



MINUTES

**of the
Ordinary Meeting
Held
20 July 2020**

**Our Values: Leadership • Integrity • Progressiveness • Commitment •
Accountability • Adaptability**

**Minutes of the Ordinary Monthly Meeting of Lockhart Shire Council held in the Council Chambers,
Lockhart on Monday, 20 July 2020 commencing at 5.00pm.**

PRESENT

Cr R Schirmer (Mayor), Cr G Verdon (Deputy Mayor), Cr M Day, Cr D Douglas, Cr G Driscoll, Cr I Marston, Cr A Rockliff, Cr P Sharp and Cr J Walker.

Also in attendance were the General Manager, Director Corporate and Community Services, Director Engineering & Environmental Services, and Executive Assistant.

The meeting opened with a prayer.

APOLOGIES

Cr Peter Sharp.

120/20	RESOLVED on the motion of Cr Verdon and Day that the apology from Cr Sharp be accepted.
121/20	RESOLVED on the motion of Crs Verdon and Douglas that leave of absence be granted.

CONFIRMATION OF MINUTES ORDINARY MEETING, 15 JUNE 2020

122/20	RESOLVED on the motion of Cr Walker and Cr Douglas that the Minutes of the Ordinary Meeting held on Monday, 15 June 2020 as printed and circulated be taken as read and confirmed.
---------------	---

DECLARATION OF PECUNIARY AND NON-PECUNIARY INTERESTS

Cr Schirmer – Non-pecuniary interest, Item 16, Closed Session.

MAYORAL MINUTE

The Mayor advised that the General Manager's performance review is to be held at 9.00am, on 11 August 2020 in the Council Chamber. Councillors are invited to make submissions or raise issues to be discussed with the Mayor or Councillors Verdon or Driscoll as members of the Performance Review Committee.

NOTICE OF MOTION

Cr Verdon has given Notice that at the Council meeting to be held on 20 July 2020 he proposes to move the following motion:

"Council resolves to undertake the following action:

- (i) Council endeavours to secure the purchase of the former GrainCorp premises in Green Street Lockhart for Community Development at a fair market price this financial year.*
- (ii) That Council identifies and secures premises or land in The Rock for the purposes of Community Development by the end of the 2021/22 financial year."*

The Lockhart Shire Council Code of Meeting Practice

The Lockhart Shire Council Code of Meeting Practice states as follows in relation to Notices of Motion:

“Clause 3.9 - A councillor may give notice of any business they wish to be considered by the council at its next ordinary meeting by way of a notice of motion. To be included on the agenda of the meeting, the notice of motion must be in writing and must be submitted at least four (4) business days before the meeting is to be held.

Clause 3.11 - If the general manager considers that a notice of motion submitted by a councillor for consideration at an ordinary meeting of the council has legal, strategic, financial or policy implications which should be taken into consideration by the meeting, the general manager may prepare a report in relation to the notice of motion for inclusion with the business papers for the meeting at which the notice of motion is to be considered by the council.

Clause 10.2 - A councillor who has submitted a notice of motion under clause 3.9 is to move the motion the subject of the notice of motion at the meeting at which it is to be considered.”

General Manager's Report

A report on the former GrainCorp building in Green Street Lockhart was tabled at the Council meeting held on 19 November 2019. In order to provide background information for part (i) of the proposed motion, this report has been reproduced in the closed session of this Business Paper. The report has been included in the closed session because it includes information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

With respect to part (ii) of the proposed motion, Councillors will be aware that written representations received from members of The Rock community regarding the purchase of the former Seventh Day Adventist Church for community purposes were tabled at the last Council meeting held on 15 June 2020. It is understood that the subject property is no longer available for sale.

Council did however pass the following resolution:

“That Council:

- 1. Endorse the inclusion of an amount of \$40,000 in the 2020/21 Draft Budget for “project planning/grant application preparedness”, and*
- 2. Determine a shortlist of projects to be developed to “shovel ready” status pending the availability of funding”.*

The Draft 2020/21 Operational Plan and Budget which has been publicly exhibited and will be tabled at the Council meeting for formal adoption, does not make provision for the acquisition of any properties. If the Draft Budget is adopted as publicly exhibited, any Council resolution to acquire the former GrainCorp building in the 2020/21 financial year will be funded from Council's Reserves.

123/20 RESOLVED on the motion of Crs Verdon and Rockliff that Council resolves to undertake the following action:

- (i) Council endeavours to secure the purchase of the former GrainCorp premises in Green Street Lockhart for Community Development at a fair market price this financial year.
- (ii) That Council identifies and secures premises or land in The Rock for the purposes of Community Development by the end of the 2021/22 financial year.”

MAYORAL REPORT

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

- 25 June 2020 Attended a Zoom meeting of the Riverina Joint Organisation and REROC, with the General Manager.
- 26 June 2020 Attended and presented the Dux Award at Lockhart Central School to Olivia McDonnell.
- 8 July 2020 Attended and helped present the Premier's Community Service Award to Heather Trevaskis at the Green's Gunyah Museum along with Dr Joe McGirr MP.

124/20 RESOLVED on the motion of Crs Douglas and Walker that the Mayoral Report be received.

URGENT MATTERS

NIL

COMMITTEE REPORTS

NIL

DELEGATES' REPORTS

1. **RIVERINA JOINT ORGANISATION BOARD MEETING AND REROC BOARD MEETING –
25 JUNE 2020** **(GM/R30-005 & R30-025)**

Riverina Joint Organisation (RIVJO)

I participated in the RIVJO Board Meeting remotely via Zoom on 25 June 2020 together with the General Manager.

With respect to advocacy and lobbying, which is one of RIVJO's core activities, representations and submissions have been made, or are being considered, in relation to the following matters:

- Increases in the Emergency Services Levy;
- Section 7.12 Developer Contributions for State Significant Developments;
- ABS Agricultural Census;
- Streamlined Rate Variation Process;
- Independent Panel for the Regional Roads Transfer - Terms of Reference;
- Certification of Council Engineers and the Design and Building Practitioner's Bill;
- NSW Housing Strategy Discussion Paper;
- Mobile Phone Blackspots;
- Proposed Export Waste Ban;
- 20 Year Waste Strategy Issues Paper.

A report was also presented to the RIVJO Board regarding the Chief Executive Officer's performance review. The Board resolved that:

- Mrs Julie Briggs performed the duties and functions of the position of RIVJO Chief Executive Officer to a high standard; and
- The Chief Executive Officer's contract be extended for a period of two years subject to member councils resolving to remain in the Joint Organisation.

In relation to future performance reviews the Board resolved that:

- A performance review committee be established comprising the Chairman, Deputy Chairman and one other voting member of the RIVJO Board with the CEO to be given the opportunity to nominate one other person of their choice if she wished.
- The performance review committee, once established, be requested to develop a performance agreement and suggested format for future performance reviews for consideration and endorsement by the full RIVJO Board.

Riverina Eastern Regional Organisation of Councils (REROC)

I also participated in the REROC Board Meeting remotely via Zoom on 25 June 2020 together with the General Manager. Points of interest arising from the meeting include the following:

- The REROC Energy Conference will be held on 11 March 2021.
- REROC is revisiting the Paw Pals project This is a project where rescued animals that councils hold are listed in one location.
- The No Time to Waste 2020 Conference is booked in for 29-30 October 2020 and Assistant Minister for Waste Reduction and Environmental Management, Trevor Evans MP, has already been confirmed to speak at the Conference via video.
- REROC has been successful in obtaining funding to purchase additional Community Recycling Centre small drop off stations for councils. These will be placed in council foyers, community libraries, museums and local supermarkets. The funding will also be used for a regional advertising campaign which will highlight the use of the stations.

- The REROC Board considered what will happen to the operation of REROC with RIVJO remaining operational for a further 2 years.

It was resolved that the REROC structure remain in place for a minimum of two years and the Board seek endorsement of Member Councils to maintain their membership for this time.

Cr Rodger Schirmer
Mayor

Recommendation: That the information be noted.

125/20 RESOLVED on the motion of Crs Walker and Verdon that the information be noted.

2. RIVERINA WATER COUNTY COUNCIL, JULY 2020

1. Council received and noted Financial Statements and List of Investments.
2. Quarterly Budget Review for period 31March 2020 was presented.
3. Delivery and Operational Plans for 2020/21 were adopted. Highlights being Capital Works in excess of \$20m.
4. Minutes Audit & Risk Committee received and noted. Council also agreed to increase sitting fees for independent members
5. Council noted there was no increase in remuneration fees for Councillors.
6. Council has adopted its new Water Restrictions Policy which is on public exhibition.
7. Council has received report on contractual conditions of Senior Staff.
8. Council has reaffirmed its associate membership of Riverina JO.
9. Council has endorsed the guidelines for the 2020/21 Community Grants Scheme.
10. Council has placed on public exhibition its Draft Assets and Infrastructure Naming Policy.
11. Council received a report on the ongoing dispute with UGL over the completion of Water Treatment Plant.

Greg Verdon
Delegate

Recommendation: That the information be noted.

126/20 RESOLVED on the motion of Crs Day and Walker that the information be noted.

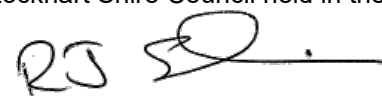
STATUS REPORT/PRÉCIS OF CORRESPONDENCE ISSUED

Status Report: Council Resolutions and Tasks to be finalised – June 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 15 June 2020			
119/20	GM	Aged Care Accommodation in Lockhart In-principle support given for options 2, 3 and 4 as outlined in the report, and General Manager authorised to enter into negotiations with relevant parties in pursuing these options.	Subject to further report included in the July Council meeting Business Paper.
117/20	GM	Local Government (COVID-19) Economic Stimulus Package Council to sign and return the Local Government Economic Stimulus Package Funding Agreement noting that a condition of the Agreement is that Council continue to support the operations of the Riverina JO for a period of two years.	Local Government Economic Stimulus Package Funding Agreement signed and returned. Complete.
114/20	GM	Redistribution of Electoral Districts Make representation to the Electoral Districts Redistribution Panel that Lockhart Shire remain wholly in the Wagga Wagga Electorate.	Letter sent 16/6/2020 by email. Acknowledgement received 17/6/2020. Complete.
113/20	GM	Draft 2017/21 Delivery Plan and 2020/21 Operational Plan & Budget a) Council adopt for the purpose of public exhibition the Draft Delivery Program 2017-2021 and the Draft Operational Plan 2020-2021 incorporating the Budget Estimates, Revenue Policy and Fees and Charges; and b) Following the 28-day public exhibition period, Council further consider the Draft documents at its 20 July 2020 meeting, in conjunction with any public comments or submissions received, for the purpose of adoption prior to 31 July 2020.	Draft Delivery Program 2017-2021 and the Draft Operational Plan 2020-2021 publicly exhibited for 28 days. Report included in the July Council meeting Business paper for adoption of the Budget following public exhibition. Complete.
110/20	GM	Grant Application Preparedness 1. Endorse the inclusion of an amount of \$40,000 in the 2020/21 Draft Budget for “project planning/grant application preparedness”, and 2. Determine a shortlist of projects to be developed to “shovel ready” status pending the availability of funding.	1. An amount of \$40,000 has been included in the 2020/21 Draft Budget. Complete. 2. Shortlist of projects to be considered at Councillor Workshop to be held prior to the July Council meeting.

*Lockhart Shire Council
Ordinary Meeting – 20 July 2020*

Minute No:	Officer to Action	Council Resolution	Action Taken
108/20	MES	Review of Development Contributions Plan 2015 for Lockhart Shire Council Place the draft Section 7.12 Development Contributions Plan on public exhibition for 28 days and bring a further report to Council.	Draft Development Contributions Plan is currently on Public Exhibition and a further report will be presented to the August Council Meeting.
103/20	GM	Sale of 55 Scott Street, The Rock Execute Transfer document under Council's Seal.	The Transfer document will be executed once received from the solicitor closer to the settlement date.
102/20	GM	Shire & Town Entrance Signs Arrange order and installation of approved signage.	Quotations have been invited with a closing date of 21 July 2020.
101/20	GM	Lockhart Recreation Ground Mgt Committee – Request Financial Assistance a) Approve an interest free loan up to \$75,000 with repayments at \$5,000 per annum. b) Approve a co-contribution of up to a maximum of \$10,000 if there is a funding shortfall after revised scope of works and revised costings have been received, with the co-contribution to be funded from the 2020-21 Budget allocation for section 356 or from 2019-20 Quarterly Budget review budget surplus.	Information has been communicated to Lockhart Football Netball Club and the Lockhart Recreation Ground Management Committee.
100/20	GM	Local Road & Community Infrastructure Program A further report to be brought back to Council when the grant guidelines have been received.	Report included in the July Council meeting Business paper. Complete.
99/20	GM	Tender – Lockhart Recreation Ground – Extend/Upgrade Amenities 1. Council declines to accept any of the tenders submitted for the Lockhart Recreation Ground – Extend and Upgrade Amenities Building Tender No. C2020/02 as tendered prices exceeded the available budget; and 2. Council delegates the General Manager to enter into negotiations with any of the tenderers to undertake the works at a revised price or scope of works.	Council is in the process of seeking revised quotes for a reduced scope of works for Stage 1.



