



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

Date: Wednesday, 18 October 2023
Time: 2.00 PM
Location: Condobolin Council Chambers

BUSINESS PAPER

Ordinary Council Meeting

18 October 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	P	P	P			
Paul Phillips	P	P	P	P	P	P	P	P			
Megan Mortimer	P	P	P	P	P	P	P	P			
Melissa Blewitt	P	P	P	P	P	P	P	P			
Melissa Rees	P	P	P	P	LoA	P	P	P			
Peter Harris	P	P	P	P	P	P	P	P			
Dave Carter	A	P	P	P	LoA	P	P	P			
Dennis Brady	LoA	P	A	P	P	LoA	P	P			
Judith Bartholomew	P	P	P	P	P	P	P	P			
Robyn Turner					P	P	P	P			
P - Present											
A - Apology											
LoA - Leave of Absence											

4 CONFIRMATION OF MINUTES

Ordinary Meeting - 27 September 2023

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 27 SEPTEMBER 2023 AT 2:00 PM**

Meeting opened at 2:13pm

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

IN ATTENDANCE: Greg Tory (General Manager),), Colleen Staines (Acting Director - Corporate and Community Services) Jon Shillito (Director - Environment, Tourism and Economic Development), Adrian Milne (Director - Infrastructure Services), Cherise Small (Executive Assistant).

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 Paul Phillips.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Nil.

4 CONFIRMATION OF MINUTES

RESOLUTION 2023/206

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

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

CARRIED

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS ATTENDED SEPTEMBER 2023****RESOLUTION 2023/207**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Robyn Turner

That:

1. The Mayoral Minute No. R23/270 be received and noted.

CARRIED

5.2 MAYORAL MINUTE -**RESOLUTION 2023/208**

Moved: Cr Judith Bartholomew

Seconded: Cr Dave Carter

That Council:

1. Received and noted Mayoral Minute No. R23/283.
2. Acknowledge its role as an information provider and facilitator of community discussion;
3. Recognises and respects that there is a diversity of views regarding the Voice to Parliament and the referendum and notes that it is not Council's role to financially support or advocate for a specific position regarding the Voice to Parliament;
4. Commits to sharing information on the Voice to Parliament in a respectful manner, making it easy for community members to access accurate and reliable information to form their own opinions and engage in constructive dialogue on the topic, including by providing a link on Council's website to the Australian Government's the Voice site (voice.gov.au); and
5. Partners with the Wiradjuri community and the wider community to understand the perspectives and knowledge of the Wiradjuri community regarding the Voice to Parliament.

CARRIED

6 PUBLIC FORUM

Nil.

7 DISCLOSURE OF INTEREST

Nil.

8 READ AND NOTE

RESOLUTION 2023/209

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Blewitt

That:

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

- 8.1 Building Projects Monthly Update for August/September;
- 8.2 Investments as at 31 August 2023;
- 8.3 Disclosure of Interest Returns – 2022/2023
- 8.4 Development Data August 2023;
- 8.5 Arts Out West – Annual Report;
- 8.6 FY23/24 Utilities Monthly Update August;
- 8.7 FY23/24 Urban Works Monthly Update for August;
- 8.8 Active Resolutions – September.

CARRIED

8.9 FY23/24 ROADWORKS MONTHLY UPDATE FOR AUGUST

RESOLUTION 2023/210

Moved: Cr Melissa Blewitt

Seconded: Cr Melissa Rees

That:

- 1. The Director Infrastructure Services report No R23/272 be received and noted.

CARRIED

9 DECISION REPORTS**9.1 GENERAL MANAGER**

Cr John Medcalf (Mayor) vacated his chair.

Cr Paul Phillips (Deputy Mayor) vacated his chair.

9.1.1 ELECTION OF MAYOR, DEPUTY MAYOR AND DELEGATES TO COMMITTEES

A foreshadow motion was moved by **Cr Brady** and seconded by **Cr Carter** that:

1. Council meetings be held on the **3rd Wednesday** of every month at **10:00am**.

The foreshadow motion was put to a **VOTE** and the vote was **LOST**.

A foreshadow motion was moved by **Cr Blewitt** and seconded by **Cr Bartholomew** that:

1. Council meetings be held on the **3rd Wednesday** of every month at **2:00pm**.

The foreshadow motion was put to a **VOTE** and the motion was **CARRIED**.

A foreshadow motion was moved by **Cr Brady** and seconded by **Cr Mortimer** that:

1. Pre-Meeting Briefing sessions be held on the **1st Wednesday** of every month at **2:00pm**.

The foreshadow motion was put to a **VOTE** and the motion was **CARRIED**.

A motion was moved by **Cr Phillips** and seconded by **Cr Brady** that:

1. **Cr Medcalf** remain in his seat as **Mayor** for the duration of the council meeting.

The motion was put to a **VOTE** and the motion was **CARRIED**.

A motion was moved by **Cr Blewitt** and seconded by **Cr Brady** that:

1. Delegates to the committees as outlined in the report remain the same unless a change is requested.

The motion was put to a **VOTE** and the motion was **CARRIED**.

The following changes were requested and adopted by Council to the **ADVISORY COMMITTEES:**

<p>Gum Bend Lake Committee</p> <p>To consider matters referred to it in relation to the gum bend lake facility and make recommendations to council on those matters.</p>	<p>Two Councilors (currently Cr Carter and Cr Brady) and representatives of the community.</p> <p>Committee to be serviced by the Director of Infrastructure Services and other Departmental staff as appropriate.</p> <p>MEETS QUARTERLY.</p>
<p>Lake Cargelligo Foreshore Committee</p> <p>To consider matters referred to it in relation to Lake Cargelligo and make recommendations to Council on those matters.</p>	<p>Recommendation up to two local Councillors (currently Cr Turner and Cr Bartholomew) and representatives of the community.</p> <p>Committee to be serviced by the Director of Infrastructure Services and other departmental staff as appropriate.</p>

The following changes were requested and adopted by Council to **DELEGATES:**

<p>Delegates to the Association of Mining and Energy Related Councils</p> <p>This Association comprises Councils throughout NSW that have mining and renewable energy activities within their local government areas and meets quarterly at venues on a rotational basis.</p> <p>Councils pay an annual subscription to the association.</p>	<p>One Councillor delegate and an alternate delegate plus General Manager.</p> <p>(currently Cr Brady alt Cr Mortimer)</p>
<p>Condobolin Chamber of Commerce</p> <p>Established to expand business opportunities and economic development in Condobolin</p>	<p>Council delegate and alternate delegate as well as GM & Director Environment, Tourism and Economic Development.</p> <p>(Currently Cr Harris alt Cr Brady)</p>

RESOLUTION 2023/211

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

That:

1. The General Manager’s Report No. R23/262 be received and noted.
2. Council resolve the voting system for the election of the Mayor and Deputy Mayor to be the Preferential Voting System determined by secret ballot.

3. Council elected Cr. Paul Phillips as Mayor, and Cr. John Medcalf as Deputy Mayor and delegates to committees as reported.
4. Council set the time and dates for Ordinary meetings of Council to be held the 3rd Wednesday of each month at 2:00pm and Pre-meeting Briefing sessions to be held the first Wednesday of every month at 2:00pm.

CARRIED

Cr John Medcalf (Deputy Mayor) resumed his chair as Mayor.

Cr Paul Phillips (Mayor) resumed his chair as Deputy Mayor.

9.1.2 AUSTRALIA DAY AWARDS AND EVENT POLICY

An amendment was moved by **Cr Rees** and seconded by **Cr Bartholomew** that the section **ISSUES AND COMMENTS** in the report be amended as follows:

The objective of this policy is to outline the arrangements for receiving and assessing nominations for Lachlan Shire Council's annual Australia Day awards and for determining the recipients of the awards by the Australia Day Advisory Committee. The Australia Day Advisory Committee comprises the Mayor, Deputy Mayor and a Councillor (**currently Cr Bartholomew**), immediate past citizen of the year winner and a representative from each of the various local Australia Day committees.

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

RESOLUTION 2023/212

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The General Manager's Report R23/265 be received and noted.
2. The draft Australia Day Awards and Event Policy be placed on public exhibition for a minimum period 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

9.1.3 LOCAL ROAD AND COMMUNITY INFRASTRUCTURE PROGRAM PHASE 4**RESOLUTION 2023/213**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dave Carter

That:

1. The General Manager's Report No. R23/286 be received and noted.
2. Council approve Project Ranking numbers 1 to 19 as detailed in the report as priority projects for funding under the Local Road and Community Infrastructure Phase 4A Program with a total value of \$2,128,508.
3. Council approve project number 1 as detailed in the report as the priority project for funding under the Local Road and Community Infrastructure Phase 4B Program with a total value of \$1,227,771.
4. The priority projects be submitted to the Commonwealth Government for approval as soon as possible.

CARRIED

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 DRAFT FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2023****RESOLUTION 2023/214**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Director Corporate and Community Services Report No R23/184 be received and noted.
2. The Draft Financial Statements for the year ended 30 June 2023 be referred to Audit.
3. Council confirm that the Draft Financial Statements for the year ended 30 June 2023 have been prepared in accordance with:
 - a) the *Local Government Act 1993* and associated Regulations;
 - b) the Australian Accounting Standards and professional pronouncements; and
 - c) the Local Government Code of Accounting Practice and Financial Reporting.
4. Council confirm that:
 - a) The statements present fairly the Operating Result and Financial Position for the year;
 - b) The statements accord with Council's accounting and other records; and
 - c) Council is not aware of any matter that would render the statements false or misleading in any way.

5. The General Manager be authorised to finalise the date on which the auditor's report and financial statements are to be presented to the public.

CARRIED

9.2.2 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM - REPORT TO COUNCIL

A motion was moved by **Cr Rees** and seconded by **Cr Blewitt** that:

1. Council approve a donation in the amount of \$500 for the Tottenham Horse Sports & Gymkhana Club Inc, if any, for their Gymkhana event on 7 and 8 October 2023.

Cr Phillips and **Cr Mortimer** made no objection to a donation in the amount of \$500.

RESOLUTION 2023/215

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Acting Director of Corporate and Community Services Report No. R23/235 be received and noted.
2. Council approve a donation in the amount of \$500 for the Tottenham Horse Sports & Gymkhana Club Inc, if any, for their Gymkhana event on 7 and 8 October 2023.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.3.1 TEMPORARY AND SEASONAL WORKERS' ACCOMMODATION TOOLKIT

RESOLUTION 2023/216

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/253 be received and noted.
2. Council lodge a submission as per Option 1 of this report.
3. Investigate adding local provisions into Lachlan LEP 2013 around temporary workers accommodation and rural workers' dwellings as part of the housing strategy and determine what zones should permit temporary workers accommodation; and
4. A further report be presented to Council following these investigations to ensure that Council is ready to respond within the three (3) months.

CARRIED

9.3.2 LOCAL HERITAGE GRANT PROGRAM - 2023/2024**RESOLUTION 2023/217**

Moved: Cr Melissa Rees

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/268 be received and noted.
2. Council allocate \$31,040.00 from the Lachlan Shire Council Local Heritage Fund 2023-2024 as follows:
 - (a) \$8,000.00 for the works to All Saints Anglican Church, Condobolin;
 - (b) \$6,540.00 for the works to the Presbyterian Manse Building, Condobolin;
 - (c) \$3,000.00 for the works to Tottenham and Albert Cemeteries;
 - (d) \$3,000.00 for the works to Melrose Homestead;
 - (e) \$3,500.00 for the works to Royal Hotel, Condobolin;
 - (f) \$3,500.00 for the works to the Weatherboard Dwelling at 27 Orange Street, Condobolin;
 - (g) \$3,500.00 for the works to the shop at 112 Bathurst Street, Condobolin.

CARRIED

9.3.3 LACHLAN DEVELOPMENT CONTROL PLAN 2018 AMENDMENT - BUSHFIRE PROVISIONS**RESOLUTION 2023/218**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dave Carter

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/269 be received and noted.
2. Council endorse the addition of the bushfire provisions and adopt the amended Lachlan Development Control Plan (DCP) 2018.

CARRIED

9.3.4 REQUEST TO SUSPEND ALCOHOL FREE ZONE LAKE CARGELLIGO 29 SEPTEMBER 2023 - 1 OCTOBER 2023

RESOLUTION 2023/219

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/273 be received and noted.
2. Council approve the suspension of the Alcohol Free Zone in Lake Cargelligo, at the identified locations, for the “Festival of the Lakes 2023” event to be held between 29 September 2023 and 1 October 2023.

