



MINUTES

**of the
Ordinary Meeting
held
19 April 2022**

**Minutes of the Ordinary Monthly Meeting of Lockhart Shire Council held in the Council Chambers,
Lockhart on Monday, 19 April 2022 commencing at 5.00pm.**

PRESENT

Cr G Verdon (Mayor), Cr A Rockliff (Deputy Mayor), Cr F Day OAM, Cr G Driscoll, Cr I Marston, Cr R Mathews, Cr P Sharp and Cr J Walker.

Cr Hunter attended remotely.

Also in attendance were the General Manager, Director Corporate and Community Services, Manager Planning and Building Services and Executive Assistant.

The meeting opened with a prayer.

APOLOGIES

Nil.

LEAVE OF ABSENCE

Nil.

CONFIRMATION OF MINUTES ORDINARY MEETING, 21 MARCH 2022

69/22 RESOLVED on the motion of Crs Walker and Sharp that the Minutes of the Ordinary Meeting held on Monday, 21 March 2022 as printed and circulated be taken as read and confirmed.

DECLARATION OF PECUNIARY AND NON-PECUNIARY INTERESTS

Cr Sharp declared a non-pecuniary interest in Item 2 of Business Paper, regarding a Development Approval.

MAYORAL MINUTE

Vale Alan McCormack PSM

I wish to express Council's deepest sympathy on the passing of Alan McCormack PSM.

Mr McCormack had a long and distinguished career in local government, including Deputy Shire Clerk at Balranald Council and Lachlan Council, and Shire Clerk at Balranald Council and Hay Council.

Mr McCormack retired in 2010 following 20 years as General Manager at Parkes Council.

Following his retirement Mr McCormack was the Acting General Manager at a number of shire councils including Lockhart Shire Council for a period of two and a half months in 2013.


CHAIRPERSON

Through Blackadder and Associates Mr McCormack also assisted Council in recruiting the current and former General Managers.

Mr McCormack was also a member of the NSW Local Government Grants Commission and was Chair of Central West Regional Development Australia.

Mr McCormack was awarded a Public Service Medal in 2007 for outstanding service to local government.

I wish to place on record Council's appreciation for Mr McCormack's valuable service to Lockhart Shire Council and the local government industry more broadly and extend Council's condolences to his family.

Cr Greg Verdon
Mayor

70/22 RESOLVED on the motion of Crs Driscoll and Day that the Mayoral Minute be noted.

MAYORAL REPORT

The Mayor, Cr Verdon, verbally reported on activities during the past month as follows:

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| 28 March | With the General Manager and the Tourism & Economic Development Officer, met with Chris Taylor, Regional General Manager – Telstra, to discuss connectivity issues. |
| 29 March | With General Manager and interim Engineer, met with Craig Chaplin regarding access bridge. |
| 1 April | With the General Manager and Cr Day, attended the 125 th anniversary of Lockhart township. |
| 5 April | Attended the inaugural meeting of the new Tourism & Economic Development Steering Committee with Cr Sharp, Cr Day and the Tourism & Economic Development Officer. |
| 7 April | Attended the Riverina Zone Bush Fire Committee meeting with Cr Walker and the General Manager. |
| 11 April | Attended Shire bus tour with Crs Driscoll, Sharp, Mathews, Walker and staff. |
| 13 April | Gave a radio interview with Triple M and ABC Riverina. |

71/22 RESOLVED on the motion of Crs Mathews and Walker that the Mayoral Report be received.

URGENT MATTERS

Nil.

NOTICE OF MOTION

Nil.


CHAIRPERSON

COMMITTEE REPORTS

1. MINUTES OF THE LOCKHART SHIRE TOURISM & ECONOMIC DEVELOPMENT STEERING COMMITTEE HELD ON 5 APRIL 2022 AT THE ROCK MEMORIAL BOWLING CLUB

Date & Time	Tuesday 5 th April 2022	
Location	The Rock Memorial Bowling Club	
Attendees	Mayor Greg Verdon, Cr Peter Sharp, Cr Fran Day (Zoom), Erica Jones (Chair), Navneet (Tony) Choujar, (Deputy Chair – Zoom), Heather Trevaskis (Timekeeper), Sharon Lambert, Mandy Strong, Fiona Beckett, Michelle Bailey, Rachel Viski and Matt Holt (TEDO - Secretary).	
Apologies	Cr Ian Marston, Cr Bob Mathews, Brent Alexander, and Jared Walker.	
Declarations of Interest	Nil	
The meeting opened with a Welcome from the Mayor and an acknowledgment of country. All members present gave thirty seconds introduction of themselves.		
1. Election of Office Bearers		
Minutes	Mayor Greg Verdon called for nominations for the below positions with any voting to be conducted in the way of raising hands. Chair: Nominations received from Tony and Erica, with votes 10-3 in favour of Erica. Deputy Chair: One nomination received by Tony – all members accepted. Timekeeper: One nomination received by Heather – all members accepted.	Presenter/s Mayor Greg Verdon
Actions	Nil	
Recommendations	Recommended on the motion that all committees' members presented agreed to the above appointed positions.	
2. Confirmation of the minutes for the meeting 2 November 2021		
Minutes	Nil	Presenter/s
Actions	Nil	Erica
Recommendations	Recommended on the motion of Michelle and Fiona that the minutes of the meeting held on Tuesday, 2 nd November 2021, as circulated, be confirmed as a true and correct record of the proceedings.	
3. Action from previous minutes		
Minutes	Lockhart Shire Council - Visitor Information Boards - October 2021. Matt would like to ask members to add this project as a priority one to the project list to be further scoped. However, in the meantime a sign will be installed at the Caravan Park in consultation with Cr Rockliff and the Manager of the Lockhart Caravan Park as per Council resolution (180/21)	Presenter/s
Actions	Matt to action as per above	Matt
Recommendations	Recommended on the motion of Heather and Fiona that the above project is to be placed on the project list as a priority one and to be fully scoped by Matt.	

4. Code of Conduct – 355 Committees		
Minutes	<p>The TEDSC is a Committee of Council and therefore Committee members need to be aware of their responsibilities under the Lockhart Shire Council’s Code of Conduct, particularly with respect to managing conflicts of interest.</p> <p>A copy of the Code of Conduct will be made available to all Committee members through the share drive and members will then asked to sign a form of acknowledgement.</p>	Presenter/s Matt
Actions	Matt will upload all documents to the share drive for each member to acknowledged by signature sign/or by initials	
Recommendations	Recommended on the motion of Cr Sharp and Michelle that the above documents be uploaded to the share drive for all members to sign/initial acknowledging they understand their responsibilities under the Code of Conduct.	
5. Letter of Appreciation		
Minutes	TEDO would like to write an official letter signed by the Mayor thanking past members of their commitment, dedication and support for Tourism and Economic Development Steering Committee and activities across Lockhart Shire.	Presenter/s
Actions	Matt to action below	Matt
Recommendations	Recommended on the motion of Mandy and Sharon that Council write letters of acknowledgement to past committee members Greg Smith, Myra Jenkyn, Peter Creek, Derek Douglas, and Cr Gail Driscoll for their contribution to the TEDSC and the Lockhart Shire.	
6. Update from Tourism and Economic Development Officer (TEDO)		
Minutes	Report in share drive	Presenter/s
Actions	Matt to work with Rachel in developing a consultation flyer and other possible activities to residents and businesses, In regard to issues with the local connectivity with mobile phones and internet across the shire, with all feedback coming back to Matt to collate.	Matt
Recommendations	Recommended on the motion of Fiona and Sharon that Council consults with local businesses and residents across the Shire regarding issues of connectivity with mobile phone and internet coverage.	
7. Projects Update		
Minutes	Project spreadsheet in share drive	Presenter/s
Actions	Members are encouraged to bring their ideas to the committee on any projects they would like to see happen across the Shire.	Matt
Recommendations	Recommended by the Committee that the project list is noted.	

8. New Tourism Website		
Minutes	<p>Council is required to update the https://visitlockhartshire.com.au/ website before 30th June 2022.</p> <p>Matt has had several conversations with suppliers including Web 123 (current provider), Open Cities and Angry Ant.</p> <p>Matt asks for feedback from members on the look and feel of the following websites. Keeping in mind budget is not huge and we are not a big destination.</p> <p>https://youmeandjune.com.au/</p> <p>https://www.visitthemurray.com.au/</p> <p>https://www.snowyvalleysway.com.au/</p> <p>Matt would like to feed off the Australian Tourism Data Warehouse - https://atdw.com.au/ for the website which includes all Accommodation, Eat Drink, Attraction, Events that are happening across the Lockhart Shire as this will reduce duplication as Matt is uploading information in two or three places at present.</p>	Presenter/s Matt
Actions	Matt to email all members asking for feedback	
Recommendations	Recommended on the motion Fiona and Mandy that all members provide Matt with feedback on the above websites by COB 11 April 2022.	
9. Working Groups		
Minutes	Matt would like to suggest informal working groups as per the skill sets those members expressed in their EOI. Working groups could be a way of helping with certain projects, general feedback and running ideas past each other.	Presenter/s Matt
Actions	All members to consider helping with any projects they may like to on the project list. (Not compulsory)	
Recommendations	Recommended by all committee members to further discuss at the June meeting.	
10. Questions/Comments/Feedback/Updates		
Question	Heavy vehicles are still going through Lockhart. When can Council enforce the heavy vehicle bypass of Green and Urana Streets Lockhart?	Member Sharon
Answer	Matt advised new signage was recently installed, however he will follow up and advise the next steps.	Matt
Updates	Kings Own Hotel – Motel, The Rock – Matt advised that Council has approved a DA modification and that he is going to contact the developer to see where they are at.	Matt
11. Next meeting: Wednesday 1st June 2022 - Lockhart Council Chambers		
12. Meeting Closed: 8.15pm		

Recommendation: That the Minutes of the Tourism and Economic Development Steering Committee be received and the recommendations therein be adopted.

72/22	RESOLVED on the motion of Crs Sharp and Day that the Minutes of the Tourism and Economic Development Steering Committee be received and the recommendations therein be adopted.
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DELEGATES' REPORTS

Nil.

STATUS REPORT/PRÉCIS OF CORRESPONDENCE ISSUED

Status Report: Council Resolutions and Tasks to be finalised

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 21 March 2022			
68/22	GM	Policy 1.11 Section 355 Committees Place on public exhibition for a period of 28 days and any submissions received be considered by Council prior to adoption of the Policy.	Placed on public exhibition on 22/3/2022. Complete.
67/22	GM	Local Orders Policy – Premises not in a Safe or Healthy Condition <ol style="list-style-type: none">Place "Draft Local Orders Policy No. 1 – Premises not in a Safe or Healthy Condition" on public exhibition for a period of not less than 28 days;Accept submissions in relation to the Draft Local Policy for a period of 42 days after the date on which the Draft Local Policy is placed on public exhibition.	Placed on public exhibition on 22/3/2022.
66/22	GM	Policy Review – Payment of Expenses and Provision of Facilities to the Mayor and Councillors Give public notice of its intention to reaffirm Policy 1.1 regarding the payment of expenses and provision of facilities to the mayor and councillors.	Placed on public exhibition on 22/3/2022. Complete.
65/22	GM	Draft Delivery Plan 2022/23 to 2024/25 Place the Draft Delivery Plan 2022-2025 on public exhibition for a period of 28 days and give public notice of the opportunity to make submissions in respect of the draft document in the Council newsletter, Council website and Lockhart Shire Community Facebook Page.	Placed on public exhibition on 22/3/2022. Complete.
63/22	GM	Council Meeting Dates The April 2022 Council meeting be held on Tuesday, 19 April 2022 in lieu of 18 April 2022, being the Easter Monday Public Holiday and that notice of the change in meeting date be given in the Council Newsletter and on Council's website.	Notice of change in Council meeting date given in the Council Newsletter and on Council's website. Complete.

