



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

**Date: Wednesday, 27 July 2022**  
**Time: 2:00pm**  
**Location: Condobolin Council Chambers**

# **BUSINESS PAPER**

**Ordinary Council Meeting**

**27 July 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*

## Order Of Business

<b>1</b>	<b>Acknowledgement of Country and Elders .....</b>	<b>5</b>
<b>2</b>	<b>Apologies and Requests for Leave of Absence .....</b>	<b>5</b>
<b>3</b>	<b>Confirmation of Minutes.....</b>	<b>5</b>
	Minutes of Ordinary Council Meeting 29 June 2022 .....	6
<b>4</b>	<b>Mayoral Minute.....</b>	<b>21</b>
4.1	Mayoral Minute - General Manager's 2021/2022 Performance Review .....	21
4.2	Mayoral Minute - Australian Local Government Association (ALGA) National General Assembly.....	22
4.3	Mayoral Minute - Meetings and Functions July.....	23
<b>5</b>	<b>Public Forum.....</b>	<b>24</b>
<b>6</b>	<b>Disclosure of Interest .....</b>	<b>24</b>
<b>7</b>	<b>General Manager.....</b>	<b>25</b>
7.1	COMPLIANCE WITH THE LOCAL GOVERNMENT (STATE) AWARD OBLIGATIONS.....	25
7.2	Active Resolutions - July .....	33
<b>8</b>	<b>Corporate and Community Services .....</b>	<b>55</b>
8.1	Investments as at 30 June 2022.....	55
8.2	Donations.....	67
<b>9</b>	<b>Environment, Tourism and Economic Development.....</b>	<b>72</b>
9.1	FY21/22 Project Monthly Update for July/August .....	72
9.2	Becoming NSW Public Spaces Charter signatories.....	76
9.3	NSW Flood Planning Package .....	79
9.4	Development Data June 2022 .....	83
9.5	Planning Proposal - Amendment to Lachlan Local Environmental Plan 2013 to allow an Additional Permitted Use for a "Vehicle Repair Station" at 48 Brownies Lane, Tottenham.....	85
<b>10</b>	<b>Infrastructure Services .....</b>	<b>89</b>
10.1	FY21/22 Roadworks monthly update for June .....	89
10.2	FY21/22 Utilities Monthly Update for June.....	101
10.3	Water Allocations - July 2021 to June 2022.....	105
10.4	Palesthan Road upgrade.....	117
10.5	FY21/22 Urban Works Monthly Update for June .....	120
<b>11</b>	<b>Deputations .....</b>	<b>124</b>
<b>12</b>	<b>Notices of Motion.....</b>	<b>124</b>
	Nil	
<b>13</b>	<b>Notices of Rescission.....</b>	<b>124</b>
	Nil	
<b>14</b>	<b>Delegates Report .....</b>	<b>125</b>

14.1	2022 NSW ALGWA CONFERENCE .....	125
<b>15</b>	<b>Correspondence .....</b>	<b>127</b>
15.1	Correspondence - July .....	127
<b>16</b>	<b>Questions of which Notice has been given.....</b>	<b>130</b>
	Nil	
<b>17</b>	<b>Petitions .....</b>	<b>130</b>
	Nil	
<b>18</b>	<b>Closed Session .....</b>	<b>130</b>
18.1	Request for partial water bill write off - A/N 1001925 .....	131
18.2	Water Account Adjustment - 1024795 .....	131
18.3	Tender 2022/9 - Management Contract for Riverview Caravan park - Submission .....	131
18.4	Tender 2022/7 - Management Contract for Tottenham Caravan park - Submission .....	131
18.5	Tendering - Regional Contract for the Supply and Delivery of Bulk Fuel (CNSWJO) from 1 July 2022 .....	131
18.6	Senior Staff Update .....	131
18.7	Rates and Charges Donations - 2022/2023.....	131
18.8	Lease of Medical Facility - Melrose Street Condobolin .....	132
18.9	Fire damaged property in the Lachlan Shire .....	132
18.10	Community Recycling Centre Program Operational Deed .....	132
18.11	MASPRO Engineering Trading Pty Ltd - request to Council .....	132



- 1      ACKNOWLEDGEMENT OF COUNTRY AND ELDERS**
- 2      APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE**
- 3      CONFIRMATION OF MINUTES**

Ordinary Meeting - 29 June 2022

**MINUTES OF LACHLAN SHIRE  
ORDINARY COUNCIL MEETING  
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS  
ON WEDNESDAY, 29 JUNE 2022 AT 2:00PM**

**PRESENT:** Mayor John Medcalf (OAM), Deputy Mayor Paul Phillips, Cr Judith Bartholomew, Cr Elaine Bendall, Cr Dennis Brady, Cr Dave Carter, Cr Megan Mortimer, Cr Melissa Blewitt and Cr Melissa Rees

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

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

Cr Medcalf informed the meeting that he and the General Manager attended the recent ALGA in Canberra. Cr Medcalf also attended the Rotary Change Over dinner Tuesday 28.06.2022.

**1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS**

The Acknowledgement of Country and Elders was made by Cr Melissa Blewitt.

**2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE**

**RESOLUTION 2022/172**

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That the apology received from Cr Peter Harris be accepted and leave of absence granted.

**CARRIED**

**3 CONFIRMATION OF MINUTES**

**RESOLUTION 2022/173**

Moved: Cr Dave Carter

Seconded: Cr Judith Bartholomew

That the minutes of the Ordinary Meeting held on 25 May 2022 be confirmed.

**CARRIED**

**4 MAYORAL MINUTE**

**4.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JUNE – BRADY/ MORTIMER**

**RESOLUTION 2022/174**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. That Mayoral Minute No R22/179 be received and noted, with the inclusion of the Rotary Changeover dinner held Tuesday 28 June 2022.

**CARRIED**

**5 PUBLIC FORUM**

Nil

**6 DISCLOSURE OF INTEREST**

Cr Mortimer declared a Pecuniary Interest in item 18.6 – Lease of Former Abattoir Site as she is a land owner where Platina propose to establish a scandium mine.

**7 GENERAL MANAGER****7.1 DELEGATES AND MOTIONS FOR THE NSW LOCAL GOVERNMENT ANNUAL CONFERENCE 2022****RESOLUTION 2022/175**

Moved: Cr Dennis Brady  
Seconded: Cr Melissa Blewitt

That:

1. The General Manager's Report No. R22/177 be received and noted.
2. The following motions be endorsed for submission to the Local Government NSW 2020 Annual Conference;
  - a) LGNSW lobby the NSW government to develop a definition for rating purposes of what constitutes the commencement of mining when new or reactivated mining operations commence.
3. The Mayor and General Manager be given delegated authority to authorise the submission of any further proposed motions that may be suggested before the deadline for submitting motions.
4. Council nominate 2 Councillor delegates to attend the conference with the Mayor and General Manager. Cr Phillips, Cr Brady and Cr Harris indicated they would like to attend.

**CARRIED**

**7.2 ACTIVE RESOLUTIONS - JUNE****RESOLUTION 2022/176**

Moved: Deputy Mayor Paul Phillips  
Seconded: Cr Dave Carter

That:

1. The General Manager's report no R22/178 be received and noted.

**CARRIED**

### **7.3 RECONNECTING REGIONAL NSW - COMMUNITY EVENT PROGRAM**

#### **RESOLUTION 2022/177**

Moved: Cr Dave Carter

Seconded: Deputy Mayor Paul Phillips

That:

1. The General Manager Report No. R22/181 be received and noted.
2. Council determine the events that will progress to full application under the Department of Regional NSW Reconnecting Regional NSW Community Event Program, including the dollar value of the funding request.
  - (i) Community Events Coordinator – Lachlan Shire Council
  - (ii) Lachlan Shire Visitor Information Centre Celebration – Lachlan Shire Council
  - (iii) Long Lunch by the Lake - Lower Lachlan Community Services
  - (iv) Born to Read Spectacular - Born to Read
  - (v) Condobolin Street Festival - Condobolin Chamber of Commerce
  - (vi) Tottenham Community Expo - Tottenham Welfare Council Inc.
  - (vii) Tottenham Horse Sports and Gymkhana - Tottenham Horse Sports and Gymkhana Clun Inc.
  - (viii) Reconnection Art Show - St Francis Xavier Primary School
  - (ix) Condobolin Tattoo - Condobolin RSL Pipe Band
  - (x) Condobolin Summer Carnival 2022 - Condobolin Rotary Club
  - (xi) Open Night 22/23 - Tottenham Swimming Club
  - (xii) Condo SkyFest Miima Warrabinya – Wiradjuri Condobolin Corporation Ltd.
  - (xiii) Condobolin Park Run
3. The endorsed events be submitted to the NSW Government for approval prior to the 8 July 2022 deadline.

**CARRIED**

## **8 CORPORATE AND COMMUNITY SERVICES**

### **8.1 INVESTMENTS AS AT 31 MAY 2022**

#### **RESOLUTION 2022/178**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. The Director Corporate and Community Services Report No. R22/120 be received and noted.

**CARRIED**

## **8.2 PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS POLICY**

### **RESOLUTION 2022/179**

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That

1. The Director Corporate & Community Services Report R21/358 be received and noted.
2. Subject to any changes Council wishes to make being incorporated, the draft Payment of Expenses and the Provision of Facilities for Mayors and Councillors Policy be placed on public exhibition for 28 days, from 30 June 2022, as required under the *Local Government Act 1993 NSW section 253*.
3. Following the completion of the public exhibition period the Director of Corporate and Community Services present a further report to the August 2022 ordinary Council meeting, summarising any submissions received during the public exhibition period, for the consideration of Council prior to final adoption of the Payment of Expenses and the Provision of Facilities for Mayors and Councillors Policy.

**CARRIED**

## **8.3 DONATIONS**

### **RESOLUTION 2022/180**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That:

1. The Director of Corporate and Community Services Report No. R22/154 be received and noted.
2. Council provide in principle support to carry over the previously agreed, in kind assistance for the Condobolin RSL Pipe Band Tattoo from the cancelled 2021 event to the 2022 event.
4. Council approve payment of the Lake Cargelligo gym expenses donation up to the approved budget of \$6830. A request for a report of member numbers and incoming funds is to be forwarded to the operator.

**CARRIED**

**8.4 DISABILITY INCLUSION ACTION PLAN 2022-2025****RESOLUTION 2022/181**

Moved: Cr Dave Carter

Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services Report R22/171 be received and noted.
2. The Disability Inclusion Action Plan 2022-2025 be adopted as presented.

**CARRIED****8.5 INTEGRATED PLANNING & REPORTING DOCUMENTS****RESOLUTION 2022/182**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That

1. The Director Corporate and Community Services Report R22/172 be received and noted.
2. The Community Strategic Plan 2023-2032, Delivery Program 2022-2026, Operational Plan 2022-2023 and Resourcing Strategy comprising the Workforce Management Plan 2022-2026, Asset Management Strategy and 10 year Long Term Financial Plan be adopted as presented.

**CARRIED****8.6 MAKING OF THE RATES FOR 2022-2023 FINANCIAL YEAR****RESOLUTION 2022/183**

Moved: Cr Judith Bartholomew

Seconded: Cr Elaine Bendall

That

1. The Director of Corporate and Community Services Report No. R22/175 be received and noted.
2. Council resolve to MAKE the Rates, Annual Charges and Water Consumption Charges, and ADOPT the Fees and Charges for the year 1 July 2022 to 30 June 2023, as set out in the 2022 – 2026 Delivery Program, the 2022/2023 Operational Plan, the 2022/2023 Budget, and as listed in the attachment circulated separately to the report.

**CARRIED**

Cr Rees joined the meeting at 3.12pm

## **9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT**

### **9.1 DEVELOPMENT DATA MAY 2022**

#### **RESOLUTION 2022/184**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/148 be received and noted.

**CARRIED**

### **9.2 RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN CONDOBOLIN AND LAKE CARGELLIGO**

#### **RESOLUTION 2022/185**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Director Environment Tourism and Economic Development Report No. R22/149 be received and noted.
2. Council proceed with a proposal to re-establish the Alcohol Free Zones (AFZs) in Lake Cargelligo and Condobolin with the same boundaries as the current AFZs.
3. The proposal, to declare Condobolin and Lake Cargelligo Alcohol Free Zones be placed on public exhibition for a period of twenty-eight (28) days and invite submissions/objections to the proposal.
4. A further report be considered by Council, outlining the details of any submissions/objections made during the notification period for Council's consideration before making any final declarations.

**CARRIED**

### **9.3 FY21/22 PROJECT MONTHLY UPDATE FOR MAY/JUNE**

#### **RESOLUTION 2022/186**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/155 be received and noted.

**CARRIED**

## **10 INFRASTRUCTURE SERVICES**

### **10.1 FY21/22 ROADWORKS MONTHLY UPDATE FOR MAY**

#### **RESOLUTION 2022/187**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That

1. The Director of Infrastructure Service Report No. R22/157 be received and noted.

**CARRIED**

### **10.2 SWIMMING POOL OPERATIONS - END OF SEASON REPORT - CONDOBOLIN, LAKE CARGELLIGO AND TOTTENHAM**

#### **RESOLUTION 2022/188**

Moved: Cr Melissa Rees

Seconded: Cr Megan Mortimer

That:

- 1) The Director Infrastructure Services Report No R22/159 be received and noted.

**CARRIED**

Cr Carter left the meeting at 3.31pm and returned at 3.35pm.

### **10.3 MEMORIAL PARK CONDOBOLIN - WATER EXTRACTION**

#### **RESOLUTION 2022/189**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That:

1. The Director Infrastructure Services Report No. R22/161 be received and noted.

**CARRIED**

### **10.4 FY21/22 UTILITIES MONTHLY UPDATE FOR MAY**

#### **RESOLUTION 2022/190**

Moved: Cr Elaine Bendall

Seconded: Cr Judith Bartholomew

That:

1. The Director Infrastructure Services Report No. R22/162 be received and noted.

**CARRIED**



**10.5 ASSET MANAGEMENT PLANS - TRANSPORT, WATER AND SEWER, BUILDINGS AND PARKS & RESERVES****RESOLUTION 2022/191**

Moved: Cr Melissa Rees

Seconded: Cr Megan Mortimer

That

1. The Director Infrastructure Services Report No. R22/167 be received and noted.
2. The draft asset management plans for transport, water and sewer, buildings and parks and reserves assets be placed on public exhibition for a period of 28 days and the community be invited to make submissions on the draft documents.
3. Council note the summary of key issues raised in the asset management plans as identified in this report.
4. Following the expiry of the public exhibition period the Director of Infrastructure Services provide a report to Council on any submissions received, for consideration by Council, prior to the draft Asset Management Plans being adopted.

**CARRIED**

**10.6 FY21/22 URBAN WORKS MONTHLY UPDATE FOR MAY****RESOLUTION 2022/192**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director Infrastructure Services Report No. R22/174 be received and noted.

**CARRIED**

**10.7 RURAL FIRE SERVICE SHED - LAND ACQUISITION WEJA ROAD, UNGARIE****RESOLUTION 2022/193**

Moved: Cr Elaine Bendall

Seconded: Cr Dennis Brady

That:

1. The Director Infrastructure Services Report R22/180 be received and noted
2. Council acquire lands in accordance with section 186 of the Local Government Act 1993 for the purpose of a Rural Fire station;
3. Council undertake acquisition by compulsory process of the land described as Lot 1 DP1284208 Parish of Bygalorie, County of Gipps from Colin Arthur Worland;
4. The General Manager is authorised to instruct Council's solicitors to make the necessary application to the Minister and/or the Governor to approve the acquisition under the Just Terms Compensation Act.

**CARRIED**

# **11 DEPUTATIONS**

Nil

# **12 NOTICES OF MOTION**

Nil

# **13 NOTICES OF RESCISSION**

Nil

# **14 DELEGATES REPORT**

## **14.1 CENTRAL NSW JOINT ORGANISATION BOARD MEETING 26 MAY 2022**

### **RESOLUTION 2022/194**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. The Mayor's report No. R22/151 on the Central NSW Joint Organisation Board meeting held on 26 May 2022 be received and noted.
2. Council provide feedback to the Joint Organisation Board on post federal election priorities.

**CARRIED**

## **14.2 COUNTRY MAYORS MEETING**

### **RESOLUTION 2022/195**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. The General Manager's Report No R22/153 be received and noted.

**CARRIED**

# **15 CORRESPONDENCE**

## **15.1 CORRESPONDENCE - JUNE**

### **RESOLUTION 2022/196**

Moved: Cr Elaine Bendall

Seconded: Cr Megan Mortimer

That:

1. The Correspondence Report No R22/152 be received and noted.

**CARRIED**

The General Manager presented correspondence received on 24 June 2022 from The Hon. Wendy Tuckerman Minister for Local Government informing Council that there are no plans to postpone the 2024 Council elections.

**16      QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**17      PETITIONS**

Nil

Cr Carter left the meeting at 4.05pm

**18 CLOSED SESSION****RESOLUTION 2022/197**

Moved: Cr Elaine Bendall

Seconded: Cr Megan Mortimer

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

**18.1 Rates, charges & Water consumption concession - Condobolin Local Aboriginal Land Council**

This matter is considered to be confidential under Section 10A(2)b of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

**18.2 Tender Assessment - Condobolin Bore Pipeline - Transfer Pump station**

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

**18.3 Netwaste Regional Recycling Supply Agreement.**

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

**18.4 Audit, Risk & Improvement Committee minutes from 9 February 2022 meeting**

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.

**18.5 Enterprise Risk Management (ERM) Framework comprising ERM Policy, ERM Plan and Risk Appetite Statements**

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

**18.6 Lease of former Abattoir site**

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

**CARRIED**

**RESOLUTION 2022/198**

Moved: Cr Melissa Rees

Seconded: Cr Dennis Brady

That Council moves out of Closed Council into Open Council.

**CARRIED**

**18.1 RATES, CHARGES & WATER CONSUMPTION CONCESSION - CONDOBOLIN LOCAL ABORIGINAL LAND COUNCIL**

**RESOLUTION 2022/199**

Moved: Cr Elaine Bendall

Seconded: Deputy Mayor Paul Phillips

That:

- 1) The Director of Corporate and Community Services Report No. R22/127 be received and noted.
- 2) The tier 1 water allocation for the Willow Bend properties in the name of Condobolin Local Aboriginal Land Council and listed on Attachment 2B be increased from 600kL to a maximum of 9,600kL of water per annum.
- 3) With regards to all properties in the name of Condobolin Local Aboriginal Land Council that are listed on annexure B attached to this report (refer Attachment 1B)
  - a) As per clause 558 (1) of the *Local Government Act NSW 1993* Council resolves not to provide an exemption for water supply special rates and not to provide an exemption for sewerage special rates

AND

As Council is not providing an exemption from water supply special rates, then as per clause 558 (4) Council cannot resolve to provide any water free of charge.

**CARRIED**

**18.2 TENDER ASSESSMENT - CONDOBOLIN BORE PIPELINE - TRANSFER PUMP STATION**

**RESOLUTION 2022/200**

Moved: Cr Elaine Bendall

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report No. R22/160 be received and noted.
2. The tender submission from Trazlbat Pty Ltd be accepted.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.

**CARRIED**

**18.3 NETWASTE REGIONAL RECYCLING SUPPLY AGREEMENT.****RESOLUTION 2022/201**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Elaine Bendall

That

1. The Director Environment Tourism and Economic Development Report No. R22/164 be received and noted.
2. The Supply Agreement between VISY and JR Richards Pty Ltd be noted.
3. The Mayor and General Manager be authorised to sign a Deed of Variation with JR EG Richards and affix the Council Seal (if required).
4. The Mayor and General Manager be authorised to sign the NSW Container Deposit Scheme – Refund Sharing Notification and affix the Council Seal (if required).

**CARRIED**

**18.4 AUDIT, RISK & IMPROVEMENT COMMITTEE MINUTES FROM 9 FEBRUARY 2022 MEETING****RESOLUTION 2022/202**

Moved: Cr Megan Mortimer

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Corporate & Community Services Report R22/166 be received and noted.
2. The confirmed minutes of the Audit, Risk & Improvement Committee meeting held on 9 February 2022 be received and noted.

**CARRIED**

**18.5 ENTERPRISE RISK MANAGEMENT (ERM) FRAMEWORK COMPRISING ERM POLICY, ERM PLAN AND RISK APPETITE STATEMENTS****RESOLUTION 2022/203**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director of Corporate and Community Services Report No. R22/173 be received and noted
2. The Enterprise Risk Management Framework comprising:
  - Enterprise Risk Management Policy;
  - Enterprise Risk Management Plan; and
  - Risk Appetite Statementsbe adopted as presented.

**CARRIED**

Cr Mortimer declared a Pecuniary Interest in item 18.6 – Lease of Former Abattoir Site as she is a land owner where Platina propose to establish a scandium mine.

Cr Mortimer left the meeting at 4.32pm

**18.6 LEASE OF FORMER ABATTOIR SITE****RESOLUTION 2022/204**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That:

1. The General Manager's Report No. R22/176 be received and noted.
2. Council lease the premise to Platina Resources for a 12 month period as detailed in option 3 in the Issues and Comments section of the report subject to both parties agreeing.
3. Council authorise the Mayor and General Manager to sign and affix the Council seal to a new lease and to any contract documents should the option to purchase be taken up.

**CARRIED**

Cr Mortimer returned to the meeting at 4.39pm

**RESOLUTION 2022/205**

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

That Council accept the multipurpose support grant funding.

**CARRIED**

## **1.1 RURAL FIRE SERVICE ASSETS**

### **RESOLUTION 2022/206**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That Council:

1. Formally receive and note the Director Corporate and Community Services report R22/182.
2. Support the direction of Local Government NSW and not record Rural Fire Service assets in Council's financial statements, acknowledging that Council may receive a modified audit opinion on its 30 June 2022 Financial Statements if it takes this position.

**CARRIED**

### **RESOLUTION 2022/207**

Moved: Cr Dennis Brady

Seconded: Cr Elaine Bendall

That Council donate \$2047.50 to the Organisers of Condobolin and District Kennel Club All Breeds Championship Dog Show towards accommodation for the running of the show.

**CARRIED**

**The Meeting closed at 5.15pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 27 July 2022.**

.....  
**CHAIRPERSON**



**4 MAYORAL MINUTE****4.1 MAYORAL MINUTE - GENERAL MANAGER'S 2021/2022 PERFORMANCE REVIEW****TRIM Number: R22/193****Author: Mayor****GENERAL MANAGER'S 2021/2022 PERFORMANCE REVIEW**

The General Manager's 2021/22 Performance Review and the formulation of a new Performance Agreement has been scheduled for consideration by the Performance Review Committee at 2:30 pm on Wednesday 3 August 2022. The Performance Review Committee comprises myself, Deputy Mayor Councillor Phillips and Councillor Harris. The Committee is assisted and advised by representatives from Stephen Blackadder and Associates being Mr Terrey Kiss and Mr Steven Pinnuck.

Councillors are invited to submit any items for consideration by the Performance Review Committee, to any member of the committee, prior to the meeting on 3 August.

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

**ATTACHMENTS****Nil****RECOMMENDATION**

That:

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

**4.2 MAYORAL MINUTE - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (ALGA) NATIONAL GENERAL ASSEMBLY****TRIM Number: R22/215****Author: Administration Officer****AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (ALGA) NATIONAL GENERAL ASSEMBLY**

The General Manager, Greg Tory, and I went to Canberra from 20 to 22 June for the Australian Local Government Association (ALGA) National General Assembly. It was attended by approximately 900 local government representatives from all over Australia. The conference was one of the better ones we have attended, it was well run and included some very good speakers. With the change of Federal Government you certainly got the sense that change was in the air, but we will see whether that will come to concrete action.

Two items that stood out to me were recognition of the third tier of government and the ongoing push for an increase in the rate of Federal Assistance Grants to one percent (1%) of federal tax to local government. Currently it is less than 0.6% percent, so that would certainly be a big help at the moment. Two speakers that impressed me were the Ukrainian Ambassador who discussed the impact of the war with Russia and Stan Grant who was informative and entertaining.

Thank you for the opportunity to attend the National General Assembly again.

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That

1. Mayoral Minute R22/215 be received and noted

**4.3 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JULY****TRIM Number: R22/216****Author: Administration Officer****MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR**

04.07.2022 – Talk of the Town – Sarah Boorer Bathurst Broadcasters

05.07.2022 – Interagency meeting

05.07.2022 – CNSWJO Monthly Interview

06.07.2022 – Parkes Lachlan F2F

08.07.2022 – Meeting with ARTC

11.07.2022 – LWRS Executive Meeting

12.07.2022 – Meeting with Scott Barrett, Member of the Legislative Council

13.07.2022 – Strategic Briefing

18.07.2022 - Central West PD - Community Safety Precinct Committee Meeting

19.07.2022 – Tullibigeal Melbourne Cup

25.07.2022 - Country Mayors Association Executive Meeting

27.07.2022 - Ordinary Meeting of Council, Council Chambers, Condobolin

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That:

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

**5 PUBLIC FORUM**

**6 DISCLOSURE OF INTEREST**

## **7 GENERAL MANAGER**

### **7.1 COMPLIANCE WITH THE LOCAL GOVERNMENT (STATE) AWARD OBLIGATIONS**

**TRIM Number:** R22/201

**Author:** Manager - Human Resources

#### **PURPOSE**

The purpose of this report is to inform Council of the outcome of a routine investigation undertaken by the NSW Government Department of Premier and Cabinet, Industrial Relations Section in August 2021. The investigation was in relation to Council's compliance with relevant industrial relations legislation and instruments.

#### **SUPPORTING INFORMATION**

A copy of the letter outlining the findings of the investigation is attached.

#### **BACKGROUND**

The Local Government (State) Award 2020 became effective as of 1 July 2020. Included in the new Award at that time were new obligations on employers in the local government industry.

