RECOMMENDATION**

That:

1. Mayoral Minute Report No. R22/354 be received and noted.
2. That Council place a plaque recognising the 100 years of the Condobolin and District CWA organisation in front of the Lachlan Shire Council Chambers.
3. That the cost of installing the plaque, estimated to be \$1,000, be charge to Council's special events donations budget which has a balance of \$22,355.

On Saturday 24th September 2022 my wife Jane and I were invited to the 100 year anniversary of the Condobolin and District Country Woman's Association (CWA), to recognise the Association's service to the community.

I would like to ask council that we move to put a plaque in front of the Lachlan Council chambers recognising 100 years service to the Condobolin community by of the CWA organisation.

ATTACHMENTS

Nil

- 6 PUBLIC FORUM**
- 7 DISCLOSURE OF INTEREST**

8 READ AND NOTE**8.1 INVESTMENTS AS AT 30 SEPTEMBER 2022****TRIM Number: R22/322****Author: Finance Accountant****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R22/322 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 30 September 2022 is \$5,735,306. Investments held at 30 September 2022 totalling \$ 63,916,006 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 30 September 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 September 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 +1.18% p.a., outperforming the AusBond Bank Bill Index (bank bills) by 0.66% p.a.

The Reserve Bank (RBA) raised the cash rate in September and October taking the cash rate to 2.60% in October. In the last 5 months, the cash rate has risen 2.5% after remaining at 0.1% from November 2020 to May 2022.

The RBA stated *“the size and timing of future interest rate increases will continue to be determined by the incoming data and the Board’s assessment of the outlook for inflation and the labour market. The Board remains resolute in its determination to return inflation to target and will do what is necessary to achieve that”*.

Investment returns above 4.50% 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 30 September 2022**

8.2 ACTIVE RESOLUTIONS - OCTOBER

TRIM Number: R22/328

Author: Administration Officer

RECOMMENDATION

That:

1. The General Manager's report no. R22/328 be received and noted.

PURPOSE

To provide Council with an update on Active Resolutions as at October 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 - October

8.3 ANNUAL REPORT FROM ARTS OUTWEST**TRIM Number: R22/333****Author: Director - Environment, Tourism and Economic Development****RECOMMENDATION**

That

1. The Director of Environment, Tourism and Economic Development Report No. R22/333 be received and noted.

PURPOSE

To provide an update on the activities of Arts Out West, performed under the Memorandum of Understanding (MOU) between Arts OutWest and Council which runs from June 2021 until December 2024.

SUPPORTING INFORMATION

Information on the value of AOW to Lachlan Shire

BACKGROUND

Arts OutWest (AOW) provide regional arts development for the NSW Central West.

AOW are a regional non-profit, incorporated organisation and part of a state network of 14 regional arts development organisations (RADO's) providing arts and cultural development across regional NSW.

AOW offers free support to individuals, organisations, businesses, community groups, councils and others living in or making creative work in the NSW Central West. Core services are generally free. AOW also develop, partner or support regional projects.

The core business of AOW is to promote, educate, facilitate and advocate for arts and cultural development in the central west.

Council have been associated with AOW for a number of years.

In 2021 Council endorsed the continuation of this association through a new MOU which runs until December 2024. Council's current Arts OutWest Advisory Council member is Heather Blackley.

ISSUES AND COMMENTS

AOW have provided an annual report for Council, a copy of which is attached to this report.

According to the information provided by AOW, Council has received a return on investment of 883% in the 2021 calendar year. AOW have supported a number of projects, described in the attached document. It should be noted that Council engaged Patrick Coomey from AOW through a separate commission as a curator on the Live and Local Program. Patrick was pivotal to the success of that program and the hours he spent on the program far outweighed Council's contribution.

FINANCIAL AND RESOURCE IMPLICATIONS

Council pay an annual fee to Arts OutWest. This was originally based on 68 cents per head of population but CPI is added to the fee for each year of the agreement. This years fee equates to 69.428 cents per head of population. Each year the population is calculated using ABS figures for the previous year.

The payment for this year is \$4,230.94 (GST excl.) for the 2022-23 year, based on the ABS Estimated Regional Population (ERP) for Lachlan in 2021, which is 6,094. This fee has been included in the FY2022.23 budget.

LEGAL IMPLICATIONS

The existing MOU is legally binding and is in place until December 2024.

RISK IMPLICATIONS

Council's adopted 2022-2026 Delivery Program includes supporting Arts Out West and local art competitions (CSP 1.5.2). Not supporting AOW could cause reputational damage to Council.

If Council does not continue to support AOW there would be an expectation that Council would provide these services to the community and Council does not have sufficient financial or staff resources to undertake these tasks. This could have adverse impacts on the local economy / tourism and also on the wellbeing of the community.

STAKEHOLDER CONSULTATION

Nil

OPTIONS

Nil

CONCLUSION

Council has an existing MOU with Arts Outwest that runs until December 2024. AOW have provided a document outlining their achievements/projects over the last 12 months.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN**Destination Management Plan 2019-2022**

Action 2.6.6 - Develop and enhance current Artwork and crafts galleries where authentic local works of art and craft can be displayed and sold.

Action 2.7.6 - Develop a street art experience

Action 2.8 - Enhance existing products and developing new ones to enhance visitor experiences within the Art and Culture sector

Delivery Plan 2022 – 26

1.5.2 - Support Arts Out West and local art competitions - Maintain involvement and partner in Arts Out West activities

ATTACHMENTS**1. Council page from Annual Report - AOW**

8.4 ELECTRICAL ASSEST DEFECTS**TRIM Number: R22/337****Author: Manager Urban Works****RECOMMENDATION**

That

1. The Director Infrastructure Services Report R22/337 be received and noted

PURPOSE

The purpose of this report is to inform Council of the electrical defect notices being issued by Essential Energy to rectify Council's overhead electrical assets.

SUPPORTING INFORMATION

See Attachment – SRA Essential Energy Defect Notice

See Attachment – Lake Rodeo Ground Essential Energy Defect Notice

BACKGROUND

Previously Essential Energy had been maintaining and repairing all overhead power electrical assets located on Council owned, managed and operated facilities. Changes in legislation and direction from Essential Energy have resulted in a significant number of electrical assets no longer being maintained by Essential Energy – by default, Council now has to maintain these assets. Essential Energy have been undertaking inspections throughout their electrical network and where they find electrical defects, they are issuing Council with defect rectification notifications.

Due to the large number of assets coming to the end of their useful life and this unexpected change in management, there is a large number of asset rectifications that will require action from Council. This will add considerable unexpected costs to Councils water, sewer, parks, reserves and building budgets. This is being brought to Council's attention as it will be impacting on future Quarterly Budget Reviews .

ISSUES AND COMMENTS

Due to the nature of the defects, the works require level 1 and 2 electrical contractors to complete the rectification works.

Although Council where unaware of these assets and the need for Council to undertake the repairs, Council does now have an obligation to rectify the defects as soon as practicable to minimise the risk of incidents that could arise from the defective electrical assets.

Council have requested Essential Energy provide defects information in a systematic method to allow for adequate budget planning, however, the notices continue to be provided on an ad-hoc basis.

FINANCIAL AND RESOURCE IMPLICATIONS

Council staff are engaging local electricians to undertake works where possible. Council have requested quotations to undertake rectification works from ASP 1 contractors based in Orange/Dubbo/Wagga – however the cost to complete the works have significant mobilisation/demobilisations costs. Council has requested assistance from Essential Energy to undertake the works, however quotes cannot be provided, and the works have to be completed on a “do and charge” agreement.

Based on quotes received to date, the cost to rectify the currently identified defects is estimated to be upwards of \$50,000.

LEAGAL IMPLICATIONS

Council have a duty of care to provide safe environment for the users of the facilities and have been notified of the electrical defects that need rectification.

The Electrical Supply Act 1995 (Safety and Network Management).

RISK IMPLICATIONS

Power poles and overhead power lines (electrical assets) that are not properly maintained can pose a serious bushfire hazard or a significant electrical safety hazard to people and property.

STAKEHOLDER CONSULTATION

Nil

OPTION

- 1) Rectify and complete the defect notices as issued by Essential Energy

CONCLUSION

Although Council was unaware of this change in direction from Essential Energy, it is now Council’s responsibility to rectify the defect notices as soon practicable.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

6.4 Improved parks, gardens and sporting ovals.

ATTACHMENTS

1. SRA Grounds Essential Energy Electrical Defect Notice
2. Lake Rodeo Grounds Essential Energy Defect Notice

8.5 DISCLOSURE OF INTEREST RETURNS - 2021/2022**TRIM Number: R22/338****Author: Governance and Risk Officer****RECOMMENDATION**

That:

1. The General Manager's Report No. R22/338 be received and noted.

PURPOSE

To report on the receipt of annual Disclosure of Interest Returns for Councillors and designated persons. As per Council's Code of Conduct, clauses 4.9 and 4.13 the returns are due within 3 months of 30 June each year, i.e. by 30 September 2022 and must be table at the first meeting of Council after the last day that the return is required to be lodged.

SUPPORTING INFORMATION

List of Disclosure of Interest Returns (forms) received by Council

The Lachlan Shire Council Codes of Conduct for Councillors and Staff are available on Council's website.

BACKGROUND

Each year Councillors and designated persons must complete and lodge a 'Disclosure of Interest' form (Return) as at 30 June as per legislation and the Codes of Conduct.

ISSUES AND COMMENTS

Councillors and designated persons must complete and lodge a 'Disclosure of Interest' form as at 30 June.

A 'designated person' is defined in clause 4.8 of the Lachlan Shire Council Codes of Conduct for Staff and Councillors as:

- the General Manager
- other senior staff of the council
- a person (other than a member of the senior staff of the council) who is a member of staff of the council or a delegate of the council and who holds a position identified by the council as the position of a designated person because it involves the exercise of functions under the *Local Government Act NSW* or any other Act (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest.

These forms must be lodged by 30 September each year and are to be tabled at the next Council meeting. The information collected on these forms is entered in a Central Conflict of Interest Register and the forms are kept by the General Manager at the Council offices in a Register of Returns. Anyone is entitled to inspect the Register of Returns free of charge.

It should be noted Councillors' and designated persons' Disclosure of Interest Returns (forms) are prescribed as open access information for local government under Schedule 1 to the *Government Information (Public Access) Regulation 2018 (GIPA Regulation)*.

Section 6 of the *Government Information (Public Access) Act 2009 (GIPA Act)* provides for the mandatory proactive release by NSW public sector agencies (including councils) of open access information. The GIPA Act provides that open access information must be made publicly available free of charge on a website maintained by the agency.

Council will apply the public interest test to each return and redact that information where the balance of the public interest test is weighted against disclosure. This will allow the publishing of the returns as required, promoting open access and transparency, and facilitates the legitimate public interest in having access to the information, while protecting the individual's right to privacy and safety.

FINANCIAL AND RESOURCE IMPLICATIONS

Financial and resource implications in staff time in administration, meeting legislative requirements and the application of the public interest test on a case by case basis.

