



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

Date: Wednesday, 26 July 2023
Time: 2:00 PM
Location: Condobolin Council Chambers

BUSINESS PAPER

Ordinary Council Meeting

26 July 2023



ACKNOWLEDGEMENT OF COUNTRY

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

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

Lachlan Shire –THE HEART OF NSW



Our Vision:

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

Mission:

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

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1 WEBCASTING

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

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

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

254A Circumstances in which annual fees may be withheld-

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

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

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

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

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

4 CONFIRMATION OF MINUTES

Ordinary Meeting - 28 June 2023

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 28 JUNE 2023 AT 2:00 PM**

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

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

Meeting opened at 2:04pm.

1 WEBCASTING

The statement regarding webcasting was read out by the Mayor.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The Acknowledgement of Country and Elders was made by Cr Dennis Brady.

In accordance with the Local Government Act 1993 Councillor Robyn Turner took her affirmation of office before the General Manager.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2023/131

Moved: Cr Dennis Brady
Seconded: Deputy Mayor Paul Phillips

That the request for Leave of Absence received from Cr Carter and Cr Rees be accepted.

CARRIED

4 CONFIRMATION OF MINUTES

RESOLUTION 2023/132

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That:

1. The minutes of the Ordinary Meeting held on 23 May 2023 be confirmed.

CARRIED

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - GENERAL MANAGER'S 2022/2023 PERFORMANCE REVIEW****RESOLUTION 2023/133**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

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

CARRIED

5.2 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JUNE

The Mayor made an amendment to the Meetings and Functions attended by the Mayor and Deputy Mayor in June 2023 by adding the following:

26.06.2023 Meeting with Minister Rose Jackson – Parkes.

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

RESOLUTION 2023/134

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

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

CARRIED

5.3 MAYORAL MINUTE - 2022 NSW LOCAL GOVERNMENT PROFESSIONALS RURAL MANAGEMENT CHALLENGE**RESOLUTION 2023/135**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

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

CARRIED

6 PUBLIC FORUM

Nil.

7 DISCLOSURE OF INTEREST

Nil.

8 READ AND NOTE**RESOLUTION 2023/136**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

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

1. Investments as at 31 May 2023;
2. Development Data May 2023;
3. FY22/23 Urban Works monthly update for May;
4. FY22/23 Utilities monthly update May;
5. Swimming Pool Operations – End of Season Report;
6. NSW Local Roads Congress;
7. FY22/23 Roadworks monthly update for May;
8. Active Resolutions;
9. Building Projects monthly update for May/June.

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

Nil

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 INTEGRATED PLANNING & REPORTING DOCUMENTS 2023.2024****RESOLUTION 2023/137**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

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

CARRIED

9.2.2 MAKING THE RATES FOR THE 2023-2024 FINANCIAL YEAR**RESOLUTION 2023/138**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

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

CARRIED

9.2.3 COMMUNITY DONATION AND EVENT SUPPORT POLICY COMMENCING 1 JULY 2023.**RESOLUTION 2023/139**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

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

CARRIED

9.2.4 DONATIONS**RESOLUTION 2023/140**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That:

1. The Director of Corporate and Community Services Report No. R23/174 be received and noted.

2. Council approve the \$5,000 donation requested by the Festivals of the Lake, to be funded from the Elected Member donations.
3. Council approve the in kind donation (estimated value of \$4,865) requested by the Festivals of the Lake, to be funded from the Elected Member donations, with any over spend to be funded from the unspent balance in the rates donations account.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 LACHLAN DEVELOPMENT CONTROL PLAN 2018 - DRAFT BUSHFIRE PROVISIONS

RESOLUTION 2023/141

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

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

CARRIED

9.4 INFRASTRUCTURE SERVICES

9.4.1 MANAGEMENT OF CEMETERIES POLICY

RESOLUTION 2023/142

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

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

CARRIED

9.4.2 DRAFT WATER MAIN EXTENSION AND CONNECTION POLICY**RESOLUTION 2023/143**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

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

CARRIED

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION**11.1 NOTICE OF MOTION - BY-ELECTIONS AND SUGGESTED CHANGES TO BE MADE**

Cllr Brady moved an amendment to the recommendation to read as follows:

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

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

RESOLUTION 2023/144

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

1. That Notice of Motion Report No. R23/181 be received and noted.

2. Council make the following representations to the Minister for Local Government requesting that:
 - 2.1 Voting in a by-election not be compulsory, and
 - 2.2 The Local Government Act be amended to remove the requirement for nominations for candidates to be called during the months of December and January.
3. The Executive Leadership Team develop a policy regarding pre-poll and postal voting for By-elections, for the consideration of Council.
4. Council write to the Minister of Local Government outlining the issues encountered at the Lachlan Shire Council D-ward by-election requesting that suggested changes be implemented state wide.

CARRIED

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

13.1 DELEGATES REPORT

RESOLUTION 2023/145

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

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

CARRIED

13.2 DELEGATES REPORT

RESOLUTION 2023/146

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

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

CARRIED

13.3 DELEGATES REPORT

RESOLUTION 2023/147

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That:

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

CARRIED

14 CORRESPONDENCE

14.1 CORRESPONDENCE

RESOLUTION 2023/148

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

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

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

RESOLUTION 2023/149

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.

CARRIED

Meeting paused at 3:30pm.

Meeting resumed at 4:00pm.

17 CLOSED SESSION**17.1 IT and Cyber Security Internal Audit Progress Report as at June 2023**

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

17.2 IT & Cyber Risk Specific Risk Appetite Statements

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

17.3 Cyber Security Action Plan update to Council

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

17.4 Annual review of the 4 year Strategic Internal Audit Plan

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

17.5 Internal Audit - Fraud and Corruption

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

17.6 Proposed lease - 5 Melrose Street Condobolin

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

RESOLUTION 2023/150

Moved: Cr Judith Bartholomew

Seconded: Cr Dennis Brady

That Council moves out of Closed Council into Open Council.

CARRIED

17.1 IT AND CYBER SECURITY INTERNAL AUDIT PROGRESS REPORT AS AT JUNE 2023**RESOLUTION 2023/151**

Moved: Cr Peter Harris

Seconded: Cr Robyn Turner

That:

1. The Director Corporate and Community Services Report R23/168 be received and noted.

CARRIED

17.2 IT & CYBER RISK SPECIFIC RISK APPETITE STATEMENTS**RESOLUTION 2023/152**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director of Corporate and Community Services Report No R23/169 be received and noted.
2. Council adopt the IT & Cyber Risk specific Risk Appetite Statements as presented.

CARRIED

17.3 CYBER SECURITY ACTION PLAN UPDATE TO COUNCIL**RESOLUTION 2023/153**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Director of Corporate and Community Services Report No. R23/170 be received and noted.

CARRIED

17.4 ANNUAL REVIEW OF THE 4 YEAR STRATEGIC INTERNAL AUDIT PLAN

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

1. The Director Corporate & Community Services Report No. R23/171 be received and noted.
2. The attached Internal Audit update May 2023 be noted.
3. Council provide any recommended changes to the four year Strategic Internal Audit Plan 2022-2025.
4. **The four year Strategic Internal Audit Plan 2002-2025 be amended as per recommendations made by ARIC.**

Cr Harris and **Cr Bartholomew** made no objection to the amendment.

RESOLUTION 2023/154

Moved: Cr Peter Harris

Seconded: Cr Judith Bartholomew

That:

1. The Director Corporate & Community Services Report No. R23/171 be received and noted.
2. The attached Internal Audit update May 2023 be noted.
3. Council provide any recommended changes to the four year Strategic Internal Audit Plan 2022-2025.
4. The four year Strategic Internal Audit Plan 2002-2025 be amended as per recommendations made by ARIC.

CARRIED

17.5 INTERNAL AUDIT - FRAUD AND CORRUPTION

RESOLUTION 2023/155

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That:

1. The Director Corporate & Community Services Report No. R23/172 be received and noted.
2. The findings detailed in the LSC Fraud and Corruption Internal Audit Reported be noted.
3. Councillors provide feedback on recommendations of the report.

CARRIED

Cr Brady left the meeting at 4:25pm.

17.6 PROPOSED LEASE - 5 MELROSE STREET CONDOBOLIN

RESOLUTION 2023/156

Moved: Cr Peter Harris
Seconded: Deputy Mayor Paul Phillips

That:

1. The General Manager’s Report No. R23/183 be received and noted.
2. The General Manager be authorised to sign leases with the Royal Flying Doctors Service for their use and occupation of the following properties as detailed in Option 1 of this report;
 - (a) 5 Melrose Street Condobolin (new Medical Centre)
 - (b) Unit 2/42 McGregor Street Condobolin
 - (c) 38 McGregor Street Condobolin

CARRIED

The Meeting closed at 4:26pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 July 2023.

.....
CHAIRPERSON

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS JULY****TRIM Number: R23/210****Author: Executive Assitant****RECOMMENDATION**

That:

1. The Mayoral Minute No. R23/210 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 July.

JUNE:

26.06.2023 CNSWJO meeting with Minister Rose Jackson – Parkes Shire Council Chambers.

JULY:

04.07.2023 CMA Executive Meeting – Zoom.

10.07.2023 LGNSW Visit to Lachlan Shire – Condobolin.

12.07.2023 Pre-Meeting Briefing – Condobolin.

13.07.2023 Rural Councils Victoria Conference – Victoria.

14.07.2023 Rural Councils Victoria Conference – Victoria.

19.07.2023 CNSWJO Health and Ageing Portfolio Mayors Subcommittee – Zoom.

25.07.2023 Meeting with Roy Butler, MP – Tottenham.

26.07.2023 Collaborative Care Program Evaluation Interview – Microsoft Teams.

26.07.2023 Ordinary Council Meeting – Condobolin.

ATTACHMENTS

Nil

6 PUBLIC FORUM

Condobolin Junior Cricket Association – Ian Grimshaw

7 DISCLOSURE OF INTEREST

8 READ AND NOTE

8.1 BUILDING PROJECTS MONTHLY UPDATE FOR JUNE/JULY

TRIM Number: R23/188

Author: Manager - Projects and Building

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/188 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 2023/24 budget and associated Delivery and Operational Plans. This report provides updates on the delivery of the capital and grant funded projects regarding buildings.