Lockhart Shire Council
Ordinary Meeting – 20 July 2020

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 adopt the following actions in relation to the review of land classified as “operational land”:</p> <ol style="list-style-type: none"> 1. Explore opportunities for biodiversity offsets in respect of the former Milbrulong School site situated on the corner of Benders Lane and the Lockhart The Rock Rd; 2. Investigate the feasibility of undertaking a large-lot residential subdivision on Lot 62 DP1015278 and Lot 90 DP756417 Prichard Place, Lockhart before determining whether or not to dispose of the land; and 3. Approach the adjoining owner of the land situated at 2410 Albury Road, Urangeline regarding potential sale or transfer of the land. 	<ol style="list-style-type: none"> 1. In progress 2. In progress 3. In progress
Ordinary Council Meeting held 16 March 2020			
45/20	DCCS	<p>Magnolia Lodge – Footpath Construction</p> <p>Council approve the repair and replacement of damaged paths at Magnolia Lodge, to be funded by a \$13,000 transfer from Council’s internally restricted Building Reserve.</p>	Complete.
Ordinary Council Meeting held 18 November 2019			
292/19	DCCS	<p>Council Buildings – Dentist and Lockhart Museum</p> <p>Council approve part funding of works as detailed in the report to the Lockhart Museum building at 39 Urana St and the dentist building at 85 Green St Lockhart from Internal Reserves for Buildings for the amount of \$33,120.00.</p>	Construction works completed; painters have advised to leave painting until Spring.


 CHAIRPERSON

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 16 September 2019			
256/19	GM	<p>Lockhart Renewable Energy Project</p> <p>a) Having secured Commonwealth government funding totalling \$1 million for the Better Energy Technology Renewable Energy Project for Lockhart Township; and</p> <p>b) Having given 28 days public notice of its intention to do so:</p> <p>c) Hereby resolves pursuant to Section 356 Local Government Act 1993 to provide financial assistance totalling \$1 million to Better Energy Technology, in the same manner, i.e. progress payments, as Council receives the funding from the Commonwealth, and for the sole purpose of undertaking Stage 1 of the Lockhart Renewable Energy Project.</p>	<p>The Southern Regional Planning Panel has approved the DA for a solar farm and battery storage.</p> <p>Other aspects of Stage 1 are progressing.</p>
Ordinary Council Meeting held 19 August 2019			
223/19	DEES	<p>Lockhart Caravan Park</p> <p>a) Endorses the proposed Lockhart Caravan park revised layout; and</p> <p>b) A further report be brought to Council in due course once a detailed costing can be provided.</p>	<p>Work in progress. Fire-fighting services currently being designed.</p>
210/19	TEDO	<p>Minutes of the TEDSC Meeting – Tim Fischer Statue/Lockhart Railway Station</p> <p>Subject to agreement by the authorised managers of the Lockhart Railway Station, expressions of interest for community or commercial purposes be sought from the wider community for the Lockhart Railway Station building.</p>	<p>Advertisement placed in the Lockhart Shire newsletter and on social media.</p>
Ordinary Council Meeting held 15 April 2019			
77/19	DCCS	<p>Lockhart Medical Centre Community Services Building</p> <p>Council support the change of use to the Lockhart Medical Centre/Community Services, on the corner of Matthews and Hebden Streets in principle and provide a letter of landowner consent to a Development Application being lodged.</p>	<p>GM & DCCS met with Valmar's Coordinator - Fleet, Asset and Corporate to progress the matter with Valmar agreeing to provide plans prior to Council providing landowners consent to lodge a DA.</p> <p>Valmar are in the process of putting plans with proposed works together to present to Council for approval.</p> <p>Valmar have provided their proposed changes. Letters have been sent to property owners around the Matthews St premises informing them of the proposed change of use, with no replies received to date.</p>

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 15 October 2018			
260/18	TEDO	<p>Minutes of the TEDSC Meeting – Water Tower Long Term Maintenance</p> <p>An agreed amount be held in reserve to enable future maintenance of the Lockhart Water Tower as and when needed.</p>	A draft MoU has been prepared and referred to RWCC for comment following which it will be presented to Council for consideration at the September Council meeting.
Ordinary Council Meeting held 16 May 2016			
109/16	DCCS	<p>Old Lockhart Railway Station Building</p> <p>Council to:</p> <p>a) Seek to find a suitable use/tenant for the building</p> <p>b) Begin negotiations with JHR to hand building back, if suitable use/tenant not found within next 6 months.</p>	<p>No potential tenants have enquired. Promoting venue as a regional meeting site. Very little activity to date. Lockhart Central School has used for 2019 HSC exams. No enquiries for a permanent tenant.</p> <p>Correspondence forwarded to JHR to ascertain whether it would enforce the lease and require the lease to be paid out in full if Council was to terminate the Agreement.</p> <p>Variation to Lease being pursued to reduce rental.</p>
Ordinary Council Meeting held 15 June 2020 – Councillor Questions & Statements			
Questions & Statements	DEES	<p>Cr Verdon – Milne Road Residence</p> <p>Raised concerns received by adjoining residents regarding the state of a residence in Milne Road.</p>	<p>Letter sent to owner requesting property be cleaned up.</p> <p>Complete.</p>
	DEES	<p>Cr Driscoll – The Kings Own Hotel</p> <p>Enquired regarding status/progress of the Development Application as the property is becoming an eyesore with overgrown grass, etc.</p>	<p>DA approved. Contacted developer who advised that the development is on hold until after COVID-19, will also clean up property.</p> <p>Complete.</p>
	DCCS	<p>Cr Driscoll – The Rock Recreation Ground</p> <p>Enquired as to who is responsible for the cleaning of the public toilets at The Rock Recreation Ground.</p>	<p>DCCS advised a review is required of which Council toilets are considered to be “public toilets” and how they are serviced.</p> <p>Further advice will be provided.</p> <p>Information is being compiled on all Recreation Grounds and Showgrounds under S355 management, a report will be provided at August 2020 meeting.</p>
	DEES	<p>Cr Douglas – Provision of Parking for Long Vehicles</p> <p>Enquired as to whether it was possible to change the designated angle parking on the southeast side of Urana Street, adjacent to the museum, to parallel parking for people towing trailers and caravans.</p>	<p>A change will possibly require a report to Council’s Traffic Committee.</p> <p>Will investigate and advise.</p>

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
	GM	Cr Sharp – Tennis in Pleasant Hills and Provision of Outdoor Gym Equipment Advised that tennis and tennis lessons are happening for up to 45 weeks of the year and has been approached regarding the possible installation of outdoor gym equipment, similar to that installed at The Rock, at the Recreation Ground to complement the activities. Could this fit with the grant funding mentioned Local Roads & Community Infrastructure Program?	The GM advised that this can be considered as a potential project when more detailed information is received regarding the program guidelines. A Councillor Workshop is being convened on 20 July 2020 for the purposes of nominating projects for approval under the LRCI Program. Complete.
	DCCS	Cr Walker – Toilets, The Rock Showground & Golf Course Advised he has been approached for Council to take over cleaning/management of the toilets at The Rock Showground and Golf Course and asked what the possibility might be of that happening.	Will investigate and advise. Information is being compiled on all Recreation Grounds and Showgrounds under \$355 management, a report will be provided at August 2020 meeting.
Ordinary Council Meeting held 20 April 2020 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Sharp - Road Signs Similarly notes that on County Boundary Road, northern-most corner – the yellow directional (chevron) signs are also very faded.	Sign replaced. Complete.
	DEES	Cr Rockliff – Verandahs in Lockhart Advised that despite control efforts so far, the problem birds have moved from once place to another and something more needs to be done. The birds have moved on from Lockhart Building Supplies to the Medical Centre and Newsagency, almost to “Ginge & Fluffs” second-hand store.	Cost estimate to install bird spikes similar to current along full length on both sides is between \$35,000 and \$65,000. Not included in draft Budget for 2020/21.
	DEES	Cr Rockliff - Weeds Advised the “cat heads” and khaki weed infestations around town are causing issues for “gopher” owners, causing tyre punctures.	Considering clearing areas in vicinity of town centre. To be programmed.
	DEES	Cr Marston - Rods Rd Street Blade Enquired as to the progress of replacing this sign.	Replacement sign installed. Complete.
Ordinary Council Meeting held 16 March 2020 – Councillor Questions & Statements			
Questions & Statements	GM	Cr Walker - 9-Day Fortnight Asked if the shorter working week has been successful.	Whilst the 9-day fortnight is working satisfactorily to date, the trial period has been extended to better gauge the impacts on reception staff and increased reception hours. Due to the closure of Council’s reception in response to the COVID-19 pandemic, recent months may not have provided a good guide of the impacts.

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
	DEES	Cr Walker – Roads in the Mittagong Area Requested that the Director of Engineering and Environmental Services inspect Tootool Mittagong Road, Mittagong Yerong Creek Road and others in the vicinity as water ponding is becoming an issue.	Road inspected and included in resheeting and grading program. In progress. Grading completed. Complete.
	DEES	Cr Verdon – Emily St Notes that any flood mitigation works in this area is unfunded but asked if Council had plans to clean it up, to allow water to flow, especially towards the southern end, near Semmens Rd as residents are concerned.	Advised he would investigate and take appropriate action. Liaised with Crown Land regarding works. Crown roads transferred to Council. Works programmed for later this year subject to budget approval.
Ordinary Council Meeting held 3 February 2020 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Verdon – Risk of Falling Tree Limbs at The Rock Recreation Ground Advised of current danger imposed on campers regarding possible falling tree limbs at The Rock Recreation Ground and enquired who is responsible for trimming these limbs to ensure public safety.	Annual pruning to start at The Rock in July/August. Facilities Officer will inspect prior to works being conducted.
	DEES	Cr Rockliff – Lawn Cemetery, Lockhart Advised that residents are again concerned about the care taken of plots and sprinklers not working at the Lockhart Lawn Cemetery.	Still issues with controller. Contractor engaged to test and possibly replace controller prior to the next irrigation season.
	DEES	Cr Rockliff – Lockhart and The Rock Swimming Pools Advised that the Lockhart Swimming Pool had recently sustained damage during a break-in and requested Council consider the installation of CCTV to identify and deter from this reoccurring.	Quotes received total \$12,500 to install security at both pools. Not included in draft Budget for 2020/21.
	DEES	Cr Marston – CCTV 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.	Quotes received, minimum of \$6000 per site. Not included in draft Budget for 2020/21. Could be considered under LRCI Program, with further consultation required with s355 management committees.
	DEES	Cr Douglas – Lockhart and The Rock Swimming Pools Commented that the new pools are great facilities for the Shire but he believes the contractor at each pool is being put at risk if working by themselves and he would like Council to consider hiring additional staff for security and safety reasons. Cr Douglas asked if going forward Council could consider amending contractual arrangements to stipulate that two people be present at all times during pool opening hours.	Contacted with Royal Lifesaving NSW and has reviewed Council's contractual arrangements. To undertake a risk assessment prior to establishing lifeguard ratios in accordance the 'Guidelines for Safe Pool Operation'.

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 16 December 2019 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Rockliff – Visibility Concerns at Intersection of Bidgeemia and Western Roads Advised that this intersection is currently dangerous and of concern due to poor visibility caused by overgrown vegetation.	Advised that he will investigate and advise. Road Safety Officer undertook safety assessment which was considered by the Traffic Committee. Works completed.
Ordinary Council Meeting held 18 November 2019 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Rockliff – Walter Day Park, Lockhart Enquired if there is a problem with the sprinklers at Walter Day Park, as large sections of grass are dying off?	Undertook some works. Further quotes received and works scheduled for later this year.
Ordinary Council Meeting held 19 August 2019 – Councillor Questions & Statements			
Questions & Statements	GM/DCCS	Cr Marston – Status of Work on the Second Oval, The Rock Enquired about the status of the work for the second oval at The Rock particularly with respect to commencing the project within 12 months of the grant being approved.	Arrangements being made to prepare the area at the western end of the Recreation Reserve for temporary use by the Pony Club to enable works to commence on the 2 nd oval. Crown Lands have advised that the TSR on Old Trunk Rd is subject to an Aboriginal Land Claim. Council has made contact with NSW Aboriginal Land Council, awaiting response. The General Manager & DCCS convened a meeting with the Pony Club & The Rock Recreation Ground Management Committee, as a result the Pony Club have agreed to remain at the recreation ground. Plans are being finalised on the development required to enable both the Pony Club & the second oval to co-exist. This will allow for the construction of second oval to proceed.
	DEES	Cr Rockliff – Possibility of Residents Living in a Shed on a Property in South Lockhart Advised that it had come to his attention that it may be possible that residents are living in a shed on a property in South Lockhart?	Compliance Officer investigated, person living in motorhome in shed. Also, person living in bus, requested that the vacate the bus. Complete.
	DEES	Cr Douglas – Nursery, The Rock Enquired if staff had received the letter of concern from Leo Driscoll regarding the nursery in The Rock?	Works completed.
Ordinary Council Meeting held 20 May 2019 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Verdon - Drain at Western End of Wilson Street and also Corner of Bretton and Urana Streets, The Rock Requested if these drains could be cleared?	Drains cleared. Complete.

Lockhart Shire Council
Ordinary Meeting – 20 July 2020

Minute No:	Officer to Action	Council Resolution	Action Taken
Ordinary Council Meeting held 15 April 2019 – Councillor Questions & Statements			
Questions & Statements	DEES	Cr Driscoll – The Rock Town Entrance Sign Advised that The Rock town entrance sign re-instated south of The Rock on the Olympic Hwy is a lot further south than its original position and enquired if it could be relocated back closer to The Rock?	Advised he will investigate and take appropriate action. DEES has discussed with GHSC and they are looking to see if sign can be moved closer to the town.
Ordinary Council Meeting held 20 November 2017 – Councillor Questions & Statements			
Questions & Statements	GM	Cr Marston – Potential Purchase of Land for Development 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.	Discussions have been held with Council's agent and the availability of suitable developable land coming on to the market is being monitored. 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.