The new obligations are:

- a) The requirement for employers to conduct reviews on an annual basis of their use of labour hire;
- b) The requirement for employers to include specific content in letters of offer to employees engaged on term contracts;
- c) The prohibition on casual employees being engaged on a permanent basis;

In addition to these new obligations, there are other routine obligations which have been in the previous Awards and remain in the current Award, or are in the Industrial Relations Act 1996 (NSW) (IR Act) of relevance to the local Government industry including:

- d) The requirement for annualised salary arrangements to be reviewed at least annually to ensure that the employee is not disadvantaged;
- e) The requirement that casuals engaged on a regular and systematic basis have access to the annual assessment under the employer's salary system;
- f) The requirement that a casual employee does not replace an employee of the employer on a permanent basis;
- g) The requirement that an employer of employees who have their conditions of employment affected by an industrial instrument to cause that industrial instrument to be exhibited in a conspicuous place at the work premises.

#### **ISSUES AND COMMENTS**

The routine investigation found evidence of non-compliance in relation to the review of labour hire services and the review of regular and systematic casual employees against Council's salary system.

It was acknowledged that Council did report that the two labour hire staff in its employ were engaged while permanent staff were being recruited.

In relation to the review of regular and systematic casual employees, Council ensured that casual employees were included in the 2021/2022 Staff Appraisal Review Program. In doing this it has met the requirements of the Award obligations and is now compliant in that area.

Council was provided with guidance information to assist in future compliance and advised that no further enforcement action will be taken by the NSW Employee Relations at this time.

### **FINANCIAL AND RESOURCE IMPLICATIONS**

There is no financial or resource implications at this stage.

### **LEGAL IMPLICATIONS**

NSW Employee Relations have advised that a different routine investigation may be commenced into Council's compliance at a later date and any subsequent investigations may also investigate the areas of non-compliance. This may or may not lead to further enforcement action at a later time.

### **RISK IMPLICATIONS**

If Industrial Relations obligations are not compliant and managed effectively it may lead to litigation against Council which could have financial and resource implications.

### **STAKEHOLDER CONSULTATION**

No further consultation was required.

### **OPTIONS**

n/a

### **CONCLUSION**

The guidance information provided by the NSW Employee Relations will be reviewed and actioned appropriately.

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

4.2.2 Councils decision making is equitable and ethical - Ensure that policies are reviewed regularly

4.2.5 Council's exposure to risk is minimised.

### **ATTACHMENTS**

#### **1. Letter from NSW Government Premier and Cabinet**

#### **RECOMMENDATION**

That:

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

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Reference: 079861

Mr Greg Tory  
General Manager  
Lachlan Shire Council  
58-64 Molong Street  
Condobolin NSW 2877

By email: [Council@lachlan.nsw.gov.au](mailto:Council@lachlan.nsw.gov.au);

In copy: [Colleen.Staines@lachlan.nsw.gov.au](mailto:Colleen.Staines@lachlan.nsw.gov.au); [Leslie.Reid@lachlan.nsw.gov.au](mailto:Leslie.Reid@lachlan.nsw.gov.au);

Dear Greg,

I refer to the routine investigation into Lachlan Shire Council (**the Council**) which was commenced by NSW Employee Relations' letter to the Council 23 August 2021. I thank the Council for its cooperation and open engagement with the routine investigation.

The routine investigation has taken into account the response received from Colleen Staines, Manager – Human Resources on behalf of the Council dated 3 September 2021 (**3 September 2021 Letter**) in response to NSW Employee Relations' letter dated 23 August 2021.

I would also like to thank the Council for its provision of comprehensive information and records. Based on the information and records received in the 3 September 2021 Letter, the Council appears to be compliant with most of the legislative and award requirements that were the focus during this routine investigation.

The routine investigation has found evidence of non-compliance in relation to Council's obligations in relation to the review of labour hire services. The information provided in the 3 September 2021 Letter indicated that no review of the Council's use of labour hire services had been or was planned to be carried out, as required by clause 29(i) of the *Local Government (State) Award 2020 (the Award)*. It is acknowledged that Council reported in the 3 September 2021 Letter that the two labour hire staff in its employ were engaged while permanent staff were being recruited.

Additionally, evidence of non-compliance was detected in the review of regular and systematic casual employees. No formal assessment of these employees against the Council's salary system was stated to have been carried out in the 3 September 2021 Letter as necessitated by clause 27(viii)(a) of the Award.

To assist the Council's future compliance in these areas, and the other areas which were of concern in this routine investigation, there is an attachment to this letter which provides guidance that responsible officers of the Council should review closely.

While no further enforcement action will be taken by NSW Employee Relations at this time, please be aware that a different routine investigation may be commenced into the Council's compliance at a later date.

Any subsequent investigation that is commenced may also investigate the areas of non-compliance identified in this investigation. Any consideration at that time about further enforcement action, such as prosecution, may take into account the evidence of non-compliance referred to above and the guidance provided to the Council that is attached to this letter.

In light of the above, NSW Employee Relations is closing this routine investigation into the Council.

GPO Box 5341, Sydney NSW 2001 ■ Telephone: 131 628 ■ [www.industrialrelations.nsw.gov.au](http://www.industrialrelations.nsw.gov.au)

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Page 1 of 2

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NSW Employee Relations is available to assist NSW local government councils in understanding how they can ensure their compliance with relevant industrial relations legislation and instruments.

If you have any questions in relation to this matter, please contact me on (02) 9228 5904 or at the email address [ERCompliance@industrialrelations.nsw.gov.au](mailto:ERCompliance@industrialrelations.nsw.gov.au).

Yours sincerely



**Dr Sarah Kaine**  
**Director: Compliance**  
24/06/2022

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Page 2 of 2



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## Attachment

### Industrial Instruments

Section 361(1) of the *Industrial Relations Act 1996* (NSW) requires a Council to exhibit a copy of an industrial instrument that affects the conditions of employment of its employees at its premises in an obvious and visible place:

*"An employer of employees whose conditions of employment **at any premises** are affected by an industrial instrument must cause a copy of the instrument (or the latest official reprint of the instrument) to **be exhibited in a conspicuous place at those premises.**"*  
(emphasis added)

#### Achieving Compliance

To comply with this requirement, The industrial instrument(s) must be exhibited at "any premises" where employees of the Council are employed.

It must be exhibited in a "conspicuous place at those premises". A "conspicuous place" may include physical locations that are freely accessible where the industrial instrument(s) is clearly visible. for example, on a notice board in a Council lunchroom that is accessible to all staff members. The industrial instrument will also be in a "conspicuous place" if it is available through a shared access computer or device that all employees can access. If the industrial instrument is exhibited by the Council on internal Council intranet, the Council should provide the necessary equipment to access that intranet.

Council should not assume that all employees have smart phone or that employees can locate the industrial instruments through their personal smart phones or devices on Government websites.

A Council must also provide summaries of an enterprise agreement that affects the conditions of employment of its employees (s 361(2) of the *Industrial Relations Act 1996* (NSW)):

*"If **any of the employees concerned cannot understand the language in which an enterprise agreement is written**, the employer must cause accurate (but simply expressed) **summaries of the agreement to be so exhibited for each of the employees to be able to read such a summary in a language he or she understands.**"* (emphasis added)

#### Achieving Compliance

To comply with this requirement, a Council that has an enterprise agreement(s) that affects the conditions of employment of its employees should take steps to identify any employees who are unable to read English, and the language(s) spoken by those employees. If any such employees are identified, the Council must exhibit copies of the enterprise agreement in the language(s) the employee can understand. This requirement does not apply to awards.

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Page 1 of 4

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## Labour Hire

Clause 29(i) of the *Local Government (State) Award 2020 (the Award)* requires a Council to conduct an annual review of its labour hire usage:

*"Labour hire staff employed by a labour hire business shall not be engaged on a permanent basis in work functions ordinarily filled by permanent employees of the employer. In ensuring that labour hire staff are not engaged on a permanent basis the employer shall review the use of labour hire services on an annual basis."* (emphasis added)

Any Council that uses labour hire must complete a review specifically of its use of labour hire services "on an annual basis."

This review must be conducted for the purpose of "ensuring that labour hire staff are not engaged on a permanent basis."

A review will not be compliant with clause 29(i) of the Award if it is conducted for another purpose and only incidentally looks at the Council's use of labour hire, but is not conducted for the specified purpose.

### Achieving Compliance

The Council can demonstrate its compliance with these obligations by creating a record annually which includes summary information about when the review was conducted, the person or people who conducted the review, the terms of reference or purpose of the review, the materials considered in the review and what the outcome of the review was.

Where a review of this kind is conducted, sending the instructions to the person conducting the review (sometimes called the terms of reference) in writing and identifying the purpose of the review as outlined in clause 29(i) of the Award will assist in ensuring a review is conducted as required.

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Page 2 of 4

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## Term Contracts

Clause 35(ii) of the Award provides that:

***"As of the first full pay period on or after 1 July 2020, employers shall identify in the letter of offer/contract of employment offered to a prospective employee, and the position description (where appropriate), the relevant situation identified in subclause (i) above that gives rise to employment pursuant to a fixed or maximum term contract."***  
(emphasis added)

### Achieving Compliance

To ensure its compliance with cl 35(ii), a Council should both identify the specific reason for the term contract that falls within the category described by the subparagraph and refer to the specific subparagraph of the Award that applies that applies.

An example of a clause that would make a term contract compliant with this requirement is as follows:

***"The purpose of the temporary employment is to temporarily replace an employee who is on secondment, in accordance with cl 35(ii)(d) of the Local Government (State) Award 2020."***

To assist in ensuring the letters of offer meet these requirements, the templates of Letters of Offer for Term Contracts that are used by the Council should specifically include a requirement for the person using the template to consider what information should be included to comply with this obligation.

## Annualised Salary Arrangements and Agreements

Clause 13(iii)(e) of the Award requires that an annual salary agreement must be subject to an annual review. This means that a review is to be conducted for every 12 month period that an employee is engaged under an annual salary agreement, starting from the date on which the employee was first engaged.

The type of review that is required to be conducted, is one that ensures the employee's annualised salary compensation is appropriate and is not less than what the employee would have received under the terms of the Award.

### Achieving Compliance

The Council can demonstrate that it is compliant by creating a record which includes details of when the review is conducted, the materials taken into consideration in the review, the outcome of the review and the person who conducted the review.

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Page 3 of 4

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### Casual Employees

Clause 27(ii)(a) of the Award prohibits a Council from replacing an employee with a casual employee on a permanent basis, and from engaging a casual employee on a permanent basis. Council should review its practices in hiring new employees to ensure that no casuals are engaged on a permanent basis or to replace a permanent employee on a permanent basis.

Under clause 27(viii)(a) of the Award, casual employees who are engaged on a regular and systematic basis should be assessed annually under the employer's salary system. This requires the Council to conduct an annual assessment of the casual employee's placement in the salary system with a view to determining whether that level in the salary system is appropriate.

In completing this annual assessment, the method of assessment is in accordance with clause 7 of the Award.

#### Achieving Compliance

The Council can demonstrate that it is compliant with this obligation, by creating a record which includes details of when these annual assessments are conducted, the outcome of the assessment and the person who conducted the assessment.

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Page 4 of 4

**7.2 ACTIVE RESOLUTIONS - JULY****TRIM Number: R22/212****Author: Administration Officer****PURPOSE**

To provide Council with an Active Resolution update as at July 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 July****RECOMMENDATION**

That

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

ACTIVE RESOLUTIONS AS AT 22 JUNE 2022

**LACHLAN SHIRE COUNCIL  
REPORT TO COUNCIL MEETING  
TO BE HELD ON 27 JULY 2022**

**AUTHOR: GENERAL MANAGER**

Date	Dept.	Resolution	Action Taken to Date	Expected Completion
June 2022	GM	<b>2022/205 GRANT FUNDING</b>  <b>RESOLVED THAT:</b> Council accept the multipurpose support grant funding. Brady/Bartholomew	Grant accepted. COMPLETE	COMPLETE
June 2022	GM	<b>2022/204 LEASE OF FORMER ABATTOIR SITE</b>  <b>RESOLVED THAT:</b> <ol style="list-style-type: none"> <li>The General Manager's Report No. R22/176 be received and noted.</li> <li>Council lease the premise to Platina Resources for a 12 month period as detailed in option 3 in the Issues and Comments section of the report subject to both parties agreeing.</li> <li>Council authorise the Mayor and General Manager to sign and affix the Council seal to a new lease and to any contract documents should the option to purchase be taken up.</li> </ol> Brady/Phillips	Draft lease prepared and issued to Platina for signing. Awaiting return of lease documents	August 2022
June 2022	GM	<b>2022/194 CENTRAL NSW JOINT ORGANISATION BOARD MEETING 26 MAY 2022</b>  <b>RESOLVED THAT:</b> <ol style="list-style-type: none"> <li>The Mayor's report No. R22/151 on the Central NSW Joint Organisation Board meeting held on 26 May 2022 be received and noted.</li> <li>Council provide feedback to the Joint Organisation Board on post federal election priorities.</li> </ol> Brady/Phillips	COMPLETE	COMPLETE

June 2022	CM	<p><b>2022/175 DELEGATES AND MOTIONS FOR THE NSW LOCAL GOVERNMENT ANNUAL CONFERENCE 2022</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The General Manager's Report No. R22/177 be received and noted.</li> <li>2. The following motions be endorsed for submission to the Local Government NSW 2020 Annual Conference; <ol style="list-style-type: none"> <li>a) LGNSW lobby the NSW government to develop a definition for rating purposes of what constitutes the commencement of mining when new or reactivated mining operations commence.</li> </ol> </li> <li>3. The Mayor and General Manager be given delegated authority to authorise the submission of any further proposed motions that may be suggested before the deadline for submitting motions.</li> <li>4. Council nominate 2 Councillor delegates to attend the conference with the Mayor and General Manager. Cr Phillips, Cr Brady and Cr Harris indicated they would like to attend.</li> </ol> <p style="text-align: right;">Brady/Blewitt</p>	Motion to be granted.	August 2022
June 2022		<p><b>2022/177 RECONNECTING REGIONAL NSW - COMMUNITY EVENT PROGRAM</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The General Manager Report No. R22/181 be received and noted.</li> <li>2. Council determine the events that will progress to full application under the Department of Regional NSW Reconnecting Regional NSW Community Event Program, including the dollar value of the funding request. <ol style="list-style-type: none"> <li>(i) Community Events Coordinator – Lachlan Shire Council</li> <li>(ii) Lachlan Shire Visitor Information Centre Celebration – Lachlan Shire Council</li> <li>(iii) Long Lunch by the Lake - Lower Lachlan Community Services</li> <li>(iv) Born to Read Spectacular - Born to Read</li> <li>(v) Condobolin Street Festival - Condobolin Chamber of Commerce</li> <li>(vi) Tottenham Community Expo - Tottenham Welfare Council Inc.</li> </ol> </li> </ol>	Grant application submitted.	COMPLETE

		<p>(vii) Tottenham Horse Sports and Gymkhana - Tottenham Horse Sports and Gymkhana Clun Inc.</p> <p>(viii) Reconnection Art Show - St Francis Xavier Primary School</p> <p>(ix) Condobolin Tattoo - Condobolin RSL Pipe Band</p> <p>(x) Condobolin Summer Carnival 2022 - Condobolin Rotary Club</p> <p>(xi) Open Night 22/23 - Tottenham Swimming Club</p> <p>(xii) Condo SkyFest Miima Warrabinya – Wiradjuri Condobolin Corporation Ltd.</p> <p>(xiii) Condobolin Park Run</p> <p>2.The endorsed events be submitted to the NSW Government for approval prior to the 8 July 2022 deadline.</p> <p>Carter/Phillips</p>		
JULY 21	GM	<p><b>123/2021 MAYORAL MINUTE – ELIZABETH MCGREGOR PLAQUE</b></p> <p><b>RESOLVED THAT:</b></p> <p>Council support the unveiling of a plaque for Elizabeth McGregor at Memorial Park Condobolin and agree to contribute a maximum of \$6,800 to the cost of the project as detailed in the request from the Operation Pilgrimage Group.</p> <p>Harris/Blewitt</p>	<p>Ongoing</p> <p>GM met with representatives of Operation Pilgrimage on 15 June 2022.</p> <p>Unveiling of Nurse Elizabeth McGregor plaque proposed for 8 October 2022, date to be confirmed.</p> <p>Large rock on which to mount the plaque has been obtained and will be delivered to Condobolin for Council to install.</p> <p>Site for placement of Memorial rock selected and work scheduled for September 2022.</p>	NOVEMBER 2022



June 2022	ETED	<p><b>2022/164 RE-WASTE REGIONAL RECYCLING COLLECTOR AGREEMENT</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Environment Tourism and Economic Development Report No. R22/164 be received and noted.</li> <li>2. The Supply Agreement between VISY and JR Richards Pty Ltd be noted.</li> <li>3. The Mayor and General Manager be authorised to sign a Deed of Variation with JR EG Richards and affix the Council Seal (if required).</li> <li>4. The Mayor and General Manager be authorised to sign the NSW Container Deposit Scheme – Refund Sharing Notification and affix the Council Seal (if required).</li> </ol> <p style="text-align: right;">Phillips/Bendall</p>	The deed of variation has been signed. COMPLETE	COMPLETE
June 2022	ETED	<p><b>2022/185 RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN CONDOBOLIN AND LAKE CARGELLIGO</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Environment Tourism and Economic Development Report No. R22/149 be received and noted.</li> <li>2. Council proceed with a proposal to re-establish the Alcohol Free Zones (AFZs) in Lake Cargelligo and Condobolin with the same boundaries as the current AFZs.</li> <li>3. The proposal, to declare Condobolin and Lake Cargelligo Alcohol Free Zones be placed on public exhibition for a period of twenty-eight (28) days and invite submissions/objections to the proposal.</li> <li>4. A further report be considered by Council, outlining the details of any submissions/objections made during the notification period for Council's consideration before making any final declarations.</li> </ol> <p style="text-align: right;">Phillips/Bartholomew</p>	The proposal to declare Condobolin and Lake Cargelligo is on public exhibition. A further report will be tabled at the September Council meeting.	September 2022

MAY 22	ETED	<p><b>172/2021 CONDOBOLIN AND DISTRICT HISTORICAL MUSEUM – EXTENSION TO MUSEUM AND DISPLAY ENHANCEMENTS PROJECT</b></p> <p><b>RESOLVED THAT</b></p> <p>Discussions be held with the Condobolin and District Historical Society regarding the project and determine how the available funds can be utilised and seek variations from the grant body to allow the funds to be spent.</p> <p>Mortimer/Bendall</p>	<p>Council staff have met with the Committee. In principle agreement was achieved on design. The Committee then met and decided to change this plan. Staff will meet with committee representatives on 20 July to understand new concept.</p>	September 2022
AUGUST 21	ETED	<p><b>172/2021 DRAFT BUSHFIRE PRONE LAND MAP</b></p> <p><b>RESOLVED THAT</b></p> <p>Following receipt of the revised mapping from the NSW RFS, the revised draft Bush Fire Prone Land Map be placed on public exhibition for a minimum period of 28 days and public submissions be invited on the revised draft map.</p> <p>A further report be presented to Council, following the completion of the public exhibition period, detailing any submissions received during the public exhibition period and to allow Council to consider the adoption of the map prior to it being sent to the Commissioner of NSW RFS for review and certification.</p> <p>Harris/Brady</p>	<p>As a result staff have met with the RFS and now have a revised map from the RFS. Council's draft Bush Fire Prone Land Map (BFPLM) was on public exhibition from 25 May 2022 to 23 June 2022. A report will be provided to the Council meeting in September 2022.</p>	September 2022
JUNE 21	ETED	<p><b>142/2021 UPDATE ON GOVERNMENT FLOOD PRONE LAND PACKAGE</b></p> <p><b>RESOLVED THAT</b></p> <p>Council decide not to opt in to the new optional "special flood considerations" clause at this time.</p> <p>A further report be presented to Council in relation to the implications for the new flood planning package.</p> <p>Harris/Hall</p>	<p>A report is included as part of the business paper. COMPLETE</p>	COMPLETE

		<p><b>17/2021 PLANNING PROPOSAL - AMENDMENT TO LACHLAN LOCAL ENVIRONMENTAL PLAN 2013 TO ALLOW AN ADDITIONAL PERMITTED USE FOR A "VEHICLE REPAIR STATION" AT 48 BROWNIES LANE, TOTTENHAM</b></p> <p><b>RESOLVED THAT</b></p> <p>Council endorse the preparation and lodgement of a planning proposal to amend Lachlan Local Environmental Plan 2013, to have "Vehicle Repair Station" listed as an Additional Permitted Use in Schedule 1 at 48 Brownies Lane, Tottenham, being Lots 68, 69 and 162 DP 753968 that is currently zoned R5 Large Lot Residential.</p> <ol style="list-style-type: none"> <li>Council approve the Planning Proposal for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination.</li> <li>Council seek authority from the Department of Planning, Industry and Environment to exercise the delegation of all functions of the relevant local plan making authority under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect the Planning Proposal.</li> <li>Authority be delegated to the General Manager to make any minor variations to the Planning Proposal, following receipt of the Gateway Determination.</li> <li>A further report be brought back to Council following the public exhibition of the Planning Proposal detailing any submissions received during the public exhibition period.</li> </ol> <p><u>In Favour:</u> Crs John Medcalf, Paul Phillips, Elaine Bendall, Melissa Blewitt, Dennis Brady, Mark Hall, Peter Harris, Melissa Rees and Brian Nelson</p> <p><u>Against:</u> Nil</p>	<p>The planning proposal has been on exhibition and no submissions were received. A report is included later in the business paper.</p> <p>COMPLETE</p>	<p>COMPLETE</p>
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MAY 21	ETED	<p><b>SELECTION HONOR ROLL/ACKNOWLEDGEMENT BOARD</b></p> <p><b>RESOLVED THAT</b></p> <p>That an Acknowledgement Board project be considered, along with other meritorious projects, for a funding application under the Stronger Country Communities Fund – Round 4.</p> <p>Subject to Council approval, and a successful grant application for the Acknowledgement Board project, expressions of interest be invited from community members to assist with the determination of appropriate criteria for a person's name to be considered for inclusion on the board. The advisory group is also to make recommendations to Council on the initial list of people's names for inclusion on the board.</p> <p>A further report be presented to Council following determination of the project funding application.</p> <p>Harris/Brady</p>	<p>The project was not supported by Council for funding under the Stronger Country Communities Fund – Round 4. Other funding opportunities will now need to be identified.</p>	<p>August 2022</p>
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DEC 20	ITEM	<p><b>370/2020 DRAFT BUSH FIRE PRONE LAND MAP</b></p> <p><b>RESOLVED THAT</b></p> <p>Council adopt the recommendations of the report prepared by Integrated Consulting, as attached to this report.</p> <p>Following the completion of the tasks, recommended in Integrated Consulting's report, the draft Bush Fire Prone Land map be placed on public exhibition for a minimum period of 28 days (which will be extended over the Christmas period in accordance with the Community Participation Plan) and public submissions be invited on the draft map.</p> <p>A further report be presented to Council, following the completion of the public exhibition period, detailing any submissions received during the public exhibition period and to allow Council to consider the adoption of the plan prior to it being sent to the Commissioner of NSW RFS for review and certification.</p> <p>Harris/Bendall</p>	<p>The draft Bush Fire Prone Land Map (BFPLM) was on public exhibition until 7 April 2021.</p> <p>Public submissions have been reviewed by Council officers and a response was sent in June to NSW RFS to review.</p> <p>NSWRFS have met with Council staff to provide further feedback.</p> <p>Council resolved to re-exhibit the draft maps once received from the NSW RFS before a report is presented to Council for consideration/ adoption of the draft maps. Updated maps have been received and Council's draft Bush Fire Prone Land Map (BFPLM) was on public exhibition from 25 May 2022 to 23 June 2022. A report will be provided to the Council meeting in September 2022.</p>	<p>September 2022</p>
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FEB 20	ETED	<p><b>28/18 COMPULSORY ACQUISITION OF CROWN LAND FOR THE EXPANSION OF THE WASTE FACILITY AND THE CREATION OF A NEW ACCESS ROAD AT LAKE CARGELLIGO.</b></p> <p><b>RESOLVED THAT</b></p> <p>Council proceed with the compulsory acquisition of the land known as Lot: 7308 and DP: 1151003 and Lot: 79 DP: 752333 for the purpose of Lake Cargelligo Waste Facility Landfill Expansion in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.</p> <p>Council make an application to the Minister and the Governor for approval to acquire Lot: 7308 DP: 1151003 and Lot: 79 DP: 752333 by compulsory process under section [186(1) of the Local Government Act.</p> <p>That the land is to be classified as operational land.</p> <p>Council proceed with the compulsory acquisition of the land described as Lot: 7006 DP: 1029763, Lot: 7005 DP: 1029763, Lot: 7009 DP: 1057453 and Lot: 7308 DP: 1151003 for the purpose of road access in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.</p> <p>Council make an application to the Minister and the Governor for approval to acquire Lot: 7006 DP: 1029763, Lot: 7005 DP: 1029763, Lot: 7009 DP: 1057453 and Lot: 7308 DP: 1151003 by compulsory process under section 177(1) of the Roads Act.</p> <p>The General Manager be delegated authority to sign the application and affix Council's Seal.</p> <p style="text-align: right;">Brady/Hall</p>	<p>The Minister for Local Government has approved Council undertaking pre-acquisition procedures and the additional procedures to address Native Title in relation to the land. Proposed Acquisition Notices (PANs) will now be issued to the relevant parties in accordance with the <i>Land Acquisition (Just Terms Compensation) Act 1991</i>.</p> <p>Meetings were held in early February with a company that specialises in Crown land matters to determine whether they can provide any assistance in this matter. That company has now been engaged by Council and is progressing the acquisition.</p>	DECEMBER 2022
FEB 18	ETED	<p><b>28/18 LAKE CARGELLIGO WASTE FACILITY – LAND ACQUISITION</b></p> <p><b>RESOLVED THAT:</b></p> <p>Approve the proposal to acquire 72,700 square metres of crown land comprising part lot 7308 DP 1151003, lot 7009 DP 1057453 and lots 7005 and 7006 DP: 1029763.</p> <p>Authorise the General Manager to lodge a Compulsory Acquisition Consent to Acquire Crown Land Application to the Department of Industry – Lands.</p>	<p>NSW Aboriginal Land Council has sent a letter to the Minister requesting a part withdrawal of the Aboriginal Land Claim (ALC) from respective lots identified for</p>	DECEMBER 2022