ISSUES AND COMMENTS

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

Project	Budget	Funding Source	Expend. To Date	Forecast Expend.	Comments
Condobolin and District Historical Museum - Extension to Museum and Display Enhancements	\$77,765	SCCF R3	\$56.8K	\$77,765	The main structure has now been completed. Rear fence and gate have been installed. Further discussions have been held with the Committee, further works have been

					scheduled including the purchase / placement of furniture for the new structure.
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. The contractor has ceased works on-site whilst the dispute remains unresolved. Final arbitration award has been received. Further legal advice is being obtained and a report will be submitted to the August Council meeting.
Lachlan Shire Visitor Information Centre	\$4,403,973.00 above includes contingency of \$347,836.03	Growing Local Economies Fund	\$3,659,564.49	\$4,403,973.00	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 commenced works. PBG had to leave the site due to flooding in November & December. Works

					recommended in the middle of January 2023. Significant progress has been made since works recommenced. 95% complete, staff currently working with PWA & PBG in regard to outstanding defects.
Willow Bend Sport Centre – Roof Repair	\$75,000	SCCF R4	\$73.7k	\$75,000	All items purchased. Internal windows have been installed. One of the vents has been installed. Awaiting installation of other nine vents to complete the project which is expected to happen by the end of July, pending staff availability.
Willow Bend Sports Centre Renewal	\$300,000	LRCI P3	\$48k	\$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. New fans have arrived, awaiting installation. New A/C has been installed. Further quote received, quote well in excess of budget. Staff currently working with builder to identify

					cost savings. A report is included in this business paper.
Companion Animal Surrender Cages - Lake Cargelligo	\$50,000	LRCI P3	\$1.7k	\$50,000	Preferred site has been identified. Plans have been finalised, quote has been received and purchase order has been issued to local builder. Project was delayed due to the flooding in November & December. Onsite meeting held with contractor to commence works. Offsite works have been undertaken by way of construction of walls.
Administration Centre Upgrade	\$320,000	LRCI P3	\$247k	\$320,000	Works have commenced. New A/C system has been installed, new lighting throughout. PO issued for Carpet, Electrical, IT equipment, partition wall. Above works were scheduled to commence in late November. However the space was required as the Emergency Operations Centre for the flooding event. The works commenced in late January and are now well underway. The main internal works have been completed, with some minor internal works

					remaining. External painting to commence late July/early August. Landscaping improvement works yet to be undertaken.
Tottenham Caravan Park Enhancement	\$190,000	LRCI P3 \$190k & Council funds \$35k	\$82k	\$190,000	Schedule of works being finalised. Quotes are being obtained and PO's to be issued for various items. Solar lighting has been installed throughout the park and on the footpath towards town. Works have been completed on the new office, patio slab and renewal of several rooms. Internal roads upgraded, drive thru sites have been provided. New smoke alarms have been provided throughout the accommodation units. External painting works are yet to commence.
Sign Replacement – Lake Cargelligo Foreshore walk	\$50,000	SCCF R3	Nil	\$50,000	Audit undertaken. Meeting was held with relevant parties on Monday 20 June 2022. Sign details are now being prepared with the stakeholders but have been delayed due to the flooding events. A funding variation has been approved until November 2023.

Fire Appliance Display - Tullibigeal	\$125,000	SCCFR5	Nil	\$125,000	Initial meeting held with community members on 16 January 2023. Discussion was held in regard to obtaining some local history of the appliance, photographs, fire stories and interest in community members fixing up the appliance locally. Further meetings have occurred. Additional \$40,000 allocated directly to the committee through separate grant funding for appliance restoration. Site identified, staff to discuss location with Crown lands. Works are progressing in regard to the appliance renewal. Revised plans are being prepared.
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Condobolin Works Depot Budget Update

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

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

All figures include GST

** Figure includes Contingency*

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

Visitor Information Centre Budget Update

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

All figures include GST

**additional variations yet to be approved.*

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

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

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

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

STAKEHOLDER CONSULTATION

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

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

OPTIONS

Not applicable

CONCLUSION

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

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

Nil

8.2 INVESTMENTS AS AT 30 JUNE 2023**TRIM Number: R23/194****Author: Manager - Finance****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R23/194 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 June 2023 is \$3,685,835. Investments held at 30 June 2023 totalling \$70,005,982 are set out in Attachment 1.

Responsible Accounting Officer Certificate

I certify that the investments have been reconciled with the Council's general ledger as at 30 June 2023, and that investments have been made in accordance with the *Local Government Act, Local Government (General) Regulation 2021* and Council's Investment Policy.

Karen Pegler

Responsible Accounting Officer

FINANCIAL UPDATE

Council's cash balance has increased from May to June by just over \$6.89m. This is predominantly due to the advance payment of 100% of the 2024 Financial Assistance Grant.

As at the end of June 2023, Council's portfolio is compliant across its counterparty and credit quality limits. Over the past 12 months, the portfolio, excluding on call cash, returned 2.80% p.a., just underperforming compared to AusBond Bank Bill Index (bank bills) by 0.09% p.a. Aggressive interest rate rises have been reducing Council's performance against the AusBond Bank Bill Index.

The RBA held the cash rate at 4.10% on 4 July 2023. Governor Lowe's Media Release stated "The higher interest rates are working to establish a more sustainable balance between supply and demand in the economy and will continue to do so. In light of this and the uncertainty surrounding the economic outlook, the Board decided to hold interest rates steady this month. This will provide some time to assess the impact of the increase in interest rates to date and the economic outlook".

Investment returns around 5.25% – 5.5% p.a. now appear likely if Council can place the majority of its surplus funds for terms of 12 months to 3 years.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

CONCLUSION

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

ATTACHMENTS

- 1. Investment Register as at 30 June 2023**

8.3 CUSTOMER REQUESTS - MONTH ENDED 30 JUNE 2023**TRIM Number: R23/198****Author: Information Services Support Officer****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R23/198 be received and noted.

PURPOSE

This report is provided quarterly for the information of Councillors.

SUPPORTING INFORMATION

Attached is a high-level summary report of the customer requests registered for the month of June 2023.

BACKGROUND

The Authority system has the ability to capture customer requests for service. Reporting to Council forms part of the Customer Relationship Management Framework.

UPDATE

Attached is a high-level summary report of the customer requests registered for the month ended 30 June 2023. Please note some line items may appear under more than one member of the executive leadership team (e.g. Council properties) as this relates back to the staff member registering the request into the Authority CRM module. This is not an error but rather relates to the department where the request was registered.

The Authority CRM module is not very flexible therefore graphs are also attached to assist Councillors gauge progress over time.

There are two (2) graphs attached. The first graph shows the number of requests that missed the target close off date over time. Please note these are percentages which can distort the actual results.

The second graph is complex and relates to the current month only:

- The left-hand axis and green bars show the number of requests created; and
- The right-hand axis and blue bar depict the number of open requests at the end of the month.

FINANCIAL AND RESOURCE IMPLICATIONS

There are no known financial implications.

CONCLUSION

The high-level CRM reports attached provide Council with data on the number of CRM's received and completed in the month of June.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

1. **CRM - Month Ended 30/06/2023 - Summary Report**
2. **CRM - Month Ended 30/06/2023 - Overdue Percentage**
3. **CRM - Month Ended 30/06/2023 - Created versus Open Requests**

8.4 FY22/23 URBAN WORKS MONTHLY UPDATE FOR JUNE**TRIM Number: R23/205****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R23/205 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 June, in progress for the month of July and forecast for the month of August 2023.

SUPPORTING INFORMATION

Nil

BACKGROUND

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

ISSUES AND COMMENTS

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

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

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

Works Completed in June

Tourism Precinct – stage 3. BBRF	The irrigation system is now complete and operational. Feature trees have been planted. The dog park fencing was completed. Feature fencing for the entrance installed.
Scott Street Subdivision	Clearing and grubbing commenced. Road earthworks underway. Variation approved to relocate the water main.
Footpaths	Contractors commenced the Gum Bend Lake stage 3 walk way.
SRA power upgrade	Contactors commenced site works with the installation of the underground power cables and sub boards.
SRA Ground Changeroom upgrade	Roof Trusses and roofing was installed. Fit-out works have commenced.
Lake Cargelligo Apex Park Pontoon	Water levels are now at the required levels to complete the works. Contractors commenced the installation of the Gabion basket works.
Lake Cargelligo Cricket Nets	Installation of the synthetic grass was complete and fit off of the netting continued.
Lake Cargelligo Cricket Club toilet	Delivery of the toilet block is expected in July.
Tullibigeal Netball Court Refurbishment	The refurbishment of the netball courts is completed. Project underspent. Additional works to be confirmed.
Tottenham Swimming pool Solar Heating	The Solar System was installed and fencing delivered.
Condobolin Pool Leak remediation	Site works have continued with preparation of the pool surface.
Condobolin Cemetery Plinth installation	Site works have commenced with the levelling of the area. Plinth expected to be installed late July.
Condobolin Cemetery Irrigation	Contractors have been engaged and works to commence late July.
Wiradjuri Park irrigation	Contractors have been engaged and works to commence in August.
Burcher Tennis Court upgrades	Contractors have been engaged and PO issued.

Works Underway in July

Tourism Precinct – stage 3. BBRF	Installation of the colorbond fence is nearing completion. Jockeys Memorial garden planted. Landscaping works to continue.
Scott Street Subdivision	Complete bulk earthworks. Material deliveries for stormwater, sewer and water. Commence stormwater pipe installation along Offices Parade.
Footpath Construction	Gum Bend Lake Stage 3 work is nearing completion with minor defects and signage to be complete. The Riverwalk has been cleared in preparation for contractors.
SRA power upgrade	Site works have continued with the installation of power boards and connections.
SRA Ground Changeroom upgrade	Internal work has continued with the plumbing and electrical rough ins being complete and tiling commenced.
SRA Ground fencing upgrade	Fencing delivery has been received. Removal and installation to commence.
Condobolin Pool Leak remediation	Site works have commenced with preparation of the pool surface.
Condobolin Cemetery Plinth installation	Site works have commenced with the levelling of the area. Plinth expected to be installed late July.
Condobolin Cemetery Irrigation	Works to commence.
Wiradjuri Park irrigation	Works to commence.
Apex Park Pontoon	Gabion basket works to be complete with cleaning to continue.
Lake Cargelligo Cricket Nets	Synthetic grass has been installed and netting installed. Project complete.
Lake Cargelligo Cricket Club toilet	Toilet building is being manufactured off site. Site works to commence. Expected Delivery of the toilet.
Tottenham Swimming Pool Solar Heating	Fencing supply to be delivered. Installation of the fencing to commence early August.
Tullibigeal Netball court resurfacing	Additional scope to be confirmed.
Burcher Tennis Court upgrades	Contractors have been engaged and PO issued.