CARRIED

9.4 INFRASTRUCTURE SERVICES

9.4.1 TRAFFIC FACILITIES WITHIN TOWN LIMITS

RESOLUTION 2023/220

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Megan Mortimer

That:

1. The Director Infrastructure Services Report No. R23/280 be received and noted.

CARRIED

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT**13.1 DELEGATES REPORT****RESOLUTION 2023/221**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Delegate's Report No. R23/267 on the Central NSW Joint Organisation meeting held on 23 and 24 August 2023 be received and noted.

CARRIED

14 CORRESPONDENCE**14.1 CORRESPONDENCE****RESOLUTION 2023/222**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Correspondence Report No. R23/259 be received and noted.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16 PETITIONS

Nil

17 CLOSED SESSION

Meeting paused at 4:45pm.

Meeting resumed at 4:00pm

RESOLUTION 2023/223

Moved: Cr Megan Mortimer

Seconded: Deputy Mayor Paul Phillips

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 Potential Purchase Opportunities

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

17.2 Contract for collection and recycling of scrap metal for Councils in the Netwaste region.

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

17.3 Request for Water Account Adjustment - 1005822

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

17.4 Lake Cargelligo STP - Sewer Lagoons

This matter is considered to be confidential under Section 10A(2)a and 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 personnel matters concerning particular individuals (other than councillors) and details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

17.5 Road Betterment Design Assessment

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 Request for lease part lot 14 DP816194 - former Condobolin Abattoir site

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

CARRIED

RESOLUTION 2023/224

Moved: Cr Melissa Rees

Seconded: Cr Judith Bartholomew

That Council moves out of Closed Council into Open Council.

CARRIED

17.1 POTENTIAL PURCHASE OPPORTUNITIES

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

1. The Director Environment, Tourism and Economic Development Report No. R23/226 be received and noted.
2. Council proceed with Option 1 outlined within this report.
3. The General Manager or their delegate be authorised to bid on the properties at the public auction.
4. The Mayor and General Manager be authorised to sign the Contracts of Sale for any of the properties approved for purchase under this resolution.
5. **The additional lot in Bena street adjacent to the Burcher Hall be included as a potential purpose.**

Cr Brady and **Cr Bartholomew** made no objection to the amendment

RESOLUTION 2023/225

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/226 be received and noted.
2. Council proceed with Option 1 outlined within this report.
3. The General Manager or their delegate be authorised to bid on the properties at the public auction.
4. The Mayor and General Manager be authorised to sign the Contracts of Sale for any of the properties approved for purchase under this resolution.
5. The additional lot in Bena street adjacent to the Burcher Hall be included as a potential purpose.

CARRIED

17.2 CONTRACT FOR COLLECTION AND RECYCLING OF SCRAP METAL FOR COUNCILS IN THE NETWASTE REGION.**RESOLUTION 2023/226**

Moved: Cr Melissa Rees

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Environment Tourism and Economic Development Report No. R23/258 be received and noted.
2. Council accept the option to extend the current Contract with Sims Metal Management for Collection and Recycling of Scrap Metal, for 2 x 12 month terms.
3. The Mayor and General Manager be authorised to sign the contract documents and affix the Council seal if required.

CARRIED

17.3 REQUEST FOR WATER ACCOUNT ADJUSTMENT - 1005822**RESOLUTION 2023/227**

Moved: Cr Dennis Brady

Seconded: Cr Dave Carter

That:

1. The Director of Corporate and Community Services Report R23/275 be received and noted.
2. Council approve a reduction of the water account for the 2023 period 2, of \$7,605.91 which is calculated as per Council's Undetected Water Leak and Faulty Water Meter Policy.
3. The ratepayer be advised this is the first and only application allowable under the Undetected Water Leak and Faulty Water Meter Policy.

CARRIED

17.4 LAKE CARGELLIGO STP - SEWER LAGOONS**RESOLUTION 2023/228**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Judith Bartholomew

That:

1. The Director Infrastructure Services Report No. R23/278 be received and noted.
2. The EPA's clean-up notice be received, noted and followed.

CARRIED

Cr Carter left the meeting at 4.26

17.5 ROAD BETTERMENT DESIGN ASSESSMENT**RESOLUTION 2023/229**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Melissa Rees

That:

1. The Director Infrastructure Services Report No. R23/282 be received and noted
2. Council resolve to accept the RFQ 2023/06 for the Albert Road Causeway - Bulbodney Creek Upgrade from Civil & Stormwater Engineering Services Pty Ltd.
3. Council resolve to accept the RFQ Q2023/07 for Lachlan Valley Way - Flood Immunity Causeway Upgrade from Civil & Stormwater Engineering Services Pty Ltd.
4. Council resolve to allocate funding from the Unspent FAG Reserve to complete both design projects.
5. The General Manager be authorised to execute the contract documents and affix the Council seal

CARRIED

17.6 REQUEST FOR LEASE PART LOT 14 DP816194 - FORMER CONDOBOLIN ABATTOIR SITE

RESOLUTION 2023/230

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. The General Manager’s report No. R23/285 be received and noted.
2. The request from Lachlan Valley Firewood for the continued use of part Lot 14 DP 816194, as shown within the red line on the map attached to the report, at a rental fee of \$75/week plus GST be accepted.
3. The initial term of the lease/licence be for a period of 6 months then reverting to a periodical, month by month, agreement requiring 6 months’ notice to terminate.
4. The Mayor and General Manager be authorised to sign the lease/licence documents and affix the Council seal

CARRIED

The Meeting closed at 4:45pm

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 25 October 2023.

.....
CHAIRPERSON

5 MAYORAL MINUTE**5.1 MAYORAL MINUTE - CHANGE OF COUNCIL MEETING DATE****TRIM Number: R23/284****Author: General Manager****RECOMMENDATION**

That:

1. Mayoral Minute report No. R232/284 be received and noted.
2. The Ordinary Council meeting schedule for 15 November be deferred to 2:00pm on 29 November 2023.
3. The Ordinary Council meeting scheduled for 20 December be brought forward to 13 December 2023.
4. The Pre-meeting Briefing scheduled for 6 December 2023 be cancelled due to the proximity of the date with the November and December Council meetings.

The decision to hold the Pre-meeting Briefing on the first Wednesday of each month and the Ordinary Council meeting on the third Wednesday of each month has created a number of calendar clashes in November and December 2023.

The next Council meeting is scheduled for 15 November however, this date clashes with the LGNSW Annual Conference that a number of Councillors are registered to attend. The following week the Mayor and General Manager will be attending a Central NSW Joint Organisation Board meeting in Sydney on 22 and 23 November 2023. Therefore, the November Council meeting should be deferred until 29 November 2023.

Traditionally the December Council has been brought forward to the second Wednesday of December to avoid the Christmas close down and holiday period. If the December Council meeting is moved to the second Wednesday it will be held on 13 December 2023. This is 2 weeks after the November Council meeting and therefore consideration should be given to cancelling the December Pre-meeting Briefing which is scheduled for 6 December.

Councillors are asked to consider and authorise the changed meeting date.

ATTACHMENTS

Nil

5.2 MEETINGS AND FUNCTIONS - OCTOBER**TRIM Number: R23/303****Author: Executive Assistant****RECOMMENDATION**

That:

1. The Mayoral Minute No. R23/303 be received and noted.

PURPOSE

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

SEPTEMBER:

- 28.09.2023 Local Government Policy Lab Meeting – Orange.
- 29.09.2023 CNSWJO Advocacy Subcommittee Meeting – Zoom.
- 29.09.2023 Meeting Parkes Shire Council - Amended flight schedule due to Rex Pilot & Aircraft shortage – Zoom.

OCTOBER:

- 11.10.2023 Executive Safety Leadership Summit – Sydney.
- 12.10.2023 Executive Safety Leadership Summit – Sydney.

ATTACHMENTS

Nil

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

8 READ AND NOTE**8.1 SATISFACTION SURVEY - INFORMATION TO COUNCILLORS AND COMMUNITY****TRIM Number: R23/238****Author: Director - Corporate and Community Services****RECOMMENDATION**

That:

1. The Director Corporate & Community Services Report No. R23/238 be received and noted.

PURPOSE

To provide Council with a copy of the Customer Satisfaction Survey undertaken in May 2023.

SUPPORTING INFORMATION

See attached survey report.

BACKGROUND

Council's Delivery Plan noted a Satisfaction Survey should be undertaken to measure Council's responsiveness and service delivery.

A community survey was previously undertaken in 2021 while the current Deliver Plan called for the survey to be undertaken again in the 2023 financial year.

A professional and experienced market research company, Micromex were engaged to undertake the survey on Council's behalf. This is the same company that was utilised in the 2021 and prior surveys thereby ensuring the methodology for summarising results is consistent.

ISSUES AND COMMENTS

Micromex completed 202 telephone surveys from 16 to 18 May 2023.

An awareness campaign was conducted in the weeks leading up to the survey. Media contacts, Facebook, local papers, Council's website and email notifications to Council staff and Councillors were utilised.

The Satisfaction Survey and its outcomes are contained in the attachment.

It is reasonable to presume that the responses given in the survey, particularly in regard to roads and tourism, were impacted by the 2022 flood events.

FINANCIAL AND RESOURCE IMPLICATIONS

The survey project cost \$19,700 excluding GST.

LEGAL IMPLICATIONS

Micromex are exempt from the Do Not Call Register as they are not telemarketers. Interviewing was conducted in accordance with The Research Society Code of Professional Behaviour.

RISK IMPLICATIONS

Reputational risk for Council due to survey outcomes.

STAKEHOLDER CONSULTATION

OMT

ELT

OPTIONS

Not applicable.

CONCLUSION

This report is presented for the information of Council and the community.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

Outcome 4.2.4 Strong effective and Responsive Council

Community/Customer satisfaction monitoring system in place and operational.

ATTACHMENTS

- 1. Community Satisfaction Survey 2023**

8.2 BUILDING PROJECTS MONTHLY UPDATE FOR SEPTEMBER/OCTOBER

TRIM Number: R23/290

Author: Manager - Projects and Building

RECOMMENDATION

That:

1. The Director of Environment, Tourism and Economic Development Report No. R23/290 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 2022. The majority of the projects recommenced in mid-January 2023.

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. New furniture has been installed. Once the container at the rear has been painted this project will be complete.

<p>Condoblin Works Depot</p>	<p>\$7,246,707.60</p>	<p>\$6,000,000 Loan and remaining \$1.25m from Council reserves</p>	<p>\$2,953,289.97</p>	<p>\$7,246,707.60</p>	<p>Contracts signed. Works commenced 8 March 2021. Ongoing issue with alleged subsoil moisture which is the subject of a formal dispute raised by the contractor. The contractor has ceased works on-site whilst the dispute remains unresolved. Final arbitration award has been received. Now the subject of a legal matter. No progress can occur until such time that the legal matter is resolved. Mediation scheduled for 9 November 2023.</p>
<p>Lachlan Shire Visitor Information Centre</p>	<p>\$4,403,973.00 above includes contingency of \$347,836.03</p>	<p>Growing Local Economies Fund</p>	<p>\$3,674,183.98</p>	<p>\$4,403,973.00</p>	<p>PWA engaged to provide Project Management Services. PCG established to oversee project delivery. Contract has been issued to Patterson Building Group (PBG) to construct the VIC. PBG commenced works. Staff currently working with PWA & PBG in regard to outstanding defects. Outstanding issues/works are nearing completion. Opening scheduled for 25 November 2023.</p>

<p>Willow Bend Sports Centre Renewal</p>	<p>\$300,000 (reduced by \$125K as per Council report)</p>	<p>LRCI P3</p>	<p>\$51.6k</p>	<p>\$176,600</p>	<p>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 which should be completed before October 2023. New A/C has been installed. Further quote received, quote well in excess of budget. Staff now re-scoping as per Council resolution. PO issued for cubical changes and new floor covering. Quotes have been obtained for replacement WC's. Scheduling now being prepared & finalised</p>
<p>Companion Animal Surrender Cages - Lake Cargelligo</p>	<p>\$50,000</p>	<p>LRCI P3</p>	<p>\$1.7k</p>	<p>\$50,000</p>	<p>Preferred site has been identified. Plans have been finalised, quote has been received and purchase order has been issued to local builder. Site works have commenced. Main structure has been erected, roofing & external cladding has been provided. Minor flashing & fencing</p>

					work required to complete the project.
Administration Centre Upgrade	\$320,000	LRCI P3	\$283.7k	\$320,000	Building Project Completed. Landscaping improvement works will be completed by the urban works team.
Tottenham Caravan Park Enhancement	\$190,000	LRCI P3 \$190k & Council funds \$35k	\$105.7k	\$190,000	Schedule of works being finalised. Quotes are being obtained and PO's to be issued for various items. Solar lighting has been installed throughout the park and on the footpath towards town. Works have been completed on the new office, 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	\$1.3k	\$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, awaiting approval for use of Crown land site. Works are progressing in regard to the appliance renewal. Shed plans have been finalised. Quotes to be called for once the site has been confirmed and Council have endorsed a licence agreement.
Provision of Hearing Loop & PA to Fifield Hall	\$25,000	Capital - Council	Nil	\$25,000	Quotes currently being obtained. PO issued, awaiting installation.