		<p>The DLO provide an estimated cost of the access road to the March Ordinary Council meeting.</p> <p>Phillips/Hall</p>	<p>acquisition, resolving the ALC matter.</p> <p>Status search undertaken by NSW Crown Lands revealed no past use has extinguished or resolved Native Title. Council's Native Title Manager is investigating the process to resolve or extinguish Native Title.</p> <p>Refer to resolution above. The matter above needs to be resolved before the acquisition process can continue.</p>	
DEC 2017	ETED	<p><b>326/17 HERITAGE COMMITTEE MEETING 22 NOVEMBER 2017</b></p> <p><b>RESOLVED THAT:</b></p> <p>Adopt the recommendations made by the Heritage Advisory Committee as follows;</p> <p>a) That Council implement a Conservation Management Plan for small rural cemeteries within the Shire.</p> <p>b) That Council award \$6,000 to Meredith Ervin for works to the NAB and residence in Lake Cargelligo; \$6,000 to Katrina &amp; Jim Thomas for restoration works at Melrose Homestead, and \$2,000 to the Tottenham &amp; Albert Cemetery Committee for headstone restoration.</p> <p>Rees/ Frankel</p>	<p>Melrose Homestead – funds acquitted. Cemetery funds acquitted. Ervin – works not complete and funds now no longer available. The Heritage Advisor has provided a quote for the preparation of the CCMP for \$9,900. The Heritage Advisor was initially to prepare the plan for Condobolin in December 2018. However the heritage advisor was focused on the completion of the</p>	<p>2022– Progressive delivery and completion.</p>

			<p>Decorative scope in Memorial Park and ensuring that Council submitted applications for a number of grants which were available in the heritage space, including the grant for the Aboriginal Heritage Study. The Heritage Advisor visited Tottenham, Albert and Fifield cemeteries in May 2020. Draft Plans for Albert, Tottenham, Tullibigeal and Fifield have been provided by the Heritage Advisor and are being reviewed by Council Officers.</p>	
June 2022	C&CS	<p><b>2022/207 DONATION REQUEST</b></p> <p><b>RESOLVED THAT:</b> Council donate \$2047.50 to the Organisers of Condobolin and District Kennel Club All Breeds Championship Dog Show towards accommodation for the running of the show.</p> <p style="text-align: right;">Brady/Bendall</p>	<p>Letter sent and payment has been made on 2 June 2022. Complete</p>	Complete
June 2022	C&CS	<p><b>2022/206 RURAL FIRE SERVICE ASSETS</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. Formally receive and note the Director Corporate and Community Services report R22/182.</li> <li>2. Support the direction of Local Government NSW and not record Rural Fire Service assets in Council's financial statements, acknowledging that Council may receive a modified audit opinion on its 30 June 2022 Financial Statements if it takes this position.</li> </ol> <p style="text-align: right;">Phillips/Brady</p>	Complete	Complete



June 2022	C&CS	<p><b>2022/200 ENTERPRISE RISK MANAGEMENT (ERM) FRAMEWORK COMPRISING ERM POLICY, ERM PLAN AND RISK APPETITE STATEMENTS</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director of Corporate and Community Services Report No. R22/173 be received and noted</li> <li>2. The Enterprise Risk Management Framework comprising: <ul style="list-style-type: none"> <li>• Enterprise Risk Management Policy;</li> <li>• Enterprise Risk Management Plan; and</li> <li>• Risk Appetite Statements</li> </ul> be adopted as presented.</li> </ol> <p style="text-align: right;">Phillips/Brady</p>	Complete	Complete
June 2022	C&CS	<p><b>2022/199 RATES, CHARGES &amp; WATER CONSUMPTION CONCESSION - CONDOBOLIN LOCAL ABORIGINAL LAND COUNCIL</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1) The Director of Corporate and Community Services Report No. R22/127 be received and noted.</li> <li>2) The tier 1 water allocation for the Willow Bend properties in the name of Condobolin Local Aboriginal Land Council and listed on Attachment 2B be increased from 600kL to a maximum of 9,600kL of water per annum.</li> <li>3) With regards to all properties in the name of Condobolin Local Aboriginal Land Council that are listed on annexure B attached to this report (refer Attachment 1B) <ol style="list-style-type: none"> <li>a) As per clause 558 (1) of the <i>Local Government Act NSW 1993</i> Council resolves not to provide an exemption for water supply special rates and not to provide an exemption for sewerage special rates</li> </ol> <p>AND</p> <p>As Council is not providing an exemption from water supply special rates, then as per clause 558 (4) Council cannot resolve to provide any water free of charge.</p> </li> </ol>	3) letter sent to Chalk & Behrendt Lawyers & Consultants on 5 July 2022	Waiting for a response

June 2022	C&CS	<p><b>2022/179 PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS POLICY</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Corporate &amp; Community Services Report R21/358 be received and noted.</li> <li>2. Subject to any changes Council wishes to make being incorporated, the draft Payment of Expenses and the Provision of Facilities for Mayors and Councillors Policy be placed on public exhibition for 28 days, from 30 June 2022, as required under the <i>Local Government Act 1993 NSW section 253</i>.</li> <li>3. Following the completion of the public exhibition period the Director of Corporate and Community Services present a further report to the August 2022 ordinary Council meeting, summarising any submissions received during the public exhibition period, for the consideration of Council prior to final adoption of the Payment of Expenses and the Provision of Facilities for Mayors and Councillors Policy.</li> </ol> <p>Brady/Carter</p>	Policy placed on public exhibition	August 2022
June 2022	C&CS	<p><b>2022/180 DONATIONS</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director of Corporate and Community Services Report No. R22/154 be received and noted.</li> <li>2. Council provide in principle support to carry over the previously agreed, in kind assistance for the Condobolin RSL Pipe Band Tattoo from the cancelled 2021 event to the 2022 event.</li> <li>4. Council approve payment of the Lake Cargelligo gym expenses donation up to the approved budget of \$6830. A request for a report of member numbers and incoming funds is to be forwarded to the operator.</li> </ol>	<p>Email sent on 6 July 2022 to Condobolin RSL Pipe Band confirming to carry over from 2021.</p> <p>Emailed Lake Cargelligo Fitness Centre 7 July 2022, payment to be made 19 July 2022, as we have</p>	<p>Complete</p> <p>Complete</p>

		Phillips/Bendall been waiting for bank details.		
June 2022	C&CS	<b>2022/181 DISABILITY INCLUSION ACTION PLAN 2022-2025</b>  <b>RESOLVED THAT:</b> <ol style="list-style-type: none"> <li>1. The Director Corporate and Community Services Report R22/171 be received and noted.</li> <li>2. The Disability Inclusion Action Plan 2022-2025 be adopted as presented.</li> </ol> <p style="text-align: right;">Carter/Brady</p>	Complete	Complete
June 2022	C&CS	<b>2022/182 INTEGRATED PLANNING &amp; REPORTING DOCUMENTS</b>  <b>RESOLVED THAT:</b> <ol style="list-style-type: none"> <li>1. The Director Corporate and Community Services Report R22/172 be received and noted.</li> <li>2. The Community Strategic Plan 2023-2032, Delivery Program 2022-2026, Operational Plan 2022-2023 and Resourcing Strategy comprising the Workforce Management Plan 2022-2026, Asset Management Strategy and 10 year Long Term Financial Plan be adopted as presented.</li> </ol> <p style="text-align: right;">Phillips/Bendall</p>	Complete	Complete
June 2022	C&CS	<b>2022/183 MAKING OF THE RATES FOR 2022-2023 FINANCIAL YEAR</b>  <b>RESOLVED THAT:</b> <ol style="list-style-type: none"> <li>1. The Director of Corporate and Community Services Report No. R22/175 be received and noted.</li> <li>2. Council resolve to MAKE the Rates, Annual Charges and Water Consumption Charges, and ADOPT the Fees and Charges for the year 1 July 2022 to 30 June 2023, as set out in the 2022 – 2026 Delivery Program, the 2022/2023 Operational Plan, the 2022/2023</li> </ol>	Complete	Complete

		Budget, and as listed in the attachment circulated separately to the report.  Bartholomew/Bendall		
MAY 22	C&CS	<p><b>134/2022 LAKE CARGELLIGO MOBILE CHILDCARE RESOLVED THAT</b></p> <p>Council provide direction on the mobile childcare services provided at Lake Cargelligo TAFE campus.</p> <p>Council defer the report.</p> <p>That Council write to TAFE in regards to working together to provide a secure gate and fencing at Lake Cargelligo TAFE.</p> <p>Harris/Phillips</p>	<p>Report deferred while further investigation carried out. Relevant staff advised. Update provided to Councillors at May strategic briefing.</p> <p>In progress</p>	September 2022
OCT 21	C&CS	<p><b>253/3021 LEASE AGREEMENT – 17 MCDONNELL ST CONDOBOLIN RESOLVED THAT</b></p> <p>A new 5 year lease be offered to Forbes Veterinary Clinic for the use of 17 McDonnell Street Condobolin, as per option 1 of the report.</p> <p>The new lease document be prepared by Council's legal representative registered with NSW Land Registry Services once signed by both parties.</p> <p>The Mayor and General Manager be authorised to sign the new lease agreement and attach the Council Seal if required.</p> <p>Bendall/Phillips</p>	<p>Lease submitted to the lessee's for signing. DA submitted. Spoke to Acting Practice Manager 14/6/22, she will follow up internally &amp; will speak to me within the week. Acting Practice Manager advised maintenance works predominantly completed. Email outlining conversation sent 14/6/22 to Acting Practice Manager.</p> <p>IN PROGRESS</p>	IN PROGRESS
June 2022	IS	<p><b>2022/200 TENDER ASSESSMENT - CONDOBOLIN BORE PIPELINE - TRANSFER PUMP STATION</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Infrastructure Services Report No. R22/160 be received and noted.</li> <li>2. The tender submission from Trazibat Pty Ltd be accepted.</li> </ol>	COMPLETE	COMPLETE

		<p>5. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.</p> <p>Bendall/Mortimer</p>		
June 2022	IS	<p><b>2022/191 ASSET MANAGEMENT PLANS - TRANSPORT, WATER AND SEWER, BUILDINGS AND PARKS &amp; RESERVES</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Infrastructure Services Report No. R22/167 be received and noted.</li> <li>2. The draft asset management plans for transport, water and sewer, buildings and parks and reserves assets be placed on public exhibition for a period of 28 days and the community be invited to make submissions on the draft documents.</li> <li>3. Council note the summary of key issues raised in the asset management plans as identified in this report.</li> <li>4. Following the expiry of the public exhibition period the Director of Infrastructure Services provide a report to Council on any submissions received, for consideration by Council, prior to the draft Asset Management Plans being adopted.</li> </ol> <p>Rees/Mortimer</p>	<p>Public exhibition commenced.</p> <p>Revised AMP and report to be presented to the August Council meeting</p>	AUGUST 2022
June 2022	IS	<p><b>2022/193 RURAL FIRE SERVICE SHED - LAND ACQUISITION WEJA ROAD, UNGARIE</b></p> <p><b>RESOLVED THAT:</b></p> <ol style="list-style-type: none"> <li>1. The Director Infrastructure Services Report R22/180 be received and noted</li> <li>2. Council acquire lands in accordance with section 186 of the Local Government Act 1993 for the purpose of a Rural Fire station;</li> <li>3. Council undertake acquisition by compulsory process of the land described as Lot 1 DP1284208 Parish of Bygalorie, County of Gipps from Colin Arthur Worland;</li> <li>4. The General Manager is authorised to instruct Council's solicitors to make the necessary application to the Minister and/or the Governor to approve the acquisition under the Just Terms Compensation Act.</li> </ol>	Underway	October 2022

		Phillips/Brady		
JUNE 22	IS	<b>167/2022 TENDER ASSESSMENT – FOOTPATH TENDER – 7 LOCATIONS</b> <b>RESOLVED THAT</b> The tender submission from Central Industries be accepted. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal. Phillips/Brady	COMPLETED	COMPLETED
JUNE 22	IS	<b>164/2022 TENDER PLANT AND TRUCK HIRE – ADDITIONAL CONTRACTOR</b> <b>RESOLVED THAT</b> The tendered from Seton Electrical Contracting Pty Ltd detailing rates for the plant and equipment term panel be accepted. The General Manager be authorised to execute the contract documents. Phillips/Carter	COMPLETED	COMPLETED
MAY 22	IS	<b>129/2022 NOTICE OF MOTION – STORM DAMAGE, GRACE ST TO HOLT ST, LAKE CARGELLIGO</b> <b>RESOLVED THAT</b> Consult with land owners re: major storm damage over several years from Grace Street to Holt Street running west to east – with it being very dangerous during storms and wild weather. There is water channel/erosion and a danger to public safety. Phillips/Bartholomew	Budget Adopted Land Survey to commence. Land Owner consultation to commence	AUGUST 2022
APR 22	IS	<b>96/2022 CONDOBOLIN CEMETTERY ADVISORY COMMITTEE NOMINATIONS</b> <b>RESOLVED THAT</b> That Council accept the nominations of Jeffrey Grogan and Elizabeth Riley to reform the Committee.	COMPLETED	COMPLETED

		Re-advertise and call for a second round of nominations to the committee. Blewitt/Bendall		
APR 22	IS	<b>95/2022 GUM BEND LAKE ADVISORY COMMITTEE NOMINATIONS</b> <b>RESOLVED THAT</b> That Council accept the nominations of Todd Smith, Colin Doonan and Meg Crouch to reform the Committee. Re-advertise for further nominations to the vacant committee positions. Rees/Brady	Re-advertisement complete. Nil further applications. Committee will proceed with limited number present.	JUNE 2022
MAR 22	IS	<b>63/2022 LAKE CARGELLIGO CRICKET NETS – LICENCE WITH DEPARTMENT OF EDUCATION</b> <b>RESOLVED THAT</b> Council decline to accept and sign the proposed licence agreement with Secretary of the Department of Education and investigate an alternate location to construct the Lake Cargelligo Cricket Nets. Harris/Phillips	Dept Education have advised that community use of the crickets nets can be managed via Department's Community Use Agreements.  DET are seeking internal approval for yearly maintenance of nets to be covered by the School.  DET is insisting that in the event the nets are damaged, Council is required to repair or replaced, otherwise the nets will be removed.	AUGUST 2022
FEB 22	IS	<b>32/2022 TREE ASSESSMENT – 47 ORANGE STREET, CONDOBOLIN</b> The tree in front of 47 Orange Street be removed as requested and be replaced with a more suitable species of street tree. Plant two additional new suitable trees in appropriate location, with a view to the removal of the other mature Sugar Gum trees in future years.	Replacement trees to be planted	AUGUST 2022

OCT 21	IS	<p><b>246/2021 TREE ASSESSMENT – 50 BATHURST STREET, CONDOBOLIN</b></p> <p><b>RESOLVED THAT</b></p> <p>Council decline the request for removal and replacement of the tree due to the significant amenity and shade benefit it provides in Bathurst Street.</p> <p>Council reduce the risk to person and property through continuing to trim the tree branches to maintain clearance from the building and awning, lift pavers and trim the troublesome roots and reinstall pavers.</p> <p>Hall/Phillips</p>	Footpath maintenance works planned.	AUGUST 2022
OCT 21	IS	<p><b>243/2021 FY21/22 UTILITIES MONTHLY UPDATE FOR SEPTEMBER</b></p> <p><b>RESOLVED THAT</b></p> <p>Refer the RNSW842 Sewage Effluent Reuse Management System project costings for Tottenham to the Project Steering Committee for further discussion, highlighting the high ongoing cost for the proposed system.</p> <p>Harris/Hall</p>	Deed extension has been confirmed to allow further discussion	DECEMBER 2022
SEPT 21	IS	<p><b>223/2021 TOTTENHAM RESERVOIR – MURAL PAINTING</b></p> <p><b>RESOLVED THAT</b></p> <p>Council allocate \$10,000 to the Tottenham Mural Project from the reserve for contributions to mural projects.</p> <p>The scope of works for other Water Fund Capital Works items in Tottenham, as follows, be reduced to fund the remediation of the Tottenham Reservoir.</p> <ul style="list-style-type: none"> <li>a. Water Main renewal \$46,394 – reduce length of water main renewal.</li> <li>b. Tottenham potable water standpipe \$40,000 – reduce scope of works to deliver a partial upgrade.</li> </ul> <p>Phillips/Harris</p>	COMPLETED	COMPLETED



JUNE 21	IS	<p><b>17/2021 BURCHER WATER TREATMENT OF DATE</b></p> <p><b>RESOLVED THAT</b></p> <p>The outcomes from the stakeholder information session held on 1 June 2021 be noted.</p> <p>Council provide guidance on the matter of water supply for the community of Burcher.</p> <p>Harris/Bendall</p>	Ongoing	Ongoing
MAY 21	IS	<p><b>107/2021 DENISON STREET FOOTPATH CONSTRUCTION REQUEST</b></p> <p><b>RESOLVED THAT</b></p> <p>Consideration be given to allocating \$15,000 for the full replacement of the paved footpath on the eastern side of Denison Street from Molong Street to Oxley Street from a future round of the Local Road and Community Infrastructure Fund.</p> <p>Landscaping, irrigation and turf work in Denison Street, adjacent to the Railway Hotel be completed and maintained by the proprietor of the property subject to the Director of Infrastructure's approval of any proposed work.</p> <p>Harris/Phillips</p>	Project to be included in the "High risk footpath replacement" budget in the FY22/23	JULY 2022
APR 20	IS	<p><b>91/2020 NOTICE OF MOTION - CRICKET NETS LAKE CARGELLIGO</b></p> <p><b>RESOLVED THAT</b></p> <p>The cricket practice nets proposed for construction at the Lake Cargelligo Recreation Ground be relocated to the south west corner of the Lake Cargelligo Central School recreational grounds.</p> <p>Item 1 be subject to an appropriate signed Memorandum of Understanding with the NSW Department of Education.</p> <p>Phillips/Hall</p>	See comments from 63/2022	JUNE 2022
APR 17	IS	<p><b>86/17 PARKS, RESERVES &amp; RECREATIONAL FACILITIES – 5 YEAR STRATEGIC PLAN</b></p> <p><b>RESOLVED THAT</b></p>	Draft Asset Management Plans on public exhibition	AUGUST 2022

		<p>1. Council support the development of a strategic plan for its parks, reserves and recreational facilities using in house staff for the period FY18/19 to FY22/23.</p> <p>2. Director Infrastructure Services and Manager Recreation submit a draft strategic plan for Council consideration before 1 July 2018.</p> <p>Hall/Carter</p>		
MAR 19	IS	<p><b>2019/54 ASSET MANAGEMENT PLANS - TRANSPORT, WATER, SEWER, BUILDING, RECREATION</b></p> <p><b>RESOLVED THAT</b></p> <p>Council defer advertising the AMP until the schedule of actions are inserted into the document.</p> <p>Council note the summary of key issues raised in the asset management plans as identified in this report.</p> <p>Council consider the need to increase funding for local roads and potentially other asset classes like buildings (while maintaining a financially sustainable position) as part of the next revision of its Long Term Financial Plan.</p>	Draft Asset Management Plans on public exhibition	AUGUST 2022

## 8 CORPORATE AND COMMUNITY SERVICES

### 8.1 INVESTMENTS AS AT 30 JUNE 2022

**TRIM Number:** R22/185

**Author:** Financial Accountant

#### 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 June 2022 is \$7,535,953. The general bank account balance increased to this high level with the receipt of the Regional NSW grant payment of \$7,336,075 for the Freight and Visitor Information Centre on 30 June.

Investments held at 30 June 2022 totalling \$ 61,141,172 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 June 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 June 2022, Council's portfolio is compliant across its counterparty and credit quality limits. Over the past 12 months, the portfolio, excluding on call cash, returned +0.91% p.a., outperforming the AusBond Bank Bill Index (bank bills) by 0.82% p.a.

The Reserve Bank (RBA) raised the cash rate again in June, from 0.35% to 0.85%. RBA Governor Lowe expected inflation will peak at a "very high" 7% late this year, from an earlier forecast of 6%. Dr Lowe also commented that it was "reasonable" to expect the cash rate to eventually reach 2.5%, in line with the midpoint of the inflation target, but he admitted it was "unclear" how high rates would go and how quickly.

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

#### LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

#### CONCLUSION

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

## **ATTACHMENTS**

### **1. Investment Report as at 30 June 2022**

#### **RECOMMENDATION**

That:

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



# Investment Report

01/06/2022 to 30/06/2022



## Portfolio Valuation as at 30/06/2022

Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	20/04/2022	20/07/2022	0.9600	2,000,000.00	3,787.40	1,578.08
BOQ	BBB+	TD	GENERAL	Annual	22/07/2020	26/07/2022	1.0000	600,000.00	5,654.79	493.15
Auswide Bank	BBB	TD	GENERAL	At Maturity	18/08/2020	23/08/2022	0.9000	500,000.00	8,408.22	369.86
Auswide Bank	BBB	TD	GENERAL	At Maturity	27/08/2020	29/08/2022	0.9000	750,000.00	12,445.89	554.79
Westpac	AA-	TD	GENERAL	Quarterly	26/08/2020	30/08/2022	0.8200	1,000,000.00	808.77	673.97
Bank of Sydney	Unrated	TD	GENERAL	Annual	26/08/2021	30/08/2022	0.6500	1,500,000.00	8,254.11	801.37
BOQ	BBB+	TD	GENERAL	At Maturity	26/08/2020	30/08/2022	0.9500	1,000,000.00	17,542.47	780.82
Westpac	AA-	TD	GENERAL	Quarterly	08/09/2020	08/09/2022	0.7800	1,500,000.00	737.26	737.26
NAB	AA-	TD	GENERAL	Annual	08/09/2020	08/09/2022	0.8000	1,500,000.00	9,731.51	986.30
NAB	AA-	TD	GENERAL	Annual	08/09/2020	13/09/2022	0.8000	1,500,000.00	9,731.51	986.30
BankWAW	Unrated	TD	GENERAL	Annual	08/09/2020	13/09/2022	1.0500	500,000.00	4,257.53	431.51
Bank of Sydney	Unrated	TD	GENERAL	Annual	08/09/2021	04/10/2022	0.6400	500,000.00	2,595.07	263.01
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	20/10/2021	20/10/2022	0.4200	500,000.00	1,461.37	172.60
BOQ	BBB+	TD	GENERAL	Annual	20/10/2020	20/10/2022	0.8000	500,000.00	2,783.56	328.77
AMP Bank	BBB	TD	GENERAL	At Maturity	21/06/2022	22/11/2022	1.9000	750,000.00	390.41	390.41
AMP Bank	BBB	TD	GENERAL	Annual	23/11/2021	29/11/2022	1.0000	1,000,000.00	6,027.40	821.92
NAB	AA-	TD	GENERAL	Annual	27/11/2020	29/11/2022	0.6300	500,000.00	1,846.85	258.90
Members Equity Bank	BBB+	TD	GENERAL	At Maturity	25/05/2022	07/12/2022	2.5100	1,500,000.00	3,816.58	3,094.52



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
NAB	AA-	TD	GENERAL	Annual	10/12/2020	13/12/2022	0.6300	500,000.00	1,751.92	258.90
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	20/04/2022	18/01/2023	1.8800	2,000,000.00	7,416.99	3,090.41
Warwick Credit Union	Unrated	TD	GENERAL	Annual	10/02/2021	13/02/2023	0.6500	1,000,000.00	2,510.96	534.25
Warwick Credit Union	Unrated	TD	GENERAL	Annual	09/02/2021	14/02/2023	0.6500	500,000.00	1,264.38	267.12
ING Direct	A	TD	GENERAL	Annual	17/02/2022	21/02/2023	1.0200	1,000,000.00	3,744.66	838.36
BankWAW	Unrated	TD	GENERAL	Annual	02/03/2021	02/03/2023	0.7000	500,000.00	1,160.27	287.67
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	29/04/2022	14/03/2023	2.5400	1,000,000.00	4,384.11	2,087.67
ING Direct	A	TD	GENERAL	At Maturity	31/03/2022	29/03/2023	1.6800	1,000,000.00	4,234.52	1,380.82
BNK Bank	Unrated	TD	GENERAL	Annual	30/03/2021	04/04/2023	0.7000	900,000.00	1,605.21	517.81
NAB	AA-	TD	GENERAL	At Maturity	13/04/2021	18/04/2023	0.6000	1,000,000.00	7,298.63	493.15
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	29/04/2022	26/04/2023	2.7100	2,000,000.00	9,355.07	4,454.79
BNK Bank	Unrated	TD	GENERAL	Annual	04/05/2021	09/05/2023	0.7000	1,000,000.00	1,112.33	575.34
AMP Bank	BBB	TD	GENERAL	Annual	04/05/2021	09/05/2023	0.7000	1,000,000.00	1,112.33	575.34
MyState Bank	BBB	TD	GENERAL	Annual	04/05/2021	09/05/2023	0.5500	1,000,000.00	873.97	452.05
BOQ	BBB+	TD	GENERAL	Annual	10/05/2022	10/05/2023	3.0000	500,000.00	2,136.99	1,232.88
NAB	AA-	TD	GENERAL	Annual	25/05/2021	23/05/2023	0.6300	2,000,000.00	1,277.26	1,035.62
ING Direct	A	TD	GENERAL	At Maturity	25/05/2022	06/06/2023	3.1600	1,000,000.00	3,203.29	2,597.26
Members Equity Bank	BBB+	TD	GENERAL	At Maturity	14/06/2022	13/06/2023	3.9000	1,000,000.00	1,816.44	1,816.44
ING Direct	A	TD	GENERAL	Annual	08/06/2021	13/06/2023	0.5000	500,000.00	157.53	157.53
ING Direct	A	TD	GENERAL	Annual	15/06/2021	13/06/2023	0.5000	750,000.00	164.38	164.38



