



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

Date: Wednesday, 14 December 2022
Time: 2:00 PM
Location: Condobolin Council Chambers

BUSINESS PAPER

Ordinary Council Meeting

14 December 2022

Lachlan Shire –THE HEART OF NSW



Our Vision:

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

Mission:

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

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1 WEBCASTING

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

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS**3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE****4 CONFIRMATION OF MINUTES**

Ordinary Meeting - 23 November 2022

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 23 NOVEMBER 2022 AT 2.00PM**

- PRESENT:** Mayor John Medcalf (OAM), Deputy Mayor Paul Phillips (via zoom) Cr Judith Bartholomew (via zoom), Cr Melissa Blewitt (via zoom), Cr Dennis Brady, Cr Dave Carter, Cr Peter Harris, Cr Megan Mortimer (via zoom), Cr Melissa Rees
- IN ATTENDANCE:** Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Adrian Milne (Director - Infrastructure Services), Jon Shillito (Director - Environment, Tourism and Economic Development) (via zoom) and Carolyne Marchant (Minute Taker)

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

Cr Medcalf acknowledged that the Shire is in the middle of a flood situation. He thanked the emergency agencies for support to the community and also thanked the community and volunteers for assisting with the 'Great wall of Condo' levee.

1 WEBCASTING

Statement regarding webcasting was read by the Mayor.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The acknowledgement of Country and Elders was made by Cr Carter. Cr Carter requested that the meeting pause for one minutes silence in acknowledgement.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2022/304

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

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

CARRIED

4 CONFIRMATION OF MINUTES

RESOLUTION 2022/305

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That the minutes of the Ordinary Meeting held on 26 October 2022 be confirmed.

CARRIED

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS - NOVEMBER****RESOLUTION 2022/306**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. Mayoral Minute No R22/369 be received and noted.

CARRIED**5.2 MAYORAL MINUTE - DECLARATION OF STATEWIDE ROAD EMERGENCY****RESOLUTION 2022/307**

Moved: Cr Peter Harris

Seconded: Cr Dave Carter

That:

1. Mayoral Minute No. R22/388 be received and noted.
2. Lachlan Shire Council joins with Local Government NSW and the Country Mayors Association of NSW in declaring a State-wide Road Emergency.
3. Along with these organisations Lachlan Shire Council supports:
 - a. an acceleration and significant increase in funding for the \$1.1 billion Fixing Local Roads and Fixing Country Bridges program from the New South Wales Government;
 - b. a boost to Road Block Grant funding to compensate for the damage to the regional road network from the Federal Government;
 - c. new funding to provide councils with plant machinery and skilled workers to expedite road repairs from the Federal Government; and
 - d. the writing of letters to the Hon Anthony Albanese MP, Prime Minister of Australia, and the Hon Dominic Perrottet MP, Premier of New South Wales to request immediate action on these matters.

CARRIED**6 PUBLIC FORUM**

Leanne Smith from intentus Chartered Accountants joined the meeting at 2.12pm to present Lachlan Shire Council's Financial Report.

Cr Paul Phillips joined the meeting at 2.29pm

Leanne Smith left the meeting at 2.34pm

7 DISCLOSURE OF INTEREST

Cr Blewitt declared a Non-pecuniary, Less than Significant interest in Item 9.2.2 Donations as her children attend both Condobolin Public School and Condobolin High School.

Cr Blewitt declared a Pecuniary interest in Item 8.6 Youth Services update to Council – January to June 2022 Youth services report and Financials to 30 June 2022 as the Acting Executive Officer of Lachlan and Western Regional Services is her managing director.

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 8.1 Building Project Monthly Update for November as her brother-in-law manages Willow Bend Sports Centre.

Cr Brady declared a Non-Pecuniary Less than Significant interest in Item 8.6 Youth Services update to Council – January to June 2022 Youth services report and Financials to 30 June 2022 as he is on the board of Lachlan and Western Regional Services.

Cr Carter declared a Pecuniary Interest in Item 17.2 Proposed debt recovery Assessment Number 1001925 as he is the property owner.

8 READ AND NOTE

Cr Blewitt declared a Pecuniary interest in Item 8.6 Youth Services update to Council – January to June 2022 Youth services report and Financials to 30 June 2022 as the Acting Executive Officer of Lachlan and Western Regional Services is her managing director.

Cr Blewitt declared a Non-Pecuniary Less Than Significant interest in Item 8.1 Building Project Monthly Update for November as her brother-in-law manages Willow Bend Sports Centre.

Cr Brady declared a Non-Pecuniary Less than Significant interest in Item 8.6 Youth Services update to Council – January to June 2022 Youth services report and Financials to 30 June 2022 as he is on the board of Lachlan and Western Regional Services.

RESOLUTION 2022/308

Moved: Cr Peter Harris

Seconded: Cr Dave Carter

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

- 8.1 Building Projects Monthly Update For November
- 8.2 Investments as at 31 October 2022
- 8.3 Submission to IPART on Review of the Rate Peg Methodology
- 8.4 Update on Audit, Risk & Improvement Committee Guidelines
- 8.5 FY22/23 Utilities Monthly Update for November
- 8.6 Youth Services Update to Council - January to June 2022 Youth Services Report and Financials to 30 June 2022
- 8.7 FY22/23 Urban Works Monthly Update for November

CARRIED

8.8 ACTIVE RESOLUTIONS - NOVEMBER**RESOLUTION 2022/309**

Moved: Cr Melissa Blewitt

Seconded: Cr Judith Bartholomew

That:

1. The General Manager's report no. R22/378 be received and noted.

CARRIED**8.9 FY22/23 ROADWORKS MONTHLY UPDATE FOR OCTOBER****RESOLUTION 2022/310**

Moved: Cr Melissa Rees

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report No. R22/372 be received and noted.

CARRIED**9 DECISION REPORTS****9.1 GENERAL MANAGER**

Nil

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 ADOPTION OF ANNUAL REPORT AND AUDITED FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2022****RESOLUTION 2022/311**

Moved: Cr Peter Harris

Seconded: Cr Melissa Rees

That:

1. The Director Corporate and Community Services Report No. R22/365 be received and noted.
2. The Annual Report 2021-2022 be adopted as presented.
3. The Lachlan Shire Council Annual Financial Statements and Audit Reports for the year ended 30 June 2022 be adopted as presented.

CARRIED

Cr Blewitt declared a Non-pecuniary, Less than Significant interest in Item 9.2.2 Donations as her children attend both Condobolin Public School and Condobolin High School.

9.2.2 DONATIONS

RESOLUTION 2022/312

Moved: Cr Dave Carter

Seconded: Cr Melissa Rees

That:

1. The Director of Corporate and Community Services Report No. R22/366 be received and noted.
2. Council provide a donation of \$100 to Lake Cargelligo Central School for their annual school presentation.
3. Council authorise the General Manager to approve any similar requests, up to the value of \$100, from Lachlan Shire schools for support toward their annual school presentations.

CARRIED

9.2.3 QUARTERLY BUDGET REVIEW 1 2023 FY

RESOLUTION 2022/313

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That

1. The Director Corporate and Community Service Report No. R22/374 be received and noted.
2. The Quarterly Budget adjustments including reserve movements be adopted as presented.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT**9.3.1 AMENDED SECTION 7.12 CONTRIBUTIONS PLAN****RESOLUTION 2022/314**

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/282 be received and noted.
2. The amended Section 7.12 Contributions Plan be placed on public exhibition for a period of no less than 28 days and public submissions be invited on the draft plan.
3. A further report be presented to Council, following the public exhibition of the amended Section 7.12 Contributions Plan, detailing any submissions received during the public exhibition period and to allow Council to consider the adoption of the amended plan.

CARRIED**9.3.2 DEVELOPMENT DATA OCTOBER 2022****RESOLUTION 2022/315**

Moved: Cr Dave Carter

Seconded: Cr Dennis Brady

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/373 be received and noted.

CARRIED**9.3.3 PROPOSED REZONING AND AMENDMENT TO MINIMUM LOT SIZE - 60 BOONA ROAD CONDOBOLIN****RESOLUTION 2022/316**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/379 be received and noted.
2. Council formally endorse the NSW Department of Planning and Environment proposal to create a State Environmental Planning Policy (SEPP) to amend the Lachlan Local Environmental Plan (LEP) 2013 to rezone 60 Boona Road, Condobolin, RU5 Village with a minimum lot size of 600 square metres.

CARRIED

9.4 INFRASTRUCTURE SERVICES

Nil

10 DEPUTATIONS

Nil

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Cr Medcalf and the General Manager presented an update on the 2022 National Local Roads and Transport Congress they attended on 2 – 3 November 2022.

Cr Medcalf gave an update on the Country Mayors Association meeting held 18 November 2022.

Cr Harris attended the LG NSW Annual Conference in October 2022, he will submit a report at the December meeting.

14 CORRESPONDENCE**14.1 CORRESPONDENCE****RESOLUTION 2022/317**

Moved: Cr Dave Carter

Seconded: Cr Peter Harris

That:

1. The Correspondence Report No. R22/386 be received and noted.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

DRAFT

17 CLOSED SESSION**RESOLUTION 2022/318**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

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

17.1 Appointment of Audit, Risk & Improvement Committee Independent Member

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

17.2 Proposed debt recovery Assessment Number 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.

17.3 Sale of Land for Unpaid Rates Under Section 713 of the Local Government Act 1993.

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

17.4 Tottenham Caravan Park - Use of Dwelling for accommodation

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

17.5 Albert Golf Club - Assessment 1043090 - Outcome of request for Non Rateable Status

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.

17.6 ARIC Minutes - February & June 2022 meetings

This matter is considered to be confidential under Section 10A(2)g of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

17.7 Interim Audit Management Letter 2022

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

17.8 Tender Negotiations - Scott Street Upgrade

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

CARRIED**RESOLUTION 2022/319**

Moved: Cr Dave Carter

Seconded: Cr Peter Harris

That Council moves out of Closed Council into Open Council.