Works Scheduled in August

3. Tourism Precinct – stage 3. BBRF	4. Continuation of the landscaping works including rural fencing and planting of shrubs and trees.
5. Scott Street Subdivision	6. Material deliveries for stormwater, sewer and water. 7. Complete stormwater pipe installation along Offices Parade. 8. Water main variation to be completed.
9. Footpath Construction	10. Completion of Gum Bend Lake Stage 3. 11. Offices Parade commenced, followed by the river walk.
12. SRA Power upgrade	13. Expected to complete all site works.
14. SRA Ground Changeroom upgrade	15. Construction of the changeroom to be completed and the facility to be operational.
16. SRA Ground fencing upgrade	17. Removal of the existing galvanised pipe fencing and installation of the new fencing to be completed.
18. Condobolin Swimming Pool Leak Remediation	19. Contractor to continue preparation of the pool surface and installation of the fibre glass.
20. Condobolin cemetery Plinth installation	21. Site works to continue and project to be completed.
22. Condobolin Cemetery Irrigation	23. Works to be completed.
24. Wiradjuri Park irrigation	25. Works to be completed.
26. Lake Cargelligo Cricket Club toilet	27. Main services and toilet building installation to be completed.
28. Tullibigeal Netball court resurfacing	29. Additional works to be confirmed and works to commence.
30. Tottenham Swimming Pool Solar Heating	31. Installation of the solar heating and fencing works completed.
32. Burcher Tennis Court Upgrades	33. Contractors to commence works in August.

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

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

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

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

STAKEHOLDER CONSULTATION

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

OPTIONS

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

CONCLUSION

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

8.5 FY22/23 UTILITIES MONTHLY UPDATE JUNE

TRIM Number: R23/207

Author: Manager - Utilities

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R23/207 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 June, in progress for the month of July and forecast for the month of August 2023.

SUPPORTING INFORMATION

Nil

BACKGROUND

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

ISSUES AND COMMENTS

Condobolin

Project	Progress
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study RNSW 1880 Condobolin Sewerage Scheme Scoping Study	<ul style="list-style-type: none"> • A meeting with Hunter H2O has been arranged to address DPE Water’s final comments to finalise the scoping study. • This project has been completed and is progressing to concept design.
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none"> • Preparation of the land acquisition for the road opening, closing and electricity easements is underway. • The new proposed aeration system at the transfer pump station will be treated as a variation under the current Contract 5: Transfer Pump Station. • Technical brief for the scope of works of the existing chlorine system at the Condobolin WTP has been received and is under

	<p>review. This document will be used as a basis of the upgrade works.</p>
<p>DWS072 Condobolin Drought Water Security Project</p>	<ul style="list-style-type: none"> Contract 5: Transfer Pump Station – the majority of the pipework inside the pump shed has been installed. <p>Security doors will be installed by the 3rd week of July and brickwork will be completed by the end of July.</p>
<p>Lachlan St Sewer Pump Station – Concept and Detailed Design Upgrade</p>	<ul style="list-style-type: none"> Draft tender documents have been received and are currently under review.
<p>Officers Parade Sewer Pump Station – Concept and Detailed Design Upgrade</p>	<ul style="list-style-type: none"> NSW Public Works is proceeding to develop the detailed design for additional storage at Officers Parade sewer pump station.

Lake Cargelligo

Project	Progress
<p>Lake Cargelligo STP – Screen Extractor</p>	<ul style="list-style-type: none"> The scope of the project is being revised to include flow diversion during the screen extractor installation.
<p>Lake Cargelligo STP – Sewer Lagoons</p>	<ul style="list-style-type: none"> Discussion with NSW Public Works was held to re-instate the old effluent pond. Once the old effluent pond is re-instated then the existing evaporation ponds can be taken offline to allow for effluent evaporation.
<p>Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation</p>	<ul style="list-style-type: none"> The 16 mile reservoir condition assessment report has been received and is currently under review.

Tottenham

Project	Progress
<p>RNSW 841 Tottenham Water Supply</p>	<ul style="list-style-type: none"> The tender for the new Albert Reservoir was released on 20 June 2023, with a closing date on 25 July 2023. A non-mandatory pre-tender meeting was held on 12 July 2023. Tender Assessment Report should be available for the August 2023 Council Meeting. The tender for the Leg O Mutton Dam upgrade was released on 27 June 2023, with a closing date of 1 August 2023. A mandatory pre-tender meeting was held on 12 July 2023. A Tender Assessment Report should be available for the September 2023 Council Meeting.

Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Condobolin & Tottenham)	<ul style="list-style-type: none"> • During the stakeholders meeting on 15 June, The Tottenham Racecourse section 355 committee voiced their opposition to the proposed irrigation of the race track with effluent water due to the salinity problem at the site. Therefore this option should be removed from the project scope. • The motor cross stakeholders have a preference to irrigate the southern side of the race track and the entire area of the motor cross track. This area is approximately 1/3rd of the original design area for the race track. Therefore it will be necessary to find additional area (other than the race track) to irrigate the effluent. • Owing to the change in the scope of works as outlined above, INSW is putting a freeze on this project until Council resolves this issue with all the stakeholders.
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> • The final draft IWCM Issues Paper is expected to be received by the end of July 2023.
Natural Resources Access Regulator (NRAR) – metering requirements	<ul style="list-style-type: none"> • The extraction point at Goobang Creek for the Condobolin town water supply has been upgraded to comply with the metering requirements. • Delivery of materials and fittings for the upgrade of the Merri Abba Bore pipe arrangements is experiencing delays. Expected delivery is the end of August.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study	\$110K	Restart NSW	\$64K	\$110K	Budget is on track
RNSW 1880 Condobolin Sewerage Scheme Scoping Study	\$80K	Restart NSW	\$39K	\$80K	Budget is on track
RNSW 755 Condobolin Bore Fields II	\$3.9M	Restart NSW	\$2.35M	\$3.9M	Power supply and Bore works remain. Budget is on track
DWS072 Contract 5: Transfer Pump Station	\$2.13M	Safe & Secure	\$1.73M	\$2.43M	Approved variation is being funded

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
					from the contingency. Budget is on track
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	\$150K	Sewer Fund	\$88K	\$136K	Budget is on track
Officers Parade Sewer Pump Station – Concept and Detail Design Upgrade	\$145K	Sewer Fund	\$18K	\$135K	Budget is on track
Lake Cargelligo STP – Screen Extractor	\$66K	Sewer Fund	\$48K	\$66K	Budget is on track
Lake Cargelligo STP – Sewer Lagoons	\$150K	Sewer Fund	\$8K	\$150K	Budget is on track
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	\$180K	Water Fund	\$25K	\$180K	Budget is on track
RNSW 841 Tottenham Water Supply	\$4.6M	Restart NSW	\$570K	\$4.6M	Budget is on track
Tottenham WTP Upgrade	\$270K	Water Fund	\$257K	\$270K	Budget is on track
RNSW 842 Sewage Effluent Reuse Management System	\$2.556M	Restart NSW	\$446K	\$2.556M	Budget is on track
Integrated Water Cycle Management (IWCM) Strategy	\$491K	Safe & Secure Water Program	\$98K	\$491K	Budget is on track
Natural Resources Access Regulator (NRAR) – metering requirements	\$102K	Water Fund	\$105K	\$105K	Variation was approved in QBR3. Budget is on track

LEGAL IMPLICATIONS

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

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

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

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

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

RISK IMPLICATIONS

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

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

STAKEHOLDER CONSULTATION

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

OPTIONS

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

CONCLUSION

This report is provided to update Council on activities in the Utilities section in June, underway for July and planned for August 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 DEVELOPMENT DATA JUNE 2023

TRIM Number: R23/208

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/208 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Council’s Development Data.

BACKGROUND

During the month of June 2023 there were two (2) applications lodged with a value totalling \$30,000. Four (4) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in June 2023.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2020/44	Construction of Shelter at Museum	35 Bathurst Street, Condobolin	\$50,000	Delegated Authority
DA 2023/11	Installation of Moveable Dwelling	1215 Vermont Hill Road, Condobolin	\$335,000	Delegated Authority
DA 2023/18	Installation of Swimming Pool	5205 The Gipps Way, Burcher	\$72,910	Delegated Authority
DA 2023/20	Installation of Swimming Pool	3781 Vermont Hill Road, Condobolin	\$62,200	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	4		\$520,110	

Comparison to Previous Year: Applications Approved June 2022Total ***Number*** of Applications ***approved in June 2022***: 2Total ***Value*** of Applications ***approved for June 2022***: \$230,000***Development Applications and Complying Development Certificates Received in June 2023***

Development Identifier	Development Description	Location	Value
DA 2023/22	Construction of Garage	216 Bathurst Street, Condobolin	\$20,000
DA 2023/24	Demolition of Existing Dwelling	1649 Boona Road, Condobolin	\$10,000
TOTAL	2		\$30,000

Comparison to Previous Year: Applications Received June 2022Total Number of Applications ***received in June 2022***: 1Total Value of Applications ***received for June 2022***: \$0**ISSUES AND COMMENTS**

A total of fifty-four (54) approvals have been issued this financial year at an average of 33 days, which is within the legislative timeframe for approvals and well below the average net days taken to determine a DA across all NSW Councils.

FINANCIAL AND RESOURCE IMPLICATIONS

No foreseeable issues.

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

All applications were assessed against relevant legislation to minimise Council's exposure to risk.

STAKEHOLDER CONSULTATION

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

OPTIONS

1. Receive and note the report.

CONCLUSION

Development Application and Complying Development Certificate approved data reveals a total development value of \$11,730,974 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

8.7 FY22/23 ROADWORKS MONTHLY UPDATE FOR JUNE**TRIM Number: R23/196****Author: Manager - Roads****RECOMMENDATION**

That:

1. The Director Infrastructure Services report No R23/196 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 June, works in progress in the month of July and works scheduled for the month of August. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

The 2022/2023 financial year resulted in over \$21 million of expenditure on Council's road network with approx. \$7.3 million spent on maintenance, including flood damage and over \$13.8 million spent of capital works.

UPDATE

All immediate restoration work for the 2022 Natural Disaster event (AGRN 1034) was required to cease on 30 June 2023 under the NSW Natural Disaster Essential Public Asset Restoration Guidelines. Any future work must be undertaken as Essential Public Asset Reconstruction Works which is required to be pre-approved by Transport NSW. Planned sealing of some patches on MR 347 Dandaloo Road and MR 7521 Kiacatoo Road was not able to be completed prior to this deadline due to rain on 25 June.