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	14/06/2022	14/06/2023	4.0900	2,000,000.00	3,809.86	3,809.86
BOQ	BBB+	TD	GENERAL	Annual	28/06/2022	28/06/2023	4.0000	1,000,000.00	328.77	328.77
Westpac	AA-	TD	GENERAL	Quarterly	06/07/2021	11/07/2023	0.5600	1,000,000.00	1,319.45	460.27
AMP Bank	BBB	TD	GENERAL	Annual	08/09/2021	05/09/2023	0.7500	500,000.00	3,041.10	308.22
ING Direct	A	TD	GENERAL	Annual	25/05/2022	07/11/2023	3.3300	1,000,000.00	3,375.62	2,736.99
AMP Bank	BBB	TD	GENERAL	Annual	23/05/2022	23/11/2023	3.3000	1,000,000.00	3,526.03	2,712.33
Westpac	AA-	TD	GENERAL	Quarterly	30/11/2021	05/12/2023	1.1900	750,000.00	782.47	733.56
Westpac	AA-	TD	GENERAL	Quarterly	09/02/2022	13/02/2024	1.5800	500,000.00	1,147.12	649.32
Bendigo and Adelaide	BBB+	TD	GENERAL	Quarterly	22/02/2022	27/02/2024	1.6500	500,000.00	881.51	678.08
Westpac	AA-	TD	GENERAL	Quarterly	23/03/2022	26/03/2024	2.3200	1,000,000.00	508.49	508.49
BOQ	BBB+	TD	GENERAL	Annual	31/03/2022	27/03/2024	2.6000	1,000,000.00	6,553.42	2,136.99
ING Direct	A	TD	GENERAL	At Maturity	24/05/2022	28/05/2024	3.7600	1,000,000.00	3,914.52	3,090.41
Westpac	AA-	TD	GENERAL	Quarterly	18/06/2021	18/06/2024	0.8000	1,500,000.00	361.64	361.64
Westpac	AA-	TD	GENERAL	Quarterly	06/07/2021	09/07/2024	0.8000	1,000,000.00	1,884.93	657.53
BOQ	BBB+	TD	GENERAL	Annual	10/08/2021	12/08/2025	1.0000	1,000,000.00	8,904.11	821.92
Macquarie Bank	A+	CASH	GENERAL	Monthly	30/06/2022	30/06/2022	1.0000	3,821,188.74	1,925.12	1,925.12
NAB	AA-	CASH	GENERAL	Monthly	30/06/2022	30/06/2022	0.5000	4,819,983.31	1,252.77	1,252.77
<b>TOTALS</b>								<b>61,141,172.05</b>	<b>200,378.85</b>	<b>59,713.65</b>





# Counterparty Compliance as at 30/06/2022

## Long Term Investments

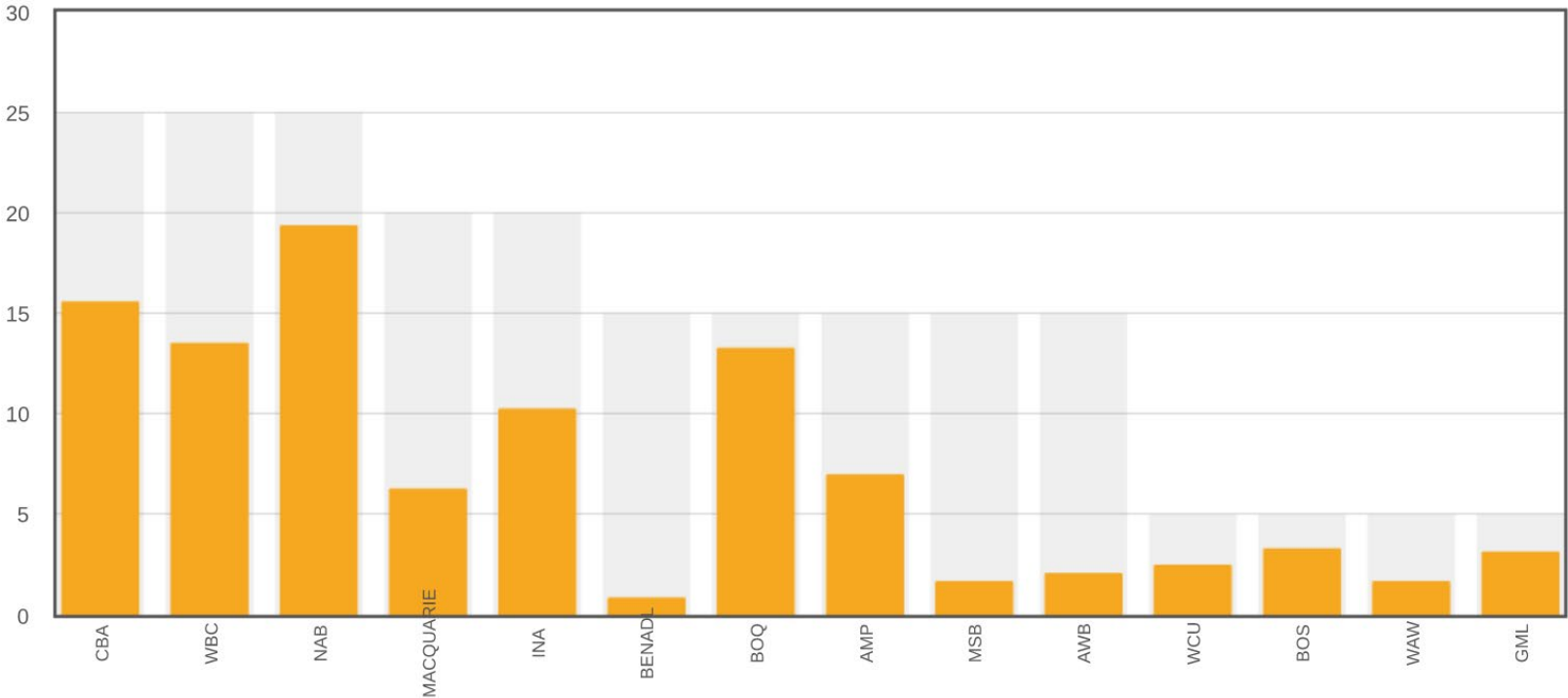
Compliant	Bank Group	Term	Rating	Invested	Invested (%)	Limit (%)	Limit (\$)	Available
✓	Commonwealth Bank	Long	AA-	9,500,000.00	15.54	25.00	-	5,785,293.01
✓	Westpac	Long	AA-	8,250,000.00	13.49	25.00	-	7,035,293.01
✓	NAB	Long	AA-	11,819,983.31	19.33	25.00	-	3,465,309.70
✓	Macquarie Bank	Long	A+	3,821,188.74	6.25	20.00	-	8,407,045.67
✓	ING Direct	Long	A	6,250,000.00	10.22	20.00	-	5,978,234.41
✓	Bendigo and Adelaide	Long	BBB+	500,000.00	0.82	15.00	-	8,671,175.81
✓	BOQ	Long	BBB+	8,100,000.00	13.25	15.00	-	1,071,175.81
✓	AMP Bank	Long	BBB	4,250,000.00	6.95	15.00	-	4,921,175.81
✓	MyState Bank	Long	BBB	1,000,000.00	1.64	15.00	-	8,171,175.81
✓	Auswide Bank	Long	BBB	1,250,000.00	2.04	15.00	-	7,921,175.81
✓	Warwick Credit Union	Long	Unrated	1,500,000.00	2.45	5.00	-	1,557,058.60
✓	Bank of Sydney	Long	Unrated	2,000,000.00	3.27	5.00	-	1,057,058.60
✓	WAW Credit Union	Long	Unrated	1,000,000.00	1.64	5.00	-	2,057,058.60



Compliant	Bank Group	Term	Rating	Invested	Invested (%)	Limit (%)	Limit (\$)	Available
✓	BNK Bank	Long	Unrated	1,900,000.00	3.11	5.00	-	1,157,058.60
TOTALS				61,141,172.05	100.00			



Counterparty Compliance - Long Term Investments



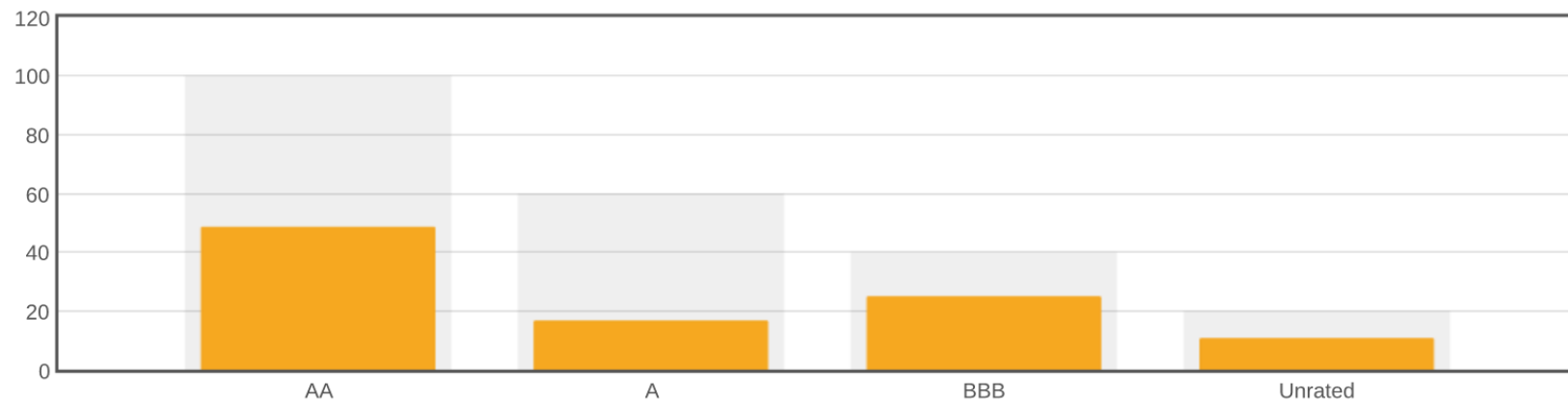


## Credit Quality Compliance as at 30/06/2022

### Long Term Investments

Compliant	Rating	Invested (\$)	Invested (%)	Limit (%)	Available
✓	AA	29,569,983.31	48.36	100.00	31,571,188.74
✓	A	10,071,188.74	16.47	60.00	26,613,514.49
✓	BBB	15,100,000.00	24.70	40.00	9,356,468.82
✓	Unrated	6,400,000.00	10.47	20.00	5,828,234.41
<b>TOTALS</b>		<b>61,141,172.05</b>	<b>100.00</b>		

### Credit Quality Compliance - Long Term Investments

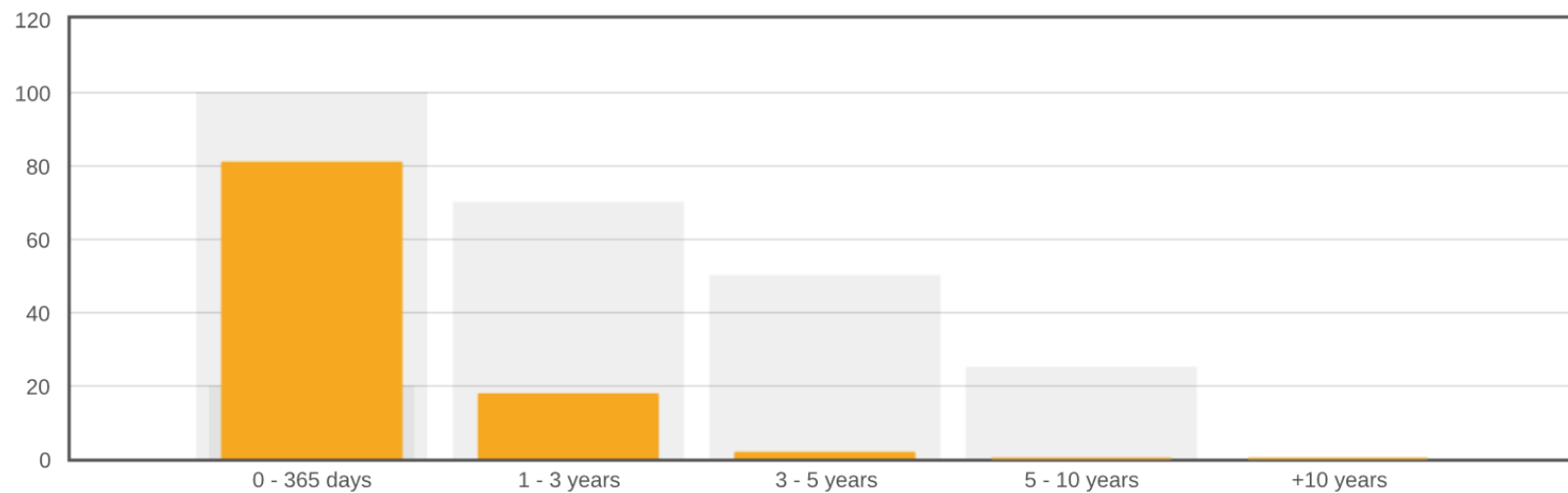




## Maturity Compliance as at 30/06/2022

Compliant	Term	Invested	Invested (%)	Min Limit (%)	Max Limit (%)	Available
✓	0 - 365 days	49,391,172.05	80.78	20.00	100.00	11,750,000.00
✓	1 - 3 years	10,750,000.00	17.58	0.00	70.00	32,048,820.44
✓	3 - 5 years	1,000,000.00	1.64	0.00	50.00	29,570,586.03
✓	5 - 10 years	-	0.00	0.00	25.00	15,285,293.01
✓	+10 years	-	0.00	0.00	0.00	-
<b>TOTALS</b>		<b>61,141,172.05</b>	<b>100.00</b>			

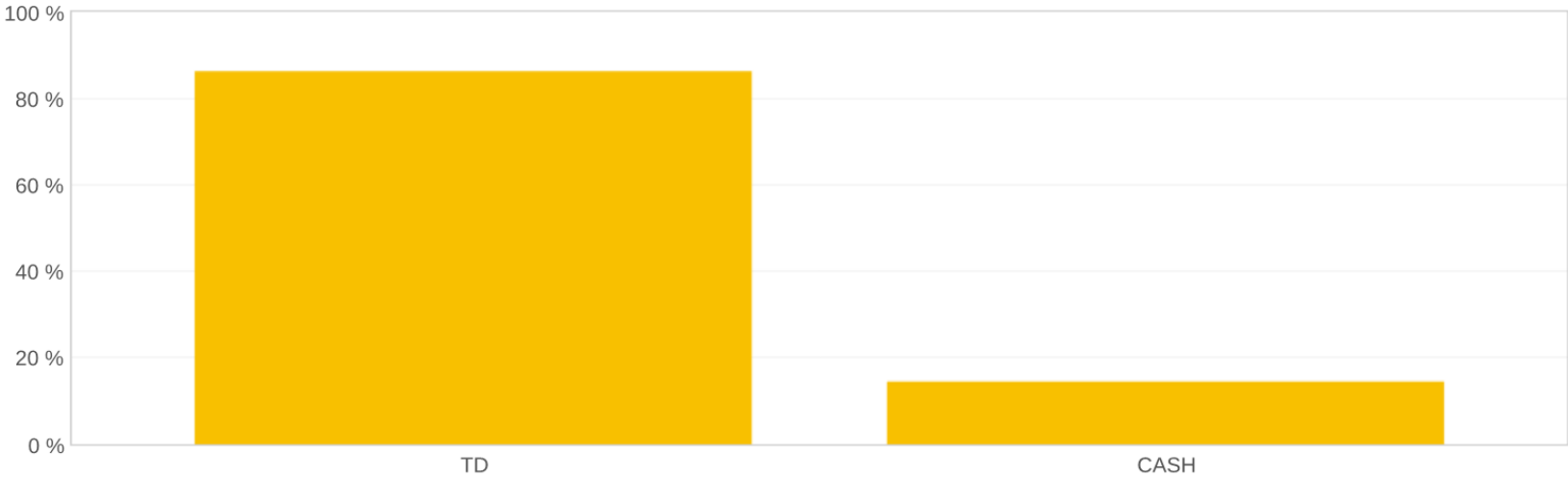
## Maturity Compliance





Asset Class as at 30/06/2022

Code	Number of Trades	Invested	Invested (%)
TD	53	52,500,000.00	85.87
CASH	2	8,641,172.05	14.13
TOTALS	55	61,141,172.05	100.0



## 8.2 DONATIONS

**TRIM Number:** R22/191

**Author:** Administration Officer - Corporate & Community Services

### 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

#### Southern Sports Academy

The Southern Sports Academy are requesting a contribution of \$200.00 to support a participant in their program. Further details are available in the attached document. As requested at the July strategic briefing, Council has written to Southern Sports asking if they are aware if the recipient is receiving any support from their local club.

In July 2020, Council donated \$400.00 to support two Lachlan Shire participants.

#### Lake Cargelligo Central School

Lake Cargelligo Central School are seeking funds to help run and organise a combined schools NAIDOC Day celebration on Friday 16 September 2022. The school advised they missed the closing date to apply for the grant. They have not requested any particular amount.

Council has not previously provided support for the NAIDOC Day Celebrations at Lake Cargelligo Central School. Council has \$1,440 in the 22/23 FY budget to support NAIDOC week events.

### FUTURE DONATIONS

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

### FINANCIAL AND RESOURCE IMPLICATIONS

A provision was made in the FY2022/2023 budget to provide cash and in-kind support for Community events and general donations. There is sufficient budget to fund these requests.

### LEGAL IMPLICATIONS

There are no known legal implications.

### RISK IMPLICATIONS

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

**STAKEHOLDER CONSULTATION**

Councillors - July Strategic briefing

**OPTIONS**

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

**CONCLUSION**

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

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

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

**ATTACHMENTS**

1. **Southern Sports Academy**
2. **Lake Cargelligo Central School**

**RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R22/191 be received and noted.
2. Council provide a \$200 donation to the Southern Sports Academy.
3. Council provide funding of \$400 to Lake Cargelligo Central School for their NAIDOC Day Celebrations.

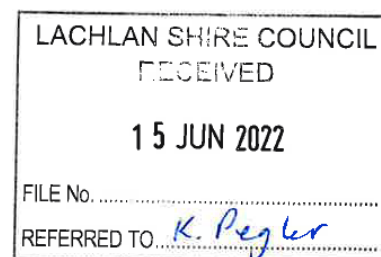




PO Box 8545, Koorringal NSW 2650  
P: 02 6931 8111 | F: 02 6931 8011  
[www.ssa-nsw.org.au](http://www.ssa-nsw.org.au)  
ABN 15 193 274 996

Thursday, 9 June 2022

Mr Greg Tory  
General Manager  
Lachlan Shire Council  
PO Box 216  
Condobolin 2877



Dear Greg,

The Southern Sports Academy (SSA) continues to provide elite young athletes from Southern NSW with cutting edge development programs designed to assist them in their pursuit of higher-level sporting achievements. The Academy has built on its focus of ensuring that athletes that graduate from the Academy do so as more rounded individuals possessing the necessary sporting and life skills to excel in the next phase of their lives.

SSA has been an active facilitator of sport in New South Wales for many years funded primarily through the State Government of the time, together with contributions from LGA's and other valuable partnerships. With the current challenges in mind and knowing that budget decisions may be affected, we felt it important to keep you informed of the academies continued action to support sport and regional youth in southern NSW.

All regional academy (RASi) operations offices with a collective network of 35 staff have been diligently working through Covid to continue giving our 2,500 athletes hope for their future. Our efforts have been well considered against the need to ensure effective mental health initiatives.

From the outset of the pandemic, our academy has maintained a positive outlook that focused on achieving engagement not only with our athletes but also with our many other stakeholders - parents and caregivers, our many volunteers, coaches and administrators, sponsors, Local Government authorities to name a few!

Primary among our strategies was the promotion of our sector-leading educational program (which has been gradually developed through our partnership with Clubs NSW). Each Academy has taken an individual approach with the online courses as the core and added websites, webinars, competitions, recipe ideas, one on one strength and conditioning sessions to the mix.

Every athlete within our programs, their parents/caregivers, brothers and sisters have been able to access these online programs free of charge. As a result, a remarkable (and growing) amount of engagement and positive media coverage has been achieved throughout the State with many outlets asking for further stories and updates. The results demonstrate that necessity can be the catalyst for innovation and efficiency.

SSA have also been active across various social media channels including Facebook, Instagram, Twitter and Team App to facilitate our messages and continue engagement.

Other network actions have included:

- Staff calling athletes individually to check on their mental and physical health and well-being;
- voluntary governance teams meeting regularly to brainstorm ideas and institute change where required;
- Weekly squad Zoom sessions



Reach Your Goals



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[www.ssa-nsw.org.au](http://www.ssa-nsw.org.au)  
 ABN 15 193 274 996

- the activation of school contacts to spread messages and promotion;
- live social media instruction;
- engagement with industry stakeholders for secondary market support.

At a management level and state level, the RASi Board of Directors representing every Academy continues to meet weekly to share ideas and forge a way forward. Individual Boards at regional level are meeting regularly and ideas are shared widely across the network and indeed the sports sector.

RASi has been included as part of the COVID-19 Recovery Group for our sector alongside the Office of Sport, Sport NSW and State Sporting Organisations.

Simply, at an individual and collective level we are taking strong action to ensure the future prosperity of sport and the welfare of our regional youth, and we remain committed to being integral to the economic and social recovery in our State.

Our Academy was very excited to host our inaugural Academy Games in April this year. This brought thousands of athletes, parents, coaches and staff from all over NSW to our region, also giving us the chance to showcase the region. We are looking forward to even bigger and better games in 2023 and 2024.

Since the inception of the Academy in 1992, the collective contributions of LGA's from around the region have been vital not only to the success of the Academy, but also to its survival. Historically the Academy has invited you to contribute to the development of athletes from your Local Government Area by contributing \$200 per athlete to the Southern Sports Academy. We have found that there have been an increased number of councils that have declined to provide assistance, sadly putting at risk the sustainability of the Academy on a broader scale, as such we are extremely appreciative of your continued support.

Your area is currently represented in the Academy by:

Given	Surname	Town	Sport	LGA
Layne	Doyle	Condobolin NSW 2877	Rugby	Lachlan

On behalf of athletes from your region, we look forward to your continued support.

Yours sincerely,

Lincoln Kennedy  
 Chairman

**Immogine Turner**

---

**From:** Josephine KING <JOSEPHINE.L.KING@det.nsw.edu.au>  
**Sent:** Wednesday, 29 June 2022 2:32 PM  
**To:** Council  
**Subject:** Lake Cargelligo NAIDOC Funds.

Good Afternoon,

I am contacting in regard to seeking funds to help run and organise our combined schools NAIDOC Day celebration for Friday 16<sup>th</sup> September.

Unfortunately, this year we missed the window to apply for a grant that normally would be of great assistance but were notified that you may be able to help us.

Looking forward to hearing from you.

*Josie King Thorpe*  
Aboriginal Education Officer  
Lake Cargelligo Central School  
02 68981008

\*\*\* This message is intended for the addressee named and may contain privileged information or confidential information or both. If you are not the intended recipient please notify the sender and delete the message. \*\*\*

## 9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

### 9.1 FY21/22 PROJECT MONTHLY UPDATE FOR JULY/AUGUST

**TRIM Number:** R22/169

**Author:** Manager - Projects and Building

#### PURPOSE

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

#### SUPPORTING INFORMATION

Nil

#### BACKGROUND

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

#### ISSUES AND COMMENTS

Project	Budget	Funding Source	Expend. To Date	Forecast Expend.	Comments
Condobolin and District Historical Museum - Extension to Museum and Display Enhancements	\$77,765	SCCF R3	\$6k	\$77,765	Onsite meeting was held on 20 July 2022. The museum committee presented alternative options which are now being investigated.
Condobolin Works Depot	\$7,246,707.60	\$6,000,000 Loan and remaining \$1.25m from Council reserves	\$2,798,895.36	\$7,246,707.60	Contracts signed. Works commenced 8 March 2021. Ongoing issue with alleged subsoil moisture which is the subject of a formal dispute raised by the contractor. Several requests have been made of the contractor to provide quality assurance evidence, as required under the contract, which remains outstanding. Works have ceased on-site whilst the dispute remains unresolved.

Lachlan Shire Visitor Information Centre	\$4,403,973.00 above includes contingency of \$347,836.03	Growing Local Economies Fund	\$383k	\$4,404,974.00	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. Screw piers and internal drainage line have been installed. Main slab has been poured. Internal drainage, screw piers have been provided to the amenities building.
Lake Cargelligo Hall Upgrade	\$50,000	SCCF R4	\$42.5k	\$50,000	Air Conditioning units have been installed. Door has been repaired, PO issued for alarm system.
Willow Bend Sport Centre – Roof Repair	\$75,000	SCCF R4	\$20k	\$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. Quotes being finalised.
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. Quotes being obtained for the works.

Companion Animal Surrender Cages - Lake Cargelligo	\$50,000	LRCI P3	\$1.7k	\$50,000	Preferred site has been identified and SOW is being finalised. Plans have been finalised, awaiting quotes for the installation.
Tottenham Caravan Park Enhancement	\$155,000	LRCI P3	\$24k	\$155,000	Schedule of works being finalised. Quotes are being obtained for various items. Some items have been purchased and are currently under construction.
Sign Replacement – Lake Cargelligo Foreshore walk	\$50,000	SCCF R3	Nil	\$50,000	Audit undertaken. Meeting was held with relevant parties on Monday 20 June 2022 in Lake Cargelligo. Sign details are now being prepared with the relevant parties.

