



MINUTES

of the
Ordinary Meeting
Held
20 March 2017

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

**Minutes of the Ordinary Monthly Meeting of Lockhart Shire Council held in the Council Chambers,
Green Street, Lockhart on Monday, 20 March 2017 at 6.00pm.**

PRESENT

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

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

The meeting opened with a prayer.

APOLOGIES

Cr I. Marston.

LEAVE OF ABSENCE

Nil requested.

CONFIRMATION OF MINUTES ORDINARY MEETING 6 FEBRUARY 2017

26/17	RESOLVED on the motion of Crs Walker and Verdon that the Minutes of the Ordinary Meeting held on Monday, 6 February 2017 as printed and circulated be taken as read and confirmed.
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DECLARATION OF PECUNIARY AND NON-PECUNIARY INTERESTS

Cr G. Driscoll – Non-Pecuniary Interest, Staff Reports, Item 3, The Rock Regional Observatory Project.

Cr A. Rockliff – Non-Pecuniary Interest, Staff Reports, Item 13, Request for Road Name Change.

URGENT MATTERS

Nil.

NOTICE OF MOTION

Nil.

MAYORAL MINUTE

Nil.

MAYORAL REPORT

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

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|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Tues, 21 Feb | Attended Celebration of Public Life of Mrs Lola Cummins OAM, in Junee. |
| Wed, 22 Feb | Hosted The Hon. Michael McCormack, Federal Member for Riverina's visit to Lockhart, including tour of Lockhart's industrial park.

Attended the inaugural 'Lockhart Shire Business Excellence Awards' presentation evening/dinner. |
| Thurs, 2 Mar | Attended a REROC Executive meeting in Wagga Wagga. |
| Thurs, 16 Mar | Along with the General Manager Peter Veneris, attended the Murray Darling Association Region 9 meeting in Leeton. |

27/17	RESOLVED on the motion of Crs Rockliff and Douglas that the Mayoral Report be received.
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Committee Reports

1. MINUTES OF THE TOURISM/ECONOMIC DEVELOPMENT STEERING COMMITTEE MEETING (T26-005)

MINUTES OF THE TOURISM/ECONOMIC DEVELOPMENT STEERING COMMITTEE MEETING OF LOCKHART SHIRE COUNCIL HELD AT LOCKHART SHIRE COUNCIL ON TUESDAY, 7 MARCH 2017 COMMENCING AT 6.30PM.

PRESENT

Mrs Raeleen Pfeiffer, Mrs Susan Creek, Ms Sandra Johnstone, Mrs Myra Jenkyn, Councillor Gail Driscoll, Mr Greg Smith, Mr Colin Wiese, Tourism/Economic Development Officer (Jennifer Connor).

APOLOGIES

Councillor Derek Douglas.

LEAVE OF ABSENCE

Nil.

CORRESPONDENCE

Letter of resignation from Justine Isherwood as no longer able to commit to the meetings. Letter of thanks to be sent thanking Justine for her input to the TEDSC. The TEDSC will discuss potential new members at the next meeting.

PECURINARY/NON PECURINARY INTEREST

Raeleen Pfeiffer – Lockhart Shire Tourism Logo

CONFIRMATION OF MINUTES

The minutes of the Meeting held Tuesday, 1 November 2016, as printed and circulated, be taken as read and confirmed on the Motion of R Pfeiffer.

1. Economic Development

On 7 November 2016, members of the TEDSC attended an economic development workshop regarding specific target actions and resourcing. A report to Council following the Crowe Horwath economic development workshop, in which Council resolved to adopt the short, medium and long term priorities for incorporation in to the Delivery Program, was tabled at the meeting.

Recommendation: That the information be noted.

28/17 RESOLVED on the motion of Crs Verdon and Rockliff that the information be noted.

2. Lockhart Shire Business Excellence Awards

The Lockhart Shire Business Excellence Awards were held at Lockhart Ex-Servicemen's Club on Wednesday, 22 February 2017. More than 100 people attended the awards including Michael McCormack MP, Tim Fischer, and John Glasford standing in for the Rotary District Governor.

The Awards received great press coverage in both print and through social media by the Eastern Riverina Chronicle, Daily Advertiser, Rural and Southern Weekly. Michael McCormack also provided coverage through social media, and the Awards featured in the Verandah Town newsletter.

The TEDO received very positive feedback from attending businesses, from community members and from businesses who did not participate this year, but who were impressed by the press coverage. It was very encouraging that these businesses indicated they would be very keen to participate in next year's awards. While one business did suggest the Awards be held every two years, there was very strong support from other businesses in Lockhart and The Rock for the Awards to be held annually, as originally proposed.

The TEDO is drafting letter to be sent to Rotary thanking them for their efforts in hosting a very successful event, and also to trophy sponsors Lockhart Progress and The Rock Progress Association.

The TEDO has designed a small winners logo which has been forwarded to the three business category winners for use on email signatures etc.

Constructive feedback of the Awards evening has been taken on board, and the TEDO will also look at introducing online voting for next year and drop boxes in each town. The potential to coincide with business week is also being considered. The TEDO has been in touch with Rotary and will continue to liaise regarding 2018.



Recommendation: That the information be noted.

29/17 RESOLVED on the motion of Crs Driscoll and Walker that the information be noted.

3. Destination Riverina Murray

The TEDO will be attending an RRT meeting with new Destination Riverina Murray board members on Tuesday, 14 March for the latest update from the new Destination network on the role of the new board. The roles are still being defined and are evolving as they liaise with Destination NSW and stakeholders. There is a strong role for LGAs to play, however this is yet to be defined. RRT will continue to be a conduit and collaborate on promotional projects. RRT may consider a name change for funding purposes.

Recommendation: That the information be noted.

30/17 RESOLVED on the motion of Crs Sharp and Driscoll that the information be noted.

4. Australian Kelpie Hall of Fame

A grant for capability building activities is currently available which would cover a feasibility study on the Australian Kelpie Hall of Fame project. The funding is available for projects under \$20,000, and the TEDO has received quotations which come in under this amount. The grant does not require matched funding. Applications close on 31 March 2017. If successful the grants are due to be announced in June/July, for completion within 12 months of acceptance of grant. As these types of grants do not come up very often, the TEDSC felt it was worthwhile applying for the grant.

Recommendation: That the TEDO apply for grant funding.

31/17 RESOLVED on the motion of Crs Driscoll and Rockliff that the TEDO apply for grant funding.

5. Shop the Spirit and Win

Shop the Spirit and Win was a successful spring shopping campaign held over 8 weeks between October and December. Entry forms included shop name and customer postcodes. This information was used to provide customer demographics to each participating business, providing a breakdown of where their customers originate from. The TEDO is able to use these location demographics for target marketing, and include visitor numbers when applying for funding.

Recommendation: That the information be noted.

32/17 RESOLVED on the motion of Crs Walker and Rockliff that the information be noted.

6. Shire Signs

The TEDSC discussed the Shire entry signs, now that Lockhart Shire has been confirmed to remain an independent Council and the new budget is looming. Design was discussed, with the potential for the Shire entry signs to tie in with the style of the rusty backed signs installed in CWA Park and at Galore Hill. These signs link both modern style with our heritage, as well as being durable, unique and appealing.

Recommendation: That designs for the Shire Signs be investigated.

33/17 RESOLVED on the motion of Crs Driscoll and Day that designs for the Shire Signs be investigated.

7. Volunteer BBQs

Last year Council resolved to hold the Volunteer BBQs annually in conjunction with National Volunteers Week. In 2016 Volunteer BBQs were held in four separate locations. The TEDO advised the meeting that attendance was not particularly strong and logistics of organising the four separate locations was problematic. The TEDSC felt that holding the BBQ at one location per year, on a rotational basis throughout the Shire, on the Friday during Volunteer Week would be preferable. The date this year would be Friday, 12 May.

The BBQ would require at least two councillors to cook, however it provides a good opportunity for any available councillors to attend. Suggested locations include Lockhart, Osborne, Pleasant Hills, The Rock and Yerong Creek.

Following a decision of location by Council, members of the community can be made aware of the date change through social media, local posters, newspaper articles and Council newsletter. The TEDO would coordinate the event.

Recommendation: That the Lockhart Shire Volunteer BBQ be held at one location per year on a rotational basis throughout the Shire.

34/17 RESOLVED on the motion of Crs Driscoll and Day that the Lockhart Shire Volunteer BBQ be held at one location per year on a rotational basis throughout the Shire.

8. Current TEDO projects

Lockhart Progress Association	Lockhart Vintage Verandah Fest similar in numbers to last year. Progress in danger of folding, desperately needs new members.
Drovers Way Touring Route	Relevant councils to meet in April to further progress. Collingullie have confirmed interest as starting point travelling through Lockhart, Urana, Jerilderie, Conargo and Deniliquin.
Lockhart Shire Tourism Logo	TEDO has been liaising with Raeleen Pfeiffer to discuss graphic design of logo. Working on initial concept.
Town Visitor Information Boards	In the next month the TEDO will be working on town and shire maps for information sign at The Rock. On completion of The Rock frame, TEDO will work with Lockhart Rotary to produce frame.
Billboard	DA has been lodged. Alan Gundrill has been liaising with Wagga City Council to progress the application.
Australia BIG List	The TEDO is working on recognition of the large Emu & Kangaroo Sculptures, which stand approximately 8m tall, on the Australia BIG list. The interpretative board has been received and is due for installation on the roadside near the sculptures in the near future. Referred to in social media posts by visitors as the Coat of Arms.
The Rock Shop Local Promotion	The TEDO is working on a draft postcard to promote businesses in The Rock and will liaise with The Rock Progress Association regarding the product

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The Rock Heritage Trail	Received and has been distributed to VICs and shops in The Rock
The Rock Museum	Successful in grants for sound system for \$4,950.00 which will tell the story of The Rock and \$1,800.00 grant for interpretative information. Raised funds to cover the previous Hall debt.
The Rock Progress	The Progress Association are looking for funding for the Faerie Tree project. Working on astronomy project. B&S Ball for 2017.
The Rock Hill	Works by NPWS are ongoing. Some interpretative signage has been installed and tracks cleared.
Lockhart Museum	Continuing to work on collections, working on large grant project.
Wall of Fame	TEDO still looking for potential funding.
SOL	TEDO designing two sided flyer for distribution at Wagga's Stone the Crows Festival – one side Lockhart Shire, one side SOL
Love Lockhart Shire Photo Comp	All details in place for the photo competition which runs from 1 April to 30 June 2017. Information listed on website and will be promoted in newsletter, social media and in radio campaigns.

The next TEDSC meeting will be held at Pleasant Hills Community Hall on Tuesday, 4 April 2017 at 6.00pm.

Recommendation: That the report be received and the recommendations contained therein be adopted.

35/17 RESOLVED on the motion of Crs Day and Verdon that the report be received and the recommendations contained therein be adopted.

Delegates' Reports

Nil.

