



# **BUSINESS PAPER**

## **of the Ordinary Meeting Held 21 June 2021**

**The Meeting will be preceded by a Workshop  
to commence at 3.30pm**

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

# The Prayer

We humbly beseech Thee to vouchsafe Thy blessings on this Council.  
Direct and prosper our deliberations to the glory and welfare  
of the people of this Shire and throughout our country.  
Amen

## The Council's Guiding Principles

*The following general principles apply to the exercise of functions by councils:*

- Councils should provide strong and effective representation, leadership, planning and decision-making
- Councils should carry out functions in a way that provides the best possible value for residents and ratepayers
- Councils should plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community
- Councils should apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements
- Councils should work cooperatively with other councils and the State Government to achieve desired outcomes for the local community
- Councils should manage lands and other assets so that current and future local community needs can be met in an affordable way
- Councils should work with others to secure appropriate services for local community needs
- Councils should act fairly, ethically and without bias in the interests of the local community
- Councils should be responsible employers and provide a consultative and supportive working environment for staff.

*The following general principles apply to decision-making by councils (subject to any other applicable law):*

- Councils should recognise diverse local community needs and interests
- Councils should consider social justice principles
- Councils should consider the long term and cumulative effects of actions on future generations
- Councils should consider the principles of ecologically sustainable development
- Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

*Councils should actively engage with their local communities, through the use of the integrated planning and reporting framework and other measures.*

*(Section 8A Local Government Act, 1993)*



# Lockhart Shire Council

File Ref: PV: SJ: 21/6075

17 June 2021

The Mayor and Councillors  
Lockhart Shire Council  
65 Green Street  
LOCKHART NSW 2656

Dear Councillors

I wish to advise that the Ordinary Monthly Meeting of Lockhart Shire Council will be held at the Council Chambers, Green Street, Lockhart on **Monday, 21 June 2021** commencing at **5.00pm**.

The meeting will be preceded by a workshop regarding Stronger Country Communities Funding – Round 4 – to commence at 3.30pm.

The Order of Business will be as shown overleaf.

Yours faithfully

Peter Veneris  
**GENERAL MANAGER**



## ORDER OF BUSINESS

### OPENING WITH A PRAYER

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## LEAVE OF ABSENCE

Cr Max Day – July Ordinary Meeting

## MAYORAL MINUTE

Refer Item 20 General Manager's Contract of Employment – Closed Session

## MAYORAL REPORT

To be presented at the meeting.

## URGENT MATTERS

Nil.

## NOTICE OF MOTION

Nil.

## COMMITTEE REPORTS

1. **MINUTES OF THE LOCKHART SHIRE COUNCIL (LSC) – TOURISM AND ECONOMIC DEVELOPMENT STEERING COMMITTEE (TEDSC) MEETING HELD AT 6.00PM ON TUESDAY, 1 JUNE 2021 AT THE ROCK BOWLING CLUB**

**1. Present**

Councillor Gail Driscoll, Michell Bailey, Fiona Beckett, Peter Creek, Heather Trevaskis, Myra Jenkyn and Matt Holt (TEDO).

**2. Apologies**

Councillor Derek Douglas, Jared Walker and Greg Smith.

**Resolved** by the Committee that the apologies be accepted.

**3. Leave of Absence**

Request for leave absence as been requested by Rachel Viski for three months due to family commitments.

**Resolved** by the Committee that the leave of absence be accepted.

**4. Declarations of Pecuniary & Non-Pecuniary Interest**

Nil.

**5. Confirmation of minutes of the previous meeting (March 2021 – attached)**

Correction to be made that Myra Jenkyn was an apology for the meeting.

**Resolved** on the motion of Peter Creek and Michelle Bailey that the minutes of the meeting held on Tuesday, 9 March 2021, as printed and circulated, be confirmed as a true and correct record of the proceedings of that meeting including the above correction.

**6. Update from May 2021 Council Meeting.**

- LSC to submit grant applications under Round 4 of the Stronger Country Communities Fund (SCCF), \$769,390 has been allocated to Lockhart Shire.  
  
Guidelines require 50% of the funding to be allocated to projects that increase female participation in sport and enhance female sporting facilities with the other 50% earmarked for community amenity and community service infrastructure. The following was resolved by Council.
  1. Submit applications under the “community amenity and community service infrastructure” stream of Stronger Country Communities Fund Round 4 for the redevelopment of 109 Green Street Lockhart (former GrainCorp property) and the Yerong Creek Cricket Ground irrigation system; and
  2. Determine its priorities for the “female participation in sport and enhance female sporting facilities” funding stream from the projects listed in the report relating to the Lockhart, Osborne, and The Rock recreation grounds at a workshop to be held prior to the June Council meeting.
- LSC has an opportunity to progress its advocacy for the upgrade of The Rock to Boree Creek rail line under the Inland Rail Interface Improvement Program. The Australian Government Department of Infrastructure, Transport, Regional Development and Communications has advised that our proposal has been assessed and is eligible for the program together with another 15 projects around Australia who will receive support from the Federal Government. The Department has allocated Council’s proposal to its specialist business case adviser, Ernst & Young, who will work with Council to develop the proposal. The first step will be to arrange an inception meeting with the Department and Ernst & Young to discuss the working arrangements under the program, and to enable work to begin on the development of a project plan.
- LSC was unsuccessful in securing a grant for the upgrade of the main streets in The Rock and Lockhart. However, \$61,732 has reallocated from the unspent Drought Communities Program Extension program to undertake footpath improvement works on the corner of Green Street and Urana Street, Lockhart (outside Greens Gonyah Museum).
- Council adopted, for the purpose of public exhibition, the Draft Delivery Program 2017-2021 and the Draft Operational Plan 2021-2022 incorporating the Budget Estimates, Revenue Policy and Fees and Charges. Open for submissions which includes an increase in TEDO budget.

**7. Update from Tourism and Economic Development Officer (TEDO)**

- Artist started painting the Yerong Creek Water Tower Mural on 17 May 2021. Landscaping will start after which includes signage.
- LSC on behalf of Murrumbidgee Trails submitted a grant application for \$10,000 for marketing to Destination NSW, with the four Councils to buy \$2,500. Total proposed marketing budget will be \$20,000.
- Leeton and Narrandera Councils on behalf of Murrumbidgee Trails submitted a joint expression of interest (EOI) to host the 2022 NSW Visitor Economy Conference. With Lockhart Shire and Murrumbidgee Council providing day trip experiences.

**Resolved** on the motion of Heather Trevaskis and Myra Jenkyn that the Committee note the above updates in both items 6 & 7.



## 8. Actions from previous minutes

### a) Proposed Committee Charter (February 2021)

The TEDSC to consider the proposed Committee Charter format for meetings going forward. With the election of office bearers to take place at the March 2021 meeting.

**Recommended** on the motion of Michelle Bailey and John Holstein that the Charter to be further investigated and discussed at the March meeting. TEDO to investigate similar committees at other Councils and options within the Local Government Act as to structure.

The TEDO provided examples of other regional committees to members. With the TEDO suggesting the following step forward,

- Continue as is until the new Council is elected in September 2021.
- TEDO to create new charter for the TEDSC to consider and recommend to Council before then, including feedback from TEDSC members.
- The TEDO would like to hear from members on what they would like to see including meeting frequency, number of members, type of members e.g., business, community, events, and anything else members would like to include as to the role and responsibilities of the TEDSC.

**Resolved** on the motion of Fiona Beckett and Michelle Bailey that the TEDO come back to the Committee with a draft document at the July/August meeting,

### b) Review of current Tourism and Economic Development Strategy

The TEDO would like to request this review to be held over to the May 2021 meeting due to other ongoing large commitments.