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	\$73,880.86
Remaining contingency	\$247,413.14
Current Expenditure	\$3,674,183.98

All figures include GST

FINANCIAL AND RESOURCE IMPLICATIONS

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

LEGAL IMPLICATIONS

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

RISK IMPLICATIONS

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

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

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

STAKEHOLDER CONSULTATION

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

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

OPTIONS

Not applicable

CONCLUSION

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

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2 Strong effective and Responsive Council

ATTACHMENTS

Nil

8.3 INVESTMENTS AS AT 30 SEPTEMBER 2023**TRIM Number: R23/292****Author: Manager - Finance****RECOMMENDATION**

That:

1. The Director Corporate and Community Services Report No. R23/292 be received and noted.

PURPOSE

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

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

SUPPORTING INFORMATION

Council's general bank account reconciled balance at 30 September 2023 is \$536,353. Investments held at 30 September 2023 totalling \$64,785,660 are set out in Attachment 1.

Responsible Accounting Officer Certificate

I certify that the investments have been reconciled with the Council's general ledger as at 30 September 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

As at the end of September 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 3.41% p.a., just underperforming compared to AusBond Bank Bill Index (bank bills) by 0.15% p.a. Aggressive interest rate rises have been reducing Council's performance against the AusBond Bank Bill Index.

The RBA again held the cash rate at 4.10%, on 3 October 2023. The incoming RBA Governor, Michele Bullock, stated that:

"The recent data are consistent with inflation returning to the 2–3 per cent target range over the forecast period and with output and employment continuing to grow. Inflation is coming down, the labour market remains strong and the economy is operating at a high level of capacity utilisation, although growth has slowed.

There are significant uncertainties around the outlook. Services price inflation has been surprisingly persistent overseas and the same could occur in Australia. There are also uncertainties regarding the lags in the effect of monetary policy and how firms' pricing decisions and wages respond to the slower growth in the economy at a time when the labour market remains tight. The outlook for household consumption also remains uncertain, with many households experiencing a painful squeeze on their finances, while some are benefiting from rising housing prices, substantial savings buffers and higher interest income. And globally, there remains a high level of uncertainty around the outlook for the Chinese economy due to ongoing stresses in the property market.

In making its decisions, the Board will continue to pay close attention to developments in the global economy, trends in household spending, and the outlook for inflation and the labour market. The Board remains resolute in its determination to return inflation to target and will do what is necessary to achieve that outcome."

As of 1 October 2023, Councils Investment Advisor, formally Imperium Markets Pty Ltd, is now operating under a new entity, called Arlo Advisory Pty Ltd. This is due to an internal corporate restructure of the Imperium Group to clearly define and separate their advisory services from their investment platform services. Council's existing investment advisor, Michael Chandra remains and minimal disruption is expected during this transition period.

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 September 2023**

8.4 FY23/24 URBAN WORKS MONTHLY UPDATE FOR SEPTEMBER**TRIM Number: R23/296****Author: Manager Urban Works****RECOMMENDATION**

That:

1. The Director Infrastructure Services Report No. R23/296 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Nil

BACKGROUND

Council has adopted the 2023/2024 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.

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 September

Tourism Precinct – stage 3. BBRF	Landscaping works continued with the planting of trees, grasses and mulch. Street furniture and bubbler has arrived ready for installation.
Scott Street Subdivision	Installation of the stormwater and sewer from Officers Parade towards McGregor Street continued. Delays have occurred with the design and approval of the electrical items
Footpaths	Officers Parade footpath Driveways have been installed where requested and paid by residents. Back fill of footpath completed
Condobolin Pool Leak remediation	Site works have been complete and the facility is now operational.
Condobolin Cemetery Plinth installation	Site works delays. They will continue when contractor is available.
Lake Cargelligo Apex Park Pontoon	Final tidy up and installation of the access path was complete.
Lake Cargelligo Cricket Nets	The project has been complete with minor work on the run-up area also complete.
Lake Cargelligo Cricket Club toilet	The toilet block has been manufactured and is ready for installation. The toilet block pad has been set out and cleared ready for formwork and pouring concrete.
Lake Cargelligo Netball Court refurbishment	Procurement of contractors has commenced. Stakeholder meetings are ongoing.
Tullibigeal Netball Court Refurbishment	Project is complete and has been underspent, additional works to be confirmed and defects to be rectified.
Tottenham Swimming pool solar heating	The system has been commissioned and is operational.
Burcher Tennis Court upgrades	Contractors completed the upgrade and the project is nearing completion. The LED lighting is expected to be installed in November.
Weja RFS shed	Main slab has been poured and the shed kit delivered.

Works Underway in October

Tourism Precinct – stage 3. BBRF	Final tidy up and installation of seating, bins and bubbler to be complete prior to the opening.
Scott Street Subdivision	Continuation of the stormwater and sewer within the subdivision.
Footpath Construction	Contractors have commenced works on the Riverwalk aiming for completion prior to the Tourism Precinct opening. Remaining Officers Parade footpath to follow. Gum Bend Lake footpath bird signage to be confirmed and installed.
Condobolin Cemetery Plinth installation	Site works to recommence when the contractor is available.
Lake Cargelligo Cricket Club toilet	Footings to be poured and services to be run to the facility. Project to be complete late October
Lake Cargelligo Netball Court refurbishment	Contractors to be confirmed and POs issued.
Tullibigeal Netball court resurfacing	Additional scope to be confirmed and works to commence.
Burcher Tennis Court upgrades	Project has been complete excluding lighting upgrade works. Aiming for installation of the lights in November.
Weja RFS Shed	Erection of the shed structure complete. Fit-out works to commence.

Works Scheduled in November

Tourism Precinct – stage 3. BBRF	All remaining works to be complete ready for the Official Opening.
Scott Street Subdivision	Continuation of the installation of the stormwater, sewer and water within the subdivision.
Footpath Construction	The River walk to be complete with remaining Officers Parade footpath to follow and then Memorial Park.
Condobolin Cemetery Plinth installation	Site works to recommence when the contractor is available.
Lake Cargelligo Cricket Club toilet	Installation to be complete.
Tullibigeal Netball court resurfacing	Additional works to be confirmed and works to completed.
Lake Cargelligo Netball Court Refurbishment	Site works to commence subject to contractor availability.
Burcher Tennis Court upgrades	Works to be complete and LED lighting to be installed and commissioned.
Weja RFS Shed	Installation of the shed and associated works to be complete and the facility operational.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Expenditure to Date	Forecast Expenditure	Comments
Tourism Precinct Stage 3	\$600K	BBRF 4 SCCF2	\$600K	\$600K	Budget is on track
Scott Street	\$4,233k	LRCI, land, stormwater, water, sewer reserves	\$1,846k	\$4,233k	Budget variations are being actively managed.
7 footpath locations	\$1,221k	FLR, LRCI3, SCCF4, General Rev	\$327k	\$1,221k	Budget is on track
Condobolin Swimming Pool leak remediation	\$500k	LRCI3	\$434k	\$500k	On Budget
Apex Park pontoon	\$200K	Boating now	\$185K	\$200K	COMPLETE
Tottenham Recreation Security fencing	\$50k	SCCFR4	\$29k	\$50k	Budget on track
Tullibigeal Netball Courts	\$135k	SCCF4	\$65k	\$70k	Budget underspent Correcting defects
Lake Cargelligo Cricket Club Toilet	\$65k	SCCF4	\$26k	\$65k	Budget is on track
Tottenham Swimming Pool Solar Heating	\$115k	SCCR5	\$115k	\$115k	COMPLETE
Weja RFS Shed	\$150k	RFS	\$92k	\$150k	Budget is on track

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 continues to present concerns with budgets and supply of goods and materials.

STAKEHOLDER CONSULTATION

Staff are engaging 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 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 October, in progress for September and forecast work for November 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 WHS SELF-AUDIT 2023**TRIM Number: R23/297****Author: General Manager****RECOMMENDATION**

That:

1. The General Manager's Report No. R23/297 be received and noted.

PURPOSE

To inform Council of the outcome of the 2023 StateCover WHS Self -Audit.

SUPPORTING INFORMATION

A copy of the Executive Summary and the Lachlan Shire General Managers Report 2022-23 are attached.

BACKGROUND

Every year council is required by our Workplace Health and Safety Insurer, StateCover Mutual, to participate in a WHS Self Audit. The 2023 audit was designed to help Council:

- Better understand the adequacy of our WHS management system and management of key risks,
- Track performance over time,
- Prioritise WHS improvements and allocate sufficient resources,
- Reduce the frequency and severity of injuries and illnesses,
- Reduce the cost of claims and premiums, and
- Keep our staff safe, well and working.

ISSUES AND COMMENTS

The results achieved for Council's self-audit show a progressive improvement over the last 4 years from 71.1% in 2020 to 82.4% in 2023. The result indicated in the report for 2021 (44.9%) is incorrect. The actual result for 2021 should have been above 75% however StateCover advised that they cannot manually change the result in their computer generated report.

During the presentation of the Self-Audit Report to the General manager, Human Resource Manager and Mayor, Council's StateCover Account Manager noted that the assessment criteria had changed in 2023. This resulted in a decline in the performance percentage for most Council's, however; pleasingly Lachlan Shire Council's result improved by 0.3% during this period.

The self-audit is evidence based and requires justification of the results assessed. The report also outlines potential areas for improvement to help guide management on focus areas to further reduce risk and injury. The report details a break down on the cause and type of injuries suffered by

workers in 2022/2023 and compares the frequency and trends in claims against other councils. A number of datasets regarding claims history is also reported including average claim cost, return to work performance and premium paid.

Overall Council's WHS performance is considered to be very good for a Council of our size. We have had one significant injury claim that adversely affected our insurance premium over the last 2 years. As worker compensation claims are only premium impacting for a 3 year period it is expected Council premium will start reducing from 2024, subject to any future claims.

FINANCIAL AND RESOURCE IMPLICATIONS

Not applicable, this is a report on past performance.

LEGAL IMPLICATIONS

Not applicable

RISK IMPLICATIONS

Potential risk areas identified in the report should be the focus of future WHS activities.

STAKEHOLDER CONSULTATION

Nil

OPTIONS

Not applicable

CONCLUSION

The 2023 StateCover WHS Self-Audit Report is attached for Council's information

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

DP 4.2.5 Council's exposure to risk is minimised.