Status Report/Précis of Correspondence Issued

Status Report: Council Resolutions and Tasks to be finalised

Res. No:	Officer to Action	Info	Action Taken
Ordinary Council Meeting held 6 February 2017			
21/17	GM	<p>Council Meeting Dates April Council meeting to be held Tues, 18 April 2017 in lieu of 17 April being the Easter Monday Public Holiday.</p>	Revised meeting date published on Council's website. Notice to be placed in local newspaper in the week prior to the Council meeting.
19/17	GM	<p>Review of Delegations</p> <p>A. <i>"That pursuant to Section 377 of the Local Government Act 1993 the General Manager, Peter Veneris, be and hereby is delegated authority to exercise all such powers, authorities, duties and functions as may be experienced by the Council under any Act other than:</i></p> <p style="padding-left: 20px;">iii. <i>In relation to any matter where the Mayor has directed the General Manager, in writing, not to exercise a delegated function and to refer the matter to Council for determination; and</i></p> <p style="padding-left: 20px;">iv. <i>Those functions that are required by Section 377 to be exercised only by the Council;</i></p> <p>B. <i>That pursuant to Section 377 of the Local Government Act 1993 the General Manager, Peter Veneris, be and hereby is delegated authority to write off outstanding amounts of up to \$500 that are deemed uneconomic to collect."</i></p>	Complete.
18/17	GM	<p>Policy Development and Review Council:</p> <p>a) Endorse amended Policy 1.0 "Policies – Procedure for Consideration and Adoption", as presented for public exhibition;</p> <p>b) Delegate authority to the GM to update existing Policies that require only minor amendments and do not alter the substance or intent of the Policy.</p>	Amended Policy 1.0 "Policies – Procedure for Consideration and Adoption" placed on public exhibition and no submissions received. Amended Policy tabled at March Council meeting for formal adoption (refer Agenda Item 18)
17/17	GM	<p>Special Rate Variation</p> <p>a) Council apply for a Special Rate Variation (SRV) to commence in the 2017/18 financial year of 4.6% per annum inclusive of rate pegging cumulative for 7 years, to remain permanently in the rate base, for the purpose of increasing Council's own source revenue and to be applied to the provision of community infrastructure including flood mitigation works, road restoration and swimming pool refurbishments; and</p> <p>b) If the SRV is approved and the Building Better Regions Fund (BBRF) grant application is unsuccessful, Council will still proceed with a \$4.2M upgrade of Lockhart and The Rock swimming pools;</p> <p>c) If the SRV is not approved Council will proceed with a \$2M repair only of Lockhart and The Rock swimming pools;</p> <p>d) Council will only proceed with the flood mitigation works if Office of Environment and Heritage (OEH) funding is forthcoming.</p>	Complete. Application for a Special Rate Variation was submitted to IPART on 10 February 2017. Closing date was 13 February 2017. IPART's decision is expected in mid-May 2017.

16/17	GM	<p>2017/18 Operational Plan and Budget</p> <p>a) Council endorse the timeline outlined in the report for the preparation of the 2017/18 Draft Budget and Operational Plan including the conduct of Councillor Workshops on 20 March and April 2017.</p> <p>b) a bus tour of the Shire take place on Tuesday, 14 March 2017.</p>	<p>Bus tour held on 14 February 2017. Budget Workshop scheduled for 20 March 2017.</p>
15/17	GM	<p>Adoption of the Community Strategic Plan and Related Integrated Planning and Reporting Documents</p> <p>Community Strategic Plan, Delivery Program, Long Term Financial Plan and Asset Management Plans as presented, be adopted subject to the SRV and base case scenario agreed to in the workshop held prior to this meeting being incorporated into the documents.</p>	<p>Complete.</p> <p>IP&R documents uploaded onto Council's website and forwarded to IPART together with Council's application for a Special Rate Variation.</p>
13/17	MES	<p>Variation to DCP – 17 Hebden Street, Lockhart – DA26/17</p> <p>Council grant consent for a variation to the Lockhart DCP, thereby permitting a reduced building line setback of 1.5 metres, and an increased building height, for a proposed new shed at 17 Hebden St, Lockhart.</p>	<p>DA approved. Letter issued.</p> <p>Complete.</p>
12/17	MES	<p>Planning Proposal for Variation to Lockhart LEP – DA25/17</p> <p>a) Support the application for variation to the Lockhart LEP, by permitting the change of use of a former church to a dwelling; and</p> <p>b) Refer the application to the Secretary for consideration; and</p> <p>c) If concurrence of the Secretary is obtained, continue to process and determine the development application DA25/17 under delegated authority from the General Manager</p>	<p>Letter issued to Secretary to obtain concurrence.</p>
6/17	DEES	<p>Cadet Engineer</p> <p>a) Endorse inclusion of position of 'Cadet Engineer' into the organisation structure, and</p> <p>b) Authorise the GM and DEES to sign the Charles Sturt University Memorandum of Understanding for Industry Placement Cooperation.</p>	<p>MOU signed and returned to CSU. Advertisement for position completed and placed on noticeboard at CSU. Interviews scheduled for 26 April 2017.</p>
5/17	GM	<p>Coffee Shop Proposal</p> <p>Council to invite Mandy Strong, Liz Lane and Susan Gooden to meet with Mayor and GM to discuss the proposal of a coffee shop in the former Billabong Motors building adjacent to the Green Gunyah Museum.</p>	<p>Meeting held on 1 March 2017. Discussions continuing.</p>
2/17	GM	<p>Notice of Motion - The Rock to Boree Creek rail Line Council:</p> <p>a) Fully supports the upgrading of The Rock to Boree Creek rail line to heavy rail to enable the more efficient and cost effective use of rail infrastructure.</p> <p>b) At the appropriate time submit a submission to Transport NSW outlining the benefits of the upgrade.</p>	<p>Awaiting Round 1 of Fixing Country Rail funding programme to be announced. Discussions held with Transport for NSW and Graincorp in anticipation of submission being prepared. Letters of support obtained from neighbouring Councils.</p>

Ordinary Council Meeting held 19 December 2016			
345/16	DEES	<p>Swimming Pool Upgrade – Lockhart & The Rock Council:</p> <p>a) Continues undertaking detailed design and planning works for both Lockhart and The Rock pool upgrades to ensure project is shovel ready this year with works funded from Council reserves;</p> <p>b) Continues engaging with respective pool Steering Committees to assist and provide guidance to Council;</p> <p>c) Applies for funding of \$1M for the pools under the current round Building Better Regions Fund; and</p> <p>d) Commence upgrade of the pools in 2016/17, 2017/18 and 2018/19 years subject to confirmation of grant funding, with project funding being combination of grant funding, third party contributions, loan and Council reserves.</p>	<p>Design works for The Rock buildings commenced.</p> <p>Grant application under BBRF closed 28 Feb 2017.</p> <p>Design work for buildings well advanced. DA's submitted for all works.</p>
Ordinary Council Meeting held 21 November 2016			
327/16	GM/ DCCS	<p>Special Rate Variation Application</p> <p>Council to apply for a SRV to commence 2017/18 FY of 4.6% p.a. inclusive of rate pegging cumulative for 10 yrs for purpose of increasing Council's own source revenue and to be applied to the provision of community infrastructure including flood mitigation works, road restoration and swimming pool refurbishments.</p>	Superseded by Minute No. 17/17 of 6 February 2017.
316/16	GM/ TEDO	<p>Riverina Regional Tourism</p> <p>Support be given to RRT's continued operations until 30 June 2018.</p>	In progress.
315/16	GM/ TEDO	<p>Australian Kelpie Hall of Fame</p> <p>a) Greens Gonyah Museum be requested to develop and provide a long-term business plan to Council, outlining future developments and how they will be funded, and</p> <p>b) The item be brought back to Council for further discussion in the 2017/18 FY.</p>	Lockhart & District Historical Society have developed a strategic plan and are working on extending this into a business plan.
306/16	TEDO	<p>Minutes of the Tourism/Economic Development Steering Committee - Lockhart Shire Business Excellence Awards</p> <p>Lockhart Shire Council to sponsor the Excellence in Small Business Award at the inaugural Lockhart Shire Business Excellence Awards.</p>	Complete. Awards presentation event held on 22 February 2017.
Ordinary Council Meeting held 19 September 2016			
264/16	DEES	<p>F111 Stabiliser Display, The Rock</p> <p>a) Council supports installation of F111 Stabiliser Fin</p> <p>b) Site meeting to occur to agree position for installation</p> <p>c) Council to meet costs of up to a maximum of \$3,000 in-kind support to complete project (incl. installation of soon to be delivered anchor).</p>	<p>Letter written to The Rock RSL.</p> <p>Displays have been delivered to The Rock. Works to be undertaken in New Year.</p> <p>Welding works for Anchor have been completed. Anchor sent for sand blasting & painting.</p>
241/16	TEDO	<p>Minutes of Tourism/Economic Development Steering Committee - Town Visitor Information Boards</p> <p>New town visitor information boards to be designed and installed in The Rock and Lockhart.</p>	In progress.

Ordinary Council Meeting held 18 July 2016			
185/16	DEES	<p>Sewer Financial Plan and Proposed Extension at The Rock</p> <p>a) Commence with design and planning of sewer extension at The Rock in 2016/17 as per Lockhart Sewerage Business: Capital Works Plan and Financial Plan</p> <p>b) Undertake construction of Stages 1-6 of proposed low pressure sewer extension at The Rock in 2017/18 as per Lockhart Sewerage Business Capital Works Plan and Financial Plan</p> <p>c) Investigate feasibility of sewerage Council subdivision on Milne Rd in advance of rest of works.</p>	<p>Will commence quotes for design works once Project Officer is engaged.</p> <p>Project detailed design to commence Oct Sept.</p> <p>Quotations being sought for design consultant.</p> <p>Consultant engaged, design works well under way.</p>
163/16	GM	<p>Notice of Motion – Saggors Family Contribution Acknowledgement</p> <p>Council to decide in future on appropriate form of recognition for contribution the Saggors Family has made to the community</p>	No action yet.
Ordinary Council Meeting held 20 June 2016			
136/16	GM	<p>Binding of Council Minute Books</p> <p>Further information to be sought re. Council's obligation under the State Records Act.</p>	Current storage of minute books complies with relevant legislation. No further action proposed.
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>	Ongoing.
102/16	DCCS	<p>Draft Delivery Program 2013-17 & Operational Plan 2015-16 and Budget</p> <p>Council contribute \$10,000 and provide up to \$10,000 as an interest-free loan repayable over 5 years to the Lockhart Recreation Ground Committee for replacement sprinkler system.</p>	Complete. Incorporated into 2016-17 Operational Plan Budget. Payment processed.
92/16	TEDO	<p>Minutes of the Tourism/Economic Development Steering Committee – Virtual Touring Route</p> <p>TEDO investigate the potential to develop Drovers Way as a virtual touring route through the region.</p>	In progress
Ordinary Council Meeting held 21 March 2016			
37/16	GM	<p>Fit for the Future Update</p> <p>Council to formally invite the Hon. Mike Baird MP, Premier of NSW to open the Greens Gonyah Museum redevelopment, before the end of June 2016, if possible.</p>	Complete. Updated invitation forwarded to the new Premier, Hon. Gladys Berejiklian MP. Response has been received from the Premier's office and the invitation has been declined.
Ordinary Council Meeting held 17 November 2014			
328/14	DCCS	<p>Request for Financial Assistance – The Rock Men's Shed</p> <p>a) Suitable lease conditions be negotiated between Council and The Rock Men's Shed.</p>	In progress.

Ordinary Council Meeting held 14 October 2014			
294/14	DCCS	Report of Section 355 Committees - Finances Council to endeavour to meet with all 355 Committees & Pleasant Hills Community Hotel to work with them to understand their costs and future projects	Plan being developed with correspondence to be sent. Workshop material in planning & being developed.
Ordinary Council Meeting held 21 July 2014			
172/14	GM	The Rock to Boree Creek Rail Line Council to investigate all avenues to have The Rock to Boree Creek Rail Line upgraded to Heavy Weight Rail so grain wagons can be loaded to maximum axle weight.	Superseded by Minute No. 2/17 of 6 February 2017.
Ordinary Council Meeting held 17 March 2014			
49/14	TEDO	Minutes of Tourism/Economic Development Steering Committee Meeting - Heritage Standards within Lockhart Shire Assessment on the heritage area in Green St to be reviewed by the TEDSC following completion.	In progress.
Ordinary Council Meeting held 6 February 2017 – Councillor Questions & Statements			
Councillors' Questions	DEES	Cr Verdon – John St Laneway, The Rock – Advised John St Laneway is untidy and overgrown.	DEES will investigate and take appropriate action. DEES inspected lane, nil action for Council at this stage. Complete.
	DEES	Cr Verdon – Placement of Ashes in Council Columbarium – Enquired as to process for placement of ashes in Council columbarium.	DEES advised same process as for funeral arrangements and for Funeral Director to make contact with Council. Nil action for Council. Complete.
	DEES	Cr Day – Garden at New Walter Day Park Toilets – Enquired as to status of garden at new toilets as noted that some lawn area has died.	DEES advised this area was sprayed and will become part of the new garden staff are constructing as time and resources permit. Nil action for Council. Complete.
	DEES	Cr Day – Entrance to Roadhouse, Lockhart – Advised the bitumen near the Roadhouse entrance is in need of patching.	DEES advised he will investigate and take appropriate action. Area to south of roadhouse re-sealed. Complete.
	DEES	Cr Day – Hendersons Lane, Lockhart – Advised he has had reports that Hendersons Lane needs grading.	DEES advised he has recently inspected this road and it is in good condition. Nil action for Council. Complete.
	DEES	Cr Day – Bullenbung/The Rock Road Causeway – advised a meeting is expected to be held on site soon regarding this causeway.	Added to site on shire bus tour. Complete.
	GM	Cr Day – NSW Premier attending Opening of the Greens Gunyah Museum – enquired as to status of invitation for NSW Premier to officially open the Greens Gunyah Museum extension.	Complete. Updated invitation forwarded to the new Premier, Hon. Gladys Berejiklian MP. Response has been received from the Premier's office and the invitation has been declined.