July 2020 Council Meeting - Correspondence Sent to Councillors

Date sent to Councillors	From	Subject	File Ref
17/6/2020	Local Government NSW	Weekly News dated 12 June 2020	S20-020
17/6/2020	ALGA	Weekly News dated 12 June 2020	A75-005
23/6/2020	Lockhart Shire	Related Party Disclosures Memo & Form	F10-010
30/6/2020	ALGA	Weekly News dated 19 June 2020	A75-005
30/6/2020	ALGA	Weekly News dated 26 June 2020	A75-005
30/6/2020	Local Government NSW	Weekly News dated 25 June 2020	S20-020
3/7/2020	ALGA	Weekly News dated 3 July 2020	A75-005
3/7/2020	Local Govt NSW	Weekly News dated 3 July 2020	S20-020
13/7/2020	ALGA	Weekly News dated 10 July 2020	A75-005
13/7/2020	Local Govt NSW	Weekly News dated 10 July 2020	S20-020

Recommendation: that the information be noted.

127/20 RESOLVED on the motion of Crs Day and Marston that the information be noted.


 CHAIRPERSON

STAFF REPORTS

STRATEGIC DIRECTION A: A Connected and Resilient Community

1. LOCAL ROAD AND COMMUNITY INFRASTRUCTURE PROGRAM

(GM/G10-005)

Executive Summary

A Councillor Workshop is proposed to be held to consider projects for Lockhart Shire Council's allocation under the \$500 million Local Road and Community Infrastructure (LRCI) Program which was recently announced by the Australian Government and reported to the last Council meeting.

Report

Lockhart Shire Council will receive \$846,561 under the LRCI Program. The formula for the new funding to is based on 20 per cent of each Local Government area's (LGA) Roads to Recovery Funding over the five years from 2019-20 to 2023-24. According to the Government's media release the LRCI program will aim to support local jobs and businesses and boost local economies struggling under the effects of COVID-19.

Council at its meeting held on 15 June 2020 resolved that the information regarding the new LRCI Program be noted and that a further report be brought back to Council when the grant guidelines have been received.

The Department of Infrastructure, Transport, Regional Development and Communications has now made the LRCI program guidelines available on its website at <https://www.investment.infrastructure.gov.au/lrci>. The Department has further advised that a Letter of Agreement and Grant Agreement will be provided to Councils in the coming days and that Council will also be provided with a Work Schedule form. The Work Schedule will need to be completed with the information required for each project and forwarded to the Department.

According to the Department, councils will be able to select the projects for funding according to priorities at the local level. Projects that involve the construction, maintenance and/or improvements to council-owned assets, that are generally accessible to the public, will be eligible for funding.

As suggested at the last Council meeting it is proposed that a Councillor Workshop be convened to enable councillors to consider which projects it wishes to nominate for funding under the LRCI Program. In order to provide some guidance for consideration at the Workshop, set out below is an extract of the program guidelines.

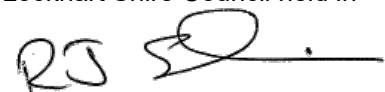
"5. What the grant money can be used for

Grant money can only be used on Eligible Projects, which are those that meet the requirements set out in section 5.1, 5.2 and 5.3 and deliver benefits to the community.

5.1 Eligible grant activity

Eligible local road projects are projects that involve the construction or maintenance of roads managed by local governments. Local governments are encouraged to consider how works can support improved road safety outcomes. This could include projects involving any of the following associated with a road:

- *traffic signs;*
- *traffic control equipment;*
- *street lighting equipment;*
- *a bridge or tunnel;*
- *a facility off the road used by heavy vehicles in connection with travel on the road (for example, a rest area or weigh station);*
- *facilities off the road that support the visitor economy; and*
- *road and sidewalk maintenance, where additional to normal capital works schedules.*



CHAIRPERSON

Eligible community infrastructure projects are projects that involve the construction, maintenance and/or improvements to council-owned assets (including natural assets) that are generally accessible to the public. Projects that involve the construction, maintenance and/or improvements to state/territory and crown owned land/assets and Commonwealth owned land/assets, can also be eligible projects where the Council can confirm that they have the authority of the land or asset owner to undertake the project at the nominated site(s) and the sites are accessible to the public (including natural assets).

These projects must deliver benefits to the community, such as improved accessibility, visual amenity, and/or safety. Examples of eligible works include:

- *Closed Circuit TV (CCTV);*
- *bicycle and walking paths;*
- *painting or improvements to community facilities;*
- *repairing and replacing fencing;*
- *improved accessibility of community facilities and areas;*
- *landscaping improvements, such as tree planting and beautification of roundabouts;*
- *picnic shelters or barbeque facilities at community parks;*
- *playgrounds and skate parks (including all ability playgrounds);*
- *noise and vibration mitigation measures; and*
- *off-road car parks (such as those at sporting grounds or parks).*

5.2 Projects must be additional to existing work plans

To be considered an Eligible Project, projects need to be additional to an Eligible Funding Recipient's existing work plan for 2020-21. Projects that have been brought forward from post 2020-21 work plans will be considered additional. Projects will not be considered additional if Eligible Funding Recipients substitute LRCI Program funds for their own funding or other sources of funding. The purpose of the LRCI Program funding is to enable Eligible Funding Recipients to undertake infrastructure projects additional to what they had planned to undertake using their own funds, to stimulate local economies and employment opportunities.

5.3 Eligible construction time period

Construction activity on Eligible Projects must be undertaken between 1 July 2020 and 30 June 2021, subject to the following exceptions:

- *Where an Eligible Funding Recipient contributes at least fifty per cent towards the total cost of a project. Construction activity on a project may be undertaken until 30 June 2022 as long as the Australian Government's contribution covers the cost of construction activity to 30 June 2021, and all other Eligible Project requirements are met.*
- *Where agreed by the Department due to exceptional circumstances. If construction activity cannot be completed during between 1 July 2020 and 30 June 2021, an Eligible Funding Recipient may not receive their full Nominal Funding Allocation.*

5.4 What the grant money cannot be used for

Eligible Funding Recipients cannot use grant money to pay for business as usual activities and costs, or any other activities and costs not associated with Eligible Projects. These are Ineligible Projects and Ineligible Expenditures. The following are examples of Ineligible Projects and Ineligible Expenditures:

- *costs incurred in the preparation of a Work Schedule or related documentation;*
- *general administrative overheads and staff salaries not connected with Eligible Projects funded under the Program;*
- *subsidy of general ongoing administration of an organisation such as electricity, phone and rent;*

- *projects that receive Australian, state or territory government funding for the same purpose, unless otherwise agreed by the Department;*
- *commencement ceremony, opening ceremony or any other event associated with Eligible Projects;*
- *transport planning studies;*
- *road rehabilitation studies (if not part of an Eligible Project);*
- *community/public art;*
- *road building plant or other capital equipment especially moveable equipment (e.g. graders);*
- *training (if not part of an Eligible Project);*
- *public liability insurance;*
- *fringe benefits tax;*
- *GST payable component of a supply;*
- *finance leases on equipment;*
- *depreciation, except for depreciation of plant and equipment directly attributable to a grant funded eligible project;*
- *stand-alone design and preliminary works;*
- *operating lease charges where the rental expense cannot be directly linked to the grant project (e.g. a grader may be hired for a period for a variety of tasks, only charges that specifically relate to the funded eligible project can be charged against the grant funds);*
- *overseas travel; and*
- *the covering of retrospective costs.”*

Integrated Planning and Reporting Reference

- A1: Support cultural and sporting opportunities that respond to the needs of the community.
A2: Ensure that Lockhart Shire is well prepared to respond to adversity.
A2: Provide and advocate for services that respond to the needs of our community.
B1: Improve services and infrastructure that supports our rural business.
B1: Provide business support to our community.

Legislative Policy & Planning Implications

Nil.

Budget & Financial Aspects

Council's notional allocation of \$846,561 under the LRCI Program has not been included in the Draft 2020/21 Budget and will be brought to account at a quarterly financial review after approval has been given for Council's nominated projects and funding is confirmed.

Attachments

Nil.

Recommendation: That Council submit the following projects for funding under the Local Road and Community Infrastructure Program as agreed at the Councillor Workshop held earlier in the day.

128/20 RESOLVED on the motion of Crs Verdon and Marston that Council submit the following projects for funding under the Local Road and Community Infrastructure Program as agreed at the Councillor Workshop held earlier in the day:

Project	Estimate
Pleasant Hills Rec Ground - Tennis Club rooms/gas BBQ/Septic Tank	\$ 45,000
Yerong Creek Rec Ground - Seal internal access roads	\$ 70,000
The Rock Rec Ground - New Netball Courts	\$ 230,000
The Rock Showground - Regional Observatory landscaping, car park etc	\$ 100,000
The Rock Rec Ground - Second Oval project	\$ 50,000
The Rock & Lockhart - CCTV	\$ 25,000
Urana/Lockhart Rd - Truck stop	\$ 20,000
Lockhart Hebden St – Footpaths	\$ 70,000
Lockhart Wal Alexander Park - Toilet	\$ 30,000
The Rock Rec Ground - Fencing	\$ 16,000
Lockhart - Entrance to Recycle Facility Brookong St	\$ 20,000
Osborne - Upgrade Netball Court Lighting	\$ 35,000
Lockhart - Caravan Park s68 approval	\$ 100,000
Lockhart Rec Ground - Amenities Upgrade	\$ 35,000
Total	\$ 846,000

STRATEGIC DIRECTION B: A Dynamic and Prosperous Economy

2. VERANDAHS, AWNINGS AND BALCONIES

(GM/R40-135)

Executive Summary

Council, at its meeting held on 15 June 2020 reaffirmed its existing Policy 2.48 Awnings, Verandahs & Balconies over Footways, which states that the building owner is responsible to ensure the maintenance, safety and ongoing structural integrity and insurance of awnings, verandahs and balconies constructed over footways. In lieu of Council taking over responsibility for the structures it was noted that consideration could be given to other forms of assistance to owners of buildings with verandas over the public footpath.

Report

At its meeting held on 15 May 2017 Council resolved to adopt Policy 2.48 Awnings, Verandahs & Balconies over Footpaths Policy (Policy 2.48). The policy provides direction for the construction, management and maintenance requirements and responsibilities in relation to awnings, verandahs and balconies constructed over Council public roads, including footpaths.

Policy 2.48 provides that:

- *“The property owner is responsible to ensure the maintenance, safety and ongoing structural integrity and insurance of awnings, verandahs and balconies constructed over footways”;* and,
- *“Property owners are required to hold Public Liability Insurance and/or structural certification at any time and random checks will be undertaken as resources permit”.*

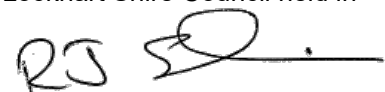
Attention was once again focused on Policy 2.48 more recently following damage caused to a veranda in Green Street Lockhart as a result of a single vehicle accident. Council requested that a report be brought to Council regarding the possibility of Council taking over responsibility of the veranda/awning structures over public footpaths within the Shire.

Accordingly, a report was presented to the Council meeting held on 15 June 2020 at which time Council reaffirmed its existing Policy that the building owner is responsible to ensure the maintenance, safety and ongoing structural integrity and insurance of awnings, verandahs and balconies constructed over footways. This was the recommended approach because: -

- It reflects the legal position in NSW i.e. that the verandahs are part of the building to which they are attached and the building owner is legally responsible for maintaining the structure in a satisfactory state of repair.
- This has been confirmed by legal advice obtained from Local Government NSW.
- It has also been reinforced by the building owner(s) affected by the recent incident contacting their insurer and confirming that the structures attached to their buildings are covered under their respective insurance policies.
- If Council was to resolve to accept responsibility for the verandahs it would not necessarily override State legislation and change the existing legal position. On the contrary it could create more confusion and a false sense of security amongst building owners that they do not need to have adequate insurance cover in place that includes the verandahs, when in fact they do.

In lieu of Council taking over responsibility for the structures it was noted that consideration could be given to other forms of assistance to owners of buildings with verandahs over the public footpath. Notwithstanding the legal position regarding responsibility for structures over public footpaths, it is considered to be in Council's interest to provide some form of financial incentive to building owners to maintain their verandahs in a satisfactory state of repair for the following reasons:

- There are tourism and economic development benefits derived from Lockhart Shire's heritage character with Lockhart township in particular being promoted as the “Verandah Town”.
- Some initiatives can be carried out more cost effectively by Council rather than by individual building owners e.g. it is more cost effective for Council to engage a structural engineer to inspect all the verandahs periodically (say once every ten years) instead of building owners engaging one individually.



- Council could find itself legally exposed if it does not adequately perform its regulatory role or fails in its duty to ensure that building owners maintained the verandahs in good repair, including using its legislative powers to require building owners to repair defective structures.
- Providing financial assistance to private businesses is permissible pursuant to section 356 of the Local Government Act.

Options for consideration include:

- Council engaging a structural engineer to inspect the verandahs once every ten years. The estimated cost is \$60,000 - \$80,000 and could be funded from the Future Infrastructure Development Reserve which had a balance of \$1.0M at 30 June 2019;
- Any defects identified in the structural engineer's report being referred to the relevant building owner(s) for their attention;
- Financial assistance being provided to affected building owners for any necessary repairs e.g. dollar for dollar up to a specified maximum.

It is envisaged that any package of assistance offered by Council would apply to properties within the Lockhart and The Rock Heritage Conservation Zones as identified in the Lockhart Shire Council Local Environmental Plan and would be conditional on building owners providing evidence that they have an appropriate insurance policy in place.