Minute No:	Officer to Action	Council Resolution	Action Taken
62/22	GM	<p>2022/23 Operational Plan & Budget – Special Rate Variation</p> <p>That Council apply for a special variation in general income of 2% for the 2022/23 financial year on the following basis:</p> <ul style="list-style-type: none"> • The application is for a permanent special variation pursuant to section 508(2) of the Local Government Act; and • The additional income that council will receive if the special variation of 2% is approved is estimated to be \$52,000; and • The special variation is required because: <ul style="list-style-type: none"> – When exhibiting the Draft 2021/22 Operational Plan and Budget Council's forward budget estimates incorporated an increase in ordinary rate income of 2% in 2022/23, 2023/24 and 2024/25. – The budget estimates as adopted by Council following public exhibition at the time forecast budget surpluses of \$9,186, \$10,263 and \$9,350 for 2022/23, 2023/24 and 2024/25 respectively with a 2% increase in ordinary rate income. – Council requires the additional income of \$52,000 that would be generated by a special variation based on a permanent increase of 2% otherwise Council will incur sustained deficits in future years or be forced to cut services to the community; and • The council has considered the impact on ratepayers and the community in 2022-23 and, in future years if the special variation is approved and considers that it is reasonable. 	In progress (closing date 29 April '22).
60/22	DEES/ DCCS	<p>Local Environmental Plan Review</p> <p>Council:</p> <ol style="list-style-type: none"> 1. Notes the information provided in the report regarding the review of the Lockhart Local Environmental Plan; and 2. allocates \$62,000 (excluding GST) in its 2022/23 (\$42,000) and 2023/24 (\$20,000) budgets to complete the review of the Lockhart Local Environmental Plan. 	<ol style="list-style-type: none"> 1) Complete 2) Draft Budget to be tabled at May Council meeting

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Minute No:	Officer to Action	Council Resolution	Action Taken
59/22	DEES	<p>Review of Road Classification</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. establishes a Road Classification Working Group to oversee a review of road classifications in the Shire; and 2. nominates the following Councillors to participate in the Working Group <p>A Ward Cr Rockliff B Ward Cr Sharp C Ward Cr Verdon</p>	Currently recruiting for the position of Director Engineering and Environmental Services with road classification review to commence after an appointment has been made.
56/22	GM	<p>Development of Lockhart Industrial Estate</p> <p>Council prepares a subdivision application for the development of Stage 3 of the Lockhart Industrial Estate.</p>	Request for quote being prepared.
53/22	GM	<p>Anzac Day 2022 Commemorations</p> <p>Council's representation on Anzac Day will be as follows:</p> <p>Lockhart – Cr Rockliff The Rock – Cr Verdon and Cr Driscoll Pleasant Hills – Cr Sharp Yerong Creek – Cr Hunter and Cr Walker</p>	Anzac Day wreaths have been ordered and event organisers advised of Council's representatives. Complete.
52/22	GM	<p>Avondale Place Community Care – Request for Financial Assistance</p> <p>Council contributes \$10,000 in the 2021/22 financial year to the Avondale Place Respite Centre and that the funds be paid from Council's Section 356 contributions budget.</p>	Donation has been paid and the organisation advised. Complete.
48/22	DEES	<p>Public Access – Plums Lane, The Rock</p> <p>Council agrees to maintain public access along the north/south section of Plums Lane at The Rock as the current laneway is not on the correct alignment and the adjoining landowner has blocked public access and that Council staff investigate the options for formation of a public road in the correct location.</p>	Inspected during recent bus tour – investigations are continuing.

Minute No:	Officer to Action	Council Resolution	Action Taken
46/22	GM	<p>Mayoral Minute – ALGA “Don’t Leave Local Communities Behind” Campaign</p> <p>Council:</p> <ol style="list-style-type: none">1. Supports the national funding priorities of the Australian Local Government Association (ALGA), which would contribute an estimated \$6.46 billion per year to Australia’s GDP and create 43,444 jobs; and2. Agrees to support and participate in the Australian Local Government Association’s advocacy for their endorsed national funding priorities by writing to the local Federal Member of Parliament, all known election candidates in local Federal electorates and the President of the Australian Local Government Association to:<ol style="list-style-type: none">a) express support for ALGA’s funding priorities;b) identify priority local projects and programs that could be progressed with the additional financial assistance from the Federal Government being sought by ALGA; andc) seek funding commitments from the members, candidates and their parties for these identified local projects and programs.	<p>Correspondence has been forwarded to member for Riverina and known candidates.</p> <p>Two responses have been received at the time of preparation of the business paper.</p> <p>Complete.</p>

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Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 21 February 2022			
33/22	DEES	<p>Flood Mitigation Review – The Rock and Yerong Creek</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the information provided in this report. 2. Allocates \$65,000 from Council Reserves for the purchase of a mobile water pump and hoses. 3. Awaits the outcome of works to be undertaken by Transport for NSW to clear the table drains along the Olympic Highway before determining whether additional works are required to be funded by Council. 4. Applies to the next round of Floodplain Management grants (2022/23) to revise the Floodplain Risk Management Studies and Plan for The Rock. 5. Applies to the next round of Floodplain Management grants (2022/23) to undertake a Floodplain Risk Management Study and Plan for Yerong Creek. 6. Notes that a final report will not be available until after funding opportunities are finalised. 	<ol style="list-style-type: none"> 1. Noted – complete. 2. Pumps have been ordered and awaiting delivery. 3. Pending – contact being maintained with TfNSW. 4. Application lodged – complete. 5. Application lodged – complete. 6. Noted – complete.
27/22	GM	<p>Lockhart RSL Sub-branch – Request for Financial Assistance</p> <ol style="list-style-type: none"> a) Council provides funding of \$3,670 ex GST to the Lockhart RSL Sub-branch to install and maintain underground lighting at each corner of the cenotaph and b) Further investigation be undertaken regarding the purchase of public address systems for the Lockhart, The Rock and Yerong Creek communities. 	<ol style="list-style-type: none"> a) Lockhart RSL Sub-branch advised of financial assistance granted. Complete. b) Lockhart RSL Sub-branch advised of council decision Complete.

Minute No:	Officer to Action	Council Resolution	Action Taken
25/22	GM	<p>Phase 3 – Local Roads & Infrastructure Grants Program</p> <p>1. Council prepare and submit Project Nominations forms and Work Schedules for the following projects for funding under Phase 3 of Local Roads and Community Infrastructure grants program:</p> <ul style="list-style-type: none"> • Yerong Creek Rec Ground – irrigation system \$58,000 • The Rock Rec Ground – additional funding required for fencing \$6,000 <p>2. The remaining balance of LRCI Phase 3 funding totalling \$305,000 not be allocated to other projects until such time as TfNSW completes the clearing of table drains along the Olympic Highway at The Rock at which time Council can determine whether additional works will be required.</p> <p>3. An amended project nomination form be submitted to the funding body requesting that the funds approved for the sealing of internal roads at the Osborne Recreation Ground be reallocated to ancillary works involved with the new netball courts, and upgrade of lighting to the main oval.</p>	<p>1. Project Nomination Forms submitted. Completed.</p> <p>2. Contact is being maintained with TfNSW re timing of work.</p> <p>3. Amended Project Nomination form submitted. Complete.</p>
23/22	DCCS	<p>Lockhart – Out of School Hours Care Service</p> <p>Further investigation of out-of-school-hours care requirements in Lockhart be undertaken.</p>	<p>Provider indicated current demand is not sufficient for a before & after school care program to be viable with the additional staff and programming required.</p> <p><i>DCCS – survey in progress to judge viability of a school service. Cr Driscoll requested that process is started to fund and implement the service.</i></p>
Ordinary Council Meeting held 15 November 2021			
226/21	GM	<p>Offer to Purchase Industrial Land</p> <p>Authorise the General Manager to negotiate the sale of lots 21-24 in Stage 2 of the Lockhart Industrial Estate for a combined contract price of \$222,000 ex GST.</p>	<p>Contracts have been exchanged. Sale completed 13 April 2022. Complete.</p>
208/21	GM	<p>Yerong Creek Men’s Bowling Club – Request for Financial Assistance</p> <p>Council to provide financial assistance in the amount of \$4,016 including GST to the Yerong Creek Men’s Bowling Club and that the contribution be funded from the 2021/22 budget allocation for Section 356 contributions.</p>	<p>Yerong Creek Bowling have purchased synthetic grass. Council will process payment when the invoice is received.</p>

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Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 18 October 2021			
180/21	TEDO	<p>Committee Minutes – TEDSC held 5 October 2021</p> <p>Minutes of the Tourism and Economic Development Steering Committee held on 5 October 2021 be received and the recommendations contained therein be adopted with the exception that an information board be erected at Lockhart Caravan Park.</p>	Information board at Caravan Park to be included in list of locations yet to be scoped.
Ordinary Council Meeting held 20 September 2021			
174/21	GM	<p>Potential Property Acquisition for Community Development at The Rock</p> <p>Council authorises the General Manager to submit an offer for the purchase of Lot 2 Sec 17 DP758971 based on the independent valuation received by Council.</p>	<p>Offer submitted.</p> <p>The vendor has requested a copy of the independent valuation.</p>
Ordinary Council Meeting held 16 August 2021			
148/21	GM	<p>Proposed “Tim Fischer Way”</p> <p>Council to reinstate investigations into the erection of tourism signage indicating “Tim Fischer Way”.</p>	Submission made to the Tourism Attractions Signs Assessment Committee. GM and TEDO currently in discussions with the Committee.
Ordinary Council Meeting held 19 April 2021			
63/21	GM	<p>Residential Development – Lockhart</p> <p>2) That Council proceed with the subdivision of Lots 62 and 90 Prichard Place Lockhart as outlined in the report.</p> <p>3) That the cost of subdividing the land be funded from the Infrastructure Reserve with the proceeds of any land sales to be returned to the Reserve.</p>	Development application has been lodged.