**Recommended** on the motion of Councillor Gail Driscoll and Peter Creek that the Committee approve the above request.

Further to the above request, the TEDO would like the committee to consider holding off creating a new strategy until the new Council is elected which will also give the TEDO time to finish ongoing projects.

**Resolved** on the motion of Michelle Bailey and Heather Trevaskis that the TEDO distribute the Eastern Riverina Economic Development Strategy to members for feedback if they like the model and relevance.

## 9. Esplanade Pleasant Hills

The esplanade is a Pleasant Hills community Tidy Towns project to enhance an area of Grassy Box Woodland with an overstorey dominated by White and Grey Box with White Cypress Pine. The Esplanade is in badly need of an upgrade to make it more welcoming and user friendly to residents and visitors.

**Recommended** on the motion of Fiona Beckett and John Holstein that the TEDO add The Esplanade on the project list for a longer-term solution and that the TEDO approach Council's Manager Parks and Facilities for any short-term solutions and request a meeting on site.

The TEDO is yet to arrange the meeting due to workload and staff availability.

**Resolved** on the motion of Myra Jenkyn and Peter Creek that the Committee notes the above.

## 10. New Business

### a) Visit Riverina Membership

LSC has received a request for membership from Visit Riverina (formerly Thrive Riverina) for 2021/2022 financial year. Member fees have increased from \$3800 to \$4950, which is the first increase in three years. Adjustment to the budget has taken in account for the 2021/2022 financial

year, however current member Councils are reviewing the structure of Visit Riverina which includes becoming project group under Riverina Development Australia (RDA) Riverina (more information attached).

**Recommendation:** on the motion of Fiona Beckett and Michelle Bailey that Council continue its membership with Visit Riverina for 2021/2022.

**b) Resignation of Committee Member John Holstein**

The TEDO on behalf of the TEDSC has accepted the resignation of Committee member John Holstein effective from 11<sup>th</sup> May 2021.

**Recommendation:** on the motion of Peter Creek and Heather Trevaskis that Council accept the resignation of John Holstein and write a letter to acknowledge and thank John for his contribution to the TEDSC and the Lockhart Shire.

**c) The Rock Nature Reserve – Kengal Aboriginal Place – Update**

- LSC has provided its support to the National Park and Wildlife Service (NPWS) application to the Tourism Attraction Signposting Assessment Committee (TASAC) for the upgrade of road signage.
- LSC provided feedback and support to NPWS who is also upgrading safety signage and wayfinding on the trails in the reserve and will be doing so for the new map/brochure as well.
- LSC is now recording weekly traffic numbers on behalf of NPWS.

**Resolved** on the motion of Michelle Bailey and Fiona Beckett that Council note the above update.

**d) Local Awareness Campaign for Residents at The Rock**

Michelle raised that she would like to further discuss ways of engaging the community at The Rock to improve the local awareness of businesses, attractions and general community information, pride, and involvement. Committee members suggested networking events for business, community newsletter, use an existing Facebook page (Matt) etc.

**Resolved** on the motion of Councillor Gail Driscoll and Michelle Bailey that they meet and discuss at a way forward.

**e) Country Change Membership**

LSC has received a request for membership from Country Change for 2021/2022 financial year. Participation fees start from \$3600 with information provided to members before the meeting.

**Recommendation:** on the motion of Peter Creek and Myra Jenkyn that Council continue its membership with Country Change for 2021/2022.

**11. Project Updates (attached)**

**12. Questions**

- The Rock Service Station – Update provided
- Yerong Creek Water Tower - Update provided

**13. Meeting Closed:**

**14. Next meeting: Tuesday 6th July 2021 Yerong Creek Bowling Club at 6pm**

## DELEGATES' REPORTS

### 2. DELEGATES REPORT - COUNTRY MAYORS ASSOCIATION OF NSW, 28 MAY 2021 IN SYDNEY (GM: 21/6336)

I attended the Country Mayors Association of NSW meeting on 28 May 2021 together with the General Manager. A summary of the meeting is set out below.

- The President of Local Government NSW, Cr Linda Scott, provided an update in relation to current issues. Cr Scott noted that:
  - The Local Government Amendment Act has passed the Parliament. The amendments introduce several rating reforms in response to IPART's review and recommendations of the local government rating system. Councils now also have the discretion to introduce superannuation payments to councillors.
  - Further clarification is being sought in relation to the amendments to the Local Government Act regarding the Emergency Services Levy. There is currently a conflict between the legislation that has been passed by the Parliament and the advice later issued by the Office of Local Government. It was noted that the issue is to be debated again in the Parliament on 4 June 2021.
- The Minister for Water, Property and Housing, the Hon Melinda Pavey MP addressed the meeting. The Minister referred to the Government's recently released 20-year housing strategy. The strategy provides for, amongst other things, continued investment in renewing and growing social housing and enabling people living in social housing to transition into private rental or home ownership more easily.
- The Commissioner of Resilience NSW, Shane Fitzsimmons, addressed the meeting. It was noted that Resilience NSW is now 12 months old and is the lead agency for assisting communities being prepared for and recover from emergencies and disasters.

Cr Rodger Schirmer  
**Mayor**

## STATUS REPORT/PRÉCIS OF CORRESPONDENCE ISSUED

Status Report: Council Resolutions and Tasks to be finalised

File Ref: 21/5910

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 17 May 2021</b>			
80/21	GM/ DCCS	<p><b>Fees Payable to the Mayor &amp; Councillors</b></p> <p>a) Council adopts the midpoint between the minimum and maximum allowable for councillors of a “Non-metropolitan Rural” council for the period 1 July 2021 to 30 June 2022; and</p> <p>b) Fees for the Mayor for the period 1 July 2021 to 30 June 2022 be set at the maximum allowable for a “Non-metropolitan Rural” council.</p>	<p>Memo forwarded to Accounts Payable Officer authorising payment of adopted fees from 1 July 2021.</p> <p>Complete.</p>
79/21	DCCS	<p><b>Quarterly Budget Review – March 2021</b></p> <p>a) The information be noted, and</p> <p>b) The adjustments in income and expenditure in the March 2021 Quarterly Budget Review be adopted.</p> <p>c) The adjustments in internal and external reserves in the March 2021 Quarterly Budget Review be adopted.</p> <p>d) The new establishment of internal reserve Future Land Purchase for Development Reserve be approved.</p>	Complete.
78/21	DCCS	<p><b>Draft 2017-21 Delivery Plan and 2021-22 Operational Plan and Budget</b></p> <p>a) Council adopts, for the purpose of public exhibition, the Draft Delivery Program 2017-2021 and the Draft Operational Plan 2021-2022 incorporating the Budget Estimates, Revenue Policy and Fees and Charges.</p> <p>b) Following the 28 day public exhibition period, Council further considers the Draft documents at its 21 June 2021 meeting, in conjunction with any public comments or submissions received, for the purpose of adoption prior to 30 June 2021</p>	<p>Draft 2017-21 Delivery Plan and 2021-22 Operational Plan and Budget placed on public exhibition.</p> <p>Complete.</p>
75/21	DEES/ DCCS	<p><b>“Your High Street” Grant Program</b></p> <p>Reallocate \$61,732 of the Drought Communities Program Extension funding allocated to footpaths to be spent on the section of footpath in front of the museum on the corner of Green Street and Urana Street, Lockhart.</p>	Works commenced.