	GM/ DEES	Cr Day – Green St Lockhart Shopping Precinct Verandas – enquired as to who owns/maintains the verandas in the Green Street shopping precinct.	GM advised that under the Roads Act it is the responsibility of who benefits from the structure. DEES advised it is the property owners' responsibility to insure/maintain but there still appears to be some confusion/grey area. DEES will bring a proposed Veranda Policy report to the next Council meeting. See report to March 2017 Council meeting. Complete.
	GM	Cr Day – Lockhart IGA Refurbishment – Advised Lockhart IGA will be refurbishing and the owner has requested a visit from Council to look at the works to be undertaken.	GM advised that arrangements have been made to visit the supermarket and meet with the owners.
Councillor's Questions	DEES	Cr Driscoll – Possible Reuse of Materials – Second Property Purchased in The Rock under the VP Scheme – Enquired on behalf of The Rock Men's Shed if they could possibly salvage anything that might be useful?	Dees advised the home is not due for demolition until May 2017 and he will ask demolishers to discuss with the Men's Shed. Complete.
	GM	Cr Driscoll – Status of Sales for Carson Road Subdivision, The Rock – Enquired as to status of sales for this subdivision?	GM advised Council has sold four of the five blocks and may wish to consider Stage 2 of the subdivision in the 2017/18 budget. Complete.
	DEES	Cr Marston – The Rock Sewer Extension – Future Presentations/Media Releases – Enquired if The Rock Councillors could please be given in advance/be briefed on any future presentations/media release planned for The Rock Sewer Extension?	DEES advised he will be putting information in the Council Newsletter and also on the website and a copy will be sent to all Councillors. Information provided in newsletter and on website. Complete.
	DEES	Cr Rockliff – Street Sweeping/Cleaning of Gutters in Green Street Shopping Precinct, Lockhart – Enquired as to status of street sweeping and gutter cleaning in the Green Street shopping precinct, Lockhart.	DEES advised Council staff undertake street sweeping by hand as the street sweeper cannot reach the gutters due to wheel stops. DEES will follow up and action further as required. Drains have been cleaned by staff. Further work required when pavers repaired in this area in late April/early May. Complete.
	DEES	Cr Douglas – Alf Freemans Lane – Advised that Alf Freemans Lane is in poor condition.	DEES advised he will investigate and take appropriate action. DEES has inspected lane, with maintenance grade schedule for May 2017 and road to be included for future gravel re-sheet. Complete.

	DEES	Cr Douglas – Yerong Creek Mittagong Road – Advised he has had a report that Yerong Creek Mittagong Rd is in poor condition.	DEES advised he has inspected this road recently and it is in good condition. Nil action for Council. Complete.
	DEES	Cr Douglas – Rectification of Bog Holes on Edge of Lockhart Airstrip – Enquired about rectification of bog holes on the edge of the Lockhart Airstrip?	DEES advised holes caused by users during wet winter and he will arrange for a tidy up of the holes. Cr Day advised he will follow up with the group of farmers who use the airstrip regarding the supply of gravel to make a pad for future use. DEES inspected site and area has been graded. Site included on Shire bus tour. Complete.
	DEES	Cr Walker – Plums Lane – Advised that Plums Lane is in poor condition.	DEES advised he will investigate and take appropriate action. DEES has inspected lane, with maintenance grade schedule for June 2017 and road to be included for future gravel re-sheet. Complete.
Ordinary Council Meeting held 19 December 2016 – Councillor Questions & Statements			
Councillors' Questions	GM	Cr Driscoll – New Crown Lands Management Act – Enquired as to status of review of Crown Lands Management Act and has it been discussed at Council?	GM advised nothing happening at this stage as the majority of the new legislation will commence in early 2018, with further information to be provided in 2017, therefore it has not been discussed at Council as all current legislation remains in place.
Ordinary Council Meeting held 21 November 2016 – Councillor Questions & Statements			
Councillors' Questions	GM/ DEES	Cr Day – Refurbishment of Lockhart Town Signs – Enquired on status of refurbishing the Lockhart town signs?	GM advised there is no money in current budget for town signs upgrades. DEES advised he will meet with Cr Day to discuss possible works. Cr Day & DEES working on refurbishment of the signs. Staff has removed one of the signs and Cr Day talking with Littlewood signs regarding refurbishing.

Ordinary Council Meeting held 24 October 2016 – Councillor Questions & Statements			
Councillors' Questions	DEES	Cr Verdon – Council Disaster Management Plan Availability – Also queried if Council Disaster Management Plan was available?	DEES advised the new Emergency Management Plan was almost complete and to expect a presentation to Council at a future meeting. Proposed to present EMP to June 2017 meeting.
	DEES/ MES	Cr Douglas – Yerong Creek Noise Complaint re. Chooks – Enquired as to status of noise complaint in Yerong Creek re. chooks.	DEES/MES advised an onsite meeting has been held to discuss implementation measures to reduce noise at night. Council will be following up on Tues, 25 Oct 2016. Council has followed up complaint and is currently monitoring the situation.
Ordinary Council Meeting Held 20 June 2016 – Councillor Questions & Statements			
Councillors' Questions	DEES	Cr Yates – Yerong Street, The Rock – requested that as this street is not a B-Double route due to insufficient staking distance for trucks at the Olympic Hwy intersection, could Council lobby State Government for turning/slip lanes to be installed to allow B-Doubles to use this route instead of the main street of The Rock?	DEES advised he will make some enquiries, as well as make contact with RMS and advise. DEES is in discussions with GHSC on best way to handle this matter. Ongoing. Nil letters of support provided from the community. Nil further action at this stage. Complete.
Ordinary Council Meeting Held 16 November 2015 – Councillor Questions & Statements			
Councillors' Questions	DEES	Cr Morgan – Funding Application for Brookdale Hill Blackspot Enquired if Council has received any news on this funding application?	DEES advised that no news has been received to date. Application has been unsuccessful at Federal level, currently being assessed at State level. Council currently undertaking design works for the intersections. Design work complete. Currently investigating services relocations required.

Ordinary Council Meeting Held 17 August 2015 – Councillor Questions & Statements			
Councillors' Questions	DEES	<p>Cr Verdon – Solar Power Concerned about high cost of electricity at public recreation grounds and pools within Shire and enquired if Council has considered solar power, especially for The Rock Recreation Ground?</p>	<p>DEES has spent considerable time/gone to seminars investigating this issue and will be putting a report to Council shortly. DW will also investigate if s355 Committees could come under Council's power supply contract to obtain a saving.</p> <p>DEES has investigated and grouping all electrical accounts into Council account is possible. Staff currently investigation total number of accounts that could be rolled over.</p>
Ordinary Council Meeting Held 22 June 2015 – Councillor Questions & Statements			
Councillors' Questions	Cr Day	<p>Cr Day - Milbrulong Silos Cr Day will talk to Graincorp about Milbrulong silos and possibility of obtaining more land for bunkers – maybe eastern end of Lockhart Industrial Park?</p>	

20 March 2017 Council Meeting - Correspondence Sent to Councillors

Date to Councillors	From	Subject	File Ref
02/02/17 (e-mailed)	ALGA News Editor	ALGA News 27 Jan 2017	A75-005
06/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #4 – 3 February 2017	S20-007
06/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
06/02/17 (e-mailed)	ALGA News Editor	ALGA News 3 Feb 2017	A75-005
13/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #5 – 10 February 2017	S20-007
13/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
13/02/17 (e-mailed)	ALGA News Editor	ALGA News 10 Feb 2017	A75-005
16/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	NSW Premier's Announcement on Amalgamations	S20-020
20/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #6 – 17 February 2017	S20-007
20/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
22/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	Capability Framework for Local Government – Inviting your participation	S20-020
28/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #7 – 24 February 2017	S20-007
28/02/17 (e-mailed)	ALGA News Editor	ALGA News 17 Feb 2017	A75-005
28/02/17 (e-mailed)	ALGA News Editor	ALGA News 24 Feb 2017	A75-005
28/02/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
03/03/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #8 – 3 March 2017	S20-007
06/03/17 (e-mailed)	ALGA News Editor	ALGA News 3 March 2017	A75-005
06/03/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
13/03/17 (e-mailed)	Cr Keith Rhoades, LGNSW	LGNSW Weekly #9 – 10 March 2017	S20-007
13/03/17 (e-mailed)	Cr Keith Rhoades, LGNSW	President of LGNSW Weekly Update	S20-007
13/03/201 (e-mailed)	ALGA News Editor	ALGAN News 10 March 2017	A75-005

Recommendation: That the information be noted.

<p>36/17</p>	<p>RESOLVED on the motion of Crs Rockliff and Walker that:</p> <p>a) The information be noted, and</p> <p>b) A report be brought to the April Council Meeting to decide on appropriate form of recognition, for contribution the Saggars Family has made to the community.</p>
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Staff Reports

STRATEGIC DIRECTION A: A Connected and Resilient Community

1. ANZAC DAY 2017 COMMEMORATIONS

(GM/C45-005)

Executive Summary

Information has been received from the various RSL Sub-Branches in the Shire regarding arrangements for commemorating ANZAC Day on 25 April 2017. Invitations have also been extended for a member of Council to lay a wreath of commemoration at the respective Cenotaphs.

Report

Arrangements for the commemoration of ANZAC Day will be as follows:

Lockhart

9.00am Morning service at Cemetery
10.20am Form up at Commercial Hotel, Green Street.
10.30am March to cenotaph in Hebden Street. Main service to follow. At the end of formalities proceed to the Ex-Servicemen's Club for two-up and Chinese buffet.

Pleasant Hills

9.00am Service at Memorial Hall, Ryan Street.

The Rock

6.00am Dawn Service at Soldier Memorial, Urana Street. Followed by gunfire breakfast at The Rock Memorial Bowling Club.
10.15am Congregate for march in front of The Rock Memorial Bowling Club.
10.30am March to cenotaph in Urana Street.
10.50am (approx.) Anticipated flyover by Temora Aviation Museum (weather permitting).
12.30pm Luncheon at The Rock Memorial Bowling Club followed by drawing of ANZAC Day raffle.

Yerong Creek

10.45am Form up at Delta Agribusiness, Plunkett Street.
11.00am March to Stanley Galvin Park followed by service.
12.00pm Lunch at Yerong Creek Bowling Club.

Integrated Planning and Reporting Reference

A3.2.1 - Provide support to events held within the community.

E3.3.1 - Strong and beneficial relationships between local government and service providers, other levels of government and the community.

Legislative Policy & Planning Implications

Nil.

Budget & Financial Aspects

Nil.

Attachment

Nil.

Recommendation: That Council determine its representatives to participate at the respective ANZAC Day ceremonies and to lay a commemorative wreath on behalf of Council.

- 37/17** **RESOLVED** on the motion of Crs Day and Sharp that Council's representatives to participate at respective ANZAC Day ceremonies and to lay a commemorative wreath on behalf of Council be as follows:
- Lockhart – Crs Schirmer and Day
 - The Rock – Crs Driscoll and Walker (Dawn Service) and Cr Marston (10.30am Service)
 - Pleasant Hills – Cr Sharp
 - Yerong Creek – Cr Driscoll.