### Condobolin Works Depot Budget Update

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

Budget	\$7,816,707.60
Contract Value	\$7,246,707.60*
Other Works and Project Management Costs	\$570,000.00
Contingency (included in Contract Value)	\$400,000.00
Approved Variations	\$244,247.14
Remaining contingency	\$7,100.86
Current Expenditure	\$2,798,895.36

*All figures include GST*

*\* Figure includes Contingency*

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

### FINANCIAL AND RESOURCE IMPLICATIONS

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

**LEGAL IMPLICATIONS**

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

**RISK IMPLICATIONS**

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

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

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

**STAKEHOLDER CONSULTATION**

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

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

**OPTIONS**

Not applicable

**CONCLUSION**

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

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

4.2 Strong effective and Responsive Council

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That:

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

## 9.2 BECOMING NSW PUBLIC SPACES CHARTER SIGNATORIES

**TRIM Number:** R22/184

**Author:** Director - Environment, Tourism and Economic Development

### PURPOSE

To inform Council that the NSW Government has developed a NSW Public Spaces Charter (the Charter) and to seek endorsement from Council to become a signatory to the Charter.

### SUPPORTING INFORMATION

The NSW Public Spaces Charter (the Charter)

Letter from Transport for NSW

FAQ's relating to the Charter

### BACKGROUND

The NSW Government has developed the NSW Public Spaces Charter (the charter) to support the planning, design, management and activation of public spaces in NSW. It identifies 10 principles for quality public space.

According to the NSW Government:

*"The Charter reflects and responds to consultation with diverse stakeholders including state agencies, councils, non-government organisations, community, environmental and recreational groups, as well as targeted engagement with Aboriginal peoples, including Elders, Knowledge Holders, representatives from Local Aboriginal Land Councils, councils, Aboriginal community organisations and professionals from the public and private sector.*

...

*While we have developed the Charter for use by anyone involved in the planning, design, delivery or management of public space, we encourage organisations and practitioners to become signatories to it. In becoming a signatory to the NSW Public Spaces Charter, an organisation is showing a commitment to embed the 10 principles when they plan for, design, manage or activate public spaces."*

The Deputy Secretary, Cities and Active Transport from the Transport for NSW (Kiersten Fishburn) has written to Council seeking:

1. *"Confirmation that your council will become a signatory to the NSW Public Spaces Charter.*
2. *Confirmation of the contact details of a member of your council who my staff can coordinate with."*

### ISSUES AND COMMENTS

The Charter identifies 10 principles for quality public space, to support all those who advocate on behalf of, provide advice on, make decisions about, or plan, design, manage and activate public spaces in NSW. The ten (10) principles are:

1. Open and welcoming
2. Community Focused
3. Culture and creativity
4. Local Character and identity
5. Green and resilient
6. Healthy and active



7. Local business and economies
8. Safe and secure
9. Designed for place
10. Well-managed

The Charter is built on the core values of “connection to country”, “equity and inclusion” and “community engagement”.

The NSW Government states that public spaces are:

*“all places publicly owned or of public use, accessible and enjoyable by all free and without a profit motive. They include:*

- *Public open spaces: active and passive (including parks, gardens, playgrounds, public beaches, riverbanks and waterfronts, outdoor playing fields and courts, and publicly accessible bushland)*
- *Public facilities: public libraries, museums, galleries, civic/community centres, showgrounds, and indoor public sports facilities*
- *Streets: streets, avenues and boulevards, squares and plazas, pavements, passages and lanes, and bicycle paths.”*

The NSW Government is encouraging all NSW Government agencies, local government, industry and other organisations across NSW to sign up to the Charter and commit to these principles for quality public space.

Signatories to the Charter will have access to a community of practice and support from the department to apply the Charter, as well as promotional and data sharing opportunities. Signatories will be asked to identify goals for how they would like to embed the Charter principles in their practice and complete a short baseline report to be able to track bi-annual progress against. The purpose of these reports will be to provide the department with a better understanding of:

- how organisations are progressing with the implementation of the Charter
- how the department can provide support to signatories
- a sector-wide snapshot of the sector’s implementation of the Charter.

*“Signatories will be asked to provide feedback to the Department every six months on their progress implementing the Charter. The purpose of this is for the Department to gain an understanding of how the Charter is being implemented, challenges and the outcomes. The reports will be used to help inform our understanding of public space and will not be shared beyond the Public Spaces team, unless we have gained your permission.*

*A template for the report will be provided to signatories.*

*Questions may include:*

- *Over the past six months on a scale of 1 to 5, with 1 being not at all to 5 being very, how effective do you think your organisation has implemented the Charter principles?*
- *Over the past six months on a scale of 1 to 5 with 1 being extremely easy and 5 being extremely difficult, how challenging has it been to implement the Charter in your organisation’s activities?”*

The NSW Government have prepared a draft practitioner’s guide to support Council, should Council choose to sign up to the charter. It gives more information and ideas on how to apply the 10 Charter principles when planning, designing, managing and activating public space.

**FINANCIAL AND RESOURCE IMPLICATIONS**

There are no immediate financial or resource implications associated with becoming a signatory to the charter. The application of the charter may have financial implications on projects as the application of the principles may add to the overall cost, however it is difficult to quantify these costs as the idea is to create a quality public space. There will be resource implications associated with the reporting against the principles of the charter, however these will be covered by the existing staff budget.

**LEGAL IMPLICATIONS**

There are no legal implications associated with becoming a signatory to the charter.

**RISK IMPLICATIONS**

If Council does not sign up to the charter there is a risk that Council may not receive grant funding for public spaces.

**STAKEHOLDER CONSULTATION**

Nil

**OPTIONS**

1. Decide to become a signatory to the NSW Public Spaces Charter (the Charter).
2. Decide not to become a signatory to the NSW Public Spaces Charter (the Charter).

**CONCLUSION**

The NSW Government has prepared the NSW Public Spaces Charter (the Charter) and is asking Council whether they would like to sign up to the charter and look to adopt the ten (10) principles when planning, designing, delivering, managing and evaluating public spaces.

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

CSP 2.3 Encourage business activity

CSP 2.5 Improve the appearance of each town

CSP 3.2 Improved pedestrian and cycle paths

CSP 4.2 Strong effective and responsive Council

CSP 4.4 Strategic management of villages and Crown Reserves

CSP 5.4 Community safety

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That

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

### 9.3 NSW FLOOD PLANNING PACKAGE

**TRIM Number:** R22/187

**Author:** Director - Environment, Tourism and Economic Development

#### PURPOSE

The purpose of this report is to provide Council with an update on the NSW Governments flood-prone land package and to outline the implications of the changes upon Council's land use planning.

#### SUPPORTING INFORMATION

Nil

#### BACKGROUND

The NSW Government's Flood Prone Land Policy (the policy) is set out in the Floodplain Development Manual: the management of flood liable land, April 2005 (the manual). The policy provides that councils are primarily responsible for managing flood risk to reduce the risk to life, property damage and other impacts in their local government areas. It also recognises that flood-prone land may be able to support some types of development.

Section 733 of the *Local Government Act 1993* protects councils from liability if they have followed the principles of the manual.

The NSW Government introduced a package of changes regarding how land use planning considers flooding and flood-related constraints.

The package comprises:

- Considering flooding in land use planning – Guideline July 2021
- Planning Circular PS21-006
- Environmental Planning and Assessment Amendment (Flood Planning) Regulation 2021
- State Environmental Planning Policy Amendment (Flood Planning) 2021
- Section 9.1 Ministerial Local Planning Direction – Flooding

#### ISSUES AND COMMENTS

The effect of the package is that the flood planning clause within Lachlan Local Environmental Plan 2013 has been amended to follow a revised template from the NSW State Government.

The key differences are:

- Reliance on mapping to define the flood planning area has been removed. The FPA is now defined by words only, allowing for multiple Flood Planning Levels.
- Some of the principles outlined in the Floodplain Development Manual (2005) have been strengthened, particularly with regard to management of risk in the PMF and Climate Change.

The old flooding clause in Lachlan LEP 2013 was removed and a new clause was added:

##### *5.21 Flood planning*

*(1) The objectives of this clause are as follows—*

- (a) to minimise the flood risk to life and property associated with the use of land,*
- (b) to allow development on land that is compatible with the flood function and behaviour on the land, taking into account projected changes as a result of climate change,*
- (c) to avoid adverse or cumulative impacts on flood behaviour and the environment,*
- (d) to enable the safe occupation and efficient evacuation of people in the event of a flood.*

*(2) Development consent must not be granted to development on land the consent authority considers to be within the flood planning area unless the consent authority is satisfied the development—*

- (a) is compatible with the flood function and behaviour on the land, and*
- (b) will not adversely affect flood behaviour in a way that results in detrimental increases in the potential flood affectation of other development or properties, and*
- (c) will not adversely affect the safe occupation and efficient evacuation of people or exceed the capacity of existing evacuation routes for the surrounding area in the event of a flood, and*
- (d) incorporates appropriate measures to manage risk to life in the event of a flood, and*
- (e) will not adversely affect the environment or cause avoidable erosion, siltation, destruction of riparian vegetation or a reduction in the stability of river banks or watercourses.*

*(3) In deciding whether to grant development consent on land to which this clause applies, the consent authority must consider the following matters—*

- (a) the impact of the development on projected changes to flood behaviour as a result of climate change,*
- (b) the intended design and scale of buildings resulting from the development,*
- (c) whether the development incorporates measures to minimise the risk to life and ensure the safe evacuation of people in the event of a flood,*
- (d) the potential to modify, relocate or remove buildings resulting from development if the surrounding area is impacted by flooding or coastal erosion.*

*(4) A word or expression used in this clause has the same meaning as it has in the Considering Flooding in Land Use Planning Guideline unless it is otherwise defined in this clause.*

*(5) In this clause—*

*Considering Flooding in Land Use Planning Guideline means the Considering Flooding in Land Use Planning Guideline published on the Department's website on 14 July 2021.*

*flood planning area has the same meaning as it has in the Floodplain Development Manual.*

*Floodplain Development Manual means the Floodplain Development Manual (ISBN 0 7347 5476 0) published by the NSW Government in April 2005.*

The package does not change the way Council considers flood impacts up to the 1% AEP (Annual Exceedance Probability).

The package requires consideration of impacts of climate change through the introduction of Clause 5.21 (3)(a). To that end, consideration of the impacts of climate change will be built into new flood models as flood studies are renewed and revised.

The package also requires consideration of evacuation (or refuge) for all development on flood affected land, up to the Probable Maximum Flood (PMF) through new clauses 5.21 (2)(c) and 5.21 (3)(c). Refuge generally applies to small catchments subject to severe flash flooding, which is not generally the case in the Lachlan Shire. Provision and consideration for evacuation is therefore a key requirement.

In the townships, evacuation generally is covered by the identification of a continually rising escape route to an evacuation centre.

The Lachlan DCP 2018 provides an avenue for Council to guide development applications. The Flood Planning Area nominated in the DCP is the 1% AEP event + (unspecified dimension) freeboard. The freeboard would be adopted from the starting position of the Floodplain Development Manual which is 500mm.

The DCP discourages residential subdivision unless each lot contains a flood free building envelope and internal access above the 1% AEP event. The DCP discourages subdivision where new residential lots increase the intensity of development in the flood planning area or would result in unsustainable social and economic costs to the community.

The DCP is not incompatible with the flood package and the new LEP, except it does not currently give guidance on the requirement to consider evacuation (for any development). This means that development applications are assessed for this issue on merits against the provisions of the LEP, which may require iteration of development applications as they occur.

It is therefore recommended that Council amend the DCP to include flood planning controls that are commensurate with the new package and to include mapping of the relevant Flood Planning Levels to assist applicants in providing the information required for assessment.

## **FINANCIAL AND RESOURCE IMPLICATIONS**

There are no financial implications for Council associated with the flood planning package beyond the adopted budget. Any amendments to the Lachlan DCP can be carried out within Council's adopted budget for the 22.23 FY.

## **LEGAL IMPLICATIONS**

The NSW Flood Planning Package has amended the relevant legislation, including Lachlan LEP 2013. Legal advice was obtained regarding Council's planning certificates to ensure the certificates address the new requirements.

## **RISK IMPLICATIONS**

Section 733 of the Local Government Act 1993 provides councils with a limited protection from liability if they have followed the principles of the Floodplain Development Manual. The new guideline states:

*"As councils undertake or update studies under the Flood Risk Management (FRM) process or obtain additional flood information, this information could support councils with the implementation of this guideline. Councils do not need to apply both flood planning categories outlined in this guideline in their land use planning documents. Councils are required to use the 'Flood Planning Area' (FPA) category and associated standard instrument clause but have discretion in the use of the 'Special Flood Considerations' (SFC) category in their land use planning documents."*

## **STAKEHOLDER CONSULTATION**

Any amendments to the DCP will need to be notified in accordance with Council's adopted Community Participation Plan.

## **OPTIONS**

1. Decide to amend Lachlan DCP 2018 to include flood planning controls and mapping.
2. Decide not to amend Lachlan DCP 2018 to include flood planning controls and mapping.

## **CONCLUSION**

The NSW Government have introduced a new flood planning package which introduces a number of changes to planning legislation and guidelines. As a result of these changes it is recommended that Council update the DCP to include flood planning controls and mapping which will assist developers through the Development Application process.

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

4.2 Strong effective and Responsive Council

5.4 Community Safety

## ATTACHMENTS

Nil

### RECOMMENDATION

That

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

**9.4 DEVELOPMENT DATA JUNE 2022****TRIM Number:** R22/188**Author:** Manager- Town Planning**PURPOSE**

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

**SUPPORTING INFORMATION**

Council's Development Application Data.

**BACKGROUND**

During the month of June 2022 there was one (1) application lodged with a value totalling \$0. Two (2) approvals were issued within this time.

***Development Applications and Complying Development Certificates Approved in June 2022.***

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2022/12	Construction of an Industrial Storage Shed	10 Wiradjuri Way, Condobolin	\$230,000	Delegated Authority
DA 2022/16	Two Lot Torrens Title Subdivision	34 Uabba Street, Lake Cargelligo	\$0	Delegated Authority
<b>TOTAL No. OF APPROVED DEVELOPMENTS</b>	<b>2</b>		<b>\$230,000</b>	

***Comparison to Previous Year: Applications Approved June 2021***

Total **Number** of Applications **approved in June 2021:** 1

Total **Value** of Applications **approved for June 2021:** \$1,000,000

***Development Applications and Complying Development Certificates Received in June 2022.***

Development Identifier	Development Description	Location	Value
DA 2022/15	Home Business	96 Canada Street, Lake Cargelligo	\$0
<b>TOTAL</b>	<b>1</b>		<b>\$0</b>

**Comparison to Previous Year: Applications Received June 2021**

Total Number of Applications **received in June 2021:** 10

Total Value of Applications **received for June 2021:** \$2,848,505

**Processing Times for Approvals**

A total of sixty-three (63) approvals were issued the 2021/2022 financial year at an average of 35 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. This is up 53.7% on the amount of approvals issued during the 2020/2021 financial year (forty-one (41) approvals were issued in the 20/21FY).

**ISSUES AND COMMENTS**

No foreseeable issues.

**FINANCIAL AND RESOURCE IMPLICATIONS**

All fees associated with the applications referred to herein have been paid.

**LEGAL IMPLICATIONS**

None anticipated.

**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 \$17,483,727 for applications approved in the 2021/2022 financial year. This is an increase of \$9,487,010 on the development value of applications approved in the 2020/2021 financial year (which was \$7,996,717).

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

Community Strategic Plan - 4.2 Strong Effective Responsive Council.

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That:

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



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

**TRIM Number:** R22/199

**Author:** Manager- Town Planning

### **PURPOSE**

The purpose of this report is to inform Council of the outcome of the public exhibition period and to seek Council's endorsement to finalise the Planning Proposal to amend Lachlan Local Environmental Plan 2013 (LLEP 2013) by allowing "Vehicle Repair Station" as a permitted use on Lots 68, 69 and 162 in DP 753968, known as 48 Brownies Lane, Tottenham.

### **SUPPORTING INFORMATION**

Nil

### **BACKGROUND**

At the 30 June 2021 Council Meeting, Council endorsed (Report 21/157) the preparation and lodgement of a planning proposal to amend Lachlan Local Environmental Plan (LEP) 2013, to have "Vehicle Repair Station" listed as an Additional Permitted Use in Schedule 1 at 48 Brownies Lane, Tottenham, being Lots 68, 69 and 162 DP 753968 ("the site"). The site is currently zoned R5 Large Lot Residential pursuant to Lachlan LEP 2013.

The Planning Proposal (PP) was subsequently prepared by staff and then lodged (PP-2021-7482) via the Online Planning Portal System.

A gateway determination was issued by the Department of Planning, Industry and Environment dated 18 February 2022. As part of the determination the following conditions were applied:

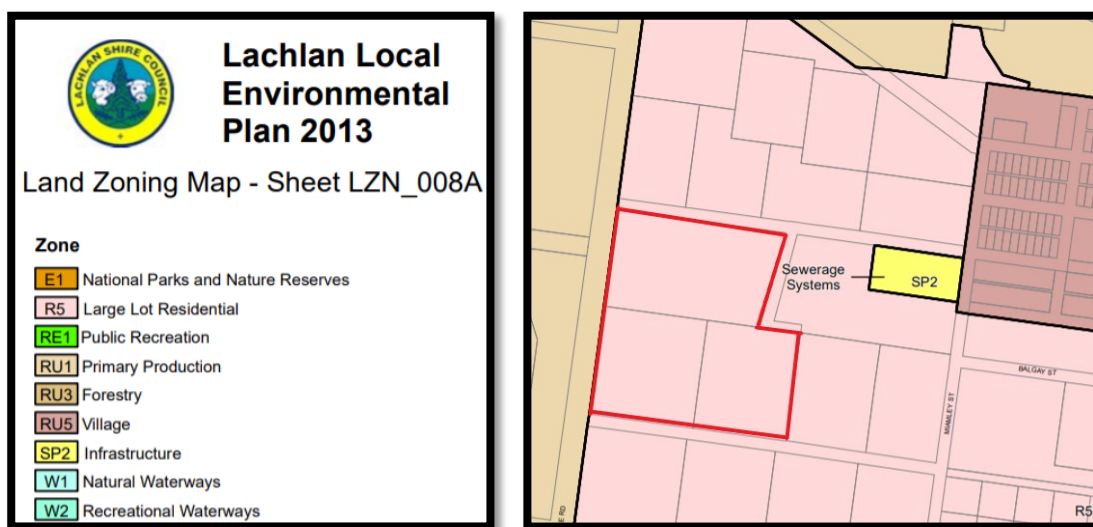
1. *Prior to exhibition the planning proposal is to be updated to include the following: (a) address services and infrastructure utilities to support the proposed Vehicle Repair Station; and (b) the Project Timeline.*
2. *Public exhibition is required under section 3.34(2)(c) and clause 4 of Schedule 1 to the Act as follows:*
  - (a) *the planning proposal is categorised as standard, as described in the Local Environmental Plan Making Guidelines (Department of Planning, Industry and Environment, December 2021) and must be made publicly available for a minimum of 28 days; and*
  - (b) *the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in Local Environmental Plan-Making Guidelines (Department of Planning, Industry and Environment, 2021).*
3. *No consultation is required with public authorities or government agencies under section 3.34(2)(d) of the Act*
4. *Prior to finalisation an additional permitted use map is required to be prepared in accordance with Standard Technical Requirements for Spatial Datasets and Maps dated August 2017.*
5. *A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).*
6. *The Council as the planning proposal authority is authorised to exercise the functions of the local plan-making authority under section 3.36(2) of the Act subject to the following:*

- (a) the planning proposal authority has satisfied all the conditions of the gateway determination;
- (b) the planning proposal is consistent with applicable directions of the Minister under section 9.1 of the Act or the Secretary has agreed that any inconsistencies are justified or of minor significance; and
- (c) there are no outstanding written objections from public authorities.

## ISSUES AND COMMENTS

The preparation and lodgement of the planning proposal was completed in accordance with Section 3.33 of the Environmental Planning and Assessment Act 1979 and the relevant guidelines prepared by the Department of Planning, Industry and Environment (“the Department”).

The required mapping will be prepared for Council by the Department of Planning and Environment. An extract of the Land Zoning Map – Sheet LZN\_08A, is provided in Figure 2, below. The site is currently zoned R5 Large Lot Residential.



1. Figure 2 – Land Zoning Map and Sheet LZN\_8A

Prior to public exhibition, a revised planning proposal was prepared, addressing the requirements of the gateway determination and was forwarded to the Department of Planning and Environment for review and approval.

The planning proposal was publicly exhibited, in accordance with the gateway determination, and Council’s Community Participation Plan and no submissions were received.

Council has been authorised, as the local plan making authority, to exercise the functions under Section 3.36(2) of the Environmental Planning and Assessment Act 1979, provided the following matters of Condition 6 of the gateway determination have been resolved:

- (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
- (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
- (c) there are no outstanding written objections from public authorities.

In relation to point (a) above, all of the conditions of the gateway determination have been satisfied.

In relation to point (b) above, the planning proposal is now considered consistent with Section 9.1 Directions and an approval to exhibit the planning proposal was provided by the Department.

In relation to point (c) above, there are no outstanding written objections from public authorities.

Once the planning proposal has been adopted by Council, a request will be made that the legal instrument (the LEP) be drafted by the Parliamentary Counsel's Office (PCO). Once an Opinion has been issued by the PCO that the plan can be legally made, the LEP can be made.

### **FINANCIAL AND RESOURCE IMPLICATIONS**

The preparation and lodgement of the Planning Proposal has been carried out within Council's adopted budget. No additional financial or resource implications are expected in the finalisation of the Planning Proposal.

### **LEGAL IMPLICATIONS**

The addition of "Vehicle Repair Station" in Schedule 1 - Additional Permitted Uses of LLEP 2013 at 48 Brownies Lane, Tottenham (being Lots 68, 69 and 162 DP 753968) will mean that a vehicle repair station is permissible with development consent on the site.

A Development Application for a vehicle repair station on the site will be required, following the completion of the planning proposal process and the amendment of LLEP 2013.

### **RISK IMPLICATIONS**

The owners preferred site for a vehicle repair station cannot be considered at the moment as the zoning of the site does not currently permit the development. If the planning proposal does not proceed a DA could not be considered for a vehicle repair station on the site.

### **STAKEHOLDER CONSULTATION**

Public exhibition, as required under Section 3.34(2)(c) and Schedule 1, Clause 4 of the Environmental Planning and Assessment Act 1979, was undertaken for a period of 28 days (between 21 April 2022 – 17 May 2022). In accordance with Section 6.5.2 of *"A guide to preparing local environmental plans"* the proposal was exhibited in the Condobolin Argus, Lake News, on Lachlan Shire Council's Website and the online planning portal.

The public consultation that was undertaken meets the requirements of Council's adopted Community Participation Plan (CPP).

No public submissions were received as part of the public consultation and exhibition period.

No public agency consultation was required to be undertaken.

### **OPTIONS**

1. Endorse the finalisation of the planning proposal to amend Lachlan Local Environmental Plan 2013 (LLEP 2013) allowing "Vehicle Repair Station", as an Additional Permitted Use in Schedule 1 at 48 Brownies Lane, Tottenham, being Lots 68, 69 and 162 DP 753968.
2. Decide that Council will not progress with amending Lachlan Local Environmental Plan 2013 to allow a "Vehicle Repair Station" to be permissible at 48 Brownies Lane, Tottenham, being Lots 68, 69 and 162 DP 753968

### **CONCLUSION**

This report informs Council on the outcome of public exhibition process and seeks Council's endorsement to amend Lachlan Local Environmental Plan 2013 (LLEP 2013) to allow "Vehicle Repair Station" to be permissible on the site as an Additional Permitted Use in Schedule 1 of the LEP. The amendment will be carried out through the finalisation of the planning proposal and the making of the LEP. This will allow a vehicle repair station to be permitted with consent on the site, being Lots 68, 69 and 162 DP 753968 being 48 Brownies Lane, Tottenham.

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

4.2 Strong effective and responsive Council

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That:

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

## **10 INFRASTRUCTURE SERVICES**

### **10.1 FY21/22 ROADWORKS MONTHLY UPDATE FOR JUNE**

**TRIM Number:** R22/196

**Author:** Manager - Roads

#### **PURPOSE**

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

#### **SUPPORTING INFORMATION**

Nil

#### **BACKGROUND**

Advice has been received from Transport for NSW that the project completion time for all Fixing Local Roads projects has been extended by six months. This is particularly significant for the three projects that were approved in Round 1, namely;

- Condobolin School Precinct
- Harding Ave/Busby St reconstruction
- Officers Parade upgrade

These projects were originally required to be completed by September 2022 but with the extension can now be completed by March 2023. This will enable the projects to be programmed sequentially rather than concurrently which will reduce the amount of traffic disruption around Condobolin occurring at the same time. It should also be noted that there are other projects in or near Condobolin which need to be completed over the next few months that will also cause some traffic disruptions, namely:

- Visitor Information Centre carpark and Lachlan Valley Way, Gipps Way culvert and intersection upgrades
- Henry Parkes Way, Kiacatoo Road and Silos Road intersection upgrades
- Condobolin High School Safety upgrade

#### **ISSUES AND COMMENTS**

##### **Road Construction**

Smythes culvert, MR 57S Lachlan Valley Way. A further twenty-nine of the 130 culverts were delivered to site for Smythes culvert in early July. The contractors, McMahon Services, are preparing the base for the culverts. They have excavated for the base slab and are currently preparing the blinding slab, prior to pouring the foundation slab. Works on the Murie Creek Culverts will be deferred until McMahon Services is able to develop an appropriate Construction methodology. Traffic will be diverted from the Side track back on to the Gipps Way.

MR 57S Lachlan Valley Way and The Gipps Way. Reconstruction of this intersection is in progress. The new formation is at final level and the road pavement is currently being constructed. Traffic is being managed through the construction site with stop/go control and single lane traffic flow. Part of this project is being funded through TfNSW Repair program for regional roads an extension of time has been sort and granted to enable the project to be completed in the new FY22/23 financial year.