CARRIED**17.1 APPOINTMENT OF AUDIT, RISK & IMPROVEMENT COMMITTEE INDEPENDENT MEMBER**

It was moved Crs Harris/Phillips

That:

1. The Director Corporate & Community Services Report R22/300 be received and noted.
2. Council determine the preferred applicant/s for appointment as an Independent Member/s of the Audit, Risk and Improvement Committee.
3. Council authorise the General Manager to appoint the preferred applicant/s as Independent Members of the Audit, Risk and Improvement Committee from 1 December 2022.

An amendment was moved Crs Brady/Phillips

That:

1. Council resolves to appoint Robert Hunt for 4 years from 1 December 2022 subject to legislative changes & a satisfactory performance review after 2 years.
2. Council resolves to delegate authority to the General Manager and Mayor to appoint Sean Row to 30 June 2024, subject to satisfactory reference check.

The amendment was put to the vote and CARRIED

RESOLUTION 2022/320

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

CARRIED

Cr Carter declared a Pecuniary Interest in Item 17.2 Proposed debt recovery Assessment Number 1001925 as he is the property owner.

Cr Carter left the meeting at 3.27pm

17.2 PROPOSED DEBT RECOVERY ASSESSMENT NUMBER 1001925

It was moved Crs Rees/Brady

That:

1. The General Manager's Report R22/358 be received and noted.
2. Council note the proposed commencement of debt recovery action in accordance with Council resolution No. 2022/234 to recover all outstanding water consumption charges and interest in relation to assessment 1001925.

An amendment was moved Crs Brady/Harris the Item 17.2 Proposed Debt Recovery Assessment Number 1001925 be deferred until the Ordinary Meeting of Council to be held 14 December 2022.

The amendment was put to the vote and CARRIED.

RESOLUTION 2022/321

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

CARRIED

Cr Carter returned to the meeting 3.41pm

Cr Mortimer left at 3.30 pm

17.3 SALE OF LAND FOR UNPAID RATES UNDER SECTION 713 OF THE LOCAL GOVERNMENT ACT 1993.**RESOLUTION 2022/322**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

1. The Director Corporate & Community Services Report R22/359 be received and noted
2. That the General Manager prepare the necessary certificates under *Section 713 of the Local Government Act, 1993*, in preparation for forthcoming sale.
3. That Council, pursuant to Section 713 and other relevant sections of the *Local Government Act 1993*, authorises sale proceedings to sell the properties listed in this report at a public auction at a time and place to be determined.
4. That Executive Collections be appointed to administer the sale on Council's behalf.
5. That Council authorises the General Manager and Executive Collections to proceed with the necessary arrangements, pertaining to the sale of the properties listed in this report, as set out in the *Local Government Act 1993* and *Local Government (General) Regulation 2021*.
6. That Council delegates authority to the General Manager to take the following actions pertaining to the properties specified in the report:
 - (a) To withdraw from sale any property that prior to the commencement of the auction has had all Rates and charges, including expenses of Council incurred in connection with the sale, paid in full.
 - (b) To withdraw any property from sale for technical or legal reasons.
 - (c) To set reserve prices for sale of the properties at auction.
 - (d) To negotiate by private treaty and accept offers for sale of any property that fails to sell at auction.
 - (e) To execute Sale and Purchase contracts, and property transfer documents, under Council's Common Seal/or by the General Manager.

CARRIED

Cr Blewitt recorded her vote against the motion

17.4 TOTTENHAM CARAVAN PARK - USE OF DWELLING FOR ACCOMODATION**RESOLUTION 2022/323**

Moved: Cr Peter Harris

Seconded: Cr Dave Carter

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/360 be received and noted.
2. An allocation of \$20,000 from the existing 2022/23 Budget Building Capital Works – Budget Unallocated be approved for the maintenance and refurbishment of the dwelling at the Tottenham Caravan Park.
3. The proposed new fee for the casual rental of the dwelling at the Tottenham Caravan Park be placed on public exhibition for a period of no less than 28 days.
4. Council authorise the Mayor and General Manger to include the proposed new fee for the casual rental of the dwelling at the Tottenham Caravan Park in the current fees and charges, after the expiry of the public exhibition period, provided no submissions to the fee are received during the public exhibition period.

CARRIED

17.5 ALBERT GOLF CLUB - ASSESSMENT 1043090 - OUTCOME OF REQUEST FOR NON RATEABLE STATUS**RESOLUTION 2022/324**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director Corporate & Community Services Report R22/362 be received and noted.
2. That Council resolves to declare Albert Golf Club, Assessment 1043090, as non-rateable, in compliance with *section 556(1)(b) of the Local Government Act NSW 1993*, from the 2017/2018 financial year; and
3. Write-off ordinary Rates charges only, amounting to \$15,930.16.

CARRIED

17.6 ARIC MINUTES - FEBRUARY & JUNE 2022 MEETINGS**RESOLUTION 2022/325**

Moved: Cr Melissa Rees

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Corporate & Community Services Report R22/370 be received and noted.
2. The minutes of the Audit, Risk & Improvement Committee (ARIC) meetings held on 9 February 2022 (confirmed) and 8 June 2022 (unconfirmed) be received and noted.

CARRIED

17.7 INTERIM AUDIT MANAGEMENT LETTER 2022**RESOLUTION 2022/326**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That

1. The Director Corporate & Community Services Report No. R22/385 be received and noted.
2. The Interim Audit Management letter and associated comments for the financial year ended 30 June 2022 be noted.

CARRIED

17.8 TENDER NEGOTIATIONS - SCOTT STREET UPGRADE**RESOLUTION 2022/327**

Moved: Cr Melissa Rees

Seconded: Deputy Mayor Paul Phillips

That

1. The Director Infrastructure Services Report No. R22/389 be received and noted
2. Council resolve to accept the revised tender from Utilstra Pty Ltd.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.

CARRIED

The Meeting closed at 4.16pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 14 December 2022.

.....
CHAIRPERSON

5 MAYORAL MINUTE

5.1 MAYORAL MINUTE - CENTRAL NSW JOINT ORGANISATION BOARD MEETING - NOVEMBER 2022

TRIM Number: R22/398

Author: Administration Officer

RECOMMENDATION

That:

1. The Mayor's report No. R22/398 on the Central NSW Joint Organisation Board meeting held on 24 November 2022 be received and noted.

PURPOSE

To provide Council with a report on the Central NSW Joint Organisation Board meeting held in 24 November 2022 attended by the Deputy Mayor and General Manager.

SUPPORTING INFORMATION

The report from the Central NSW Joint Organisation is attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. Central NSW Joint Organisation Board meeting report

5.2 MAYORAL MINUTE - MEETINGS AND FUNCTIONS - DECEMBER**TRIM Number: R22/407****Author: Administration Officer****RECOMMENDATION**

That the Mayoral Minute No R22/407 be received and noted.

PURPOSE

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

MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR

30.11.2022	Visit by NSW Premier Dominic Perrottet
02.12.2022	Condobolin Chamber of Commerce Street Festival
05.12.2022	CMA Executive Meeting
06.12.2022	Meeting with Western NSW LHD
07.12.2022	Lachlan Valley Collaborative Care
08.12.2022	Resilience NSW Briefing
13.12.2022	Lake Cargelligo Central School – Annual Presentation
14.12.2022	Bush Bursary Luncheon
14.12.2022	Ordinary Council Meeting

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council

ATTACHMENTS

Nil

5.3 MAYORAL MINUTE - DECEMBER**TRIM Number: R22/413****Author: General Manager****RECOMMENDATION**

That the Mayoral Minute No. R22/413 be received and noted.

VALE ELAINE BENDAL

It is with great sadness that I report the passing of Lachlan Shire Councillor Elaine Bendall. Elaine passed away on the morning of Saturday, 3 December 2022 after a short illness. The Council's condolences have been passed to Elaine's family and the Tullibigeal community.

Elaine was elected to Council as a D Ward representative at a bi-election in February 2019 following the passing of the sitting Councillor at that time, Mr Max Frankel. Elaine served her community as a D Ward councillor for almost four years. Like me, I'm sure you will all miss her contribution in the Lachlan Shire chamber. Rest in peace Elaine.

Visit by the NSW Premier

On Friday, 25 November 2022 the Condobolin community had a visit by the Premier of NSW Dominic Perrottet, the Minister for Emergency Services Steph Cook, the Member for Barwon Roy Butler and the Federal Member for Parkes Mark Coulton. The purpose of the visit was to see first-hand the impact of the flood and to thank the SES and other emergency service organisations for their efforts. This visit was much appreciated as it allowed us to talk about and show the Premier the extent and impact that the ongoing flood was having on the Lachlan Shire community.

We've certainly had a very interesting last twelve months, which seems to have gone very quickly. The ongoing rain events, flooding and the never ending pandemic are all making life challenging for our community. As flood waters recede we are seeing the extent of the damage that has been done to houses, businesses, the road network, agriculture, people's lives and the growing cost of rebuilding. The State and Federal governments have put in place financial and health support for our community to access. Information is available online on the Service NSW or Rural Assistance Authority websites.

Condobolin Chamber of Commerce Street Festival

Congratulation to the Condobolin Chamber Commerce for the Street Festival on Friday, 2 December 2022. There was a good turn out with people in the street and businesses participating by staying open extra hours. It was great to see people enjoying themselves, socialising and communicating.

Congratulation to the winners of the barrel draws, it certainly created a lot interest.

Finally I wish you all a very Merry Christmas and a healthy and happy New Year and let's hope our lives return to normal in 2023.

John Medcalf OAM
Mayor

ATTACHMENTS

Nil

6 PUBLIC FORUM

Festival Of The Lakes 2023 Committee – to provide an update

Cr Dave Carter – Item 17.3 Proposed debt recovery Assessment Number 1001925

7 DISCLOSURE OF INTEREST

8 READ AND NOTE**8.1 BUILDING PROJECTS MONTHLY UPDATE FOR NOVEMBER/DECEMBER****TRIM Number:** R22/380**Author:** Manager - Projects and Building**RECOMMENDATION**

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/380 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

NIL

BACKGROUND

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

ISSUES AND COMMENTS

Please note that all projects have been impacted by the October/November/December flooding events. No works have been undertaken in the last month due to these events. Whilst efforts are being made to gain access and restart projects, it is likely that the majority of projects will not recommence until mid to late January 2023 (subject to the availability of contractors).