2. REQUEST FOR DONATION – SPONSORSHIP OF DOGS NSW SOUTHERN REGION 25TH ANNIVERSARY OF CHAMPIONSHIP DOG SHOWS **(GM/D30-005)**

Executive Summary

Request for sponsorship of Dogs NSW Southern Region 25th Anniversary of Championship Dog Shows.

Report

Dogs NSW Southern Region is seeking financial support from Council in the form of sponsorship to assist with the running of the 25th Anniversary of Championship Dog Shows to be held at the Yerong Creek Recreation Grounds from 23 to 27 June 2017.

Dogs NSW Southern Region has been holding shows in Yerong Creek for the past four years and the facilities have proven very popular with exhibitors, judges and stewards. This quadrennial show will attract interstate and international visitors with total entries over the three days expected to exceed 2,000 dogs. The Yerong Creek and surrounding area will benefit from an economic boost through accommodation and catering opportunities.

Dogs NSW Southern Region has suggested a sponsorship amount of \$1,000.

Other recent requests for financial assistance granted by Council for events held in the Shire include the Lockhart and The Rock Show Societies which received \$500 each. Also note that at the June 2016 meeting it was resolved that Council: a) waives tip access fees and charges for up to four three-day dog shows per year, and b) supplies new extra wheelie bins to the Yerong Creek Recreation Ground Committee at the standard fee.

Integrated Planning and Reporting Reference

A3.2.1 – Provide support to events held within the community.

Legislative Policy & Planning Implications

Compliance with Council's eligibility criteria is as follows:

- Be based within the Council's area – Committee Members from Junee, Coolamon, Yerong Creek, Wagga Wagga and Uranquinty
- Be not for profit – Yes
- Not having received other funding from Council in this financial year – Yes
- Agree to acknowledge Council's contribution in all publicity relating to the equipment which Council has contributed to – Yes.

Budget & Financial Aspects

\$20,111.00 unspent or uncommitted in Section 356 budget for this financial year. This unspent balance may be impacted by Council's decision regarding a request for financial assistance received from the Osborne Recreation Ground Committee (refer Agenda Item 11).

Attachments

1. Letter from Dogs NSW Southern Region, dated 2 March 2017.
2. Supporting email from Show Secretary, dated 7 March 2017.

Recommendation: That Council contribute \$500 towards the Dogs NSW Southern Region 25th Anniversary of Championship Dog Shows in Yerong Creek.

MOVED on the motion of Crs Verdon and Douglas that Council contribute \$500 towards the Dogs NSW Southern Region 25th Anniversary of Championship Dog Shows in Yerong Creek.

AMENDMENT moved by Crs Sharp and Verdon that Council contribute \$800 towards the Dogs NSW Southern Region 25th Anniversary of Championship Dog Shows in Yerong Creek.

The AMENDMENT was carried and became the motion.

38/17 **RESOLVED** on the motion of Crs Sharp and Verdon that Council contribute \$800 towards the Dogs NSW Southern Region 25th Anniversary of Championship Dog Shows in Yerong Creek.

Cr Driscoll requested that her opposition to the motion be recorded.

STRATEGIC DIRECTION B: A Dynamic and Prosperous Economy

Cr Driscoll declared a non-pecuniary interest in the following item and vacated the Chambers for its duration.

3. THE ROCK REGIONAL OBSERVATORY PROJECT

(GM/E05-020)

Executive Summary

Council has received information from the proponents of The Rock Regional Observatory Project (TRRO) which proposes to build an astronomical observatory at the Rock to be used for educational and tourism purposes. The purpose of this report is to determine the level of support for the project to be provided by Council.

Report

The TRRO Project involves the construction of a research and teaching astronomical observatory on the grounds of The Rock showground. The proponents of the Project include Dr Graeme White, members of the regions astronomical community, the community of The Rock, and others.

The TRRO includes two research grade telescopes with supporting cameras and computer controls to be supplied by Dr White.

The telescope is presently in storage in Wagga Wagga but is in need of some repair and control instrumentation, all of which can be undertaken by Dr White's team. However funds will be required for the replacement of the state-of-the-art reflective surfaces on the mirrors. The proponents believe that technical support for this project can be obtained through the TAFE, a school, or the men's sheds.

A dome for this telescope is available ex University of Southern Queensland, Toowoomba. Funds will have to be found to transport this dome from Toowoomba to The Rock.

The TRRO requires a small piece of land that is secure, maintained and accessible to the users and student visitors to the Observatory, and is in a dark location away from the lights of Wagga Wagga. A suitable site has been identified on the showground at The Rock which offers all of these attributes (see map below).

A copy of the complete proposal as submitted by the proponents is attached.



The land identified as a suitable site for the TRRO is described as Reserve 48746 for Racecourse and Showground. The land was reserved from sale for the purposes of a racecourse and showground by notification in NSW Government Gazette No. 61 on 23 April 2013. The Council of the Shire of Lockhart was appointed Trustee of the Reserve by notification in NSW Government Gazette No. 80 on 30 July 1943.

On 11 November 1994 by notification in Government Gazette No. 150 the Lockhart Council Crown Reserve Trust was established as Trustee of Reserve 48746 and other Crown reserves in the Shire. In the same Gazettal notice Lockhart Council was appointed to manage the affairs of the Reserve Trust.

Crown land must be used for the declared purpose for which it was reserved, in this case racecourse and showground. However pursuant to section 121A of the Crown Lands Act the Minister may, by order published in the Government Gazette, authorise a reserve to be used for an additional purpose, in this case an observatory, provided the Minister is satisfied that:

- a) the additional purpose is compatible with the declared purpose of the reserve, and
- b) the use of the reserve for the additional purpose is consistent with the principles of Crown land management, and
- c) it is in the public interest for the reserve to be used for the additional purpose.

It is anticipated that during any such process the Minister would consult the Trust Manager and any other users of the Reserve before approving the use of the reserve for an additional purpose. As stated above Council is the Trust Manager, and letters of support for the TRRO Project have been received from the other users, namely the Showground Committee and Golf Club.

With respect to the assistance required to progress the TRRO Project, Council could undertake the process to seek the Minister's consent to authorise Reserve 48746 for Racecourse and Showground to be used for an additional purpose.

Council could also provide assistance in identifying and applying for any grants that may be available for those aspects of the Project that require funding as outlined above, e.g. replacement of the state-of-the-art reflective surfaces on the mirrors and transporting the dome for the telescope from Queensland to The Rock.

Integrated Planning and Reporting Reference

B5.2 - Better use of our natural strengths and assets to build our tourist sector.

B5.3 - Develop infrastructure to support our tourist sector.

B5.4 - Develop partnerships that support our tourism industry.

Legislative Policy and Planning Implications

The Minister's consent is required pursuant to the Crown Lands Act 1989 for Reserve 48746 for Racecourse and Showground to be used for the TRRO Project.

Budget and Financial Aspects

The recommendation, if adopted, allows for in-kind support to be provided in seeking the Minister's consent to authorise Reserve 48746 to be used for an additional purpose and in identifying any relevant grant opportunities. It is proposed that any direct financial contribution from Council to the TRRO Project be the subject to a further report to Council.

Attachments

1. The Rock Regional Observatory Project Proposal.
2. Letter of support dated 6 March 2017 from The Rock Golf Club.
3. Letter of support dated 7 March 2017 from The Rock Show Society Inc.

Recommendation: That Council, as Trust Manager of the Lockhart Crown Reserve Trust:

- a) Provide in-principle support for The Rock Regional Observatory Project;
- b) Seek the consent of the Minister to authorise Reserve 48746 for Racecourse and Showground to be used for an additional purpose that is consistent with the Project;
- c) Assist in identifying any potential grant opportunities relevant to the Project.

39/17 **RESOLVED** on the motion of Crs Verdon and Walker that Council, as Trust Manager of the Lockhart Crown Reserve Trust:

- a) Provide in-principle support for The Rock Regional Observatory Project;
- b) Seek the consent of the Minister to authorise Reserve 48746 for Racecourse and Showground to be used for an additional purpose that is consistent with the Project;
- c) Assist in identifying any potential grant opportunities relevant to the Project.

4. RESIDENTIAL SUBDIVISION – CARSON ROAD, THE ROCK

(GM/L05-055)

Executive Summary

The purpose of this report is to seek a Council resolution authorising a Deed of Covenant to be executed under seal. The Deed of Covenant imposes a Restriction on Title of the lots in the Carson Road, The Rock residential estate prohibiting further subdivision.

Report

The contracts of sale for the lots in Council's residential subdivision at Carson Road, The Rock include a special condition that prohibits further subdivision of the land into smaller lots. However the special condition is not considered sufficient to ensure further subdivision does not occur. This is because there is nothing preventing the purchaser of the land from on selling the property in the future. Council would not be a party to the contract for any future sale and therefore cannot guarantee that a similar special condition will be incorporated into any future contract of sale.

The most appropriate way to prevent future subdivision of the land into smaller lots is to impose a Restriction on Use which is registered on the titles and runs with the titles irrespective of how many times the property is bought and sold in the future. A Deed of Covenant has been prepared by Council's solicitor for this purpose, a copy of which is attached.

The current status of the sale of the subject lots is set out below.

<u>Lot No.</u>	<u>Street Address</u>	<u>Contracts Exchanged</u>	<u>Settlement Due</u>
Lot 1	2 Carson Road, The Rock	6 March 2017	6 May 2017
Lot 2	4 Carson Road, The Rock	9 January 2017	9 July 2017
Lot 3	6 Carson Road, The Rock	7 February 2017	7 August 2017
Lot 4	8 Carson Road, The Rock		
Lot 5	10 Carson Road, The Rock	3 March 2017	3 September 2017

Lot 4 is the only Lot for which contracts have not been exchanged. A contract has been issued to the purchaser. The purchaser has received conditional finance approval but is awaiting unconditional approval before exchanging contracts.

With the exception of Lot 1, all contracts are due to settle in six months from the date of exchange which is sufficient time to ensure that the Deed of Covenant restricting further subdivision is registered on the title before the sale is completed.

In the case of Lot 1 the purchaser requested an earlier settlement. To ensure that the Deed of Covenant is registered prior to settlement it has been agreed that settlement will be in 60 days from the date of exchange, or within 14 days of the Deed of Covenant being registered, whichever is the earlier.

Integrated Planning and Reporting Reference

B3.4.1 – Provide strong strategic direction for economic development within the Shire.

Legislative Policy & Planning Implications

Failure to register the Deed of Covenant will make it difficult for Council to refuse an application to subdivide the lots, if an application is lodged in the future, as subdivision is otherwise permissible under the Council's Local Environmental Plan.

Budget & Financial Aspects

Not applicable.

Attachment

1. Deed of Covenant – Lots 1 to 5 DP1220989 Carson Road, The Rock.

Recommendation: That authority be granted for the Deed of Covenant relating to Lots 1 to 5 DP1220989 Carson Road, The Rock, as presented, to be executed under the seal of Council.

<p>40/17 RESOLVED on the motion of Crs Verdon and Driscoll that authority be granted for the Deed of Covenant relating to Lots 1 to 5 DP1220989 Carson Road, The Rock, as presented, to be executed under the seal of Council.</p>

STRATEGIC DIRECTION C: An Environment that is Respected and Protected

5. BIOSECURITY AND ENVIRONMENTAL REPORT

(DEES/N10-025)

Executive Summary

Monthly report on biosecurity and environmental matters.

Report

Weeds

Property Inspections

The majority of inspections were carried out on residential properties, prompted by notification of a change of ownership.

The weeds most commonly found were Privet (*Ligustrum* sp.), Lippia (*Phyla canescens*), and Asparagus weeds (*Asparagus* sp.).

Other weeds found in lower frequency were Bathurst Burr (*Xanthium spinosum*), Horehound (*Marrubium vulgare*), Prickly Pear (*Opuntia* sp.), Blackberry (*Rubus fruticosus*), Galvanised Burr (*Sclerolaena birchii*), African Boxthorn (*Lycium ferocissimum*), and St Barnaby's Thistle (*Centaurea solstitialis*).