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

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

Maitland Street/Boona Road intersection. The realignment of the intersection and final section of widening on Maitland Street has been sealed and line marked. Final tidy up of the site will be completed this month. This will complete this project. The final 100 metres of Maitland Street adjacent to residential properties will be resealed as part of the urban sealing program in the FY22/23.

McDonnell/Molong/William Streets – Condobolin School Precinct. The kerb for the majority of new median islands have been completed with only some smaller “tear drop” islands to be constructed. Road formation is in progress on McDonnell, Molong and William St with new and replacement footpath currently being constructed in Molong and William Street.

Foster Street, Lake Cargelligo. The contractor has installed stormwater pipes from the Lake to Foster Street, near Bridge Street lane. Pipe installation between Lorne and Reef Street has also commenced. Works will pause through the month of July and recommence in August.

### **Road Maintenance**

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

### **Works undertaken in June**

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following unsealed roads**
  - All Roads
    - nil
- **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 foundation construction in progress
    - MR 57S Lachlan Valley Way/The Gipps Way – Repair/Block grant – formation of intersection alignment is underway
    - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement precast components being manufacturing continuing
  - Shire Roads and Town Streets
    - SR 230 Lachlan Valley Way – FLR/RTR – pavement construction is continuing
    - Condobolin School Precinct – FLR/RTR – Road construction is underway on McDonnell St, Molong St and William St.
    - Visitor Information Centre – Regional NSW – completion of car park formation is on hold to allow area to dry sufficiently to complete work.
- **Road reseals/sealing**
  - Main Roads
    - nil
  - Urban Streets
    - Maitland Street, Boona Road intersection – two coat seal has been completed

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
  - Main Roads
    - nil
  - Shire Roads
    - SR 2 Hunts Road – maintenance grading
    - SR 11 Moira Vale Road – maintenance grading
    - SR 25 Kerriwah Road – maintenance grading
    - SR 91 Marsden Road – flood damage repairs
    - SR 97 Driftway Road – flood damage repairs
    - SR 101 Corinella Road – flood damage repairs
    - SR 135 Wardy Bus Lane – flood damage repairs
    - SR 137 Yapoona Road – flood damage repairs
    - SR 151 Mudda Rocks Road – flood damage repairs
    - SR 154 Tuggerabach Road – flood damage repairs
    - SR 155 Monument Flats Road – flood damage repairs
    - SR 156 Banool Road – flood damage repairs
    - SR 161 Bygalore Road – flood damage repairs
    - SR 162 Ugalong Road – flood damage repairs
    - SR 343 Willis Lane – maintenance grading
    - SR 377 Waitohi Lane – flood damage repairs
    - SR 1139 Weja Road – flood damage repairs
  
- **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/slashing
    - MR 57S The Gipps Way – pothole patching
    - MR 231 Wyalong Road – slashing
    - MR 347 Dandaloo Road – pavement failure repairs
    - MR 423 Lachlan Valley Way (Lake to Murrin Bridge) – pothole patching
    - MR 461 Henry Parkes Way north – slashing
    - RR 7513 Lake Cargelligo Road – pothole patching
    - RR 7514 Kiacatoo Road – pothole patching
  - Shire Roads
    - SR 5 Lansdale Road – pothole patching
    - SR 25 Kerriwah Road – slashing
    - SR 45 Boona Road – slashing
    - SR 230 Lachlan Valley Way – slashing
    - SR 341 Gum Bend Road – slashing
    - SR 1169 Bobadah Road – vegetation control

## Works in progress July

- **Heavy patching, re-sheeting and grade water and roll in progress on the following unsealed roads**
  - Main Roads
    - nil
  - Shire Roads
    - SR 45 Boona Road – gwr and 3 km gravel re-sheeting
    - SR 46 Carawatha Road - gwr
- **Road and culvert reconstruction and sealing in progress on the following roads**
  - Main Roads
    - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement manufacture of precast units continuing
    - MR 57S The Gipps Way/Lachlan Valley Way – Repair/Block grant – intersection realignment, commencement of slab construction for installation of culverts
  - Shire Roads
    - SR 230 Lachlan Valley Way – FLR/RTR – pavement construction and culvert installation continuing
  - Town Streets
    - Condobolin School Precinct – FLR/RTR – Reconstruction of McDonnell St, Molong St and William St continuing. Installation of footpath on Molong Street in progress
- **Road reseals/sealing**
  - Rural Roads
    - nil
  - Town Streets
    - Sealing of McDonnell, Molong and William Streets
- **Maintenance grading/sucker removal/storm damage repairs in progress on the following roads**
  - Main Roads
    - nil
  - Shire Roads
    - SR 11 Moira Vale Road – maintenance grading
    - SR 49 Myamley Road – maintenance grading
    - SR 50 Vermont Hill Road – maintenance grading
    - SR 51 Eremeran Road – maintenance grading
    - SR 52 Wirrinun Road – maintenance grading
    - SR 53 Mumbil Tank Road – maintenance grading



- SR 56 Bimbella Road – bog-hole repair
- SR 67 Carlisle-Trundle Road – bog-hole repair
- SR 92 Longingettin Road – bog-hole repair
- SR 303 Gleninga Road – maintenance grading
- SR 333 Rosedale Road – maintenance grading
- SR 334 Wylona Road – maintenance grading
- SR 382 Bloomfield Road – bog-hole repair
- SR 1006 Brotherony Road – maintenance grading
- SR 1144 Weelah Road – maintenance grading
- SR 1145 Burcher Road – maintenance grading
- **Shoulder grading/slashing/vegetation control and patching in progress on the following sealed roads**
  - All Roads
    - nil

#### **Works planned for August**

- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
  - Main Roads
    - nil
  - Shire Roads
    - SR 1187 Palesthan Road – gwr and gravel re-sheeting 5 km
- **Road resealing/sealing**
  - Main Roads
    - MR 57S The Gipps Way/Lachlan Valley Way intersection sealing
  - Shire Roads
    - nil
- **Road and culvert reconstruction and sealing to be undertaken on the following roads**
  - Main Roads
    - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement manufacture of precast units continuing
    - MR 57S The Gipps Way/Lachlan Valley Way – Repair/Block grant – intersection realignment, completion of slab construction for Smythes culvert and installation of culverts
    - MR 461 Henry Parkes Way/Maitland St and Silo Roads – HVSP/Block grant widening
  - Shire Roads
    - SR 120 Merribogie Road – FLR/RTR – road widening 4 km
    - SR 230 Lachlan Valley Way – FLR/RTR - road construction for 10 km of seal extension

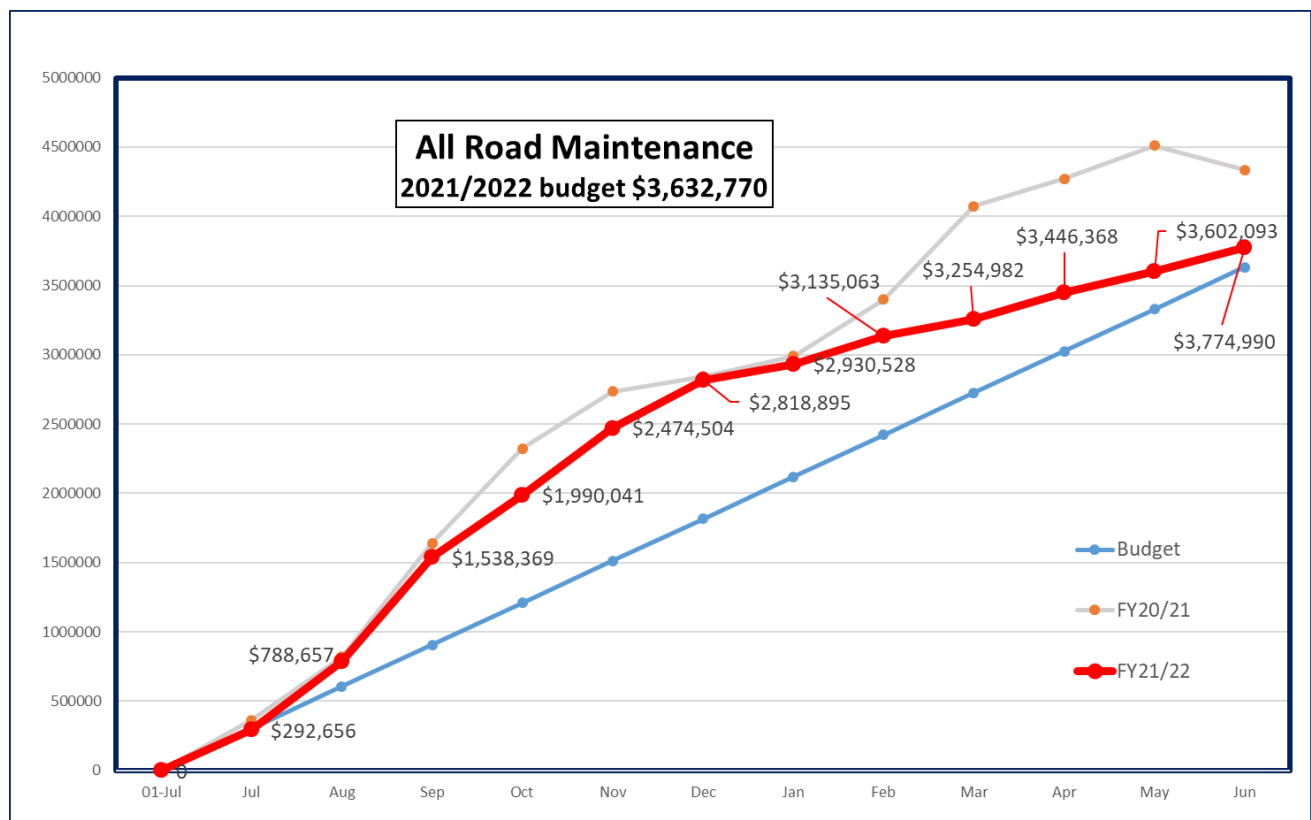
- Town Streets
  - Visitor information centre – Regional NSW – completion of carpark construction
  - Busby St/Harding Ave, Condobolin – FLR – kerb and gutter replacement and street reconstruction
  - Officers Parade – FLR/RTR – stormwater installation
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
  - Main Roads
    - nil
  - Shire Roads
    - SR 13 Millridge Road – maintenance grading
    - SR 35 Larkings Road – maintenance grading
    - SR 54 Tinda Tank Road – maintenance grading
    - SR 261 Glenoma Road – maintenance grading
    - SR 262 Bush Home Road – maintenance grading
    - SR 268 Linton Road – maintenance grading
    - SR 350 Arundel Road – maintenance grading
    - Plus roads not completed in July
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
  - All Roads
    - Ongoing pothole patching

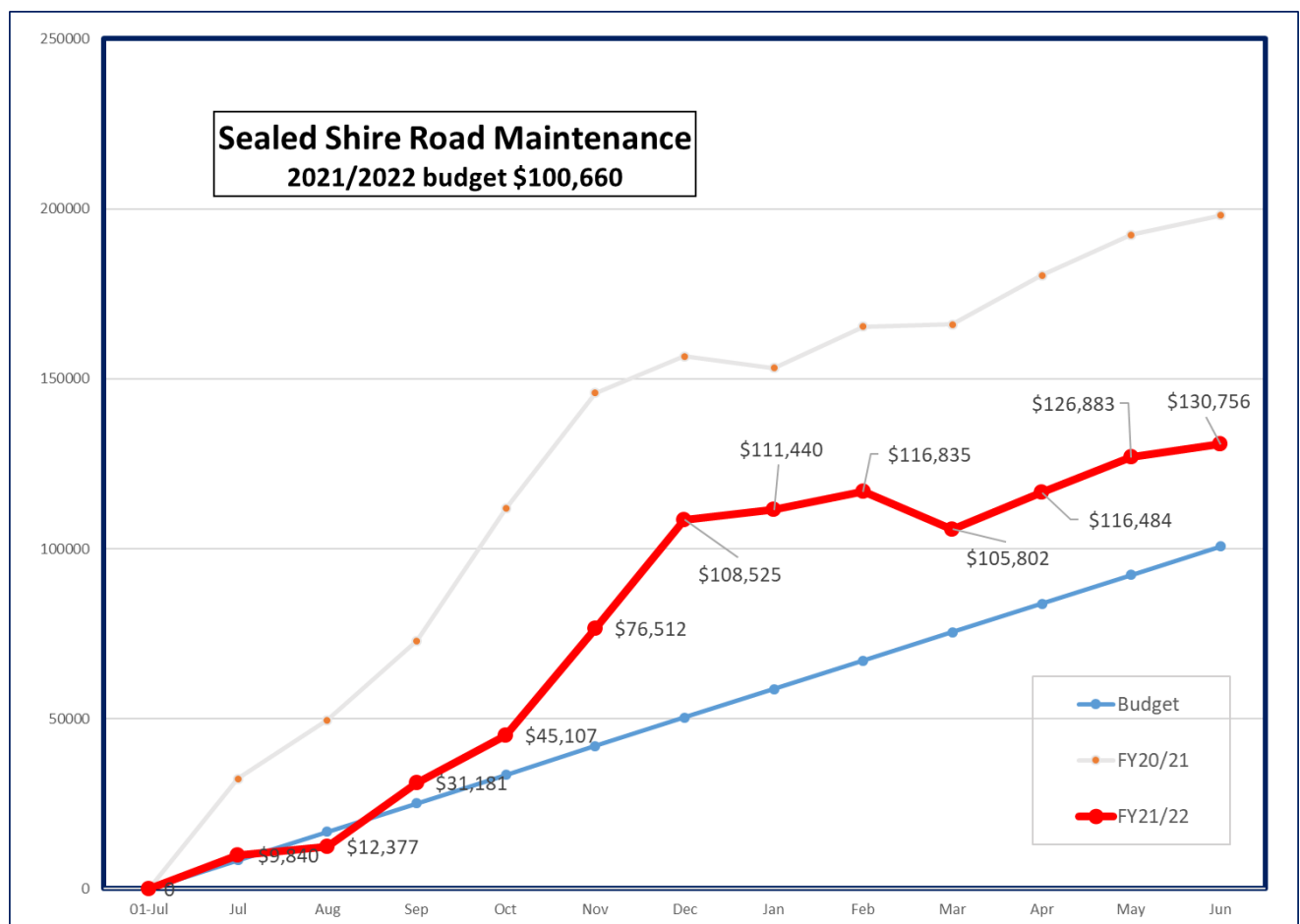
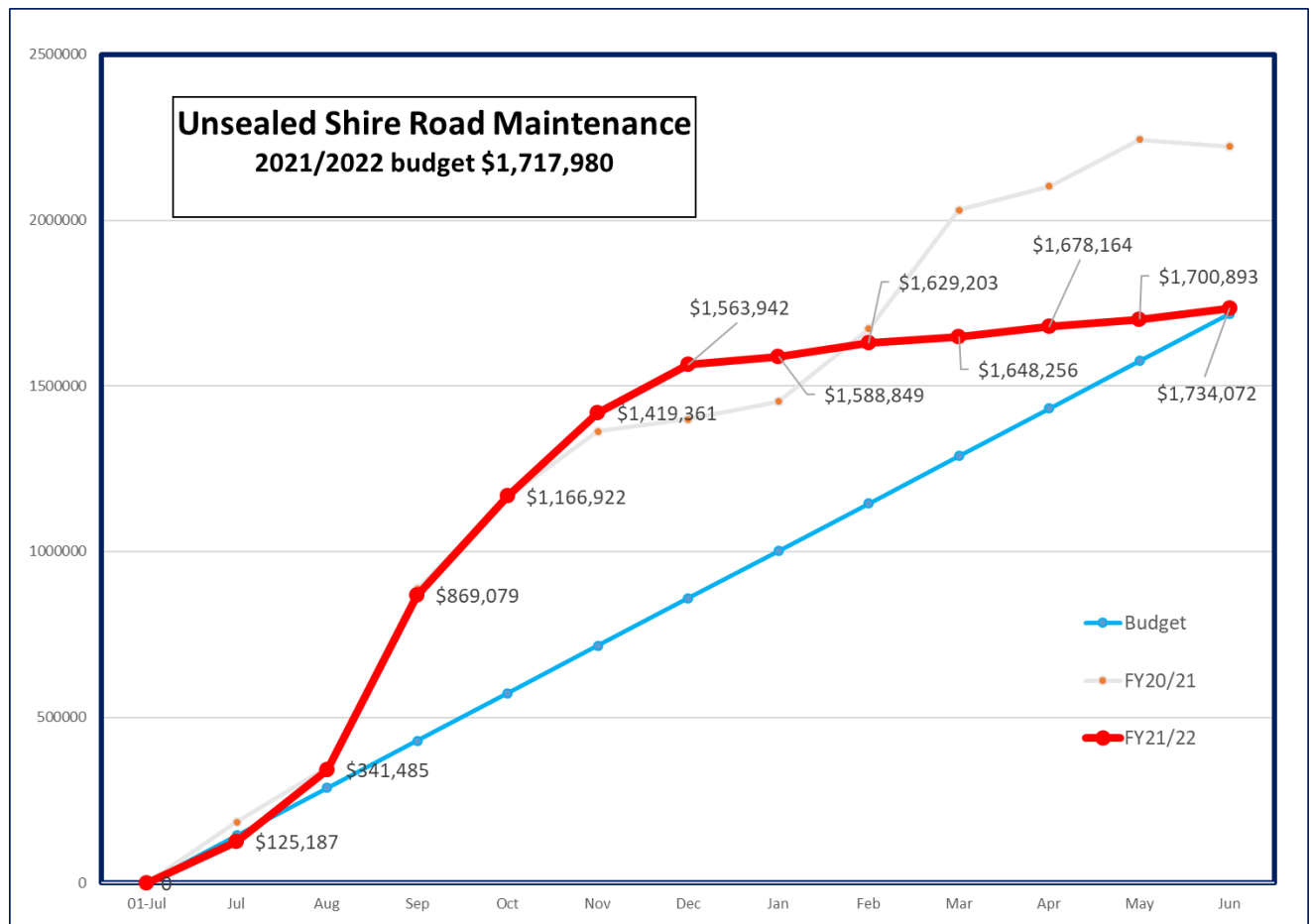
**FINANCIAL AND RESOURCE IMPLICATIONS**

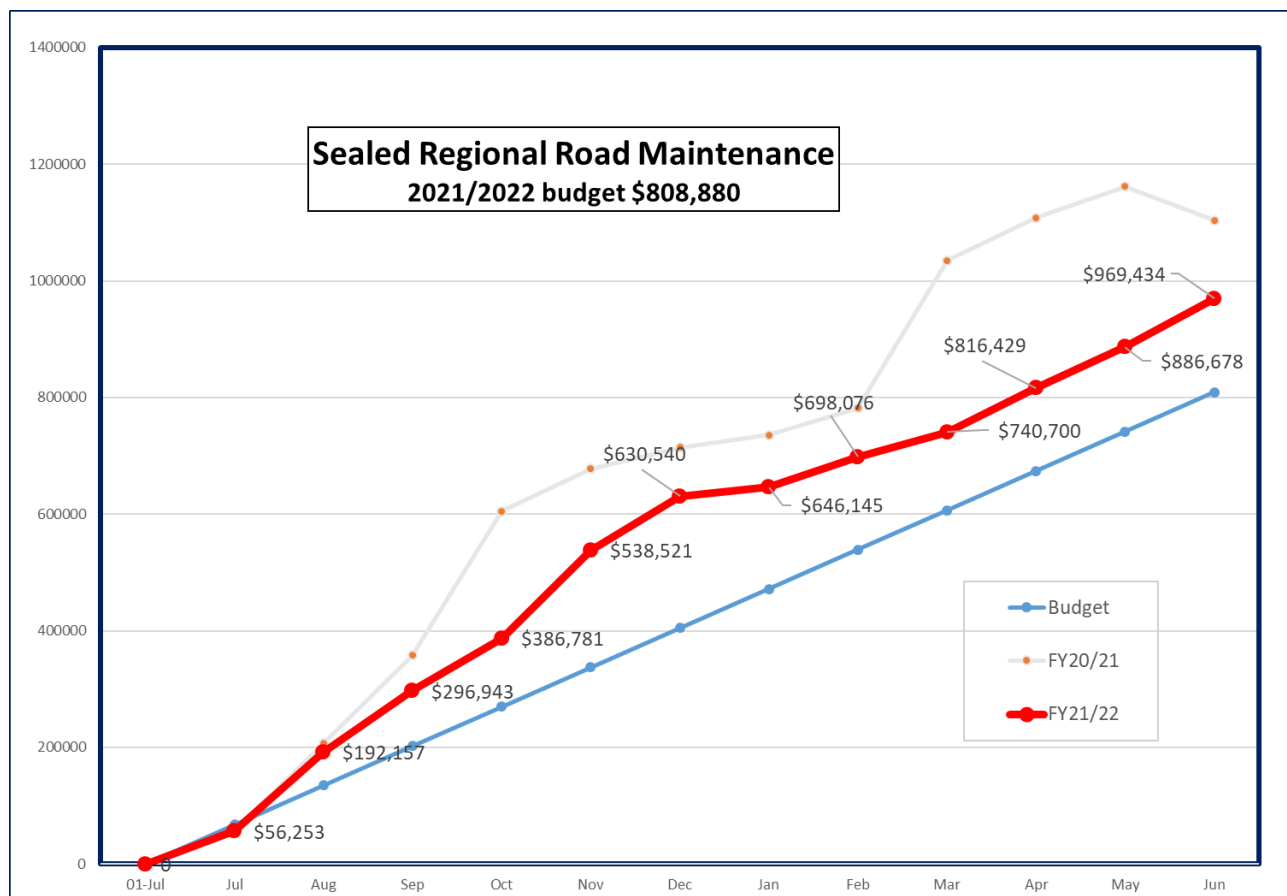
<b>CONSTRUCTION PROJECTS</b>					
<b>Regional Roads</b>					
<b>Project</b>	<b>Budget</b>	<b>Funding source</b>	<b>Expend to date</b>	<b>Forecast Expend</b>	<b>Comments</b>
Regional Roads, reseals	\$447k	TfNSW Block Grant	\$386k	\$386k	8 of 10 segments on Fifield Road completed. Cold weather will prevent further work being undertaken.
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$127k	\$127k	<b>Completed</b>
MR 461 William St / MR 57S Lachlan St intersection reconstruction	\$260k	TfNSW Block Grant \$150k, RTR \$110k	\$22k	\$22k	Design still be finalized. Due to commitment on other projects work will not commence until FY22/23.
MR 371 Foster St, Lake Cargelligo, Lake St to Lorne St reconstruction	\$3.6m	FY 21/22 and 22/23 RTR \$500k, State Government funding \$2,800k, LRCI \$300k	\$477k	\$500k	Contractor commenced on site in early June. Project will be completed in FY22/23
MR 57N The Bogan Way, widening 28 km	\$2.985m	FCR \$2.686m, TfNSW Block Grant \$299k	\$965k in FY20/21, \$2.103k in FY21/22 <b>Total \$3.068m</b>	\$3.068m	Widening and seal completed on last 12 km at Tullamore end of project. Over expenditure to be funded from Block Grant. Project will be completed in FY22/23.
MR 57S The Gipps Way, Nerathong Bridge replacement	\$2.808m	FCR \$2.387m, TfNSW Block Grant \$421k	\$89k in FY20/21, \$355k in FY21/22 <b>Total \$444k</b>	\$444k	Detailed design has been finalised. Construction of precast components in progress. Project will be completed in FY 22/23.
MR 57S, MR 377, Condobolin Freight Betterment and Visitor Centre road works	\$1.203m FY20/21, \$8.196m FY21/22	Funding for FY21/22: Regional NSW funding \$5,971k, TfNSW Block grant \$1,553k, TfNSW Repair \$400k, RTR \$272k	\$1.235m pre 1 July 2021. \$2.164m in FY21/22 <b>Total \$3.399m</b>	\$3.6m	Bypasses for Murie and Smythes culverts are in operation. The Gipps Way/Lachlan Valley Way intersection realignment being constructed. Project will be completed in FY22/23.
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	\$102k	Intersection construction work will commence when staff resources are available. Project will be completed in FY 22/23.