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

<b>Minute No:</b>	<b>Officer to Action</b>	<b>Council Resolution</b>	<b>Action Taken</b>
71/21	GM	<p><b>Round 4 – Stronger Country Communities Fund</b></p> <p>1 Submit applications under the “community amenity and community service infrastructure” stream of Stronger Country Communities Fund Round 4 for the redevelopment of 109 Green Street Lockhart (former GrainCorp property) and the Yerong Creek Cricket Ground irrigation system; and</p> <p>2 Determine its priorities for the “female participation in sport and enhance female sporting facilities” funding stream from the projects listed in the report relating to the Lockhart, Osborne and The Rock recreation grounds at a workshop to be held prior to the June Council meeting.</p>	<p>Councillor Workshop convened on 21 June 2021.</p> <p>Refer separate report in Council Business Paper.</p> <p>Complete.</p>
<b>Ordinary Council Meeting held 19 April 2021</b>			
64/21	GM	<p><b>Potential Property Acquisition – Lockhart</b></p> <p>1) Purchase the property situated at 109 Green Street Lockhart described as Lot 2 DP1016809, Lot A DP409130 and Lot 2 DP205729 on the terms outlined in this report and authorise the General Manager to execute all relevant documentation.</p> <p>2) Fund the cost of purchasing the property from the Future Infrastructure Development Reserve.</p> <p>3) Accept the grant of \$52,000 previously made available to the Lockhart Ex-Servicemen’s Club for the purposes of the Lockhart Men’s Shed with the consent of the funding body; and</p> <p>4) Submit a grant application for the refurbishment of the property including construction of public toilets, establishment of the Men’s Shed and creation of a community space when the opportunity arises.</p>	<p>Settlement scheduled for 24 June 2021.</p> <p>Subject to 1) above.</p> <p>Funding body has approved use of the grant funds on the Shed being acquired from GrainCorp.</p> <p>Complete.</p> <p>Councillor Workshop convened on 21 June 2021.</p> <p>Refer separate report in Council Business Paper.</p> <p>Complete.</p>
63/21	GM	<p><b>Residential Development – Lockhart</b></p> <p>2) That Council proceed with the subdivision of Lots 62 and 90 Prichard Place Lockhart as outlined in the report.</p> <p>3) That the cost of subdividing the land be funded from the Infrastructure Reserve with the proceeds of any land sales to be returned to the Reserve.</p>	<p>Arrangements currently being made for the preparation of the development application.</p>

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

<b>Minute No:</b>	<b>Officer to Action</b>	<b>Council Resolution</b>	<b>Action Taken</b>
52/21	GM	<p><b>Yerong Creek Water Tower Mural</b></p> <p>Council endorse the Selection Panel's recommendation for the design of the Yerong Creek Water Tower mural incorporating the amendments proposed in response to the feedback received from the community consultation.</p>	<p>Water Tower mural completed on 14 June 2021.</p> <p>Complete.</p>
51/21	GM/ DEES	<p><b>Proposed Renaming of the Lockhart Boree Creek Road and Boree Creek Kywong Road to Sturt Highway, "Tim Fischer Way"</b></p> <p>Council formally write to Federation and Narrandera Councils regarding the proposal to have a separate name for tourism purposes only for the Lockhart Boree Creek Road and the Boree Creek Sandigo Road to the Sturt Highway, being "Tim Fischer Way" and, if support is forthcoming from both Councils, Council then undertake a process of community consultation particularly with respect to the affected property owners.</p>	<p>Enquiries currently being made with relevant government agencies regarding the process for approving "tourist signs" (in lieu of officially changing the road names) before writing to neighbouring councils.</p> <p>The Destination NSW Tourism Attraction and Assessment Committee advised that it is not supported.</p>
50/21	DCCS	<p><b>Requests for Financial Assistance and Local Roads &amp; Community Infrastructure Phase 2</b></p> <p>Council supports the requests for financial assistance received from the Yerong Creek Tennis Club and the Yerong Creek Cricket Club as follows:</p> <ol style="list-style-type: none"> <li>1. Yerong Creek Tennis Club \$25,000 LRCI Phase 2 Grant</li> <li>2. The Rock Yerong Creek Cricket Club \$15,726 LRCI Phase 2 Grant \$20,274 2020/21 budget – sec 356 contributions \$36,000</li> <li>3. That consideration of the request for a further \$25,000 from the 2021/22 budget be deferred until Council's 2021/22 budget has been adopted.</li> <li>4. That the installation of an irrigation system at the Yerong Creek Recreation Ground be a priority project for any future Stronger Country Communities funding that becomes available.</li> </ol>	<ol style="list-style-type: none"> <li>1. and 2. Yerong Creek Tennis Club and The Rock Yerong Creek Cricket Club have been notified of Council's decision. Project nomination forms have been submitted to the funding body for both projects for approval.</li> <li>3. and 4. Councillor Workshop convened on 21 June 2021. Refer separate report in Council Business Paper.</li> </ol> <p>Complete.</p>

Lockhart Shire Council  
Ordinary Meeting – 21 June 2021

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 15 March 2021</b>			
43/21	DEES	<p><b>Tender – The Rock West Flood Mitigation Works</b></p> <p>Council:</p> <ol style="list-style-type: none"> <li>Awards the tender for The Rock Flood Mitigation Works FY2021-004 to Excell Gray Bruni Pty Ltd.</li> <li>Allocates \$316,900 in the 2021-22 budget as its contribution to The Rock Flood Mitigation Works.</li> </ol>	<ol style="list-style-type: none"> <li>Tender contract executed. Complete</li> <li>Draft 2021/22 Budget to be presented to the May 2021 Council meeting. Complete.</li> </ol>
26/21	TEDO	<p><b>Minutes of the Tourism &amp; Economic Development Steering Committee – 9 March 2021</b></p> <p>7a <b>Proposed Charter:</b> TEDO to send around examples of other Council committees with feedback to be sent to TEDO by May 2021 meeting.</p>	Pushed out to July/August.
	TEDO	<p>8a <b>The Esplanade, Pleasant Hills:</b> TEDO add The Esplanade on the project list for a longer-term solution and that the TEDO approach Council's Manager Parks and Facilities for any short-term solutions and request a meeting on site.</p>	Added to project list. TEDO to discuss with Facilities Manager.
<b>Ordinary Council Meeting held 15 February 2021</b>			
22/21	GM	<p><b>Offer to Purchase Industrial Land</b></p> <p>Council authorises the General Manager to negotiate the sale of Lots 22, 23 and 24 Harry Davies Drive as outlined in the Report.</p>	The completion of the DA process is awaited before progressing the negotiations.
12/21	GM	<p><b>Preparation of Plans of Management – Crown Reserves etc</b></p> <ol style="list-style-type: none"> <li>Council endorse the <i>Draft Lockhart Shire Council Plan of Management for Crown Land managed by Council and Council-owned land classified as 'community' for the purposes of community consultation.</i></li> <li>In the first instance, Council writes to the s.355 management committees and users groups drawing their attention to that part of the Plan of Management relevant to the reserve they manage/use and invite their feedback and input.</li> <li>Following consideration of any feedback received from the management committees and user groups and updating of the draft Plan of Management, the document be placed on public exhibition providing the broader community with the opportunity to comment.</li> </ol>	<ol style="list-style-type: none"> <li>Complete.</li> <li>Copies of the Draft Plan of Management have been forwarded to section 355 management committees and user bodies as well as to the Crown Lands Office. Complete.</li> <li>Pending. Crown Lands Office approval is required before Draft Plan of Management is placed on public exhibition.</li> </ol>