Grading of Council's unsealed road network will continue but will be funded from the NSW Regional and Local Road Repair program, Council's allocation being \$7,095,067. Six council graders and two contractor graders are continuing to undertake routine maintenance grading on the unsealed road network. Four of these graders are operating with water carts and rollers undertaking grade/water/roll operations.

Shepherd Services are continuing to classify the almost 6,000 identified defects or damage into categories of high, medium or low confidence levels. A total of 1,577 high confidence defects and up to 50% medium confidence level defects will be included in Council's Natural Disaster funding submission to TfNSW. It is anticipated that the submission will be completed, reviewed and

submitted by end of July. The timeframe for TfNSW approval is unknown but their responsible officer has been kept informed of the submission progress.

Works undertaken in June

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following roads**
 - Main Roads
 - MR 347 Dandeloo Road – heavy patching/flood damage
 - MR 7513 Lake Cargelligo Road – heavy patching/flood damage
 - Shire Roads
 - SR 41 Red Heart Road – gwr/flood damage
 - SR 42 Gobondery Road – gwr/flood damage (contractor)
 - SR 43 Back Tullamore Road – gwr/flood damage (contractor)
 - SR 44 Melrose Plains Road, west of Fifield Road – gwr/flood damage
 - SR 44 Melrose Plains Road, east of Fifield Road – gwr/flood damage (contractor)
 - SR 45 Boona Road – 3 km of gravel re-sheeting completed
 - SR 58 Mowabla Road – gwr/flood damage (contractor)
 - SR 134 Toliman Road – gwr/flood damage
 - SR 194 North Uabba Road – gwr/flood damage
 - SR 197 Crawfords Road – gwr/flood damage
 - SR 208 Brewer Lane – gwr/flood damage
 - SR 212 Hoopers Road – gwr/flood damage
 - SR 300 Lara Lane – gwr/flood damage
 - SR 319 Mount Tilga Road – gwr
 - SR 321 Craig End Lane - gwr
 - SR 380 Cincinnati Lane – gwr/flood damage (contractor)
 - SR 426 Weir Road – gwr/flood damage
 - SR 1151 Kadungle Road – gwr/flood damage (contractor)
- **Road and culvert reconstruction and sealing undertaken on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/The Gipps Way/Smythes culvert – Regional NSW/Block grant – Guardrail completed
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong Bridge replacement, concrete bridge deck and approach slabs poured
 - Shire Roads
 - SR 97 Driftway Road – culvert replaced
 - SR 402 Cornells Road – culvert installed
 - Town Streets
 - Foster Street – Tourism Activation – Footpath paving at Lorne St intersection completed. Foster St/Canada St and Foster St/Lorne St intersections asphalt has been completed. Final stormwater installation near Royal Mail Hotel completed.
 - Officers Parade –FLR/RTR – Road reconstruction in progress
- **Road reseals/sealing**
 - Main Roads

- MR 57S The Gipps Way – primer seal on Murie by-pass
 - MR 7513 Lake Cargelligo Road – primer seal on flood damage repairs
 - MR 7521 Kiacatoo Road – primer seal on flood damage repairs
- Shire Roads
 - nil
- Town Streets
 - Foster Street – primer seal on road reconstruction
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 91 Marsden Road – maintenance grade/flood damage
 - SR 107 Deans Road – maintenance grade/flood damage
 - SR 252 Lone Wilga Road – maintenance grade (contractor)
 - SR 402 Cornells Road – maintenance grade (contractor)
 - SR 427 St Kilda Lane – maintenance grade (contractor)
 - SR 1169 Bobadah Road – maintenance grade/flood damage (contractor)
- **Shoulder grading/slashing/vegetation control/patching and flood damage undertaken on the following sealed roads**
 - Main Roads
 - MR 57 NN The Bogan Way – vegetation control
 - MR 57S The Gipps Way – slashing
 - MR 461 Henry Parkes Way – slashing
 - MR 7513 Lake Cargelligo Road – vegetation control
 - Pothole repair on all roads
 - Shire Roads
 - SR 60 Springvale Road – slashing
 - SR 85 North Forbes Road –slashing
 - SR 418 Willow Bend Road – slashing
 - SR 1029 Boreamble Road – slashing
 - Pothole repair on several roads

Works in progress or planned for July

- **Heavy patching, re-sheeting and grade water and roll in progress on the following unsealed roads**
 - Main Roads
 - MR7514 Nyngan Road – gwr
 - Shire Roads
 - SR 135 Wardy Bus Road – gwr
 - SR 198 Fairs Road – gwr
 - SR 199 Bootoowa Road – gwr
 - SR 200 Morris Lane – gwr
 - SR 201 Keeleys Lane – gwr
 - SR 202 Quinanes Lane – gwr
 - SR 203 Alexanders Lane – gwr

- SR 204 Bartholmews Lane – gwr
- SR 205 Contario Road – gwr
- SR 206 Mt Daylight Road – gwr
- SR 207 Kynwoor Road – gwr
- SR 208 Brewer Lane – gwr
- SR 224 Goldings Lane – gwr
-
- **Road and culvert reconstruction in progress on the following roads**
 - Main Roads
 - MR 57S Lachlan Valley Way/Smythes Culvert – Regional NSW/Block grant – Line marking has been completed and road opened to traffic.
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement, preconstruction of bridge approaches is in progress. Sealing planned for mid-July
 - MR 57S The Gipps Way – regional NSW/Block grant – Murie culvert, removal of existing culverts and excavation for new culvert slab
 - Shire Roads
 - SR 90 Grassmere Road – replacement culvert
 - Town Streets
 - Officers Parade – FLR/RTR – Road reconstruction programmed will be completed and footpath installation to commence
 - Foster Street – Tourism Activation – Kerb and gutter replacement completed on Foster St and Canada St. Footpath works at Canada St intersection. Concrete infill in roundabout completed. Primer seal to be installed at intersections and travel lanes. Installation of concrete foundation for relocation of CCTV cameras.

Road reseals/sealing

- Main Roads
 - MR 57S Nerathong bridge approaches two coat seal
- Shire Roads
 - nil
- Town Streets
 - Officers Parade –two coat seal
- **Maintenance grading/sucker removal/storm damage repairs in progress on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 34 Wilmatha Road – maintenance grade
 - SR 78 The Troffs Road – maintenance grade (contractor)
 - SR 79 Halls Road – part length – maintenance grade (contractor)
 - SR 106 Fitzgerald Road – maintenance grade
 - SR 108 Fosters Lane – maintenance grade
 - SR 193 River Road – maintenance grade
 - SR 218 Kellys Road – maintenance grade
 - SR 361 Shanklin Lane – maintenance grade (contractor)

- SR 380 Cincinnati Lane – maintenance grade (contractor)
 - SR 382 Bloomfield Road – part length – maintenance grade (contractor)
 - SR 426 Weir Road – maintenance grade/flood damage
- **Shoulder grading/slashing/vegetation control and patching in progress on the following sealed roads**
 - All Roads
 - As required

Works planned for August

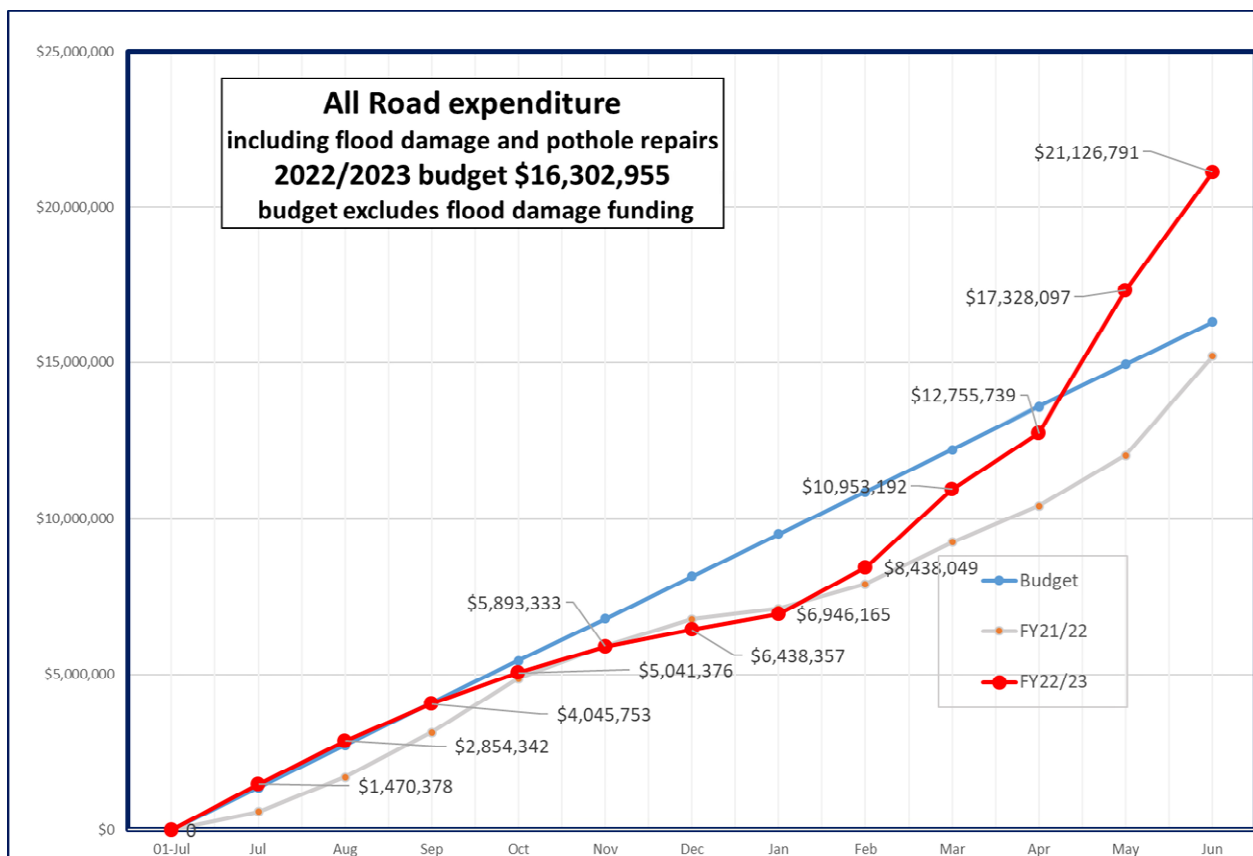
- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - MR 461 Henry Parkes Way – gwr
 - Shire Roads
 - As required
- **Road resealing/sealing**
 - All Roads
 - Nil
- **Road and culvert reconstruction and sealing to be undertaken on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