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	Revised option accepted by committee via confirmation email. Scope variation has been approved. Purchase order issued for the structure. Quotes being obtained for remaining works.

Condobolin Works Depot	\$7,246,707.60	\$6,000,000 Loan and remaining \$1.25m from Council reserves	\$2,953,289.97	\$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. In accordance with Interim Arbitration Award, Council has undertaken further site investigations and testing. Final report has been received. Works have ceased on-site whilst the dispute remains unresolved.
Lachlan Shire Visitor Information Centre	\$4,403,973.00 above includes contingency of \$347,836.03	Growing Local Economies Fund	\$1,171,708.98	\$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. Portal framework has been completed. Roof installed. Infill framework completed, service rough in has been completed. Contractors had to leave the site due to flooding. It is unlikely that works will recommence until the middle of January 2023.

Lake Cargelligo Hall Upgrade	\$50,000	SCCF R4	\$45.5k	\$50,000	Air Conditioning units have been installed. Door has been repaired, alarm system has been installed. Variation approved, extra funds will be spent on enhancing the alarm system. Purchase order issued, now awaiting installation of new alarm system.
Willow Bend Sport Centre – Roof Repair	\$75,000	SCCF R4	\$70k	\$75,000	PO issued for works. Roof safety system has been installed. Repairs to roof have been undertaken, with significant savings. Variation to project scope has been approved. New vents have been purchased and internal works have been undertaken. Awaiting installation of vents and windows.
Willow Bend Sports Centre Renewal	\$300,000	LRCI P3	Nil	\$300,000	A meeting has been held with the manager of the sports centre to discuss potential impacts of works as well as options. Meeting held onsite with builders in regard to the amenities renewal. Initial quote received. Scope has been reviewed and revised quotes are being obtained from local builders.

Companion Animal Surrender Cages - Lake Cargelligo	\$50,000	LRCI P3	\$1.7k	\$50,000	Preferred site has been identified. Plans have been finalised, quote has been received and purchase order has been issued to local builder. Project will be delayed due to the current flooding situation. The length of the delay is unknown at this point.
Administration Centre Upgrade	\$320,000	LRCI P3	\$73.8k	\$320,000	Works have commenced. New A/C system has been installed, new lighting throughout. PO issued for Carpet, Electrical, IT equipment, patrician wall. Above works were scheduled to commence in late November. However the space was required for the recent Emergency Operations Centre. The works are likely to commence in late January/early February.
Tottenham Caravan Park Enhancement	\$190,000	LRCI P3 \$190k & Council funds \$35k	\$66.8k	\$190,000	Schedule of works being finalised. Quotes are being obtained and PO's to be issued for various items. Solar lighting has been installed throughout the park and on the footpath towards town. Works have been completed on the new office, patio slab and renewal of several rooms. Other works continuing.

Sign Replacement – Lake Cargelligo Foreshore walk	\$50,000	SCCF R3	Nil	\$50,000	Audit undertaken. Meeting was held with relevant parties on Monday 20 June 2022. Sign details are now being prepared with the stakeholders but have been delayed due to the flooding events.
Provision of hearing loop – Tullibigeal Hall	\$20,000	22/23 Capital	\$10k	\$20,000	Quotes have been obtained, PO has been issued. Awaiting confirmation of installation date.

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	\$262,978.32
Remaining contingency	\$51,708.80
Current Expenditure	\$2,953,289.97

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.

Visitor Information Centre Budget Update

Budget	\$4,403,973.00
Contract Value	\$3,709,490.63
Other Works and Project Management Costs	\$341,058.56
Contingency	\$353,423.81

Approved Variations	\$112,753.05
Remaining contingency	\$240,670.76
Current Expenditure	\$1,171,708.98

All figures include GST

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

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

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

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

STAKEHOLDER CONSULTATION

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

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

OPTIONS

Not applicable

CONCLUSION

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

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

Nil

8.2 DEVELOPMENT APPLICATION DATA NOVEMBER 2022**TRIM Number:** R22/391**Author:** Manager- Town Planning**RECOMMENDATION**

That:

1. The Director Environment, Tourism and Economic Development Report No. R22/391 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Council's Development Data.

BACKGROUND

During the month of November 2022 there were four (4) applications lodged with a value totalling \$31,028,147. Seven (7) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in November 2022.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2022/21	Construction of Rural Supplies, Storage Premises and two lot Torrens Title subdivision	68 Henry Parkes Way, Condobolin	\$480,000	Delegated Authority
DA 2022/33	Construction of outbuilding (8m x 5m shelter)	30 Stuart Drive, Curlew Waters	\$7,700	Delegated Authority
DA 2022/42	Construction of outbuilding (6.6m x 7m shed with awning)	18 Randall Place, Condobolin	\$26,500	Delegated Authority
DA 2022/44	Alterations and additions to dwelling	2 Lake Street South, Lake Cargelligo	\$470,500	Delegated Authority

DA 2022/45	Removal of existing dwelling and construction of dwelling	21 Weja Road, Tullibigeal	\$890,000	Delegated Authority
DA 2022/46	Construction of rural storage building	40 Wells Street, Curlew Waters	\$50,000	Delegated Authority
DA 2022/47	Installation of swimming pool	101 Officers Parade, Condobolin	\$73,535	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	7		\$1,998,235	

Comparison to Previous Year: Applications Approved November 2021

Total **Number** of Applications **approved in November 2021:** 10

Total **Value** of Applications **approved for November 2021:** \$2,012,370

Development Applications and Complying Development Certificates Received in November 2022.

Development Identifier	Development Description	Location	Value
DA 2022/26	Telecommunication facilities	1 Currajong Street, Tullibigeal	\$30,000
DA 2022/49	Multi dwelling housing – 3 x 1 bedroom dwellings	1 Quirk Drive, Condobolin	\$1,267,647
DA 2022/50	Electricity generating works, tank-based aquaculture, intensive plant agriculture and agricultural produce industry operations	210 Lake Cargelligo Road, Lake Cargelligo	\$29,276,500
DA 2022/52	Removal of existing dwelling and installation of transportable dwelling	3381 Boona Road, Condobolin	\$454,000
TOTAL	4		\$31,028,147

Comparison to Previous Year: Applications Received November 2021

Total Number of Applications **received in November 2021**: 5

Total Value of Applications **received for November 2021**: \$804,700

ISSUES AND COMMENTS

A total of twenty-six (26) approvals have been issued this financial year at an average of 29 days, which is within the legislative timeframe for approvals and well below the average net days taken to determine a DA across all NSW Councils.

FINANCIAL AND RESOURCE IMPLICATIONS

No foreseeable issues.

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

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

STAKEHOLDER CONSULTATION

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

OPTIONS

1. Receive and note the report.

CONCLUSION

Development Application and Complying Development Certificate approved data reveals a total development value of \$5,248,766 for applications approved in the 2022/2023 financial year.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Build Civic Leadership and Pride

Community Strategic Plan - 4.2 Strong Effective Responsive Council.

ATTACHMENTS

Nil

8.3 FY22/23 URBAN WORKS MONTHLY UPDATE FOR DECEMBER**TRIM Number: R22/402****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R22/402 be received and noted.

PURPOSE

The purpose of this report is to provide an update of the capital improvements in the Urban Works Section. The items listed are for works undertaken in November 2022, in progress for the month of December 2022 and forecast for the month of January 2023.

SUPPORTING INFORMATION

Nil

BACKGROUND

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

ISSUES AND COMMENTS

Project delivery in this area has focused on grant funded projects with funding deadlines and Capital works.

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

Supply chains for materials, contractors and manufactured goods are being affected by the current flooding event. Staff continue to liaise with stakeholders and grant bodies regarding possible impacts.

Works Completed in November

Tourism Precinct – stage 3. BBRF	Contractors have been delayed due to the wet weather and flooding of the site. Contractors are organising their works program so they can attend site as soon as the grounds dry out. PO's have been issued and work will re-commence as soon as possible. Subject to the flood damage assessment, we estimate there will be a delay of approximately 3-6 months on the competition of this project.
Scott Street Subdivision	Contract provided to preferred Contractor.
Footpath Tender	All footpath works have been postponed indefinitely due to flooding. Subject to the flood damage assessment, we estimate there will be a delay of approximately 3-6 months on this project.
SRA power upgrade	Site works have been postponed due to the flooding of the SRA. Subject to the flood damage assessment, we estimate there will be a delay of approximately 1-2 months on the competition of this project.
SRA Ground LED Lighting Tender	Purchase order issued and contractor has ordered materials. Site works have been postponed due to flooding. Subject to the flood damage assessment, we estimate there will be a delay of approximately 1-2 months on the competition of this project.
SRA Ground Changeroom upgrade	Design documentation has been complete and is ready for tender. Due to the flooding event and being unable to access the site, the tender has been postponed till early January to allow adequate time for the flood recovering and the Christmas break.
SRA Ground fencing upgrade	Site works postponed due to flooding. Work will recommence in the new year when the tender is awarded for the changerroom upgrade, this will allow for adequate budget adjustments to complete fencing upgrade works.
Apex Park Pontoon	Water levels within the Lake is currently prohibiting any works. Water will likely stay high for a number of months. Subject to the flood damage assessment, we estimate there will be a 2-3 months delay on the completion of the project.
Tottenham Swimming Pool Carpark	Sub-base and concreting work have been complete. Sealing has been postponed due to the flooding and wet weather. Sealing to be complete as soon as possible.
Albert BBQ and Shelter	Purchase order issued and materials delivered Works have re-commenced onsite. Excavation complete.
Tullibigeal Netball Court Refurbishment	Contractor has confirmed they will be onsite in December subject to any further delays.