CONSTRUCTION PROJECTS					
Local Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Local Roads reseals/ heavy patching					
SR 3 Tabratong Crossing Road			\$64k		600 m heavy patch with primer seal. <b>Complete</b>
SR 74 Derriwong Road			\$126k		2.6 km of shoulder re-sheeting and 4.0 m wide reseal. <b>Complete</b>
SR 124 Crown Camp Road			\$128k		600 m reconstruction and widen and seal. <b>Complete</b>
<b>Total</b>	\$280k	FAG Roads \$280k	<b>\$318k</b>	\$318k	Over expenditure to be funded from the FAG grant
Local Roads Gravel re-sheets					
SR 106 Fitzgerald Road			\$14k		<b>Complete</b>
SR 124 Crown Camp Road		Special Rate Variation	\$223k		<b>Complete</b>
<b>Total</b>	\$200k	\$200k	<b>\$237k</b>	\$237k	Over expenditure to be funded from the FAG grant
Grace Street, Lake Cargelligo, reconstruct and widen	\$600k	RTR	\$581k	\$600k	Vehicle crossing work to be completed
SR 1029 Tullibigeal Road, extend seal 26km - stage 1 & 2 combined	\$4.173m	FRC \$1,868.5k, RTR \$2,182.5k, <b>Total \$4.051m</b>	\$2,919k pre 1 July 2021, \$1,132k FY21/22, <b>Total \$4.051m</b>	\$4.051m	<b>Complete</b>
Maitland Street HV upgrade	\$1.422m	FRC \$765k, RTR \$657k	\$1,020k pre 1 July 2021, \$437k in FY21/22, <b>Total \$1.37m</b>	\$1.48m	Maitland St/Boona Road intersection reconstruction in progress. Over expenditure to be funded from RTR.
SR 120 Merri bogie Road widen and reseal	\$1.4m	Fixing Local Roads \$1,260k, RTR 140k	\$649k	\$649K	Project will be completed in FY22/23
SR 230 Lachlan Valley Way, 10 km seal extension	\$1.3m FY21/22, \$700k FY22/23	Fixing Local Roads \$1.9m, RTR \$100k	\$326k	\$600k	Gravel cartage and pavement construction in progress. Project will be completed in FY22/23
Busby St/Harding Ave reconstruction	\$800k	Fixing Local Roads	\$23k	\$23k	Waiting for availability of kerb and gutter contractor. Project will be completed in FY22/23
Condobolin School Precinct	\$1.680m	Fixing Local Roads \$1,360k, RTR \$50k, FAG Roads \$270k	\$619k	\$650k	Excavation for centre islands in progress. Project will be completed in FY22/23
Officers Parade upgrade	\$1.0m	Fixing Local Roads \$600k, RTR \$400k	\$169k	\$200k	Project will be completed in FY22/23

FUNDING SOURCES					
Funding Source	Amount	Contribution	% spent	Used by	Comments
Roads to Recovery	\$2.637m	100% Federal grant	60.0%	30-Jun	Year 3 of five program. Unspent allocation will be carried over for FY22/23
TfNSW Block and Supplementary Grants	\$3.132m	100% TfNSW	100.0%	30-Jun	Budget will be 100% spent by 30 June
TfNSW Traffic Facilities	\$147k	100% TfNSW	122.0%	30-Jun	Overspend to be funded from TfNSW block grant
TfNSW repair	\$400k	100% TfNSW	100%	31-Jul	Extension of time confirmed by TfNSW for this project
FAG Roads	\$3.28m	100% Federal grant	100.0%		To reserve if not used by 30 June.







## LEGAL IMPLICATIONS

Roads Act 1993 and Roads Regulations 2008

## RISK IMPLICATIONS

Delays with the supply of goods and the lack of availability of contractors is the major risk at present for the continuation of the capital works program. This has been minimised by getting contracts in place for specialised construction work and the early ordering of goods such as concrete pipes and culverts. However, some delays are still occurring as the road construction industry is extremely busy.

## STAKEHOLDER CONSULTATION

Roads to Recovery grant program officers, TfNSW Parkes Regional Office, Restart NSW program officers. Media Releases and Council news columns will continue to update the community on works that are likely to cause significant traffic impacts. Targeted stakeholder updates will be completed for large urban improvement projects.

## OPTIONS

Continue to plan and implement the roads program as staff and contractors are available, and as weather conditions permit

## CONCLUSION

During the 2021/2022 financial year, the level of road works undertaken was down on the previous financial year by approx. \$500k due to wet weather delaying many projects. Staff shortages have also been a factor recently with a number of staff affected by COVID 19 and or the Flu. Lachlan Shire was not the only Council affected, hence a number of funding bodies have been granting extensions of time for projects.

**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

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That

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



**10.2 FY21/22 UTILITIES MONTHLY UPDATE FOR JUNE****TRIM Number: R22/198****Author: Manager - Utilities****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 June, in progress for the month of July and forecast for the month of August 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**

<b>Project</b>	<b>Progress</b>
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study RNSW 1880 Condobolin Sewerage Scheme Scoping Study	<ul style="list-style-type: none"> <li>The draft scope for the concept design consultancy developed by PWA has been received and currently under review. This document is to ensure that the design consultancy service develops a concept design for a new STP in Condobolin that meets the regulatory requirements and environmental standards. The document also allows for quotes to be sought or single invitation engagement with PWA design team.</li> </ul>
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none"> <li>The land matters are progressing with the assistance of Penrith City Council.</li> </ul> <ol style="list-style-type: none"> <li>A resolution before the NRAR approval can be finalised.</li> </ol>
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none"> <li>Contract 1: Pipeline – awaiting pressure testing of the pipeline which is scheduled by the end of July 2022.</li> <li>Contract 4: Under bore – construction of the two major underbores and their associated pipelines have been completed. The pipes have been filled and the testing was scheduled for 18 July 2022.</li> <li>Contract 5: Transfer Pump Station – this contract has been awarded to Trazibat Pty Ltd. A start-up meeting will be scheduled by the end of July 2022.</li> </ul>
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> <li>Concept design report was received and currently being reviewed by Council staff.</li> </ul>
Condobolin Depot Potable Water Standpipe Upgrade	<ul style="list-style-type: none"> <li>The new potable water standpipe was commissioned on 1 June 2022 with the old standpipe being decommissioned on 10 June 2022.</li> </ul>

**Lake Cargelligo**

<b>Project</b>	<b>Progress</b>
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> <li>The concrete slab was completed by 29 June 2022.</li> <li>The manufacturing of the customised screen extractor is expected to be completed by the end of July or early August 2022.</li> </ul>
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> <li>The condition assessment report is expected to be received by mid-August 2022.</li> </ul>
Lake Cargelligo Merri Abba Bores – radiation detected	<ul style="list-style-type: none"> <li>Investigation and further testing are currently underway to confirm the following: <ul style="list-style-type: none"> <li>which bore is most effected</li> <li>the exact radiation level</li> <li>possible cause of the increased levels of radiation in ground water</li> </ul> </li> <li>The investigation may be concluded over the next 4 (four) weeks.</li> </ul>
Lake Cargelligo Merri Abba Bore 1	<ul style="list-style-type: none"> <li>Replacement bore pump is to be installed prior to summer.</li> </ul>

**Tottenham**

<b>Project</b>	<b>Progress</b>
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> <li>Purchase orders are currently being raised to engage PWA to undertake the concept design and detail design of the following: <ul style="list-style-type: none"> <li>Upgrade of Leg O Mutton Dam</li> <li>Construction of a new reservoir at Albert</li> <li>Upgrade of electrical and telemetry systems</li> </ul> </li> </ul>
Tottenham Reservoir Remediation	<ul style="list-style-type: none"> <li>The reservoir was operationally back online on 20 June 2022.</li> <li>Initially there were leaks in several spots. This appeared to be the remaining moisture that was retained when the reservoir was emptied. Once the reservoir was filled, it exerted pressure onto the joints and forced the moisture out.</li> <li>The leaks have now taken up and will be closely monitored over the next few weeks.</li> </ul>
Tottenham WTP Upgrade	<ul style="list-style-type: none"> <li>The existing chemical tank has been demolished and concrete pad for the new clear water tank has been poured.</li> <li>It has been decided to retain the existing clear water tanks to provide additional storage and redundancy to Tottenham. The existing tanks will be repaired and coated in order to extend their useful life.</li> </ul>

**Shire Wide**

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Condobolin & Tottenham)	<ul style="list-style-type: none"> <li>• Detailed design for a new pump station at the Tottenham STP and a new irrigation storage dam at the Tottenham Racecourse is currently underway.</li> <li>• Currently there is no power supply connection at the proposed new irrigation storage dam location. The electrical and telemetry design will be the base of the upgrade of the power supply arrangements at the Tottenham STP and Tottenham Racecourse.</li> </ul>
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> <li>• The water and sewer asset registers are currently being updated to include all the renewals and upgrades that have been undertaken to date. This exercise plays an important role in confirming the issues with the age and condition of the water and sewer infrastructure that have deteriorated and reached/passed their useful life.</li> </ul>

**FINANCIAL AND RESOURCE IMPLICATIONS**

All projects are listed as per the Delivery and Operational Plan 2021/22.

**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 and the backwash discharge from the water treatment plant is administered by the EPA.

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

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

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

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

**RISK IMPLICATIONS**

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

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

**STAKEHOLDER CONSULTATION**

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

**OPTIONS**

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

**CONCLUSION**

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

**RECOMMENDATION**

That:

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

**10.3 WATER ALLOCATIONS - JULY 2021 TO JUNE 2022****TRIM Number: R22/202****Author: Director Infrastructure Services****PURPOSE**

To report to Council on the water allocation transfers and usage for the period between 1 July 2021 and 30 June 2022.

**SUPPORTING INFORMATION**

Attachment – Water Allocation Statement – Lachlan Catchment June 2022

Attachment – Water Allocation Statement – Lachlan Catchment July 2022

**BACKGROUND**

Lachlan Shire Council holds thirteen water access licences (WAL) from which it draws raw water to supply the community.

Wyangala Dam is at 96% capacity as at 16 July 2022. The water levels within the dam are being managed to retain airspace within the dam for the purpose of flood mitigation, while aiming to be at 100% capacity for the commencement of the irrigation season on 1<sup>st</sup> October.

On 8 June 2022, Department of Planning, Industry & Environment, revised the following allocations for the Lachlan River regulated system for the 2022/23 year:

General Security	71%
High Security	100%
Stock and Domestic	100%
Local Water Utilities	100%

A follow-up statement was issued on 8 July 2022. This confirmed that carryover allocations are continuing to be calculated. The general security carryover from 2021/22 water is estimated to be 124% of entitlement. Final carryover volumes will be determined by the end of July and reported in the August statement.

**ISSUES AND COMMENTS**

The following table outlines the volume of water utilised from each of Council's Allocations and water transferred. Water consumption is significantly lower than usual, owing to the wetter than average conditions over the last 12 months.

Extraction Site	FY20/21 Allocation	Metered Usage 01/07/21 To 30/06/22	Comment
Condobolin Goobang Creek Town Water	1500ML	673ML (meter read 30.06.2022)	Local Water Utility. High security non-transferable
Lake Cargelligo Town Water Supply	699ML	243ML (meter read 30.06.2022)	Local Water Utility. High security non-transferable
Condobolin Booberoi Weir (Abattoir)	60ML	0ML (No meter for site)	6ML transferred to Memorial Park Condobolin 27ML transferred to Lake Cargelligo Parks and Gardens
Condobolin Memorial Park	3.7ML	6.5ML (meter read 30.06.2022)	General security, transferable Shortfall on licence covered via a transfer of 6ML from Abattoir and carryover
Lake Cargelligo (Gibsonvale)	800ML	0ML (meter read 30.06.2021)	High Security transferrable. 400ML transferred to Gum Bend Lake 200ML sold @\$80/ML \$15,632 on 23/12/22 200ML sold @\$70/ML \$13672 on 23/02/22
Lake Cargelligo (Tullibigeal)	160ML	34.2ML (meter read 30.06.2022)	Stock and Domestic, non-transferrable.
Kiacatoo Hall	3.6ML	0ML (No meter for site)	General security, transferable
Lake Cargelligo Parks & Gardens	30.1ML	18.8ML (meter read 30.06.2022)	General security, transferable. 27ML transferred from Abattoir
Merri Abba Bore Ground Water Supply	522ML	320ML (meter read 30.06.2022)	High security Non- transferable. 77 ML carryover from 2020/21 overdraw.
Condobolin Bore Ground Water Supply	800ML	0ML	Currently inactive. High security non-transferable.
SRA Ground & Riverview Caravan Park	206.4ML	0.4 ML (meter read 30.06.2022)	General security, transferable. Meter replacement underway. Remaining allocation was 20/21 carryover and an account reset due to Dam spill.
Gum Bend Lake	839.6ML	485 ML (meter read 30.06.2022)	General Security, transferable 400ML transfer from Gibsonvale. Remaining allocation was 20/21 carryover and an account reset due to Dam spill.
Tullibigeal Non-potable Bore Ground Water	100ML	7.2ML	Local Water Utility. High security Non- transferable
<b>TOTAL</b>	<b>5,724ML</b>	<b>1303ML</b>	

Merri Abba Ground water allocations for the Lake Cargelligo Water Supply is typically 600ML. Due to over extraction in 2020/21, this was reduced to 522ML. This current financial year, only 320ML was drawn from the Bores, with 277ML extracted from the Lake Cargelligo Surface water extraction. Total Water usage for the Lake Cargelligo System was 597ML.

The procedure for water source selection remains to utilise the Lake Surface water allocation during the winter months, when water quality is typically more favourable. During summer, the practise is to utilise the bore water allocations. This practise will continue, pending the results from the radiation testing for the bore water. Council will be advised of the results of the radiation testing as soon as they are available.

Council made application in June 2020 to the Natural Resource Access Regulator (NRAR) for an additional water allocation of 250ML for the township of Lake Cargelligo and Tullibigeal, and a further 50ML for Industrial and Recreation purposes. Despite regular requests to NRAR and the DPIE for an update on the status of this application, a formal response has not been provided. Verbal indications from Department staff are not favourable.

Gum Bend Lake utilised 485ML for the FY21/22. This water use was significantly lower than normal, owing to the flooding during November, throughout the year there was above average rainfall and lower evaporation values. In April 2022 the transfer pump also failed. This resulted in final topping up of the lake not occurring as planned. A replacement pump is being sourced for the start of the season.

A project is currently underway to install an irrigation system at the Utes in the paddock, tourism precinct. This project will include extraction of river water, using a reactivated Water Access Licence for the previous farmland. This Licence will require a water allocation to be transferred from one of Council's existing allocations to allow for irrigation of the site (eg SRA).

## **FINANCIAL AND RESOURCE IMPLICATIONS**

It is likely that favourable General Security water allocations will be announced after the final carry over calculations are completed. This will allow Council staff to assess excess water allocations and the possibility of allocations beyond Council's requirements, presenting a further opportunity for temporary transfer (sale) of these excess allocations. Creating a small increase in revenue for Council.

## **LEGAL IMPLICATIONS**

Council must adhere to the NSW Water Management Act 2000 and its regulations. This Act is used for the sustainable and integrated management of the state's water. The Water Management Act 2000 secures a sustainable basis for water management for NSW. Council staff are improving processes to ensure accurate and timely ordering of water and reporting of usage.

Water Management (General) Regulation 2018 was enacted 24 August 2018. This requires water meters to be upgraded to ensure improved water management and accurate extractions and reporting. The requirement for Council to install new pattern approved meters by December 2022. These meters require a telemetry connection, which will enable real-time meter reading.

## **RISK IMPLICATIONS**

Council must continue to improve processes to ensure accurate and timely ordering of water and reporting of water usage to comply with the necessary Acts and regulations. The previously reported formal warning from NRAR emphasises this risk.

## **STAKEHOLDER CONSULTATION**

The Gum Bend Lake Advisory Committee is yet to meet after a limited community response.

Council is in communication with WaterNSW, DPIE and NRAR staff as required

**OPTIONS**

1. Council has the option of continuing to temporarily transfer allocations between licences for use on parks & gardens, sporting and recreational facilities, while ever there is water allocation available.
2. Council has the option to alter the temporarily transferring allocations between licences.

**CONCLUSION**

Council continues to transfers between its own water licences to minimise the loss of water allocation and to allow the continued operation of the water supply and recreation facilities.

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

Outcome 6.1 Increased recreational use of lakes and rivers

Outcome 6.4 Improved Parks and Gardens

Outcome 7.1 Water, Sewer and energy utilities meet best practise standards with up to date technology

Outcome 7.2 Water Security for all towns and villages.

**ATTACHMENTS**

1. **Water Allocation Statement – Lachlan Catchment June 2022**
2. **Water Allocation Statement – Lachlan Catchment July 2022**

**RECOMMENDATION**

That:

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



## Department of Planning and Environment Water Allocation Statement



8 June 2022

# Lachlan Regulated River Water Source

## Water availability and allocation update

**There is no increase to general security entitlement holders this month.** The total allocation to general security licences remains at 121% of entitlement.

As the main storages have remained full or near full, with only minor usage, there has been no significant change in resource balance. This simplified statement is primarily to update the outlook for opening allocations on 1 July for the 2022/23 water year.

Water users are reminded that there will be **no account reset** until at least 23 September 2022, which is 6 months from the previous reset, regardless of spill volumes. However, the annual use limit of 100% of entitlement for general security license holders **will not be reset**. It applies for the current 2021/22 water year, plus any adjustments for trade and will again apply for the up-coming 2022/23 water year, despite likely high account balances.

### Resource outlook for 2022-23

This outlook for the likely 1 July 2022 water availability is based on several assumptions. Water users are advised that these forecast allocations are not certain, may change and should be used with caution.

- Water for all critical consumptive and non-consumptive needs including local water utility licences, are secure until May 2024.
- High priority water access licence holders including **local water utility, stock and domestic**, and **high security** can expect their maximum (100%) allocations on 1 July 2022.
- There is not enough resource to assure an opening allocation for **general security** entitlements. However, unused water carried forward in general security accounts will be fully available and deliverable in 2022/23.
- Average general security **carryover** into 2022/23 could be up to 126% of entitlement, some 747 gigalitres (GL). This assumes approximately 42 GL remaining on Conveyance and High Security licences is likely to be traded to general security.
- The Jemalong Irrigation general security balance will be above 75%, so the Jemalong **conveyance** entitlement will likely receive its maximum (100%) allocation on 1 July.
- General security carryover is expected to be high (above 50% of entitlement), therefore both the Wyangala and Brewster Environmental Water Allowances will be allocated 10 GL each. The water quality allowance will also be allocated 10 GL.

### Key facts

- Translucent flows were triggered on 28 May and could cease shortly. The remaining balances of the Brewster and Wyangala Environmental Water Allowance will be utilised for an environmental water delivery to Meroo Creek.
- The reduced capacities of Wyangala Dam and Lake Cargelligo have caused a small numerical deficit in resources, however; this is of no material risk to water users. All account water can be accessed as required and there is still surplus water flowing through the system that cannot be stored.

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## Lachlan Regulated River Water Source



- Conditions were very wet throughout May, with approximately 116 GL of inflow received into Wyangala Dam and the downstream tributaries. High releases are being made from Wyangala Dam due to airspace operations. Releases will continue to be made from Wyangala Dam to keep it at about 92% full. This provides some airspace to safely manage the higher-than-average inflows expected through winter, as advised by the Lachlan Airspace Reference Panel.
- The pelican breeding event has now ended in Lake Brewster and it will be surcharged back to 170 GL (117%) using tributary flows. Lake Cargelligo remains at 50% full (22 GL) while embankment safety upgrades are undertaken.

### Storage levels (as at 8 June 2022)

- Wyangala Dam is 95% full – steady – holding around 1,160,000 megalitres (ML).
- Lake Cargelligo is 51% full – falling – holding around 15,000 ML.
- Lake Brewster is 102% full – rising – holding about 152,000 ML (7 June 2022).

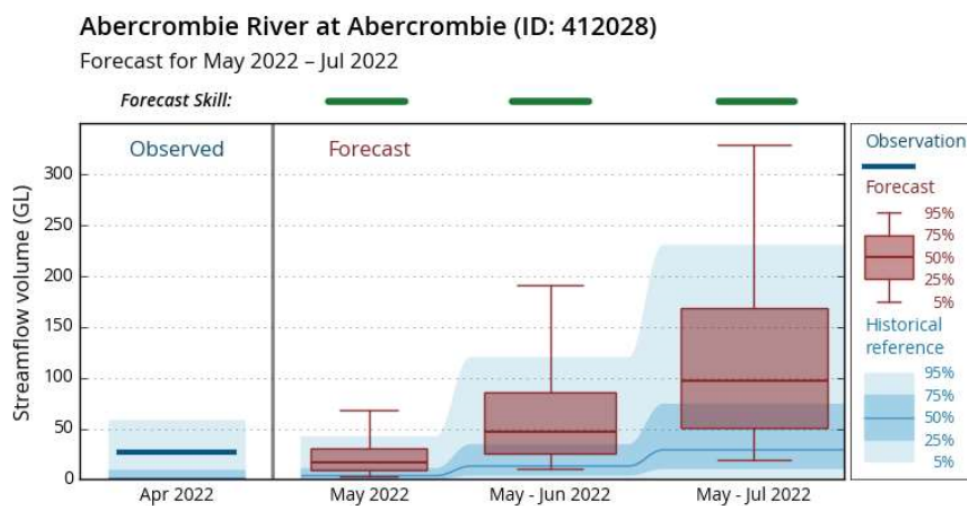
### Seasonal climate and streamflow outlooks

The Bureau of Meteorology's seasonal outlook for June to August indicates that rainfall is very likely to be above average across the catchment. Daytime temperatures are likely to be cooler than average, and overnight temperatures are likely to be warmer than average.

Further details at: [www.bom.gov.au/climate/outlooks/#/overview/summary](http://www.bom.gov.au/climate/outlooks/#/overview/summary)

The Bureau of Meteorology also issues a seasonal flow forecast for the Abercrombie River that drains into Wyangala Dam (see the figure below). This provides a forecast of potential storage inflows. All five forecast flow references are higher than the historical references for May to July, indicating that higher than historical inflows are likely over these months.

Further details at: [www.bom.gov.au/water/ssf/?ref=ftr#id=412028](http://www.bom.gov.au/water/ssf/?ref=ftr#id=412028)



Lachlan Regulated River Water Source



### Allocations in 2021/22 for the Lachlan River regulated system

Date	License Category	Increment	Total 2021/22	Account Balance
1-Jul	Domestic & Stock	100%	100%*	100%*
1-Jul	Local Water Utility	100%	100%*	100%*
1-Jul	High Security	1.00 ML/unit share*	1.00 ML/unit share*	100%*
1-Jul	General Security	0.00 ML/unit share	0.00 ML/unit share	71%
1-Jul	Conveyance	1.00 ML/unit share*	1.00 ML/unit share*	100%*
9-Jul	General Security	0.11 ML/unit share	0.11 ML/unit share	82%
9-Aug	General Security	0.36 ML/unit share	0.47 ML/unit share	118%
8-Sep	General Security	0.01 ML/unit share	0.48 ML/unit share	119%
22-Sep	General Security	1.15 ML/unit share <sup>#</sup>	1.15 ML/unit share <sup>#</sup>	115% <sup>#</sup>
22-Sep	Conveyance	1.00 ML/unit share <sup>**</sup>	1.00 ML/unit share <sup>**</sup>	100% <sup>**</sup>
8-Nov	General Security	0.01 ML/unit share	1.16 ML/unit share	116%
18-Jan	General Security	0.03 ML/unit share	1.19 ML/unit share	119%
9-Feb	General Security	0.06 ML/unit share	1.25 ML/unit share	125%
8-Mar	General Security	0.03 ML/unit share	1.28 ML/unit share	128%
23-Mar	General Security	1.21 ML/unit share	1.21 ML/unit share	121% <sup>#</sup>
23-Mar	Conveyance	1.00 ML/unit share <sup>**</sup>	1.00 ML/unit share <sup>**</sup>	100% <sup>**</sup>

\*maximum possible

<sup>#</sup>account reset

### Next announcement

Opening allocations for the 2022/23 water year will be announced on 1 July. The next routine water allocation statement for the Lachlan Regulated River Water Source will be issued on **Friday 8 July 2022**.

Information on available water determinations and water sharing plans is available on the department's website: [www.industry.nsw.gov.au/water](http://www.industry.nsw.gov.au/water)

Subscribe [here](#) to receive the Department of Planning and Environment's monthly email update on water planning, management and reform in New South Wales.

You can also follow the department on Twitter: @NSWDPIE\_Water

Feedback on this work or any aspect of the department's service can be provided using the widget at: [www.dpie.nsw.gov.au/contact](http://www.dpie.nsw.gov.au/contact)

## Department of Planning and Environment Water Allocation Statement



8 July 2022

# Lachlan Regulated River Water Source

## Water availability and allocation update

**There is no increase in allocation for general security entitlement holders this month.** The general security carryover from 2021/22 water is estimated to be 737 gigalitres (GL) or 124% of entitlement. Final carryover volumes will be determined by the end of July and reported in the August statement.

All high priority and conveyance licences in the Lachlan Regulated River Water Source were given full allocations on 1 July 2022.

With general security account balance being over 50%, the Wyangala and Brewster Environmental Water Allowances (EWAs) were fully allocated (10 GL each) on 1 July 2022.

During the month of June, the Lachlan catchment experienced below average to very much below average rainfall, receiving approximately 10 to 50 mm of rain.

This resource assessment is based on information to 30 June 2022. Any changes in resources since that date will be captured in the August allocation statement.

## Current allocation

2022/23	General Security	Average Account Balance
Lachlan Regulated River	0%	124%

## Storage levels (as of 8 July 2022)

- Wyangala Dam is about 101% full – holding around 1,229 GL.
- Lake Cargelligo is about 55% full – holding around 23 GL.
- Lake Brewster is about 100% full – holding about 147 GL (7 July 2022).

## Key information

- The annual use limit is 100% of entitlement for general security license holders for current 2022/23 water year.
- There will be no account reset until at least 23 September 2022, irrespective of any spill earlier.
- The reduced capacities of Wyangala Dam and Lake Cargelligo have caused a small numerical deficit in resources, however; this is of no material risk to water users.
- During June, inflow into Wyangala Dam was approximately 120 GL and downstream tributaries inflow was 41 GL. About 20 GL of these tributary flows will be used to fill Lake Brewster to its surcharge level.



## Lachlan Regulated River Water Source



- Releases will continue to be made from Wyangala Dam to keep it at about 92% full. This will provide some airspace to safely manage the higher-than-average inflows expected through winter, as advised by the Lachlan Airspace Reference Panel.
- Approximately 35 GL of translucent flows were delivered throughout June.
- The pelican breeding event has now ended in Lake Brewster and it will be surcharged back to 170 GL (117%) using tributary flows. Lake Cargelligo remains at 53% full (22 GL), while embankment safety upgrades are undertaken.