LEGAL IMPLICATIONS

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

The Model Code of Conduct is made under section 440 of the *Local Government Act 1993 (LGA)* and the *Local Government (General) Regulation 2021*. Section 440 of the LGA requires every council to adopt a code of conduct that incorporates the provisions of the Model Code of Conduct.

Council's adopted Codes of Conduct require the lodgement and tabling of returns, in accordance with the model code.

There are also legislative requirements under *Government Information (Public Access) Act 2009 (NSW)* (GIPA) for the publication of open access information.

RISK IMPLICATIONS

Proactive release advances the object of the GIPA Act to "maintain and advance a system of responsible and representative democratic Government that is open, accountable, fair and effective ...". The GIPA Act contributes to the building of an integrity culture through the establishment of a framework based around the principles of pro-active disclosure and a presumption in favour of public interest disclosure.

Enterprise Risk Management implications are also present in relation to compliance, reputation and people.

Collection and tabling of these returns, with information kept in a Central Conflict of Interest Register (as recommended in the past by our external auditors), is part of Council's process and procedures in reducing the risk of Fraud and Corruption and is a measure implemented to manage risks associated with decision making throughout the organisation.

STAKEHOLDER CONSULTATION

Nil

OPTIONS

Nil

CONCLUSION

All designated persons have lodged their annual Disclosure of Interest Returns and these are now tabled at this Council meeting.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN**Policies**

Code of Conduct for Staff Policy

Code of Conduct for Councillors Policy

Fraud and Corruption Policy

Internal Reporting Policy

Community Strategic Plan 2022 - 2032

4.2 Strong, effective and responsive council

Delivery Program 2022 - 2026

4.2.2 Council's decision making is equitable and ethical

4.2.5 Council's exposure to risk is minimised

ATTACHMENTS

1. Disclosure of Interest Returns Tabled 26 October 2022

8.6 FY22/23 URBAN WORKS MONTHLY UPDATE FOR SEPTEMBER**TRIM Number: R22/339****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R22/339 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 September 2022, in progress for the month of October 2022 and forecast for the month of November 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. The Covid-19 situation continues to impact on the daily activities of the Urban Works staff.

There has been a substantial amount of wet weather and the floods are having an impact on the delivery of the projects.

Supply chains for materials and manufactured goods are improving. Staff continue to liaise with stakeholders and grant bodies regarding possible impacts.

Works Completed in September

Tourism Precinct – stage 3. BBRF	Irrigation contractor has been delayed due to the wet weather and Flooding of the site. Contractor is still confident works can be completed by December. Contractor is organising their works program such that they can attend site as soon as the grounds dry out. Solar lights reinstalled. Water and sewer contractor has completed the installation of the water and sewer mains to site.
Scott Street Subdivision	Tender closed with 5 tenders received. Tender evaluation underway. See separate council report on tender assessment.
Footpath Tender	Works continued to focus around the Condobolin School Precinct, approx. 900m of footpath complete, including pram ramps, driveways, disabled parking and backfilling completed. All other works have been postponed indefinitely due to flooding.
SRA power upgrade	PO issued and design approval works underway.
SRA Ground LED Lighting Tender	Council approved to engage Rees Electrical to complete the works.
SRA Ground Changeroom upgrade	Architectural and structural designers engaged. Site Survey commenced. Demolition and earthworks quotations requested.
SRA Ground fencing upgrade	Fencing measured and quotations received.
Condobolin Swimming Pool Heat Pump Replacement	The new Heat Pump was installed and is now operational.
Apex Park Pontoon	Water levels within the Lake is currently prohibiting any works. Water will likely stay high for a number of months. Works postponed indefinitely.
Tottenham Recreation Goal posts	Materials have been ordered and delivered to site. Contractor engaged.
Tottenham Recreation Security Fencing	Contractor has been engaged and the materials were delivered to site.
Tottenham Swimming Pool Carpark	Concreting, fencing and earthworks complete. Sealing and line marking to follow pending suitable weather conditions.
Albert BBQ and Shelter	Purchase order issued and materials ordered.
Tullibigeal Netball Court Refurbishment	Site visit complete and quotations received.

Works Underway in October

Tourism Precinct – stage 3. BBRF	Irrigation contractor to re-commence works as weather permits Water and sewer contractor continuing works within the precinct as weather permits. Trees, topsoil and landscaping materials to be ordered.
Scott Street Sub-division	Tender closed with 5 tenders submitted. Tender evaluation underway. See separate council report on tender assessment.
Footpath Construction	Works delayed until rain and flooding subsides. The next project to commence will be Gum Bend Lake walkway, and Bathurst Street.
SRA power upgrade	Design documentation submitted to Essential Energy. Materials ordering commenced.
SRA Ground LED Lighting Tender	Purchase order issued and contractor is ordering materials.
SRA Ground Changeroom upgrade	Architectural and structural designer to submit draft plans for review. Site Survey completed. Demolition and earthworks quotations received. Expecting to engage contractor and confirm timing of demolition.
SRA Ground fencing upgrade	Materials ordered.
Lake Cargelligo Cricket club toilet	Stakeholder meeting complete and scope of works confirmed.
Tottenham Recreation Goal posts	Materials delivered and installed.
Tottenham Recreation Security Fencing	Materials delivered and installed.
Tottenham Swimming Pool Carpark	Sealing to be complete - weather permitting.
Tullibigeal Netball court resurfacing	Stakeholder meeting complete and Purchase order issued.
Albert Park BBQ and Picnic shelter	Materials delivered. Electrical connection underway. Project to be complete weather permitting.

Works Scheduled in November

1. Tourism Precinct – stage 3. BBRF	2. Irrigation contractor planning to continue works. 3. Dog park to be installed and landscaping works to commence. 4. Materials delivered to site ready for installation. 5. Water and sewer contract work to be completed.
6. Footpath Construction	7. Footpath construction to recommence (weather permitting) 8. Following the completion of Gum Bend Lake, the contractor will start Bathurst Street (195-211) approx. 180m & Frogs Hollow 130m
9. SRA Power upgrade	10. Awaiting Essential Energy design approval.

11. SRA Lighting upgrade	12. Awaiting material delivery.
13. Tottenham Recreation grounds security fencing	14. Project complete.
15. Tottenham Recreation grounds goal posts	16. Project complete.
17. Tottenham Swimming Pool carpark	18. All carpark works to be complete and operational.
19. Tullibigeal Netball court resurfacing	20. Contractors engaged and works complete weather permitting.
21. Lake Cargelligo Cricket club toilet	22. POs to be issued and materials ordered.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$379K	\$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	\$106k	\$1,221k	Budget on track
SRA Power Upgrade	\$267k	Showground Stimulus	\$0	\$267k	Budget on track
Apex Park pontoon	\$200K	Boating now	\$130K	\$200K	Budget is on track
Tottenham Recreation Security fencing	\$50k	SCCFR4	\$16k	\$50k	Budget is on track
Tottenham Recreation Goal Posts	\$41k	LRCI 3	\$15k	\$30k	Below Budget
Tottenham Swimming Pool Carpark	\$65k	LRCI2	\$58k	\$65k	On Budget

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Albert Park BBQ and Picnic shelter	30k	LRCI2	27k	30k	On Budget

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

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

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

Weather and flooding are of concern to the delivery of projects, council staff are monitoring closely and will inform the relevant stakeholders should there be any delays or issues.

STAKEHOLDER CONSULTATION

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

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 September 2022, in progress for October 2022 and forecast work for November 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

8.7 CENTRAL WEST COUNCILS ENVIRONMENT AND WATERWAYS ALLIANCE**TRIM Number: R22/340****Author: Environment & Waste Coordinator****RECOMMENDATION**

That

1. The Director Environment Tourism and Economic Development Report No. R22/340 be received and noted.

PURPOSE

The purposes of this report is to inform Council of Lachlan Shire Council's membership with The Central West Councils Environment and Waterways Alliance.

SUPPORTING INFORMATION

Nil.

BACKGROUND

The Central West Councils Environment and Waterways Alliance (Alliance) has a current membership base of 18 Councils across the Central West of NSW. The Alliance exists to improve environmental outcomes across the region.

As the new membership period has commenced, it provides the Alliance with an opportunity to refresh and focus direction for the coming four years of the new membership period. The Alliance is looking forward to continuing to work with our Council over the ensuing term to further build on the excellent work being achieved.

It has been proposed that future projects for the Alliance could include the potential to adopt nominated iconic species for each Member LGA to provide a focus for works and grant funding; additionally, a mapping project has been proposed to utilise available data to provide relevant information about various vegetation communities within LGAs and across the Alliance region. These concepts are due to be further discussed at the next Alliance meeting in November.

At the first meeting this financial year an election for the position of Chairperson and Deputy Chairperson were held. Mr David Waddell (Orange City Council) nominated to continue as Chairperson and Michael Chambers (Parkes Shire Council) nominated to continue as Deputy Chairperson.

There was unanimous support for both representatives, and they were re-elected unopposed for the coming two-year period.

A major benefit of Alliance membership is the capacity building events held across the year to upskill Council staff. A highlight this year was the Conservation in Action 2022 Conference recently held in Orange. The conference brought together environmental professionals and researchers to build knowledge and develop new partnerships. There were 150 delegates in attendance with 6 keynote speaker presentations. The conference featured 5 themes with 32 presentations held over the three days, plus two field trips and two workshops.

The Alliance, in partnership with Orana Joint Organisation, received a \$100,000 grant from the NSW Environmental Trust to deliver the Creating Homes for Threatened Species project. The project involves creating chainsaw carved hollows in trees to create new homes for threatened hollow dependent species. Importantly, in 2022 the Alliance started working with a university research student to contribute the findings from the project to scientific literature. There will also be an educational forum at the conclusion of the project to share the findings and successes with our member councils, and more broadly to environmental practitioners.

The Alliance has partnered with Charles Sturt University to secure an Honours research student for this year. The University recently advised that a joint funding application for a WIRES research grant of \$50k has been successful. For the Alliance, this means funding is in place to support the research costs of the Honours student this year, as well as new students for the next 2 years. This continues a strong relationship with academic institutions that deliver real world environmental research within our region. It provides member councils with access to new and innovative practices in environmental management and for this knowledge to be shared with staff at member councils.

ISSUES AND COMMENTS

The Alliance enters this 4-year membership period in a strong financial position, with a new Strategic Plan and 2022-23 Operational Plan providing a platform for growth that will ultimately provide environmental gains across the entire 18 LGA membership region. The Alliance looks forward to working with councils to deliver successful projects and events, as well as the sharing of knowledge that is critical to providing council officers with the skills they require to excel in their roles.

FINANCIAL AND RESOURCE IMPLICATIONS

Council's annual membership to the Alliance is \$2,000 which is scheduled to increase in line with rate pegging for each year of the four-year membership agreement. Council's adopted budget includes a provision to cover the costs of this membership.

LEGAL IMPLICATIONS

Agreements will be assessed through the Alliance and Council's legal advisors if required.

RISK IMPLICATIONS

Consideration has been given to service delivery, image, reputation, political, environmental, health and safety, and project management risks associated with membership of the alliance and significant risks have been identified.