No. 1 st Inspections	No. Re-inspections required	No.2 nd Inspections	No. Sect 18A's issued	No.3 rd Inspections	No. Section 18's issued
40	6	0	0	0	0

Spray Program

Priority for spraying has been given to the control of St John's Wort (*Hypericum perforatum*), Silverleaf Nightshade (*Solanum elaeagnifolium*), Spiny Burr Grass (*Cenchrus* sp.), Coolatai Grass (*Hyparrhenia hirta*), and Feathertop Rhodes Grass (*Chloris virgata*) on roadsides within the Shire.

Other noxious weeds that have been controlled include Horehound (*Marrubium vulgare*), Bathurst Burr (*Xanthium spinosum*), Blackberry (*Rubus fruticosus*), St Barnaby's Thistle (*Centaurea solstitialis*) and Sweet Briar (*Rosa rubiginosa*).

Pests

Rabbits

Lockhart Shire Council received the information packs in preparation for the RHDV1 K5 virus release. Two sites within the Shire have been approved for release, including Galore Hill Scenic Reserve and The Esplanade at Pleasant Hills. Important dates include: 1-24 February rabbit spotlight counts; 25 February – 6 March pre-feed and virus release; 6 March virus release complete; 6 – 31 March dead rabbit collection and liver samples collected for analysis; 1 – 30 April rabbit spotlight counts.

Letters of notification have been forwarded to each adjoining property owner, as well as the NSW Police Force, providing information in regards to spotlighting and virus release occurring at these sites, in order to alleviate concern and avoid alarm.

Common White Snail

Regular inspections of Common White Snail (*Cermea virgata*) population density in Fairview Lane, Boree Creek are continuing.

Through correspondence with Riverina LLS staff, local land holders and Council staff, a new incursion of the Common White Snail has been discovered within the township of Lockhart. A sighting by a member of the general public at the GrainCorp storage bunker site in Osborne Street occurred during harvest. Council staff received notification of this sighting through Riverina LLS staff. Upon notification, immediate inspection of the laneway between Reid and Osborne Streets occurred. Large numbers of the Common White Snail shells were located within this lane, with no live snails being present. It is assumed that the large population present at this site have released vast numbers of eggs, with the potential to hatch once sufficient autumn rainfall provides adequate moisture. A colossal amount of organic matter is available within the lane, providing the snails with habitat and food source.

The discovery of these snails within the town limits presents many challenges for Council staff in the controlling of these pests. The product used by Council for snail baiting is environmentally friendly, and it is considered safe for pets, wildlife and waterways, yet warnings provided by the manufacturer state that dogs may find the product attractive, and if consumed in large quantities it may be toxic.

The most desirable method of control would be to burn the organic matter, reducing habitat and food source, and exterminating any eggs or snails present. This form of control would require precision and diligence, particularly in this residential area. Inspections will continue and potential control methods reassessed when autumn precipitation is received and burning restrictions are lifted.

Biosecurity Matters

Riverina Regional Strategic Weed Management Plan 2017-2022 Public Consultation

Riverina Local Lands Services provided a public information session regarding the draft Riverina Regional Strategic Weed Management Plan 2017 – 2022 at the Lockhart Ex-Servicemen's Club, on 17 February. This draft plan was on public exhibition until 8 March 2017. Riverina LLS accepted written submissions, and received comments made online.

The public information session was attended by Council staff, as well as two members of the local community. LLS staff discussed issues regarding the Biosecurity Act 2015, the Biosecurity Regulation 2016, and the Biosecurity Manual (which will now be called the Biosecurity Order). Biosecurity Act tools were also discussed, particularly the terminology of these tools, and the practicality of their use. LLS has proposed that training will be available for weeds officers in April 2017, including units that are available online, and face-to-face training. This training will also be available for the general public.

LLS are also developing factsheets that outline the General Biosecurity Duty (GBD) for each individual weed.

Environmental Matters

Essential Energy

Vegetation assessment was completed in regards to requests made by Essential Energy relating to their proposed electrical works that may impact on Lockhart Shire Council's roadside reserves. Through this process the conservation value of the worksite can be emphasized to Essential Energy; identification of unique or threatened species can be achieved; restrictions to site disturbance can be outlined ensuring the protection of local native flora and fauna, and reducing the potential introduction of weeds; Aboriginal cultural and heritage significance can be addressed; and protection of significant habitat sites can be achieved.

Integrated Planning and Reporting Reference

C1.4 – Decreased occurrence, spread and impact of weeds and pests throughout the Shire.

Legislative Policy and Planning Implications

Weed inspections and associated activities are carried out in accordance with the Noxious Weeds Act 1993.

Budget and Financial Aspects

Will be conducted within Council's allocated budget. Funding shortfalls attributed by the State Government Commitment will be picked up by Council as part of its quarterly budget review.

Attachment

Nil.

Recommendation: That the information be noted.

41/17 RESOLVED on the motion of Crs Douglas and Rockliff that the information be noted.

6. TRAVELLING STOCK IN THE LOCKHART SHIRE

(MES/R45-005)

Executive Summary

Concerns have been raised regarding the presence and movement of travelling stock in the Shire, and Council's consideration of potential impacts is sought.

Report

For almost two centuries, travelling stock routes and reserves have been utilised by NSW graziers as an additional food source for stock during times of flood and drought. It is a long-standing tradition and historically significant pastime, today's society is arguably far less tolerant of the roadside grazing practice, and it is a far riskier exercise.

When first introduced passengers travelled by horse and cart, navigating herds of stock on roadsides and generally respecting and accepting the practice. Today, however, drivers are far less inclined to slow down. Vehicles are designed to cruise easily in excess of the 100 km/h speed limit, and there is little to no respect for stock behaviour around vehicles and open roads. Recently, there have been several incidents involving vehicles colliding with stock, either as a result of speeding, poor judgement of animal behaviour, or roaming stock after hours (after dark) as a result of poor containment.

Equally as frustrating is the damage caused to roadside vegetation, of which Council has contributed significant amounts of local and state funding towards establishment and regeneration. Specifically, funding sourced by Council staff has enabled over 100 kilometres of roadside verge to be directly sown with native seed in the Lockhart Shire in the last 5 years alone, with support from the Catchment Management Authority (CMA). However, with the transition from CMA to Local Land Services, it is essentially the same governing authority who funded environmental projects that are now permitting stock to travel and graze out these areas – causing devastating damage to roadside vegetation.

With the introduction of the Biosecurity Act 2015, local control authorities have an even more pronounced obligation to manage and control biosecurity threats that enter the region. Stock travelling through the Shire in February 2017 have reportedly travelled from the NSW South Coast, which is under threat from a range of weed species not known to be present in the Riverina. Even stock travelling between shires presents enough of a biosecurity threat, with significant weed species such as spiny burgrass and Chilean needle grass known to be present on major travelling stock routes.

While these, and many other issues, have been raised previously with LLS, Council staff believe that the community and region would benefit from greater monitoring and enforcement of travelling stock through the Shire, and discuss the potential for reviewing the practice of travelling stock in the eastern Riverina in the long term.

Integrated Planning and Reporting Reference

C1.3 - Support the protection of endangered and threatened plant and animal species.

Legislative Policy & Planning Implications

The Local Land Services Act 2013 regulates travelling stock in NSW, to which Local Land Services is the regulatory authority.

Budget & Financial Aspects

Nil.

Attachment

Nil.

Recommendation: That the information be noted, and Council staff write to the Chair of Local Land Services – Riverina, detailing the concerns raised in this report and the need for improved management of travelling stock in the Lockhart Shire.

<p>42/17 RESOLVED on the motion of Crs Rockliff and Sharp that the information be noted, and Council staff write to the Chair of Local Land Services – Riverina, detailing the concerns raised in this report and the need for improved management of travelling stock in the Lockhart Shire.</p>

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

7. ENGINEERING REPORT

(DEES/T10-005)

Executive Summary

Monthly report on engineering matters.

Background Information

- (a) *Works Report:* Construction projects are progressing with the hot and dry summer greatly assisting construction works. Western Road widening and Osborne Yerong Creek Road widening are progressing well, with works nearing completion.

The Urana Lockhart Road Causeways Upgrade project is well underway and will continue to involve traffic delays as new culverts are being installed over the next month. This will be followed by new pavement construction for 700m over the new culverts. It should be noted that the culverts are designed to take low to moderate creek flows. Any large creek will still over top the road however should be a minimal depth that will not cause a road closure.

Grubben Road Upgrade involves reconstructing and sealing 12km of rural road. It is progressing well with 5km sealed and earthworks and gravelling well advanced on the remainder of the road. This project is not scheduled to be completed till mid-April 2017.

Resealing programme for 2016/17 has commenced and is likely to continue into April 2017. Some delays to traffic are expected whilst the sealing contractor undertakes this work.

At present all three grader crews are undertaking construction projects.

As previously reported there is some significant damage to some of Council's sealed and unsealed road network from the 2016 wet winter/spring. A contractor has completed all scheduled heavy patching. Another contractor will be undertaking the last of the unsealed road restoration works over the next 1-2 months.

Updated 12-month programme will be presented at the meeting.

The concrete crew is continuing with undertaking construction of drainage structures for the year being new works or maintenance of footpaths as well as kerb and gutter.

The only major PAMPS project this year is the sealing/completion of the path from The Rock to The Rock Hill Nature Reserve. This work has now been re-scheduled till after Christmas - New Year period.

- (b) *Flood Mitigation:* Refer to Major Projects update.
- (c) *Road Safety Officer:* Nil to report.
- (d) *Traffic Committee:* Traffic committee will be shortly assessing safety and warning signage for the newly sealed Grubben Road, as well as reported trouble spots on the intersection of Tinamba and Wattles Lanes and Yerong Creek Mangoplah Road near WWCC boundary.
- (e) *Lockhart Local Emergency Management Committee:* An LEMC meeting was held on 16 February 2017. Nil issues to report.
- (f) *Fleet:* The new emulsion tank and Jetpatcher are both expected to be delivered late March 2017.

Legislative Policy and Planning Implications

Nil.

Integrated Planning and Reporting Reference

D3.1 – Develop infrastructure for our community.

Budget and Financial Aspects

Will be conducted within Council's allocated budget.

Attachment

1. Updated 12 Months Works Programme (handed out separately at meeting).

Recommendation: That the information be noted.

43/17 RESOLVED on the motion of Crs Verdon and Douglas that the information be noted.

8. MAJOR PROJECTS UPDATE

(DEES/T10-005)

Executive Summary

Update on Council's current major projects.

Report

Council is currently undertaking a number of major projects and the status of each of these are as follows:

- a) *Swimming Pools Upgrade:* The architectural and structural drawings of The Rock and Lockhart Swimming pool buildings have nearly been completed. The application for the Building Better Regions Fund grant has been completed and submitted.
- b) *The Rock Sewer Extension:* The draft Survey and design works have been completed and staff are currently checking over the documents.
- c) *The Rock STP Tertiary Ponds Upgrade:* Construction has commenced on the ponds upgrade. Works are expected to be completed by the end of April 2017.
- d) *Demolition of Voluntary Purchase Properties: Properties:* Demolition of the first of the second round of homes at Lockhart has been completed. First of the second round of homes at The Rock has been purchased by Council with contracts exchanged. Demolition work is expected to start in early May.
- e) *Flood Mitigation Construction:* It is expected that staff will call for tenders for the construction works mid-year for Lockhart. There is some administration works required regarding easements and Aboriginal Land Claim on the Commons that need to be completed before construction works can commence. Consultants have been commissioned to undertake the necessary environmental assessments. The Rock Streven Street drainage works remains on reserve list for funding from OEH.
- f) *Toilet/Shower Upgrade at The Rock Rec Ground:* Work on the upgrade has been completed.

Integrated Planning and Reporting Reference

D – Infrastructure for the long-term needs of the community.

Legislative Policy & Planning Implications

Nil.