ATTACHMENTS

- 1. 2023 WHS Self-Audit Executive Summary**
- 2. 2023 WHS Self-Audit GM Report**

8.6 FY23/24 UTILITIES MONTHLY UPDATE SEPTEMBER

TRIM Number: R23/301

Author: Manager - Utilities

RECOMMENDATION

That:

1. The Director Infrastructure Services Report No. R23/301 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Nil

BACKGROUND

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

ISSUES AND COMMENTS

Condobolin

Project	Progress
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study	<ul style="list-style-type: none"> • Meeting held between Council staff and Hunter H2O to address DPE Water’s comment and finalisation of the scoping study. Awaiting amended scoping study from Hunter H2O.
RNSW 755 Condobolin Bore Fields II	<ul style="list-style-type: none"> • NSW Public Works and Infrastructure and Property teams are providing Survey information for the land acquisition and no longer providing the legal services. • Council is progressing the documentation for formal land acquisition using local legal services.
DWS072 Condobolin Drought Water Security Project	<ul style="list-style-type: none"> • Contract 3: WTP Modifications – the scope of works is to supply and install the replacement of the chlorination system at the Condobolin WTP and the connection of the new bore pipeline to the Condobolin WTP. <p>Draft tender documents are currently being reviewed by Council staff.</p>

	<ul style="list-style-type: none"> Contract 5: Transfer Pump Station – variation for the installation of the piezometers has been approved. This variation will allow for leak detection underneath the foundation of the pump shed. Power loading assessment is currently underway to determine the electrical modification requirements for the new aeration system.
Lachlan St Sewer Pump Station – Concept and Detailed Design Upgrade	<ul style="list-style-type: none"> Tender was released on Friday 6 October 2023, with a closing date on Friday 3 November 2023.
Officers Parade Sewer Pump Station – Concept and Detailed Design Upgrade	<ul style="list-style-type: none"> Waiting for the amended design from NSW Public Works.
Water Main Replacement – Golf Links Road and Silos Road (Stage 1)	<ul style="list-style-type: none"> Stage 1 of this work has been completed.

Lake Cargelligo

Project	Progress
Lake Cargelligo STP – Screen Extractor	<ul style="list-style-type: none"> Due to the matter in the sewer lagoons, this work is currently on-hold.
Lake Cargelligo STP – Sewer Lagoons	<ul style="list-style-type: none"> The water level has now dropped approximately 450mm last month. Weekly sampling is continuing to be taken. At the request of EPA, weekly updates are being provided to the EPA and the neighbouring properties.
Lake Cargelligo WTP – Chemical Storage Upgrade	<ul style="list-style-type: none"> RFQ documents for the upgrade works are now being prepared.
Lake Cargelligo WTP – GAC Filter Upgrade	<ul style="list-style-type: none"> Preliminary investigation found that one (1) of the six (6) GAC filters is empty with no media left, this filter has now been taken offline. Two filters have significant less media and one of them developed a slightly musty “stagnant” odour. Due to separate multiple augmentations in Lake Cargelligo WTP, these GAC Filters may not have adequate capacity for the plant. Further tests and investigations are being planned to better examine the problems before upgrade works are considered. The source of raw water continues to be the Merri Abba bores.
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	<ul style="list-style-type: none"> Due to other priorities, the review of the condition assessment report is currently on-hold.

Water Replacement Street (Walker St to Grace St) and Extension Loughnan Street (Yelkin St to Conapaira St)	<ul style="list-style-type: none"> The evaluation of the quotations are currently underway.
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Tottenham

Project	Progress
RNSW 841 Tottenham Water Supply	<ul style="list-style-type: none"> Tender Assessment reports for Albert Reservoir and the Leg-O-Mutton Dam upgrade are in separate reports no. R23/298 and R23/299.

Shire Wide

Project	Progress
RNSW 842 Sewage Effluent Reuse Management System (Lake Cargelligo, Condobolin & Tottenham)	<ul style="list-style-type: none"> Waiting for a proposal from NSW Public Works to undertake soil investigation on claims of salinity problems around the Tottenham racecourse. Concept design for Lake Cargelligo Effluent reuse is under review for the purposes of informing the STP Lagoons considerations.
Integrated Water Cycle Management (IWCM) Strategy	<ul style="list-style-type: none"> Project Reference Group Workshop 1 with the relevant stakeholders is currently scheduled to be held in November.
Natural Resources Access Regulator (NRAR) – metering requirements	<ul style="list-style-type: none"> Modification to the existing pipework of Merri Abba Bore 1, 2 and 3 have been completed. The pipework cannot be validated to comply with NRAR metering requirements. Recently it was found that there are two leaks in the Merri Abba Bore pipeline and the high lift pump station. Rectification of the leaks are currently underway.

FINANCIAL AND RESOURCE IMPLICATIONS

Project	Budget	Funding Source	Spend to Date	Forecast Spend	Comments
RNSW 1879 Condobolin Water Supply Upgrade Scoping Study	\$110K	Restart NSW	\$64K	\$110K	Budget is on track
RNSW 755 Condobolin Bore Fields II	\$3.9M	Restart NSW	\$2.36M	\$3.9M	Power supply, bore works and chlorine system upgrade at Condobolin WTP remain. Budget is on track
DWS072 Contract 5: Transfer Pump Station	\$2.15M	Safe & Secure	\$2.04M	\$2.57M	Approved variation Revised budget is on track
Lachlan St Sewer Pump Station – Concept and Detail Design Upgrade	\$150K	Sewer Fund	\$136K	\$136K	Budget is on track
Officers Parade Sewer Pump Station – Concept and Detail Design Upgrade	\$145K	Sewer Fund	\$57K	\$135K	Budget is on track
Water Main Replacement – Golf Links Road and Silos Road (Stage 1)	\$203K	Water Fund	\$221K	\$233K	Approved variation will be funded within the existing budget.
Lake Cargelligo STP – Screen Extractor	\$66K	Sewer Fund	\$48K	\$66K	Budget is on track
Lake Cargelligo STP – Sewer Lagoons	\$150K	Sewer Fund	\$13K	\$150K	Budget is on track
Lake Cargelligo WTP – Chemical Storage Upgrade	\$137K	Water Fund	\$30K	\$137K	Budget is on track
Lake Cargelligo WTP – GAC Filter Upgrade	\$57K	Water Fund	\$12K	\$57K	Budget is on track
Lake Cargelligo Reservoir No.1 (4ML) and 16 Mile Reservoir Remediation	\$180K	Water Fund	\$25K	\$180K	Budget is on track
Water Main Replacement Foster Street (Walker St to Grace St) and Extension	\$215K	Water Fund	\$0K	\$215K	Budget is on track

Project	Budget	Funding Source	Spend to Date	Forecast Spend	Comments
Loughnan Street (Yelkin St to Conapaira St)					
RNSW 841 Tottenham Water Supply	\$4.6M	Restart NSW	\$604K	\$4.6M	Budget is on track. New Albert Res and Leg O Mutton Dam upgrade to be funded
RNSW 842 Sewage Effluent Reuse Management System	\$2.556 M	Restart NSW	\$446K	\$2.556M	Budget is on track
Integrated Water Cycle Management (IWCM) Strategy	\$491K	Safe & Secure	\$98K	\$491K	Budget is on track
Natural Resources Access Regulator (NRAR) – metering requirements	\$102K	Water Fund	\$105K	\$105K	The over expenditure will be funded within the existing budget.

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 NSW Public Works to assist with project delivery is mitigated by the formation of a project steering committee with INSW, DPE Water, NSW Public Works and Council staff representation.

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

STAKEHOLDER CONSULTATION

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

OPTIONS

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

CONCLUSION

This report is provided to update Council on activities in the Utilities section in September, underway for October and planned for November 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

8.7 DEVELOPMENT DATA SEPTEMBER 2023

TRIM Number: R23/300

Author: Manager- Town Planning

RECOMMENDATION

That:

1. The Director Environment, Tourism and Economic Development Report No. R23/300 be received and noted.

PURPOSE

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

SUPPORTING INFORMATION

Council’s Development Data.

BACKGROUND

During the month of September 2023 there were Seven (7) applications lodged with a value totalling \$8,401,627. Seven (7) approvals were issued within this time.

Development Applications and Complying Development Certificates Approved in September 2023.

Approval Number	Development Description	Location	Value	Delegated Authority/Council
DA 2023/23	Construction of Industrial Building	5 Grace Street, Lake Cargelligo	\$342,991	Delegated Authority
DA 2023/28	Alterations and Additions to Dwelling	9 Innes Street, Condobolin	\$125,000	Delegated Authority
DA 2023/31	Construction of Attached Dual Occupancy	14 McDonnell Street, Condobolin	\$572,000	Delegated Authority
DA 2023/32	Temporary Use of Land – Beerfest Event	Tasker Street, Condobolin	\$0	Delegated Authority

DA 2023/33	Installation of Swimming Pool	87 Orange Street, Condobolin	\$20,000	Delegated Authority
DA 2023/36	Construction of Dwelling	16 Townsend Street, Lake Cargelligo	\$3,500,000	Delegated Authority
DA 2023/38	Demolition of Dwelling	28 Willow Bend Road, Condobolin	\$20,000	Delegated Authority
TOTAL No. OF APPROVED DEVELOPMENTS	7		\$4,579,991	

Comparison to Previous Year: Applications Approved September 2022

Total **Number** of Applications **approved in September 2022:** 4

Total **Value** of Applications **approved for September 2022:** \$588,500

Development Applications and Complying Development Certificates Received in September 2023.

Development Identifier	Development Description	Location	Value
DA 2023/35	Extractive Industry (Quarry)	1486 Boona Road, Condobolin	\$55,000
DA 2023/36	Construction of Dwelling	16 Townsend Street, Lake Cargelligo	\$3,500,000
DA 2023/38	Demolition of Dwelling	28 Willow Bend Road, Condobolin	\$20,000
DA 2023/40	Construction of Dwelling and Outbuilding	43 Grace Street, Lake Cargelligo	\$480,000
DA 2023/41	Construction of Additional Dwelling – Dual Occupancy	40 Grace Street, Lake Cargelligo	\$878,154
DA 2023/42	Construction of Farm Building	6130 The Gipps Way, Burcher	\$195,556
DA 2023/43	Demolition of Existing Building and Construction of Warehouse Building with Office	14 Lachlan Street, Condobolin	\$3,272,917

TOTAL	7		\$8,401,627
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Comparison to Previous Year: Applications Received September 2022

Total Number of Applications ***received in September 2022:*** 10

Total Value of Applications ***received for September 2022:*** \$1,426,170

ISSUES AND COMMENTS

A total of nineteen (19) approvals have been issued this financial year at an average of 36 days, which is inside the legislative timeframe for approvals and 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 \$34,906,311 for applications approved in the 2023/2024 financial year.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 - Strong Effective Responsive Council.

DP 4.2.2 – Council’s decision making is equitable and ethical

ATTACHMENTS

Nil

8.8 ACTIVE RESOLUTIONS - OCTOBER

TRIM Number: R23/304

Author: Executive Assistant

RECOMMENDATION

That:

1. The General Manager's Report No. R23/304 be received and noted.

PURPOSE

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

8.9 FY23/24 ROADWORKS MONTHLY UPDATE FOR SEPTEMBER**TRIM Number: R23/291****Author: Manager - Roads****RECOMMENDATION**

That:

1. The Director Infrastructure Services report No R23/291 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 September, works in progress in the month of October and works scheduled for the month of November. The execution and completion of works varies depending on resource availability, weather conditions, work priorities and unforeseen circumstances.

SUPPORTING INFORMATION

Nil

BACKGROUND

In the NSW State Government 2023-2024 Budget, a new Regional Emergency Road Repair Fund (RERRF) has been funded \$390 million for repair of regional and local roads. This is in addition to the previous \$280 million allocated to Regional and Local Roads Repair Program (RLRRP) last financial year. **Lachlan Shire's allocation under the new program is \$9,947,587 in addition to the \$7,095,267 from the RLRRP program.** The two programs have now been combined and the delivery timeframe has been extended to 31 October 2027.

The type of road works that are eligible has also been expanded to include sealing of shoulders, widening shoulder/carriageway widening and resealing/resurfacing. Ineligible works include culvert and drainage replacements, drainage system upgrades, sealing of gravel roads, building new kerb and gutter and footpaths – although limited replacement of kerb and gutter is permitted if the failed section is impeding stormwater drainage.

The program guidelines are still being finalised and are expected to be issued in October 2023 along with a deed variation agreement. The signed deed is expected to be executed in October 2023 with 100% funding paid to Council by late October/early November 2023.

To partly fund the RERRF program over the next four years the TfNSW Regional Road REPAIR program has been cancelled over this period. Council's current Delivery Plan had budgeted an income from this program of \$450,000 for each of the next four years. If the proposed projects that were to be completed with REPAIR funds are undertaken RERRF funds will need to be allocated to replace the lost REPAIR funding. See below an extract from the Delivery Program highlighting the nominated projects that are impacted by the funding withdrawal.