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Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 15 February 2021			
12/21	GM	<p>Preparation of Plans of Management – Crown Reserves etc</p> <p>1) Council endorse the <i>Draft Lockhart Shire Council Plan of Management for Crown Land managed by Council and Council-owned land classified as ‘community’</i> for the purposes of community consultation.</p> <p>2) In the first instance, Council writes to the s.355 management committees and users groups drawing their attention to that part of the Plan of Management relevant to the reserve they manage/use and invite their feedback and input.</p> <p>3) Following consideration of any feedback received from the management committees and user groups and updating of the draft Plan of Management, the document be placed on public exhibition providing the broader community with the opportunity to comment.</p>	<p>1) Complete.</p> <p>2) Complete.</p> <p>3) Pending. Crown Lands Office approval is required before Draft Plan of Management is placed on public exhibition.</p>
9/21	DCCS	<p>The Lockhart Recreation Ground Management Committee – Request for Financial Assistance</p> <p>Approve an interest-free loan to the Lockhart Recreation Ground Management Committee of up to \$70,000 with repayments being Year 1 \$4,200 and the remaining 14 years will be repayments of \$4,700 to support an application to Building Better Regions Fund – Infrastructure Projects Stream – Round Five.</p>	<p>This resolution will be actioned if the application to the Building Better Regions Fund – Infrastructure Projects Stream – Round Five is successful.</p> <p>The Lockhart Football Netball Club have been advised the grant application has been successful. A report will be provided at a future Council meeting.</p>
6/21	DEES	<p>Recreational Vehicles (RV’s) and Caravan Parking in Lockhart CBD</p> <p>Council to investigate and implement RV and Caravan Parking in locations in Green Street (Plan 3 and Plan 6 of the Lockhart Business Centre Master Plan) as well as Urana Street and Matthews Street, Lockhart, including an education program, as recommended by Council’s Tourism and Economic Development Steering Committee.</p>	<p>Investigation completed. Dedicated RV parking locations in Green/Urana Street near museum completed.</p> <p>Dedicated RV parking near Shire Administration not supported (limited car parking, mobile library, NSW Government Mobile Services). Single parking space in Matthews Street supported. Implementation subject to funding.</p> <p>Referred to LRCI Phase 3 Workshop. No funding allocated.</p>


 CHAIRPERSON

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Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 16 November 2020			
211/20	GM	<p>Grant Funding Opportunities</p> <ol style="list-style-type: none"> 1. Submit the following projects for funding under the Local Road and Community Infrastructure Program Phase 2: <ul style="list-style-type: none"> - The Rock Hall - Lockhart Caravan Park - The Rock 2nd Oval – Water and Fencing - Lockhart Rec Grd Amenities – Stage 2 - Pleasant Hills Rec Grd – Tennis Courts etc - The Rock Observatory 2. Progress the following projects, in priority order, to 'shovel ready' status using the funds allocated in the 2020/21 Budget for 'Grant Application Preparedness'. <ul style="list-style-type: none"> - GrainCorp Building Development - Avenue of Honour - Government Dam, The Rock – Recycling Water - Brookong Creek Masterplan - Galore Hill Scenic Reserve Masterplan 	<ol style="list-style-type: none"> 1. Complete 2. Development application for 109 Green Street Lockhart has been approved. Request for quotes issued. Avenue of Honour being funded under LRCI Phase 3 RFQ being prepared for Brookong Creek Masterplan and Galore Hill Scenic Reserve Masterplan
206/20	TEDO	<p>Shortage of Residential Property to Lease</p> <p>Investigate options to make housing more available for existing and potential new residents, including possible incentives to attract investor-builders, land availability, workshops, and planning considerations.</p>	<p>Four REROC/RIVJO workshops have been held - a regional housing strategy has been developed. The Strategy has formed the basis of RivJO's submission to the NSW Government's Regional Housing Task Force.</p> <p>Representations have been made to the Member for Wagga Wagga.</p> <p>A Land Monitor project is being established. To be considered as part of the forthcoming review of Council's LEP.</p>
Ordinary Council Meeting held 20 July 2020			
133/20	DEES	<p>Naming of Bridges – Brookong Creek and Urana Lockhart Road</p> <ol style="list-style-type: none"> 1. Propose the bridge on Urana Lockhart Road be named Brookong Creek Bridge. 2. Propose the culvert over Brookong Creek in Green Street, Lockhart, be named Greens Gonyah Bridge, Brookong Creek. 3. Write to Transport for NSW advising of the proposed names for the bridge on Urana Lockhart Road and the new culvert over Brookong Creek, Lockhart. 	<p>Written to TfNSW advising of the proposed bridge and culverts names.</p> <p>Received response from TfNSW requesting further information. Wrote to NSW Aboriginal Land Council re proposed names. DEES also contacted TfNSW liaison officer on several occasions.</p> <p>Last correspondence on 14 March 2022. Awaiting response.</p>


 CHAIRPERSON

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 20 April 2020			
70/20	GM	<p>Review of Operational Land</p> <p>Council adopts the following actions in relation to the review of land classified as “operational land”:</p> <ul style="list-style-type: none"> Approach the adjoining owner of the land situated at 2410 Albury Road, Urangeline regarding potential sale or transfer of the land. 	<p>Contact has been made with the adjoining landowner and information provided regarding the Council owned land in anticipation of further discussions.</p> <p>The landowner is liaising with their solicitor.</p>
Ordinary Council Meeting held 21 March 2022 – Councillor Questions & Statements			
Questions & Statements	GM	<p>Cr Walker: Flood Mitigation Works, The Rock</p> <p>Has received a complaint from a resident in Urana Street, The Rock regarding the newly installed bridge access not lining up with his driveway and asked if this could be investigated.</p>	On-site discussion held with landowner. Corrective action to be taken when contract works are completed.
	GM	<p>Cr Sharp: Jim Willis North Road</p> <p>Has received a request from a landowner for a “No Through Road Sign” at the junction of Jim Willis North Road and Willis Lane. Because of works done on the landowner’s property it is unclear where the public road ends and the owner’s driveway begins.</p>	Sign has been ordered.
	GM	<p>Cr Mathews: Parks & Gardens</p> <p>Has received some feedback regarding local parks and gardens, particularly around the pool, with regard to weeds and asked if the maintenance requirements have possibly become too onerous for the Parks and Facilities team. Cr Mathews suggested that there may be some local, avid gardeners who might volunteer to assist.</p>	Direct response provided by Council’s Manager of Parks and Facilities. Complete.
	MP&B	<p>Cr Mathews: Bluebird Café</p> <p>Expressed concerns regarding the Bluebird Café, which has been closed for some time. Referred to the bird droppings at the front of the building and the possibility of harbourage of vermin inside the building, being a health and safety issue.</p>	A letter has been sent to the owner of the property requesting access for the purpose of an inspection.
	DCCS	<p>Cr Day – Youth Week 2022</p> <p>Asked what preparations have been made by Lockhart Shire’s Youth Officer for the upcoming Youth Week? Cr Day also suggested a poster competition could be incorporated in the programmed activities, centred on the theme of this year’s event, “It’s up to Youth”.</p>	<p>Council’s DCCS discussed the Youth Week program with Council’s shared Youth Officers. As the program has already been finalised, a poster competition will be considered for an activity later in the year.</p> <p>Complete.</p>

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Minute No:	Officer to Action	Council Resolution	Action Taken
	DCCS	Cr Day: Community Gym Has looked at possible funding options and has found details of the Community Local Infrastructure Recovery Program.	Initial investigations show that Council is not eligible for the CLIR Program at this point in time.
	DCCS	Cr Marston: The Rock Recreation Ground Referred to the different grass heights required for different football codes and asked if this could be taken into consideration for any replacement mowers so that grass height could be cut to optimum level for AFL.	The proposal has been discussed with Council's Fleet Supervisor. Differing heights can be achieved with current mowers, in conjunction with seasonally appropriate growth management.
	GM	Cr Verdon: Bus Tour Asked for consensus on a bus tour going ahead, with all present being in favour, preferably on a Monday.	Bus tour held on 11 April 2022. Complete.
Ordinary Council Meeting held 21 February 2022 – Councillor Questions & Statements			
Questions & Statements	DCCS	Cr Rockliff: Lockhart Golf Club Advised that both tractors used for mowing the golf course have broken down meaning volunteers can no longer facilitate this activity. Councillor Rockliff asked if Council could assist in any way, possibly with ex-Council equipment?	Investigating a short-term solution to borrow a tractor from another section 355 committee. Also investigating possible longer-term solution.
	DEES	Cr Rockliff: Road Classification Has received a letter requesting the earth-formed section of Maffra Lane, used regularly when Hollies Road is closed due to water, be upgraded to better serve the amount of traffic using the road during periods of wet weather.	Road classification report submitted to Council Meeting 21 March 2022. Complete.
	DEES	Cr Walker: Bulloc Hill Road Asked for an update on progress of negotiations with Wagga City Council for the works done inadvertently in WWCC area.	Wagga City Council's Director Infrastructure Services (DIS) advised that their General Manager is supportive of reimbursing costs. DIS to validate work.
	DEES	Cr Sharp: Concrete Crossing, Forcks Lane Advised gravel has been washed away either side of a concrete crossing in Forcks Lane, causing issues for motorists. Cr Sharp also advised that in Clontarf Lane where there is a crossing with no concrete, this also has washed out and Cr Sharp has received a request for gravel to be placed to assist a resident with accessing his property.	Works complete.
	DEES	Cr Driscoll: Concept Plans – Government Dam, The Rock Asked if, on an upcoming Shire bus tour, a trip to the lake and caravan park at Urana could be included with a view to developing the government dam area at The Rock.	Government dam site was included in bus tour held on 11 April 2022. Complete.


 CHAIRPERSON

Minute No:	Officer to Action	Council Resolution	Action Taken
	DEES	Cr Driscoll: Avenue of Honour Asked if it was possible to take a tree replacement plan to the community for consultation which would go some way to alleviating the issues.	Community meeting convened by The Rock Progress Association on 22 March 2022. Meeting consensus supported the status quo. Complete.
Ordinary Council Meeting held 10 January 2022 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Rockliff: Flood Mitigation, Lockhart Advised that he thinks the works are performing very well, particularly the work done behind Matthews' property to divert water around town. Cr Rockliff expressed his hope that the rail bridge is still on the agenda. Also mentioned the footbridge appears to be holding back water and pushing it out to get around, which requires investigating. Added his support for the suggestion that Council prioritise the cleaning of table drains, especially after a rain event.	Cleaning of culverts and associated drains has commenced.
	DEES	Cr Rockliff: Roads Advised the following roads are in very bad condition, especially after the recent harvest traffic: Bidgeemia Road after Western Road through to Barracluffs Road; Western Road through the creeks at Urangeline; most of the gravel on Soldier Settlement Road especially from McDonnell's down towards Madden's has eroded quite badly. Also mentioned trucks are using smaller lanes more often, not just local owners. Has received a request for Fargunyah Lane to be reclassified and upgraded from Gravel Class 2 to Gravel Class 1. Water is running down the middle of the road, it doesn't get enough maintenance to support increased traffic movements.	Works on the gravel roads are included in flood restoration works and will be undertaken in the coming months.
	GM	Cr Walker: Mobile Coverage Raised the issue of poor mobile phone coverage west of The Rock Hill, and in Yerong Creek and Pleasant Hills. People in these areas are struggling to have any service. Asked if Council could approach providers on behalf of residents?	Discussions have been held with the NSW Telco Authority. Information is currently being collated regarding black spots to provide to the Authority.