Works Underway in December

Tourism Precinct – stage 3. BBRF	Works will recommence as soon as possible.
Scott Street Sub-division	Awaiting return of Contract documents and confirmation of timeframes.
Footpath Construction	Works delayed until the rain and flooding subsides. The next project to commence will be Gum Bend Lake walkway, and Bathurst Street. Works to recommence in the new year.
SRA power upgrade	Design documentation submitted to Essential Energy. Site works will commence when possible.
SRA Ground LED Lighting Tender	Material delivery should occur in December. Site works to commence when possible.
Lake Cargelligo Cricket Nets	Materials to be ordered
Tottenham Swimming Pool Carpark	Sealing work to recommence when possible.
Tullibigeal Netball court resurfacing	Purchase order issued. Works have been scheduled to commence 13 th of December 2022.
Albert Park BBQ and Picnic shelter	Main slab poured, BBQ and shelter to be installed. Works to be complete and operational.

Works Scheduled in January

Tourism Precinct – stage 3. BBRF	Landscaping works to recommence.
Footpath Construction	Footpath construction to recommence if possible. Following the completion of Gum Bend Lake, the contractor will start Bathurst Street (195-211) approx. 180m & Frogs Hollow 130m
SRA Power upgrade	Essential Energy design approval. Site works to commence.
SRA Lighting upgrade	Site works to commence.
SRA Ground Changeroom upgrade	Tender to commence early January 2023
SRA Ground fencing upgrade	Works to recommence In February 2023
Lake Cargelligo Cricket club toilet	Project delayed due to availability of materials, lead times and flooding. Works to recommence in January 2023
Lake Cargelligo Cricket Nets	Works programmed for the January school holidays
Tottenham Swimming Pool carpark	All carpark works to be complete and operational.
Tullibigeal Netball court resurfacing	Cracks rectified, resurfacing and line marking complete.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$379K	\$600K	Budget is on track
Shire Wide LED street light replace	\$569k	LRCI 3	\$495k	\$569k	Budget on track
7 footpath locations	\$1,221k	FLR, LRCI3, General Rev	\$106k	\$1,221k	Budget on track
SRA Power Upgrade	\$267k	Showground Stimulus	\$0	\$267k	Budget on track
Apex Park pontoon	\$200K	Boating now	\$130K	\$200K	Budget is on track
Tottenham Recreation Security fencing	\$50k	SCCFR4	\$16k	\$50k	Budget is on track
Tottenham Recreation Goal Posts	\$41k	LRCI 3	\$15k	\$30k	Below Budget
Tottenham Swimming Pool Carpark	\$65k	LRCI2	\$58k	\$65k	On Budget
Albert Park BBQ and Picnic shelter	\$30k	LRCI2	\$27k	\$30k	On Budget

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

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

COVID-19 and inflation is causing some concern with budgets and supply of goods and materials.

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

STAKEHOLDER CONSULTATION

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

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 November 2022, in progress for December 2022 and forecast work for January 2023.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

ATTACHMENTS

Nil

8.4 INVESTMENTS AS AT 30 NOVEMBER 2022**TRIM Number: R22/404****Author: Finance Accountant****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R22/404 be received and noted.

PURPOSE

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

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

SUPPORTING INFORMATION

Council's general bank account reconciled balance at 30 November 2022 is \$3,978,706. Investments held at 30 November 2022 totalling \$64,739,440 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 November 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 November 2022, Council's portfolio is compliant across its counterparty and credit quality limits. Over the past 12 months, the portfolio, excluding on call cash, returned +1.46% p.a., outperforming the AusBond Bank Bill Index (bank bills) by 0.46% p.a.

The Reserve Bank (RBA) raised the cash rate again on 1 November by 0.25% taking the cash rate to 2.85%. The RBA has "*not ruled out returning to 50bp increases if that is necessary. Nor have they ruled out keeping rates unchanged for a time as we assess the state of the economy and the outlook for inflation*". By downshifting the pace of hikes, the RBA is acknowledging that decisions are becoming more finely balanced to avoid slowing the economy more than needed.

Investment returns above 4.25% 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 November 2022

8.5 FY22/23 UTILITIES MONTHLY UPDATE FOR DECEMBER**TRIM Number: R22/406****Author: Manager - Utilities****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R22/406 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Nil

BACKGROUND

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

ISSUES AND COMMENTS**Condobolin**

Project	Progress
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study	<ul style="list-style-type: none">• Administration of this Deed will be finalised by the end of December 2022. Outcomes will provide valuable input for the future Concept Design Stage.
RNSW 1880 Condobolin Sewerage Scheme Scoping Study	<ul style="list-style-type: none">• Administration of this Deed will be finalised by the end of December 2022. Outcomes will provide valuable input for the future Concept Design Stage.
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none">• The bore and land boundary matters are continuing to progress. The grant body confirmed the activities under the funding agreement would enable the creation of two easements and a realignment of a road reserve, allowing the project to continue. The Land holder has been advised of the progress.
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none">• Contract 1: Pipeline – due to the flooding situation, majority of the scour valves are under water. The finalisation of the concreting works around the scour valves and a few areas of minor subsidence along the pipeline may not be able to be finalised until the soil condition is dry. These works may have to be rescheduled in January – February 2023.

	<ul style="list-style-type: none"> Contract 4: Under bore – the flow and pressure test was rescheduled multiple times due to the wet weather and flooding situation. This test will now have to be rescheduled in January – February 2023. Contract 5: Transfer Pump Station – this project has been facing wet weather challenges since the contract was awarded in 29 June 2022. The recent flooding delayed site works by at least 3 months. The revised completion date is now expected to be May July 2023 (assuming weather improves). <p>It is intended to resume the works after the Christmas and New Year break in mid-January 2023.</p>
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	<ul style="list-style-type: none"> The detailed design process is still underway with the site survey currently postponed until after the Christmas due to the recent flood events.
Condobolin Reservoir No.2 – Investigation Study	<ul style="list-style-type: none"> A business case to support grant funding is being prepared.

Lake Cargelligo

Project	Progress
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> The installation of the screen extractor continues to be delayed due to the recent flood events. It is intended to plan for this work once the site dries out and access between Condobolin and Lake Cargelligo re-opens.
Lake Cargelligo STP – Sewer Lagoons	<ul style="list-style-type: none"> The sewer lagoons continue to overflow over the embankments. It is planned to undertake further works on the banks once the dry weather returns and effluent in the lagoons start to evaporate. Planning to start work in February 2023 pending evaporation of the effluent.
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> The finalisation of the technical specification is delayed due to other priorities caused by recent flood events.

Tottenham

Project	Progress
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> Geotechnical investigation for the new Albert reservoir is again postponed due to poor access from flooding events. This investigation is now proposed to resume in early January 2023. The concept design report for the upgrade of Leg O' Mutton Dam is currently being reviewed by Council staff.

Tottenham WTP Upgrade	<ul style="list-style-type: none"> • Quotes have been received and are currently being evaluated by Council staff.
Relocation of Albert Water Main Offtake	<ul style="list-style-type: none"> • The relocation of the Albert water main off-take has started. The objective of this work is to relocate the water main out of the creek crossing. • The new 100mm water main off-take will follow the road reserve in Dandaloo Road, crossing the Bogan Way and will be connected to the b-section pipeline in Bogan Way after the Meadowview Road intersection. • The construction of the new water main will take approximately three (3) weeks with the tie-in connection planned for mid to late January 2023.

Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Condobolin & Tottenham Cargelligo)	<ul style="list-style-type: none"> • The geotechnical investigation for the new holding dam and the proposed pipeline has been postponed due to the recent flood events. This investigation is now proposed to resume in early January 2023.
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> • The review of the IWCM Issues Paper is continuing.
Natural Resources Access Regulator (NRAR) – metering requirements	<ul style="list-style-type: none"> • Council is continuing to progress the upgrade work to the flowmeters in accordance with the NRAR new metering requirements. The deadline for complying with the new requirements has been extended. Some sites remain inaccessible due to the recent flood events. Damage to the inundated sites will be assessed once the flood water recedes.

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

In the Condobolin, Lake Cargelligo, Tottenham and Albert water supply schemes, sufficient high quality drinking water, which meets the standards prescribed in the Australian Drinking Water Guidelines (ADWG), is being supplied to the community. The day to day operation of Council's water supply system is governed by DPE Water and the backwash discharge from the water treatment plant is administered by the EPA.

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

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

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

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

RISK IMPLICATIONS

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

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

STAKEHOLDER CONSULTATION

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

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 November, underway for December and planned for January 2023.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

CSP 7.2 Water Security for All Towns and Villages.

ATTACHMENTS

Nil

8.6 ACTIVE RESOLUTIONS - DECEMBER

TRIM Number: R22/408

Author: Administration Officer

RECOMMENDATION

That:

1. The General Manager's Report No. R22/408 be received and noted.

PURPOSE

To provide Council with an update on Active Resolutions as at December 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 December

9 DECISION REPORTS

9.1 GENERAL MANAGER**9.1.1 LACHLAN SHIRE COUNCIL - CODE OF MEETING PRACTICE 2022****TRIM Number:** R22/390**Author:** General Manager**RECOMMENDATION**

That:

1. The General Manager's Report No. R22/390 be received and noted.
2. The Lachlan Shire Council – Code of Meeting Practice 2022 be adopted as presented.

PURPOSE

To refer the draft Lachlan Shire Council Model Code of Meeting Practice 2022 to Council for adoption.

SUPPORTING INFORMATION

Lachlan Shire Council – Code of Meeting Practice 2022

BACKGROUND

A Model Code of Meeting Practice for Local Government in NSW has been prescribed under section 360 of the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*.

ISSUES AND COMMENTS

This code applies to all meetings of councils and committees of councils of which all the members are councillors. The policy was placed on public exhibition for 28 days with 42 days allowed for comments to be made to Council. There were no public submissions received.

No further changes have been made to the policy since the draft was approved by Council to go on public exhibition.

FINANCIAL AND RESOURCE IMPLICATIONS

NIL

LEGAL IMPLICATIONS

Local Government (General) Regulation 2021

Local Government Act 1993 NSW

360 Conduct of meetings of councils and committees

- (1) The regulations may prescribe a model code of meeting practice for the conduct of meetings of councils and committees of councils of which all the members are councillors.
- (2) The model code may contain both mandatory and non-mandatory provisions.

(3) A council must, not later than 12 months after an ordinary election of councillors, adopt a code of meeting practice that incorporates the mandatory provisions of the model code prescribed by the regulations. The adopted code may also incorporate the non-mandatory provisions and other provisions.