STAKEHOLDER CONSULTATION

Consultation will be administered by the Alliance's Project Officer and Council's delegated officer.

OPTIONS

Council should consider the environmental projects it would like to participate in when projects are made available through the Alliance.

CONCLUSION

The Alliance organisation has collaboration at the heart of its operations, the Environment & Waterways Alliance does not operate in isolation and greatly values partnerships and knowledge sharing. The Alliance actively works to foster good working relationships with groups and agencies who share the same values in an effort to formalise these working arrangements and common objectives.

After a disrupted period over recent years due to lockdowns and subsequently limited numbers of meetings, the Alliance is planning to re-invigorate engagement and continue to build on our partnerships. This has the potential to benefit community groups such as Landcare and other organisations across the region through resource and knowledge sharing and collaborative works.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and response Council.

5.2 Care for our community land.

ATTACHMENTS

Nil

8.8 FY22/23 UTILITIES MONTHLY UPDATE FOR SEPTEMBER

TRIM Number: R22/346

Author: Manager - Utilities

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R22/346 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 September, in progress for the month of October and forecast for the month of November 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"> • Administration of this Deed is being finalised. Outcomes will provide valuable input for the future Concept Design Stage. • Administration of this Deed is being finalised. Outcomes will provide valuable input for the future Concept Design Stage.
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 was given options on the land transfer mechanism.
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none"> • Contract 1: Pipeline – Conditional completion was granted to Leed Engineering and Construction P/L. Actual Completion Date of the Works was 19 September 2022. Council now has ownership of the pipeline. The 12 month Post Completion Period (PCP) has now commenced.

	<p>The concrete works around the scour valves and 3 areas of minor subsidence along the pipeline will be rectified by Leed before 30 November 2022 (weather permitting).</p> <ul style="list-style-type: none"> • Contract 4: Under bore – Flow and pressure test is planned to be repeated on 27 – 28 October 2022 (weather permitting). • Contract 5: Transfer Pump Station – site works commenced with pad construction underway. Due to the recent wet weather and minor design delays from PWA’s design team, an extension of time (EOT) has been granted to 31 March 2023.
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> • The detailed design process is underway.
Condobolin Reservoir No.2 – Investigation Study	<ul style="list-style-type: none"> • The structural condition assessment report has outlined large cracks and network cracking which have compromised the structural integrity and performance of the concrete and consequently the whole structure. • The cause of the structure deterioration is Alkali-Aggregate/Alkali-Silica Reaction (AAR/ASR). AAR/ASR is one of the most harmful long-term distresses for reinforced concrete structures. AAR/ASR produces an alkali-silica gel that swells by imbibing water from the surrounding environment. This swelling causes expansion and cracking of the concrete and ultimately resulting in the lower durability and performance of the affected structure. • Large size and high density of AAR/ASR cracking has facilitated and accelerated the penetration of oxygen and carbon dioxide into the concrete and has caused moderate to high levels of steel reinforcement corrosion. • Based on the inspection, it is predicted that the serviceability of the structure is limited to around 5 to 7 years. If repair and rehabilitation of the structure is the chosen outcome, it is recommended this is undertaken within the next 2 years. PWA is now developing a business case to support grant funding for the repairing of the existing reservoir or replacing the existing with a new reservoir.

Lake Cargelligo

Project	Progress
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> • The installation of the screen extractor continues to be delayed due to the wet weather conditions.
Lake Cargelligo STP – Sewer Lagoons	<ul style="list-style-type: none"> • Due to the persistent wet weather condition over the past 12-18 months, the sewer lagoons are currently full and have begun to overflow over the Lagoon embankments.

	<ul style="list-style-type: none"> • Embankment raising works are unable to be completed due to the sodden nature of the site and risk of compromising the structure. • The EPA and 3 impacted properties have been notified. Water quality samples have been taken and sent for testing to ascertain possible public health risks. The EPA is understanding of the situation which is occurring in a number of locations around the state. EPA and Council are work together to ensure public health and environmental risks are minimised. • Council commenced remediation works to the Lagoon embankments last financial year. This work was unable to be completed due to wet weather. The unspent budget for the rectification works is proposed to be carried over to this financial year. It is planned to undertake further works on the banks once the dry weather returns and the effluent in the ponds start to evaporate.
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> • Budget estimate and technical specification for the repair is currently being developed.

Tottenham

Project	Progress
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> • Geotechnical investigation for the new Albert reservoir is proposed to be undertaken by the end of October 2022 (weather permitting). • Preliminary Environmental Investigation has identified a potential Aboriginal Heritage site near to the reservoir. Due Diligence assessment and detailed site inspection to be undertaken to confirm details and impacts.
Tottenham Reservoir Remediation	<ul style="list-style-type: none"> • The leaks have been completely sealed.
Tottenham WTP Upgrade	<ul style="list-style-type: none"> • The specification for the pipework modification to connect the new clear water tank with the rest of the existing infrastructure is still under review by Council staff.

Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Cargelligo, Condobolin & Tottenham)	<ul style="list-style-type: none"> • The final draft design for the new irrigation system at Tottenham Racecourse has been submitted and currently under review by Council staff. • The design for the holding dam and its pipeline is still underway. • Power supply upgrade options are being investigating – this includes solar PV panels and battery supply.

	<ul style="list-style-type: none"> The geotechnical investigation for the new holding dam and its proposed pipeline has been postponed due to the wet weather forecast. It is planned to resume by the end of October 2022 (weather permitting).
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> The condition assessments of Condobolin Reservoir No.2 and Lake Cargelligo Reservoir No. 1 (4ML) are being included in the IWCM Issues Paper.
Natural Resources Access Regulator (NRAR) – metering requirements	<ul style="list-style-type: none"> Council is progressing the NRAR requirements for the new metering and telemetry requirements for all Water extraction sites by December 2022. The new requirements include the replacement of the flowmeters and the installation of new RTUs that will communicate with NRAR’s telemetry system directly, enabling remote monitoring of the water extraction activities. Upgrade works to sites are at various levels of maturity. Some sites are complete, others are at quotation stage. Flooding is impacting on ability of some sites to be upgraded.

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 (Roscco), Lachlan Airspace Reference Panel, NSW Govt Critical Water Advisory Panel (CWAP) and Central West Joint Organisation Water Utilities Alliance (CWUA).

STAKEHOLDER CONSULTATION

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

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 September, underway for October and planned for November 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

8.9 2022 WHS SELF-AUDIT RESULTS**TRIM Number: R22/335****Author: Manager - Human Resources****RECOMMENDATION**

That

1. The General Manager's Report No. R22/335 be received and noted.

PURPOSE

The purpose of this report is to inform Council of the results of the Work Health and Safety Self-Audit which was undertaken in July 2022.

SUPPORTING INFORMATION

The 2022 WHS Self-Audit – Executive Summary.

BACKGROUND

The StateCover Mutual Self-Audit is a mandatory continuous improvement activity used to provide an overview of Council's WHS system. The self-audit is undertaken annually to assist Council to reduce the number and severity of workers injuries and illnesses, in turn reducing claims costs and workers compensation insurance premiums.

The audit guides Council through evaluation and monitoring of our WHS management system to identify key hazards and provides an action plan to assist in prioritising WHS improvements.

ISSUES AND COMMENTS

While every effort has been made to identify all pertinent WHS issues there is no guarantee that the self-audit has identified all gaps and hazardous conditions however, regular reviews, inspections and audits of our management system occur to assist the development of action plans and control measures to ensure continuous improvement is made and gaps and hazardous conditions are identified.

FINANCIAL AND RESOURCE IMPLICATIONS

If work health and safety responsibilities are not managed appropriately it could lead to increased claims costs and an increase in workers compensation premiums which impacts Council's budget.

LEGAL IMPLICATIONS

Council is required to comply with the requirements of the WHS Act 2011 and associated regulations and if breached can be fined or have legal action taken against the organisation.

Council has a duty of care to comply with the WHS Act 2011 as follows:

Part 2/Division 2 - Primary duty of care**19 Primary duty of care**

- (1) *A person conducting a business or undertaking must ensure, so far as is reasonably practicable, the health and safety of—*
 - (a) *workers engaged, or caused to be engaged by the person, and*
 - (b) *workers whose activities in carrying out work are influenced or directed by the person, while the workers are at work in the business or undertaking.*
- (2) *A person conducting a business or undertaking must ensure, so far as is reasonably practicable, that the health and safety of other persons is not put at risk from work carried out as part of the conduct of the business or undertaking.*
- (3) *Without limiting subsections (1) and (2), a person conducting a business or undertaking must ensure, so far as is reasonably practicable—*
 - (a) *the provision and maintenance of a work environment without risks to health and safety, and*
 - (b) *the provision and maintenance of safe plant and structures, and*
 - (c) *the provision and maintenance of safe systems of work, and*
 - (d) *the safe use, handling, and storage of plant, structures and substances, and*
 - (e) *the provision of adequate facilities for the welfare at work of workers in carrying out work for the business or undertaking, including ensuring access to those facilities, and*
 - (f) *the provision of any information, training, instruction or supervision that is necessary to protect all persons from risks to their health and safety arising from work carried out as part of the conduct of the business or undertaking, and*
 - (g) *that the health of workers and the conditions at the workplace are monitored for the purpose of preventing illness or injury of workers arising from the conduct of the business or undertaking.*
- (4) *If—*
 - (a) *a worker occupies accommodation that is owned by or under the management or control of the person conducting the business or undertaking, and*
 - (b) *the occupancy is necessary for the purposes of the worker's engagement because other accommodation is not reasonably available, the person conducting the business or undertaking must, so far as is reasonably practicable, maintain the premises so that the worker occupying the premises is not exposed to risks to health and safety.*

RISK IMPLICATIONS

The risk of not having a robust WHS management system which includes regular review, consultation, audits and worksite inspections could lead to an increase in workplace injuries and incidents and increase the likelihood of workers compensations claims and breaches of the WHS Act.

STAKEHOLDER CONSULTATION

Throughout the self-audit process all relevant officers were consulted in regards to their area of responsibility and evidence sourced from them to assist in the completion of the self-audit.

OPTIONS

Nil

CONCLUSION

Council's overall WHS performance for 2022 is very pleasing with a score of 82.1% achieved. This is above the average result when compared to the score of all councils. An Action Plan will be developed to address the areas identified as requiring improvement.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 - Strong effective and Responsive Council.

ATTACHMENTS

- 1. 2022 WHS Self-Audit -Executive Summary**

8.10 FY22/23 ROADWORKS MONTHLY UPDATE FOR SEPTEMBER**TRIM Number: R22/345****Author: Manager - Roads****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No R22/345 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 September, works in progress in the month of October and works scheduled for the month of November 2022. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

A Natural Disaster declaration has been made for Lachlan Shire and 26 other councils as a result of severe weather and flooding from 14 September onwards. Very initial assessments indicate there may be upwards of \$2 million worth of damage to the road network. Rain since the initial event on 14 September has caused further damage which can be included in the claim for repair costs as the declaration is for an ongoing event.