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

<b>Minute No:</b>	<b>Officer to Action</b>	<b>Council Resolution</b>	<b>Action Taken</b>
9/21	DCCS	<p><b>The Lockhart Recreation Ground Management Committee – Request for Financial Assistance</b></p> <p>Approve an interest-free loan to the Lockhart Recreation Ground Management Committee of up to \$70,000 with repayments being Year 1 \$4,200 and the remaining 14 years will be repayments of \$4,700 to support an application to Building Better Regions Fund – Infrastructure Projects Stream – Round Five.</p>	<p>This resolution will be actioned if the application to the Building Better Regions Fund – Infrastructure Projects Stream – Round Five is successful.</p>
8/21	DCCS	<p><b>Lockhart Railway Building</b></p> <p>Council:</p> <p>a) Agrees to a vary the lease of the Lockhart Railway Station building to a nil rental and authorise the General Manager to execute the necessary documentation.</p> <p>b) Develop a scope of works to repair the old Railway Station Building with a report to Council at a future meeting.</p>	<p>a) John Holland Rail has been advised of Council's resolution and their legal counsel is drafting a Deed of Variation to the current lease agreement.</p> <p>b) Scope of works being developed.</p> <p>Stronger Communities Program Round 6 grant funding of approx. \$18,000 received to assist with works.</p>
6/21	DEES	<p><b>Recreational Vehicles (RV's) and Caravan Parking in Lockhart CBD</b></p> <p>Council to investigate and implement RV and Caravan Parking in locations in Green Street (Plan 3 and Plan 6 of the Lockhart Business Centre Master Plan) as well as Urana Street and Matthews Street, Lockhart, including an education program, as recommended by Council's Tourism and Economic Development Steering Committee.</p>	<p>Investigation completed. Dedicated RV parking locations in Green/Urana Street near museum supported. Dedicated RV parking near Shire Administration not supported (limited car parking, mobile library, NSW Government Mobile Services). Single park in Matthews Street supported. Implementation subject to funding.</p>



*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 16 November 2020</b>			
211/20	GM	<p><b>Grant Funding Opportunities</b></p> <p>1. Submit the following projects for funding under the Local Road and Community Infrastructure Program Phase 2:</p> <ul style="list-style-type: none"> <li>- The Rock Hall</li> <li>- Lockhart Caravan Park</li> <li>- The Rock 2nd Oval – Water and Fencing</li> <li>- Lockhart Rec Grd Amenities – Stage 2</li> <li>- Pleasant Hills Rec Grd – Tennis Courts etc</li> <li>- The Rock Observatory</li> </ul> <p>2. Progress the following projects, in priority order, to ‘shovel ready’ status using the funds allocated in the 2020/21 Budget for ‘Grant Application Preparedness’.</p> <ul style="list-style-type: none"> <li>- GrainCorp Building Development</li> <li>- Avenue of Honour</li> <li>- Government Dam, The Rock – Recycling Water</li> <li>- Brookong Creek Masterplan</li> <li>- Galore Hill Scenic Reserve Masterplan</li> </ul>	<p>1. Complete</p> <p>2. Concept plan for the redevelopment of 109 Green Street to incorporate a community space and public toilets has been prepared and will be presented to Council on 21/06/2021.</p>
206/20	TEDO	<p><b>Shortage of Residential Property to Lease</b></p> <p>Investigate options to make housing more available for existing and potential new residents, including possible incentives to attract investor-builders, land availability, workshops and planning considerations.</p>	<p>Four workshops have been held, with a fifth to be held on 18 June 2021.</p> <p>Representations have been made to the Member for Wagga Wagga.</p> <p>Recent sales imply a potential for the erection of one or two investment properties in lieu of owner occupied.</p>
<b>Ordinary Council Meeting held 21 September 2020</b>			
175/20  174/20	TEDO	<p><b>September Minutes of the TEDSC</b></p> <p>i) Follow up lack of fencing at Magnolia Lodge with the General Manager.</p> <p>ii) Make further inquiries to remedy signage issue at Noskes Chinese Crossing, consistent with current signage practices.</p>	<p>Magnolia Lodge transfer date 1 July 2021.</p> <p>TEDO has placed this on TEDSC project list to further scope – including parking at the site.</p>
<b>Ordinary Council Meeting held 20 July 2020</b>			
134/20	DEES	<p><b>Light Posts – Green Street, Lockhart</b></p> <p>Arrange for the damaged light posts be replaced, as far as possible, with like-for-like.</p>	<p>Wagga Iron Foundry appointed to manufacture replica lamp posts. Posts are complete. To be installed by electrical contractor by end of June.</p> <p>Planter boxes complete.</p>

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

<b>Minute No:</b>	<b>Officer to Action</b>	<b>Council Resolution</b>	<b>Action Taken</b>
133/20	DEES	<p><b>Naming of Bridges – Brookong Creek and Urana Lockhart Road</b></p> <ol style="list-style-type: none"> <li>1. Propose the bridge on Urana Lockhart Road be named Brookong Creek Bridge.</li> <li>2. Propose the culvert over Brookong Creek in Green Street, Lockhart, be named Greens Gunyah Bridge, Brookong Creek.</li> <li>3. Write to Transport for NSW advising of the proposed names for the bridge on Urana Lockhart Road and the new culvert over Brookong Creek, Lockhart.</li> </ol>	<p>Written to TfNSW advising of the proposed bridge and culverts names.</p> <p>Received response from TfNSW requesting further information. Wrote to NSW Aboriginal Land Council re proposed names. DEES also contacted TfNSW liaison officer. Awaiting response.</p>
123/20	GM/DCCS	<p><b>Land/Premises for Community Development, Lockhart and The Rock</b></p> <ol style="list-style-type: none"> <li>(i) Council endeavours to secure the purchase of the former GrainCorp premises in Green Street Lockhart for Community Development at a fair market price this financial year.</li> <li>(ii) That Council identifies and secures premises or land in The Rock for the purposes of Community Development by the end of the 2021/22 financial year.”</li> </ol>	<ol style="list-style-type: none"> <li>(i) Settlement is scheduled for 24 June 2021.</li> <li>(ii) Superseded by Q &amp; S 21/12/2020 (refer page 21).</li> </ol>
<b>Ordinary Council Meeting held 20 April 2020</b>			
70/20	GM	<p><b>Review of Operational Land</b></p> <p>Council adopts the following actions in relation to the review of land classified as “operational land”:</p> <ul style="list-style-type: none"> <li>• Approach the adjoining owner of the land situated at 2410 Albury Road, Urangeline regarding potential sale or transfer of the land.</li> </ul>	<p>Contact has been made with the adjoining landowner and information provided regarding the Council owned land in anticipation of further discussions.</p> <p>The landowner is liaising with their solicitor.</p>
<b>Ordinary Council Meeting held 16 September 2019</b>			
256/19	GM	<p><b>Lockhart Renewable Energy Project</b></p> <ol style="list-style-type: none"> <li>a) Having secured Commonwealth government funding totalling \$1 million for the Better Energy Technology Renewable Energy Project for Lockhart Township; and</li> <li>b) Having given 28 days public notice of its intention to do so:</li> <li>c) Hereby resolves pursuant to Section 356 Local Government Act 1993 to provide financial assistance totalling \$1 million to Better Energy Technology, in the same manner, i.e., progress payments, as Council receives the funding from the Commonwealth, and for the sole purpose of undertaking Stage 1 of the Lockhart Renewable Energy Project.</li> </ol>	<p>Funding body has been advised of a revised completion date based on the update provided by Gordon Hinds of Better Energy Technology to the February Council meeting.</p>