Legislative Policy and Planning Implications

NSW Planning Circular entitled "Safety of Awnings Over Public Lands" issued on 8 March 2013 in response to recommendations arising from a Coronial Inquest, notes that:

- "Awnings are part of the buildings to which they are attached and are the responsibility of the owner of the building, even when an awning is located over a public footpath.
- Legislation provides councils with powers to carry out inspections of, or require repairs to, defective structures by the issue of orders in the following circumstances:
 - Environmental Planning and Assessment Act 1979; section 121B, Order No 2 or 4, when a "building is or is likely to become a danger to the public" or a "building is so dilapidated as to be prejudicial to its occupants or to persons or property in the neighbourhood;
 - Local Government Act 1993; section 124, Order 21 or 29, when "the land or premises are not in a safe or healthy condition"; or where it is necessary to "alter or repair a work or structure on, over or under a public place", because "it is in the public interest to do so.
 - Other related powers are available to councils under the Roads Act 1993: Councils, as the relevant roads authority, are provided with powers under sections 98, 142, 164, and 165, to take any necessary action required to secure the safety of the general public in their use of public footpaths, from dangerous or potentially dangerous awnings".

Section 356 of the Local Government Act states that:

- "A council may, in accordance with a resolution of the council, contribute money or otherwise grant financial assistance to persons for the purpose of exercising its functions.
- A proposed recipient who acts for private gain is not ineligible to be granted financial assistance but must not receive any benefit under this section until at least 28 days' public notice of the council's proposal to pass the necessary resolution has been given.

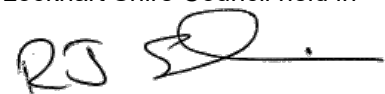
Integrated Planning and Reporting Reference

B2: Improve the image of Lockhart Shire for tourists.

B2: Develop partnerships that support our tourism industry.

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

D2: Our built heritage and our public art are enhanced to support our strong town and village identities.



CHAIRPERSON

Budget and Financial Aspects

Any financial assistance Council agrees to provide could be funded from the Future Infrastructure Development Reserve which had a balance of \$1.0M at 30 June 2019 and could also be used to leverage any heritage grants that may become available from time to time.

Attachment

Nil.

Recommendation: That Council:

1. Engage a structural engineer once every ten years to inspect verandahs over public footpaths in the Lockhart and The Rock Heritage Conservation Zones as identified in the Lockhart Shire Council Local Environmental Plan commencing in 2020/21;
2. Give consideration to any other assistance that might be provided to building owners once the first structural engineer's report has been received and the extent of any repair work is known.

129/20 RESOLVED on the motion of Crs Rockliff and Walker that Council maintain the status quo.

3. NSW RURAL DOCTORS NETWORK SCHOLARSHIP PROGRAM (DCCS/D22-005)

Executive Summary

Council has been invited to participate in the 2020 Bush Bursary/Country Women's Association (NSW) Scholarship Program.

Report

The Bush Bursary/CWA (NSW) Scholarship program provides selected medical students in NSW and ACT with funding to assist with costs associated with their studies. As a recipient of a scholarship students will spend two weeks on a rural placement in the Lockhart Local Government Area.

In 2019 Council participated in the program, and the two students that were selected for the Lockhart Local Government Area thoroughly enjoyed and appreciated their two weeks on placement in the Riverina. Last year being the first year, scheduling and finding hospitals and medical practices for the two students was initially a challenge. The Rural Doctors Network put Council in contact with Fran French, Executive Officer, Riverina Rural Training Hub for University of Notre Dame School of Medicine, Sydney. Fran was a great resource in providing contacts for Council to enable placement for the two students at hospitals and medical practices across the Riverina.

With the contacts and goodwill instigated from last year's program, it would be great to continue Council's participation in the NSW Rural Doctors Network Bush Bursary/Country Women's Association (NSW) Scholarship Program to be ongoing on an annual allocation of \$3,000.

Integrated Planning and Reporting Reference

B3: We Develop, Attract & Retain Skilled Individual in our Community.

Support young people to return to the region after completing education and training.

Work with local industry and government agencies to identify and address skill shortages.

Legislative Policy & Planning Implications

Nil.

Budget & Financial Aspects

Each scholarship costs \$3,000 plus GST, to be funded from S356 Contributions budget allocation each year.

Attachment

NSW Rural Doctors Network Scholarship Information

Recommendation: That Council provide funding totalling \$3,000 to participate in the NSW Rural Doctors Network Bush Bursary/Country Women's Association (NSW) Scholarship Program annually for two students.

130/20 RESOLVED on the motion of Crs Driscoll and Douglas that Council provide funding totalling \$3,000 to participate in the NSW Rural Doctors Network Bush Bursary/Country Women's Association (NSW) Scholarship Program annually for two students.
--

STRATEGIC DIRECTION C: An Environment that is Respected and Protected

NIL

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

4. ENGINEERING AND ENVIRONMENTAL SERVICES REPORT

(DEES/T10-005)

Executive Summary

Monthly report on engineering and environmental services matters.

Background Information

i) Works:

Urana Road (MR 59): Approximately 10.7 kilometres of Urana road shoulder widening works completed to date. Works to continue late August/early September subject to weather conditions.

Flood Detour Road: Project completed.

Western Road (R2R): Sealing of 3.7km of Western Road is completed.

Urana Road and Narrandera Road Intersection: Project completed.

HVSPP culvert upgrades: Culverts installed at Flood Detour Road and Grubben Road. Culverts delivered for Lockhart The Rock Road and The Rock Bullenbong Road (currently finalising quotes from suitable contractors).

Grading and minor gravelling of unsealed roads: Commenced 2020-21 programme. Recently completed resheeting and maintenance grading on Tootool Mittagong Road. Grading completed on Boyds Road, Humphrys Lane, McGeachies Lane, Chaplin Lane, Braithwaites Lane, Moores Bus Route and Tuttys Lane.

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

ii) Major Projects:

Flood Mitigation Construction – The Rock: Council submitted a revised grant application for Stage 2 flood mitigation works at The Rock, being the drainage works along Nicholas, Yerong and Urana Streets.

iii) Road Safety:

Council's Road Safety Officer undertook the following:

- Installed speed board on Green Street (at ambulance station) to slow down traffic coming into Lockhart.
- Assessing possible roads suitable for Safer Roads/Blackspot grant applications (Closes 31 August 2020).
- Parking banners supplied by TfNSW to be delivered to schools within the LGA.
- Fixing Country Roads 2020 submissions available via the online portal (closing date TBA).
- Online training session for Safer Roads Thursday 9 July 2020.

iv) Traffic Committee:

Nil.

v) Lockhart Local Emergency Management Committee:

The last meeting of the Lockhart LEMC was held on Friday 12 June 2020.

The LEMO participates in as many REMC and Riverina Murray (East) REMO-LEMC COVID-19 video conferences as possible. The Riverina Murray (East) REMO-LEMC video conference includes the LEMCs of Albury City, Bland, Coolamon & Junee, Greater Hume, Leeton, Lockhart, Narrandera, Temora and Wagga Wagga councils.

vi) **Fleet:**

All plant replacement in accordance with the adopted 2019-20 budget are completed.

vii) **Biosecurity and Environment:**

Property Inspections

Inspections were carried out on residential, rural and commercial properties, which were selected due a change in ownership or to assess the effectiveness of applied control methods.

The weeds most commonly found were Bridal creeper (*Asparagus asparagoides*), Bathurst burr (*Xanthium spinosum*), Horehound (*Marrubium vulgare*), Lippia (*Phyla canescens*), Prickly pear (*Opuntia* sp.), and Privet (*Ligustrum* sp.).

No. 1 st Inspections	No. Re-inspections required	No. 2 nd Inspections	No. Biosecurity Undertakings Accepted	No. Biosecurity Directions Issued	No. 3 rd Inspections	No. 4 th Inspections
5	1	6	0	0	0	0

Control Program

Priority has been given to the control of Bridal creeper (*Asparagus asparagoides*), Horehound (*Marrubium vulgare*), and Coolatai grass (*Hyparrhenia hirta*) on roadside reserves.

Common White Snail Baiting Program

Snail baiting application occurred on Fairview Lane on 9 June.

viii) **Parks and Gardens:**

The Rock Medical Centre

Works undertaken at The Rock Medical Centre include the excavation of the nature strip between the footpath and the kerb, installation of crushed granite, boxing out tree sites, planting and mulching new trees has been completed along with some landscaping to tidy up a small section of the premises adjacent to the laneway.

Mowing and Slashing

The winter mowing schedule is continuing in urban areas, where accessible, after the regular rain has left many areas waterlogged. Growth of irrigated lawns has slowed significantly now that the cooler temperatures have arrived. Mowing will be scheduled as required.

Weed Control

Regular spraying and weeding of winter weeds will continue in urban areas.

Trees

The watering of street trees has been relaxed due to recent rain and cooler temperatures. Many of the trees are now dormant. Pruning of street trees and lanes has commenced and will continue over the winter months.

Sculpture Trail

The concrete crew has just completed an artistic challenge to recreate the wool bales of the Lockhart Showground gates to place Lockhart Community Bank's purchase of the Shears sculpture from last year's Spirit of the Land Festival. The Showground Committee are planning to repaint the gates and will paint the new bales to match.

Urana St, Lockhart

The beautification of a section of nature strip on the eastern side of Urana Street has commenced. Works will include the excavation of the nature strip between the footpath and the kerb, installation of crushed granite, boxing out tree sites, planting and mulching new trees, similar to recently completed areas in Halliday Street and The Rock Medical Centre.

ix) **Development Applications:**

The following development applications were approved, with conditions, from 1 June 2020 to 30 June 2020.

DA No	Development	Applicant	Site of Development
55/20	Carport	Chris Morgan	1 Green St, Lockhart
57/20	Steel framed shed	Lance Smith	17 Queen St, Yerong Creek
58/20	Extension to dwelling and installation of water tank	Daniel Vieira	143 Old Trunk Rd, The Rock
CDC59/20	Demolition of dwelling	David Hunter	5 Mixner St, The Rock
60/20	New front fence	Layton Anschaw	13 Plunkett St, Yerong Creek

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 the information provided in the Engineering & Environmental Services report be noted.

131/20 RESOLVED on the motion of Crs Marston and Douglas that the information in the Engineering & Environmental Services report be noted.

5. FIXING LOCAL ROADS GRANT FUNDING PROGRAM

(DEES/MR229)

Executive Summary

NSW Government has announced another round of funding under the Fixing Local Roads Program.

Report

It was resolved at the Ordinary Council Meeting on 19 August (229/19) that Council:

- Submits a grant application under the next round of Fixing Country Roads program for the upgrade of Wattles Road and Tinamba Lane; and
- Places notices in the August 2019 Council Newsletter for letters of support for the project.

Unfortunately, Council was unsuccessful in its application under the Fixing Country Roads program. As a result, Council applied for the upgrade of Wattles Road under the Fixing Local Roads program. Fixing Local Roads is a \$500 million NSW Government program, providing funding to councils to assist in reducing the local roads maintenance backlog. Councils can apply for funding to assist in repairing,

patching, maintaining or sealing existing priority council roads. Council has been successful in receiving \$1,498,500 under the Fixing Local Roads program to upgrade Wattles Road.

The works for Tinamba Lane and Wattles Road will involve the widening and sealing of approximately 3.2km of Wattles Road and 800m of Tinamba Lane. The works will also see the redesign of the intersection at the point of contact between the two roads and the intersections between Wattles Road and Lockhart Kywong Road; and Tinamba Lane and Lockhart Collingullie Road.

The Australian Government committed an additional \$191 million towards the NSW Government's \$500 million Fixing Local Roads program. This commitment will focus on stimulating the NSW regional economy by supporting \$382 million of jointly funded projects able to start in the next 12 months, reducing the maintenance backlog on local roads.

Applications for round two of the jointly funded tranche of the program will open later this year. It is proposed to submit an application for the sealing of Ryans Lane (7.5km) between Western Road and MR370 Albury Road at an estimated cost of \$917,300.

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

The estimated cost to upgrade Wattles Road is \$1,998,000. Council's contribution towards the upgrade is \$499,500.

Attachments

- Fixing Local Roads Factsheet

Recommendation: That Council:

- Notes the \$1,498,500 received under the Fixing Local Roads program to upgrade Wattles Road and Tinamba Lane;
- Submits a grant application under the next round of Fixing Local Roads program for the sealing of Ryans Lane between Western Road and MR370 Albury Road; and
- Places notices in the August 2020 Council Newsletter for letters of support for the project.

132/20 RESOLVED on the motion of Crs Verdon and Rockliff that Council:

- Notes the \$1,498,500 received under the Fixing Local Roads program to upgrade Wattles Road and Tinamba Lane;
- Submits a grant application under the next round of Fixing Local Roads program for the sealing of Prichard Place, Lockhart; and
- Places notices in the August 2020 Council Newsletter for letters of support for the project.

6. NAMING OF BRIDGES – BROOKONG CREEK and URANA ROAD

(DEES/R40-055)

Executive Summary

It was requested that the new culvert on Urana Lockhart Road and the bridge over Brookong Creek, Lockhart be named. Submissions have been received for consideration.

Report

At the Ordinary Council Meeting held on 16 December 2019 Cr Day requested that the bridge on Urana Lockhart Road and the new culvert over Brookong Creek, Lockhart be named.

The Department of Customer Service, Spatial Services and the Geographic Names Board have statutory responsibility to establish, update, preserve and publicise place naming in New South Wales. The Geographic Names Board of NSW does not name bridges. However, it encourages all bridge naming to follow the guidelines as set out in the Geographical Names Board of NSW Policy – Place Naming. Local councils initiate the naming of bridges on local, regional and state roads (other than freeways). Transport for NSW approves these proposals.

Transport for NSW will approve a naming proposal for a bridge or structure provided that:

1. The name has wide community support.
2. An Aboriginal name has the support of local Aboriginal groups.
3. Consideration has been given to National and State commemorative initiatives involving the naming of new, key road infrastructure.
4. The name is consistent with Geographic Names Board place name criteria.
5. The design of the name plaque accords with Transport for NSW requirements.