Lockhart Shire Council
Ordinary Meeting – 19 April 2022

Minute No:	Officer to Action	Council Resolution	Action Taken
	DEES	Cr Sharp: Road Maintenance after Recent Rain Advised that the bridges on Grubben Road are in very poor condition after the rain of last week and need urgent attention. Cr Sharp also advised that the table drains on Eulensteins Road require cleaning out. During the recent rain they were so full of grass that the water was running down the road. He has received a suggestion from a local resident that the causeway on this road should be converted to a culvert.	Cleaning of culverts and drains has commenced where areas have dried out enough to facilitate works.
	DCCS	Cr Driscoll: Technology Referred to the address via Zoom by Council's auditor and asked if the equipment in the Council chamber could be upgraded to allow better connectivity for online participation in Council meetings.	Upgrade currently being investigated as the projectors, which were installed during construction of the building, are now 10 years old and outdated. Contact has been made with a Leeton-based company. An on-site meeting will take place in late April, early May.
	DEES	Cr Driscoll: Urana Street Median Enquired whether it was possible to reclassify the median strip in the road reserve of Urana Street at The Rock as recreation space so the road does not need to be closed for events such as markets.	Options will be investigated, an LEP review is soon to be undertaken which may assist in the process.
Ordinary Council Meeting held 18 October 2021 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Rockliff: Bridge on Green Street Noted that cumbungi and poplars are growing and becoming a bush fire concern.	Poplars and other introduced species in Brookong Creek have been earmarked for removal when budget and resources allow; with current staffing and workload it may be necessary to engage a contractor. The spillways are being cleared when water levels allow. Further works within the creek bed may require a permit.
	DEES	Cr Marston: Sign, The Rock Recreation Ground Referred to an information sign at the recreation ground which has information on both sides but can only be read from the footpath because of access issues, asked if the sign could be relocated nearer to the playground to allow both sides to be viewed.	A new site has been decided. Relocation works are programmed.
Ordinary Council Meeting held 21 June 2021 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Driscoll: Community Reflection Space Asked if it was possible the park across the road from The Rock Central School could be utilised as a place of quiet reflection for the town, particularly for those suffering the loss of loved ones due to suicide, which has had an impact on the community in recent years.	Park deemed appropriate for reflection space. Proponent to present proposal to Council for consideration. <i>Cr Driscoll to present to Council staff to progress the project.</i>

This is page 18 of the Minutes of the Ordinary Monthly Meeting of the Lockhart Shire Council held in the Council Chamber, 65 Green Street, Lockhart – 19 April 2022.


 CHAIRPERSON

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 15 February 2021 – Councillor Questions & Statements			
Questions & Statements	DEES	<p>Cr Driscoll – Natural Gas</p> <p>Referred to the natural gas pipeline which runs just outside The Rock township. Mentioned previous investigations which found that connection of the town was unfeasible. Asked if investigations could take place to see if the recent growth of the town might make that connection viable, and that Council pursue any opportunities that may assist in making it a feasible project.</p>	<p>Contact has been made with APA (pipeline owner) and Gemena (responsible for connection). The current network is 4km out of The Rock, crossing The Rock Mangoplah Road. Both APA and Gemena indicated that they have no current plans to extend the line. However, further enquiries are being made with Gemena.</p> <p>The issue has also been identified for inclusion in an MoU with a tenderer for the Inland Rail project (refer separate report to Council).</p>
Ordinary Council Meeting held 3 February 2020 – Councillor Questions & Statements			
Questions & Statements	DCCS	<p>Cr Marston – CCTV</p> <p>With regard to the enquiry made by Cr Rockliff regarding the possible installation of CCTV at Lockhart and The Rock Swimming Pool Complexes, Cr Marston requested that Council also include Recreation Grounds in the Shire in this consideration.</p>	<p>Quotes received, minimum of \$6,000 per site. Not included in draft Budget for 2020/21.</p> <p>Consultation to be undertaken with S355 management committees.</p> <p>Feedback received indicates s355 committees are receptive if funding is available.</p> <p>Referred to LRCI Phase 3 Workshop for consideration.</p> <p>No funding allocated.</p>
Ordinary Council Meeting held 20 November 2017 – Councillor Questions & Statements			
Questions & Statements	GM	<p>Cr Marston – Potential Purchase of Land for Development</p> <p>Following completion of Carson Rd Development, The Rock, enquired if Council could look into the purchase of more land for development (using borrowings) Shire-wide, but maybe concentrating on The Rock and lifestyle blocks in Yerong Creek, requesting this be put on the agenda for further discussion.</p>	<p>Discussions have been held with Council's agent and the availability of suitable developable land coming on to the market is being monitored.</p> <p>Land development at The Rock has also been submitted to the Riverina JO for inclusion in the Statement of Regional Priorities being developed by the JO.</p> <p>Council has resolved to support a rezoning proposal that will facilitate a private residential development at The Rock.</p> <p>Rezoning Proposal PP01/22 has been supported by Council and submitted to DPIE in accordance with minute no. 166/21.</p> <p>Proposal rejected by Dept Planning Industry and Environment. Report to be brought to March Council meeting.</p>

April 2022 – Correspondence Sent to Councillors

Date sent to Councillors	From	Subject
22/3/2022	General Manager	Forwarding “Native Title for Councillors Quick Reference Guide” (Crown Lands Office)
25/3/2022	Executive Assistant	LG NSW and ALGA News dated 25 March 2022.
30/3/2022	Executive Assistant	Mayoral Update
12/4/2022	Executive Assistant	LG NSW (31 March) and ALGA (8 April) news.

Recommendation: That the Status Report and Correspondence Précis be received.

73/22 RESOLVED on the motion of Crs Walker and Marston that the Status Report and Correspondence Précis be received.

STAFF REPORTS

STRATEGIC DIRECTION A: A Connected and Resilient Community

1. LOCAL ROADS AND COMMUNITY INFRASTRUCTURE GRANTS PROGRAM

(GM: 22/4432)

Executive Summary

The Australian Government when handing down the 2022/23 Federal Budget announced that Phase 3 of the Local Roads and Community Infrastructure (LRCI) grants program will be extended with a further \$500 million being invested into the program.

Report

As previously reported, an amount of \$1.693 million has been allocated to the Lockhart Shire Council under Phase 3 of the LRCI grants program.

A number of projects from across the Shire have been nominated for expenditure of the LRCI Phase 3 funds. An amount of \$369,000 remains to be allocated by Council from the Phase 3 funds. At its meeting held on 21 February 2022 Council resolved as follows:

“That the remaining balance of LRCI Phase 3 funding totalling \$369,000 not be allocated to other projects until such time as TfNSW completes the clearing of table drains along the Olympic Highway at The Rock at which time Council can determine whether additional works will be required.”

Since that time, and in conjunction with the handing down of the 2022/23 Federal Budget, the Australian Government has announced that Phase 3 of the LRCI grants program will be extended with a further \$500 million being invested into the program. Council has received advice that the amount to be allocated to Lockhart Shire Council under the LRCI Phase 3 Extension is \$846,561.

Whereas Phase 3 funds could be accessed from January 2022 with projects to be completed by June 2023, the Phase 3 Extension funding will be able to be accessed from July 2023.

It has been Council’s practice to convene a Workshop to consider which projects should be nominated for the available funding. Bearing in mind that the LRCI Phase Extension funding will not be accessible until July 2023, it is proposed that a Workshop be convened later in the year when the current Phase 3 funded projects have been further progressed and a closer to completion.

Integrated Planning and Reporting Reference

A1: Provide support and advice to community groups, clubs, and volunteers.

A1: Support cultural and sporting opportunities that respond to the needs of the community.

- A2: Support, or partner to provide, welcoming and well-maintained community spaces and facilities.
- D1: Our assets and infrastructure are well planned and managed to meet the needs of the community now and into the future
- D1: Ensure appropriate provision, planning and use of all open space and recreation facilities and cemeteries.

Legislative Policy and Planning Implications

Nil.

Budget and Financial Aspects

A co-contribution is not required for applications submitted under the LRCI Program.

Attachments

Nil.

Recommendation: That the information be noted.

74/22 RESOLVED on the motion of Crs Rockliff and Driscoll that the information be noted.
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STRATEGIC DIRECTION B: A Dynamic and Prosperous Economy

Nil.

STRATEGIC DIRECTION C: An Environment that is Respected and Protected

Nil.

STRATEGIC DIRECTION D: Infrastructure for the Long-Term Needs of the Community

Cr Sharp declared a non-pecuniary interest in the development approvals section of the following report and left the chamber at 5.38pm.

2. ENGINEERING AND ENVIRONMENTAL SERVICES REPORT

Executive Summary

Monthly report on engineering and environmental services matters.

Background Information

a) **Works:**

Floods November 2021 and January 2022: Emergency works for the November 2021 flood event is completed with emergency works for the January 2022 flood event nearing completion. Damage Control Project Management (DCPM) was appointed to manage the flood reconstruction works. Their project management fees are to be fully reimbursed. Council's contribution to each of the flood events is \$18,113.

Wattles Road/Tinamba Lane: Minor drainage works at the Lockhart Kywong Road intersection to be completed.

Prichard Place: Extension of existing sealed section by 400 metres. The design is complete and approved by Transport for NSW. Works commenced.

Lockhart Kywong Road (MR370) North: The section starts at 1.25km north of Slocums Lane and ends short of Seberrys Lane. The design is complete and approved by Transport for NSW. Work to commence by the end of April.

Lockhart Kywong Road (MR370) North: The section starts at 170m north of Spanish Avenue and ends 520m South of Boree Creek Road. The design is complete and approved by Transport for NSW. Works commenced.

The Rock Mangoplah Road: The section starts 400m west of Bulloc Hill Road and ends 630m east of Bulloc Hill Road and is complete.

Mittagong Yerong Creek Road: Council successfully secured funding through the Fixing Local Roads program to increase the capacity of two culverts and add additional width on Mittagong Yerong Creek Road. Construction of this project is scheduled to commence in August 2022.

Grading and minor gravelling of unsealed roads: Grading program has been temporarily interrupted while crews are completing emergency works resulting from recent floods.