Lockhart Shire Council  
Ordinary Meeting – 21 June 2021

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 17 May 2021 – Councillor Questions &amp; Statements</b>			
Questions & Statements	GM/ DCCS	<b>Cr Verdon: Stronger Country Communities Fund – Round 3 – Youth Funding</b> Enquired as to the success or otherwise of the \$200,000 that went to Youth and asked if Council can write to the local member to request a report of where the money was spent.	Contact has been made with the grant provider and the local member's office regarding this matter.
	DEES	<b>Cr Rockliff: Lockhart Caravan Park</b> Advised it had been suggested to him that while upgrades are being undertaken at the Caravan Park could consideration be given to the installation of a permanent fixture notice board recommending places of interest across the shire i.e.: Tourist site/points of interest.	Referred to Tourism and Economic Development Committee for review of tourism signage.
	DEES	<b>Cr Rockliff: Culverts</b> Referred to the existing culverts on JR Smiths Lane, Barracluffs Lane and Farrells Lane which all have substantial holes in the top of them.	Repairs scheduled for end of June 2021.
	DEES	<b>Cr Sharp: Ryans Stock Route</b> Referred to the previous works schedule that listed Ryans Stock Route for works in May however it is not appearing on the current works schedule.	Works to be included in 2021-22 works program.
	DCCS	<b>Cr Schirmer: Internet Availability, Bidgeemia</b> Advised that property owners in the Bidgeemia area have no internet service and requested that Council enquire with telecommunications providers about placing a repeater on Bidgeemia Hill to assist with reception?	Optus has contacted Council to provide an update on what Optus is doing in the Lockhart LGA for coverage and services.
	DEES	<b>Cr Schirmer: Hollies Road</b> Referred to the surface of Hollies Road (bus route) about 400m back from the crossing.	Complete.
	DEES	<b>Cr Schirmer: Spanish Avenue, Lockhart</b> Referred to the property on the corner of Spanish Avenue and Lockhart Kywong Road where drainage works were to be undertaken to direct the water away to the Lockhart Kywong Road. It appears this work has not been done.	Insufficient slope to northern drain. Complete.
	<b>Ordinary Council Meeting held 19 April 2021 – Councillor Questions &amp; Statements</b>		
Questions & Statements	DCCS	<b>Cr Douglas – Housing NSW Home, Green Street</b> Referred to the vacant premises in Green Street and asked if the status of that building was known as the yard is becoming increasingly untidy.	Property has been tidied. Signage in place indicates house is to be sold by auction.

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

<b>Minute No:</b>	<b>Officer to Action</b>	<b>Council Resolution</b>	<b>Action Taken</b>
	DCCS	<b>Cr Sharp – Fire Safety Inspections</b> Referred to the 6-monthly inspections and asked why the cost has increased from \$18 to approximately \$450 with no apparent extra benefit.	Emergency & Exit lights had to be brought up to standard (Standalone units installed) with any works discussed with committee before being completed and invoiced.
	DEES	<b>Cr Walker – Vincent Road</b> Advised that the northern end of this road, where Riverina Water have crossed with their recent upgrade, the road base has sunk and requires repair.	Complete.
	DCCS	<b>Cr Marston – Electricity Meters, The Rock Recreation Ground</b> Enquired about the progress of having the electricity meters consolidated at The Rock Recreation Ground. This project needs to be completed before the Recreation Ground Committee can progress the installation of solar panels.	Complete.
	DCCS	<b>Cr Driscoll – Electronic Scoreboards</b> Asked if the delivery of the new scoreboards was still on track.	Delivered, installation under way.
	DCCS	<b>Cr Day – Greens Gunyah Museum</b> Asked where repairs and asbestos removal was up to on the old building at Greens Gunyah Museum.	Asbestos testing undertaken, awaiting results.
	DEES	<b>Cr Verdon – Linemarking, Urana Street, The Rock</b> Asked if there was a date programmed for linemarking to occur in Urana Street as heavy vehicles are still travelling down the smaller side roads.	Procuring line marking contractor.
	GM/ DCCS	<b>Cr Verdon – Opening of New Facilities</b> Suggested that with all the newly completed projects perhaps Council should hold some official openings.	Proposed to liaise with relevant government departments (funding bodies) and section 355 committees regarding an appropriate ceremony(s).
	DEES	<b>Cr Schirmer – Linemarking, Lockhart The Rock Road</b> Referred to the large, sweeping bend on the eastern side of Milbrulong, at the chevrons, and asked if it is possible to mark the middle of the road in such a way as to stop people cutting the corner. It was also suggested that the bend at the Milbrulong cemetery also required this treatment.	Bend at the Milbrulong cemetery too narrow. Sweeping bend on the eastern side of Milbrulong linemarked. Complete.

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 15 March 2021 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DEES	<p><b>Cr Verdon – Chaplins Lane, The Rock</b></p> <p>Referred to photographs of Chaplins Lane after wet weather and difficulty in property access experienced by a resident, compounded by replacement of a water pipe by Riverina Water. Cr Verdon asked if there were plans to resheet that road and what is required to elevate it to a sealed road. Cr Verdon also suggested contacting Riverina Water regarding some restoration works in the area of their works.</p>	<p>The Director has spoken with the resident and regarding Council's dust suppression policy.</p> <p>Riverina Water confirmed contribution.</p> <p>Complete.</p>
	DEES	<p><b>Cr Marston – The Rock Recreation Ground Directional Signage</b></p> <p>Asked if the directional signage for the caravan park at The Rock Recreation Ground could be repositioned and/or improved as visitors are taking the wrong turn off Mixner Street and ending up in the dead-end near the creek.</p>	<p>Signs ordered.</p>
	DEES	<p><b>Cr Rockliff – Living in Main Street</b></p> <p>Has been advised that people are believed to be living in the former Verandah Town Electrical Store and also the Commercial Hotel. With regard to the hotel, attention has been drawn to a very large bird aviary and Cr Rockliff asked if there were any compliance issues with such a structure.</p>	<p>The Manager Planning and Building in the process of arranging an inspection of the Verandah Town Electrical shop.</p> <p>The bird aviary is exempt development based on its size.</p>
	DEES	<p><b>Cr Rockliff – Gutter Cleaning</b></p> <p>Questioned the value Council received from the street sweeper as it cannot clean behind the parking bumpers in the shopping precinct and doesn't remove weeds.</p>	<p>The Director of Engineering and Environmental Services is reviewing service.</p> <p>Current service reviewed. DEES liaising with equipment providers.</p> <p>Report to Council Meeting in June 2021. Complete.</p>
	GM/ DEES	<p><b>Cr Rockliff – Cleaning of Pavers</b></p> <p>Advised he thought a decision was made in the past to have the pavers cleaned two to three times per year and they haven't been cleaned for quite a while. Nothing seems to be working on the bird droppings. IGA now having issues, particularly concerning their trolleys.</p>	<p>Current service reviewed. DEES liaising with equipment providers.</p> <p>Report to Council Meeting in June 2021. Complete.</p>
	DEES	<p><b>Cr Douglas – Lighting Issues, Lockhart</b></p> <p>Could Council investigate the installation of motion sensing lighting in the areas mentioned in the Tourism and Economic Development Steering Committee report?</p>	<p>Investigated – difficult and costly to achieve appropriate level of illumination.</p> <p>Complete.</p>