(4) A code adopted or amended by the council must not contain provisions that are inconsistent with the mandatory provisions.

(5) A council and a committee of the council of which all the members are councillors must conduct its meetings in accordance with the code of meeting practice adopted by it.

364 Public availability of the code

(1) The code of meeting practice adopted under this Division by a council must be available for public inspection free of charge at the office of the council during ordinary office hours.

(2) Copies of the code must be available free of charge or, if the council determines, on payment of the approved fee.

RISK IMPLICATIONS

None identified.

STAKEHOLDER CONSULTATION

Councillors

The Policy was on public exhibition for 28 days with 42 days allowed for comment. No submissions were received.

OPTIONS

N/A

CONCLUSION

The NSW Government has mandated that councils in NSW must adopt a Code of Meeting Practice based on the Model Code of Meeting Practice for Local Councils. The model code contains mandatory and non-mandatory provisions. The model document has been amended to reflect previous changes requested by Council and the draft document is attached for Council's consideration.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Community Strategic Plan 2022/23-2031/32

4.2 – Strong effective and responsive Council

4.3 – Enhanced communication with residents

ATTACHMENTS

1. Code of Meeting Practice 2022

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 STATEMENT OF BUSINESS ETHICS POLICY REVIEW

TRIM Number: R22/381

Author: Governance and Risk Officer

RECOMMENDATION

That:

1. The Director Corporate & Community Services Report R22/381 be received and noted.
2. The revised Statement of Business Ethics Policy (version 2) be adopted.

PURPOSE

To provide a draft copy of the reviewed Lachlan Shire Council (LSC) Statement of Business Ethics Policy to Council for review and adoption.

SUPPORTING INFORMATION

Revised Statement of Business Ethics Policy (version 2) attached.

BACKGROUND

A Statement of Business Ethics Policy had previously been developed and in place since August 2019. A review has now been conducted on that policy.

The Policy provides guidance regarding the standards of ethical behaviour that organisations, service providers, businesses and individuals can expect from council representatives and that are expected of them, in their dealings with Council.

ISSUES AND COMMENTS

This policy applies to all Councillors, council employees, volunteers, tenderers, consultants, suppliers and contractors.

Council's adopted Terms and Conditions of Business – Goods and Services has now been included in the revised Statement of Business Ethics Policy. In addition, wording has been added to ensure that it is clearly understood that Council's Codes of Conduct apply to everyone that deals with, and on behalf of, Council.

Council currently has a Staff and a Councillors Code of Conduct. These Codes of Conduct are based on the Office of Local Government's (OLG's) Model Code of Conduct. The Model Code of Conduct prescribed under the Regulation only applies to councillors, council staff and delegates of councils however there is nothing under the Local Government Act (LGA) to prevent a council, when adopting a code of conduct based on the Model Code of Conduct, to extend its application to persons other than councillors, council staff and delegates of council.

To make this clear the following wording has been included on page 3 of the reviewed Business Ethics Policy:-

WHAT WE ASK OF YOU

We require all providers of goods and services to observe the following principles when doing business with Council –

- *Conduct themselves in accordance with Council's Codes of Conduct as they apply to staff and councillors. All volunteers, tenderers, consultants, suppliers and contractors are expected to adhere to the same standards of conduct as outlined in the current Staff and Councillor Codes of Conduct.*

No other major changes were made in this review.

Suppliers who are in debt to Council and do not comply with a payment arrangement, are not permitted to be engaged, under the terms of the Statement of Business Ethics Policy. This has been enforced previously and a future enforcement program will begin in the new calendar year, as resources permit.

Future changes

This policy and, as a minimum, the Procurement Policy will require updating in the future to reflect Council's commitment to meeting the terms of the *Modern Slavery Act 2018*.

The Annual Report for the year ended 30 June 2023 will have additional requirements in relation to the *Modern Slavery Act 2018*.

Specifically the Annual Report:

- Must contain a statement detailing the action taken by the council in relation to any issue raised by the Anti-slavery Commissioner during the year concerning the operations of the council and identified by the Commissioner as being a significant issue.
- Must contain a statement of steps taken to ensure that goods and services procured by and for the council during the year were not the product of modern slavery within the meaning of the *Modern Slavery Act 2018*.

This process has begun with the Executive Leadership Team and Operational Management Team to consider the implications of the Modern Slavery Act 2018 and future Annual Report requirements at their next meetings.

FINANCIAL AND RESOURCE IMPLICATIONS

Real potential financial risks to councils when dealing with businesses that are in financial difficulty. This policy makes it clear that Council will not engage, or continue to engage with, suppliers, consultants or contractors in administration, receivership or liquidation.

LEGAL IMPLICATIONS

N/A

RISK IMPLICATIONS

Legislative risk if Council is not compliant with all legal requirements as listed in the Policy.

There are real potential financial risks to councils when dealing with businesses that are in financial difficulty or unethical. There is also political and reputational risk that results from being associated with business' in financial difficulty or engaging in unethical conduct. This policy aims to mitigate and avoid these risks where possible.

STAKEHOLDER CONSULTATION

Operational Management Team (OMT) and Executive Leadership Team (ELT) August 2022.

Audit, Risk and Improvement Committee (ARIC) meeting on 23 November 2022.

CONCLUSION

The ARIC recommended that the Statement of Business Ethics Policy be referred to Council for adoption. The revised Statement of Business Ethics Policy, is presented to Council for review and adoption.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong, effective and responsive council

4.2.5 Council's exposure to risk is minimised

ATTACHMENTS

1. Draft Statement of Business Ethics Policy Review October 2022 v2

9.2.2 DONATIONS**TRIM Number: R22/397****Author: Director - Corporate and Community Services****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R22/397 be received and noted.
2. Council provide a donation of \$1,839.20 to the Tess Cross Memorial Team Penning.
3. Council provide sponsorship of \$1,000 to Tottenham Welfare Council for the Community Festival to be held in March 2023, provided the event proceeds.
4. Council provide \$450 in support for the NAIDOC Week 2023 School Initiatives.
5. Council provide \$500 for the Tullibigeal Swimming Pool Committee's free BBQ at the Christmas Tree and Carols in the Park event.

PURPOSE

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

SUPPORTING INFORMATION

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

BACKGROUND

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

ISSUES AND COMMENTS

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

Tess Cross Memorial Team Penning

A donation request has been received for the cost of sand for the arena totalling \$1,839.20. An application for the donation and a copy of the invoice is attached. The account has not yet been paid.

The ABN for this organisation is listed on the ABR as being registered from 17 October 2022 and a bank account is in the process of being opened. The event was held in August 2022.

Council's Donation Policy states retrospective applications will not be accepted but Council has chosen to accept them in the past.

Council has not supported this organisation previously.

Tottenham Welfare Council

The Tottenham Welfare Council received \$16,000 funding through the Reconnecting Regional NSW Community Event program, to conduct a Tottenham Community Festival on Saturday March 11th, 2023. They acknowledge the Government funding will enable the event to happen but the Welfare Council has stated they still need to get some income from an event like this so it can allow them to continue their work in the community. The committee has therefore made a request for Council to provide sponsorship of \$1,000 towards this event.

The festival will be similar to the expos held in the past. Council provided \$1,000 towards the expo in December 2018 and in May 2019 paid a contribution towards a community event tent of \$2,499. Council provides \$5,500 annually to this organisation to support Australia Day activities (\$1,500) and for secretarial support services (\$4,000).

NAIDOC Week – Koori Kids

Koori Kids has provided a proposal for the 2023 initiatives. The contribution of \$450 will be utilised towards the costs for printing and distribution of information packs, posters, and entry forms to schools across the Lachlan Shire. Council has provided \$450 support every year since 2016.

Tullibigeal Swimming Pool Committee

The Tullibigeal Swimming Pool Committee is requesting a donation of \$500 to help pay for the free community BBQ at their annual Christmas Tree and Carols in the Park. Council has supported this organisation with a \$500 donation every year since 2019.

Please note the committee has received an allocation of Christmas decorations for this year amounting to \$3,237.

Donation approved under delegation - Resolution number 2022/312

For Council's information, the General Manager and Mayor approved a donation of \$100 for Tullibigeal Central School. They had requested \$200.

FUTURE DONATIONS

Rotary Club of Condobolin Incorporated \$1,500 – waiting on form for over \$1,000 donations.

FINANCIAL AND RESOURCE IMPLICATIONS

A provision was made in the FY2022/2023 budget to provide cash and in-kind support for Community events and general donations. There is \$21,953 available in the elected member's general donations budget.

LEGAL IMPLICATIONS

There are no known legal implications.

RISK IMPLICATIONS

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

STAKEHOLDER CONSULTATION

N/A

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. Tess Cross Memorial Team Penning donation request
2. Tottenham Welfare Council Community Festival donation
3. NADIOC week 2023 initiatives donation request
4. NAIDOC week 2023 initiatives
5. NAIDOC Week 2022 Final Report - NSW
6. Tullibigeal Christmas Tree and Carols in the park.
7. Donations spreadsheet

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 LACHLAN SHIRE LOCAL APPROVALS POLICY

TRIM Number: R22/392

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R22/392 be received and noted.
2. The draft Local Approvals Policy – ENV014 be placed on public exhibition for a minimum of 28 days.
3. Following expiry of the public exhibition period, subject to no public submissions being received, the draft Local Approvals Policy – ENV014 be adopted.
4. The existing Local Approvals Policy remain in force until the expiry of the public exhibition period and adoption of the new draft policy ENV014.

PURPOSE

The purpose of this report is to seek Council's endorsement to publicly exhibit the draft Local Approvals Policy – ENV014 for a minimum period of 28 days in accordance with the requirements of the Local Government Act 1993 and re-adopt the Local Approvals Policy following the exhibition period. The proposed amendments to the Local Approvals Policy relate to satisfying legislation requirements and updates since the previous Local Approvals Policy was adopted in 2017.

SUPPORTING INFORMATION

The draft Local Approvals Policy – ENV014

BACKGROUND

Council's Local Approvals Policy (LAP) was first presented to Council on 14 March 2017 and following public exhibition it commenced on 11 May 2017.