	Delivery Plan			
	Budget 2023/2024	Forecast 2024/2025	Forecast 2025/2026	Forecast 2026/2027
MR7513 Lake Cargelligo Rd widening (Repair program 50% TfNSW Block grant 50%)	0	900,000	0	0
MR231 Wyalong Road widening (Repair program 50%, TfNSW block grant 50%)	900,000	0	0	0
William St/Lachlan St intersection - (Repair program 50%, TfNSW block grant 50%)	0	0	900,000	900,000

A full program of work needs to be developed, adopted by Council and submitted to TfNSW for approval by April 2024. An initial list of road activities that could be eligible for funding under the program includes;

Expenditure to date	\$2,000,000
Regional Roads ‘repair projects’	\$1,800,000
Regional Roads – seal widening	\$2,000,000
Shire Roads – narrow seal widening	\$2,000,000
Heavy patching/asphalting high stress intersections	\$1,000,000
Regional and Shire roads resealing	\$3,000,000
Unsealed roads – gravel re-sheeting	\$3,000,000
Urban streets – kerb and gutter repairs	\$ 200,000
Urban streets – reconstruction	\$1,000,000
Total	\$16,000,000

It should also be noted that over the four year period of this program there are Roads to Recovery funds (\$9 million) and Regional Roads Block Grant (\$13 million) which can supplement/boost the above draft program. The RERRF allocation is in addition to any flood damage funding Council may receive and the \$1,227,771 in LRCI Phase 4B funding Council recently resolved to allocate to gravel re-sheeting.

Details around this additional RERRP funding was released to Council since the LRCI Phase 4B funding was allocated entirely towards gravel re-sheeting. Given that the LRCI funding has a greater variety of eligible works and could be leveraged to create more flood resilient assets, Council may wish to consider using the additional RERRP funding towards gravel re-sheeting, and allocating the \$1,227,771 of LRCI funding towards other projects which are not eligible for funding under the RLRRP and RERRP programs.

UPDATE

Eight 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.

Council's submission for the emergency response and immediate restoration and permanent work components of the FY22/23 Natural Disaster event (AGRN 1034) has been completed and submitted to TfNSW for consideration and approval.

Works undertaken in September

- **Heavy patching, re-sheeting and grade water and roll undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 11 Moira Vale Road – gwr
 - SR 67 Carlisle Trundle Road – gwr (contractor)
 - SR 194 North Uabba Road – gravel re-sheet 2 km
 - SR 198 Fairs Road – gwr
 - SR 199 Bootoowa Road - gwr
 - SR 364 Murrumbogie Road – gwr (contractor)
 - SR 382 Bloomfield Road – gwr (contractor)
 - SR 1030 Glenderry Road – gwr

- **Road and culvert reconstruction and sealing undertaken on the following roads**
 - Main Roads
 - MR 57S The Gipps Way – Regional NSW/Block grant – Murie culvert, road formation completed. Sealing programmed for October.
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong Bridge replacement, asphaltting of approaches programmed for October.
 - MR 57NN The Bogan Way – FCR/Block grant – Jumble Plains Road intersection reconstruction and widening has been completed.
 - Shire Roads
 - SR 90 Grassmere Road – culvert replacement
 - SR 1169 Bobadah Road – formation for 2 km of seal widening complete. Sealing programmed for October.
 - Town Streets
 - Foster Street – Tourism Activation – Project complete

- **Road reseals/sealing**
 - Regional Roads
 - MR 57NN The Bogan Way/Jumble Plains Road intersection – two coat seal
 - Shire Roads
 - nil

- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 50 Vermont Hill Road – maintenance grade (contractor)

- SR 51 Eremeran Road – maintenance grade
 - SR 53 Mumbil Tank Road – maintenance grade
 - SR 109 Ungarie Road – maintenance grade
 - SR 110 Euglo Trig Road – maintenance grade
 - SR 121 Camp Road – maintenance grade
 - SR 124 Crown Camp Road – maintenance grade
 - SR 305 Bensons Road – maintenance grading
 - SR 333 Rosedale Road – maintenance grading
 - SR 1006 Brotherony Road – LVW to Lake Cargelligo Road – maintenance grade
 - SR 1007 Begargo Road – maintenance grade
- **Shoulder grading/slashing/vegetation control/patching and flood damage undertaken on the following sealed roads**
 - Main Roads
 - MR 57N Fifield Road – removal of overhanging trees
 - Pothole repair on all Main Roads
 - Shire Roads
 - SR 11 Moira Vale Road – shoulder grading narrow seal
 - SR 1169 Bobadah Road – shoulder grading narrow seal
 - Pothole repair on several roads

Works in progress or planned for October

- **Heavy patching, re-sheeting and grade water and roll in progress on the following unsealed roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 34 Wilmatha Road – gwr (contractor)
 - SR 41 Red Heart Road – gwr (contractor)
 - SR 60 Springvale Road – gwr (contractor)
- **Road and culvert reconstruction in progress on the following roads**
 - Main Roads
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement, pavement failure repair in progress. Following this site clean-up and temporary bridge removal.
 - MR 57S The Gipps Way – regional NSW/Block grant – Murie culvert to be sealed, with guard rail, linemarking and signage to follow.
 - Shire Roads
 - SR 1169 Bobadah Road – 2 km of seal widen is in progress and will be sealed in October
 - Town Streets
 - Nil

Road reseals/sealing

- Main Roads
 - MR 57S The Gipps Way – Murie culvert reconstruction – two coat seal
- Shire Roads
 - SR 1169 Bobadah Road sealing of 2 km of widening
- **Maintenance grading/sucker removal/storm damage repairs in progress on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - SR 14 Tigers Creeks Road – maintenance grade
 - SR 15 Belmore Road – maintenance grade
 - SR 18 Hillside Road – maintenance grade
 - SR 145 Imries Lane – maintenance grade
 - SR 148 Halls Road – maintenance grade
 - SR 149 Gubbata Road – maintenance grade
 - SR 150 Slant Road – maintenance grade
 - SR 151 Mudda Rocks Road – maintenance grade
 - SR 152 Thomas Lane – maintenance grade
 - SR 180 O’Reillys Road – maintenance grade
 - SR 185 Yelkin Road – maintenance grade
 - SR 230 Lachlan Valley Way – Curlew Road to Brotherony Road – maintenance grade
 - SR 231 Curlew Road – maintenance grade
 - SR 261 Glenoma Lane – maintenance grade
 - SR 262 Bush Home Road – maintenance grade
 - SR 422 Warrigal Park Road – maintenance grade
 - SR 437 Stockman Road – maintenance grade
 - SR 1411 Lachlan Valley Way – maintenance grade
- **Shoulder grading/slashing/vegetation control and patching in progress on the following sealed roads**
 - Main Roads
 - As required
 - Shire Roads
 - SR 11 Moira Vale Road – shoulder grading narrow seal
 - SR 1169 Bobadah Road – shoulder grading narrow seal

Works planned for November

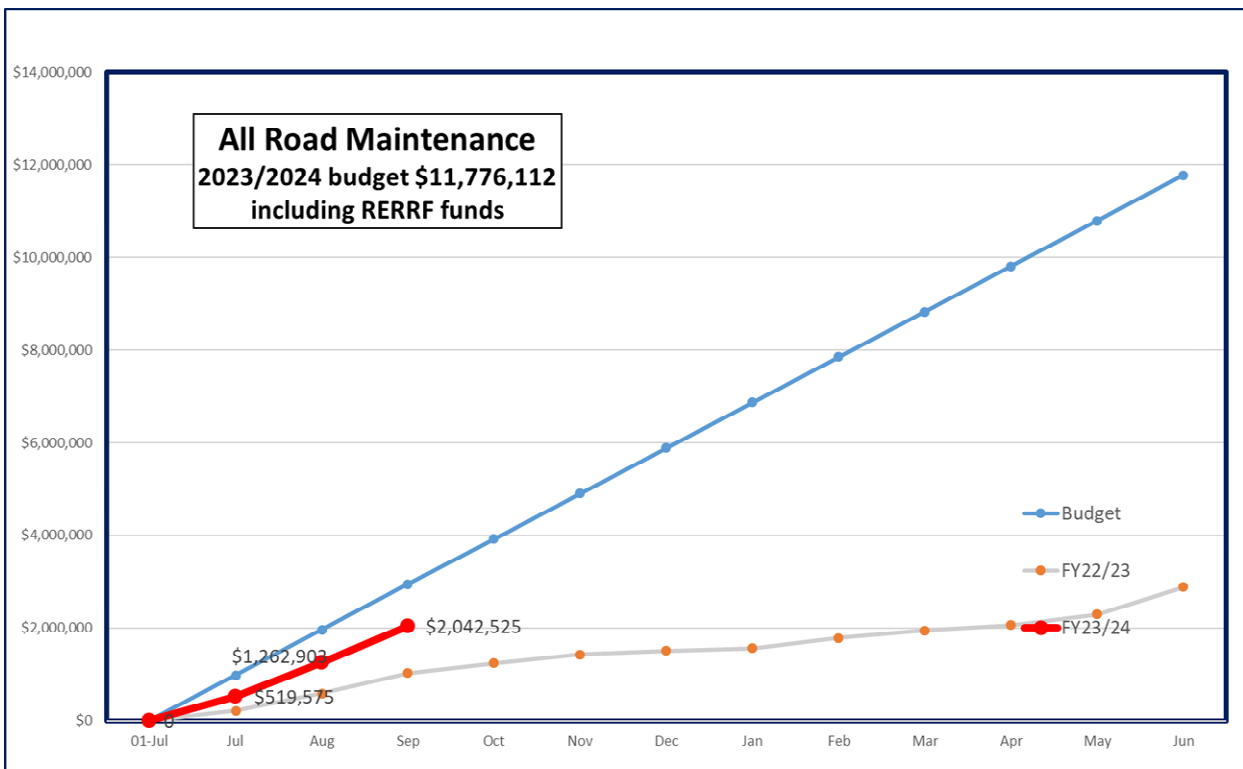
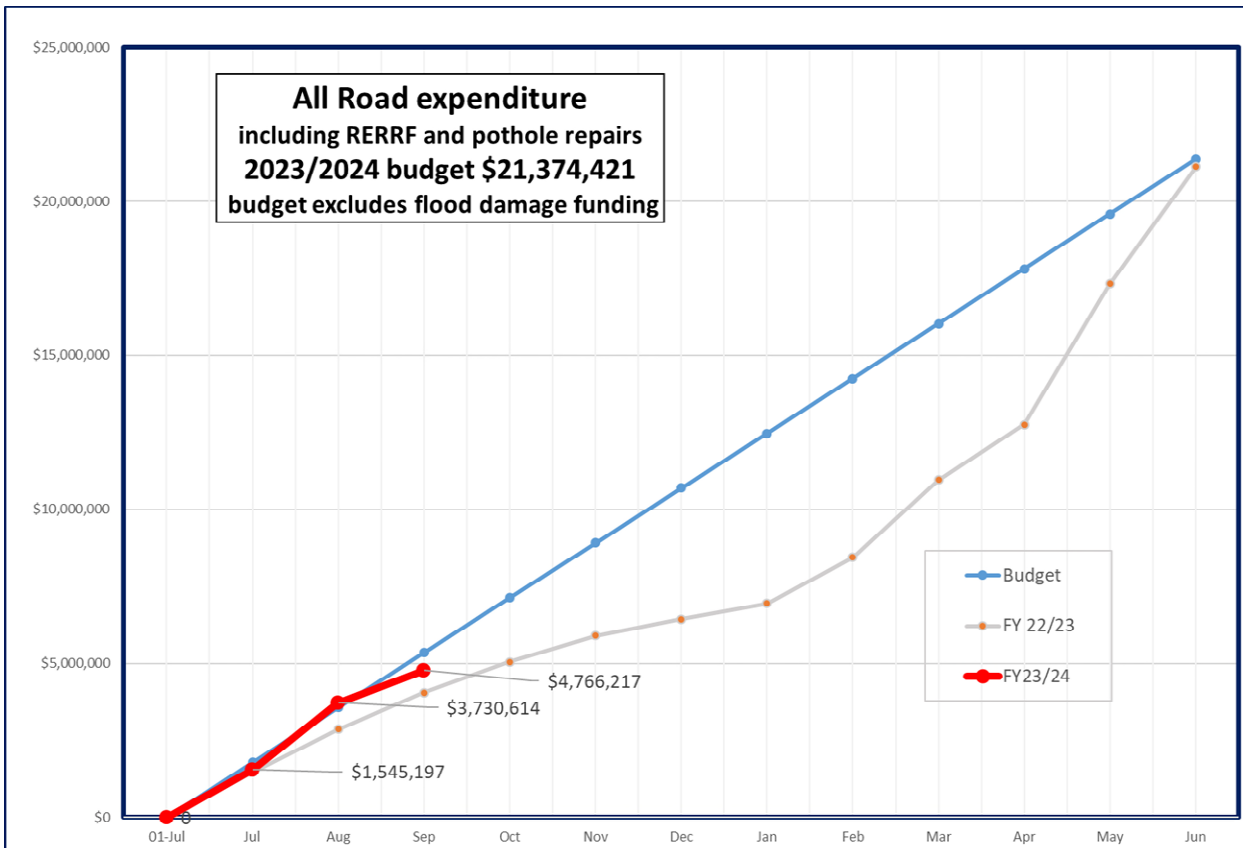
- **Heavy patching, re-sheeting and grade water and roll to be undertaken on the following unsealed roads**
 - Main Roads
 - As required