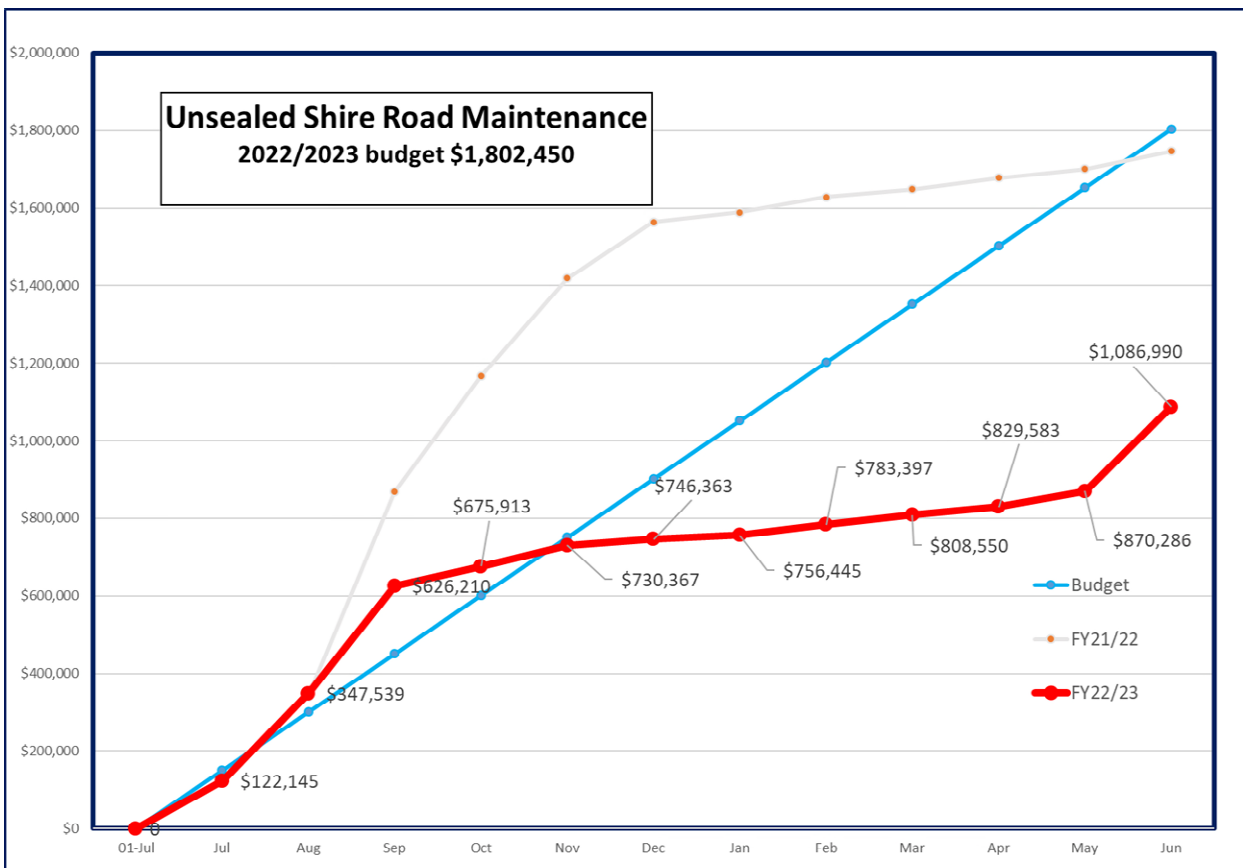
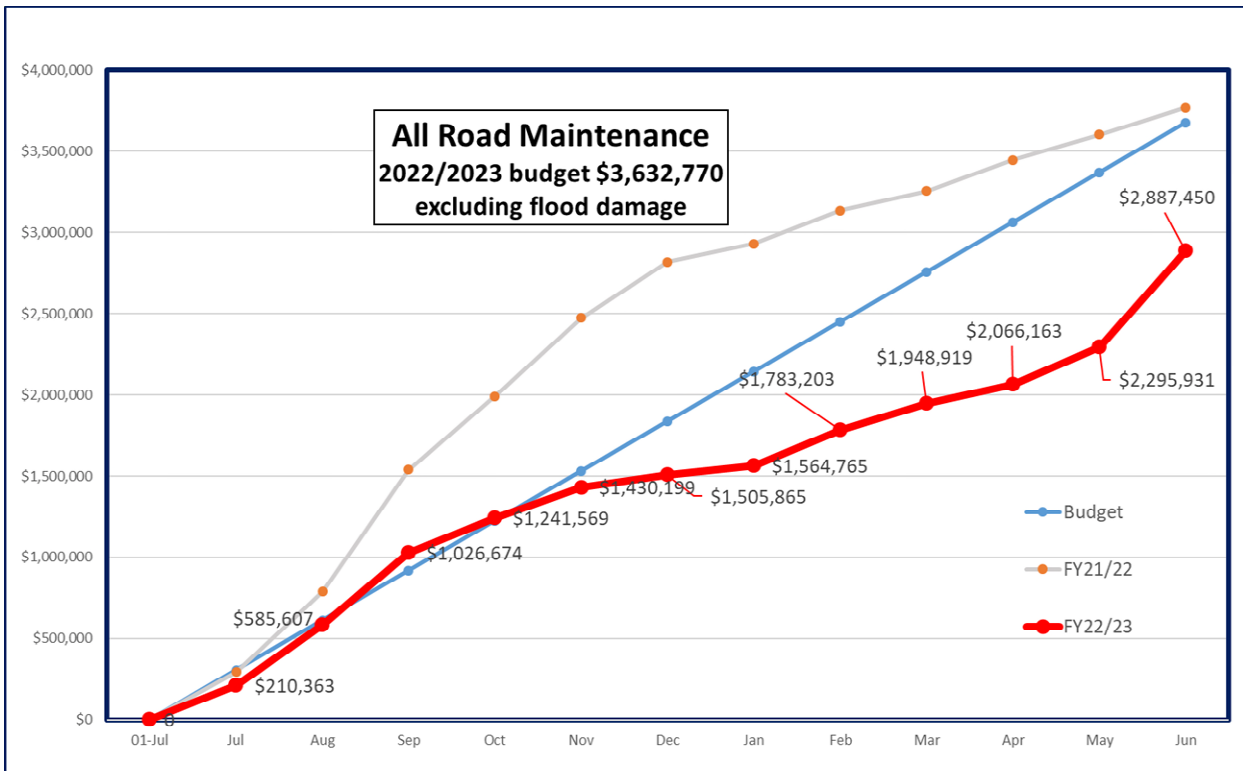
FINANCIAL UPDATE