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

Minute No:	Officer to Action	Council Resolution	Action Taken
Questions & Statements	GM	<p><b>Cr Douglas – Local Government Elections</b></p> <p>Would Council consider conducting information sessions for prospective councillors prior to their nomination for the local government elections scheduled for September this year?</p>	The NSW Electoral Commission will be conducting on-line candidate information sessions and webinars. Information for candidates and all participants in the election that is being progressively received from the NSW Electoral Commission will be published in Council's monthly newsletter.
	DEES	<p><b>Cr Sharp – Old School Site Signage</b></p> <p>Advised there is an old school site on County Boundary Road approximately 2km south of the crossroad which has a sign in place on the eastern side of the road to draw attention to its location. Cr Sharp requested that a tourist sign (finger blade only) be installed on the western side of the road also.</p>	Manager Works reviewed signage at this location. Sign installed. Complete.
	DEES	<p><b>Cr Schirmer – Caravan Park Signage</b></p> <p>Asked if it was possible to install signage indicating the caravan park on the approaches to town.</p>	Signs ordered to be installed on Albury Road and Collingullie Road.
	DEES	<p><b>Cr Schirmer – Priority Parking</b></p> <p>Advised he has been approached by Valmar staff to request a parking space adjacent to their offices, marked in red with a handrail to assist with client access to their offices.</p>	Complete.
<b>Ordinary Council Meeting held 15 February 2021 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DEES	<p><b>Cr Verdon – Disabled Parking, The Rock Bowling Club</b></p> <p>Requested that disabled parking be relocated to the front of the building and be line-marked accordingly.</p>	Complete.
	DEES	<p><b>Cr Verdon – The Rock Post Office</b></p> <p>Asked if it would be possible to place signage such as "Loading Zone" 6-8am and 4-6pm in an appropriate place outside the Post Office to assist with delivery/collection of parcels.</p>	RSO met with The Rock Post Office. Parking to be remarked.
	DCCS	<p><b>Cr Driscoll – Community Centre for The Rock</b></p> <p>Advised that The Rock Tractor Service is moving to new premises in the near future and asked if Council could explore the possibility of developing the site for community purposes.</p>	Initial investigations revealed that this land is included on Council's Contaminated Land Register due to the site's previous uses which could result in additional clean-up costs if Council was to acquire and develop the land.

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

Minute No:	Officer to Action	Council Resolution	Action Taken
	DEES	<p><b>Cr Driscoll – Natural Gas</b></p> <p>Referred to the natural gas pipeline which runs just outside The Rock township. Mentioned previous investigations which found that connection of the town was unfeasible. Asked if investigations could take place to see if the recent growth of the town might make that connection viable, and that Council pursue any opportunities that may assist in making it a feasible project.</p>	<p>Provision of natural gas to The Rock has been included in the Regional Action Plan contained in the Regional Economic Development Strategy developed for the Coolamon, Junee, Lockhart, and Wagga Wagga Functional Economic Region.</p> <p>Reached out to the relevant gas utility with no response to date.</p> <p>DEES to follow up with APA Group (pipeline owner).</p>
	DEES	<p><b>Cr Rockliff – Lockhart Verandahs</b></p> <p>Referred to the birds which roost on the electrical wiring under the verandahs, which are still creating mess and ruining the paving and commented that it is now up to the Shire to do something about it.</p>	<p>Report to Council Meeting in June 2021.</p> <p>Complete.</p>
	DEES	<p><b>Cr Walker – Plums Lane</b></p> <p>Asked if Plums Lane could receive some attention as it is quite run down and has not received any maintenance done on it for quite some time.</p>	<p>Complete.</p>
	DEES	<p><b>Cr Schirmer – Weed Control etc</b></p> <p>Reiterated the request for more effort from Council in controlling caltrop and khaki weeds, and more maintenance efforts at the Caravan Park.</p>	<p>Normal weed spraying program maintained but not successful. Procured a pre-emergent herbicide to trial (to stop seeds from germinating again), which will be applied before khaki weeds emerges next season. Some areas will also be cleared mechanically.</p> <p>Complete.</p>
<b>Ordinary Council Meeting held 21 December 2020 – Councillor Questions &amp; Statements</b>			
Questions & Statements	GM	<p><b>Cr Verdon – Community Land</b></p> <p>Requested an investigation of the vacant land next to the Men's Shed and its potential use for community purposes.</p>	<p>Initial investigations revealed that this land is included on the Council's Contaminated Land Register due to the site's previous uses. Arrangements are currently being made to obtain a cost estimate for cleaning up the site based on a report provided by the current owner.</p>
<b>Ordinary Council Meeting held 21 September 2020 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DEES	<p><b>Cr Rockliff – Bidgeemia Water Extension</b></p> <p>Request for assistance for a Bidgeemia property owner with regard to connection costs to access the local water supply. Could Council work with Riverina Water to reduce the cost of connection to this property?</p>	<p>Riverina Water has confirmed that the Water Extension project has come in under budget and it is now able to extend the mains further along Bidgeemia Road and Vincents Road, making reticulated water available to additional properties.</p> <p>Riverina Water has also confirmed that all consumers, including the subject property, will be connected at the same rate.</p> <p>Complete.</p>

*Lockhart Shire Council  
Ordinary Meeting – 21 June 2021*

Minute No:	Officer to Action	Council Resolution	Action Taken
<b>Ordinary Council Meeting held 17 August 2020 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DEES	<b>Cr Day – Levy Bank, Lockhart Common</b> Asked who was responsible for maintenance and suggested that some repair work may be necessary near the outlet.	Complete.
<b>Ordinary Council Meeting held 20 July 2020 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DCCS	<b>Cr Driscoll – Childcare in the Shire</b> Requested that Council investigate the childcare situation in the Shire and ascertain if there is a need that could be supported by any of The RockOOSH surplus.	Council will contact both schools in Lockhart as a starting point for feedback on demand for before & after school care.
<b>Ordinary Council Meeting held 3 February 2020 – Councillor Questions &amp; Statements</b>			
Questions & Statements	DCCS	<b>Cr Marston – CCTV</b> With regard to the enquiry made by Cr Rockliff regarding the possible installation of CCTV at Lockhart and The Rock Swimming Pool Complexes, Cr Marston requested that Council also include Recreation Grounds in the Shire in this consideration.	Quotes received, minimum of \$6,000 per site. Not included in draft Budget for 2020/21. Consultation to be undertaken with s355 management committees.
<b>Ordinary Council Meeting held 20 November 2017 – Councillor Questions &amp; Statements</b>			
Questions & Statements	GM	<b>Cr Marston – Potential Purchase of Land for Development</b> Following completion of Carson Rd Development, The Rock, enquired if Council could look into the purchase of more land for development (using borrowings) Shire-wide, but maybe concentrating on The Rock and lifestyle blocks in Yerong Creek, requesting this be put on the agenda for further discussion.	Discussions have been held with Council's agent and the availability of suitable developable land coming on to the market is being monitored. Land development at The Rock has also been submitted to the Riverina JO for inclusion in the Statement of Regional Priorities being developed by the JO. Council has resolved to support a rezoning proposal that will facilitate a private residential development at The Rock.

**June 2021 - Correspondence Sent to Councillors**

Date sent to Councillors	From	Subject	File Ref
17/05/2021	General Manager	Letter to Mayor, GM and Councillors – K Day	21/5956
18/05/2021	General Manager	Sheep Pavilion at The Rock Reserve for Showground and Racecourse	21/5957
20/05/2021	ALGA/LG NSW	Weekly News dated 14/5 and 19/5 respectively.	
3/06/2021	ALGA/LG NSW	Weekly News dated 28/5 and 2/6 respectively.	
3/06/2021	Mayor, Cr Schirmer	Mayoral Update	
15/06/2021	ALGA/LG NSW	Weekly News dated 11/6 and 15/6 respectively.	

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





## STAFF REPORTS

### **STRATEGIC DIRECTION A: A Connected and Resilient Community**

#### **3. REQUEST FOR FINANCIAL ASSISTANCE – EXPLORERS RIFLE CLUB**

(GM: 21/6052)

##### Executive Summary

A request for financial assistance has been received from the Lockhart based Explorers Rifle Club.

##### Report

On the 28 and 29 August 2021 the Explorers Rifle Club will be holding its annual shooting competition at the Lockhart Rifle Range. The Club advisers that its event has proven to be one of the more popular shooting events in NSW Country regions and it expects attendance by over 60 shooters from within the Riverina, Northern Victoria & other parts of NSW.