Budget & Financial Aspects

- (i) Pools – design/scoping estimated \$30,000 for 2016/17
- (ii) The Rock Sewer Extension – survey and design \$80,000
- (iii) The Rock STP Tertiary Ponds – construction estimated \$250,000
- (iv) VP Demolition – Round 2 – demolition cost \$55,000
- (v) Flood Mitigation Construction – funding received for Lockhart is \$327,000 over two years. Budget \$577,000 for 2016/17 for both projects.
- (vi) Toilet/showers The Rock Rec Ground – budget estimate \$26,000, with preferred option cost of \$35,200.

Attachment

Nil.

Recommendation: That the information be noted.

44/17 RESOLVED on the motion of Crs Driscoll and Walker that the information be noted.

9. PARKS AND GARDENS REPORT

(DEES/P10-005)

Executive Summary

Monthly report on parks and gardens.

Report

Pools

Both pools are now closed for the season; parks crews will resume maintenance of the grounds. It's been a long hot summer and this year's attendance figures are expected to reflect that, official figures will be available shortly.

Burkes Street, The Rock

The southern nature strip of Burkes Street had a footpath installed last year linking Emily Street and Ford Street. Due to high pedestrian traffic to the school, post office and churches and a particularly bad patch of khaki weed all vegetation between the new footpath and kerb has been removed and granite installed. Sections will also be boxed out for the planting of trees.

Green St, Lockhart

Work will begin shortly on the section of nature strip from The Rio to the walk bridge; lawn will be removed between the footpath and kerb and replaced with granite and mulch. The mulch section will include the planting of ground covers and low shrubs to tie it in with the Museum side of the street and highlight. Steps will also be constructed to highlight the location of the Lovelocks arch and garden. Crepe Myrtles will be replaced where necessary and it is hoped the mulch will assist their establishment as it has on the opposite side of the street.

Walter Day Park

Landscaping of the new public toilet site will also commence shortly; consisting of a permanent site for 'At the Dance', gravel paths to it and 'Nine Martyrs' and the extension/refurbishment of garden beds.

Trees

Annual pruning of street trees will commence shortly. Some replacement planting is also planned.

Parks and Gardens

The Shire's roses have received a summer prune and fertilising to encourage autumn blooms.

Hand watering regimes have been stepped up recently to cope with the prolonged hot, dry spell.

Routine garden maintenance is being conducted including regular weeding, spraying, pruning, watering and mulching.

Irrigation systems are being checked and maintained regularly. Irrigation contractors have been employed to assist with some issues at Walter Day Park and the Cemetery. They are also quoting on the extension of the irrigation system at Hodgson Park.

Mowing and Slashing

Slashing of Lockhart Showground, urban streets and entrances was carried out in Lockhart prior to the Vintage Truck and Antique Fair. The Rock and Yerong Creek urban slashing has also been completed. Once the temperatures start to drop and fire danger reduces slashing of villages, airstrip and Osborne Recreation Ground will be conducted. Mowing and edging of most irrigated areas is being conducted fortnightly, some areas however, including Lockhart Recreation Ground and the Urana Street Islands at The Rock are being mowed weekly.

Weed Control

Regular weed control is being conducted on Council property including hand spraying and weeding of gardens. Hand weeding has been necessary in many areas due to vigorous growth. Khaki weed and cathead are in season, known problem areas will be monitored throughout the warmer months.

General Maintenance

Regular duties include inspections of parks and public facilities to remove litter, clean BBQ's, check for damage or vandalism, clear footpaths and empty public and roadside bins. Most areas undergo inspections twice per week, including Galore Hill, where crews also clean and check the toilet facilities. Contract cleaners attend to the public toilet facilities in Lockhart, The Rock and Yerong Creek. Playgrounds in the shire are being inspected regularly as per Australian Standards, with any maintenance being noted and completed as necessary.

Integrated Planning and Reporting Reference

D1 – Infrastructure that facilitates an active community.

Legislative Policy and Planning Implications

Nil.

Budget and Financial Aspects

Will be conducted within Council's allocated budget.

Attachment

Nil.

Recommendation: That the information be noted.

45/17 RESOLVED on the motion of Crs Verdon and Day that the information be noted.

10. DEVELOPMENT APPLICATIONS

(MES/P25-010)

The following development applications were approved, with conditions, from 28 January 2017 to 28 February 2017.

DA No	Development	Applicant/Owner	Site of Development
4/16	Modification of existing DA	John Thompson	183 Humphreys Lane, The Rock
23/17	Demolition of Dwelling	Lockhart Shire Council	34 Day St, The Rock
23/17	Demolition of Dwelling	Lockhart Shire Council	164 Green St, Lockhart
24/17	Relocation/Erection of Steel Shed	Lockhart Shire Council	Day St, Lockhart Lockhart Recreation Ground
26/17	New Colorbond Shed	Mr KJ & Mrs DJ Petterson	17 Hebden St, Lockhart

Integrated Planning & Reporting Reference

D3.2 – Land use that supports the development of our community.

Legislative Policy and Planning Implications

Applications processed in accordance with the Environmental Planning & Assessment Act 1979.

Budget and Financial Aspects

Nil.

Attachment

Nil.

Recommendation: That the information be noted.

46/17 RESOLVED on the motion of Crs Douglas and Driscoll that the information be noted.

**11. REQUEST FOR FINANCIAL ASSISTANCE – OSBORNE RECREATION GROUND COMMITTEE
(GM/D30-005)**

Executive Summary

The Osborne Recreation Ground Committee has been successful in securing a NSW Government Grant of \$28,000 towards the erection of player changeover benches, coaches' shelters, media platform and a storage shed. The Committee is requesting financial assistance from Council in the amount of \$8,000 to help satisfy the conditions of the grant requiring a matching contribution. The total cost of the project is \$57,981.

Report

The Osborne Recreation Ground Committee applied for a grant towards the erection of player changeover benches, coaches' shelters, media platform and a storage shed through the NSW Government's 2016 Community Building Partnership Program. The Committee made the application believing that, as a not-for-profit organisation, it could satisfy the conditions of the grant by making an in-kind contribution of approximately \$8,800 in labour costs.

However the Osborne Recreation Ground Committee is a committee of Council appointed under Section 355 of the Local Government Act. Therefore, for all intents and purposes, the grant is being made to a local government authority which means that a matching dollar for dollar contribution of \$28,000 is required to satisfy the grant conditions. The Committee has received a commitment from the Osborne Football Club for a cash contribution of \$21,891. This leaves a shortfall of \$8,000 which is being sought from Council.

Under the grant programme's guidelines voluntary labour and donated materials are allowed as part of a not-for-profit organisation's contribution to the cost of a project. However matching cash contributions are required for local council applications.

Section 356 of the Local Government Act provides 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."*

Council's 2016/17 Budget includes an allocation of \$48,600 for financial assistance granted pursuant to Section 356 of the Act. As at 6 March 2017 an amount of \$28,488 has been spent from this allocation leaving a balance of approximately \$20,000 from which the Osborne Recreation Ground Committee's request could be funded.

It is noted that in February 2014 Council provided a grant of \$10,000 and an interest free loan of \$40,000 to the Osborne Recreation Ground Committee towards the stage 3 extensions to its pavilion. The loan is repayable in four annual instalments of \$10,000. Repayments are up to date with the first three instalments having been paid.

Granting the Committee's request for a contribution of \$8,000 from Council will help leverage cash contributions of \$28,000 from the NSW Government and \$21,891 from the Osborne Football Club and enable this project to be completed.

The deadline for accepting the grant offer is 30 April 2017.

Integrated Planning and Reporting Reference

D1.2.1.d - Improve the standard of sport and recreation facilities throughout the Shire.

Legislative Policy and Planning Implications

Granting financial assistance to the Osborne Recreation Ground Committee is permissible pursuant to Section 356 of the Local Government Act.

Budget and Financial Aspects

There are sufficient funds within Council's 2016/17 Budget allocation of \$48,600, for financial assistance granted pursuant to Section 356 of the Local Government Act, to accede to this request.

Attachments

1. Osborne Recreation Ground Committee – request for financial assistance – 21/02/17
2. Premier of NSW - confirmation of successful grant application
3. Osborne Football Club – confirmation of commitment to contribute \$21,891 – 13/02/17
4. Plans of player changeover benches, coaches' shelters, media platform and storage shed.

Recommendation: That Council:

- a) Contribute \$8,000 towards the erection of player changeover benches, coaches' shelters, media platform and a storage shed at the Osborne Recreation Ground; and
- b) Request the Osborne Recreation Ground Committee, in view of its status as a Section 355 Committee, to inform Council when it is considering applying for government grants in future.

<p>47/17 RESOLVED on the motion of Crs Sharp and Rockliff that Council:</p> <ol style="list-style-type: none">a) Contribute \$8,000 towards the erection of player changeover benches, coaches' shelters, media platform and a storage shed at the Osborne Recreation Ground; andb) Request the Osborne Recreation Ground Committee, in view of its status as a Section 355 Committee, to inform Council when it is considering applying for government grants in future.

12. DRAFT POLICY – AWNINGS, VERANDAHS AND BALCONIES OVER FOOTWAYS (DEES/C70-025)

Executive Summary

Council proposes a draft policy for the construction, management and maintenance requirements and responsibilities in relation to awnings, verandahs and balconies constructed over Council public roads, including footways.

Report

Council proposes a draft policy for the construction, management and maintenance requirements and responsibilities in relation to awnings, verandahs and balconies constructed over Council public roads, including footways. A copy of the draft policy is attached.

There has been considerable literature and quite a few Council policies regarding safety of awnings over public lands following a fatal accident at Bathurst in 1998. One thing that is consistent, is that as awnings are part of the buildings to which they are attached, they are therefore the responsibility of the owner of the building, even when the awning is located over a public footpath. The Roads Act (1993) clarifies in s 142(1) the responsibility for awnings over roads (including footpaths) by requiring that a person having the right to control the structure must maintain it in a satisfactory state of repair.

Policies from Wagga Wagga, Great Lakes, Deniliquin, and Canada Bay Councils, which were of the same nature and context, were researched in the development of this draft.

Council has sought advice from its insurer broker JLT and it has provided the following clarification:

“Who is responsible for the particular asset (i.e. awning, veranda) and what coverage is held against material loss or damage. A vast majority of Australian Insurers ‘loosely’ define their Policy coverage as follows:

- *The Freehold Property Owner, or sometimes in the case of a Commercial Lease – the Tenant may ‘assume’ responsibility for the property if that Lease says that the Tenant is bound by that condition (though this is rare, it is generally the Property Owner (Freehold) in most cases. Council has no insurable interest in the property.)*
- *Any temporary or permanent structure that forms part of a building – which is located at the situation address will normally be defined as ‘the building.’ Irrespective of any building being located on or over say an easement, this specific part of the structure still falls within the Policy definition – and therefore covered by the named Insured, and a Policy should respond.*
- *Property Owners should as a bare minimum at least carry a material loss or damage (otherwise known as Fire & Extraneous Perils) cover on their premises (and if a mortgage exists – this is a mandatory legally enforceable requirement by the Mortgagee).*
- *The second and more pressing aspect of a commercial insurance policy is the need for a Property Owner to hold and maintain a Public Liability Policy. This indemnifies the general public or any other third party against property damage and/or personal injury that the Property Owner may be considered negligent or liable for. This is extremely relevant with regard to any structure overhanging a public thoroughfare – and where negligence may exist – the general public and other authorities are afforded protection for claims brought against the Property Owner.*

Important Point: *Premeditated or known circumstances are usually excluded by Public Liability Policies.”*

Council’s Insurance Broker made enquiries with underwriting managers of major Australian insurers which revealed that even where a veranda is one continuous structure extending beyond an individual shopfront, this is not an impediment to obtaining insurance.