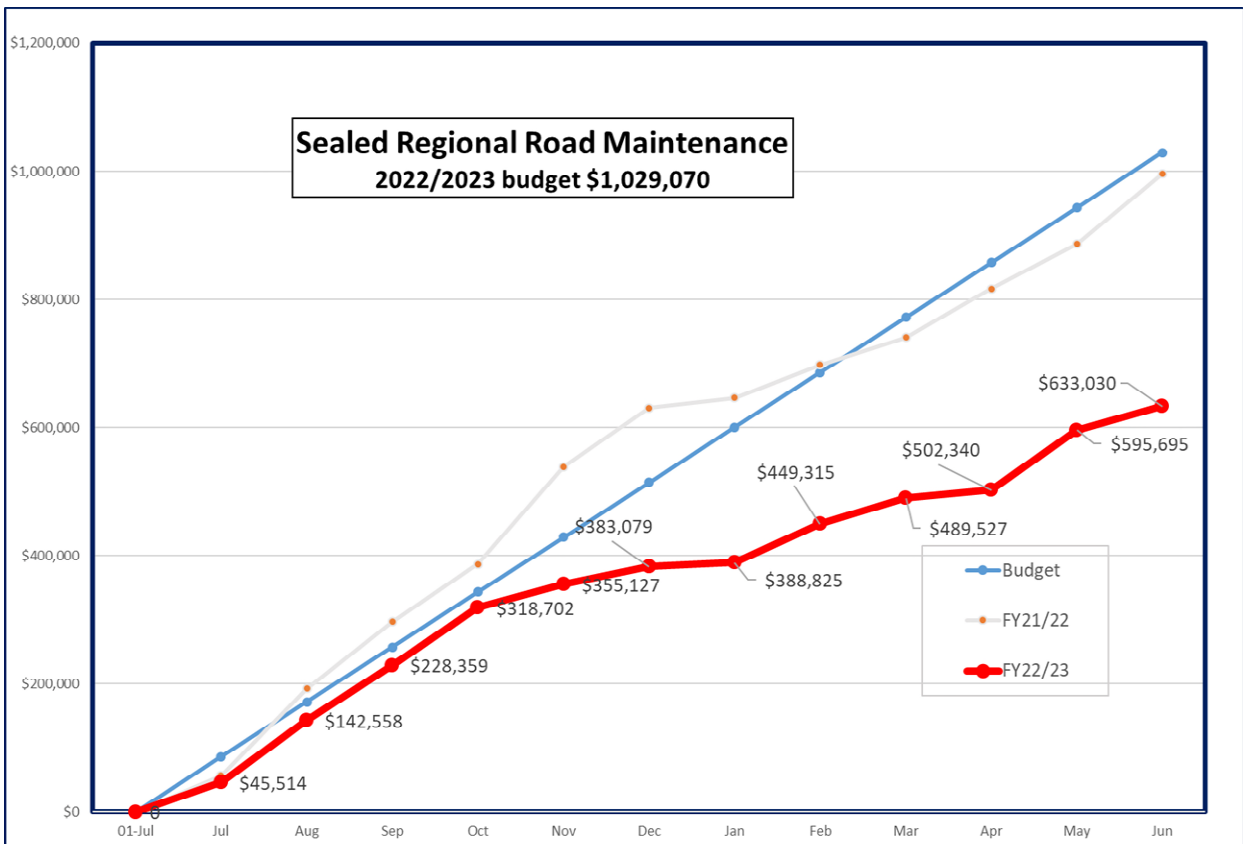
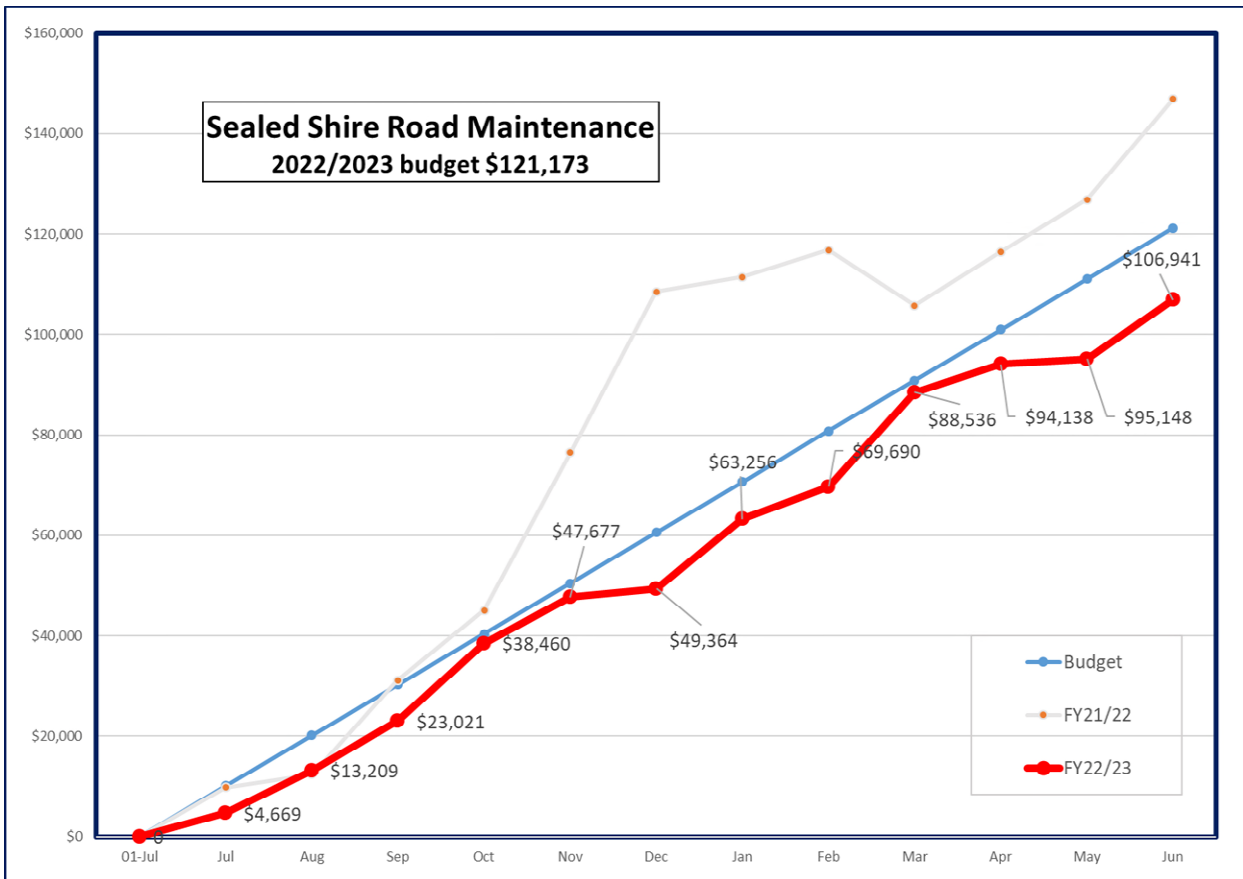
CONSTRUCTION PROJECTS					
Regional Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Regional Roads, reseals					
MR 501 Lachlan Valley Way (aka Hillston Road)	\$440k	TfNSW Block Grant	\$370k	\$370k	Sealing complete, line marking programmed for July
RR 7521 Kiacatoo Road	\$308k		\$261k	\$261k	
Total	\$748k		\$629k	\$629k	
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$0k	Completed as Flood Damage project
Regional Roads, culvert renewal	\$60k	TfNSW Block Grant	\$0k	\$0k	Delayed to FY23/24
MR 461 William St / MR 57S Lachlan St intersection reconstruction	\$274k	TfNSW Block Grant \$0k, RTR \$274k	\$0k	\$0k	Design still be finalized. Project will not commence until FY23/24
MR 371 Foster St, Lake Cargelligo, Lake St to Lorne St reconstruction	\$3.6m	RTR \$500k, State Government funding \$2,800k, LRCI \$300k	\$480k in FY21/22 \$2.785m in FY 22/23 Total \$3.265m	\$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, \$133k in FY22/23 Total \$3.236m	\$3.5m	Jumble Plains Road intersection reconstruction has commenced
MR 57S The Gipps Way, Nerathong Bridge replacement	\$2.808m	FCR \$2.387m, TfNSW Block Grant \$421k	\$89k in FY20/21, \$358k in FY21/22, \$759K in FY22/23 Total \$1.208m	\$2.808m	Bridge construction has been completed. Construction of approaches is in progress
MR 57S, MR 377, Condobolin Freight Betterment and Visitor Centre road works	\$8.448m	Regional NSW funding \$5,599k, TfNSW Block grant \$2,149k, TfNSW Repair \$400k, RTR \$300k	\$1.235m pre 1 July 2021, \$2.41m in FY21/22, \$3.449m in FY22/23 Total \$7.094m	\$8.448m	Smythes culvert and LVW/Gipps Way intersection has been completed. Murie Creek culvert replacement to commence mid-June
MR 461 Henry Parkes Way intersection upgrades, MR 7521 Kiacatoo Road and SR 340 Silos Road	\$516k	HVSPP \$258k, TFNSW Block Grant \$208k, Graincorp \$50k	\$103k in FY21/22, \$466k in FY22/23 Total \$569k	\$569k	Complete. Additional cost will be funded from Block grant
RR 7513 Lake Cargelligo Road seal widening 8 km	\$800k	Repair \$400k, Block \$400k	\$919k	\$919k	Sealing complete, line marking programmed for July. Additional cost will be funded from Block grant

CONSTRUCTION PROJECTS					
Local Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Local road reseals					
SR 60 Springvale Road	\$130k	FAG Roads \$140k, RTR \$450k	\$0k	\$0k	Delayed to FY23/24
SR 90 Grassmere Road	\$85k		\$50k	\$50k	Complete
SR 10 Meadowview Road	\$60k		\$0k	\$0k	Delayed to FY23/24
SR 25 Kerriwah Road	\$178k		\$151K	\$151k	Complete
SR 3 Tabratong Crossing Road	\$37 k		\$36.8k	\$36.8K	Complete
Total	\$490k		\$237.8k	\$237.8k	
Local roads gravel re-sheets					
SR 1187 Palesthan Road	\$200k	Special Rate Variation \$200k, RTR \$504k	\$171k	\$171k	Complete
SR 45 Boona Road	\$160k		\$159k	\$159k	Work in progress
SR 186 Booth Road	\$120k		\$162k	\$162k	Complete
Total	\$480k		\$492k	\$492k	
Maitland Street HV upgrade	\$1.51m	FRC \$765k, RTR \$746k	\$1,465k pre July 2022, \$50k in FY22/23, Total \$1.51m	\$1.51m	Complete
SR 120 Merrirogie Road widen and reseal	\$1.4m	Fixing Local Roads \$1,260k, RTR \$140k	\$649k in FY21/22, \$604k in FY22/23, Total \$1.253m	\$1.24m	Complete under expenditure transferred to Lachlan Valley Way project
SR 230 Lachlan Valley Way, 10 km seal extension	\$1.3m FY21/22, \$700k FY22/23	Fixing Local Roads \$1.9m, RTR \$100k	\$862k in FY21/22, \$1.428m in FY22/23 Total \$2.29m	\$2.35m	Complete over expenditure to be funded from other FLR under expenditure and R2R
Busby St/Harding Ave reconstruction	\$800k	Fixing Local Roads	\$23k in FY21/22, \$724k in FY22/23 Total 747k	\$745k	Complete under expenditure transferred to Officers Parade project
Condobolin School Precinct	\$1.68m	Fixing Local Roads \$1,360k, RTR \$280k, FAG Roads \$40k	\$678k in FY21/22, \$880k in FY22/23 Total \$1.55m	\$1.57m	Complete under expenditure transferred to Officers Parade project
Officers Parade upgrade	\$1.0m	Fixing Local Roads \$600k, RTR \$400k	\$195k in FY21/22, \$884k in FY22/23 Total \$1,079 m	\$1.4m	Road reconstruction in progress over expenditure to be funded from other FLR under expenditure and RTR
Lansdale Road widening and upgrade	\$400k	Roads to Recovery	\$0k	\$400k	Delayed to FY23/24
Willis Lane seal extension	\$400k	Roads to Recovery	\$82k	\$400k	Vegetation cleared, road pavement construction will commence in FY23/24

FUNDING SOURCES					
Funding Source	Amount	Contribution	% spent	Used by	Comments
Roads to Recovery	\$2.748m including revote	100% Federal grant	69%	30-Jun	Year 4 of five program.
TfNSW Block and Supplementary Grants	\$3.132m	100% TfNSW	100%	30-Jun	Block grant funds fully expended
TfNSW Traffic Facilities	\$148k	100% TfNSW	80%	30-Jun	
TfNSW repair	\$400k	100% TfNSW	100%	30-Jun	
FAG Roads	\$3.28m	100% Federal grant	56%		Used FAGS Roads grant to reserve







Note: In addition to the above expenditure \$1.824m has been spent on Regional Road flood damage and \$2.476m has been spent on Local Road flood damage, total \$4.3 million and \$285k has been spent of pothole repairs.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

CONCLUSION

As noted above the 2022/2023 financial year was an extremely busy and difficult year, however excellent progress was made on a number of Capital projects with several being completed.

ATTACHMENTS

Nil

8.8 STATECOVER MUTUAL LTD - EXECUTIVE REVIEW**TRIM Number:** R23/214**Author:** Manager - Human Resources**RECOMMENDATION**

That:

1. The General Managers Report be received and noted.

PURPOSE

The purpose of this report is to inform Council of the Executive Review provided by StateCover Mutual Ltd on Council's 2022/2023 Workers Compensation Overview and Performance.

SUPPORTING INFORMATION

A copy of the Executive Review is attached.

BACKGROUND

StateCover Mutual Ltd are Council's Workers Compensation Insurers who manage the claims for our injured workers and provide safety and wellbeing services.

Annually StateCover Mutual Ltd provide a report to Council on how Council is performing in the management of these claims and how these claims will affect Council's Premium.

ISSUES AND COMMENTS

The Executive Review indicated that the Premium and performance is being driven by one psychological claim from 2020/2021.

Of the physical active claims, 75% relate to workers over the age of 50. Council's current workforce equates to 42% of staff being aged 50 and over. Strategies have been developed to manage an ageing workforce to ensure that adequate controls are put in place to minimise the risk to their health and safety.

It is also noted that the Claim frequency has reduced over the past two policy periods.