The Geographical Names Board of NSW Policy – Place Naming sets out the universal naming principles (Section 6) and the selection of names (Section 9.2).

Council advertised in the Lockhart Shire Newsletter, May 2020 requesting proposals for names for the Bridge on Urana Lockhart Road and the new culvert over Brookong Creek, Lockhart be received by Friday, 19 June 2020.

The following names were received for consideration:

Urana Lockhart Road Bridge

<i>Proposed Name</i>	<i>Justification</i>
Alexander Bridge	John Alexander purchased “May Mount” in 1893

Brookong Creek Culvert

<i>Proposed Name</i>	<i>Justification</i>
Greens Gunyah Bridge	Greens Gunyah is the original name for Lockhart
Alexander Bridge	John Alexander purchased “May Mount” in 1893

Council also received a request to name the bridge ‘Harry Davies Bridge’. However, this name cannot be considered in accordance the Geographical Names Board of NSW Policy – Place Naming as there is already a Harry Davies Drive within the Shire.

Transport for NSW will approve a naming proposal for a bridge or structure provided that the name has wide community support.

Integrated Planning and Reporting Reference

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

Legislative Policy and Planning Implications

The *Geographical Names Act 1966* recognises the importance of unambiguous and official place names. The *Geographical Names Act 1966* (Section 5), provides the Geographical Names Board of NSW with the powers and functions to assign names to places and approve that a recorded name of a place shall be its geographical name. However, the naming of bridges and other structures on roads does not have a formal legislative basis. Local councils initiate the naming of bridges on local, regional and state roads (other than freeways). Transport for NSW approves these proposals.

Budget and Financial Aspects

Council will be responsible for all costs associated with advertising and manufacturing and installation of plaques.

Attachments

Nil

Recommendation: That Council:

1. Proposes the bridge on Urana Lockhart Road be named
2. Proposes the culvert over Brookong Creek in Green Street, Lockhart be named
3. Writes to Transport for NSW advising of the proposed names for the bridge on Urana Lockhart Road and the new culvert over Brookong Creek, Lockhart.

133/20 RESOLVED on the motion of Crs Verdon and Walker that Council:

1. Proposes the bridge on Urana Lockhart Road be named Brookong Creek Bridge.
2. Proposes the culvert over Brookong Creek in Green Street, Lockhart, be named Greens Gunyah 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.

7. LIGHT POSTS – GREEN STREET LOCKHART

Executive Summary

Two Victorian light posts fabricated by Furphy Foundry located on the pedestrian crossing in Green Street were damaged beyond repair following a vehicle accident on Thursday, 14 May 2020. Furphy Foundry no longer makes the same light posts nor has any stock. Council direction is sought regarding options to reinstate the Victorian light posts.

Report

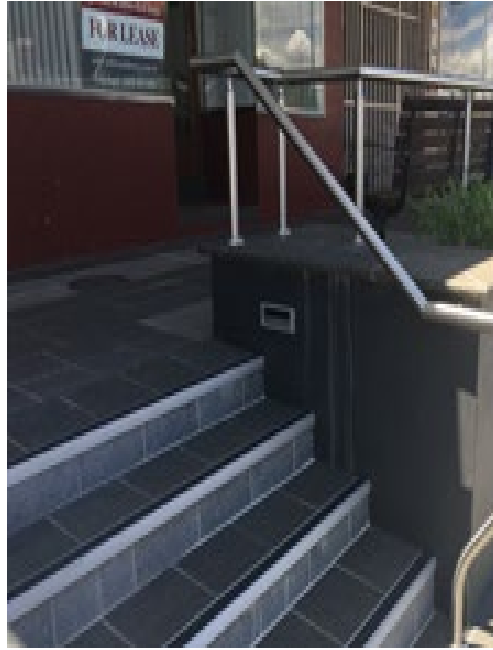
A vehicle accident occurred on Thursday, 14 May 2020 which damaged two Victorian light posts, two brick planter boxes, paved island and verandah posts. The site was cleaned up and temporary repairs were undertaken to the damaged verandah to ensure pedestrian safety.

Local contractors were approached to repair the two damaged light posts but unfortunately both are deemed beyond repair. Council officers contacted Furphy Foundry who advised that they do not manufacture the Victorian light posts anymore and that they have no old stock available. Council officers also contacted custom light designers who advised that it would be costly to reproduce the Victorian (Furphy) light poles and that it would take considerable time to do.

The Lockhart Business Centre Masterplan does not propose retention of the current four (4) Victorian light poles at the pedestrian crossing. The Plan suggests that:

- the existing lighting along Green Street be upgraded and lighting for night-time activation should be considered
- the style of lighting should reinforce the established character of Lockhart and reflect the selected street furniture
- lighting can also be incorporated with street furniture, ramps, etc.

Some ideas for lighting included in the Masterplan are shown below.



As a result, the following options are presented for consideration:

Option	Comments
1. Replace the (Furphy) Victoria light posts with reproduction posts	Restore symmetry at the crossing. Expensive and time-consuming process.
2. Do not replace the (Furphy) Victorian light posts	Lighting only on one side. Lack of symmetry at the crossing. Some impact on pedestrian safety at night time. Aligns with the heritage character of the streetscape.
3. Do not replace the (Furphy) Victorian light posts and remove existing light posts	Restore symmetry at the crossing. Some impact on pedestrian safety at night time.
4. Remove one existing (Furphy) Victoria light post and install at opposite side	Restore symmetry at the crossing. Negligible impact on pedestrian safety at night time. Aligns with the heritage character of the streetscape.
5. Replace both sets of (Furphy) Victoria light post with similar period light posts	Restore symmetry at the crossing. Restore pedestrian safety at night-time to previous level. Aligns with the heritage character of the streetscape.
6. Replace both sets of (Furphy) Victoria light post with one light at either side similar to what is proposed in the Masterplan	Restore symmetry at the crossing. Restore or improve pedestrian safety at night time. Aligns with the heritage character of the streetscape as proposed in the Masterplan.
7. Replace both sets of (Furphy) Victoria light post with contemporary lighting on the planter boxes	Restore symmetry at the crossing. Restore pedestrian safety at night time to previous level. Contemporary lighting proposed in Masterplan will still reinforce heritage character of the main street.



Heritage Light Pole



Contemporary Lighting

Council's Heritage Advisor recommended that 'Council retain and reuse the two intact historic light poles by installing one light pole at each end of the crossing. That is, maintain street symmetry by moving one intact light pole to replace one of the damaged poles.'

Integrated Planning and Reporting Reference

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

Legislative Policy and Planning Implications

Nil

Budget and Financial Aspects

The estimated costs for the options above vary between \$0 (Option 2) - \$12,000 (Option 1) which could be funded from the Infrastructure Reserve.

Attachments

Nil

Recommendation: That Council removes one Victorian (Furphy) light pole at the pedestrian crossing in the main street and install it at the opposite side of the pedestrian crossing.

134/20 RESOLVED on the motion of Crs Rockliff and Walker that the lights be replaced, as far as possible, with like-for-like.

8. ENGINEERING & ENVIRONMENTAL SERVICES STRUCTURE

(DEES/S30-020)

Executive Summary

The current Engineering & Environmental structure does not align that well with key priorities and changes to areas of responsibility. Therefore, some minor changes to the current structure is proposed to progress key priorities and more closely reflect the areas of responsibility without significant costs to Council.

Report

Council has recently advertised for the positions of Assets/Mapping Officer and Manager Environmental Services but were unable to attract any suitable candidates.

The **Asset/Mapping Officer** position broadly includes the following responsibilities:

- a) Development and maintenance of Council's asset registers

- b) Development and maintenance of Council's (Geographic Information Systems) GIS and mapping system
- c) Co-ordination of burials
- d) General administration (including for major projects, waste bins, permits, works, gravel and water royalties' requests).

The co-ordination of burials includes liaising with public, local funeral directors and Works staff; selection of appropriate and correct burial site, in consultation with funeral directors and Works staff; timely and accurate notification of Works staff and Revenue Officer of burial requirements/arrangements; timely and accurate maintenance of burial registers, rights of burial and cemetery records; contacting next of kin and obtain requirements for plaques; ordering of plaques and arranging installation.

The general administration and the coordination of burials workload has resulted that several tasks associated with asset management and mapping (GIS) did not receive sufficient attention.

The gross carrying value of Council's infrastructure and plant assets is approximately \$1,279M. Council currently has the following asset management plans:

- a) Plant (2016)
- b) Sewerage (2016)
- c) Community facilities (2017)
- d) Transport (2017).

Council has also completed an Asset Management Strategy (2016) which includes 14 tasks and 11 strategies. Several actions have passed their target dates and some strategies are still to be implemented. Key tasks such as the transfer of Council's asset management systems to AssetFinda, maintaining asset registers and improving asset data integrity and currency requires urgent attention.

Council's mapping (GIS) system (MapInfo) requires updating, in particular data layers required by Council's engineering, planning and finance functions.

A review of surrounding councils such as Narrandera, Coolamon, Federation and Greater Hume indicates that the asset management and mapping functions within Lockhart Shire Council is significantly under-resourced. Most of these Councils have both an asset engineer/officer and mapping/GIS officer as a minimum.

To cover the essential asset management and mapping requirements for Council it is proposed to employ an Assets/Mapping Officer (full time/part time) as well as a part-time Administration Officer. To minimise any additional costs, it is proposed not to fill the Cadet Engineer position. A review of the Cadet Engineer position indicates that the cost, mentoring effort, and input derived outweighs the benefit of continuing with this position. Learning options within Council are limited and as a result Cadet Engineers employed to date only remains with Council for a short term.

The tasks associated with the vacant **Manager Environmental Services** are currently being managed as follows:

- a) The Administrative-Assistant Planning is currently acting as Manager Environmental Services with tasks limited to the areas of planning, building and compliance.
- b) An experienced and qualified contractor has been engaged for one day per week to assist with planning and building surveying tasks.
- c) Wagga Wagga City Council has reaffirmed their commitment to providing relief building certification services and development application assessments.
- d) Wagga Wagga City Council also agreed to provide ranger assistance for companion animal matters.
- e) All non-planning matters (i.e. waste, weeds, roadside vegetation etc.) are currently reporting directly to the Director Engineering & Environmental Services.
- f) Appointed a temporary, fixed-term person to our relief landfill operator. The position is supervised by our Landfill Operator and is looking after the Pleasant Hills and Yerong Creek landfills each

Tuesday. This enables the Landfill Operator to focus on establishing a suitable FOGO processing regime. Council is also training outdoor staff to assist with landfill operation should the Landfill Operator be on leave.

Discussions with other planning and building departments indicated that the current Manager Environmental Services position is unlikely to attract suitable candidates due the wide range of activities covered in the position description and the remuneration offered. It is proposed to re-advertise the position with reduced responsibilities limited to planning, building and compliance activities. It is further proposed that the position be retitled Manager Planning & Building Services.

It is proposed that the **Landfill Operator** position be expanded to include some of the waste management responsibilities and that the position be renamed Waste Supervisor to reflect the range of activities.

The current **Facilities Officer** undertakes a range of activities such as the development and maintenance of parks, gardens, and open spaces as well as sewerage operations and maintenance. The current position title is not descriptive of the tasks undertaken by the position and hence it is proposed to rename the position Manager Parks & Facilities. Note that there are already Team Leaders reporting to this position. It is also proposed that current Environmental Officer report to this position.

Discussions with surrounding councils indicates that they also have difficulty to attract applicants for key professional positions and had to employ contractors and/or remote employees. Council should consider these options if it cannot attract suitable candidates.

The current structure and proposed structure for Engineering & Environmental Services are shown in Attachments 1 and 2.

The proposed structure for Engineering & Environmental Services was referred to the Consultative Committee. The Committee supported the proposed structure.

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.
- D2: Our planning and development controls work to attract new residents to the area.

Legislative Policy and Planning Implications

Nil.

Budget and Financial Aspects

It is anticipated that the proposed new structure will only marginally increase the salaries budget as the savings from not replacing the Cadet Engineer position would largely cover the part-time Administration Officer position.

Attachments

- Existing and Proposed Engineering & Environmental Services Structure

Recommendation: That Council approves the new structure for Engineering & Environmental Services.

135/20 RESOLVED on the motion of Crs Douglas and Driscoll that Council approves the new structure for Engineering and Environmental Services.

STRATEGIC DIRECTION E: Strong Leadership and Governance

9. INVESTMENT AND BANK BALANCES REPORT – JUNE 2020

(DCCS/F10-010)

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) Regulations 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.