A significant portion of the road network remains too wet to undertake any maintenance work. Resources are being prioritised to detours and key road linkages. A focus 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. Defective slab installation, wet weather and high Lachlan River levels have prevented completion of the installation of the wing walls by the contractor. This has therefore prevented commencement of the approach road construction. Water over the bypass road did cause significant damage to the pavement, temporary repairs have been attempted in anticipation of the next rise in river level. The bypass road was kept open during the peak of the flood through the use of traffic lights to keep traffic to a single lane. Concerted efforts will continue to keep the bypass open for as long as possible, as this is a critical transport route for the area.

SR 230 Lachlan Valley Way seal extension. Road pavement construction is continuing, with wet weather severely delaying pavement construction works.

Maitland Street/Henry Parkes Way/Kiacatoo Road intersection. This project has commenced with shoulder widening and pavement reconstruction. Sealing of the works has been delayed due to wet weather and is now programmed for late October.

McDonnell/Molong/William Streets – Condobolin School Precinct. The footpath construction has been completed. Sealing of the remaining road section in McDonnell St was delayed until mid-October and a two day window of sunny weather enable this work to be completed. Line marking and pedestrian crossings have also been delayed by wet weather and are now planned for late October.

Busby St/Harding Ave – kerb and gutter was replaced during September

Foster Street, Lake Cargelligo. Stormwater drainage pipe installation at the intersection of Lorne and Foster is complete. Stormwater drainage pipe installation at the intersection of Foster and Canada Streets is partially completed. Work are now focusing on the remaining stormwater drainage and water main works between Lake and Canada Streets.

Road Maintenance

Maintenance grading work has been progressing as the weather has permitted. Five graders continue to be dedicated to this work. In addition, two graders are working to undertake grade, water roll and gravel re-sheeting projects in an attempt to reopen the most damaged parts of the road network. However, progress is slow as many roads are too wet.

Works undertaken in September

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following unsealed roads**
 - Shire Roads
 - SR 41 Red Heart Road – gwr
 - SR 43 Back Tullamore Road - gwr
 - SR 44 Melrose Plains Road - gwr
 - SR 45 Boona Road – gwr
 - SR 46 Carawatha Road – gwr
 - SR 56 Bimbella Road – gwr
 - SR 60 Springvale Road - gwr
 - SR 70 Burando Road -gwr
 - SR 380 Cincinnati Lane –gwr
 - SR 381 Verona Road - gwr
 - SR 1151 Kadungle Road – gwr
 - SR 1347 Albert Road – gwr – part length

- **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 wing walls will be completed when the Lachlan River falls below flood levels. Road construction over the culverts will commence once wing walls are completed
 - 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 planned for sealing late October
- Shire Roads
 - SR 230 Lachlan Valley Way – FLR/RTR – pavement construction is continuing
- Town Streets
 - Condobolin School Precinct – FLR/RTR – Completion of footpath construction and backfill
 - Busby St/Harding Ave – FLR – Replacement of Kerb and gutter on one side of the streets
- **Road reseals/sealing**
 - All Roads
 - nil
- **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 6 Billadary Road – maintenance grading
 - SR 53 Mumbil Tank Road – maintenance grading
 - SR 54 Tinda Tank Road – maintenance grading
 - SR 55 Needlewood Road – maintenance grading
 - SR 95 Ilgindrie Road – vegetation control
 - SR 121 Camp Road – maintenance grading
 - SR 122 Wallaces Road – maintenance grading
 - SR 124 Crown Camp Road – maintenance grading
 - SR 171 Phillips Road – maintenance grading
 - SR 182 Recreation Road – maintenance grading
 - SR 188 Gleesons Road – maintenance grading
 - SR 194 North Uabba Road – maintenance grading
 - SR 199 Euglo Trig Road – maintenance grading
 - SR 212 Hoopers Lane – maintenance grading
 - SR 214 Nilssons Road – maintenance grading
 - SR 223 Blackers Road – maintenance grading
 - SR 225 Andersons Road – maintenance grading
 - SR 230 Lachlan Valley Way – maintenance grading
 - SR 231 Curlew Road – maintenance grading
 - SR 350 Arundel Road – maintenance grading
 - SR 333 Rosedale Road – maintenance grading
 - SR 334 Wylona Road – maintenance grading
 - SR 432 Keronga Road – maintenance grading
 - SR 434 Traquair Lane – maintenance grading
 - SR 1187 Palestan Road – maintenance grading
 - SR 1169 Bobadah Road – maintenance grading
 - SR 1187 Palestan 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 – pavement failure repairs
 - MR 231 Wyalong Road – slashing
 - MR 347 Dandaloo Road – pavement failure repairs
 - MR 377 Lachlan Valley Way – pavement failure repairs
 - MR 423 Lachlan Valley Way – pothole patching
 - MR 461 Henry Parkes Way north – pothole patching
 - RR 7513 Lake Cargelligo Road – pothole patching
 - Shire Roads
 - SR 3 Tabratong Crossing Road – pavement failure repairs
 - SR 10 Meadowview Road – slashing
 - SR 90 Grassmere Road – vegetation control

Works Underway for October

- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 34 Wilmatha Road - gwr
- **Road resealing/sealing**
 - Main Roads
 - MR 461 Henry Parkes Way – Kiacatoo intersection sealing
 - Shire Roads
 - McDonnell Street – remaining unsealed section.
- **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 and building up approaches to the new Culverts
 - 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 – intersection reconstruction
 - RR 7513 Lake Cargelligo Road – shoulder reconstruction and widening
 - Shire Roads
 - SR 230 Lachlan Valley Way – FLR/RTR - road construction for 10 km of seal extension
 - Town Streets
 - Busby St/Harding Ave, Condobolin – FLR – street reconstruction

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 13 Millridge Road – maintenance grading
 - SR 19 Middlefield Road – maintenance grading
 - SR 58 Mowabla Road – maintenance grading
 - SR 91 Marsden Road – maintenance grading
 - SR 208 Brewer Lane – maintenance grading
 - SR 1169 Bobadah Road – maintenance grading
 - Other roads subject to roads being dry enough to grade

- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads
 - Ongoing pothole patching
 - Slashing is limited as road edges are too wet.

Works planned for November

- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - MR 461 Henry Parkes Road - gwr
 - RR 7514 Nyngan Road - gwr
 - Shire Roads
 - SR 5 Lansdale Road – gwr and gravel re-sheeting
 - SR 1187 Palesthan Road – gwr and gravel re-sheeting 5 km

- **Road resealing/sealing**
 - Main Roads
 - To be confirmed
 - Shire Roads
 - SR 3 Tabratong Crossing Road – 600 metre reseal over primer seal
 - Tottenham Swimming Pool Carpark

- **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 – Continue reconstruction from Utes in the Paddock to Smythes culvert
 - RR 7513 Lake Cargelligo Road – shoulder reconstruction and widening
 - Shire Roads
 - SR 120 Merribogie Road – FLR/RTR – road widening 4 km
 - Town Streets
 - Busby St/Harding Ave, Condobolin – FLR – 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
 - To be determined

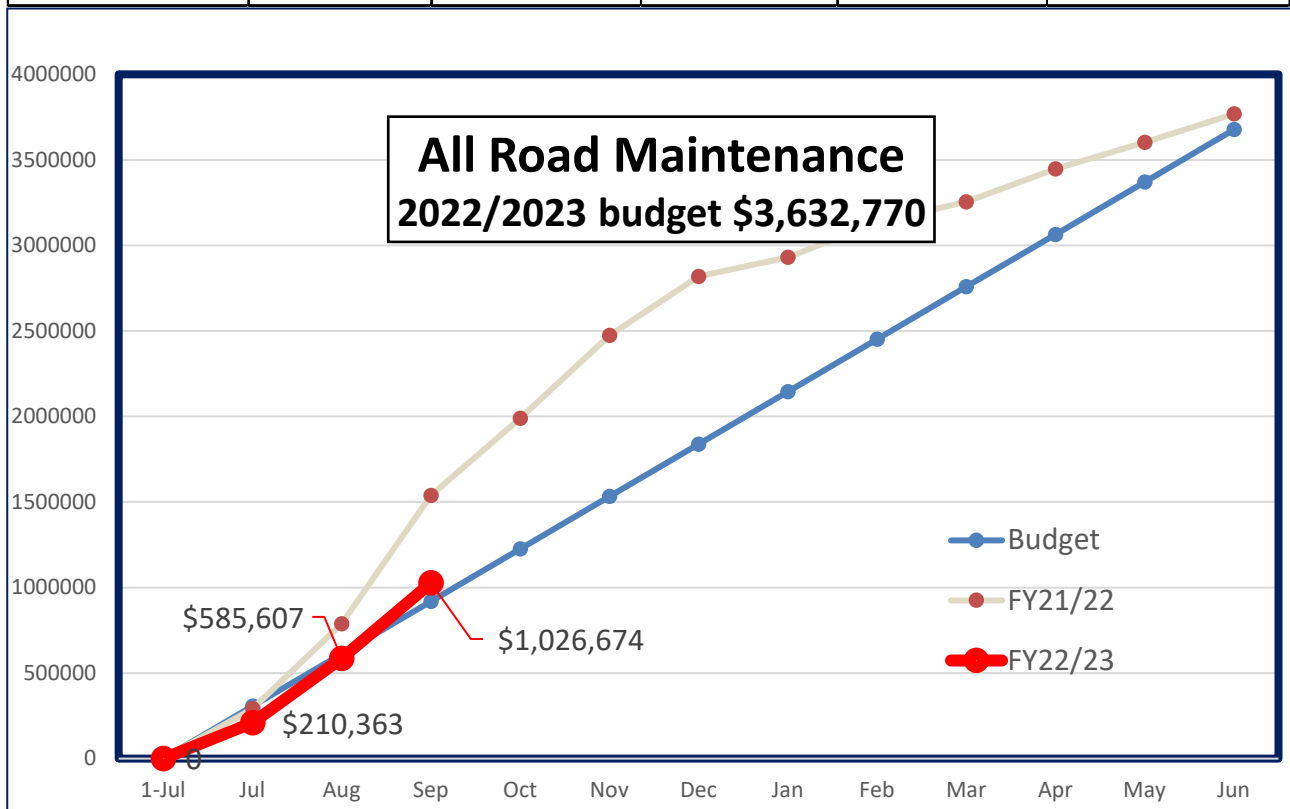
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads
 - Ongoing pothole patching