An updated 12-month programme will be presented at the meeting.

b) **Major Projects:**

Flood Mitigation Construction: Excel Gray Bruni has completed eighty percent of the work at The Rock. The completed work includes the installation of six box culverts, seven small bridges and bulk earthworks to enlarge the existing channel. Finishing work is currently under way which includes guardrails, handrails, kerbing on bridges and erosion protection near the abutments. The contractor still aims to complete works prior to the end of the 2021/22 financial year.

c) **Road Safety:**

A part-time Road Safety Officer (RSO) position is being advertised.

d) **Lockhart Local Emergency Management Committee (LEMC):**

The last meeting of the Lockhart LEMC was held on Friday 11 February 2022. The next LEMC meeting is scheduled for Friday 17 June 2021.

e) **Fleet:**

Council officers are currently seeking quotes for fleet replacements in accordance the 2021-22 program.

f) **Biosecurity and Environment:**

Control Program

Priority has been given to the control of Feathertop Rhodes grass (*Chloris virgata*), Bathurst burrs (*Xanthium spinosum*), Spiny burrgrass (*Cenchrus spinifex*), Horehound (*Marrubium vulgare*), African boxthorn (*Lycium ferocissimum*), Coolatai grass (*Hyparrhenia hirta*), and Silverleaf nightshade (*Solanum elaeagnifolium*) on roadside reserves and council managed land.

drumMUSTER

The March drumMUSTER collection event occurred at Lockhart on Tuesday, 15 March. 2257 drums were inspected, raising \$695.16 for St. Joseph's School. The Rock collection event occurred on Thursday, 17 March. During this event 611 drums were inspected, raising \$171.08 for The Rock Men's Shed. drumMUSTER collection events have been tentatively scheduled for Tuesday, 13 September 2022 for Lockhart and Thursday, 15 September 2022 for The Rock.

Common White Snail Baiting Program

Snail baiting application occurred on Fairview Lane on 9 March.

Autumn Fox Baiting Program

Fox baiting on Galore Hill Scenic Reserve and Kincaids Reserve commenced on 16 March. Replacement of baits will continue for six weeks until the supply is exhausted.

g) **Parks and Gardens:**

Ave of Honour, The Rock – Kurrajong

The avenue of Kurrajongs (*Brachychiton populneum*) is a well-known and historically significant feature of The Rock. The Kurrajongs were planted between 1956 and 1960 to replace the Silky

Oaks (*Grevillea Robusta*) that were originally planted after WWI as a memorial to the 90 fallen soldiers from The Rock area.

In May 2016 Council resolved to keep The Avenue of Honour as a single specimen site, including adopting Continuous Cover Arboriculture principle to draw the replacement process out over the longest period possible to establish a range of age classes in The Avenue and therefore ensuring the integrity of the streetscape into the future.

Council is currently sourcing advanced Kurrajong specimens for planting where trees were previously removed.

Removal of dead trees, pruning of trees suffering from severe dieback to encourage new growth and prolong their lifespan, and removal of dead limbs is also scheduled to be conducted this autumn/winter.

Parks and Gardens

There's plenty to do in the gardens this time of the year. Routine garden maintenance is being conducted including regular weeding, spraying, pruning, deadheading and mulching.

Most irrigation systems have already been turned off or times greatly reduced. This will be monitored as the weather cools.

Weed Control

Weed control by mechanical and chemical methods is undertaken regularly in urban areas. Pesticides commonly used are Glyphosate and Dicamba. Signage will be placed at property entrances when spraying is in progress.

Freehand herbicide has been trialled in several lawn situations to test its ability to suppress the germination of khaki weed and Caltrop (*bindi/cathead*) seed. Freehand is for pre-emergent weed control of annual grasses, susceptible sedge species and many small-seeded broadleaf weeds in ornamental landscape and warm season turf situations. The trial appears to have been quite successful; use will be extended next season.

There is no magic wand in controlling these weeds, a multi-pronged approach using appropriate chemical and mechanical methods and including education of the public regarding the identification and reporting are necessary to reduce the spread.

Assistance by property owners to vigilantly remove these weeds on their properties, nature strips and/or laneways as soon as they emerge is essential to prevent their spread and larger infestations.

Mowing and Slashing

Autumn brings in the second major turf growth season; mowing of most irrigated lawns is still being conducted fortnightly but frequency has been adjusted when necessary.

Trees

The tree maintenance program has commenced early this year and will continue throughout autumn and winter. Council's priority is high risk, dead, dying, or damaged trees. Once the bulk of these are completed the usual under pruning program will commence.

Watering of any trees planted in the last two years has been conducted as required.

The Lockhart Shire's Street Tree Policy 2.44 states: 'Council is responsible for the planting and maintenance of street trees, including the selection of species, regular health, and safety checks, pruning, and removal and replanting requirements. Issues presented to residents regarding street trees, including species selection, maintenance and/or removal should be made in writing and addressed to the General Manager. Such issues will be resolved based on financial and time restraints.

- h) **Development Applications:** The following development applications were approved, with conditions, from 1 March to 31 March 2022.

DA No	Development	Applicant	Site of Development
DA51/22	Modified shipping container for display of antique sulky	Peter Sharp	Cullen St, Road Reserve, Pleasant Hills

DA No	Development	Applicant	Site of Development
DA52/22	Self-storage units	Paul Mulholland	8 Harry Davies Dr, Lockhart
DA54/22	Demolition of existing buildings	Lockhart Shire Council	160 Green St, Lockhart
DA55/22	Demolition of existing buildings	Lockhart Shire Council	53 Urana St, Lockhart
DA57/22	Shed	Mark McCrone	71 Wilson St, The Rock
CDC61/22	Inground swimming pool	Daniel Viski	4172 Olympic Hwy, The Rock
CDC63/22	Inground swimming pool	Richard Smith	1244 County Boundary Rd, Milbrulong

It was requested at the Ordinary Council Meeting held on 21 June 2021 that Councillors be updated on the progress of the service station at The Rock on a regular basis. The application for a modification has been determined and a modified approval has been granted (refer DA50/19 above).

Legislative Policy and Planning Implications

Applications are processed under the provisions of the *Environmental Planning & Assessment Act 1979*. Weed inspections and associated activities are carried out in accordance the *Biosecurity Act 2015* and associated regulations.

Integrated Planning and Reporting Reference

C2: Flora and Fauna are protected across the Shire.

D1: Our assets and infrastructure are well planned and managed to meet the needs of the community now and into the future.

D2: Our Planning and development controls work to attract new residents and investment.

Budget and Financial Aspects

Will be conducted within Council's allocated budget.

Attachment

Works Programme (to be handed out separately at the meeting).

Recommendation: That Council notes the information provided in the Engineering and Environmental Services report.

75/22 RESOLVED on the motion of Crs Driscoll and Marston that Council notes the information provided in the Engineering and Environmental Services report.
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Cr Sharp returned to the Chamber at 5.42pm.

3. HOLLIES ROAD PETITION

(GM: 22/3984)

Executive Summary

Council has received a petition regarding the condition of Hollies Road which is tabled for Council's information and consideration.

Report

Council has received correspondence co-signed by 23 residents and a school bus operator regarding Hollies Road and the condition of the Brookong Creek causeway known as Ed Schirmer crossing.

A copy of the petition is attached.

According to the residents the road has been blocked on six occasions since last November due to flooding at the causeway. On these occasions a 15-minute trip to access services becomes a 40-minute trip and on one recent occasion this became particularly concerning for one of the signatories who was required to access medical supplies. The road is a school bus route and the operator of the bus has also expressed concern.

The residents have requested that the height of the crossing be raised so that they have access to Lockhart at all times. The cost of the work has been estimated at \$250,000.

A potential source of funding is the NSW Government's Fixing Local Roads Program which aims to improve local roads across rural and regional NSW. Fixing Local Roads is a grant-based program where councils can apply for funding to repair, patch, maintain and seal priority local council roads.

Projects should meet the following requirements to be eligible for consideration. The project must be:

- located on a local road managed by council (note: Regional and Crown roads are not eligible)
- identifiable as a priority or important local road for the local government area or region
- able to commence in the first six months from receipt of signed funding deed
- deliverable within 24 months of notification from Transport for NSW
- maintenance-driven such as repairing, patching, maintaining, or sealing existing roads.

The next round of funding is expected to open later this year.

Integrated Planning and Reporting Reference

D1: Our assets and infrastructure are well planned and managed to meet the needs of the community now and into the future.

Legislative Policy and Planning Implications

Nil.

Budget and Financial Aspects

Applications can be made for a 100% contribution from the NSW Government for specific works. Councils are encouraged to co-contribute to any projects with funds or in-kind contributions. Council's contribution towards the upgrade is generally around 25% or more.

Attachments

Petition dated 8 March 2022 (received 16 March 2022).

Recommendation: That Council submits a grant application under the next round of the Fixing Local Roads program for the raising of the causeway on Hollies Road and associated roadworks.

76/22 RESOLVED on the motion of Crs Walker and Mathews that Council submits a grant application under the next round of the Fixing Local Roads program for the raising of the causeway on Hollies Road and associated roadworks.
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4. VARIATION TO LOCKHART DEVELOPMENT CONTROL PLAN 2016: DA56/22 – 29-31 URANA ST, THE ROCK

(MP&B: 22/4461)

Executive Summary

Council have received a development application for the construction of a shed at 29-31 Urana Street, The Rock (Lot 3 DP1106869). The development application has been submitted to Council for determination for the following reason:

- The proposed development exceeds the maximum height development control contained in the Lockhart Development Control Plan 2016

Background Information

Council have received a development application (DA56/22) for the construction of a shed at 29-31 Urana Street, The Rock (Lot 3 DP1106869). Please refer to the plans at Attachment A.

The applicant proposes to build a shed in the south-eastern corner of the allotment with vehicular access from the adjoining laneway. The proposed shed has the following dimensions.

- 15m long x 11m wide
- Floor area 165m²
- Wall height to the gutter 4.1 metres (1.0 metre higher than what the DCP permits)
- Overall shed height to the ridge 5.17 metres (0.67 metres higher than what the DCP permits)

The Lockhart Development Control Plan 2016 has the following development controls relating to residential development and sheds in village areas.

Development Control	Comments
2.1 Front setbacks	
<p>The following front setbacks apply to a new dwelling house with frontage to a primary road:</p> <p>The average distance of the setbacks of the nearest two dwelling houses having a boundary with the same primary road and located within 40 metres of the lot on which the dwelling house is to be erected;</p> <p>In the case where two dwelling houses are not located within 40m of the lot:</p> <p>A front setback of 4.5 metres applies, if the lot has an area of at least 450m² but less than 900m² and any attached garage is set back a minimum of 1 metre behind the front of the dwelling; or</p> <p>A front setback of 6.5 metres applies, if the lot has an area of at least 900m² but less than 1500m²; or</p> <p>A front setback of 10 metres, if the lot has an area of 1500m² or greater.</p>	Not applicable.
2.2 Side setbacks	
<p>All buildings will be set back 3 metres from side street (secondary street) boundaries;</p> <p>Side boundary setbacks for all dwellings shall comply with the Building Code of Australia;</p> <p>An attached or unattached carport, awning or the like adjacent to a boundary must comply with the provisions of the Building Code of Australia; and</p> <p>All enclosed outbuildings are to be erected a minimum of 900mm from side boundaries (except secondary road frontages) with the exception of brick walls which may be erected up to the side boundary provided that this wall does not contain any windows/doors, etc. and if, in the opinion of Council, it does not affect the amenity of the adjoining property.</p> <p>A clearance of 1 metre is to be maintained from rear boundaries.</p>	<p>Not applicable.</p> <p>Not applicable.</p> <p>Not applicable.</p> <p>Complies. Side boundary setback 1.5 metres.</p> <p>Complies. Rear boundary setback 1.5 metres.</p>