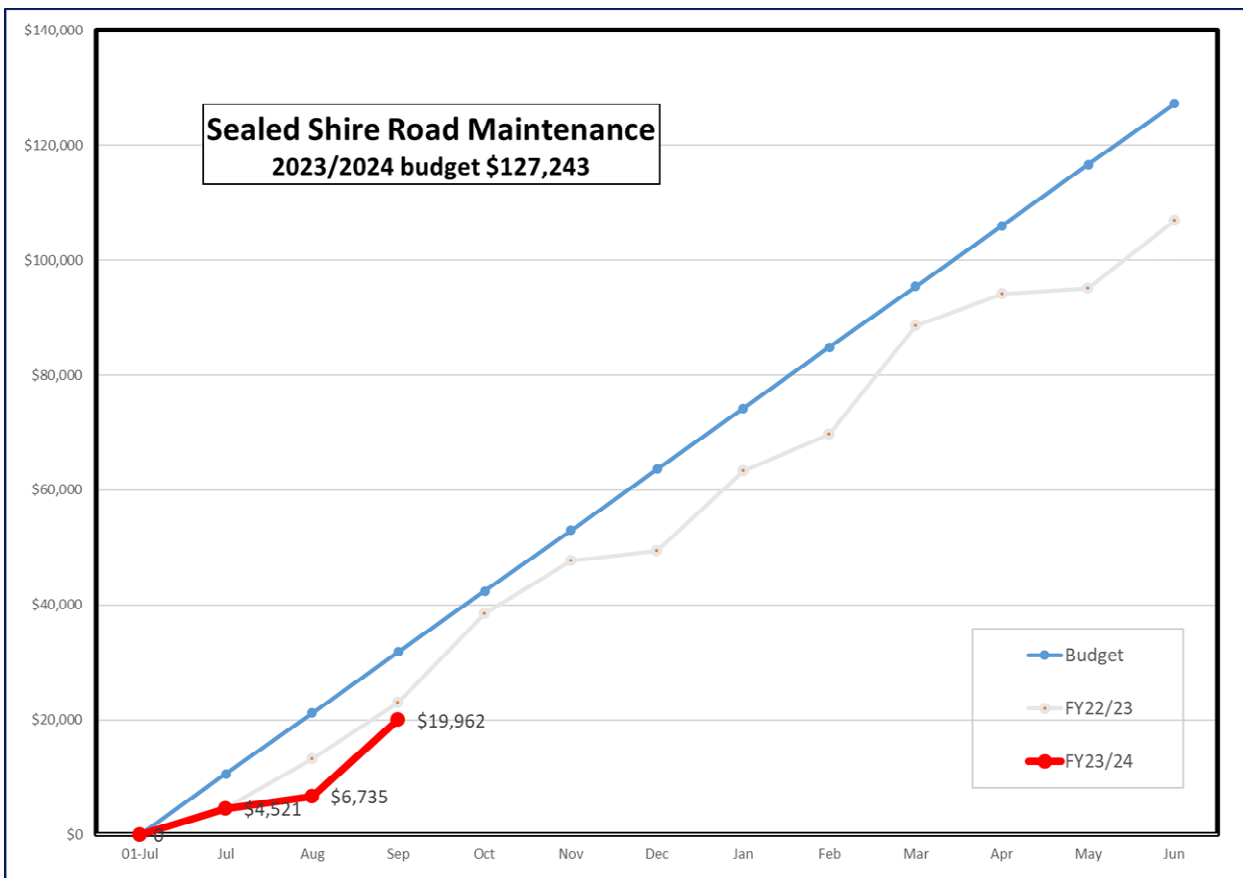
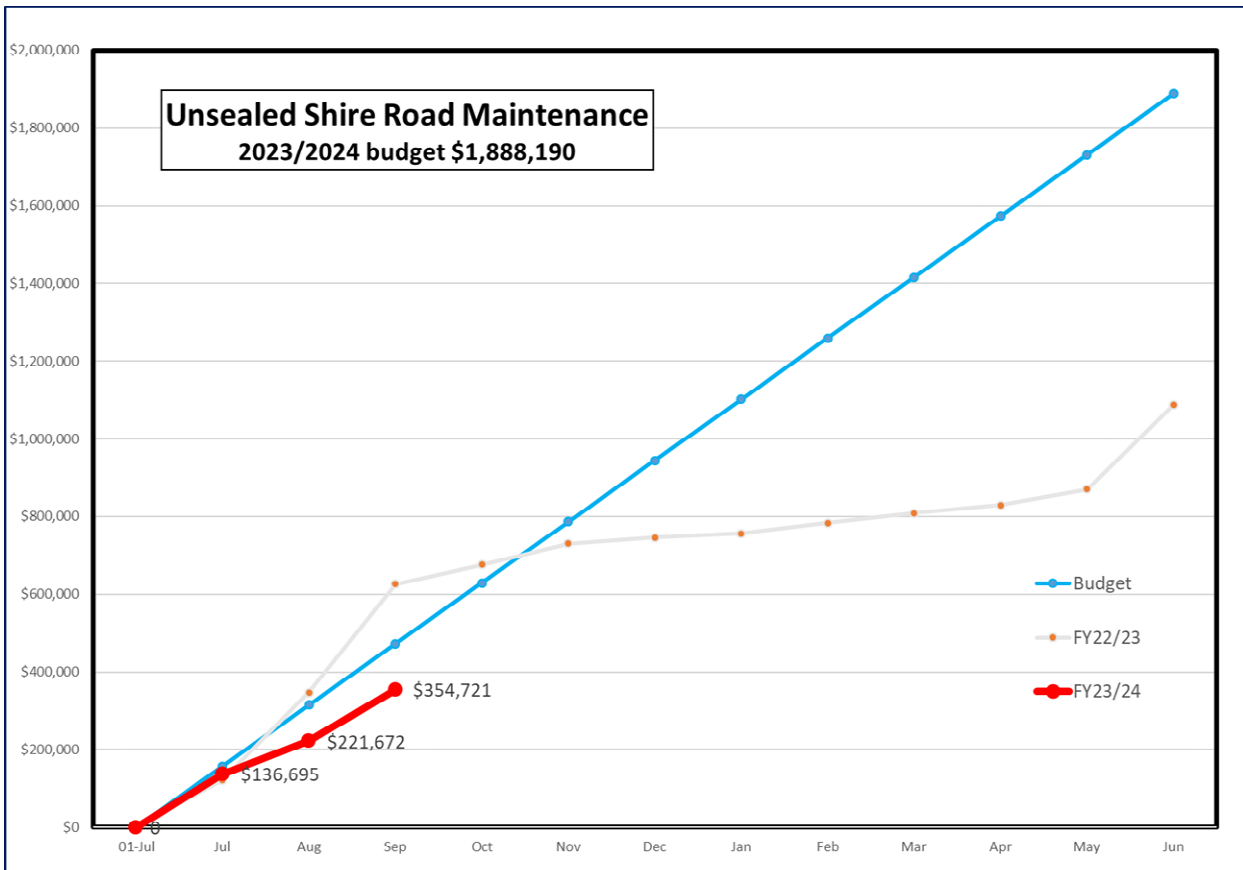
- Shire Roads
 - As required
- **Road resealing/sealing**
 - Main Roads
 - nil
 - Shire Roads
 - SR 1033 Boreamble Road – 1.6 km of seal widening with reseal
- **Road and culvert reconstruction to be undertaken on the following roads**
 - Main Roads
 - MR 57S The Gipps Way – FCR/Block grant – Nerathong bridge replacement – project completion
 - MR 57S The Gipps Way – Regional NSW/Block grant – Murie Culvert – project completion
 - Shire Roads
 - SR 343 Willis Lane – RTR – Construction of pavement for 2 km seal extension
- **Maintenance grading/sucker removal/storm damage repairs undertaken on the following roads**
 - Main Roads
 - nil
 - Shire Roads
 - Roads not completed in October
- **Shoulder grading/slashing/vegetation control and patching undertaken on the following sealed roads**
 - All Roads
 - Ongoing pothole patching

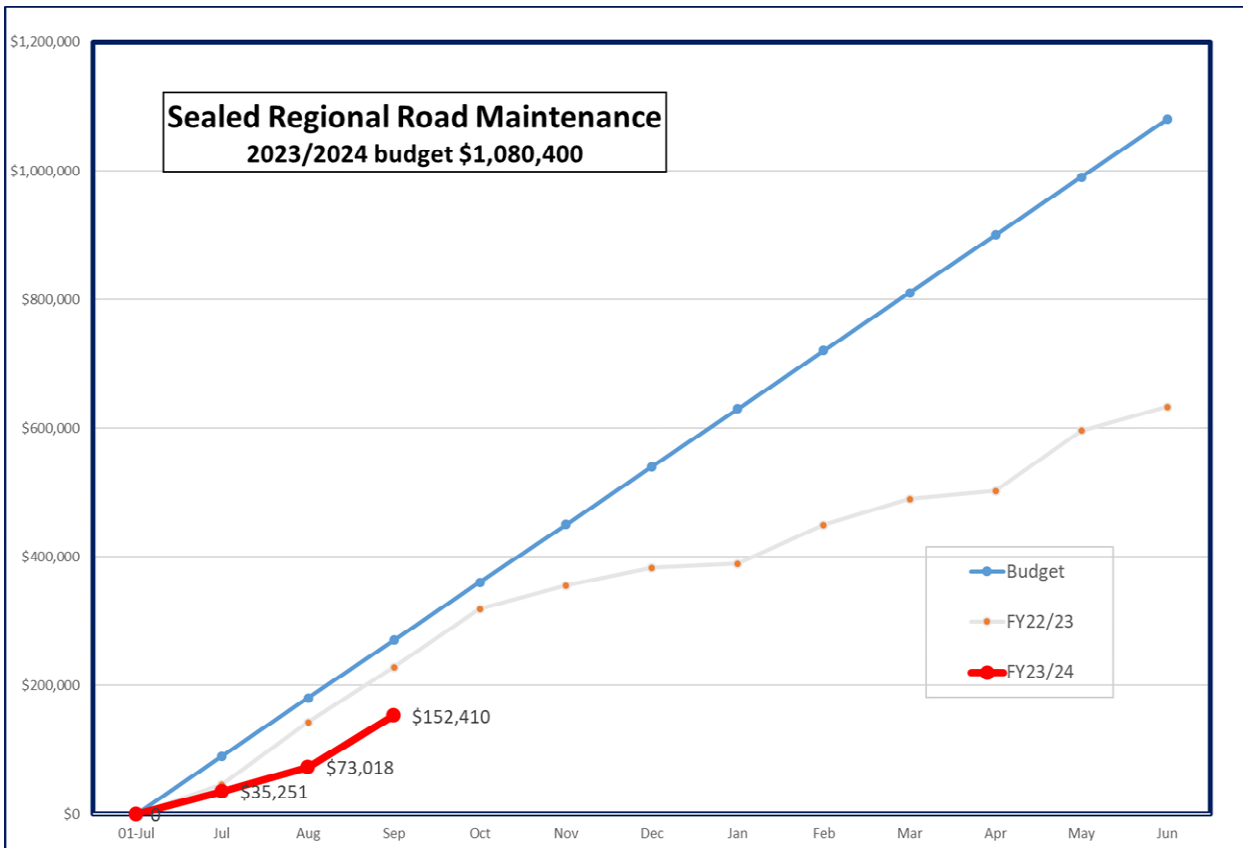
FINANCIAL UPDATE

Regional Roads					
Project	Budget	Funding source	Expend to date	Forecast Expend	Comments
Regional Roads, reseals					
Total	\$447k		\$0k	\$447k	Resealing program to be determined
Regional Roads, heavy patching	\$50k	TfNSW Block Grant	\$0k	\$0k	Program to be determined
Regional Roads, culvert renewal	\$60k	TfNSW Block Grant	\$0k	\$0k	Program to be determined
MR 371 Foster St, Lake Cargelligo, Lake St to Lorne St reconstruction	\$3.6m	RTR \$500k, State Government funding \$2,800k, LRCI \$300k	\$3.238m pre 1 July 2023, \$698k in FY23/24 Total \$3.936m	\$4.0m	Construction in Progress. Over expenditure to be funded by FAGs Roads
MR 57N The Bogan Way, widening 28 km	\$3.5m	FCR \$2.686m, TfNSW Block Grant \$1.214m	\$3.216m pre 1 July 2023, \$426k in FY23/24 Total \$3.642m	\$3.9m	Jumble Plains Road intersection reconstruction in progress sealing programmed for September
MR 57S The Gipps Way, Nerathong Bridge replacement	\$2.808m	FCR \$2.387m, TfNSW Block Grant \$421k	\$1.579m pre 1 July 2023, \$26k in FY23/24 Total \$1.605m	\$2.808m	Bridge open to traffic, tidy up and repair work to complete
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	\$7.218m pre 1 July 2023, \$1.074m in FY23/24 Total \$8.292m	\$8.448m	Murie Creek replacement, road construction in progress
MR 231 Wyalong Road seal widening 8 km	\$900k	Repair \$450k, Block \$450k	\$0k	\$900k	TfNSW repair program has been cancelled for 4 years.