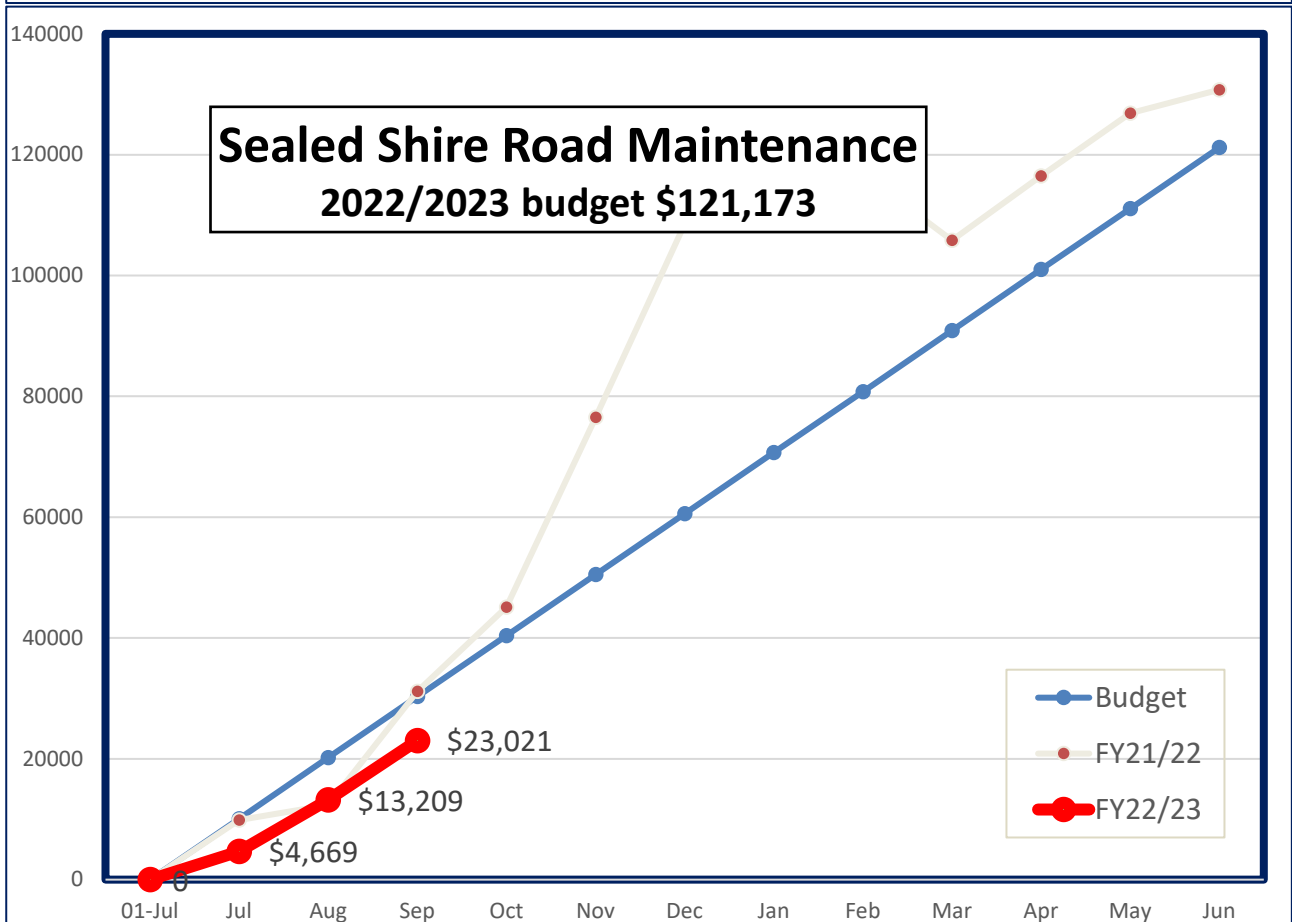
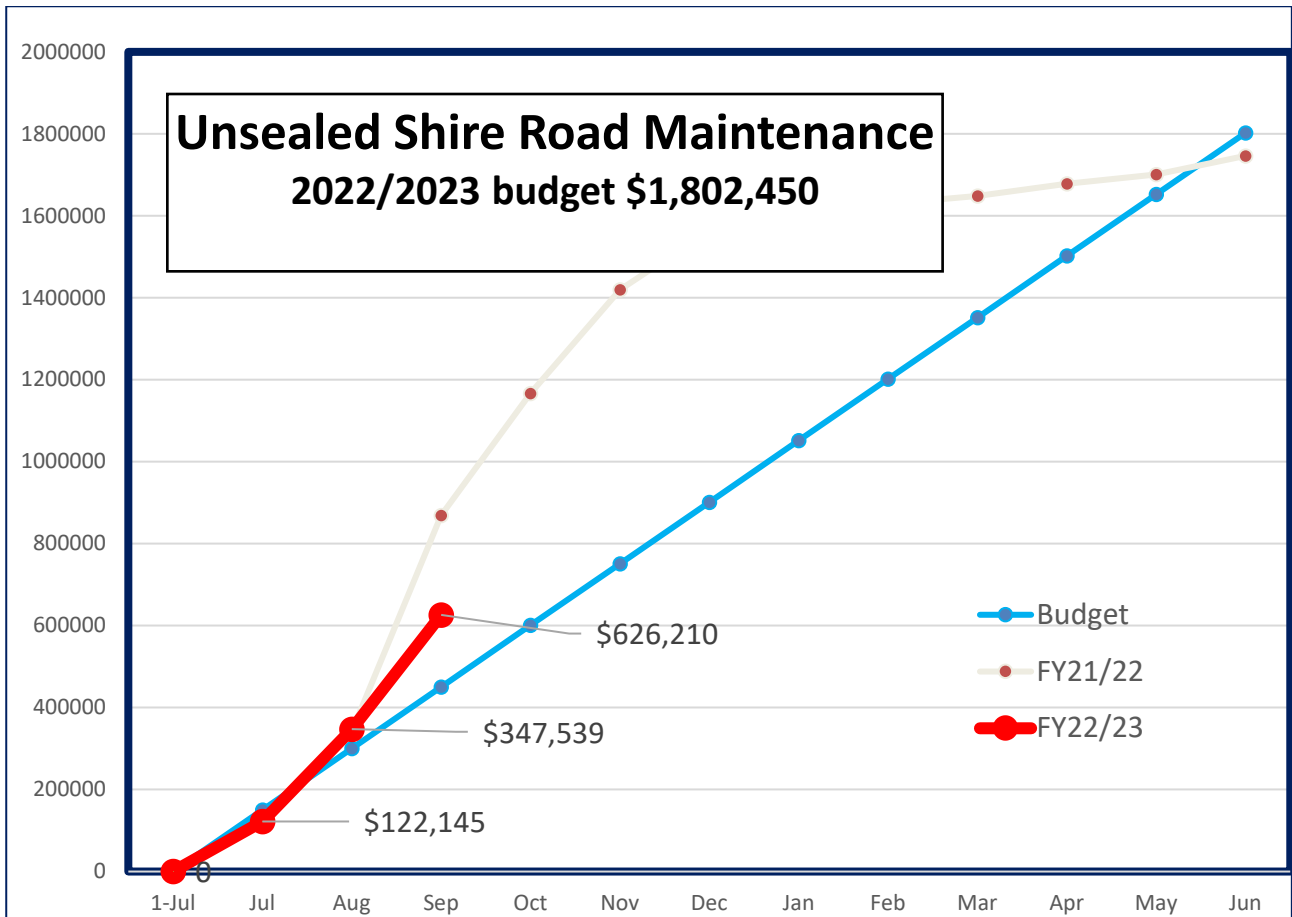
FINANCIAL UPDATE

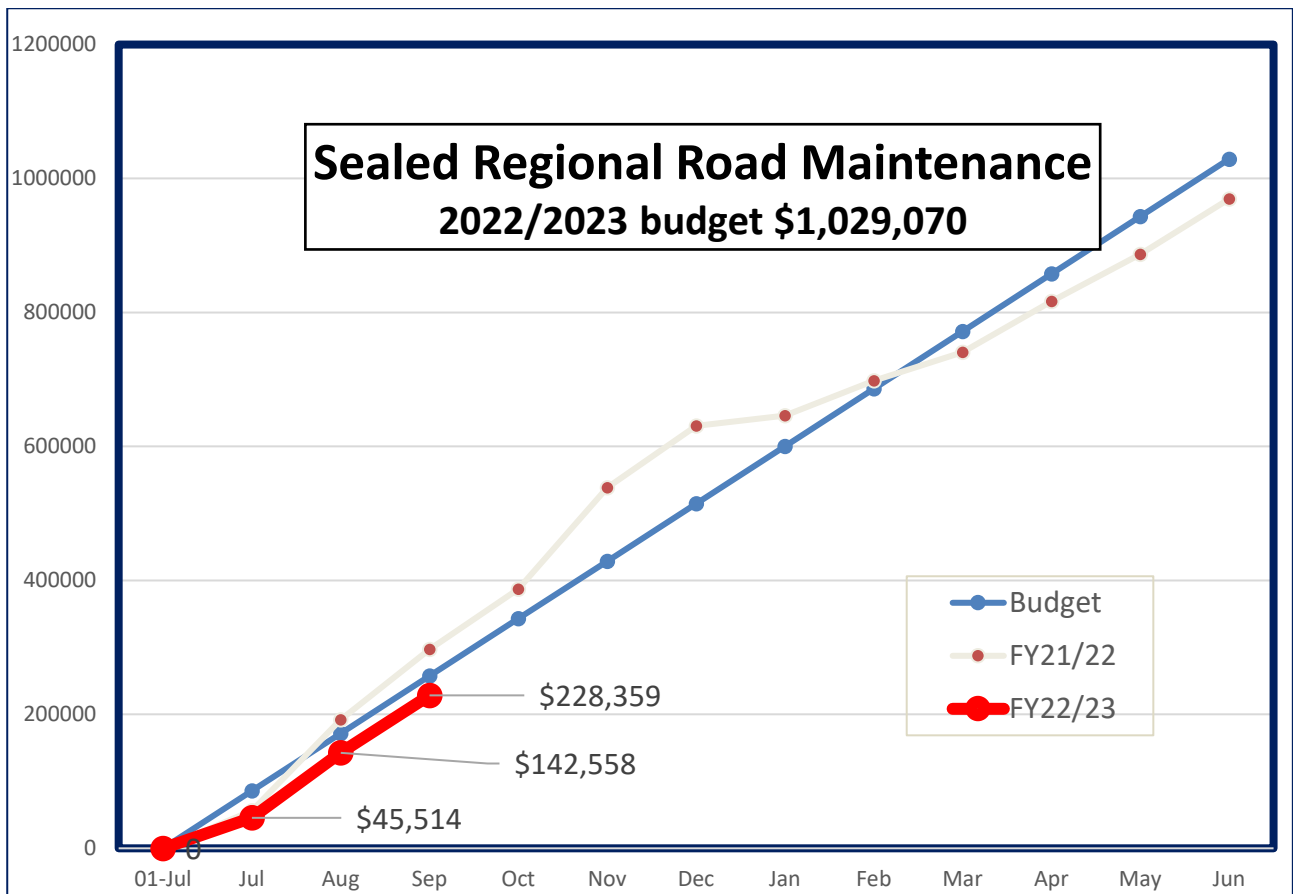
CONSTRUCTION PROJECTS					
Regional Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Regional Roads, reseals	\$438k	TfNSW Block Grant	\$0k	\$438k	Programmed for Q2
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$50k	Programmed for Q2
Regional Roads, culvert 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, \$54k in FY22/23 Total \$3.2m	\$3.5m	Jumble Plains Road intersection reconstruction will commence in Q3
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, \$28K in FY22/23 Total \$476k	\$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, \$1.71m in FY22/23 Total \$5.36m	\$9.3m	Smythes culvert wingwalls will be installed after Lachlan River level falls
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, 106k in FY22/23 Total \$208k	\$516k	Kiacatoo Road intersection reconstruction will be sealed in October
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 Q3
SR 45 Boona Road	\$160k		\$32k	\$160k	Work in progress
Remainder of program	\$344k		\$0k	\$344k	Program to be confirmed
Total	\$704k		\$32k	\$704k	
Maitland Street HV upgrade	\$1.51m	FRC \$765k, RTR \$745k	\$1,465k pre 1 July 2022, \$50k in FY22/23, Total \$1.52m	\$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, \$321k in FY22/23 Total 970k	\$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, \$523k in FY22/23 Total \$1,183m	\$1.68m	McDonnell St sealing completed in October
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	12.0%	30-Jun	To be spent by 30 June 2023
TfNSW Traffic Facilities	\$148k	100% TfNSW	32.0%	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 and flood damage continues to be a priority with focus on maintaining access and freight links to the majority of the community. Restoration of the rural road network in preparation for harvest traffic is a consideration. Resources also need to be allocated to construction projects to ensure council’s commitments to funding bodies are met.