Development Control	Comments
3. Filling of lots	
<p>Fill must not contribute to unreasonable impacts on amenity or the redirection of water onto adjoining properties; and</p> <p>Any fill used must be certified Virgin Excavated Natural Materials, certified Excavated Natural Material or uncontaminated engineered fill.</p>	<p>The site is relatively flat and a negligible amount of fill is required.</p> <p>Noted.</p>
4. Sheds in village areas	
<p>Development control</p> <p>Sheds must not be used as places of temporary accommodation;</p> <p>Sheds must be sheeted with prefinished steel walls (e.g. Colorbond), or have walls painted to a professional standard;</p> <p>The height of sheds is to be a maximum of 3.1 metres, measured from the surrounding finished ground level to the top of the gutter, and 4.5 metres, measured from the surrounding finished ground level to the highest point of the shed;</p> <p>The maximum roof pitch is to be 22 degrees;</p> <p>While no maximum floor area is stipulated, it should be borne in mind that these sheds are for uses associated directly with a single dwelling house. These uses include the storage of motor vehicles, recreational equipment, gardening equipment, and the like. The use of such sheds for commercial or industrial use is not permitted under this policy without the separate specific written consent of Council;</p> <p>Facilities which may be provided in sheds are toilets and associated wash basins; and showers may be approved with Council authority. No cooking facilities may be installed; and</p>	<p>Noted.</p> <p>Complies.</p> <p>Does not comply.</p> <p>The proposed height of the shed to the top of the gutter is 4.1 metres and to the height of the shed is 5.17m.</p> <p>Variations of up to 25% (3.1 x 1.25 = 3.875m & 4.5 x 1.25 = 5.625m) can be approved under delegation, as resolved at the Council meeting 21/9/2020 (Resolution 189/20).</p> <p><i>RESOLVED on the motion of Crs Verdon and Sharp that Council delegates to the General Manager the authority to determine applications where:</i></p> <p><i>a) a variation less than 25% of the restrictions set in the Lockhart Shire Development Control Plan 2016 are proposed, and</i></p> <p><i>b) no public objections were received.</i></p> <p>The proposed development is considered to be satisfactory.</p> <p>Complies. Roof pitch 11 degrees.</p> <p>Noted.</p> <p>The owners have indicated that the shed is to be used for storage and maintenance of motor vehicles.</p> <p>A condition will be included in the consent.</p> <p>Not applicable.</p>

Development Control	Comments
Any applications to Council for sheds outside the provisions of this Chapter will be referred to Council for determination.	<p>Variations of up to 25% can be approved under delegation, as resolved at the Council meeting 21/9/2020 (Resolution 189/20).</p> <p><i>RESOLVED on the motion of Crs Verdon and Sharp that Council delegates to the General Manager the authority to determine applications where:</i></p> <p><i>a) a variation less than 25% of the restrictions set in the Lockhart Shire Development Control Plan 2016 are proposed, and</i></p> <p><i>b) no public objections were received.</i></p> <p>That is, the following variations can be approved under delegation;</p> <ul style="list-style-type: none">• Wall height to the gutter 3.1m x 1.25 = 3.875m• Overall shed height to the ridge 4.5m x 1.25 = 5.625m <p>That is, the overall shed height could be approved under the delegation granted by Council</p>

It is noted that variations of up to 25% can be approved under delegation, as resolved at the Council meeting 21/9/2020 (Resolution 189/20).

RESOLVED on the motion of Crs Verdon and Sharp that Council delegates to the General Manager the authority to determine applications where:

- a) a variation less than 25% of the restrictions set in the Lockhart Shire Development Control Plan 2016 are proposed, and*
- b) no public objections were received.*

That is, the overall shed height (5.17 metres) could be approved under the delegation granted by Council, as it is a 15% variation.

However, the height of the shed, measured from the surrounding finished ground level to the top of the gutter (4.1 metres), is required to be referred to Council for determination, as it is a 32% variation.

The applicant has submitted an application for variation of the development control plan. They have provided the following justification as to why the relevant development control is unreasonable:

"We plan to install a mezzanine level for storage later on. Also a car hoist to work on our vehicles as hubby is a mechanic by trade".

The bulk and scale of the proposed shed is not considered to generate significant impacts for the neighbouring properties. The subject site is relatively large (2,023m²) for a residential property and the scale of the proposed shed is consistent with the existing dwelling and other development in the locality. The proposed development is not considered to generate negative impacts on the natural or built environments.

The proposed development is considered to satisfactorily meet the objectives of the DCP chapter for Residential and Village Development.

- Provide guidance for the development of residential dwellings and sheds on land zoned RU5 Village within Lockhart Shire;
- Support the efficient use of residential land; and
- Set appropriate guidelines for building setbacks, sheds and fencing to ensure development positively responds to the character of existing villages.

The development application was notified to the adjacent properties and Council did not receive any submissions.

The other sections of the DCP that are of relevance to the proposed development include:

Engineering Standards

The proposed development is considered to satisfactorily address Council's engineering standards relating to vehicular access and stormwater management.

Erosion and Sediment Control

A condition will be included in the consent requiring appropriate erosion and sediment controls during construction.

Notification of Development Applications

The application was notified to the property owners adjacent to the subject site. No submissions were received.

Integrated Planning and Reporting Reference

D2: Our planning and development controls work to attract new residents and investment.

Legislative Policy and Planning Implications

The development application has been assessed in accordance with the provisions of Section 4.15 of the Environmental Planning and Assessment Act 1979. The proposed development requires the approval by Council of a variation to the Lockhart Development Control Plan 2016.

Budget and Financial Aspects

Nil.

Attachment

Attachment A - Site plan, floor plan & elevations

Attachment B - Draft Schedule of Conditions

Recommendation: That Council support the requested variation to the Lockhart Development Control Plan 2016 and grant consent to Development Application DA56/22, for a "Shed" at 29-31 Urana Street, The Rock (Lot 3 DP1106869), subject to compliance with the conditions set out in the Draft Schedule of Conditions.

<p>77/22 RESOLVED on the motion of Crs Driscoll and Walker that Council support the requested variation to the Lockhart Development Control Plan 2016 and grant consent to Development Application DA56/22, for a "Shed" at 29-31 Urana Street, The Rock (Lot 3 DP1106869), subject to compliance with the conditions set out in the Draft Schedule of Conditions.</p>
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STRATEGIC DIRECTION E: Strong Leadership and Governance

5. INVESTMENT AND BANK BALANCES REPORT – 31 MARCH 2022

(DCCS: 22/4640)

Executive Summary

The purpose of this report is to inform Council of the funds that have been invested and bank account balances.

Report

It is required under Clause 212 of the Local Government (General) Regulation 2005 and Section 625 of the Local Government Act 1993 to provide the Council with a written report each month detailing all money that Council has invested.

Lockhart Shire Council
Ordinary Meeting – 19 April 2022

Cash at Bank

Opening Combined Cashbook Balance			1,610,387.84
Add: Total Receipts			
	Rates	111,970.06	
	Debtors	11,899.86	
	Miscellaneous	72,529.46	
	Interest	658.49	
	RRRP - MR370	57,733.74	
	RTR - 03/22	323,245.00	
	2018-19 FM-0037	331,538.18	
	Dept Infrastructure - Stage 1 BET Final Payment	100,000.00	
	Environmental Trust - Organic Processing Facility Grant	13,240.00	
	Australia Day 2022 - Covid Safe Grant	4,400.00	
	NSW Youth Week Grant 2022	3,644.30	
			1,030,859.09
Less: Total Payments			1,826,670.69
	New Investments	0	
Closing Combined Cashbook Balance			814,576.24
Closing Bank Statement Balance	Bendigo Bank	299,276.11	
	Macquarie Bank	483,385.64	
	Bendigo Bank-Prichard Trust	31,662.38	
			814,324.13
Add: Outstanding Deposits			4,281.51
			818,605.64
Less: Outstanding Cheques			4,029.40
Closing Combined Cashbook Balance			814,576.24
Investments:	Interest Rate per	Amount	% of Total
	Annum	Invested	
Bendigo	at call	100,000.00	1.74
Bendigo	0.15	400,000.00	6.96
Commonwealth	0.33	500,000.00	8.70
Commonwealth	0.32	250,000.00	4.35
Commonwealth	0.32	500,000.00	8.70
Commonwealth	0.29	500,000.00	8.70
MACQUARIE BANK	0.45	500,000.00	8.70
MACQUARIE BANK	0.45	500,000.00	8.70
NAB	0.40	500,000.00	8.70
NAB	0.48	500,000.00	8.70
NAB	0.42	500,000.00	8.70
T Corp	at call	1,000,000.00	17.39
		5,750,000.00	100.00
			AMOUNT
General (PTD)	1490-3000-0000		-1,609,460.80
Combined Sewerage	8490-3000-0000		2,392,374.66
Trust Fund	9991-3000-0000		31,662.38
		814,576.24	814,576.24
	TOTAL FUNDS HELD ARE:		6,564,576.24

Integrated Planning and Reporting Reference

- E1 Council is strong, sustainable and able to stand alone.
- E1 Plan for the long-term sustainability of the Shire.
- E1 Meet all governance and regulatory requirements in the conduct of Council operations.

Legislative Policy and Planning Implications

- Local Government Act 1993 Section 625 Investments.
- Local Government (General) Regulation Clause 212.

Budget and Financial Aspects

Council's 2021/22 Operational Budget has forecast a total of \$33,750 income from interest on investments for General Fund & Sewer Fund combined. For the period of July 2021 to March 2022, the average end of month balance of funds invested has been \$5.92 million and the average return on invested funds has been 0.27%. On these year to date figures, Council's budgeted income on investments will be under budget for the General Fund and Sewer Fund.

The interest on investments has been adjusted for the first Quarterly Budget Reviews to reflect reduction in income from this source.

A further adjustment will be made for the third Quarterly Budget Review.


CHAIRPERSON

Responsible Accounting Officer Statement

I, Craig Fletcher, hereby certify that all investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of Local Government (General) Regulation and Council's Investment Policy. The Internal and External Reserve amounts and Unrestricted Funds are estimate valued only, they are subject to change and review in part with the audit of Council's Financial Statements and each Quarterly Budget Review.

Recommendation:

- a) That the March 2022 Investment and Bank Balances Report be received and noted.
- b) That the Responsible Accounting Officer Statement be noted, and the report be adopted.

78/22 RESOLVED on the motion of Crs Sharp and Mathews that:

- a) the March 2022 Investment and Bank Balances Report be received and noted.
- b) the Responsible Accounting Officer Statement be noted, and the report be adopted.

6. POLICY 1.4 – CODE OF CONDUCT

(GM: 22/3976)

Executive Summary

Pursuant to Section 440 (7) of the Local Government Act a council must, within 12 months after each ordinary election, review its adopted code of conduct and make such adjustments as it considers appropriate and as are consistent with this section.

Report

The Local Government (General) Regulation may prescribe a Model Code of Conduct applicable to councillors, members of staff and delegates of councils. Council must adopt a code of conduct that incorporates the provisions of the Model Code.