A LAP (other than a local policy adopted since the last general election) is automatically revoked at the expiration of 12 months after the declaration of the poll for that election, unless the Council revokes it sooner.

Section 68 of the Local Government Act, 1993 (the Act) requires a person to obtain approval from Council before carrying out certain activities.

The LAP is designed to outline those activities described in the Table under Section 68 of the Act, which under certain circumstances, may be carried out without approval of Council.

This does not, however, prevent any person applying for approval to carry out an activity granted an exemption under the Policy. The purpose of a LAP is to list activities that do not need a separate approval from Council and to outline the criteria for those activities where approval is required.

ISSUES AND COMMENTS

The LAP has been reviewed in accordance with the Local Government Act 1993, the Local Government (Manufactured Home Estates, Caravan Parkes, Camping Grounds and Moveable Dwellings) Regulation 2021 and Local Government (General) Regulation 2021.

The Local Government Act allows Council to adopt a LAP, in which it sets criteria for exemptions from requiring an approval as well as criteria for assessing applications that do not meet the exemption criteria.

Given it has now 12 months since the last local government election the current LAP is automatically revoked and the adoption of the updated LAP should be finalised as soon as possible.

Maintaining a LAP provides certainty for customers on what information is required to be submitted with an application and outlines what will be considered in the assessment of an application. This provides a transparent and faster approval process clearly outlining what is required and when an exemption applies.

FINANCIAL AND RESOURCE IMPLICATIONS

This matter has no direct financial impact on Council's adopted budget.

LEGAL IMPLICATIONS

The Local Approvals Policy is in accordance with the applicable legislation including the Local Government Act 1993.

RISK IMPLICATIONS

None anticipated.

STAKEHOLDER CONSULTATION

The Local Approvals Policy (LAP) was adopted in 2017 and included a public exhibition period. The draft LAP will be placed on public exhibition for a minimum period of 28 days.

The draft LAP Policy will be available for comment on Council's website and a public notice will be placed in each of the local newspapers and on Council's website.

OPTIONS

1. Decide to exhibit the draft Local Approvals Policy, as attached, for a minimum 28 day period and automatically adopt the policy subject to no public submissions being received.
2. Decide to make amendments to the draft Local Approvals Policy and then exhibit the policy for a minimum 28 day period then automatically adopt the policy subject to no public submissions being received.
3. Not to proceed with a Local Approvals Policy and require customers to make application for every activity covered under a LAP.

CONCLUSION

Council is required to adopt a Local Approvals Policy in accordance with The Local Government Act 1993, as the current policy has now automatically been revoked. The Local Approvals Policy provides greater certainty and transparency around applicable activities which may be carried throughout the Shire.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

1. **Draft Local Approvals Policy - ENV014**

9.4 INFRASTRUCTURE SERVICES

9.4.1 FY22/23 ROADWORKS MONTHLY UPDATE FOR NOVEMBER

TRIM Number: R22/399

Author: Manager - Roads

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R22/399 be received and noted.

PURPOSE

The purpose of this report is to provide a summary of road works undertaken by the Infrastructure Services Department completed in November, works in progress in the month of December and works scheduled for the month of January 2023. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

During November, record rainfall and flood levels have been recorded across the Lachlan Shire, with a peak of 7.59m recorded at Condobolin Bridge on 20 November and 7.82m recorded in Euabalong on 23 November. This widespread heavy rainfall and flooding has created major problems for the road network. Access from Condobolin to much of the southern part of the shire has not been possible since 11 November and only now some three weeks after access was lost are some routes reopening. Access to Lake Cargelligo has also been restricted with only Rankin Springs Road and Wyalong Road remaining open for the majority of the time. Access to and from Tottenham has also been restricted in all directions at various times throughout November.

A significant rain event over the shire on 14 November closed many access roads out of the shire. This storm event resulted in 74mm of rain recorded at Condobolin Ag Research Station, many reports of over 100mm around Derriwong and Fifield, and further falls of over 100mm throughout the Lachlan River Catchment. The subsequent flooding in the Lachlan River resulted in some of these roads reclosing due to Riverian flooding soon after they had been reopened after initial local creek flooding had dissipated.

Annual rainfall for 2022 up to the end of November at Condobolin Ag Research Station is 962.4mm, which is higher than the previous highest annual rainfall record of 823.1mm recorded in 1956. This follows the 2021 rainfall of 808.2mm which is now the third highest of record.

Council staff have been in discussions with TfNSW, who have offered staffing expertise and resources to assist Council in the flood damage and structural safety assessment of our 16 flood impacted bridges and 16 large bridge sized culverts that have been inundated during the flood event.

The flood damage data collection process for the Natural Disaster Assistance has commenced. Council staff can only undertake restoration works on the damaged roads after this data has been collected. If the repairs are undertaken prior to this data being collected, Council is unlikely to receive any Natural Disaster Assistance to complete the full road restoration.

Given the scale of the damage that has been sustained across the network, Council staff have obtained quotes from 2 reputable consultants to provide additional data collection capabilities, administrative support for collating the data and submitting all the necessary information to the NDRRA funding body. The scope of works will involve: -

- driving the entire road network,
- collecting all flood damage data,
- combining with data already collected,
- comparing damaged roads to pre-flood conditions,
- preparing cost estimate for restoration works and
- preparing the report to submit to the NDRRA funding body

The cost associated with engaging the consultant to provide this service maybe around \$150k, however this is funded by the Natural Disaster Assistance program. Council's costs associated with collecting the data is not claimable under the NDRRA Guidelines. The preferred consultant will be engaged and commence as soon as possible.

UPDATE

Road Construction

Due to flooding no construction work has occurred during November.

Road Maintenance

Maintenance grading work has been progressing slowly due to weather conditions with very limited progress from mid-October to present. Council staff have been engaged inspecting and sign posting many roads and trying to keep various roads open by placing ballast in damaged sections of pavement. Many roads have been closed due to flooding and pavement damage.

Works undertaken in November

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following unsealed roads**
 - Shire Roads
 - nil
- **Road and culvert reconstruction and sealing undertaken on the following roads**
 - Main Roads
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement planning site works continuing.
 - Shire Roads
 - nil
- **Road reseals/sealing**
 - All Roads
 - nil

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 10 Meadowview Road – flood damage repairs
 - SR 11 Moira Vale Road – flood damage repairs
 - SR 34 Wilmatha Road – flood damage repairs
 - SR 44 Melrose Plains Road – flood damage repairs
 - SR 56 Bimbella Road – flood damage repairs
 - SR 58 Mowabla 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
 - MR 347 Dandaloo Road – flood damage repairs
 - MR 461 Henry Parkes Way north – pothole patching
 - Shire Roads
 - SR 1187 Palesthan Road – flood damage repairs, slashing

Works Underway for December

- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - All Roads
 - nil
- **Road resealing/sealing**
 - All roads
 - SR 3 Tabratong Crossing Road – 600 metre reseal over primer seal
 - Tottenham Swimming Pool Carpark
- **Road and culvert reconstruction and sealing to be undertaken on the following roads**
 - All Roads
 - All projects on hold until flooding recedes and site are accessible
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - Various roads as accessible – flood damage repairs
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads

- Ongoing pothole patching
- Slashing is limited as road edges are too wet.

Works planned for January

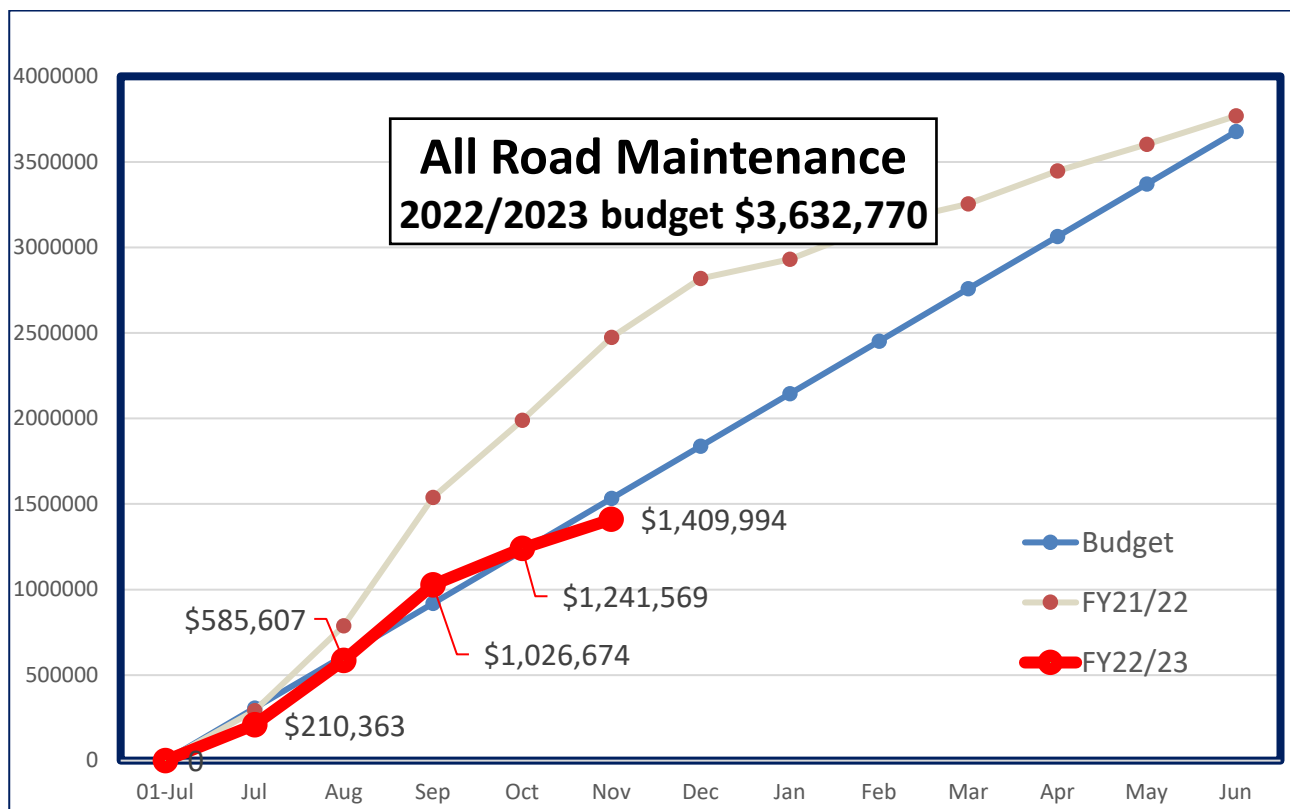
- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - MR 461 Henry Parkes Road - gwr
 - RR 7514 Nyngan Road - gwr
 - Shire Roads
 - SR 5 Lansdale Road – gwr and gravel re-sheeting
 - SR 1187 Palesthan Road – gwr and gravel re-sheeting 5 km
- **Road resealing/sealing**
 - Main Roads
 - nil
 - Shire Roads
 -
- **Road and culvert reconstruction and sealing to be undertaken on the following roads**
 - All Roads
 - All projects on hold until flooding recedes and sites are accessible
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - All Roads
 - To be determined following assessment of accessible roads
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads
 - Ongoing pothole patching