ATTACHMENTS

Nil

8.11 DELIVERY PROGRAM AND OPERATIONAL PLAN PROGRESS REPORT AS AT 30 JUNE 2022**TRIM Number: R22/352****Author: Director - Corporate and Community Services****RECOMMENDATION**

That:

1. The General Manager's Report no R22/352 be received and noted.

PURPOSE

To provide Council with progress updates on the Delivery Program and Operational Plan as at 30 June 2022, in compliance with legislation.

SUPPORTING INFORMATION

N/A

BACKGROUND

The general manager must ensure that progress reports are provided to the council, with respect to the principal activities detailed in the Delivery Program, at least every 6 months.

ISSUES AND COMMENTS

In compliance with the Integrated Planning and Reporting Guidelines, a 6 monthly update to Council on progress towards achieving the Delivery Program is attached.

FINANCIAL AND RESOURCE IMPLICATIONS

The Annual Budget and Long Term Financial Plan, including the Resourcing Strategy, provides the financial resources to progress the Delivery Program.

LEGAL IMPLICATIONS

Local Government Act NSW section 404 Delivery program

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

Integrated Planning and Reporting Guidelines

The general manager must ensure 6 monthly updates to Council on progress towards achieving the Delivery Program are provided.

RISK IMPLICATIONS

There are legislative risks if compliance with regulations and guidelines are not adhered to.

Reputational risk may stem from community dissatisfaction with the progress of the Delivery Program projects.

STAKEHOLDER CONSULTATION

Nil

OPTIONS

Not applicable.

CONCLUSION

Update of the Delivery Program for review and adoption by Council.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and Responsive Council

ATTACHMENTS

1. **Delivery Program - 30 June 2022**

9 DECISION REPORTS

9.1 GENERAL MANAGER

Nil

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 DONATIONS

TRIM Number: R22/321

Author: Administration Officer - Corporate & Community Services

RECOMMENDATION

That:

1. The Director of Corporate and Community Services Report No. R22/321 be received and noted.
2. Council provide a donation of \$500 to Tottenham Christmas Tree Committee for their annual Christmas event.
3. Read and note Lake Cargelligo Fitness Centre - September 2022 monthly report.
4. Read and note: Tottenham Welfare Council income and expenses statement.

PURPOSE

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

SUPPORTING INFORMATION

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

BACKGROUND

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

ISSUES AND COMMENTS

Tottenham Christmas Tree Committee

Tottenham Christmas Tree Committee are requesting a donation of \$500 for their annual Christmas event on 18 December 2022. Council provided a donation of \$100 in 2021, and \$500 from 2016 to 2020.

Lake Cargelligo Fitness Centre

As requested at the June 2022 Council meeting, Lake Cargelligo Fitness Centre have provided a report for the month of September 2022. The requested contribution of \$6,830 was paid in July 2022.

Tottenham Welfare Council

Tottenham Welfare Council provided an invoice for secretarial services and promotion of Tottenham, along with an income and expenses statement. The Tottenham Welfare Council have an Annual Budget of \$4,240 & the invoice was paid on 13 October 2022. This is provided for the information of Councillors only.

FUTURE DONATIONS

- Workshops Out West – Council requested more information. No response has been received as yet.
- Rotary Club of Condobolin Incorporated \$1,500 – waiting on form for over \$1,000 donations

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 \$22,553 available in the elected member's general donations budget.

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

Nil

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. Tottenham Christmas Tree Committee
2. Donations
3. Lake Cargelligo Fitness Centre - Monthly Status Report
4. Tottenham Welfare Council

9.2.2 UPDATES TO BUDGET 2022-2023: REVOTES AND ADDITIONAL GRANT FUNDED PROJECTS**TRIM Number: R22/323****Author: Finance Accountant****RECOMMENDATION**

That:

1. The Director Corporate & Community Services Report No. R22/323 be received and noted.
2. The transfers from Reserves as noted in the "Revotes" as presented, be adopted.
3. The 2022-2023 Amended Budget be adopted to include revotes, carry forwards and additional grant funded projects not included in the original Annual 2022-2023 Budget.

PURPOSE

Council is required to formally revoke 2021-2022 budget allocations which remain unspent and/or are incomplete at the end of the 2021-2022 financial year.

SUPPORTING INFORMATION

A list of the projects is attached to this report.

BACKGROUND

A number of projects, included in the 2021-2022 operational plan budget, had not commenced, or were incomplete at the end of the 2022 financial year.

ISSUES AND COMMENTS

Under the *Local Government (General) Regulation 2021* budget allocations for projects that have not commenced, lapse at the end of each financial year, and must be formally reapproved by Council for the projects to proceed in the new financial year.

When a Council approved project commenced in 2022 and remains unfinished, this process is not required, however, they are included in this report for completeness and to formally include them in the 2022-23 budget.

This report is made up of 2 parts:

1. Revoted and carry over projects from the 2021-2022 year which will be funded from reserves; and
2. Projects that were not included in the 2022-2023 Budget and will be funded from approved grants to be received in the 2022-2023 financial year.

Revoted projects total \$12,653,995.

Additional approved grant funded projects not included in the Budget for 2022-2023 total \$2,171,145. Specific details of the 'revotes' are set out in Attachment 1. These include unspent grant-funded projects such Growing Local Economies (Tourism Precinct), Fixing Local Roads, and Stronger Country Communities grants. It also includes procurement of plant items which were ordered in 2022 but which will not be delivered until 2023.

Specific details of the additional grant funded projects are set out in Attachment 2.

FINANCIAL AND RESOURCE IMPLICATIONS

Council is required to formally adopt the revotes and additional grant funded projects for inclusion in the 2022-2023 Operational Plan Budget.

As at 30 June 2022, unfinished works and unspent grant income were restricted in the financial statements to ensure there were sufficient monies to fund these projects.

LEGAL IMPLICATIONS

There are no known legal implications.

RISK IMPLICATIONS

If the unspent grant items are not revoted, there may be risks associated with not meeting conditions in grant funding agreements.

Council is subject to reputational and political risk if it resolves to commence projects but does not deliver within the timeframes expected by the community or the funding bodies.

STAKEHOLDER CONSULTATION

The original allocations for 2021-2022 were adopted by Council as part of its 2021-2022 annual budget. Other items were approved by Council at subsequent quarterly budget reviews or by resolutions of Council as a result of Council receiving additional grants or notifications of specific projects.

The listing of non-commenced and incomplete projects with budget allocations has been reviewed by the Executive Leadership Team and the Operational Management Team.

OPTIONS

1. Revote the funds, as listed on the attachment to this report, for expenditure in 2022-2023.
2. Amend the listing attached for revote of expenditure in 2022-2023.

CONCLUSION

Council should consider those budget allocations remaining unspent from the 2021-2022 financial year for incomplete or not commenced projects and "revote" those allocations as appropriate.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No. 4.2: Strong effective and responsive Council.

DP No. 4.2.1 - Council is financially sustainable and provides services at a level expected by the community.

ATTACHMENTS

- 1. Revotes & Carry forwards from 2022**
- 2. Grant funded projects not included in 2023 budget**
- 3. 2023 Reserve Balances after Revotes**
- 4. 2023 Revised Budget Profit and Loss**

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 BUILDING PROJECT MONTHLY UPDATE FOR OCTOBER/NOVEMBER

TRIM Number: R22/325

Author: Manager - Projects and Building

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/325 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

NIL

BACKGROUND

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

ISSUES AND COMMENTS

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	The committee have agreed to the proposed changes and requested a minor variation. A variation request will be submitted to the funding body for approval and quotations for the amended work will be obtained.

<p>Condobolin Works Depot</p>	<p>\$7,246,707.60</p>	<p>\$6,000,000 Loan and remaining \$1.25m from Council reserves</p>	<p>\$2,953,289.97</p>	<p>\$7,246,707.60</p>	<p>Contracts signed. Works commenced 8 March 2021. Ongoing issue with alleged subsoil moisture which is the subject of a formal dispute raised by the contractor. In accordance with Interim Arbitration Award, Council has undertaken further site investigations and testing. Final report has been received. 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>\$1.009m</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 installed. Infill framework completed, service rough in is now taking place.</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	\$70k	\$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 have been undertaken. Awaiting installation of windows.
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	\$190,000	LRCI P3 \$190k & Council funds \$35k	\$53.7k	\$190,000	Schedule of works being finalised. Quotes are being obtained and PO's to be issued for various items. Solar lighting has been installed throughout the park and on the footpath towards town. Works have been completed on the new office. Other works continuing.
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	\$2,953,289.97

All figures include GST

** Figure includes Contingency*

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

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

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

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

STAKEHOLDER CONSULTATION

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

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

OPTIONS

Not applicable

CONCLUSION

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

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

Nil

9.3.2 DEVELOPMENT DATA SEPTEMBER 2022

TRIM Number: R22/334

Author: Manager- Town Planning

RECOMMENDATION

That

1. The Director Environment, Tourism and Economic Development Report No. R22/334 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Council’s Development Data.

BACKGROUND

During the month of September 2022 there were ten (10) applications lodged with a value totalling \$1,426,120. Four (4) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in September 2022.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2022/20	Construction of Three Outbuildings	21 Johnston Street, Lake Cargelligo	\$15,000	Delegated Authority
DA 2022/27	Construction of Dwelling and Outbuilding	34 Uabba Street, Lake Cargelligo	\$523,500	Delegated Authority
DA 2022/34	Construction of 7m x 15m Garage	34 Molong Street, Condobolin	\$20,000	Delegated Authority
DA 2022/35	Rear Verandah Addition	6 Conapaira Street, Lake Cargelligo	\$30,000	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	4		\$588,500	

Comparison to Previous Year: Applications Approved September 2022

Total ***Number*** of Applications ***approved in September 2021***: 9

Total ***Value*** of Applications ***approved for September 2021***: \$397,000

Development Applications and Complying Development Certificates Received in September 2022.