Councils may include provisions that are supplementary to those contained in the Model Code of Conduct and Procedures. Councils may also impose more onerous requirements under their adopted codes of conduct than those prescribed under the Model Code of Conduct. However, councils must not dilute the standards prescribed under the Model Code of Conduct in their adopted codes of conduct.

Council last reviewed its Code of Conduct in September 2020, when it resolved to adopt the Model Code of Conduct prescribed by the Regulation on 7 August 2020 a copy of which has previously been made available to Councillors.

Training in the Code of Conduct has been arranged for Monday, 2 May 2022.

Integrated Planning and Reporting Reference

E6.1.1: Meet all governance and regulatory requirements in the conduct of council's operation.

Legislative Policy & Planning Implications

Section 440 of the Local Government Act 1993 provides that Council must adopt of Code of Conduct that incorporates the provisions of the Model Code of Conduct prescribed by the Regulations and must review its adopted Code of Conduct within 12 months of an ordinary election.

Failure by a councillor to comply with the standards of conduct prescribed under the Code of Conduct constitutes misconduct for the purposes of the Local Government Act. The Act provides for a range of penalties for misconduct. Failure by a member of staff to comply with the Council's Code of Conduct may give rise to disciplinary action.

Budget & Financial Aspects

Not applicable.

Attachments

Nil.

Recommendation: That Council adopt the Model Code of Conduct prescribed by the Local Government (General) Regulation on 7 August 2020 as its adopted Code of Conduct.

79/22 RESOLVED on the motion of Crs Walker and Rockliff that Council adopt the Model Code of Conduct prescribed by the Local Government (General) Regulation on 7 August 2020 as its adopted Code of Conduct.

7. RETURNS DISCLOSING INTERESTS OF COUNCILLORS AND DESIGNATED PERSONS
(GM: 22/3962)

Executive Summary

The Register of returns disclosing interests by councillors and designated persons is tabled in accordance with Section 440AAB of the Local Government Act.

Report

Pursuant to Clause 4.21 of the Code of Conduct a councillor or designated person must make and lodge with the general manager a return in the form set out in Schedule 2 of the Code, disclosing the councillor's or designated person's interests as specified in Schedule 1 to the Code within three months after becoming a councillor or designated person, and annually thereafter by 30 September each year.

Returns required to be lodged with the general manager must be tabled at the first Council meeting held after the last day for lodgement.

The returns lodged by Councillors have been recorded in the Register and the Register will be tabled at the meeting in accordance with the Local Government Act.

Integrated Planning and Reporting Reference

E1: Meet all governance and regulatory requirements in the conduct of council's operation.

Legislative Policy & Planning Implications

Section 440AAB states that the general manager must keep a register of returns disclosing interests that are required to be lodged with the general manager under a code of conduct. Returns required to be lodged with the general manager must be tabled at a meeting of the council, being the first meeting held after the last day specified by the code for lodgement.

Councillors' and designated persons' returns of interests are prescribed as open access information for local government under Schedule 1 to the *Government Information (Public Access) Regulation 2018*.

Budget & Financial Aspects

Nil.

Attachments

The Register of Disclosure of Interests Returns will be tabled at the meeting.

Recommendation: That the tabling of the Register of Disclosure of Interests Returns be noted.

80/22 RESOLVED on the motion of Crs Driscoll and Rockliff that the tabling of the Register of Disclosure of Interests Returns be noted.

8. POLICY 1.20 – RELATED PARTY DISCLOSURES
(GM: 21/15684)

Executive Summary

"Policy 1.20 Related Party Disclosures" is tabled for review.

Report

The Australian Accounting Standards Board determined that, from 1 July 2016, Accounting Standard "AASB 124 Related Party Disclosures" will apply to government entities, including local governments.

This means that, in the annual financial statements, councils must disclose related party relationships, transactions and outstanding balances, including commitments.

At the time that AASB 124 first became applicable to local government, councils were required to have systems in place to identify related parties and capture transactions. To this end "Policy 1.20 Related Party Disclosures", was developed and adopted by Council. The Policy is now tabled for review.

In order to comply with AASB 124 the Policy defines the Council's Key Management Personnel (KMP) i.e. "those persons having authority and responsibility for planning, directing and controlling the activities of the entity, directly or indirectly".

Council's current Policy identifies KMP to include the following:

- 1) Mayor
- 2) Councillors
- 3) General Manager
- 4) Director Engineering and Environmental Services
- 5) Director Corporate and Community Services
- 6) Manager Environmental Services

This means that any transactions between Council and these abovementioned parties, whether monetary or otherwise, will need to be identified and may need to be disclosed in Councils' financial statements. This information will be audited as part of the annual external audit.

Types of Transactions can include:

- a) purchases or sales of goods (finished or unfinished)
- b) purchases or sales of property and other assets
- c) rendering or receiving of services
- d) leases

Transactions in the form of compensation to key management personnel is also required to be disclosed e.g.:

- a) short-term employee benefits
- b) post-employment benefits
- c) other long-term benefits
- d) termination benefits

Non-material transactions, including those transactions available to all members of the public on the same terms, are exempt from the requirement to disclose.

As a result of reviewing the Policy it is proposed to remove the position of Manager of Environmental Services from the list of KMP as the position title no longer exists in the organisation structure and the replacement position is not considered to be at the same level as the other senior staff referred to in the Policy.

No other changes are proposed as part of this review. A copy of the revised Policy is attached.

Integrated Planning and Reporting Reference

E1: Meet all governance and regulatory requirements in the conduct of council's operation.

Legislative Policy & Planning Implications

Any transactions between Council and related parties as defined in Council's Policy, whether monetary or otherwise, will need to be identified and may need to be disclosed in Council's financial statements.

Budget & Financial Aspects

Not applicable.

Attachments

Policy 1.20 Related Party Disclosures

Recommendation: That Policy No. 1.20 Related Party Disclosures, as presented, be adopted.

81/22 RESOLVED on the motion of Crs Sharp and Walker that Policy 1.20 Related Party Disclosures, as presented, be adopted.

9. POLICY 1.1 – PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS

(GM: 22/1261)

Executive Summary

Policy 1.1 regarding the payment of expenses and the provision of facilities to the mayor and councillors is presented for adoption by Council.

Report

Section 252 of the Local Government Act 1993 provides that within the first 12 months of each term of a council, the council must adopt a policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the mayor, the deputy mayor (if there is one) and the other councillors in relation to discharging the functions of civic office.

Pursuant to section 253 of the Act a council must give public notice of its intention to adopt or amend a policy for the payment of expenses or provision of facilities allowing at least 28 days for the making of public submissions.

Before adopting or amending the policy, the council must consider any submissions made within the time allowed for submissions and make any appropriate changes to the draft policy or amendment.

Council at its meeting held on 21 March 2022 resolved to give public notice of its intention to reaffirm the existing Policy 1.1 regarding the payment of expenses and provision of facilities to the mayor and councillors.

Public notice was given in accordance with Council's resolution and no submissions have been received.

Integrated Planning and Reporting Reference

E1: Meet all governance and regulatory requirements in the conduct of Council's operations.

E1: Promote the increased participation of local people in local government and the community.

Legislative Policy & Planning Implications

Within the first 12 months of each term of a council, the council must adopt a policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the mayor, the deputy mayor and the other councillors in relation to discharging the functions of civic office.

The policy may provide for fees payable under to be reduced by an amount representing the private benefit to the mayor or a councillor of a facility provided by the council to the mayor or councillor.

A council must not pay any expenses incurred or to be incurred by, or provide any facilities to, the mayor, the deputy mayor or a councillor otherwise than in accordance with a policy under this section.

A council may from time to time amend the policy.

Budget & Financial Aspects

Council's 2021/22 Budget makes provision for the payment of expenses and provision of facilities to the mayor and councillors in accordance with the existing Policy.

Attachments

Nil.

Recommendation: That Policy 1.1 regarding the payment of expenses and provision of facilities to the mayor and councillors, as publicly exhibited, be adopted.

82/22 RESOLVED on the motion of Crs Walker and Day that Policy 1.1 regarding the payment of expenses and provision of facilities to the mayor and councillors, as publicly exhibited, be adopted.

10. POLICY 1.11 – SECTION 355 COMMITTEES

(GM: 22/1269)

Executive Summary

Policy 1.11 Section 355 Committees has been publicly exhibited for a period of 28 days and is now presented for adoption by Council.

Report

As part of the ongoing process of reviewing Council's policies, Policy 1.11 Section 355 Committees has been reviewed.

Council, at its meeting held on 21 March 2021 resolved that the revised Policy be placed on public exhibition for a period of 28 days and any submissions received be considered by Council prior to adoption of the Policy.

No submissions have been received and the Policy is now tabled for adoption by Council.

Integrated Planning and Reporting Reference

A1: Build capacity, capability and partnerships to encourage sustainable community groups and clubs.

A1: Provide support and advice to community groups, clubs and volunteers.

A1: Within financial means support and fund section 355 committees to manage and maintain council facilities.

Legislative Policy & Planning Implications

Committees are established by a resolution of Council pursuant to section 355 of the Local Government Act. The Council may dissolve any such Committee at any time.

Each such appointment and delegation is to be reviewed in the first twelve months of each term of office. Committees are able to be re-established.

Once a committee is established by a Council resolution, the Council may, pursuant to section 377 of the Local Government Act, delegate certain functions to that committee.

Budget & Financial Aspects

The 2021/22 Budget makes provision for financial support to be provided to those section 355 management committees that manage a council facility.

Attachments

- Policy 1.11 Section 355 Committees.

Recommendation: That:

- Policy 1.11 Section 355 Committees, as presented, be adopted
- Pursuant to section 355 of the Local Government Act Council hereby establish the management committees listed in Schedule 1 of the Policy.
- Pursuant to section 377 of the Local Government Act Council extend to the Committees the delegation listed in Schedule 1 of the Policy respectively.

83/22 RESOLVED on the motion of Crs Rockliff and Mathews that:

- Policy 1.11 Section 355 Committees, as presented, be adopted
- Pursuant to section 355 of the Local Government Act Council hereby establish the management committees listed in Schedule 1 of the Policy.
- Pursuant to section 377 of the Local Government Act Council extend to the Committees the delegation listed in Schedule 1 of the Policy respectively.

11. SUPERANNUATION PAYMENTS TO COUNCILLORS

(GM: 22/3429)

Executive Summary

The Local Government Act 1993 has been amended to allow superannuation payments to councillors from 1 July 2022.

Report

Under the *Commonwealth Superannuation Guarantee (Administration) Act 1993*, councils across Australia are not required to make superannuation contributions in relation to the fees they pay to mayors and councillors. This is because mayors and councillors are elected to a civic office in a council and are not employees of the council.

However in 2020 the Office of Local Government (OLG) issued a discussion paper to seek the views of councils and their local communities on whether councillors should receive superannuation payments. According to the OLG the release of the discussion paper was prompted by concerns raised by mayors and councillors that the ineligibility of councillors to receive superannuation payments is inequitable and is a deterrent to more women and younger people standing as candidates at council elections.

Local Government NSW, the peak body representing councils in NSW, also advocated for the payment of superannuation to councillors.