Cash at Bank

Cash at Bank

Opening Combined Cashbook Balance

2,690,256.52

Add: Total Receipts

Rates	159,057.17
Debtors	125,386.87
Miscellaneous	48,736.64
Interest	7,302.82
Macquarie Bank	470,000.00
BAS Refund	26,732.00
Sale of 24 Carson Road	99,981.93
NSW Showgrounds Stimulus Funding Program	164,064.00
Lockhart Urana Road - Flood Detour Road	46,727.00
FM-0037 Grant	23,493.63
RNSW Upgrade Urana Lockhart Road	262,031.40
Heritage Advisor Grant	4,074.30
Local Heritage Grant	5,500.00
Early Childhood Education Care Payment Program	25,578.30

1,468,666.06

Less: Total Payments

2,919,394.66

New Investments

1490-3015-0001

1,200,000.00

Closing Combined Cashbook Balance

1,239,527.92

Closing Bank Statement Balance

Bendigo Bank	1,036,525.31
Macquarie Bank	180,132.47
Bendigo Bank-Prichard Trust	31,679.74

1,248,337.52

Add: Outstanding Deposits

454.28

1,248,791.80

Less: Outstanding Cheques

9,263.88

Closing Combined Cashbook Balance

1,239,527.92

Investments:

AMP RIM	1.30
AMP RIM	0.95
AMP/RIM	1.30
Bendigo	at call
BENDIGO	0.45
BENDIGO	0.85
Bendigo	0.80
bendigo	
CBT	0.62
CBT	0.61
CBT	0.62
NAB	1.07
NAB	0.95
NAB	0.95
T Corp	at call

Amount Invested

500,000.00	7.8%
250,000.00	3.9%
500,000.00	7.8%
50,000.00	0.8%
500,000.00	7.8%
500,000.00	7.8%
400,000.00	6.3%
50,000.00	0.8%
500,000.00	7.8%
250,000.00	3.9%
500,000.00	7.8%
500,000.00	7.8%
500,000.00	7.8%
900,000.00	14.1%
6,400,000.00	100%

FUND

General (PTD)	1490-3000-0000	-1,056,336.87
Combined Sewerage	8490-3000-0000	2,264,185.05
Trust Fund	9991-3000-0000	31,679.74

1,239,527.92

1,239,527.92

TOTAL FUNDS HELD ARE:

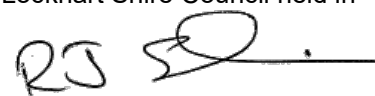
7,639,527.92

Integrated Planning and Reporting Reference

E1: Council is strong, sustainable and able to stand alone.

: Plan for the long-term sustainability of the Shire.

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



CHAIRPERSON

Legislative Policy and Planning Implications

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

Budget and Financial Aspects

Council's 2019/20 Operational Budget has forecast a total of \$165,000 income from interest on investments, being split between General Fund of \$145,000 and Sewer Fund of \$20,000. For the period of July 2019 to May 2020, the average end of month balance of funds invested has been \$5.67 million and the average return on invested funds has been 1.66%. Council's budgeted income on investments was adjusted down to a total of \$135,000 for the December 2019 Quarterly budget review. Further review was undertaken at the third Quarterly Budget Review and adjusted down to \$92,000.

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) Regulations 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:

- That the June 2020 Investment and Bank Balances Report be received and noted.
- That the Responsible Accounting Officer Statement be noted, and the report be adopted.

136/20 RESOLVED on the motion of Crs Douglas and Walker that:

- the June 2020 Investment and Bank Balances Report be received and noted.
- the Responsible Accounting Officer Statement be noted, and the report be adopted.

10. FEES PAYABLE TO THE MAYOR AND COUNCILLORS

(GM/C85-035)

Executive Summary

The Local Government Remuneration Tribunal (LGRT) issued an Annual Report and Determination on 10 June 2020. Fees payable to the Mayor and Councillors are required to be within the range set by the LGRT.

Report

Policy 1.1 Payment of Expenses and Provision of Facilities to the Mayor and Councillors provides that the Council shall, prior to 30 June each year, set by resolution the annual fees to be paid, monthly in arrears, to a Councillor for the following year commencing 1 July, provided that such fees are within the range for the Council determined annually by the LGRT.

The Local Government Act 1993 requires the LGRT to report to the Minister for Local Government by 1 May each year as to its determination of categories of councils and the maximum and minimum amounts of fees to be paid to mayors, councillors, and chairpersons and members of county councils.

In response to the COVID-19 pandemic the Minister for Local Government, the Hon Shelley Hancock MP, made the Local Government (General) Amendment (COVID-19) Regulation 2020 which extended the time for the making of this determination to no later than 1 July 2020.

Lockhart Shire Council has been categorised by the LGRT as "Non-metropolitan – Rural". This category comprises councils with a population of less than 20,000.

The LGRT has determined that there will be no increase in the minimum and maximum fees applicable to each existing category.

The LGRT is required to have regard to the Government's wages policy when determining the increase to apply to the maximum and minimum fees that apply to councillors and mayors. The public sector wages policy currently provides for a cap on increases of 2.5 per cent. The LGRT noted in its report that:

“While the Tribunal is required to give effect to the Government’s wages policy in the making of this determination, it is open to the Tribunal to determine an increase of up to 2.5 per cent or no increase at all. Given the current economic and social circumstances, the Tribunal has determined that there be no increase in the minimum and maximum fees applicable to each existing category.”

In view of the LGRT's determination the maximum and minimum amounts payable to the mayors and councillors of “Non-metropolitan – Rural” councils, including Lockhart Shire Council, from 1 July 2020 remain unchanged and are as follows:

Annual Fee - Councillor		Annual Fee - Mayor	
Minimum Fee	Maximum Fee	Minimum Fee	Maximum Fee
\$9,190	\$12,160	\$9,780	\$26,530

The fees paid for the period 1 July 2019 to 30 June 2020 were determined by Council at its meeting held on 20 May 2019. The fees were \$10,675 per annum for Councillors and \$26,530 per annum for the Mayor after the Council resolved at that meeting that the Councillors fees for the 2019/20 financial year be set at the midpoint of the range and the mayoral allowance be set at the maximum of the range.

The Draft 2020/21 Budget that was endorsed for public exhibition at Council's meeting held on 15 June 2020 i.e. prior to the LGRT's determination being released, has been prepared on the basis of a 3.5% increase in fees payable to Councillors in 2020/21.

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

Legislative Policy & Planning Implications

Sections 248 and 249 of the Local Government Act provide that a council may fix the annual fee payable to the mayor and councillors and, if it does so, it must fix the annual fee in accordance with the appropriate determination of the LGRT.

If a council does not fix the annual fee it must pay the appropriate minimum fee determined by the LGRT.

Pursuant to section 448 (k) of the Local Government Act Councillors are not required to disclose an interest relating to the payment of fees to councillors (including the mayor and deputy mayor).

Budget & Financial Aspects

It has been Council's practice to determine the annual fees payable to the Mayor and councillors at the May Council meeting with Council's decision being incorporated into the draft budget prior to it being placed on public exhibition.

However, this year the Minister for Local Government provided the LGRT with an extension to the legislative deadline for it to issue its annual report and determination. This meant that the LGRT's determination was not known at the time the Draft 2020/21 Budget was finalised and endorsed for public exhibition. In the absence of the LGRT's determination the Draft Budget was prepared on the basis of a 3.5% increase in fees payable to Councillors in 2020/21.

Attachments

Nil.

Recommendation: That Council determine the annual fees payable to the Mayor and Councillors for the period 1 July 2020 to 30 June 2021.

137/20 RESOLVED on the motion of Crs Verdon and Driscoll that the status quo remain.

11. DELIVERY PROGRAM 2017-2021 – OPERATIONAL PLAN 2019-20 (GM/I13-005)

Executive Summary

Provision of a six-monthly progress report on the implementation of the Delivery Program and Operational Plan.

Background

Section 404 of the Local Government Act states the General Manager must ensure that regular progress reports are provided to the Council reporting as to its progress with respect to the principal activities detailed in its Delivery Program. Progress reports must be provided at least every six months.

Report

The report on the progress of the 2017-2021 Delivery Program and 2019-20 Operational Plan for the period 1 January to 30 June 2020 is separately enclosed.

Integrated Planning and Reporting Reference

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

Legislative Policy & Planning Implications

It is a legislative requirement that regular progress reports are provided to Council.

Budget & Financial Aspects

Not applicable.

Attachments

Lockhart Shire Council Delivery Program and Operational Plan Progress Report (enclosed separately).

Recommendation: That the report on the progress of the 2017-2021 Delivery Program and 2019-20 Operational Plan for the period 1 January to 30 June 2020 be received and its contents noted.

138/20 RESOLVED on the motion of Crs Rockliff and Walker that the report on the progress of the 2017-21 Delivery Program and 2019-20 Operational Plan for the period 1 January to 30 June 2020 be received and its contents noted.

12. DRAFT DELIVERY PROGRAM 2017-2021, OPERATIONAL PLAN 2020-2021, BUDGET ESTIMATES AND FEES & CHARGES 2020-2021 (DCCS/I13-005)

Executive Summary

The Draft Delivery Program 2017-2021, Operational Plan 2020-2021 and Budget Estimates 2021-2024, including Fees & Charges 2020-2021 are tabled for Council's consideration and adoption.

General Fund Report

The Draft Delivery Program 2017-2021, Operational Plan 2020-2021 and Budget Estimates 2021-2024 along with Draft Fees and Charges 2020-2021 have been placed on exhibition for 28 days in accordance with the Local Government Act 1993. Submissions relating to the Delivery Program, Operational Plan, Budget Estimates and Fees and Charges were able to be received up to 5pm on Thursday 16 July 2020. At the time of preparing this report, no submissions had been received. Any submissions received post this report being prepared will be tabled at the July 2020 Council Meeting.

The following table provides a summary of General Fund expenditure for 2020-2021:

Total Operating Expenditure (excl. Depreciation)	5,983,876
Total Depreciation	3,141,400
Total Capital Expenditure + Loan Repayments	6,559,100
Total Expenditure	15,684,376

The Draft Budget for General Fund provides for a budget surplus of \$13,782.00.

Amendments to Draft Budget as publicly exhibited are summarised below.

Councillor & Mayoral Fees

Subsequent to the preparation of the Draft Budget and its endorsement by Council for public exhibition, the Local Government Remuneration Tribunal (LGRT) has released its latest Determination regarding the annual fees payable to mayors and councillors. The LGRT Determination is the subject of a separate report in this Business Paper (refer item 10) and depending on Council's decision in relation to this matter, the Draft Budget will have to be amended accordingly.

Loan Repayment Principal

General ledger, 1490-5100-0000 Loans - Repayments (Principal) Admin Building page 19 has been amended to reflect the correct principal payment for 2020-21 from revised loan repayment schedule.

Photocopy Charges

Council has a contract for photocopiers and usage where there is a minimum "lease" payment each month which included a specific volume of copies. If Council exceeds that volume for the month extra "usage" charges are incurred. With a new Accounting Standard on Leases, the budget was prepared based on the "lease" component being treated as capital payment. The draft budget was prepared based Council's initial interpretation of the new standard. As a result of further advice and investigation Council amended the treatment of photocopy charges. Irrespective of the charge, in the initial draft budget the aggregate cost of photocopy charges was overstated.

Instead of the two general ledger accounts in draft budget page 7, 1020-2136-0000 Print & Copier Expenses and page 19, 1490-5110-0000 Viatek Equipment Lease.

In the draft budget to be adopted photocopier charges are:

- 1020-2136-0000 Photocopier Supplies \$ 4,000.00
- 1020-2137-0000 Photocopy Low Value Lease \$ 31,260.00
- 1020-2138-0000 Photocopy Low Value Usage \$ 7,500.00

Environmental Services – Consultant

With the position Manager of Environmental Services still being vacant and the uncertainty around when the position may be filled, the budget allocation for a qualified Planner to attend Council on a contract basis has been increased.

Tourism

At the request of the Tourism Economic Development Officer a new general ledger has been created, 5560-2355-0000 Tourism - Visitor Information Centre with \$2,000 budget being transferred from the existing allocation from 5560-2350-0000 Economic Development Promotion.

General Revenue Rates

All rating categories have been updated to reflect the full rate peg allowed of 2.6%. The draft budget on exhibition did not have full rate peg applied to all categories.

Regional Road MR59 (Lockhart to Urana Road) Shoulder Widening Project

The funding under Restart NSW Growing Local Economies program for the Regional Road MR59 Shoulder Widening Project started in the 2019-20 financial year and will be completed in this financial year. The grant income general ledger and the expense have been updated and reduced by same amounts (i.e. nil net change) to reflect the funding and expenditure remaining in this project.

Summary

The net result of the changes to the draft budget being presented for adoption has enabled a transfer to Internal Reserves of \$35,000 whilst still maintaining a projected budget surplus similar to that publicly exhibited of \$13,782.00. Transfer will be to the Future Infrastructure Development Reserve to enable the funding of future project(s) that are not currently budgeted.

Sewer Fund Report

Loan Repayment Interest & Principal

Loan repayments for interest and principal have been amended to reflect the correct interest and principal payment for 2020-21 from revised loan repayment schedule.

The following table provides a summary of Sewer Fund expenditure for 2020-2021.

Total Operating Expenditure (excl. Depreciation)	377,273
Total Depreciation	180,000
Total Capital Expenditure + Loan Repayments	111,358
Total Expenditure	668,631

The Draft Budget for Sewer Fund provides for a surplus of \$10,144.00.

Maximum Interest on Overdue Rates and Charges

The Office of Local Government released a circular 20-19 Information about Ratings 2020-21 on 26 May 2020 advising the Maximum Interest on Overdue Rates and Charges. In accordance with section 566(3) of the Act, it has been determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2020 to 31 December 2020 (inclusive) will be 0.0% per annum and that the maximum rate of interest payable on overdue rates and charges for the period 1 January 2021 to 30 June 2021 (inclusive) will be 7.0% per annum

The interest rate has been set at 0.0% for the first half of the 2020-21 financial year in response to the financial impacts faced by the community as a result of the COVID-19 Pandemic.

Legislative Policy and Planning Implications

Draft Delivery Program, Operational Plan, Delivery Program Budget and Fees and Charges are required to be presented to Council for adoption after being placed on exhibition for 28 days under the Local Government Act 1993

Integrated Planning & Reporting

As required under the Integrated Planning & Reporting Guidelines.

Budget and Financial Aspects – General Fund


The budget that is adopted will be Council's Budget for 2020-2021 that will fund the provision of Council's services and activities.

Attachments

- Draft Delivery Program 2017-2021 and Operational Plan 2020-2021, including Budget Estimates and Council's Fees and Charges for 2020-2021, provided under separate cover.