Development Identifier	Development Description	Location	Value
DA 2022/32	Construction of Carport and Shed	112 Grace Street, Lake Cargelligo	\$19,800
DA 2022/33	Construction of Outbuilding	30 Stuart Drive, Curlew Waters	\$7,700
DA 2022/34	Construction of 7m x 15m Garage	34 Molong Street, Condobolin	\$20,000
DA 2022/36	Construction of carport, shed and verandah extensions	12 McGregor Street, Condobolin	\$30,000
DA 2022/37	Construction of Dwelling	60 Wells Street, Curlew Waters	\$656,700
DA 2022/38	Construction of Unmanned Service Station	100 Loughnan Street, Lake Cargelligo	\$211,750
DA 2022/39	Construction of Unmanned Service Station	90 Melrose Street, Condobolin	\$290,000
DA 2022/40	Installation of School Information Sign	27 William Street, Condobolin	\$26,500
DA 2022/42	Construction of Outbuilding	18 Randall Place, Condobolin	\$10,000
DA 2022/43	Replacement of Dwelling	783 Curlew Road, Lake Cargelligo	\$153,720
TOTAL	10		\$1,426,170

Comparison to Previous Year: Applications Received September 2021

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

Total Value of Applications ***received for September 2021***: \$443,000

ISSUES AND COMMENTS

A total of fifteen (15) approvals have been issued this financial year at an average of 21 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 \$3,201,231 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

9.3.3 DRAFT MID-LACHLAN REGIONAL ECONOMIC DEVELOPMENT STRATEGY**TRIM Number: R22/348****Author: Director - Environment, Tourism and Economic Development****RECOMMENDATION**

That

1. The Director Environment, Tourism and Economic Development Report No. R22/348 be received and noted.
2. The Director of Environment, Tourism and Economic Development prepare and lodge a submission to the Draft Mid-Lachlan Regional Economic Development Strategy, which includes the matters outlined within this report.

PURPOSE

The purpose of this report is to inform Council that the State Government has produced a draft Mid-Lachlan Regional Economic Development Strategy Update and to seek Council's endorsement to a submission on the draft update.

SUPPORTING INFORMATION

Draft Mid-Lachlan Regional Economic Development Strategy Update.

BACKGROUND

In 2018 the NSW Government produced Regional Economic Development Strategies across Regional NSW. The strategies are based around what the NSW Government calls Functional Economic Regions (FERs). There are thirty-eight (38) FERs, identified in the figure below.

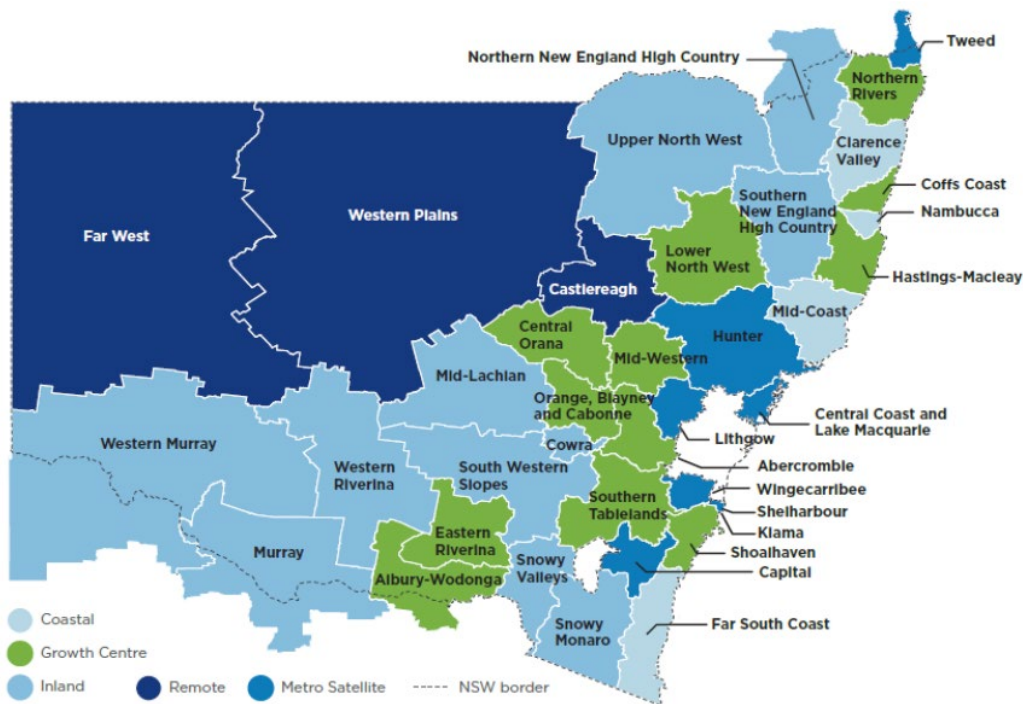


Figure 1: Map of Functional Economic Regions – NSW Government

Lachlan Shire Council is part of the “Mid-Lachlan” FER, which also includes the Forbes and Parkes Shire Council Local Government Areas.

At the Ordinary Meeting of Council in May 2022, Council were informed that the NSW State Government were preparing updates to the Regional Economic Development Strategies.

A submission was made to the initial review process.

A draft update to the strategy has now been released by the Department of Regional NSW for comment. According to the Department of Regional NSW the Draft REDS Update:

“has been produced based on data analysis, input from our stakeholder workshop, council submissions and the business survey. This input has ensured that the Update reflects local perspectives on the future of the Region. The REDS provides an evidence base to guide governments in making policy and investment decisions to support the growth, resilience and liveability of our regions.”

Written feedback is being invited until 27 October 2022.

ISSUES AND COMMENTS

Key observations from the Draft Strategy Update are outlined as follows:

- There are references throughout the documents to the Central West/Orana Renewable Energy Zone (REZ) and the benefits this will have to the Mid Lachlan FER. More details are required around how the REZ (which is based in Dubbo and Mudgee) will benefit the Mid Lachlan FER. Will additional works be undertaken on electricity infrastructure within each LGA in the FER? If not, it is difficult to see how this will bring economic benefits to the region.
- The Regional Population Figure of 29,985 does not seem to be correct. The recently released census data indicates that Lachlan has a population of 6,094, Parkes has 14,361 and Forbes has 9,319. Therefore the figure should be 29,774. Concerns will be raised over the collection of the Census information. A number of residents have said that they did

not complete the census or they did but no one collected it. This could potentially influence the overall population figure for the Lachlan LGA and this could be an issue reflected across the FER.

- There is no reference to the business case that is being prepared for the warehousing and logistics centre in Condobolin.
- The snapshot fails to make reference to the Condobolin Chamber of Commerce, Lower Lachlan or Lachlan and Western Regional Services Incorporated.
- The big picture refers to Upper Lachlan Shire Council and not Lachlan Shire Council.
- The reference to the mouse plague refers to farmers and the agricultural sector being impacted. The plague had the biggest impact upon farmers, however the mouse plague affected everyone in the three LGAs, not just farmers.
- When talking about trends there is a reference to a digital transformation. There have been small improvements but it is unclear whether this is a trend. Telstra have provided advice that their infrastructure is unlikely to be expanded in our LGA. If no improvements are made it is difficult to see this as a trend.
- Changing Migration Patterns – COVID-related migration was seen as a factor in increasing demand for enabling infrastructure, especially housing. A lot of the pressure on housing in the Lachlan Shire LGA is coming from growth of existing businesses and new projects coming on-line or increasing (e.g. APA Group, Mineral Hill, etc.).
- Towards Net Zero – there is no reference to the work which Lachlan Shire Council has done in this space including the energy sustainability plan and the projects which we have completed. Over the last 18 months Council has reduced its carbon footprint by approximately 62%.
- Rising Uncertainty – It is unclear how supply chain resilience in agriculture and energy industries will be achieved outside of the SAP. This section needs to refer to the business case for the warehousing and logistics centre in Condobolin and Graphite Energy's Energy Storage Centre at Lake Cargelligo, which has received Federal Government grant funding.
- The progress on the original REDS does not talk about the Lachlan Shire Destination Management Plan or the Lachlan Shire Economic Development Strategy. There is a reference to the Future Transport 2056 Central West and Orana Regional Transport Plan and how it responds to the transport needs of the region. The Draft Central West and Orana Regional Transport Plan was produced off the back of that plan and the draft regional transport plan is particularly deficient with regard to any specific reference to the Lachlan Shire Council local government area. In particular, there are no projects in construction, in planning or for future investigation that provide any real direct benefit to the residents, businesses or visitors to the Lachlan Shire.
- The section on investment since 2018 does not include the beautification of Foster Street in Lake Cargelligo, the new Visitor Information Centre and betterment works around the tourism precinct in Condobolin, or the new works depot in Condobolin which is currently under construction. The investment in solar, the new amenities block at Lake Cargelligo swimming pool and other works in the tourism precinct should also be discussed along with the investments that private companies have made in the Lachlan Shire.
- The demographic challenges highlight the issue of ensuring adequate workforce is available to match growth in demand for labour. Yet this does not emerge as a key action

from the plan which instead focuses on training. The region needs people to train not just the training.

- Lachlan Shire has 35% of its total population as over 55. Therefore the above point is an even bigger issue in our Shire to ensure that when people retire there are others ready to take their place.
- The strategy states “housing supply has tightened during the pandemic but is less severe than other regions given housing pipeline and relative affordability”. This statement is not supported. Whilst certain land is potentially available, significant work will need to be undertaken to make this ready for housing in the Lachlan Shire LGA.
- There is no mention of housing affordability in the Lachlan Shire, only Forbes and Parkes.
- There is a discussion on the tight labour market in the Mid-Lachlan FER. There is no discussion of possible underemployment through the lack of available child care services or suitable training facilities within our LGA. Specialised trades, for example, need to travel to regional centres in order to undertake training. There is also no discussion on NSW investment in health, schools and other State Government services. How does the investment in these areas in the Mid-Lachlan FER compare with other FERs? This impacts attraction and retention of staff for businesses and limits potential growth. In the Lachlan Shire, the percentage of the population with long term health issues is higher than the NSW average in most areas, yet the availability of allied services is low.
- Manufacturing is having a big impact on the Lachlan Shire yet this is not considered in the engine industries. In Lachlan Shire the agriculture, forestry and fishing sectors are the biggest employer. Mining is a small employer in our LGA and whilst it has a huge potential it is not a key driver at the moment.
- The document talks about the “Forbes Sculpture Park”. It is a sculpture trail down the Lachlan and the references should be changed in the document. There is no reference to the new VIC or the mural projects in Lake Cargelligo and Tottenham. The ‘Utes in the Paddock’ is also not mentioned. Lake Cargelligo is mentioned for its tourism potential but Gum Bend Lake is not.
- More investment is required in both water and electricity – whilst the recent investments are welcomed – there is a lot more to do in this space.
- The Parkes SAP is mentioned as an opportunity to develop the area as a year-round tourism destination. It is unclear how the SAP will do this.
- The document calls on “stronger collaboration on economic development is now central to the approach taken by local government in the region”. This statement is acknowledged but more context is required on what this means in reality as it follows a comment on the Parkes SAP. It is important that the Council’s communicate and help each other rather than compete with one another but each Council needs to have the ability to grow.
- The key enablers for growth include a strategy to “optimise and grow agriculture by improving supply chain efficiency and quality, market access and communication”. However, the new enablers and rationale do not include anything about communication. We have poor access to the internet and mobile phone coverage across our Shire. Whilst we appreciate and recognise the support we have received, more needs to be done at the State and Federal Government levels to improve this access. The rationale for this enabler refers to the Central West-Orana REZ to provide opportunities for value adding. Again, it is unclear how this would do that for the Lachlan Shire. Improving access to electricity is

an important factor for potential growth but the impacts of the REZ, from current evidence and information, is unlikely to see improvements in distribution of electricity within our LGA. The current case is that developers need to pay for the upgrades and improvements to the infrastructure. More needs to be done to ensure that Essential Energy plan for and pay for upgrades to the infrastructure to ensure that regional areas are on a level playing field when it comes to business attraction and retention.