FINANCIAL AND RESOURCE IMPLICATIONS

The Psychological Injury claim that has impacted Council's Premium for the past 3 years will drop off in July 2023, the impact of this should be a reduction in Council's next workers compensation insurance premium.

LEGAL IMPLICATIONS

There are potential legal implications if a worker's compensation claim is disputed.

RISK IMPLICATIONS

There are risk implications for Council in regards to the management of the ageing workforce. Council's Health and Safety team will focus on ensuring that controls are put in place to manage these risks.

STAKEHOLDER CONSULTATION

No further consultation was required.

OPTIONS

Not applicable

CONCLUSION

Council's workers compensation performance overall is good. There is a slight increase in the insurance premium due to one psychological claim. This claim has now reached the claims threshold of three years and will no longer impact the insurance premium.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and responsive Council

4.2.5 Council's exposure to risk is minimized

ATTACHMENTS

1. **Lachlan Executive Review**

8.9 ACTIVE RESOLUTIONS - JULY 2023

TRIM Number: R23/215

Author: Executive Assitant

RECOMMENDATION

That:

1. The General Manager’s Report No. R23/215 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

The Active Resolutions are attached.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. **Active Resolutions 26.07.2023**

9 DECISION REPORTS

9.1 GENERAL MANAGER**9.1.1 DELEGATES AND MOTIONS FOR THE NSW LOCAL GOVERNMENT ANNUAL CONFERENCE 2023****TRIM Number: R23/204****Author: General Manager****RECOMMENDATION**

That:

1. The General Manager's Report No. R23/204 be received and noted.
2. The following motion be endorsed for submission to the Local Government NSW 2023 Annual Conference;
 - (a) LGNSW lobby the NSW Government to remove the requirement for compulsory voting in NSW local government by-elections due to poor voter turnout at recent by-elections, the relatively small penalty for not voting and the administrative burden of issuing infringement notices.
3. The Mayor and General Manager be delegated authority to authorise the submission of any further motions that may be suggested before the motion submission deadline closes on 15 September 2023.
4. Up to 3 Councillor delegates be nominated to attend the conference with the Mayor and General Manager.

PURPOSE

To obtain Council endorsement for the nomination of delegates and the submission of motions to the Local Government NSW Annual Conference 2023.

SUPPORTING INFORMATION

A copy of the Official Notice of the LGNSW Annual Conference 2023 is attached.

BACKGROUND

The Local Government NSW (LGNSW) Annual Conference is the pre-eminent policy making event for the local government sector. At Conference, delegates vote on motions which help determine the policies and priorities for LGNSW and the sector. It is a key event for local government where councillors come together to share ideas and debate issues that shape the way the sector functions and is governed.

LGNSW member councils are invited to submit motions for possible debate at Conference to advance the sector wide policy agenda. Motions are strategic local government issues which affect members state-wide and introduce new or emerging policy issues and actions.

Member Councils are encouraged to submit motions online by Friday 15 September 2023 to allow assessment of the motions and distribution of the Business Paper before the Conference. However, in line with the LGNSW Rules, the latest date motions can be accepted for inclusion in the Business Paper is 12 midnight (AEDT) on Sunday 15 October 2023.

ISSUES AND COMMENTS

The LGNSW Board has resolved that motions will be included in the Business Paper for the Annual Conference only where they:

1. are consistent with the objects of the Association (see Rule 4 of the Association's rules);
2. relate to local government in NSW and/or across Australia;
3. concern or are likely to concern local government as a sector;
4. seek to advance the local government policy agenda of the Association and/or improve governance of the Association;
5. have a lawful purpose (a motion does not have a lawful purpose if its implementation would require or encourage non-compliance with prevailing laws);
6. are clearly worded and unambiguous in nature, and
7. do not express preference for one or several members over one or several other members.

Council members are encouraged to review Action Reports from previous Conference(s) before submitting motions for this year's Annual Conference to ensure the proposed motion wording reflects any recent developments and does not duplicate existing positions.

Any proposed motion must provide accompanying evidence of Council's support for the motion. Such evidence may include an attachment note or extract from the minutes of the Council meeting, at which the member Council resolved to submit the motion for consideration by the Conference. In the absence of a council meeting, the evidence should be a letter signed by both the Mayor and General Manager.

An issue to consider for submission to the 2023 conference, as raised in Cr Brady's Notice of Motion to the June 2023 Ordinary Council meeting, is for LGNSW to lobby the NSW Government to remove the requirement for compulsory voting in NSW local government by-elections. This is due to the poor voter turnout experienced at recent D Ward by-election, the relatively small penalty for not voting in a by-election and the administrative burden of issuing infringement notices.

Council should also determine the delegates to attend this year's conference. Traditionally the Mayor and General Manager attend the conference with a further 2 or 3 Councillor nominated delegates.

FINANCIAL AND RESOURCE IMPLICATIONS

There are no financial implications with the submission of motions to the LGNSW Conference. There are registration, travel, accommodation and sustenance costs associated with delegates attendance at the conference

LEGAL IMPLICATIONS

Nil

RISK IMPLICATIONS

Potential reputational risk if the motion is not supported by the local government sector or local community.

STAKEHOLDER CONSULTATION

Not applicable.

OPTIONS

Not applicable.

CONCLUSION

A proposed motion for the 2023 LGNSW Annual Conference is submitted for Council's consideration and endorsement together with a request for the nomination of councillor delegates to attend the conference.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP Outcome No. 4.2 Strong Effective and Responsive Council

ATTACHMENTS

1. **LGNSW 2023 Annual Conference Brochure**

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 ARIC FEES, REASONABLE EXPENSES AND FACILITIES POLICY V2

TRIM Number: R23/83

Author: Director - Corporate and Community Services

RECOMMENDATION

That:

1. The Director Corporate & Community Services Report R23/83 be received and noted.
2. Subject to any changes Council wishes to make being incorporated, the ARIC Fees, Reasonable Expenses and Facilities Policy v2 be adopted.

PURPOSE

To provide a draft copy of the revised Audit, Risk and Improvement Committee (ARIC) Fees, Reasonable Expenses and Facilities Policy for consideration.

SUPPORTING INFORMATION

See attached.

BACKGROUND

The fees for service of the ARIC Chair and ARIC Independent Members were adopted by Council on 27/10/2021 (Resolution 2021/252) and 25/11/2020 (Resolution 2020/334) respectively.

Council adopted version 1 of the ARIC Fees, Reasonable Expenses and Facilities Policy in February 2022. All policies are required to be revised once per Council term or when there are significant changes to be reflected.

ISSUES AND COMMENTS

The Office of Local Government (OLG) Circular No 22-21 /A824754 issued July 2022 states compliance with the requirements in the draft Risk Management and Internal Audit Guidelines will be required from 1 July 2024. Whilst the draft guidelines are not yet in force, the OLG has previously advised that they expect little change.

Under the draft Internal Audit & Risk Management guidelines, councils are obliged under the *Superannuation Guarantee (Administration) Act 1992* to make compulsory Superannuation Guarantee contributions on behalf of audit, risk and improvement committee chairs and independent members where they are remunerated. Superannuation is to be paid at the same rate that applies to council employees, which is 11%.

The changes made in the revised policy are;

- Number of independent voting members revised from 2 to 3.
- Superannuation added to the Remuneration section.
- The remainder of the changes relate to formatting.

FINANCIAL AND RESOURCE IMPLICATIONS

The 2023.2024 adopted budget includes \$35,248 for ARIC expenses. This includes ARIC fees and superannuation from 1 July 2023 for all independent members. In compliance with adopted policy, fees include the 3% rise granted by the Local Government Tribunal in its annual determination.

LEGAL IMPLICATIONS

Under the *Local Government Act 1993* from June 2022, each council must have an Audit, Risk and Improvement Committee (ARIC).

Office of Local Government (OLG) Circular No 22-21 /A824754 issued July 2022 states compliance with the requirements in the draft Risk Management and Internal Audit Guidelines will be required from 1 July 2024.

RISK IMPLICATIONS

Legislative risk if Council is not compliant with all requirements under the Act and associated regulations.

If there is not adequate remuneration and support provided for the ARIC, there is a risk that Council will not be able to meet its statutory requirements.

STAKEHOLDER CONSULTATION

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

Office of Local Government draft Risk Management and Internal Audit Guidelines (issued December 2022)

LSC ARIC Terms of Reference V1 27 October 2021

LSC Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy

OPTIONS

1. Review the draft policy and adopt the policy as presented.
2. Review the draft policy, recommend changes and adopt with changes incorporated.

CONCLUSION

The draft ARIC Fees, Reasonable Expenses and Facilities Policy v2, is presented to Council for consideration. Council should review the policy, recommend changes and adopt the policy with recommended changes (if any) incorporated.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2. Strong, effective and responsive council

4.2.1 Operate an effective Audit Committee

4.2.5 Council's exposure to risk is minimised.

ATTACHMENTS

- 1. ARIC Fees and Reasonable Expenses Policy V2**

9.2.2 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM**TRIM Number: R23/192****Author: Revenue/Finance Support Officer****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R23/192 be received and noted.
2. Council approve a \$1,245.62 contribution for the cost of mobile lighting towers for the Condobolin and District Kennel Club, to be funded from the Community Events Program budget. This donation is conditional on the All Breeds Championship Dog Shows event proceeding.
3. Council approve a \$400 donation to the Condobolin Sports Club for their Triple Bowls event, to be funded from the Community Events Program budget. This donation is conditional on the event proceeding.
4. Council approve the \$1,000 donation requested by West Milby Rodeo & Gymkhana Inc. to be funded from the Community Events Program budget. This donation is conditional on the event proceeding.
5. Council approve the in kind support estimated to be \$806.48 requested by Condobolin Junior Cricket Association. This contribution is to be funded from the In Kind Contributions budget and covers the dry hire cost of the vehicle only.

PURPOSE

Council is asked to consider requests for monetary and in-kind support for community events to be held in the 2023/2024 financial year. For the purpose of this policy 'Donation' also means financial contribution, event in-kind support, and Fee and Charge concessions, unless specified otherwise, in the Community Donation and Event Support Policy.

SUPPORTING INFORMATION

A copy of the requests for donation are included as attachments.

BACKGROUND

Council adopted the Community Donation and Event Support Policy on 28 June 2023. As requests are submitted, they will be assessed against this policy. Where possible, approval under delegated authority will be utilised. Where delegated authority or another Council Policy does not apply, the request will be submitted to Council for determination.

As community groups transition to the new funding round arrangement, there will be a further period where requests will continue to be submitted to Council for determination.