Recommendation: That:

1. Council note and consider any public submissions made in respect to the Draft Delivery Program 2017-2021 and Operational Plan Budget 2020-2021 and Budget Estimates 2021-2024;
2. The Draft Delivery Program 2017-2021 incorporating Budget Estimates 2021-2024 for income and expenditure for Council's General Fund and Sewer Fund and the Draft Revenue Policy, as attached, be adopted;
3. Pursuant to the provisions of the Local Government (Financial Management) Regulation 1993, expenditure required to finance works, services and activities of the Council for the financial year 2020-2021 as detailed in Part 1 Budget Estimates section of the Council's Operational Plan Budget 2020-2021 and Delivery Program Budget 2021-2024 be approved and voted accordingly;




4. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following **Ordinary Rates** for the rating period 1 July 2020 to 30 June 2021;
- i. An *ad valorem* rate of 0.190388 cents in the dollar (zero point one nine zero three eight eight), on all rateable land in Lockhart Shire, categorised as FARMLAND in accordance with Section 515 of the Local Government Act 1993, and named “**Farmland**”.
 - ii. An ordinary rate on all rateable land in Lockhart Shire, categorised as RESIDENTIAL in accordance with Section 516 of the Local Government Act 1993, excluding land that is subject to either Residential – Lockhart, Residential – The Rock, Residential – Yerong Creek or Residential – Rural, and named “**Residential**”, comprising,
 - a) A base amount of \$40.00 (forty dollars) estimated to realise 30% (thirty percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 1.435439 cents in the dollar (one point four three five four three nine).
 - iii. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - LOCKHART in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – Lockhart**”, comprising,
 - a) A base amount of \$75.00 (seventy five dollars) estimated to realise 21% (twenty one percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 1.084883 cents in the dollar (one point zero eight four eight eight three).
 - iv. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - THE ROCK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - The Rock**”, comprising,
 - a) A base amount of \$75.00 (seventy five dollars) estimated to realise 20% (twenty percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 0.470752 cents in the dollar (zero point four seven zero seven five two).
 - v. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - YERONG CREEK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - Yerong Creek**”, comprising,
 - a) A base amount of \$80.00 (eighty dollars) estimated to realise 37% (thirty seven percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 0.634019 cents in the dollar (zero point six three four zero one nine)
 - vi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - RURAL in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - Rural**”, comprising,
 - a) A base amount of \$50.00 (fifty dollars) estimated to realise 12% (twelve percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 0.303056 cents in the dollar (zero point three zero three zero five six).
 - vii. An ordinary rate on all rateable land in Lockhart Shire, categorised as MINING in accordance with Section 517 of the Local Government Act 1993, and named “**Mining**”, comprising,
 - a) A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 0% (zero percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 1.8 cents in the dollar (one point eight).
 - viii. An ordinary rate on all rateable land in Lockhart Shire, categorised as BUSINESS in accordance with Section 518 of the Local Government Act 1993, excluding land that is subject to either Business – Lockhart, Business – The Rock or Business – Yerong Creek, and named “**Business**”, comprising,

- a) A base amount of \$120.00 (one hundred and twenty dollars) estimated to realise 27% (twenty seven percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 2.914836 cents in the dollar (two point nine one four eight three six)
- ix. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - LOCKHART in accordance with Section 518 of the Local Government Act 1993, and named "**Business – Lockhart**", comprising,
- a) A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 30% (thirty percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 1.318787 cents in the dollar (one point three one eight seven eight seven).
- x. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - THE ROCK in accordance with Section 518 of the Local Government Act 1993, and named "**Business - The Rock**", comprising,
- a) A base amount of \$130.00 (one hundred and thirty dollars) estimated to realise 21% (twenty one percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 0.721929 cents in the dollar (zero point seven two one nine two nine).
- xi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - YERONG CREEK in accordance with Section 518 of the Local Government Act 1993, and named "**Business - Yerong Creek**", comprising,
- a) A base amount of \$50.00 (fifty dollars) estimated to realise 13% (thirteen percent) of the total yield of this rate, and
 - b) An *ad valorem* rate of 1.877028 cents in the dollar (one point eight seven seven zero two eight).
5. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following charges for the rating period 1 July 2020 to 30 June 2021:

WASTE MANAGEMENT:

- i. A Domestic Waste Management annual charge of \$400.00 (four hundred dollars) for a once weekly food organics and garden organics bin collection service and a once fortnightly general waste bin and recycle bin collection service for all rateable residential properties with a dwelling, located within the area for which the service is available, named "**Domestic Waste Management**".
- ii. A Domestic Waste Management vacant charge of \$55.60 (fifty five dollars and sixty cents) for all vacant rateable residential assessments located within the area for which the service is available, named "**Domestic Waste Vacant**".
- iii. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once weekly food organics and garden organics bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional FOGO**".
- iv. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly general waste bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional Garbage**".
- v. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly recycle bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional Recycle**".



- vi. A Waste Management annual charge of \$400.00 (four hundred dollars) for a once weekly food organics and garden organics bin collection service and a once fortnightly general waste bin and recycle bin collection service for all rateable non-residential occupied properties, located within the area for which the service is available, named **“Waste Management Non-residential”**.
- vii. A Waste Management vacant charge of \$55.60 (fifty five dollars and sixty cents) for all vacant rateable non-residential assessments located within the area for which the service is available, named **“Waste Management Vacant Non-residential”**.
- viii. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once weekly food organics and garden organics bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional FOGO”**.
- ix. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly general waste bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional Garbage”**.
- x. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly recycle bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional Recycle”**.
- xi. A Waste Management charge of \$55.60 (fifty-five dollars and sixty cents) for all assessments with a dwelling who do not receive a Domestic Waste Management charge, named **“Tip Availability”**.

SEWERAGE CHARGES:

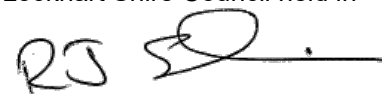
- xii. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Residential”**.
- xiii. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of Lockhart for which the service is available, but is not connected, named **“Lockhart Sewerage Vacant Residential”**.
- xiv. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of The Rock for which the service is available, named **“The Rock Sewerage Residential”**.
- xv. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of The Rock for which the service is available, but is not connected, named **“The Rock Sewerage Vacant Residential”**.
- xvi. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of Yerong Creek for which the service is available, named **“Yerong Creek Sewerage Residential”**.
- xvii. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of Yerong Creek area for which the service is available, but is not connected, named **“Yerong Creek Sewerage Vacant Residential”**.
- xviii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Non-residential access charge”**.
- xix. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Non-residential usage charge”**.

- xx. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of Lockhart for which the service is available, that are vacant and/or do not have a water meter, named “**Lockhart Sewerage Non-Residential Vacant**”.
 - xxi. The minimum charge applicable to **Lockhart non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
 - xxii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of The Rock for which the service is available, named “**The Rock Sewerage Non-residential access charge**”.
 - xxiii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of The Rock for which the service is available, named the “**The Rock Sewerage Non-residential usage charge**”.
 - xxiv. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of The Rock for which the service is available, that are vacant and/or do not have a water meter, named “**The Rock Sewerage Non-Residential Vacant**”.
 - xxv. The minimum charge applicable to **The Rock non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
 - xxvi. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named “**Yerong Creek Sewerage Non-residential access charge**”.
 - xxvii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named the “**Yerong Creek Sewerage Non-residential usage charge**”.
 - xxviii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, that are vacant and/or do not have a water meter, named “**Yerong Creek Sewerage Non-Residential Vacant**”.
 - xxix. The minimum charge applicable to **Yerong Creek non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
6. the Draft Fees and Charges 2020-21 be adopted;
7. the interest charge on overdue rates and charges be set as advised by the Office of Local Government that for the period 1 July 2020 to 31 December 2020 (inclusive) will be 0.0% per annum and that the maximum rate of interest payable on overdue rates and charges for the period 1 January 2021 to 30 June 2021 (inclusive) will be 7.0% per annum.

139/20 RESOLVED on the motion of Crs Douglas and Walker that:

1. Council note and consider any public submissions made in respect to the Draft Delivery Program 2017-2021 and Operational Plan Budget 2020-2021 and Budget Estimates 2021-2024;
2. The Draft Delivery Program 2017-2021 incorporating Budget Estimates 2021-2024 for income and expenditure for Council's General Fund and Sewer Fund and the Draft Revenue Policy, as attached, be adopted;
3. Pursuant to the provisions of the Local Government (Financial Management) Regulation 1993, expenditure required to finance works, services and activities of the Council for the financial year 2020-2021 as detailed in Part 1 Budget Estimates section of the Council's Operational Plan Budget 2020-2021 and Delivery Program Budget 2021-2024 be approved and voted accordingly;
4. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following **Ordinary Rates** for the rating period 1 July 2020 to 30 June 2021;

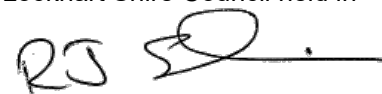
- i. An *ad valorem* rate of 0.190388 cents in the dollar (zero point one nine zero three eight eight), on all rateable land in Lockhart Shire, categorised as FARMLAND in accordance with Section 515 of the Local Government Act 1993, and named “**Farmland**”.
- ii. An ordinary rate on all rateable land in Lockhart Shire, categorised as RESIDENTIAL in accordance with Section 516 of the Local Government Act 1993, excluding land that is subject to either Residential – Lockhart, Residential – The Rock, Residential – Yerong Creek or Residential – Rural, and named “**Residential**”, comprising,
 - a. A base amount of \$40.00 (forty dollars) estimated to realise 30% (thirty percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 1.435439 cents in the dollar (one point four three five four three nine).
- iii. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - LOCKHART in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – Lockhart**”, comprising,
 - a. A base amount of \$75.00 (seventy five dollars) estimated to realise 21% (twenty one percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 1.084883 cents in the dollar (one point zero eight four eight eight three).
- iv. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - THE ROCK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - The Rock**”, comprising,
 - a. A base amount of \$75.00 (seventy five dollars) estimated to realise 20% (twenty percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 0.470752 cents in the dollar (zero point four seven zero seven five two).
- v. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - YERONG CREEK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - Yerong Creek**”, comprising,
 - a. A base amount of \$80.00 (eighty dollars) estimated to realise 37% (thirty seven percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 0.634019 cents in the dollar (zero point six three four zero one nine)
- vi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - RURAL in accordance with Section 516 of the Local Government Act 1993, and named “**Residential - Rural**”, comprising,
 - a. A base amount of \$50.00 (fifty dollars) estimated to realise 12% (twelve percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 0.303056 cents in the dollar (zero point three zero three zero five six).
- vii. An ordinary rate on all rateable land in Lockhart Shire, categorised as MINING in accordance with Section 517 of the Local Government Act 1993, and named “**Mining**”, comprising,
 - a. A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 0% (zero percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 1.8 cents in the dollar (one point eight).
- viii. An ordinary rate on all rateable land in Lockhart Shire, categorised as BUSINESS in accordance with Section 518 of the Local Government Act 1993, excluding land that is subject to either Business – Lockhart, Business – The Rock or Business – Yerong Creek, and named “**Business**”, comprising,
 - a. A base amount of \$120.00 (one hundred and twenty dollars) estimated to realise 27% (twenty seven percent) of the total yield of this rate, and



- b. An *ad valorem* rate of 2.914836 cents in the dollar (two point nine one four eight three six)
 - ix. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - LOCKHART in accordance with Section 518 of the Local Government Act 1993, and named "**Business – Lockhart**", comprising,
 - a. A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 30% (thirty percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 1.318787 cents in the dollar (one point three one eight seven eight seven).
 - x. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - THE ROCK in accordance with Section 518 of the Local Government Act 1993, and named "**Business - The Rock**", comprising,
 - a. A base amount of \$130.00 (one hundred and thirty dollars) estimated to realise 21% (twenty one percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 0.721929 cents in the dollar (zero point seven two one nine two nine).
 - xi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS - YERONG CREEK in accordance with Section 518 of the Local Government Act 1993, and named "**Business - Yerong Creek**", comprising,
 - a. A base amount of \$50.00 (fifty dollars) estimated to realise 13% (thirteen percent) of the total yield of this rate, and
 - b. An *ad valorem* rate of 1.877028 cents in the dollar (one point eight seven seven zero two eight).
5. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following charges for the rating period 1 July 2020 to 30 June 2021:

WASTE MANAGEMENT:

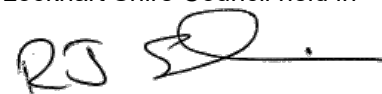
- i. A Domestic Waste Management annual charge of \$400.00 (four hundred dollars) for a once weekly food organics and garden organics bin collection service and a once fortnightly general waste bin and recycle bin collection service for all rateable residential properties with a dwelling, located within the area for which the service is available, named "**Domestic Waste Management**".
- ii. A Domestic Waste Management vacant charge of \$55.60 (fifty five dollars and sixty cents) for all vacant rateable residential assessments located within the area for which the service is available, named "**Domestic Waste Vacant**".
- iii. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once weekly food organics and garden organics bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional FOGO**".
- iv. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly general waste bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional Garbage**".
- v. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly recycle bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named "**Domestic Waste Additional Recycle**".
- vi. A Waste Management annual charge of \$400.00 (four hundred dollars) for a once weekly food organics and garden organics bin collection service and a once fortnightly general waste bin and recycle bin collection service for all rateable non-residential



- occupied properties, located within the area for which the service is available, named **“Waste Management Non-residential”**.
- vii. A Waste Management vacant charge of \$55.60 (fifty five dollars and sixty cents) for all vacant rateable non-residential assessments located within the area for which the service is available, named **“Waste Management Vacant Non-residential”**.
- viii. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once weekly food organics and garden organics bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional FOGO”**.
- ix. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly general waste bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional Garbage”**.
- x. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once fortnightly recycle bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named **“Waste Management Additional Recycle”**.
- xi. A Waste Management charge of \$55.60 (fifty-five dollars and sixty cents) for all assessments with a dwelling who do not receive a Domestic Waste Management charge, named **“Tip Availability”**.