- The key enablers include a strategy of “providing opportunities to expand mining and energy opportunities” and the enabler is to “support investigation of critical minerals mining opportunities and potential for value-add processing activities”. This enabler needs to go further. At the moment, around 32% of all emissions come from electricity production and only 2% of Australia’s electricity comes from renewables. Strong growth in clean energy deployment over the next few decades could create a market opportunity for manufacturers of key equipment. The International Renewable Energy Agency produces an annual review regarding renewable energy and jobs. As part of the 2022 review they have highlighted that China is the leading producer of PV equipment and the world’s largest installation market, accounting for about 63% of PV employment worldwide, or some 2.7 million jobs. This is despite the fact that Australia is installing some of the largest solar projects in the world. There is very little training available in these areas. If the critical minerals are going to come from the Mid-Lachlan then why can’t the manufacturing jobs be based here as well – especially with the access available to inland rail. The strategy needs to do more around skills training, which is critical because skilled workers install, maintain and operate energy transition investments. The IREA 2022 annual report states:

“Providing workers with the right skills and helping them transition to the renewable energy sector requires investments in education, training and human resource development. Such spending is often misunderstood as a cost to be minimised; in fact, it is an investment that offers high economic returns, as a better-skilled labour force reduces unemployment and increases productivity and wages.”

We will need the population to drive this investment but if the opportunities are there in terms of access to rail, industrial land and land for housing to support this growth then the strategy should be identifying this as a key enabler.

- The strategy includes a new enabler to “improve collaboration between local council and Essential Energy to facilitate more streamlined planning processes”. I think the terminology needs to be changed. I think it needs to say “create collaboration” and “force” Essential Energy to streamline planning processes and “fund new investment in electricity infrastructure”. The current process of sitting back and waiting for change is not working. The State Government needs to step in and create the change if Essential Energy are not going to do it as it is holding back economic growth, particularly in the regions like the Mid-Lachlan region.
- Another new enabler is to *“engage with local businesses to support skill development in ag tech, mining, energy and manufacturing, developing local apprenticeship schemes where possible.”* Whilst this sounds good in theory, firstly the people are needed to train. We have a very low unemployment rate and are finding employing people in the region difficult already – how will the State Government help improve this situation? Secondly, who is going to provide the training (e.g. TAFE) and where will this training be provided? If the training is provided from a regional centre then this is unlikely to assist the Lachlan

Shire or be an “enabler of economic growth”. The training needs to be provided locally and the State Government needs to work with organisations like TAFE and Universities to create a more modern education system. Charles Sturt University and the Country Universities Centre as well as local schools also have an advocacy role here and should be included in the strategy.

- The key enabler for improving access to markets needs to include the potential Condobolin warehousing and logistics centre, for which a business case is currently being prepared. The rationale is great but the transport strategy does not link with this as there is very little investment planned within our LGA. So how will this key enabler be achieved?
- Agri-tourism business creation and growth is referenced in the document. Details on how the local tourism and hospitality workforce will be “upskilled” are required.
- There is more to tourism than agri-tourism. Each Council in the Mid-Lachlan FER is working hard on improving tourism – this needs to be acknowledged in the updated plan. More support is required from the NSW Government in terms of start-up grants or funding to ensure there are more tourism operators in the region. The Lachlan Shire in particular needs to provide more accommodation options and more tourism experiences. The State Government should be supporting this through seed funding, business case development and business support funding.
- A key enabler, that is missing from the strategy, is adequate services for the community. In order to drive economic growth the Mid-Lachlan needs adequate health care, support services, schools and other emergency services. This needs to be emphasised within the strategy.

FINANCIAL AND RESOURCE IMPLICATIONS

There are no immediate financial or resource implications and the review/participation in the RED update process will be undertaken within Council’s existing budget. The updated RED could have significant financial and resource implications on Council as the content of the RED informs the NSW Government’s financial decisions.

LEGAL IMPLICATIONS

There are no legal implications to report at this time.

RISK IMPLICATIONS

There is a risk that the Mid-Lachlan RED will not reflect Council’s requirements, should Council decide not to lodge a submission or participate in the update process. There is also a risk that Council may not receive necessary funding in future grant opportunities if the revised RED does not incorporate Council’s requirements.

STAKEHOLDER CONSULTATION

As outlined in this report, the closing date for submissions is 27 October 2022.

OPTIONS

1. Decide to lodge a submission to the update of the RED, including the points outlined above, as well as any other matters which Council decides to raise.
2. Decide not to lodge a submission to the update of the RED.

CONCLUSION

The NSW Government has prepared a draft update to the Mid-Lachlan RED strategy and is accepting submissions on the draft until the 27 October 2022. The current RED is outdated and does not reflect the future aspirations of the Shire. It is recommended that Council participate in the review process and lodge a submission which includes the matters raised within this report.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

- 1.3 Council supported strategic education and training
- 2.1 A vibrant tourism industry
- 2.2 A diverse range of employment opportunities
- 2.3 Encourage business activity
- 2.4 Access to reliable current technologies
- 2.6 Attract and retain residents to the Shire
- 4.2 Strong effective and Responsive Council
- 7.1 Water, sewer and energy utilities meet best practice standards with up to date technology
- 7.2 Ensure water security for all towns and villages

ATTACHMENTS

Nil

9.4 INFRASTRUCTURE SERVICES**9.4.1 SIGNS AS REMOTE SUPERVISION POLICY UPDATE****TRIM Number: R22/330****Author: Manager Urban Works****RECOMMENDATION**

That

1. The Director Infrastructure Services Report R22/311 be received and noted.
2. The Signs as Remote Supervision Policy be adopted as presented.

PURPOSE

The purpose of this report is to update Council's Signs as Remote Supervision Policy.

SUPPORTING INFORMATION

See attachment – Draft Signs as Remote Supervision Policy

BACKGROUND

Council adopted the previous Policy in May 2018 and is now overdue for review.

ISSUES AND COMMENTS

The revised Policy document has been updated and reviewed with no major amendments and additional information added from the previously adopted version of the policy.

FINANCIAL AND RESOURCE IMPLICATIONS

The updated Policy is not expected to have any additional impact on Council's resources or finances. It is proposed to update signage for parks and reserves as improvement and upgrades are completed.

LEGAL IMPLICATIONS

Council should recognise that a duty of care is owed to users of the facilities and is seeking to better inform the facility users of the hazards within the area.

NSW Civil Liability Act 2002.

RISK IMPLICATIONS

It is recognised that the most appropriate method of informing the public, reducing the risks and reducing the potential for liability claims is for Council to implement a risk management approach, through appropriate, clear and uniform signs as remote supervision

STAKEHOLDER CONSULTATION

Statewide Mutual Regional Risk Manager

OPTIONS

1. Council adopt the updated Signs as Remote Supervision Policy.
2. Council amend the Signs as Remote Supervision Policy.

CONCLUSION

The updating of the Policy will ensure Council is operating under relevant and current policies.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

- 2.5 Improve the appearance of each town
- 4.4 Strategic management of villages and Crown Reserves
- 6.4 Improved parks, gardens and sporting ovals.

ATTACHMENTS

1. **LSC Draft Signs as Remote Supervision Policy Oct 2022**
2. **Draft Signs as Remote Supervision Procedure Oct 2022**

10 DEPUTATIONS

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT**13.1 CENTRAL NSW JOINT ORGANISATION BOARD MEETING - OCTOBER 2022****TRIM Number:** R22/356**Author:** Administration Officer**RECOMMENDATION**

That:

1. The Mayor's report No. R22/356 on the Central NSW Joint Organisation Board meeting held on 12 October 2022 and 13 October 2022 be received and noted.
2. Council provide feedback to the Joint Organisation on its draft Statement of Strategic Regional Priority.

PURPOSE

To provide Council with a report on the Central NSW Joint Organisation Board meeting held in Sydney on 12 October 2022 and 13 October 2022 attended by the Mayor and General Manager.

SUPPORTING INFORMATION

The report from the Central NSW Joint Organisation Chair is attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. Central NSW Joint Organisation Board meeting report

14 CORRESPONDENCE**14.1 CORRESPONDENCE****TRIM Number: R22/355****Author: General Manager****RECOMMENDATION**

That:

1. The Correspondence Report No. R22/355 be received and noted.

PURPOSE

To provide Council with correspondence received in the month of October.

SUPPORTING INFORMATION

Correspondence was received from:

Regional Australia Institute regarding regional job vacancies, skills shortages and impacts on growth.

Email from Country Mayors Association regarding the Biodiversity Offset Scheme.

Letter from Country Mayors Association regarding accounting for RFS assets and the Parker Report.

Email from LGNSW and Letter from OLG to LGNSW regarding RFS Assets.

Email from Department of Planning and Environment providing an Infrastructure Contributions update.

Email from the OLG regarding the JO Implementation review.

Letter from the United Services Union (USU) requesting Council support for their submission to the IPART Review on Rate Pegging.

Copy of Professor Brian Dollery's report for the USU on rate pegging.

Notification of Mrs Agnes Burns 100th birthday.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. RAI - Regional Job Vacancies
2. CMA - Email re Biodiversity Offset Scheme
3. CMA - Accounting for RFS Assets
4. LGNSW - Email re RFS Assets
5. Letter from OLG to LGNSW re RFS Assets
6. DPE Infrastructure Contributions Update
7. OLG - Email re JO Implementation Review
8. OLG - ToR for JO Implementation Review
9. Letter from USU re Rate Pegging Review
10. Rate Capping Report - Prof Brian Dollery
11. Notification of Mrs Burns 100th birthday

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 Operation of Cafe in the New Lachlan Visitor Information Centre

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

17.2 Cyber Security Action Plan update to Council

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

17.3 Replacement of Articulated Motor Grader Q2022-15

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

17.4 COMMUNITY RECYCLIING CENTRE PROGRAM EDUCATION FUNDING 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.

17.5 Collection and Disposal of Used Motor Oil - Netwaste Regional Contract

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

17.6 Tender 2022/9 - Management Contract for Riverview Caravan Park - Negotiations Outcome

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

17.7 Tender 2022/7 - Management Contract for Tottenham Caravan Park - Negotiations

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

17.8 Tender Assessment - Scott Street Upgrade

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.

17.9 Road Betterment Culvert Installation - Contract variation

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.