ISSUES AND COMMENTSCondobolin & District Kennel Club

The Condobolin & District Kennel Club has requested a donation of \$1,245.62 from Council for their upcoming event, the "All Breeds Championship Dog Shows." The donation covers the cost of the hired lighting towers.

The event is scheduled to take place from 16-22 August 2023. They anticipate an attendance of approximately 250-300 people. In return for the Council's contribution, the organisation has agreed to acknowledge Council at their event and through social media.

Council contributed \$2,000 for the lighting towers in 2022.

This request cannot be approved under delegated authority but does meet the terms of the Community Donation and Event Support Policy.

Condobolin Sports Club Limited

This organisation has approached Council, requesting sponsorship for their forthcoming event, "Condobolin Centre State Triple Bowls Spectacular," to take place on 14 & 15 October 2023. Council's donation will be acknowledged through advertising & social media.

The organisation has received funding of \$200 to \$400 from Council since 2020. It is recommended to offer \$400 as this was the amount approved by Council in 2022.

This request cannot be approved under delegated authority but does meet the terms of the Community Donation and Event Support Policy.

West Milby Rodeo & Gymkhana Association Inc.

The organisation is seeking a contribution of \$1,000 from Council for their Milby Sport Event in October 2023. Council's donation will be acknowledged through advertising, social media, and newspaper coverage. The organisation has received funding of \$1,000 from Council since 2017.

This request cannot be approved under delegated authority but does meet the terms of the Community Donation and Event Support Policy.

Condobolin Junior Cricket Association (CJCA)

This organisation is currently in the process of replacing the soil on the turf cricket wicket at the SRA grounds. The organisation will be meeting the cost to improve the surface. CJCA are asking Council to donate the use of a Council Hi-ab truck on 21 July to be driven to Dubbo. This truck will allow them to pick up the 4 tonnes of soil required. An appropriately licenced council employee and CJCA committee member will volunteer his time to drive the vehicle on a non-work day. The estimated dry hire cost of the truck has been calculated at \$806.48.

Councillors at the Pre-meeting Briefing on 12 July 2023 supported the use of the Council Hi-ab truck acknowledging it was required before the July Council meeting however, retrospective Council approval through a resolution of Council is required. This request cannot be approved under delegated authority but does meet the terms of the Community Donation and Event Support Policy.

FINANCIAL AND RESOURCE IMPLICATIONS1. Community Events Program

Budget \$32,950. Refer to General Ledger Number 3820.460.622

The abovementioned budget includes \$2,400 for Welcome to Community events (\$600 each for Tullibigeal, Tottenham, Lake Cargelligo and Condobolin). Refer to Council Resolution 2023/50 March 2023. The \$600 for events will only be paid upon written application to Council.

2. Elected Members General Donations

This Budget totals \$27,450. Refer to General Ledger number 3020.0405.0622.

The abovementioned budget includes \$100/school for School presentation awards. Refer to Council Resolution 2022/312 November 2022. The \$100 donation will only be paid upon written application to Council.

3. In kind Contributions

This Budget totals \$123,229. Refer to General Ledger number 3230.0509.

Included in the Budget as a separate line item and will not come to Council for decision

Rates concessions \$9,900 General Ledger number 3020.0406.623. Applications are made under the Revenue Policy and approved by staff. If the applicant is not eligible for assistance under the Revenue Policy, it may come to Council for a decision and funding from an alternative budget.

LEGAL IMPLICATIONS

Council can provide financial assistance through an annual donation program in accordance with section 356 of the *Local Government Act 1993*. A council may, in accordance with a resolution of the council, contribute money or otherwise grant financial assistance to persons for the purpose of exercising its functions.

Donation requests made by organisations or individuals who act for personal gain will be subject to Section 356 (2) of the *Local Government Act 1993*.

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

Fee concessions are permissible in accordance with section 610E and 610F of the *Local Government Act 1993*.

Council delegates to the General Manager, with the approval of the Mayor, the power to grant financial assistance under section 377(1A) of the *Local Government Act 1993*.

RISK IMPLICATIONS

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

STAKEHOLDER CONSULTATION

July 2023 Pre-meeting Briefing

OPTIONS

1. Provide the full amount of the requested donations.

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

CONCLUSION

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

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

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

ATTACHMENTS

1. **Condobolin & District Kennel Club**
2. **Condobolin Sports Club - State Triples Bowls**
3. **West Milby Rodeo & Gymkhana Inc**
4. **Condobolin Junior Cricket Association - in kind support**
5. **Condo - 2023 PremiAir Quote**

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

Nil

9.4 INFRASTRUCTURE SERVICES

9.4.1 TREE MANAGEMENT POLICY

TRIM Number: R23/199

Author: Engineering Assistant - Recreation

RECOMMENDATION

That:

1. The Director Infrastructure Services Report R23/199 be received and noted.
2. The Tree Management Policy and Guidelines be adopted.

PURPOSE

To present to Council the feedback received from the Community during the public exhibition period for the Tree Management Policy and Guidelines.

SUPPORTING INFORMATION

See attachment – Tree Management Policy

See attachment – Tree Management Guidelines

BACKGROUND

At the Ordinary Council meeting on 23 May 2023 Council considered a report no. R23/129 – Draft Tree Management Policy and resolved;

RESOLUTION 2023/1

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

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

ISSUES AND COMMENTS

The draft policy was placed on public exhibition from 1 to 28 June 2023 and no submissions received.

FINANCIAL AND RESOURCE IMPLICATIONS

The policy and guidelines are not expected to have any additional impact on Council's resources or finances.

LEGAL IMPLICATIONS

Local Government Act 1993, Roads Act 1993,

Environmental Planning and Assessment Act 1979

Electricity Supply Act 1995

Rural Fires Act 1997

Local Land Services Act 2013

Biosecurity Act 2015

Biodiversity Conservation Act 2017

NSW Civil Liability Act 2002.

Environmental Protection and Biodiversity Conservation Act 1999

RISK IMPLICATIONS

No risk implications have been identified regarding the proposed adoption of this policy.

STAKEHOLDER CONSULTATION

Consultant – Urban Forest Consulting

Consultant – Tree Logic

Lachlan Shire Council Senior Management, Administration and Outdoor Staff

Public exhibition from 1/6/23 until 28/6/23.

OPTIONS

- Adopt the Street Tree Management Policy and Guidelines as written.
- Amend the Street Tree Management Policy and Guidelines and then adopt.
- Decline to adopt the Street Tree Management Policy and Guidelines.

CONCLUSION

The draft policy and guidelines will ensure Council and the public are provided with clear and transparent direction regarding the management of all trees that are the responsibility of Council.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

2.5 Improve the appearance of each town

4.4 Strategic management of villages and Crown Reserves

6.4 Improved parks, gardens and sporting ovals.

ATTACHMENTS

1. **Tree Management Guidelines**
2. **Tree Management Policy**

3. Copy of Report No. R23/129

9.4.2 NATURE STRIPS: MOWING, PLANTING AND LANDSCAPING POLICY**TRIM Number: R23/200****Author: Engineering Assistant - Recreation****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report R23/200 be received and noted.
2. The Nature Strips: Mowing, Planting and Landscaping Policy be adopted.

PURPOSE

To present to Council the feedback received from the Community during the public exhibition period for the draft Nature Strips, Mowing, Planting and Landscaping Policy.

SUPPORTING INFORMATION

Attachment 1 – Nature Strips: Mowing, Planting and Landscaping Policy

BACKGROUND

At the Ordinary Council meeting on 23 May 2023 Council considered a report no. R23/126 – Draft Nature Strips: Mowing, Planting and Landscaping Policy and resolved;

RESOLUTION 2023/110

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

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

ISSUES AND COMMENTS

The draft policy was placed on public exhibition from 1 June to 28 June 2023.

One submission was received in response which concerned vehicles being parked on nature strips and the policing of this issue. As this matter is covered within the Roads Act 1993 and statutory penalties are applicable for obstructing or encroachment of a road/footway, there was no need for the inclusion of this matter in the policy.

FINANCIAL AND RESOURCE IMPLICATIONS

There will be limited change to budget or resources as a lot of the nature strips that fall under the proposed mowing service eligibility criteria are already maintained.

LEGAL IMPLICATIONS

NSW Civil Liability Act 2002

Roads Act 1993

Local Government Act 1993

RISK IMPLICATIONS

It is considered that the most equitable and transparent method of assisting members of the public who require assistance to maintain the nature strip adjacent to their property is through the adoption of a Nature Strip Policy. This will provide a framework and minimise the risk of disputes and potential liability claims.

STAKEHOLDER CONSULTATION

Public exhibition from 1/6/2023 until 28/6/2023.

OPTIONS

- Adopt the Nature Strips: Mowing, Planting and Landscaping Policy as written.
- Amend the Nature Strips: Mowing, Planting and Landscaping Policy and then adopt.
- Decline the Nature Strips: Mowing, Planting and Landscaping Policy and review further.

CONCLUSION

The Nature Strips: Mowing, Planting and Landscaping Policy will provide clarity around expectations and requirements for maintaining nature strips within the Lachlan Shire LGA as well as providing an option for eligible residents to access mowing services.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

3.2 Improved pedestrian and cycle paths.

6.3 New and visually appealing streetscapes.

ATTACHMENTS

1. **Nature Strips: Mowing, Planting and Landscaping Policy**

10 DEPUTATIONS

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Nil

14 CORRESPONDENCE**14.1 CORRESPONDENCE****TRIM Number: R23/212****Author: Executive Assitant****RECOMMENDATION**

That:

1. The Correspondence Report No. R23/212 be received and noted.

PURPOSE

To provide Council with details of correspondence received in July.

SUPPORTING INFORMATION

DoE South West Regional – Lachlan Children’s Services monitoring visit.

NSW Reconstruction Authority – Upcoming plans and council engagement.

Youth Driver Education Program – Mock Crash Invitation.

Letter received Chris Brayley - Gum Bend Lake.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. DoE South West Regional – Lachlan Children’s Services monitoring visit.
2. Letter received – NSW Reconstruction Authority – Upcoming plans and council engagement.
3. Youth Driver Education Program – Mock Crash Invitation.
4. Letter received - Chris Brayley - Gum Bend Lake.

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 Tender 2022/8 - Management Contract for Lakeview Caravan park - Submission

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

17.2 Interim Audit Management Letter 2023

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

17.3 Rural Fire Services - update to Council and direction sought

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

17.4 Property Valuation

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

17.5 Willow Bend Sports Centre Improvements

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

17.6 Executive Staff Performance Reviews

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).

17.7 1 McInnes Street Lake Cargelligo Master Plan

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

conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

17.8 Request for use of Council Facilities - Marathon Health

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.