The Club is seeking Council's consideration in becoming a supporter or sponsor of this competition with any donation to be expended on trophies and prizes for the event.

Council received a similar request several years ago from the Lockhart Bowling Club when it was hosting an annual bowls tournament that attracted participants from both the local area and further afield. On that occasion the Council resolved to contribute \$300 towards trophies for the event.

##### Integrated Planning and Reporting Reference

- A1 Facilitate and support our community to deliver vibrant and dynamic community events.
- A1 Build capacity, capability and partnerships to encourage sustainable community groups and clubs.
- A1 Provide support and advice to community groups, clubs and volunteers.

##### Legislative Policy & Planning Implications

Pursuant to Section 356 of the Local Government Act 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.

##### Budget & Financial Aspects

There are sufficient funds within Council's 2020/21 Budget allocation for financial assistance granted pursuant to Section 356 of the Local Government Act, to accede to this request.

##### Attachments

Nil.

**Recommendation:** That Council contribute an amount of \$300 towards the Explorers Rifle Club Annual Shooting Competition and that the contribution be funded from the 2020/21 budget allocation for Section 356 contributions.

#### **4. REQUEST TO REFUND DEVELOPMENT APPLICATION FEES PAID TO COUNCIL**

(GM: 21/6381, DA60/21)

##### Executive Summary

A request to refund development application fees paid to Council by the Yerong Creek Hall Committee is tabled for Council's consideration.

##### Report

The Yerong Creek Hall Committee is seeking a refund of Development Application related fees of \$396.60 paid in respect of Development Application No. 60/21 lodged for the installation of a shade sail to cover the children's playground at the Yerong Creek Recreation Ground.

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. The types of

organisations identified in the Policy include service clubs, Section 355 Committees and community based pre-school kindergartens.

The Yerong Creek Hall Committee is a section 355 Committee and accordingly it is recommended that Council agree to the request.

#### Integrated Planning and Reporting Reference

- A1 Build capacity, capability and partnerships to encourage sustainable community groups and clubs.
- A1 Provide support and advice to community groups, clubs, and volunteers.
- A1 Within financial means, support and fund Section 355 Committees to manage and maintain Council facilities.

#### Legislative Policy & Planning Implications

Pursuant to Section 356 of the Local Government Act 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.

#### Budget & Financial Aspects

If Council agrees to the request the refund of the Development Application fee will be met from Council's Section 356 Contributions Budget. An amount of \$52,100 has been allocated in the 2020/21 Budget for this purpose.

#### Attachments

Nil.

#### **Recommendation:**

1. That Council refund fees totalling \$396.60 paid by the Yerong Creek Hall Committee in respect of DA 60/21; and
2. That the cost of refunding the Development Application fees be met from Council's 2020/21 Section 356 Contributions Budget.

## **5. ROUND 4 – STRONGER COUNTRY COMMUNITIES FUND**

**(GM: 21/6387)**

#### Executive Summary

The NSW Government has announced a fourth round of funding under the Stronger Country Communities Fund. Council, at its meeting held on 17 May 2021, resolved to convene a Councillor Workshop to determine the projects to be submitted for funding under the grant program.

#### Report

On 1 May 2021 Round 4 of the Stronger Country Communities Fund (SCCF) was announced.

The Lockhart Shire local government area has been allocated an amount of \$769,390 under Round 4. Whereas the Round 3 funding guidelines required 50% of the funding to be allocated to projects that benefit youth, the Round 4 guidelines require 50% of the funding to be allocated to projects that increase female participation in sport and enhance female sporting facilities. The other 50% is earmarked for community amenity and community service infrastructure.

As was the case with Round 3 of the SCCF grant program, other community organisations and incorporated bodies are eligible to apply for funding under Round 4. The minimum grant under the Round 4 guidelines is \$50,000.

With respect to the 50% of grant funding that can be used for community amenity and community service infrastructure, Council at its meeting held on 19 April 2021 formally resolved to submit applications for two specific projects when the next grant funding opportunity arose as follows:

- Minute No. 50/21 – “That the installation of an irrigation system at the Yerong Creek Recreation Ground be a priority project for any future Stronger Country Communities funding that becomes available” and

- Minute No. 64/21 – “Submit a grant application for the refurbishment of the property (109 Green St Lockhart – former GrainCorp building) including construction of public toilets, establishment of the Men’s Shed and creation of a community space when the opportunity arises”.

At the Council meeting held on 17 May 2021 a number of potential projects that could meet the “increase female participation in sport” criteria were tabled as a result of consultation with the Shire’s main recreation ground management committees. At that meeting it was resolved that Council:

1. *“Submit applications under the “community amenity and community service infrastructure” stream of Stronger Country Communities Fund Round 4 for the redevelopment of 109 Green Street Lockhart (former GrainCorp property) and the Yerong Creek Cricket Ground irrigation system; and*
2. *Determine its priorities for the “female participation in sport and enhance female sporting facilities” funding stream from the projects listed in the report relating to the Lockhart, Osborne and The Rock recreation grounds at a workshop to be held prior to the June Council meeting.”*

Accordingly, a Councillor Workshop is being convened at 4.00pm on Monday 21 June 2021.

The closing date for applications is 25 June 2021.

#### Integrated Planning and Reporting Reference

- A1 Provide support and advice to community groups, clubs, and volunteers.
- A1 Support cultural and sporting opportunities that respond to the needs of the community.
- A2 Support, or partner to provide, welcoming and well maintained community spaces and facilities.
- D Ensure appropriate provision, planning and use of all open space and recreation facilities and cemeteries.

#### Legislative Policy and Planning Implications

Nil.

#### Budget and Financial Aspects

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

#### Attachments

Nil.

**Recommendation:** That, as agreed at the Councillor Workshop held earlier in the day, Council submit the following projects for funding under Round 4 of the Stronger Country Communities Grant Program:

1. Female Sporting facilities  
[list to be inserted]
2. Community Amenity and Community Service Infrastructure  
[list to be inserted]

## 6. CLASSIFICATION OF OPERATIONAL LAND

(GM: 21/6970)

### Executive Summary

Council recently resolved to purchase land in Green Street Lockhart for the purposes of public toilets, Men’s Shed and the development of a community space. Council is required to classify the land as either “community” or “operational” in accordance with Chapter 6 of the Local Government Act.

### Report

According to the Local Government Act, before a council acquires land, or within 3 months after it acquires land, a council may resolve that the land be classified as community land or operational land. Any land acquired by a council that is not classified is, at the end of the period of 3 months, taken to have been classified as community land.

A council has no power to sell, exchange or otherwise dispose of community land and limitations apply to the extent to which a lease or licence can be granted on community land. No such restrictions apply to land classified as operational land.

The property being acquired by Council comprises a commercial building fronting Green Street together with a shed at the rear in three titles described as follows:

- Lot 2 in Deposited Plan 1016809
- Lot A in Deposited Plan 409130
- Lot 2 in Deposited Plan 205729

Bearing in mind that the property includes a commercial building as well as a large shed for which Council will require some flexibility in entering into any occupancy arrangements, it is proposed that the property be classified as operational land. Council is required to give public notice of its intention to classify or reclassify public land.

#### Integrated Planning and Reporting Reference

- A1 Facilitate and support programs and projects within the community to make them accessible to people with all abilities.
- A1 Strengthen mechanisms that support access and inclusion for our community.
- A2 Support, or partner to provide, welcoming and well maintained community spaces and facilities.

#### Legislative Policy & Planning Implications

A council must give public notice of a proposed resolution to classify or reclassify public land.

The public notice must include the terms of the proposed resolution and a description of the public land concerned.

The public notice must specify a period of not less than 28 days during which submissions may be made to the council.