The Local Government Act 1993 has now been amended to allow superannuation payments to councillors from 1 July 2022. According to section 254B of the Act:

1. A council may make a payment (a "**superannuation contribution payment**") as a contribution to a superannuation account nominated by a councillor, starting from the financial year commencing 1 July 2022.
2. The amount of a superannuation contribution payment is the amount the council would have been required to contribute under the Commonwealth superannuation legislation as superannuation if the councillor were an employee of the council.
3. A superannuation contribution payment is payable with, and at the same intervals as, the annual fee is payable to the councillor.
4. A council is not permitted to make a superannuation contribution payment--
 - a) unless the council has previously passed a resolution at an open meeting to make superannuation contribution payments to its councillors, or
 - b) if the councillor does not nominate a superannuation account for the payment before the end of the month to which the payment relates, or
 - c) to the extent the councillor has agreed in writing to forgo or reduce the payment.
5. The Local Government Remuneration Tribunal may not take superannuation contribution payments into account in determining annual fees or other remuneration payable to a mayor or other councillor.
6. A person is not, for the purposes of any Act, taken to be an employee of a council and is not disqualified from holding civic office merely because the person is paid a superannuation contribution payment.
7. A superannuation contribution payment does not constitute salary for the purposes of any Act.

It is recommended that Council introduce superannuation payments to councillors from 1 July 2022 bearing in mind that:

- The payment of superannuation is supported by Local Government NSW which has advocated for this change.
- The payment of superannuation is consistent with the Community Strategic Plan's objectives i.e. "*promote the increased participation of local people in local government and the community*".
- Annual fees paid to councillors in NSW are generally regarded as being lower than the fees paid to councillors in other jurisdictions, most notably Victoria and Queensland.

Integrated Planning and Reporting Reference

E1: Promote the increased participation of local people in local government and the community.

Legislative Policy & Planning Implications

As a result of amendments to the Local Government Act councils now have the discretion to introduce superannuation payments to councillors provided the council has passed a resolution at an open meeting to this effect.

Budget & Financial Aspects

As of 1 July 2022, the superannuation guarantee rate will be 10.5%. The rate will increase by half a percent each year until 1 July 2025 when it reaches 12%.

The payment of superannuation to councillors will add approximately \$13,000 to Council's 2022/23 budget.

Attachments

Nil.

Recommendation: That Lockhart Shire Council make superannuation contribution payments to its councillors from 1 July 2022.

84/22 RESOLVED on the motion of Crs Driscoll and Walker that Lockhart Shire Council make superannuation contribution payments to its councillors from 1 July 2022.

12. DRAFT COMMUNITY STRATEGIC PLAN 2022-2032 AND DRAFT DELIVERY PLAN 2022/23 TO 2024/25

(GM: 22/3983)

Executive Summary

The Draft Community Strategic Plan 2022-2032 and the Draft Delivery Plan 2022-2025 have been publicly exhibited and are now tabled for adoption by Council.

Report

All councils in NSW are required to implement the Integrated Planning and Reporting framework (IP&R) outlined in Chapter 13 Part 2 of the Local Government Act to guide their planning and reporting activities. The main components of the IP&R framework are summarised below.

The Community Strategic Plan (CSP) is the highest level of strategic planning undertaken by a council, with a ten-year plus timeframe. All other plans must support achievement of the CSP objectives.

At its meeting held on 21 February 2022 the Council endorsed a draft revised CSP for the ten-year period 2022-2032. The Draft CSP has been publicly exhibited in accordance with Council's resolution and no submissions were received.

Another key component of the framework is the Delivery Plan which contains the strategies and actions Council proposes to pursue to achieve the community's objectives and aspirations as reflected in the CSP. The Delivery Plan is therefore a statement of commitment to the community from the newly elected council.

At its meeting held on 21 March 2022 the Council endorsed a draft Delivery Plan for the next three financial years 2022/23 to 2024/25. The Draft Delivery Plan has been publicly exhibited in accordance with Council's resolution and as at the date of the Business Paper being finalised no submissions had been received.

Having been publicly exhibited, both documents are now being tabled for adoption by Council.

Integrated Planning and Reporting Reference

E1: Advocate and prepare for the long-term sustainability of our Shire.

E1: Promote the increased participation of local people in local government and the community.

E1: Continue to enhance sound financial management policies and practices.

- E1: Continue the development of asset management strategy and plans.
E1: Meet all governance and regulatory requirements in the conduct of Council operations.

Legislative Policy & Planning Implications

Chapter 13 Part 2 of the Local Government Act outlines the IP&R framework required to be implemented by Council including the preparation of a Community Strategic Plan and Delivery Plan.

It is a requirement of the Act that following an ordinary election of councillors, the Council must review the CSP and establish a new Delivery Plan before 30 June the following year.

Budget & Financial Aspects

A Draft Operational Plan and Budget for the 2022/23 financial year based on the Community Strategic Plan and Delivery Plan will be tabled at the next meeting of Council.

Attachment

The Draft Community Strategic Plan 2022-2032 and Draft Delivery Plan 2022-2025 have been previously distributed to Councillors.

Recommendation: That the Community Strategic Plan 2022-2032 and the Delivery Plan 2022-2025, as publicly exhibited be adopted.

85/22 RESOLVED on the motion of Crs Day and Sharp that the Community Strategic Plan 2022-2032 and the Delivery Plan 2022-2025, as publicly exhibited, be adopted.

QUESTIONS AND STATEMENTS

Cr Rockliff

- i) **Tree, Galore Street:** Cr Rockliff referred to an email received by Council regarding a tree near 58 Galore Street, which appears to be eaten out at the bottom and could be dangerous. Cr Rockliff asked for an update on this matter.

Response – General Manager

The General Manager advised that he believes this tree is still awaiting assessment by Council staff and he will investigate further.

Cr Walker

- i) **Thanks – Shire Bus Trip:** Cr Walker expressed his thanks to all involved in the recent bus tour. Cr Walker also expressed that it is a credit to all how well the Shire is looking.

Cr Hunter

- i) **Connectivity:** Cr Hunter asked if there were any outcomes from the recent meeting with the Regional General Manager of Telstra.

Response – General Manager

The General Manager advised that Council's concerns were conveyed to the Regional General Manager. He also advised that information on blackspots and connectivity issues was being collated with a view to providing it to the NSW Telco Authority. Residents have been invited through Council's newsletter to provide examples of problems they are experiencing and the TEDSC is also considering a survey or other means of collecting this information for relaying to the Authority.

Cr Sharp

- i) **Meals:** Cr Sharp asked if meals would be recommenced as Covid-19 restrictions had now eased.

Response – Mayor

The Mayor advised the provision of meals for council meetings was instigated during a time when council meetings were regularly running late into the evening.

Cr Mathews

- i) **Waste Conference:** Cr Mathews advised he recently attended a Waste Forum where one presenter suggested all councils should have a waste recovery program for disasters – which could include a large area for waste to be placed before it can be sorted and recycled.

- ii) **Birds:** Cr Mathews asked for an update on the issue of the birds in the main street.

Response – Manager Planning & Building

The Manager advised he has inspected the Green Street property, from the outside. A letter has been sent to the owner requesting that access be provided with no response has been received. Discussion has been held with the General Manager regarding a way forward to reduce the amount of bird mess at the front of these properties noting that the bird issue is unable to be controlled as a compliance issue alone.

The General Manager further advised that this has been an ongoing issue with a number of control options investigated which were presented to the former Council. The bird netting has proved to be the most cost effective. The netting has been installed at those properties who elected to participate and gave their consent. Further negotiation with remaining owners may be required to complete the project.

- iii) **Climate Action Round Table:** Cr Mathews referred to a recent round table conference held on climate action.

Response – Mayor

The Mayor advised he was not available to take up the invitation.

Cr Driscoll

- i) **German Church Road “Davidsons Hill”:** Cr Driscoll referred to the road being too narrow for heavy vehicles and the hill providing poor visibility. Cr Driscoll asked if something can be done on 500m of road in Lockhart Shire to where it meets the Wagga City Council boundary.

- ii) **Pump Track – The Rock:** Cr Driscoll advised that The Rock Progress Association would be very interested in the installation of a permanent “pump” cycling track at The Rock.

Response – General Manager

The General Manager suggested that this could be considered as a project for future LRCI funding.

- iii) **Possible Weed Infestation:** Cr Driscoll has been contacted by a concerned farmer regarding a possible notifiable weed infestation on a neighbouring property.

Response – General Manager

The General Manager advised that the matter could be investigated, with further detail to be provided after the meeting.

- iv) **Riverina Water:** Cr Driscoll advised that the next board meeting of Riverina Water is being held in Lockhart on 27 April.

Response – Mayor

The Mayor advised that he and the General Manager have been invited to attend lunch in conjunction with the meeting.

Cr Day

- i) **Men’s Shed/Women’s Shed:** Cr Day advised she has done further research and spoken with representatives of the Albury Women’s Shed, who share space at the Thurgoona Men’s Shed, and shared space might perhaps be an option for a Lockhart Women’s Shed.

Response – Mayor

The Mayor advised that, as a non-Council entity, this is a matter for discussion with the Lockhart Men’s Shed.

- ii) **Flood Alerts:** Cr Day advised she has been approached about the possibility of a flood warning system, incorporating a warning siren, being installed at Lockhart and The Rock.

Response – General Manager

The General Manager advised that there is monitoring equipment installed in both Brookong Creek (Hollies Road) and Burkes Creek (at Mangoplah) which give some early warning information. The provision of siren warnings in Council's Emergency Management Plan will be investigated.

- iii) **Christmas:** Cr Day would like Council to consider Christmas lights in the main streets across the Shire, to bring back some positivity post-Covid.

Response – Cr Driscoll

Cr Driscoll advised that The Rock Progress Association has plans for a Christmas lighting project this year.

Cr Marston

- i) **Lighting, The Rock Recreation Ground:** Cr Marston asked that replacement of the lights be considered for any unspent LRCI funds.

Cr Verdon

- i) **Pedestrian Crossing:** Cr Verdon brought attention to the section of Urana Street at the post office where heavy vehicles are causing major "shoves" impeding the travel of mobility scooters.
- ii) **The Rock Collingullie Road:** Cr Verdon advised a number of potholes have formed between The Rock and Humphreys Lane, in the area where widening has occurred.
- iii) **Roads Budget:** Cr Verdon asked that Council consider a widening project near "Ryans Hill" on The Rock Collingullie Road. This section of road has very poor visibility coming into the 50km zone.
- iv) **Amendment to Code of Meeting Practice:** Cr Verdon asked that, in line with most councils, this Council considers introducing an Acknowledgment of Country to its meeting practice.

Response – General Manager

The General Manager advised that the Code of Meeting Practice is required to be reviewed within 12 months of an ordinary council election and this addition could be considered as part of that process.

The meeting concluded at 6.23 pm.

The minutes of the meeting held on Monday, 19 April 2022, were confirmed as a true and accurate record at the Ordinary Council Meeting held on 16 May 2022, at which time the signature was hereunto subscribed.



CHAIRPERSON



CHAIRPERSON