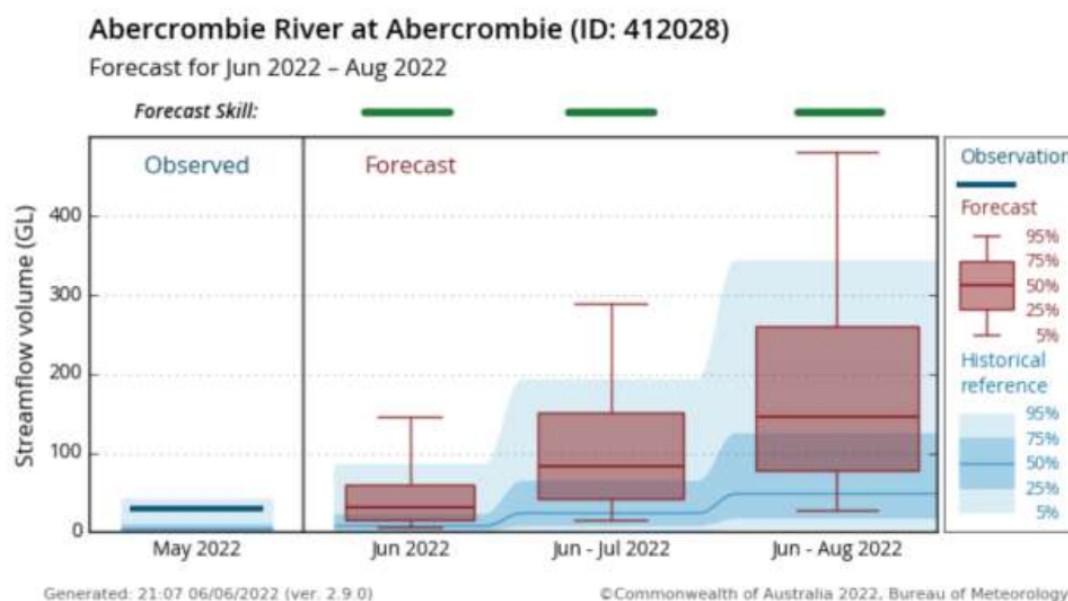
## Seasonal climate and streamflow outlooks

The Bureau of Meteorology's seasonal outlook for July to September indicates that rainfall is very likely to be above average across the catchment. Daytime temperatures are likely to be cooler than average and overnight temperatures are likely to be warmer than average.

Further details at: [www.bom.gov.au/climate/outlooks/#/overview/summary](http://www.bom.gov.au/climate/outlooks/#/overview/summary)

The Bureau of Meteorology also issues a seasonal flow forecast for the Abercrombie River that drains into Wyangala Dam (see the figure below). This provides a forecast of potential storage inflows. All five forecast flow references are higher than the historical references for June to August, indicating that higher than historical inflows are likely over these months.

Further details at: [www.bom.gov.au/water/ssf/?ref=ftr#id=412028](http://www.bom.gov.au/water/ssf/?ref=ftr#id=412028)



Lachlan Regulated River Water Source



## Lachlan resource assessment data sheet

Resource Distribution (July 2022 to May 2024)	Volume (GL)
Current and Future Resources <sup>(1)</sup>	1,546
<i>less</i>	
General Security account balance <sup>(6)</sup>	737
Conveyance	36
Planned Environmental Water <sup>(2)</sup>	50
High Security <sup>(3) (6)</sup>	55
Towns, Stock, Domestic <sup>(3)</sup>	57
Evaporation from storage <sup>(4)</sup>	147
Essential Requirements and Losses <sup>(5)</sup>	460
Inaccessible storage	<u>16</u>
<i>equals</i>	
Surplus (or deficit) <sup>(7)</sup>	(12)

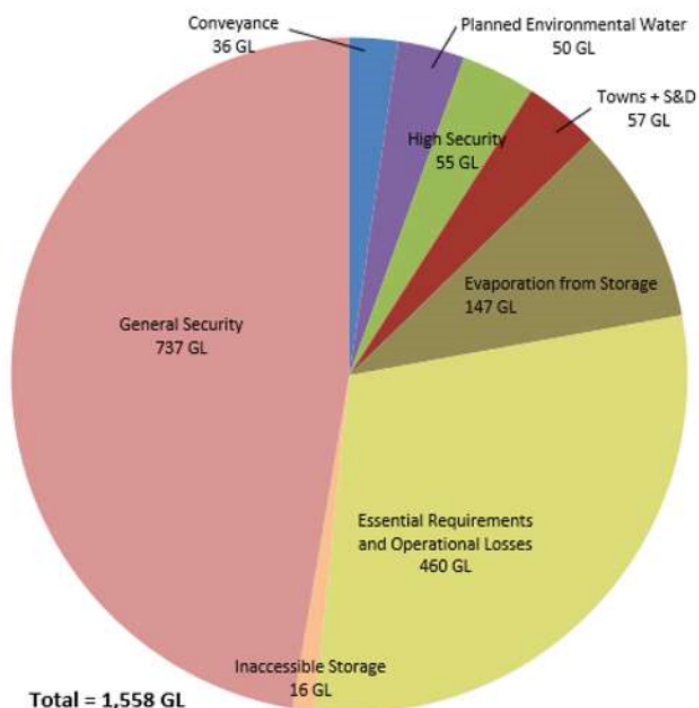
**Notes:**

- (1) End of June 2022 storage volume in Wyangala Dam, Lake Cargelligo, and Lake Brewster, and the planned minimum inflows from July 2022 to May 2024 and flow in transit.
- (2) Water allocated to the Water Quality Allowance and the Environmental Water Allowances (EWA). The volume represents the balance of the allocated volumes to WQA and EWAs. The Wyangala and Brewster EWAs have been allocated 10 GL each for the 2022/23 water year, and Wyangala EWA has been allocated 10 GL for the 2023/24 water year, with some usage occurring this water year. In addition, 10 GL per year is allocated to the WQA for 2022/23 and 2023/24.
- (3) Towns, Stock, Domestic and High Security: reserves are set aside to meet full allocation of these licences to 2023/24. Balances in high security accounts also include water traded in from general security licences, if any.
- (4) Evaporation volumes from all three storages are based on the forecast storage levels over the assessment period.
- (5) Essential requirements include basic rights, end of system flows, losses and any replenishment deliveries required. The loss budget (transmission and operational) is based on the best estimate of the volume required to run the river under dry conditions through to May 2024. This mostly consists of natural transmission losses as water soaks into riverbed sands. The loss allowance is updated regularly.
- (6) This may include held environmental water (HEW) as shown in the pie chart. The reporting of HEW is indicative only, prior to reconciliation of usage and net trade, and is estimated 152 GL of GS, and 5 GL of HS. These reported entitlements are managed by agencies holding environmental water accounts. They include the NSW DPE - Environment, Energy and Science (EES) and the Commonwealth Environmental Water Holder (CEWH).
- (7) All available water resources have been allocated, and there is a small resources deficit (12 GL), which is anticipated to be notional with surplus water flowing through the system that cannot be stored. The system is secure to May 2024 and beyond.

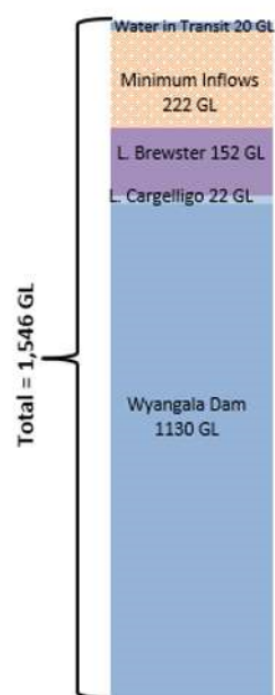
Lachlan Regulated River Water Source



**Resource Distribution as at 30 June 2022**  
**Lachlan Regulated River Water Source**



**Supply Source**



**Allocations in 2022/23 for the Lachlan River regulated system**

Date	License Category	Increment	Total 2022/23	Account Balance
1-Jul	Domestic & Stock	100%	100%*	100%*
1-Jul	Local Water Utility	100%	100%*	100%*
1-Jul	High Security	1.00 ML/unit share*	1.00 ML/unit share*	100%*
1-Jul	Conveyance	1.00 ML/unit share*	1.00 ML/unit share*	100%*
8-Jul	General Security	0.00 ML/unit share	0.00 ML/unit share	124%

\*Maximum possible

Lachlan Regulated River Water Source



### Water allocation guide

The NSW Department of Planning and Environment – Water has produced a series of guides to describe the water allocation methods for most NSW regulated river systems. The guide for the Lachlan regulated river water source is available at the link below:

[www.industry.nsw.gov.au/water/allocations-availability/allocations/how-water-is-allocated/resource-assessment-process](http://www.industry.nsw.gov.au/water/allocations-availability/allocations/how-water-is-allocated/resource-assessment-process)

### Further information

The next routine monthly water allocation statement for the Lachlan Regulated River Water Source will be published on **Monday 8 August 2022**.

Information on available water determinations and water sharing plans is available on the department's website: [www.industry.nsw.gov.au/water](http://www.industry.nsw.gov.au/water)

Subscribe [here](#) to receive the Department of Planning and Environment's monthly email update on water planning, management and reform in New South Wales.

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## **10.4 PALESTHAN ROAD UPGRADE**

**TRIM Number:** R22/203

**Author:** Manager - Roads

### **PURPOSE**

The purpose of this report is for Council to determine whether the Fixing Country Roads grant, for the upgrade of the Palesthan Road, should be accepted or returned.

### **SUPPORTING INFORMATION**

Nil

### **BACKGROUND**

In October 2019 an application was submitted to the Fixing Country Roads program for the upgrade of Palesthan Road. This proposal providing a 120 mm depth of local gravel on a 16.8 km section of the road with a 6.2 metre wide bitumen seal. This design is substandard for AB-Triple freight configurations; however it did produce a favourable cost / benefit ratio for the purpose of project assessment under the grant criteria. In March 2020 advice was received from the then State Minister for Regional Transport and Roads, The Hon Paul Toole that the application was successful and a grant of \$1,397,700 was offered to complete the project. Council was required to provide a co-contribution of \$155,300, making \$1,553,000 available for the project (\$92,440/km).

At the same time, Council was advised that funding was to be made available for the Tullibigeal Road (stage 2) upgrade. The seal extension on Tullibigeal Road (26 km) has since been completed at a total cost of just over \$4 million or \$156,000/km.

### **ISSUES AND COMMENTS**

Using the cost information available from the Tullibigeal Road project, the estimate for sealing 16.8 km of Palesthan Road has been recalculated at \$2,685,000. This is based on constructing the road with a minimum 150 mm layer of gravel 10 metres wide with a 7.5 metre wide seal. The lower standard proposed in the original application would not be suitable for AB-Triple vehicles and if they did use the road pavement failures and edge break should be expected.

In addition there is a single lane 100 metre long concrete causeway which is in poor condition and requires replacement with a new concrete causeway suitable for two way traffic. An estimate for the causeway replacement, including design costs, was \$1 million. This gives a total estimated project cost of approx. \$3,685,000, excluding contingency.

Infrastructure NSW, who administer the funding program, have advised that the scope of the project cannot be reduced. i.e. seal extension must be for the full 16.8 km originally proposed in the grant application.

An application was made to the Heavy Vehicle Safety and Productivity program in November 2021 for \$2.5 million to fund the shortfall in the project budget. Advice was recently received that this application has been unsuccessful.

Infrastructure NSW, who administer the Fixing Country Roads program, have requested Council to confirm if they will accept the original grant offer in 2020 of \$1,397,700.

### **FINANCIAL AND RESOURCE IMPLICATIONS**

To progress this project Council would need to allocate funds from another source such as Roads to Recovery or Local Roads and Community Infrastructure and this has not been contemplated in the recently adopted Delivery Program and Operational Plan.

### **LEGAL IMPLICATIONS**

Roads Act 1993 and Roads Regulations 2008

## RISK IMPLICATIONS

Accepting the Fixing Country Roads funding at this stage commits Council to completing the full scope of the project, namely sealing 16.8 km of road to a standard suitable for AB-triple vehicles. At this stage Council can only be certain that Roads to Recovery funds are available for the increased local share. However, there are a number of other road projects requiring funding allocations which carry higher traffic volumes and have higher priorities for the community.

## STAKEHOLDER CONSULTATION

Roads to Recovery grant program officers, TfNSW Parkes Regional Office, Restart NSW program officers.

## OPTIONS

- 1) Not accept the Fixing Country Roads (FCR) funding of \$1,397,700.
- 2) Allocate \$2.5 million from Roads to Recovery (RTR) funds to the project. Note: The annual funding for RTR is \$2,128,508 so the project would need to be funded over two financial years.
- 3) Allocate \$2.5 million of Local Roads and Community Infrastructure (LRCI) funds to the project. Note; Council has been advised Round 4 funding of approx. \$2.1 million will be allocated in FY 23/24 but at this stage formal confirmation has not been received.
- 4) Allocate a mixture of RTR and LRCI funds to the project

Option 2 or 4 using any of RTR funds in the FY22/23 would require other projects, in the adopted Delivery Program, being postponed or deleted. At this stage even the original \$155,300 co-contribution has not been specifically budgeted, although this could be funded from the RTR gravel re-sheeting allocation of \$504,758 as essentially the first stage of seal extension projects is gravel re-sheeting prior to sealing.

If RTR funds were to be used equally over two financial years three of four projects would need to be postponed or deleted from the FY22/23 adopted program. These projects are;

- |  |           |
|--|-----------|
| • Resealing of shire roads   | \$450,000 |
| • Gravel re-sheeting of shire roads  | \$504,758 |
| • SR 5 Lansdale Road widening/upgrade 2 km<br>(postponed from 2018/19 program) | \$400,000 |
| • SR 343 Willis Lane seal extension (council resolution 2016/386)              | \$400,000 |

Two of these projects have been previously delayed or committed and a further delay would adversely affect adjacent ratepayers. Wet weather over the last two years has shown that Council's recent gravel re-sheeting program has been inadequate and a catch-up is required to make the roads more resilient to weather conditions.

Use of RTR funds from the FY23/24 allocation is less of an issue as these funds have not at this stage been specifically allocated to projects.

Option 3 or 4 using LRCI funds in the FY23/24 would require Council to commit to the project prior to being certain of LRCI funding. Furthermore, previous Council discussions have indicated \$310k of this funding may be required as co-contribution for the SRA Changeroom upgrade project.

## CONCLUSION

Option 1 is the preferred option as Council does not have the additional funds required to complete the project.

However, to improve the road, gravel re-sheeting should be programmed from the current budgeted RTR allocation. As the concrete causeway noted above is reaching the end of its life, grant applications should be submitted to appropriate funding programs for its future replacement.

**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

**ATTACHMENTS**

Nil

**RECOMMENDATION**

That:

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

**10.5 FY21/22 URBAN WORKS MONTHLY UPDATE FOR JUNE****TRIM Number: R22/205****Author: Manager Urban Works****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 June 2022, in progress for the month of July 2022 and forecast for the month of August 2022.

**SUPPORTING INFORMATION**

Nil

**BACKGROUND**

Council has adopted the 2021/22 budget and associated Delivery and Operational Plans. This report provides updates on the delivery of the Urban Works program, with some overlap with roads, utilities, tourism and buildings where required.

**ISSUES AND COMMENTS**

Project delivery in this area has focused on grant funded projects with funding deadlines and Capital works. Recruitment of an Engineering Assistant is still being finalised. The Covid-19 situation continues to impact on the daily activities of the Urban Works staff. Supply chains for materials and manufactured goods are still under pressure and procurement is unreliable. This requires staff to liaise with stakeholders and grant bodies regarding possible impacts.

**Works Completed in June**

2. Tourism Precinct – stage 3. BBRF	3. Irrigation contractor has commenced the set-out of stage one works and some materials have been delivered to Condobolin. 4. Quotation requested from 4 companies for water & sewer main extensions.
5. Wellington Square Irrigation	6. Irrigation contractor has completed the works and the system is now operational.
7. Footpath Tender	8. Contract documents executed and WHS and QA documentation provided. 9. Priority project is the Condobolin School Precinct (focus will be to complete William and Molong St during the school holidays)
10. LED Streetlight replacement	11. Streetlight replacement program continued, with around 90% complete across the Shire
12. Apex Park Pontoon	13. Commencement of site works delayed by Contractor.
14. Lake Cargelligo Recreation Ground play equipment	15. Play equipment, seating, edging, fencing and softfall has been installed and the playground is now operational. 16. Project Complete
17. Condobolin Cemetery 18. Row Markers	19. Installation of the Cemetery row markers have been installed and the works are now complete.

**Works Underway in July**

Tourism Precinct – stage 3. BBRF	Irrigation materials delivered and contractor to commence installation of the pump shed, pumps, storage tank and pipework. Landscape architect revising masterplan. Water and sewer contractor to be engaged and confirm timing of works.
Scott Street Sub-division	Tender documents being prepared. Planned to release tender documents by the end of July.
Footpath Construction	Complete footpath works around Condobolin school precinct.
LED Streetlight replacement	Streetlight replacement program continues Shire wide. Final 10% to be replaced incrementally, as these are “non-standard lighting”
Apex Park Pontoon	The Pontoon to be delivered and installed during July. Water edge and landscape improvements to be undertaken.

**Works Scheduled in August**

Tourism Precinct – stage 3. BBRF	Irrigation Contractor planning to complete works. Dog exercise equipment installation is planned to be completed. Water and sewer contractor to confirm timing of works.
Scott Street Sub-division	Tender to close by the end of August.
SRA Power upgrade	RFQ to be completed and contractor engaged.
SRA Lighting upgrade	Tender to be assessed and reported to Council
Footpath Construction	Construction timeframes for 6 remaining locations to be confirmed.
Apex Park Pontoon	Water edge and landscape improvements to be undertaken.
Tottenham Recreation grounds security fencing	Engage with stakeholders to confirm scope of works and commence procurement process.
Tottenham Recreation grounds goal posts	Engage with stakeholders to confirm scope of works and commence procurement process.
Tottenham Swimming Pool carpark	Order supplies and confirm timing of works.
Tullibigeal Netball court resurfacing	Engage with stakeholders to confirm scope of works and commence procurement process.

**Financial and Resource Implications**

Project	Budget	Funding Source	Expenditure To Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$324K	\$600K	Budget is on track
Condobolin Cemetery Row Markers	\$26K	Capital Works	\$14K	\$26K	On Budget
Wellington Square Irrigation	\$39K	Capital Works	\$39K	\$39K	Complete
Apex Park pontoon	\$200K	Boating now	\$130K	\$200K	Budget is on track
Lake Cargelligo Play equip	\$145K	Everyone can play, Capital works	\$145K	\$145K	Complete

**LEGAL IMPLICATIONS**

Nil

**RISK IMPLICATIONS**

Projects are being prioritised while the position of Engineering Assistant is being recruited. Priority will be given to grant funded works.

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

**STAKEHOLDER CONSULTATION**

Staff are seeking to engage with specific stakeholders on each project, in accordance with Council's community consultation policy.

**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 June 2022, in progress for July 2022 and forecast work for August 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**

### **RECOMMENDATION**

That:

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

**11 DEPUTATIONS**

**12 NOTICES OF MOTION**

Nil

**13 NOTICES OF RESCISSION**

Nil



## **14 DELEGATES REPORT**

### **14.1 2022 NSW ALGWA CONFERENCE**

**TRIM Number:** R22/210

**Author:** Administration Officer

#### **PURPOSE**

To provide Council with a delegate's report from the meeting attended on 7 – 9 July 2022 by Councillors Bendall and Bartholomew.

#### **SUPPORTING INFORMATION**

We arrived in Fairfield on Thursday 6 July 2022 and attended the reception at the New Fairfield Show ground complex. This was the first function they had hosted there. Lovely new facility for a council that kept informing us that they were disadvantaged.

Their new sporting field is of international quality.

Mayor Frank Carbone – Fairfield Council and Deputy Mayor Dai Le and newly elected member for Fowler welcomed the delegates.

Delegates experienced the multicultural nature of their council with a taste of their cuisine – quite different to our usual diet.

Networking activities were on the agenda with the other councillors that were in attendance. Delegates had to collect twenty-four business cards to win a prize, Lachlan Council were the winners!

Friday was the start of the conference with more networking with other councillors. We met with the delegates from Penrith City Council, Wentworth, Orange, Glen Innes, Broken Hill, Forbes to name a few.

Ellen Fanning – award winning public affairs journalist and Dianna Baker ALGAWA NSW President welcomed the conference delegates.

We then listened to very inspiring speakers in Dr Louis Mahler over zoom due to her having COVID-19. Louis is the winner of the 2021 Speaker of Excellence award and an accomplished opera singer in Europe. Our next speaker was Kiersten Fishburn who is the Deputy Secretary, Cities and Active Transport at Transport NSW and Amanda Rose is the founder of Director of Western Sydney Women along with other small business development groups. We had a presentation by Active Super and United Services Union.

We were unaware that councillors can also join the United Services Union. One big advantage of doing this is their travel insurance, which covers us in case we have an accident going to and from council activities.

After lunch we had an ALGWA discussion panel with Dai L, Christine Lay Ku-ring-gai Council and Darriea Turley AM president LGNSW. All remarkably interesting but most topics were not relevant to small rural councils like us. One common thread was the disengagement of the youth and funding for roads and infrastructure.

Day two was another inspiring day listening to Deb Wallace telling of her amazing career in the Police Force and Dr Neryl East who is a communication and credibility expert who shows local government leaders how to use our voices, stand out and command influence. She also gave us tips on how to be more assertive.

Next was a presentation on Fairfield and how they have grown their investment portfolio for the council. Quite amazing for a disadvantaged council.

Finally, a presentation from Forbes council that is hosting the conference next year.

It was interesting to note that Lachlan Council was the only council with a First Nations Woman in attendance. ALGA was unsure if there were any other First Nations Women on councils.

I would recommend that we attend next year.

## **ATTACHMENTS**

Nil

### **RECOMMENDATION**

That:

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

**15 CORRESPONDENCE****15.1 CORRESPONDENCE - JULY****TRIM Number: R22/213****Author: General Manager****PURPOSE**

To provide Council with correspondence received for the month of July.

**SUPPORTING INFORMATION**

Response from the Deputy Premier and Minister for Police regarding crime within Condobolin.

Response from the Minister for Local Government regarding grant funding issues

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

CSP 4.8 Strong effective and responsive Council.

**ATTACHMENTS**

- 1. Minister for Police**
- 2. Minister for Local Government**

**RECOMMENDATION**

That:

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



**The Hon. Paul Toole MP**  
Deputy Premier  
Minister for Regional New South Wales  
Minister for Police

IM22/7276  
F/2022/22076

Mr Roy Butler MP  
Member for Barwon  
11 Barton Street  
COBAR NSW 2835

[barwon@parliament.nsw.gov.au](mailto:barwon@parliament.nsw.gov.au)

Dear Mr Butler,

Thank you for your correspondence on behalf of Mr Jon Shillito, Acting General Manager from Lachlan Shire Council regarding crime in Condobolin.

Your representations were referred to the NSW Police Force Central West Police District (PD) and the Crime Prevention Command for consideration.

The NSW Police Force advises that on 3 May 2022, the Acting Commander of the Central West PD met with the General Manager of Lachlan Shire Council, Mr Greg Tory and discussed the concerns about crime in the community. Mr Tory was assured that the NSW Police Force is committed to responding to crime and the associated concerns of the Condobolin community. I am advised that Mr Tory and the Lachlan Shire Council recognised the work of the NSW Police Force in addressing recent crime events.

As you would be aware, the NSW Police Force rely on community support to identify offenders, alleged criminal activity and to help solve crimes. The community are encouraged to continue to report crime and anti-social behaviour to the Police to ensure an appropriate response.

The Central West PD is committed to the prevention, early intervention, and diversion of at-risk youth in the Condobolin area and it continues to work with the local community, Aboriginal Elders and young people to ensure positive engagement and the reduction of crime.

I am also advised that youth engagement is undertaken by the NSW Police Force Aboriginal Community Liaison Officers (ACLOs), through a targeted youth program to divert young people away from the criminal Justice System. The local ACLO, Mr Kevin Read, continues to work with local families and young people to connect them to local services and programs.

I note that you refer to a proposal about '*diversionary programs through a collaboration with Maranguka*' put to the Attorney General. The Acting Commander advises that he recently contacted your office about the program and understands that it is in an early concept and development stage. On this basis, the NSW Police Force will wait for further discussions from your office and the Attorney General for any potential with the Maranguka project.

Please be assured that the NSW Police Force is committed to addressing youth issues and understands that engaging with local youth and their families is a key part of that work.

Yours sincerely,

**The Hon. Paul Toole MP**  
Deputy Premier  
Minister for Regional New South Wales  
Minister for Police

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**The Hon. Wendy Tuckerman MP**  
Minister for Local Government

Your Ref: RB3586  
Our Ref: A811167

Mr Roy Butler MP  
Member for Barwon  
PO Box 118  
COBAR NSW 2835

By email: [barwon@parliament.nsw.gov.au](mailto:barwon@parliament.nsw.gov.au)

Dear Mr Butler

Thank you for your correspondence on behalf of Lachlan Shire Council regarding local government grant programs not necessarily reflecting the priorities determined by communities in their Community Strategic Plans.

As you are aware, the Office of Local Government is not itself a funding agency for local government, although it does from time to time administer grants on behalf of other parts of Government.

You correctly note that under the Integrated Planning and Reporting Framework the Community Strategic Plan describes the community's vision and aspirations for a period of ten or more years. Further, it provides councils with an opportunity to advocate with state government on behalf of their communities and provide input into state and regional planning processes.

I understand the issues you raise on behalf of council and I have instructed the Office of Local Government to raise them with funding bodies as appropriate.

Thank you for taking the time to bring this matter to the Government's attention.

Yours sincerely

**The Hon. Wendy Tuckerman MP**  
Minister for Local Government

24 JUN 2022

**16 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**17 PETITIONS**

Nil

**18 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:

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

This matter is considered to be confidential under Section 10A(2)b of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

### **18.2 Water Account Adjustment - 1024795**

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

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

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

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

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

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

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

### **18.6 Senior Staff Update**

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

### **18.7 Rates and Charges Donations - 2022/2023**

This matter is considered to be confidential under Section 10A(2)b of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

**18.8 Lease of Medical Facility - Melrose Street Condobolin**

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

**18.9 Fire damaged property in the Lachlan Shire**

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

**18.10 Community Recycling Centre Program Operational Deed**

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

**18.11 MASPRO Engineering Trading Pty Ltd - request to Council**

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