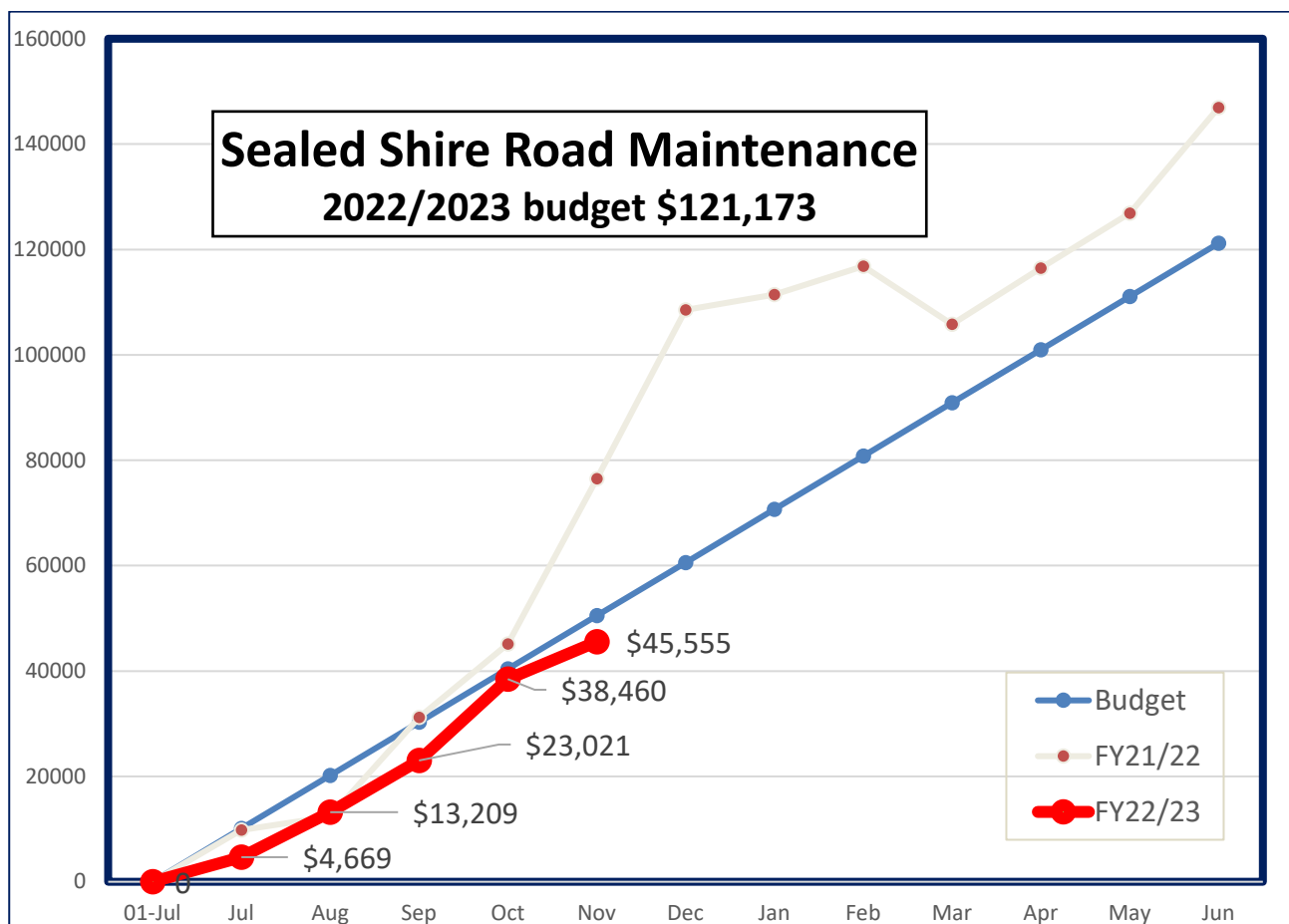
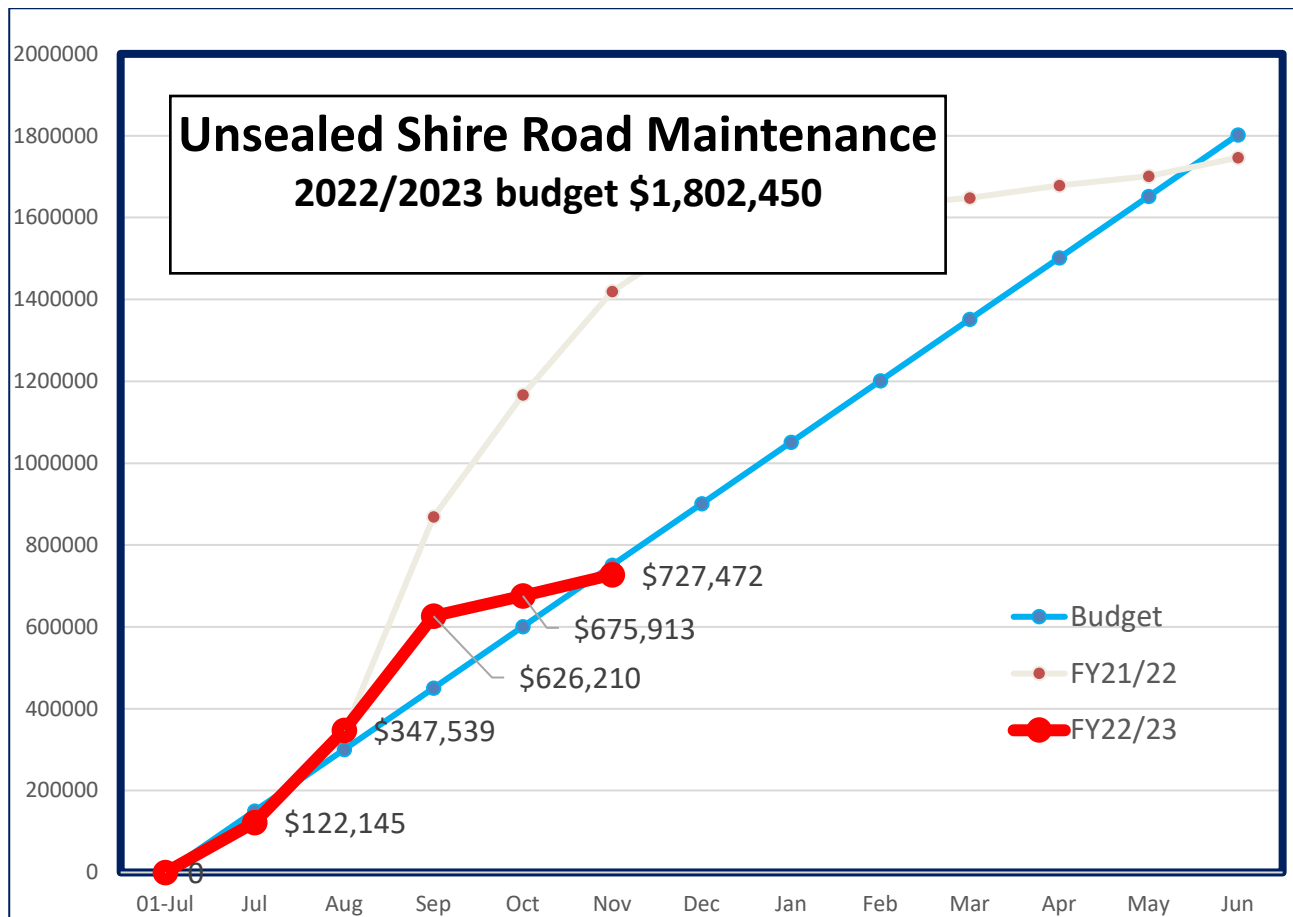
FINANCIAL UPDATE