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	\$130k	Programmed for Q2
SR 10 Meadowview Road	\$60k		\$0k	\$60k	
Balance	\$300 k		\$0k	\$300K	Resealing program to be determined
Total	\$490k		\$0k	\$237.8k	
Local roads gravel re-sheets					
SR 91 Marsden Road	\$300k	Special Rate Variation \$200k, RTR \$500k, Evolution Mining \$138k	\$0k	\$300k	10 km gravel re-sheeting Programmed for Q3
SR 194 North Uabba Road	\$60k		\$0k	\$60k	2 km gravel re-sheeting Programmed for Q3
Balance	\$476k		\$0k	\$476k	Gravel re-sheeting program to be determined
Total	\$838k		\$0k	\$838k	
Officers Parade upgrade	\$1.4m	Fixing Local Roads \$780k, RTR \$520k, \$100k FAG	\$1.17m pre 1 July 2023, \$182k in FY22/23 Total \$1,352m	\$1.4m	Road reconstruction in progress. Over expenditure to be funded from other FLR under expenditure and RTR
SR 3 Lansdale Road widening and upgrade	\$400k	Roads to Recovery	\$25k	\$400k	Culverts on site, will be installed when headwalls arrive
Willis Lane seal extension	\$400k	Roads to Recovery	\$82k pre 1 July 2023, \$1k in FY22/23 Total \$83k	\$400k	Vegetation cleared, road pavement construction will commence in Q2
SR 64 Platina Road 2 km seal widening	\$300k	Roads to Recovery	\$0k	\$300k	Programmed for Q2
SR 1169 Bobadah Road 2 km seal widening	\$300k	Roads to Recovery	\$21k	\$300k	Widening in progress
SR 1033 Boreamble Rd 1.8 km seal widening	\$248k	Roads to Recovery	\$0k	\$248k	Widening in progress







Note: To date this financial year \$1.172m has been spent of RLRRP funds and \$107k on 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

Good progress is being made on restoring the unsealed road network in preparation for the harvest season.

ATTACHMENTS

Nil

9 DECISION REPORTS

9.1 GENERAL MANAGER

Nil

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM - FUNDING ROUND APPLICATIONS****TRIM Number:** R23/293**Author:** Customer Service / Service NSW Officer**RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R23/293 be received and noted.
2. Council rescind Resolution Number 2022/335 dated 14 December 2022, for the Tess Cross Memorial Penning, as no payment details have been received despite numerous attempts to contact the organiser.
3. Council approve a financial donation of \$1,000 for the Rotary Club of Lake Cargelligo Inc.'s Monster Fireworks Display. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
4. Council approve a donation of in-kind support estimated to be valued at \$6,790 for the Condobolin Picnic Club Inc.'s annual Picnic Races in February 2024. The in-kind support is to be funded from Special Events and is conditional on the event proceeding.
5. Council approve a \$1,000 financial donation to the Condobolin Clay Target Club to support the costs of the Condo Classic Annual Open Shoot. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
6. Council approve a financial donation of \$1,000 donation to the Wiradjuri Condobolin Corporation to contribute to lighting and sound system costs at the Miima Warrabinya – Skyfest 2024. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
7. Council approve a financial donation of \$300 to the Condobolin International Women's Day High Tea 2024. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
8. Council approve a financial donation of \$1,000 and in kind support estimated to be worth \$465 to the Rotary Club of Condobolin Inc. for its Summer Carnival. The financial donation is to be funded from the Annual Budget for Community Events, with in-kind support to be funded from Special Events, and is conditional on the event proceeding.
9. Council approve a financial donation of \$500 to the Tottenham Christmas Tree for the Community Christmas Tree event. This donation is to be funded from the Annual Budget for Elected Members and is conditional on the event proceeding.

10. Council resolves to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
 - a financial donation of \$5,000; and
 - in-kind support estimated to be worth up to \$13,227.

This support is conditional on the event proceeding.

11. Council declines to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
 - Any concession on security bonds;
 - To make all amenities facilities available as the new SRA grounds amenities block is expected to be sufficient, reducing the demand on Council resources; and
 - Any further concession on discounted Fees for the use of Council premises.
12. Council approve a \$500 financial donation to the Lachlan Arts Council for the completion of The Tile Project. This donation is recommended to be funded from the General Donations Elected Members Budget and is conditional on the project completion. If the project is not completed before 31 March 2024, the funds will need to be repaid to Council.
13. Council decline the in kind support request from the Lachlan Arts Council for the Tile Project as Council is unable to resource this given its current and forward work commitments.
14. Council approve a \$1,000 donation to the Tottenham Tennis Club for their 2024 Winter Tennis Coaching Clinic. This financial; donation is to be funded from the Elected Members Annual Budget and is conditional on the event proceeding.

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.

SUPPORTING INFORMATION

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

BACKGROUND

Council adopted its Community Event and Donations 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, a request will be submitted to a Council meeting for determination.

As community groups' transition to funding rounds, there will be a further period where requests will continue to be submitted to Council for a decision.

ISSUES AND COMMENTS

There is sufficient budget to fund the recommended donations. Council should keep in mind there will be a second funding round later in the financial year.

Tess Cross Memorial Team Penning

Council resolved in December 2022 to provide a donation of \$1,839.20 to the Tess Cross Memorial Team Penning. The event was held in August 2022. This donation was to pay for the cost of sand for the arena and an invoice from the sand provider was attached. The sand provider issued the invoice to Tullibigeal Gymkhana but the letter from Maddie Frankel advised the Tess Cross Memorial bank account was in the process of being opened. The ABN for this organisation is listed on the ABR as being registered from 17 October 2022.

Maddie requested that we pay the funds into her personal bank account but Council advised this was not possible. Council has made numerous attempts to contact Maddie since that date and provided forms to set up a new creditor. All attempts have not yielded any response.

In the circumstances and given the lengthy time period that has passed, the most prudent course of action is to rescind the resolution.

Rotary Club of Lake Cargelligo Inc.

This organisation is requesting a \$1,500 donation in support of their annual Christmas Carnival Monster Fireworks display, to be held in Liberty Park Lake Cargelligo in December 2023.

Council has supported the Rotary Club of Lake Cargelligo Inc.'s Monster Fireworks Display for many years, contributing \$1,000 in 2016, 2017, 2018, 2021 and 2022. This donation is recommended to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.

Condobolin Picnic Race Club Inc.

This organisation is requesting a donation of in-kind support estimated to be valued at \$6,790 for the Condobolin Picnic Races to be held on Saturday 17th February 2024.

Council have previously supported the Condobolin Picnic Races in 2021 (\$12,772), 2022 (\$18,166) and 2023 (\$8,496) through the provision of in kind support.

For the 2024 event in-kind support has been requested for the following items:

- hanging the street banner;
- use of bins;
- use of fixed toilet facilities;
- facilitation of road closure or activity in the street;
- use water truck by a council employee; and
- ground maintenance before the event

The in-kind support is recommended to be funded from the Special Events budget and is conditional on the event proceeding.

Condobolin Clay Target Club

This organisation is requesting a financial donation of \$2,500 to contribute to the running costs of the Condo Classic Annual Open Shoot, including prizes, sashes and outsourcing of labour.

Council has supported the Condobolin Clay Target Club's Condo Classic Annual Open Shoot with a \$1,000 financial donation, in 2018 through to 2022. This donation is recommended to be funded from the Annual Budget for Community Events.

Wiradjuri Condobolin Corporation

This organisation is requesting a financial donation of \$5,000 to contribute to the Production Art costs for the site management and installation of a lighting and sound system, at the Miima Warrabinya – Skyfest 2024 event to be held 6th April 2024.

Council has supported the Skyfest event previously, donating seed funding of \$5,000 in 2022, \$1,000 in 2019 and \$2,000 in 2018. This donation is recommended to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.

Condobolin International Women's Day 2024

This committee is requesting a financial donation of \$1,000 to contribute towards Lucky Door Prizes for the Condobolin International Women's Day High Tea, to be held on Sunday March 10th 2024.

Council has not contributed to this project previously. This donation is to be funded from the Annual Budget for Community Events.

Rotary Club of Condobolin Inc.

This organisation is requesting a donation of \$10,000 to contribute to the running costs of their Summer Carnival (previously known as the Christmas Carnival). This group have also requested the following in-kind support estimated to be valued at \$465:

- 10 x bins;
- hanging of the street banner;
- use of Memorial Park; and
- ground maintenance before the event.

Council has supported the Summer (formerly Christmas) Carnival in the past with financial donations of \$1,000 in 2021 and 2017, as well as \$500 in 2018 and 2019.

The financial donation is to be funded from the Annual Budget for Community Events with in-kind support to be funded from the Special Events budget.

Comments

The terms of the new Community Donation & Event Support Program state in most instances, applicants shall only receive financial or in-kind support once per financial year; however, Council may consider additional meritorious applications on written request. The Rotary Club has applied for a concession on their rates for the property at Condon Street, Condobolin. The concession is calculated to be worth \$806 and will not come to Council, as it is permitted under the Revenue and Rating Policy, adopted with the Annual Budget.

Council should take this into consideration but does have the ability to approve the additional application.

Tottenham Christmas Tree

The committee is requesting a financial donation of \$500 to contribute to the gifts provided to children at the Community Christmas Tree Event to be held on Sunday 17th December 2023.

Council has supported this event previously with financial donations of \$500 every year from 2014 to 2022, aside from 2021, when a \$100 donation was made.

This donation is to be funded from the Annual Budget for Elected Members and is conditional on the event proceeding.

Condobolin Sports Promotion Inc.

This organisation is requesting a donation of \$5,000 to assist with the running costs of the Condo 750 Cross Country Rally scheduled for Friday 5th April to Monday 8th April 2024. This group have also requested in-kind support valued at an estimated \$13,227 consisting of:

- “Event Ahead” Road signage at crossings;
- 12 x bins at Condobolin SRA ground;
- Hanging of Street Banner;
- 1x Portaloo for a remote location;
- Use of all toilet and shower facilities at Condobolin SRA ground;
- Tiered seating to be placed near the SRA Hall;
- Waiver of fees associated with use of the SRA Hall;
- Cleaning of toilets and facilities for the duration of the event;
- Use of 4x Lachlan Shire Council (LSC) vehicles with satellite phones or UHF, for use by officials, medics and media; and
- LSC staff to drive the vehicles.

Comments

Not for Profit organisations already have a 50% discount on the hire of the SRA facilities therefore consistent with recent Council decisions, it is recommended that any further concessions on fees be declined.

No concession can be provided on security bonds as they are fully refundable if the premises are left clean and undamaged.