SEWERAGE CHARGES:

- xii. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Residential”**.
- xiii. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of Lockhart for which the service is available, but is not connected, named **“Lockhart Sewerage Vacant Residential”**.
- xiv. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of The Rock for which the service is available, named **“The Rock Sewerage Residential”**.
- xv. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of The Rock for which the service is available, but is not connected, named **“The Rock Sewerage Vacant Residential”**.
- xvi. A Sewerage Availability annual charge of \$530.00 (five hundred and thirty dollars) for all rateable residential properties with a dwelling, located within the town of Yerong Creek for which the service is available, named **“Yerong Creek Sewerage Residential”**.
- xvii. A Sewerage Availability vacant annual charge of \$268.00 (two hundred and sixty eight dollars) for all vacant rateable residential properties, located within the town of Yerong Creek area for which the service is available, but is not connected, named **“Yerong Creek Sewerage Vacant Residential”**.
- xviii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Non-residential access charge”**.
- xix. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Lockhart for which the service is available, named **“Lockhart Sewerage Non-residential usage charge”**.



- xx. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of Lockhart for which the service is available, that are vacant and/or do not have a water meter, named “**Lockhart Sewerage Non-Residential Vacant**”.
 - xxi. The minimum charge applicable to **Lockhart non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
 - xxii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of The Rock for which the service is available, named “**The Rock Sewerage Non-residential access charge**”.
 - xxiii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of The Rock for which the service is available, named the “**The Rock Sewerage Non-residential usage charge**”.
 - xxiv. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of The Rock for which the service is available, that are vacant and/or do not have a water meter, named “**The Rock Sewerage Non-Residential Vacant**”.
 - xxv. The minimum charge applicable to **The Rock non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
 - xxvi. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all water meter sizes for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named “**Yerong Creek Sewerage Non-residential access charge**”.
 - xxvii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named the “**Yerong Creek Sewerage Non-residential usage charge**”.
 - xxviii. A Sewerage Availability annual charge of \$268.00 (two hundred and sixty eight dollars) for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, that are vacant and/or do not have a water meter, named “**Yerong Creek Sewerage Non-Residential Vacant**”.
 - xxix. The minimum charge applicable to **Yerong Creek non-residential** metered assessments will be \$530.00 (five hundred and thirty dollars) for the period 1 July 2020 to 30 June 2021.
6. the Draft Fees and Charges 2020-21 be adopted;
7. the interest charge on overdue rates and charges be set as advised by the Office of Local Government that for the period 1 July 2020 to 31 December 2020 (inclusive) will be 0.0% per annum and that the maximum rate of interest payable on overdue rates and charges for the period 1 January 2021 to 30 June 2021 (inclusive) will be 7.0% per annum.

13. LOCAL GOVERNMENT ELECTIONS UPDATE

(GM/E15-020)

Executive Summary

Saturday 4 September 2021 has been set as the date of the next local government elections.

Report

It has previously been reported to Council that the Minister for Local Government had advised that, in order to provide certainty to councils, communities and potential candidates, the NSW Government has made the decision to postpone the September local government elections in the face of the COVID-19 crisis. According to the Minister the decision was necessary to ensure the health and safety of voters, NSW Electoral Commission staff and election candidates.


CHAIRPERSON

The Minister for Local Government has now published orders in the Gazette under section 318B of the Local Government Act 1993 having the following effect:

- Postponing the next ordinary local government elections in response to the COVID-19 pandemic.
- The next local government elections will be held on 4 September 2021.
- Current councillors and popularly elected mayors will continue to hold their civic offices until council elections are held on 4 September 2021.
- Councils will not be required to hold by-elections to fill vacancies or to apply to the Minister to dispense with the requirement to hold a by-election during the period specified in the orders i.e. 26 June 2020 to 4 September 2021.
- The making of the orders will not affect the requirement to hold mayoral elections. Mayoral elections must be held for mayors elected in September 2018 when their two year-terms expire in September 2020.
- Mayors elected in September 2019 will continue to hold office until council elections are held on 4 September 2021.
- The composition of joint organisation boards may need to change in September 2020 if mayors of member councils elected by councillors are not re-elected.
- The postponement of the next ordinary local government elections will not affect the timing of future council elections, and the subsequent ordinary local government elections will still proceed in September 2024.

Integrated Planning and Reporting Reference

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

Legislative Policy & Planning Implications

Council's next annual report would have also included an end of term report however this will now not be required until the 2020/21 annual report.

At the beginning of a new council term it is necessary to review, in consultation with the community, Council's integrated planning and reporting documents including the Community Strategic Plan and Delivery Program. This requirement will also be deferred for 12 months.

The amendments to the Local Government Act regarding Audit, Risk and Improvement Committees and councils' risk management framework are scheduled to commence six months following the next council election. This means the amendments will now not take effect until March 2022.

Budget & Financial Aspects

Council has been transferring to an election reserve an amount of \$6,000 per annum for the elections held every four years, anticipating a total cost of \$24,000 for the 2020 elections if an election is held in all three wards. A cost estimate had been received from the NSWEC in the amount of \$30,000. Provision for the cost of the elections will now be included in the 2021/2022 financial year budget. The cost of new councillor induction sessions as part of a councillor professional development program will now also be included in the 2021/2022 financial year budget instead of 2020/2021.

Attachments

Nil.

Recommendation: That the information be noted.

140/20 RESOLVED on the motion of Crs Marston and Driscoll that the information be noted.
--

14. REDISTRIBUTION OF ELECTORAL DISTRICTS

(GM/E15-025)

Executive Summary

The 93 electoral districts in New South Wales are being reviewed, and the boundaries redrawn if necessary, to ensure equal numbers of voters in each district.

Report

As reported to the last Council meeting, the NSW Electoral Commission has advised that the 93 electoral districts in New South Wales are being reviewed, and the boundaries redrawn if necessary, to ensure equal numbers of voters in each district.

This process is called redistribution and is required by legislation to take place after every second New South Wales State general election. The last New South Wales redistribution was finalised in 2013, with the resulting boundaries in place for the 2015 and 2019 State elections.

In a two-step process suggestions and proposals were first invited. Any suggestions submitted by the due date of 1 July 2020 were then made publicly available and comments invited in relation to those proposals by a second due date of 15 July 2020.

At the last Council meeting it was resolved that Council submit a suggestion that the Lockhart Shire remain wholly within the Wagga Wagga electorate. A total of 41 suggestions were submitted by the due date including Lockhart Shire Council's. Suggestions were submitted by political parties, local councils, community organisations and individuals. All suggestions are available to view at <https://elections.nsw.gov.au/redistribution/Make-a-suggestion/Suggestions-on-electoral-districts>.

In addition to Council's suggestion, two other suggestions impacted on Lockhart Shire. One suggestion proposed that the former Tumbarumba Shire area, now part of Snowy Valleys Council, be transferred from the Albury electorate to the Wagga Wagga electorate and, in order to offset the loss of voters, Lockhart Shire be transferred from Wagga to Albury.

The suggestion submitted by the Liberal Party of Australia however proposed that the Lockhart Shire be split with The Rock to remain in Wagga Wagga and the balance of the Shire to be transferred to the electorate of Albury. An extract from the Liberal Party's suggestion reads as follows:

"Albury and Wagga Wagga have straightforward additions to meet the higher quota. Tumbarumba has always had a stronger community of interest with Wagga Wagga than Albury. Now that Tumbarumba Shire is amalgamated into Snowy Valleys LGA with Tumut, it is an obvious addition to Wagga Wagga. To compensate Albury, all of Lockhart LGA is transferred to Albury except The Rock which is only 31 kilometres from Wagga Wagga and 41 kilometres from Lockhart. Including Lockhart in the electoral district of Albury along with Urana, Jerilderie and Corowa is logical."

The deadline for making a submission in relation to the suggestions was 15 July 2020. As the deadline was prior to the date of the July Ordinary Council meeting, a submission was lodged based on the resolution passed by Council at the last Council meeting reinforcing the view that all of the Lockhart local government area should remain wholly within the electoral district of Wagga Wagga.

Integrated Planning and Reporting Reference

E3: Advocate for the appropriate representation of the needs of the Lockhart Shire community at a state and regional level.

Legislative Policy & Planning Implications

To ensure the number of electors within each district remains approximately the same over time, the *Constitution Act 1902* requires that electoral district boundaries are adjusted. This formal process is called a redistribution and must take place after every second New South Wales State general election. Whilst the *Constitution Act 1902* sets out the conditions under which a redistribution should take place the *Electoral Act 2017*, provides the process and timetable for the redistribution.

Budget & Financial Aspects

Nil.

Attachments

Nil.

Recommendation: That:

1. The information contained in this report be noted.
2. The lodgement of a submission to the Electoral Districts Redistribution Panel reinforcing the view that all of the Lockhart local government area should remain wholly within the electoral district of Wagga Wagga, be ratified.

141/20 RESOLVED on the motion of Crs Verdon and Marston that:

1. The information contained in this report be noted.
2. The lodgement of a submission to the Electoral Districts Redistribution Panel reinforcing the view that all of the Lockhart local government area should remain wholly within the electoral district of Wagga Wagga, be ratified.

QUESTIONS AND STATEMENTS

Cr Marston

- i) **Sec 355 Committees Complaints Protocol** – Cr Marston suggested anyone with a complaint regarding a committee should go to Council's representative on that committee in the first instance, before contacting the General Manager.

Cr Driscoll

- i) **Signage at The Rock Hill** – Cr Driscoll has received reports from visitors that they're getting lost on the walking tracks at the reserve. Requested that Council's Tourism & Economic Development Officer make enquiries of National Parks & Wildlife regarding additional/better signage for the tracks.
- ii) **The Rock OOSH** – seems to be performing very well and appears to have made a profit this year. The plan was to have a Lockhart Shire Childcare Plan. Cr Driscoll requested that Council investigate the childcare situation in the Shire and ascertain if there is a need that could be supported by any of The Rock OOSH surplus.

Cr Day

- i) **Lockhart Showground** – Cr Day requested that his compliments be passed on to the staff who have done a great job on the pouring of the new wool bales.

Cr Verdon

- i) **The Rock Recreation Ground** – Cr Verdon asked for the timeframe for completion of the carpark at The Rock Recreation Ground.
- ii) **The Rock Nature Reserve** – Cr Verdon has received comments, and noted himself, that the signage on the approaches for "The Rock Nature Reserve" are extremely dull and difficult to read. Who owns the sign and therefore responsible for the maintenance?

Cr Schirmer

- i) **Lockhart The Rock Road** – Cr Schirmer requested a quotation be sourced for fog lines and centrelines between Lockhart and The Rock, particularly on the bend at the County Boundary Road intersection.

Response – DEES

Advised that he has inspected the road. Road width is an issue – will check with TfNSW as to whether those lines can be put in place. Lines are not allowed on narrow roads.

- ii) **Lockhart Showground** – Cr Schirmer commented that the new Shears, newly installed on the wool bales at Lockhart Showground, blend into the background. The Committee are investigating a backdrop to put in place.

- iii) **Garbage bins in the main street** – Cr Schirmer noted that liquid waste leaks from underneath the bins, onto the pavers below and is causing staining. Cr Schirmer requested that pressure-washing of the pavers beneath each bin be undertaken.
- iv) **Table Drain, Spanish Avenue** – Cr Schirmer drew attention to the table drain adjacent to Mrs McKenzie's property on Spanish Avenue, which is still holding a large quantity of water. Cr Schirmer requested that works be undertaken to release this water to prevent mosquitos.
- v) **Annual Returns** – Cr Schirmer reminded councillors that annual declarations are due to the Electoral Commission.

CLOSED SESSION

In accordance with the Local Government Act 1993 the following business is considered to be of a kind referred to in subsection 10A(2) of the Act and should be dealt with as part of the meeting closed to the media and public.

142/20 RESOLVED on the motion of Crs Douglas and Marston that Council close the meeting to the public as per section 10A(2)(c) of the Local Government Act 1993.

The meeting moved into Closed Session at 6.30pm.

143/20 RESOLVED on the motion of Crs Marston and Verdon that Council move into Open Session.

The meeting moved into Open Session at 6.40pm.

OPEN COUNCIL

The resolutions of Council, relating to Items 15 and 16, passed while the meeting was closed to the public were read to the meeting by the General Manager.

15. GREEN STREET WEST, LOCKHART – PRICE REVIEW (GM/L05-050)

This item is classified CONFIDENTIAL under section 10A (2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

144/20 RESOLVED on the motion of Crs Douglas and Walker that the recommendation be adopted.

1. That Council accept the offer of \$43,000 received for the purchase of Lot 11 Rockliff Court, in the Green Street West subdivision; and
2. Authority be granted for the Transfer document relating to the sale of Lot 11 Rockliff Court to be executed under Council's seal.

16. AGED CARE ACCOMMODATION IN LOCKHART (GM/A25-030)

This item is classified CONFIDENTIAL under section 10A (2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:


- (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Cr Schirmer declared a non-pecuniary interest in this item.

145/20 RESOLVED on the motion of Crs Verdon and Douglas that the information in the report be noted.

The meeting concluded at 6.41pm.

The minutes of the meeting held on Monday, 20 July 2020, were confirmed as a true and accurate record at the Ordinary Council Meeting held on 17 August 2020, at which time the signature was hereunto subscribed.


_____ **CHAIRMAN**


_____ **CHAIRPERSON**