The Deputy State Coroner, following a coronial inquest into a fatal accident involving the collapse of an awning, made a number of recommendations which are contained in Planning Circular BS 13-001 dated 8 March 2013, a copy of which is also attached. The Circular confirms 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. The Circular also recommends that councils implement a program to raise awareness of the need to monitor the safety of awnings as they age, both in their own organisations and with the owners of buildings in their areas with awnings over public lands. As such Council is proposing to:

- i. Introduce and maintain an awning register;
- ii. Remind property owners of their responsibilities via written notification on a five (5) year basis; and
- iii. Recommend property owners arrange inspection undertaken by a suitably qualified structural engineer to certify the structure is structurally adequate and in good repair, particularly if the awning is more than 10 years old.

The above requirements are consistent with the advice contained in Planning Circular BS 13-001 dated 8 March 2013.

Council’s insurer notes the following regarding Council’s commitment in managing this process:

“Council would have an incredibly inordinate amount of difficulty in planning and preparing a compliance process of firstly seeking, obtaining and recording Policy confirmation (specifically Property Owner - Public Liability coverage) relating to verandas, but this type of regulatory control isn’t extraordinary – just a proactive Public Authority making absolutely certain that their community has protection mechanisms in place.”

Council's insurer has offered in collaboration with Statewide Risk Managers to hold a public consultation and/or forum opportunity to the Property Owners of Lockhart (in particular) and support a community awareness platform in order to assist Council forward-manage this initiative.

In addition, in recognising the importance of the verandahs to Lockhart Shire's heritage and tourism, Council is currently exploring a potential Heritage Strategy and grant opportunities where in the future it could have a program to assist property owners with the maintenance and up keep of the verandahs. This will be subject to another report to Council in due course.

Integrated Planning and Reporting Reference

D4.2 - Advocate for the protection our historic buildings and landmarks

Legislative Policy and Planning Implications

- Roads Act (1993)
- Environmental Planning & Assessment Act (1979)
- Local Government Act (1993).

Budget and Financial Aspects

- The maintenance and insurance of awnings and verandahs is the responsibility of the property owner.
- Council may in the future opt to provide grant assistance to property owners to refurbish and/or maintain verandahs in heritage areas within the Shire.

Attachments

1. Draft Policy – Awnings, Verandahs and Balconies Over Footways.
2. NSW Planning Circular BS 13-001 entitled "Safety of Awnings Over Public Lands", dated 8 March 2013 and Practice Note 18 "Inspection and Assessment of Existing Tied Awnings", July 2008.

Recommendation: That Council:

- a) Endorses the draft "Awnings, Verandahs and Balconies Over Footways" policy, and
- b) Places it on public exhibition for 28 days and bring a further report back to Council.

48/17 RESOLVED on the motion of Crs Day and Walker that Council: a) Endorses the draft "Awnings, Verandahs and Balconies Over Footways" policy, and b) Places it on public exhibition for 28 days and bring a further report back to Council.

Cr Rockliff declared a non-pecuniary interest in the following item and vacated the Chambers for its duration.

13. REQUEST FOR ROAD NAME CHANGE

(DEES/R40-055)

Executive Summary

Council has received a request to change the name of Wide Lane, Osborne to Bourkes Lane, Osborne.

Report

Council has received a request to change the name of Wide Lane, Osborne to Bourkes Lane, Osborne, a copy of which is attached.

Wide Lane is not a gazetted name – in which the majority of the Shire's roads are not. This is the case for most of NSW.

It is anticipated that there may be resistance to the change from the Geographical Names Board (GNB) because Lockhart Shire has Burkes Street at The Rock and they are reluctant to gazette similar names within LGA's. There is also a Bourke Street in Wagga Wagga, Mangoplah and Matong, which could cause confusion for emergency services calls if people are unclear with their addresses.

The process to rename a road involves registering the proposed name, together with any historical support, with the NSW Online Road Naming System (NORNS); notifying prescribed organisations of the proposal (predominantly relevant Government agencies and emergency services); and advertising the proposal in local newspapers and inviting comment.

If after considering any submissions received Council resolves to support the proposal, the change of name has to be advertised in the local newspapers and notified to the prescribed organisations.

It appears that no residential address is using Wide Lane and also the remaining direct relatives with the Bourke name are no longer living within Lockhart Shire.

Also, a change in road name may result in a precedent been set and a resulting influx of requests.

Integrated Planning and Reporting Reference

D4 - Infrastructure that supports our community identity.

Legislative Policy & Planning Implications

- Roads Act 1993
- Roads Regulation 2008.

Budget & Financial Aspects

- Advertising in newspaper approx. \$700
- Cost unknown for using NORNS.

Attachments

1. Letter from Bourke Family dated February 2017.

Recommendation: That:

- a) Council does not support road name change, and
- b) The Director Engineering and Environmental Services writes back to applicant informing them of its decision.

49/17 **RESOLVED** on the motion of Crs Douglas and Driscoll that:
a) Council support the road name change and commence the necessary process, and
b) The Director Engineering and Environmental Services writes back to applicant informing them of its decision.

14. AMENDMENT TO THE EP&A REGULATION (E-PLANNING) 2017

(MES/R45-005)

Executive Summary

NSW Department of Planning and Environment are preparing an amendment to the Environmental Planning and Assessment Regulation to encompass provision for electronic lodgement of development applications.

Report

Proposed changes to the Environmental Planning and Assessment Regulation 2000 (the Regulation) will support online lodgement of development applications by introducing consistent documents and technical requirements across NSW.

Currently, there are many variations in document requirements for development applications, which can cause delays in preparing and determining applications. The Regulation seeks to address this by introducing standards for online submission and lodgement.

The NSW Department of Planning believe that the online lodgement through the 'Planning Portal' will dramatically reduce the time and resources spent on producing and reviewing hard copy documents, making it faster and easier for NSW residents to lodge and track applications. It will also make planning information more accessible.

Proposed changes include:

- standardising the documents required to lodge applications for development
- replacing written consent with legally enforced declarations by applicants that they have permission from land owners to submit a development application
- introducing new requirements for making and exhibiting Development Control Plans and Contribution Plans (financial contributions from developers towards infrastructure costs).

Integrated Planning and Reporting Reference

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

Legislative Policy & Planning Implications

Proposed changes to the Environmental Planning and Assessment Regulation 2000 (the Regulation) will support online lodgement of development applications by introducing consistent documents and technical requirements across NSW.

Budget & Financial Aspects

Nil.

Attachment

Nil.

Recommendation: That the information be noted.

50/17 RESOLVED on the motion of Crs Verdon and Walker that the information be noted.

15. DEVELOPMENT APPLICATION 45/16 – LOCKHART AGRICULTURAL, PASTORAL AND SHOW SOCIETY (MES/P25-010)

Executive Summary

At the direction of Council staff, the Lockhart Agricultural, Pastoral and Show Society have lodged an application for modification to development consent 45/16, following the unauthorised demolition of the existing, historically significant poultry pavilion at the Lockhart showground.

Report

Following Council's consideration at the September meeting, development consent was granted for the construction of a new poultry pavilion at the Lockhart Showground, located off Treasure Street at Lot 122 DP756429. The site is a Council-managed parcel of crown land, and is heritage listed in accordance with the Lockhart LEP.

Advice provided by Council's heritage advisor recognises the historical significance and aesthetics of the existing galvanised iron pavilion, which was built many decades ago from local labour and materials. As the applicant sought its demolition, the matter was referred to Council for its consideration. At the November 2016 ordinary meeting, Council resolved that the proposed new pavilion be constructed in accordance with Council's heritage advice, with a portion of the original building to be retained as a representation of the heritage structure. This resolution was reflected as a condition in the final development consent, to which there were no objections raised by the applicant.

Following issue of the development consent, the applicant has seen to the demolition of the entire existing pavilion, and as a result, Council staff have ordered an immediate stop to all works until the matter is rectified.

Council have sought from the Show Society an application for modification to the DA 45/16 consent, thereby requesting that the specific condition regarding the heritage structure be omitted. As this is a condition set by a resolution of the Council, the matter has returned back to Council for its consideration. Meanwhile, planning staff will assess the application, and take into consideration the heritage advice, and impacts under Section 79C of the Environmental Planning & Assessment Act 1979.

Also to be noted is a letter from the applicant, who hereby formally request a refund of fees paid for the lodgement of the development application (attached), as permitted by Policy 2.36.

Integrated Planning and Reporting Reference

D4.1 - Protection of our historic buildings and landmarks.

Legislative Policy & Planning Implications

Fail to comply with a development consent is an offence under Section 121B of the Environmental Planning and Assessment Act 1979 ('the Act').

The Act 1979 permits the lodgement of applications for modification to development consents under Section 96.

Budget & Financial Aspects

Policy 2.36 – Refund of fees to Community Organisations - allows certain organisations to apply for refund of development related fees, at the discretion of the General Manager. While the Show Society is not a Section 355 Committee, it does operate under the umbrella of the Lockhart Showground Management Committee (who are authorised under Section 355 of the Local Government Act 1993). If fees are reimbursed, this will be absorbed into Council's operation budget for 2016-17.

Attachments

1. Copy of Development Consent 45/16.
2. Letter requesting refund of fees.

Recommendation: That Council:

- a) Resolve to support the application for modification to DA 45/16, and
- b) Note for information the request for refund of fees and support the General Manager in determining.

<p>51/17 RESOLVED on the motion of Crs Driscoll and Rockliff that Council:</p> <ol style="list-style-type: none">a) Resolve to support the application for modification to DA 45/16, andb) Note for information the request for refund of fees and support the General Manager in determining.

STRATEGIC DIRECTION E: Strong Leadership and Services

16. STATEMENT OF FUNDS FOR JANUARY AND FEBRUARY 2017

(DCCS/F10-010)

The reconciled position of funds held in Council's bank accounts and on investment as at 31 January 2017 is shown below for the information of members.

Statement of Funds as at:	31 January 2017	
Combined Bank Accounts:		\$
Bank Balance as at:	1 January 2017	879,942.34
Plus: Receipts to:		
Rates receipts bank 2 & 5	54,996.62	
Sundry Debtor receipts	33,118.88	
Grant receipts -	-	
Rockoosh Grant	4,266.11	
Galore Hill Trust Interest	4.01	
Investments redeemed	-	
Interest on Investment	7,772.52	
DEFT transfer	400,000.00	
Bas Refund Nov & Dec	30,588.32	
Deposit less agent fee 8 Bond St	5,800.00	
Other receipts	35,240.58	
Total receipts for month	571,787.04	
		1,451,729.38
Less: Payments for Month less Canc. Chqs		1,039,783.11
New Term Deposits		0.00
Current Bank Balance		411,946.27

Investments:	Interest Rate per Annum	Amount Invested	% of Total
AMP Call	At call	500,000.00	6.85%
Bankwest	2.55	250,000.00	3.42%
Bankwest	At call	750,000.00	10.27%
BENDIGO	2.35	250,000.00	3.42%
BENDIGO	2.70	500,000.00	6.85%
BENDIGO	2.60	250,000.00	3.42%
BENDIGO	2.60	500,000.00	6.85%
Curve Securitys/AMP	2.75	250,000.00	3.42%
Curve Securitys/AMP	2.95	250,000.00	3.42%
IMB Limited	2.55	300,000.00	4.11%
IMB Limited	2.50	250,000.00	3.42%
NAB	2.63	300,000.00	4.11%
NAB	2.74	500,000.00	6.85%
nab	2.71	250,000.00	3.42%
NAB	2.65	250,000.00	3.42%
NAB	2.63	300,000.00	4.11%
NAB	2.70	250,000.00	3.42%
nab	2.65	250,000.00	3.42%
RIM AMP	2.95	400,000.00	5.48%
Rim NAB Limited	2.75	250,000.00	3.42%
RIM-amp	2.95	500,000.00	6.85%
		7,300,000.00	
TOTAL FUNDS HELD ARE:		7,711,946.27	100.00%

These funds are comprised as follows:

	CURRENT A/C	INVESTMENTS	TOTAL
General Fund	-1,246,990.15	6,339,035.51	5,092,045.36
Combined Sewerage	1,627,400.01	960,964.49	2,588,364.50
Galore Hill Trust Fund	31,536.41	0.00	31,536.41
	411,946.27	7,300,000.00	7,711,946.27

RESERVES	Externally Restricted	2,619,900.91
	Internally Restricted	4,680,099.09
	Unrestricted	411,946.27
		7,711,946.27

I hereby certify that all investments shown have been made in accordance with Section 625 of the Local Government Act 1993, the Regulations and Council's Investment Policy.