Additionally, to further reduce the in-kind costs, Council will encourage staff to volunteer their time, however the organisation should be prepared to provide their own drivers. Council staff advise the new amenities block should be adequate to accommodate their needs and if Council so chooses, the organisation will only be given access to these facilities, reducing the cost of cleaning and demand on limited Council resources. It is therefore recommended that access to the new SRA amenities block only be provided.

Council has supported the Condo 750 for many years, with financial contributions of \$5,000; and in-kind support ranging between \$4,770 and \$4,890 provided in 2015, 2016, 2017, 2019 and 2023. This donation is recommended to be funded from the Annual Budget for Community Events, with in-kind support to be funded from Special Events.

Lachlan Arts Council

This organisation is requesting a donation of \$5,040 to contribute to the costs of completing The Tile Project and moving it to the Condobolin Community Centre. This group have also requested Council provide in-kind support consisting of:

- use of equipment to install the project, excavator, cement and labour;
- use of transport to move the installation to the Condobolin Community Centre; and
- design of the framework by a Lachlan Shire Council engineer.

Comments

Due to Council's current work commitments and staff, the Director of Infrastructure Services has advised the organisation's requests for in-kind support cannot be facilitated. Council has not contributed to this project previously, however, were initially involved in the production of the sculpture and tiles as part of The Heart of NSW rejuvenation project in 2002.

The financing of a \$500 donation is recommended to be funded from the General Donations Elected Members Budget.

Tottenham Tennis Club

This organisation is requesting a donation of \$1,550 to contribute towards their Winter Tennis Coaching Clinic to be held from 1st July 2024 to 14th July 2024.

Council has not contributed to this organisation previously, however Council may wish to consider the confidential report from the Ordinary Council Meeting on 26th April 2023 where an outstanding debt of \$4,007.50 was written off.

The financial donation of \$1,000 is to be funded from the Elected Members annual budget.

Future matters

As per the adopted Community Donation & Event Support Policy, a list of all donations approved under delegation (by the Mayor and General Manager) will be provided to Council on a quarterly basis. The first list will be provided with the October Community Donation and Event Support Program Council report.

FINANCIAL AND RESOURCE IMPLICATIONS

1. Community Events Program

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

The remaining budget available for allocation is \$30,159.

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 remaining budget available for allocation is \$27,450.

The abovementioned budget includes \$100 per school for end of year School events. Refer to Council Resolution 2022/312 November 2022. The \$100 for events will only be paid upon written application to Council.

3. In kind donations

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

The remaining budget available for allocation is \$84,273.

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 Rating and Revenue Policy, and assessed by staff. If the applicant is not eligible for assistance under the Rating and 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’ 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*.

RISK IMPLICATIONS

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

STAKEHOLDER CONSULTATION

Nil.

OPTIONS

1. Provide the full amount of the requested 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. **Rotary Club of Lake Cargelligo Inc. - Funding Application Form - Round 2 - Christmas Carnival 2023**
2. **Condobolin Picnic Race Club Inc. - Funding Application - Round 2 - Condo Picnic Races 2024**
3. **Condobolin Clay Target Club - Funding Application - Round 2 - Condo Classic Annual Open Shoot**
4. **Wiradjuri Condobolin Corporation - Funding Application Form - Round 2 - Skyfest 2024**

5. **Funding Application form - Round 2 - Condobolin International Women's Day Event 2024**
6. **Rotary Club of Condobolin - Funding Application with in-kind costing - Round 2 - 2023 Annual Summer Carnival**
7. **Tottenham Christmas Tree - Funding Application - Round 2 - Community Christmas Tree**
8. **Condobolin Sports Promotion Inc. -Funding Application and In-kind Costing - Round 2 - Condo 750 2024**
9. **Lachlan Arts Council - Funding Application - Round 2 - The Tile Project**
10. **Tottenham Tennis Club - Funding Application Round 2 - Winter Coaching Clinic 2024**
11. **Donations spreadsheet**

9.2.2 DATA SHARING AGREEMENT - SPATIAL SERVICES AND LACHLAN SHIRE COUNCIL**TRIM Number: R23/289****Author: Information Services Manager****RECOMMENDATION**

That:

1. The Director of Corporate and Community Services Report No. R23/289 be received and noted.
2. That Council notes the report on the data sharing agreement between Council and Spatial Services.
3. Council resolves to enter into a revised Data Sharing Agreement with Spatial Services.

PURPOSE

The purpose of this report is:

1. To seek Council's direction on entering into a Data Sharing Agreement or a Memorandum of Understanding (MOU) between Council and Spatial Services; and
2. Provide information on the benefits and costs of the revised arrangements with Spatial Services.

SUPPORTING INFORMATION**Attachment 1: Data Sharing Agreement**

This document outlines the specifics of the data sharing agreement, including the terms, conditions, and how data will be shared between Council and Spatial Services. It provides detailed insights into the agreement structure.

Attachment 2: Memorandum of Understanding (MOU)

The Memorandum of Understanding outlines the overarching understanding and intent behind the data sharing agreements. It clarifies the roles, responsibilities, and commitments of both parties involved.

BACKGROUND

Council has previously had similar agreements with Spatial Services, a division of the NSW Department of Customer Service. Spatial Services is custodian of the land parcel and property theme of the NSW Foundation Spatial Data Framework (FSDF), and shares cadastral information with Council. The cadastre is a digital representation of all land parcel and property boundaries in NSW. Council shares emergency services information with Spatial Services.

ISSUES AND COMMENTS

The Disaster Risk Reduction Fund (DRRF) and Regional Resilience Program (RRP) is a partnership between the NSW Reconstruction Authority and eight Joint Organisations (including the Central

NSW Joint Organisation). The group have been exploring options to streamline access to Geographic Information System (GIS) and other pertinent data. The goal is to establish a single, authoritative source of truth for natural disaster planning and preparedness.

The Spatial Services Customer and Emergency Management Services Business Unit recently presented their work to the RRP, as outlined below.

1. Emergency Information Coordination Unit and Emergency Services Spatial Information Library

The Emergency Information Coordination Unit team is a division within the Spatial Services Customer and Emergency Management Services business unit. Their responsibility lies in overseeing the Emergency Services Spatial Information Library (ESSIL), which contains an extensive collection of 350 state-wide GIS data layers

Notably, the ESSIL is not limited solely to use by emergency personnel during crises. It also serves as a valuable resource accessible for data retrieval, visualisation, and analysis, for disaster planning and preparedness purposes by other council staff. Access to this critical information for disaster planning and preparedness by council staff can be facilitated through newly established data management agreements with the Spatial Services Customer and Emergency Management Services business unit.

The involvement of councils in these new agreements represents a significant stride towards establishing the ESSIL as an authoritative source for disaster planning and preparedness information.

2. Live NSW and Digital Twins

Live NSW encompasses a comprehensive system comprising data, platforms, infrastructure, and governance structures. The system facilitates access to and visualisation of spatial information data, products, and services for local and state governments, utilities, industry stakeholders, and the broader community.

In the context of the DRRF project, critical data communication gaps have been identified as a cause for concern in disaster planning and preparedness. Live NSW serves as a centralised repository for spatial data related to infrastructure and the environment. This enables various government departments to collaborate and exchange essential planning data.

Digital Twins creates a virtual representation of a physical entity, augmenting it with a comprehensive, dimensionally accurate, and location-based model. This approach can prove highly valuable in enhancing disaster planning and preparedness efforts.

3. Data sharing agreements

Council currently has an existing data sharing agreement in place with Spatial Services. The existing agreement limits the use of data exclusively for the Emergency Information Coordination Unit's purposes. However, Council has the opportunity to enter into new data sharing agreements, which provide several benefits:

- **Sharing Relevant Data:** New agreements empower councils to share pertinent data that can prove valuable for neighbouring councils, organisations, and the general public in disaster planning and preparedness.
- **Exchanging Timely Information:** These agreements facilitate the exchange of up-to-date information essential for effective emergency management.

- **Supporting Live NSW Initiatives:** Council can also use these agreements to contribute to Live NSW initiatives by sharing relevant and current data.
- **Flexible Data Control:** Council gains control over how their data is shared, with options including:
 - **Open Data:** Data is made discoverable and accessible to anyone under Creative Commons licensing.
 - **Shared Data:** While discoverable to everyone, access is limited to parties designated by the council.
 - **Restricted Data:** This type of data remains hidden and is only accessible to specific entities, such as emergency management organisations or other bodies as determined by the council.

New data sharing agreements offer Council greater flexibility and the ability to leverage data for the benefit of disaster planning and preparedness; whilst maintaining control over access and usage.

Below is a table outlining the various types of agreements that Council can enter with Spatial Services.

Data Sharing Agreement (DSA)	Memorandum of Understanding (MOU)	Application Programming Interface agreement (API)
This agreement is established between Spatial Services and the Data Custodian for Restricted, Shared, and Open Data.	This agreement pertains specifically to Restricted Data use, and is between Spatial Services and the Data Custodian.	Data is stored on the Data Custodian’s System with access and data currency controlled by the Custodian.
Exchange of Information: Manual	Exchange of Information: Manual	Exchange of Information: Automatic
Financial implication: nil	Financial implication: nil	Financial implication: Depends on the portal / website capability of the Council.
Recommended to sign	Recommend not to sign	This is the preferred method of data delivery. It allows Council to have control of data availability. When Council data is updated and made available via an API, it provides the most current data available to Spatial Services with minimal input from Council employees.

At the Central West Joint Organisation (JO) Board meeting on the 23 August 2023, it was resolved inter alia to recommend to its member councils that they consider entering into a revised Data Sharing Agreement with Spatial Services. Spatial Services will work with Council during the development of the data sharing agreement to determine the best way to exchange data.

FINANCIAL AND RESOURCE IMPLICATIONS

The Data Sharing Agreement and MOU are without additional cost to the Council.

Applications Programming Interface (API) costs are dependent up the capability of the Council portal or website. The Manager Information Services will liaise with Spatial Services in the future about the specific requirements of the API. At this point, it is expected that the costs to Council will be existing IT staff time and potentially some consultant support through Chartis. A budget allocation will be provided when costs are known.

LEGAL IMPLICATIONS

There are no legal implications at this point in time. The Data Sharing Agreement aims to be a collaborative and mutually beneficial agreement between the signatory parties.

RISK IMPLICATIONS

There are no known risk implications to report at this time.

There is always a risk with new IT implementation projects as they may result in unexpected costs and delays.

STAKEHOLDER CONSULTATION

Spatial Services.

Central West JO.

OPTIONS

Council has three options:

1. Endorse the Data Sharing Agreement as submitted; OR
Endorse the MOU as submitted
2. Not endorse the Data Sharing Agreement or MOU, and advise Spatial Services in writing accordingly.

CONCLUSION

The establishment of revised data sharing agreements between Council and Spatial Services is expected to provide a singular source of truth for GIS and other pertinent data for disaster planning and preparedness. Therefore, it is recommended that Council approves the implementation of the revised data sharing agreement with Spatial Services

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

4.2.2 – Council's decisions making is equitable and ethical.

ATTACHMENTS

1. **Data Sharing Agreement**
2. **Memorandum of Understanding**

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

Nil

9.4 INFRASTRUCTURE SERVICES

Nil

10 DEPUTATIONS

11 NOTICES OF MOTION

Nil

12 NOTICES OF RESCISSION

Nil

13 DELEGATES REPORT

Nil

14 CORRESPONDENCE**14.1 CORRESPONDENCE****TRIM Number: R23/302****Author: Executive Assistant****RECOMMENDATION**

That:

1. The Correspondence Report No. R23/302 be received and noted.

PURPOSE

To provide Council with details of correspondence received in October.

SUPPORTING INFORMATION

CMA Communique, September Rural Health Forum – Letter received.

NSW Local Government Remuneration Tribunal – Letter received.

Minister for Local Government The Hon. Ron Hoenig MP – Letter received.

National Australia Bank – Letter received.

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP 4.2 Strong effective and responsive Council.

ATTACHMENTS

1. CMA Communique, September Rural Health Forum.
2. NSW Local Government Remuneration Tribunal.
3. Minister for Local Government The Hon. Ron Hoenig MP.
4. National Australia Bank.

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 Assessment - RFT T2023/10 Design and Construction of Albert Water Reservoir

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

17.2 Tender Assessment - RFT T2023/11 Leg O Mutton Dam Upgrade

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

17.3 Collection and disposal of used motor oil - Netwaste Regional Contract.

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