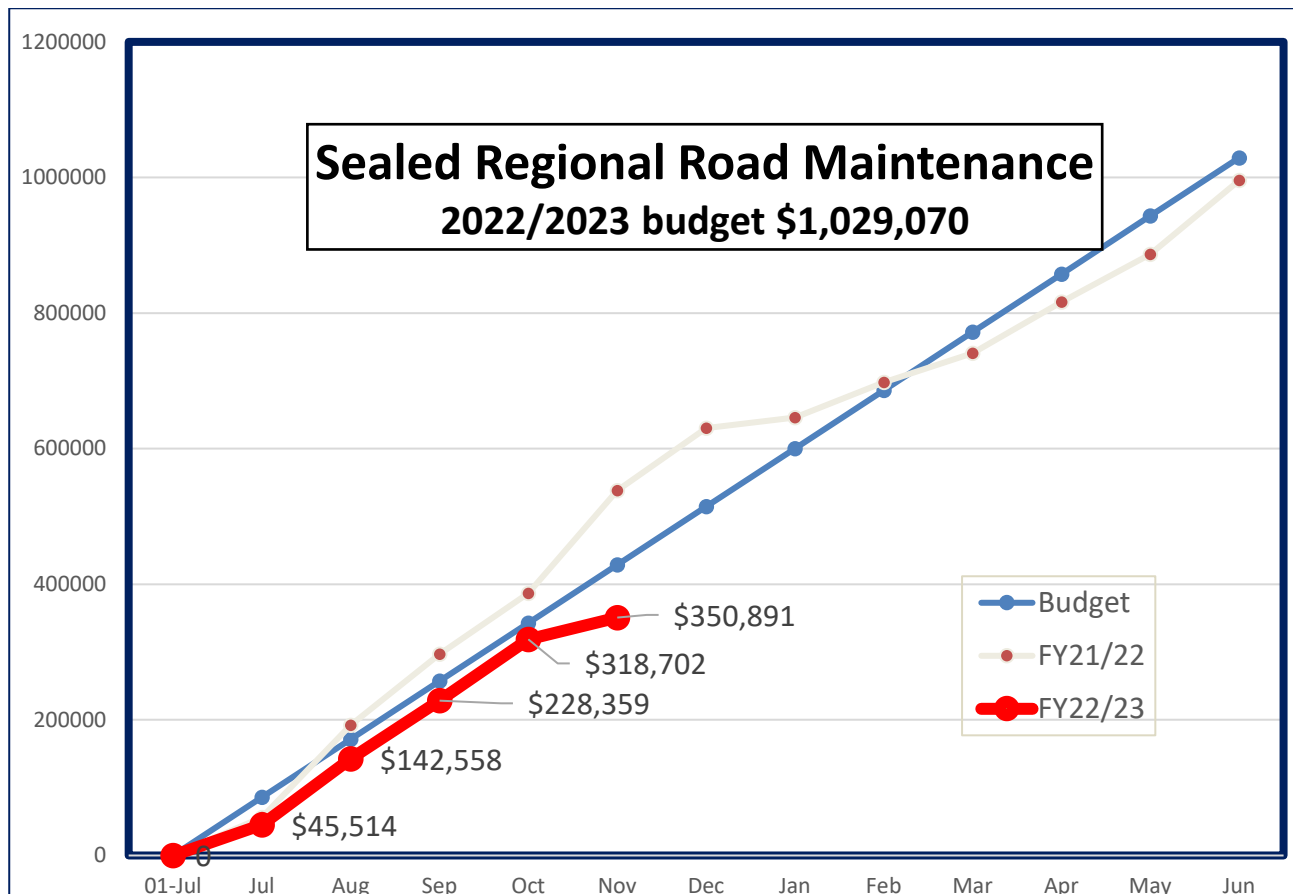
CONSTRUCTION PROJECTS					
Regional Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Regional Roads, reseals	\$438k	TfNSW Block Grant	\$0k	\$438k	Programmed for Q3
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$50k	Programmed for Q3
Regional Roads, culvert renewal	\$60k	TfNSW Block Grant	\$0k	\$60k	Programmed for Q3
MR 461 William St / MR 57S Lachlan St intersection reconstruction	\$274k	TfNSW Block Grant \$0k, RTR \$274k	\$0k	\$274k	Design still be finalized. Block grant funding to be determined
MR 371 Foster St, Lake Cargelligo, Lake St to Lorne St reconstruction	\$3.6m	RTR \$500k, State Government funding \$2,800k, LRCI \$300k	\$480k in FY21/22 \$587k in FY 22/23 Total \$1.1m	\$3.6m	Construction in Progress
MR 57N The Bogan Way, widening 28 km	\$3.5m	FCR \$2.686m, TfNSW Block Grant \$814k	\$965k in FY20/21, \$2.103k in FY21/22, \$54k in FY22/23 Total \$3.2m	\$3.5m	Jumble Plains Road intersection reconstruction will commence in Q3
MR 57S The Gipps Way, Nerathong Bridge replacement	\$2.808m	FCR \$2.387m, TfNSW Block Grant \$421k	\$89k in FY20/21, \$358k in FY21/22, \$28K in FY22/23 Total \$476k	\$2.808m	Construction of precast components in progress. Site work will not commence until 2023
MR 57S, MR 377, Condobolin Freight Betterment and Visitor Centre road works	\$1.203m FY20/21, \$8.196m FY21/22	Regional NSW funding \$5,971k, TfNSW Block grant \$1,553k, TfNSW Repair \$400k, RTR \$272k	\$1.235m pre 1 July 2021, \$2.41m in FY21/22, \$1.92m in FY22/23 Total \$5.56m	\$9.3m	Smythes culvert wingwalls will be installed after Lachlan River level falls
MR 461 Henry Parkes Way intersection upgrades, MR 7521 Kiacatoo Road and SR 340 Silos Road	\$516k	HVSPP \$258k, TFNSW Block Grant \$208k, Graincorp \$50k	\$102k in FY21/22, 185k in FY22/23 Total \$297k	\$516k	Kiacatoo Road intersection sealed
RR 7513 Lake Cargelligo Road seal widening 8 km	\$800k	Repair \$400k, Block \$400k	\$0k	\$800k	Construction programmed to start in Q3

CONSTRUCTION PROJECTS					
Local Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Local road reseals	\$590k	FAG Roads \$140k, RTR \$450k	\$0k	\$590k	Program to be confirmed
Local roads gravel re-sheets					
SR 1187 Palesthan Road	\$200k	Special Rate Variation \$200k, RTR \$504k	\$0k	\$200k	Programmed for Q3
SR 45 Boona Road	\$160k		\$36k	\$160k	Work in progress
Remainder of program	\$344k		\$0k	\$344k	Program to be confirmed
Total	\$704k		\$36k	\$704k	
Maitland Street HV upgrade	\$1.51m	FRC \$765k, RTR \$745k	\$1,465k pre 1 July 2022, \$50k in FY22/23, Total \$1.52m	\$1.51m	Complete Last 200 metre will be resealed as part of local road reseals budget
SR 120 Merriboogie Road widen and reseal	\$1.4m	Fixing Local Roads \$1,260k, RTR 140k	\$649k in FY21/22	\$1.4m	Project will be recommenced in Q2
SR 230 Lachlan Valley Way, 10 km seal extension	\$1.3m FY21/22, \$700k FY22/23	Fixing Local Roads \$1.9m, RTR \$100k	\$649k in FY21/22, \$344k in FY22/23 Total 993k	\$2.0m	Gravel cartage and pavement construction in progress. Project will be completed in FY22/23
Busby St/Harding Ave reconstruction	\$800k	Fixing Local Roads	\$23k in FY21/22, \$209k in FY22/23 Total \$232k	\$800k	Kerb and gutter replacement will commence in Q2
Condobolin School Precinct	\$1.68m	Fixing Local Roads \$1,360k, RTR \$50k, FAG Roads \$270k	\$660k in FY21/22, \$746k in FY22/23 Total \$1,406m	\$1.68m	McDonnell St sealing completed in October
Officers Parade upgrade	\$1.0m	Fixing Local Roads \$600k, RTR \$400k	\$169k in FY21/22	\$1.0m	Programmed for Q3
Lansdale Road widening and upgrade	\$400k	Roads to Recovery	\$0k	\$400k	Programmed for Q3
Willis Lane seal extension	\$400k	Roads to Recovery	\$0k	\$400k	Programmed for Q3

FUNDING SOURCES					
Funding Source	Amount	Contribution	% spent	Used by	Comments
Roads to Recovery	\$2.748m including revote	100% Federal grant	18.0%	30-Jun	Year 4 of five program.
TfNSW Block and Supplementary Grants	\$3.132m	100% TfNSW	24.0%	30-Jun	To be spent by 30 June 2023
TfNSW Traffic Facilities	\$148k	100% TfNSW	59.0%	30-Jun	
TfNSW repair	\$400k	100% TfNSW	0%	31-Jul	
FAG Roads	\$3.28m	100% Federal grant	37.0%		To reserve if not used by 30 June.







LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

CONCLUSION

Progress on restoring the road network following damage due to winter rain and flood damage continues to be a priority with focus on maintaining access and freight links to the majority of the community. Restoration of the rural road network in preparation for harvest traffic is a consideration. Resources also need to be allocated to construction projects to ensure council's commitments to funding bodies are met.

ATTACHMENTS

Nil

10 DEPUTATIONS

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT**13.1 COUNTRY MAYORS MEETING AND ANNUAL GENERAL MEETING****TRIM Number: R22/411****Author: Administration Officer****RECOMMENDATION**

That:

1. The Mayor's Delegate Report No: R22/411 be received and noted.

PURPOSE

To provide Council with the minutes of the Country Mayors Association Annual General Meeting held Friday 18 November 2022 and the Country Mayors Association Meeting held Friday 18 November 2022.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and Responsive Council

ATTACHMENTS

1. CMA AGM Minutes 18.11.2022
2. CMA Minutes 18.11.2022

14 CORRESPONDENCE**14.1 CORRESPONDENCE****TRIM Number: R22/415****Author: General Manager****RECOMMENDATION**

That:

1. The Correspondence Report No. R22/415 be received and noted.
2. Council accept the invitation from the Mayor of Inner West Council to register the Lachlan Shire Council Mayor's name as supporting the joint Statement of Mayors supporting the Uluru Statement from the Heart and the upcoming referendum on a Voice to Parliament.

PURPOSE

To provide Council with details of correspondence received in the month of November.

SUPPORTING INFORMATION

Correspondence was received from:

LGNSW – letter of condolence – Cr Elaine Bendall

Penrith City Council – letter of condolence – Cr Elaine Bendall

NSW RFS – 2022-23 Allocations NSW Rural Fire Fighting Fund

Email – Mayors Voice to Parliament Public Statement plus attachment

UNSW Indigenous Law Centre – Referendum on First Nations Voice

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **LGNSW - Letter of Condolence**
2. **PCC - Letter of Condolence**
3. **RFS 2022-23 Allocation of Rural Fire Fighting Fund**
4. **Mayors Voice to Parliament - Public Statement**
5. **Mayors Voice to Parliament - attachment**
6. **UNSW Indigenous Law Centre**

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION**RECOMMENDATION**

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

17.1 Proposal - Enterprise Risk Register development

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

17.2 Write-off of Debts - Accounts Receivable Balances

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

17.3 Proposed debt recovery Assessment Number 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.

17.4 Final Audit Management Letter 2022 & Council rankings

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

17.5 Small Market Sites - Electricity Contract

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