Director Corporate & Community Services
6 February 2017

*Lockhart Shire Council
Ordinary Meeting – 20 March 2017*

The reconciled position of funds held in Council's bank accounts and on investment as at 28 February 2017 is shown below for the information of members.

Statement of Funds as at:	28 February 2017	
Combined Bank Accounts:		\$
Bank Balance as at:	1 February 2017	411,946.27
Plus: Receipts to:		
Rates receipts bank 2 & 5	374,288.90	
Sundry Debtor receipts	52,969.52	
Grant receipts -	-	
RMS - Block Grant	256,250.00	
FAG Grant 3rd Qrt	904,345.50	
Dept Education Rockoosh Grant	10,370.25	
Galore Hill Trust Interest	4.02	
Investments redeemed	700,000.00	
Interest on Investment	27,358.62	
Sale Lot 4 Bond St Lockhart	77,800.00	
Other receipts	112,326.80	
Total receipts for month		<u>2,515,713.61</u>
		<u>2,927,659.88</u>
Less: Payments for Month less Canc. Chqs		1,659,229.86
New Term Deposits		0.00
Current Bank Balance		<u>1,268,430.02</u>

Investments:	Interest Rate per Annum	Amount Invested	% of Total
AMP Call	At call	500,000.00	7.58%
Bankwest	2.55	250,000.00	3.79%
Bankwest	At call	300,000.00	4.55%
BENDIGO	2.35	250,000.00	3.79%
BENDIGO	2.20	500,000.00	7.58%
BENDIGO	2.35	500,000.00	7.58%
Curve Securitys/AMP	2.75	250,000.00	3.79%
Curve Securitys/AMP	2.95	250,000.00	3.79%
IMB Limited	2.55	300,000.00	4.55%
IMB Limited	2.50	250,000.00	3.79%
NAB	2.65	250,000.00	3.79%
NAB	2.63	300,000.00	4.55%
NAB	2.70	250,000.00	3.79%
nab	2.65	250,000.00	3.79%
nab	2.52	250,000.00	3.79%
NAB	2.58	500,000.00	7.58%
NAB	2.63	300,000.00	4.55%
RIM AMP	2.95	400,000.00	6.06%
Rim AMP	2.50	250,000.00	3.79%
RIM-amp	2.95	500,000.00	7.58%
		<u>6,600,000.00</u>	
TOTAL FUNDS HELD ARE:		<u>7,868,430.02</u>	100.00%

These funds are comprised as follows:

	CURRENT A/C	INVESTMENTS	TOTAL
General Fund	-359,641.53	5,639,035.51	5,279,393.98
Combined Sewerage	1,596,531.12	960,964.49	2,557,495.61
Galore Hill Trust Fund	31,540.43		31,540.43
	<u>1,268,430.02</u>	<u>6,600,000.00</u>	<u>7,868,430.02</u>

RESERVES	Externally Restricted	2,589,036.04	
	Internally Restricted	4,010,963.96	0.00
	Unrestricted	1,268,430.02	
		<u>7,868,430.02</u>	

I hereby certify that all investments shown have been made in accordance with Section 625 of the Local Government Act 1993, the Regulations and Council's Investment Policy.


Acting Director Corporate Services
6 March 2017

Recommendation: That:

- a) The information be noted, and
- b) The adjustments in income, expenditure and reserves in the December 2016 Quarterly Budget Review be adopted.

53/17 **RESOLVED** on the motion of Crs Douglas and Driscoll that:
a) The information be noted, and
b) The adjustments in income, expenditure and reserves in the December 2016 Quarterly Budget Review be adopted.

18. POLICY 1.0 'POLICIES – PROCEDURE FOR CONSIDERATION AND ADOPTION' (GM/C70-025)

Executive Summary

The amended Policy 1.0 "*Policies – Procedure for Consideration and Adoption*" is presented for adoption following public exhibition of the document.

Report

At the Council meeting held on 6 February 2017 Council endorsed an amended Policy 1.0 "*Policies – Procedure for Consideration and Adoption*", for public exhibition.

In accordance with Council's resolution the amended Policy was publicly exhibited for a period of 28 days. Copies of the document were made available on Council's website as well as Council's office and Post Offices within the Shire.

No submissions were received following the public exhibition.

The amended Policy is now presented for adoption by Council. A copy of the amended Policy is attached.

Integrated Planning and Reporting Reference

E6.1.1a - Ensure all statutory policies, codes and plans are adopted by Council and reviewed regularly.

Legislative Policy and Planning Implications

Codes and policies mandated by legislation e.g. Code of Conduct, Code of Meeting Practice, Payment of Expenses and Provision of Facilities to the Mayor and Councillors etc. will be incorporated into the Policy Manual along with all other Council policies.

Budget and Financial Aspects

Not applicable.

Attachment

1. Amended Policy 1.0 "*Policies – Procedure for Consideration and Adoption*".

Recommendation: That Policy 1.0 "*Policies – Procedure for Consideration and Adoption*", as publicly exhibited, be adopted.

54/17 **RESOLVED** on the motion of Crs Day and Sharp that Policy 1.0 "*Policies – Procedure for Consideration and Adoption*", as publicly exhibited, be adopted.

19. POLICY 1.4 - CODE OF CONDUCT

(GM/C70-025)

Executive Summary

At its meeting held on 6 February 2017 Council endorsed a process for the review of existing policies and development of new policies.

As part of the ongoing review of existing policies, Policy 1.4 relating to the Code of Conduct is presented for review to ensure compliance with the Local Government Act 1993. Pursuant to Section 440 (7) of the Act, Council must, within 12 months after each ordinary election, review its adopted Code.

Report

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

A council's adopted code has no effect to the extent that it is inconsistent with the Model Code as in force for the time being. Except that a provision of a council's adopted code is not deemed to be inconsistent with the Model Code merely because the provision makes a requirement of the Model Code more onerous for persons required to observe the requirement.

Council last reviewed its Code of Conduct on 12 February 2013, when it resolved to adopt the Model Code of Conduct released by the Division of Local Government at that time. However a new Model Code of Conduct was subsequently prescribed by the Regulation and published in the Government Gazette on 13 November 2015. A copy of the most recent Model Code of Conduct dated November 2015 is attached. A revised Policy 1.4 is also attached as a marked-up version highlighting the changes that have been made.

A copy of the most recent Model Code of Conduct will also be provided separately to Councillors for inclusion in the Councillors' Induction Handbook distributed last year following the September Council election.

Integrated Planning and Reporting Reference

E6 – Provision of excellent leadership and governance within Council.

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

E6.1.1.a - Ensure all statutory policies, codes and plans are adopted by Council and reviewed regularly.

E6.1.1.b - Ensure all legislative requirements are regularly checked for compliance.

Legislative Policy & Planning Implications

Section 440 of the Local Government Act 1993 provides that Council must adopt a Code of Conduct that incorporates the provisions of the Model Code of Conduct prescribed by the Regulations. Council must also review its adopted Code of Conduct within 12 months of an ordinary election, i.e. by September 2017. Adoption of the most recent Model Code of Conduct dated November 2015 will satisfy both of these legislative requirements.

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

Budget & Financial Aspects

Not applicable.

Attachments

1. Amended Policy 1.4 Code of Conduct.
2. Model Code of Conduct for Local Councils in NSW - Office of Local Government, November 2015.

Recommendation: That Council adopt:

- a) The Model Code of Conduct prescribed by the Regulations and published in the Government Gazette on 13 November 2015; and
- b) The amended Policy 1.4 Code of Conduct, as presented.

55/17 **RESOLVED** on the motion of Crs Verdon and Rockliff that Council adopt:
a) The Model Code of Conduct prescribed by the Regulations and published in the Government Gazette on 13 November 2015; and
b) The amended Policy 1.4 Code of Conduct, as presented.

20. DELIVERY PROGRAM 2013-2017, OPERATIONAL PLAN 2016-2017

(GM/I13-005)

Executive Summary

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

Report

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 6 months.

The report on the progress of the 2013-2017 Delivery Program and 2016-2017 Operational Plan for the period 1 July to 31 December 2016 is separately enclosed.

Integrated Planning and Reporting Reference

E4.2 – Plan for the long-term sustainability of the Shire.

Legislative Policy & Planning Implications

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

Budget & Financial Aspects

Not applicable.

Attachment

1. Lockhart Shire Council Delivery Program 2013-17 (attached as a separate document).

Recommendation: That the report on the progress of the 2013-2017 Delivery Program and 2016-2017 Operational Plan for the period 1 July to 31 December 2016 be received and its contents noted.

56/17 **RESOLVED** on the motion of Crs Douglas and Walker that the report on the progress of the 2013-2017 Delivery Program and 2016-2017 Operational Plan for the period 1 July to 31 December 2016 be received and its contents noted.

Questions and Statements

Cr Verdon

- (i) **Service Road – Urana St, The Rock** – Reported traffic going down service road again on Urana St, The Rock. Requested if Council could re-visit signage and road markings, maybe a centre line along the main street section?

Response – Director Engineering and Environmental Services
DEES advised he will investigate and take appropriate action.

- (ii) **Signs Pushed Over in The Rock** – Reported signs have been pushed over in front of the Post Office in The Rock.

Response – Director Engineering and Environmental Services
DEES advised he had noticed a couple of bent signs and will take action to repair.

- (iii) **Car Bodies and Uninhabited Houses in the Shire** – Requested that a motion be brought to the next LGNSW Annual Conference to request Councils be given more power to act in facilitating the clean-up of car bodies and unoccupied houses and other unsightly premises.

Response – General Manager
GM advised this requires a motion from Council first and will report at the next meeting.

Cr Day

Nil.

Cr Driscoll

- (i) **Donation Box at Upgraded Recreation Ground Toilets, The Rock** – Requested Council provide a donation box at the upgraded recreation ground toilets in The Rock

Response – Director Engineering and Environmental Services
DEES advised he will action and install when available.

- (ii) **Bendigo Bank Letter of Support for Shire Pools** – Stated she was disappointed regarding the letter of support from the Bendigo Bank, stating its pledge was for the Lockhart pool only.

Cr Rockliff

- (i) **Uninhabited Houses in the Shire** – Also raised the issue of uninhabited homes in our villages and requested Council discuss further what can be done regarding this matter.

Response – General Manager
GM advised that this will be the subject of a report to the next Council meeting.

Cr Douglas

- (i) **Unkempt/Overgrown Blocks within Village Areas** – Also raised this issue and enquired if Council is able to clean up on behalf of owners?

Response – General Manager and Director Engineering and Environmental Services
GM advised that this will be subject of a report to the next Council meeting.

DEES advised there is legislation that allows Council to take action, however it is a long process and takes months to implement.

- (ii) **Councillor Bus Tour of Shire** – Thanked all staff involved in organising the recent Councillor bus tour of the Shire and declared it a very positive day.

Cr Sharp

- (i) **Clearing of Long Grass on Blocks within Village Areas, particularly Pleasant Hills** – Also raised this issue and enquired if Council is able to speed up the process to act?

Response – General Manager

GM advised that this will be subject of a report to the next Council meeting.

Cr Walker

- (i) **Hendersons Lane** – Advised he has received reports of potholes along sections of Hendersons Lane.

Response – Director Engineering and Environmental Services

DEES advised he has recently driven along this lane following another complaint and believes the lane is satisfactory at present, advising the next maintenance grade is due in May/June 2017. He further advised that he has directly communicated with the complainant.

Cr Schirmer

Nil.

CLOSED SESSION

There being no item/s listed for consideration by Council in Closed Session, the meeting was closed at 7.10pm.

The minutes of the meeting held on Monday, 20 March 2017 were confirmed as a true and accurate record at the Ordinary Council Meeting held on 18 April 2017 at which time the signature was hereunto subscribed.

CHAIRMAN