#### Budget & Financial Aspects

Council has previously resolved to fund the purchase of the subject property from the Future Infrastructure Development Reserve and to seek government funding for its redevelopment.

#### Attachments

Nil.

**Recommendation:** That Council gives public notice that it proposed to pass a resolution to classify land situated at 109 Green Street, Lockhart, comprising Lot 2 DP1016809, Lot A DP409130 and Lot 2 DP205729, as operational land.

## **STRATEGIC DIRECTION B: A Dynamic and Prosperous Economy**

### **7. THE ROCK TO BOREE CREEK RAIL LINE**

**(GM:21/6604)**

#### Executive Summary

An update is provided in relation to the business case being prepared for The Rock to Boree Creek rail line under the Inland Rail Interface Improvement Program.

#### Report

As reported at the last Council meeting the proposal to upgrade The Rock to Boree Creek rail line has been approved for receiving assistance with the preparation of a business case under the Inland Rail Interface Improvement Program (II Program). The II Program aims to assist in the development of project ideas that have the potential to boost the benefits that flow from the Inland Rail project.

The Department of Infrastructure, Transport, Regional Development and Communications has allocated Council's proposal to its specialist business case advisor, Ernst & Young, who will work with Council to develop the proposal. An inception meeting has been held with representatives of the Department and Ernst & Young to discuss the working arrangements under the program, and work has begun on the development of a project plan.

In addition to the specialist business case advisor, Ernst & Young, a number of other consultants will be involved each focusing on a specialised component of the business case including the following:

- Cost estimation
- Demand analysis
- Stakeholder engagement
- Regulatory and environmental issues
- Infrastructure and operational issues

The project will progress under a Gateway Assessment Process with the following decision points or "Gates".

#### *Gate 1 Initial Selection*

(Proposal details, problem definition, options considered, stakeholders identified, indicative costs and benefits)

#### *Gate 2 Pre-feasibility*

(Clear definition of problem, initial stakeholder consultation, further assessment of options, estimates of costs and benefits, initial regional economic impacts, environmental, heritage and planning issues, risks identified)

#### *Gate 3 Feasibility*

(Refined definition of problem, options prioritised, further stakeholder consultations, working estimates of costs and benefits, preliminary assessment of environmental, heritage and planning issues, risks and mitigations refined)

#### *Gate 4 Strategic Business Case*

(Firm estimate of costs and benefits, regional economic analysis, financial analysis – total and ongoing costs, environmental, heritage and planning strategy, risks and mitigations finalised, post proposal monitoring and assessment plan)

At each decision point the information gathered and progress made will be assessed against the relevant criteria to determine whether or not the project will proceed through to the next phase.

By being assessed as eligible for assistance under the II Program this project has met the requirements of "Gate 1" and is now working towards "Gate 2", including the preparation of a Project Plan.

#### Integrated Planning and Reporting Reference

- B1 Improve services and infrastructure that supports our rural businesses
- B1 Lobby to increase the use of rail for agricultural transportation

Legislative Policy & Planning Implications

The Australian Government has committed \$44 million to II Program to assist in the development of project ideas that have the potential to boost the benefits that flow from Inland Rail.

The II Program supports the development of ideas for more productive rail-based supply chains and improvements to capacity on key country rail lines that intersect with Inland Rail.

These ideas can come from industry, local operators, governments and the community, or others that are interested in taking advantage of the long term benefits of Inland Rail.

Budget & Financial Aspects

The services of a business case advisor will be provided at no cost to Council and the specialist business case advisor is appointed and managed by the Department.

Attachments

Nil.

**Recommendation:** That the information be noted.

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## **STRATEGIC DIRECTION C: An Environment that is Respected and Protected**

### **8. PROJECT ENERGY CONNECT**

(GM: 21/6599)

#### Executive Summary

An update is provided in relation to Project EnergyConnect involving the construction of a new 330 kilovolt above ground transmission line between Robertstown in South Australia and Wagga Wagga in NSW.

#### Report

TransGrid has announced that its Board has financially committed to the construction of EnergyConnect, the new transmission link extending from Wagga Wagga in NSW to Robertstown in South Australia, via Buronga. This means that funding has been secured for the \$1.8 billion project.

According to Transgrid, Project EnergyConnect will deliver significant benefits for NSW electricity customers, the NSW economy and the National Electricity Market including:

- Savings for NSW customers of around \$180 million a year, or up to \$64 annually on an average household electricity bill.
- Creating 1,500 jobs during construction.
- Contributing a further \$4 billion in economic activity for NSW.
- A more secure electricity system at times of high demand and extreme weather events.
- Downward pressure on wholesale electricity prices through greater supply, diversity, and competition.
- Facilitating investment in and connection of more renewable, zero carbon generation in NSW.

Transgrid will continue to release work packages via the ICN Gateway as it encourages any interested local businesses to register on that platform so that they can share in the opportunities created by the project. The opportunity for businesses to register through the ICN Gateway has been advertised in the Council Newsletter.

Whilst the Project has passed through all economic regulatory stages, it must also receive NSW and Commonwealth planning approvals before it can proceed. The section between the SA-NSW border, Buronga and the NSW-Victorian border is currently under planning assessment and if the project receives approval, construction will commence in late 2021.

Transgrid expects an Environmental Impact Statement (EIS) for the remaining section between Buronga and Wagga Wagga, including relevant areas in the Lockhart Shire, to be on display in early 2022.

TransGrid has also advised that it has been working closely with landowners and communities for the NSW component of the project, and we will continue to consult with communities as the project develops. There will also be a program of preparatory survey and activities related to the EIS and any appropriate early works.

#### Integrated Planning and Reporting Reference

C1 Ensure responsible development practices are exercised.

#### Legislative Policy & Planning Implications

Project EnergyConnect has been declared Critical State Significant Infrastructure and as a result in terms of planning approvals the NSW section of the project will be assessed at a State Government level under the Critical State Significant Infrastructure process.

#### Budget & Financial Aspects

Nil.

#### Attachments

Nil.

**Recommendation:** That the information be noted.



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

### 9. ENGINEERING AND ENVIRONMENTAL SERVICES REPORT

(DEES: 21/7152)

#### Executive Summary

Monthly report on engineering and environmental services matters.

#### Background Information

a) **Works:**

*Wattles Road/Tinamba Lane:* Final seal completed. Waiting for TfNSW to approve final intersection designs.

*Grading and minor gravelling of unsealed roads:* Commenced 2020-21 programme. Recently completed resheeting at Bulloc Hill Road and French Park Bullenbung Road. Completed grading of Mortons Lane.

*Lockhart Caravan Park:* Approval to operate a caravan park and camping ground under section 68 Part F2 of the *Local Government Act 1993* has been granted. Installation of the water lines for the fire hydrant and hose reels is completed. Testing is scheduled for late June. A contractor has been appointed to remove the existing meter box from the disabled toilet building prior to demolition. The contractor will also underground a section of the overhead wires and install new pedestals. Due to the extensive nature of the works, the caravan park was closed from May. Works will continue into July subject to weather conditions.

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

The proposed 2021-22 roads capital projects are shown in the table below.

<b>Project</b>	<b>Amount</b>	<b>Funding Source</b>
MR370 (1.7km) road rehabilitation from north of Spanish Avenue to Lockhart Boree Creek Road	\$580,000	Block Grant
MR370 Culvert widening (2.7km) from Slocums Lane to Seberrys Lane	\$393,620	RRRP
Osborne Yerong Creek Road (1.1km) road widening from 10.5km to 11.6km from Albury Road.	\$268,054	R2R
The Rock-Mangoplah Road (2.5km) road widening from Bulloc Hill Road to the Shire boundary.	\$475,232	R2R
Prichard Place (400m) sealing of road	\$206,550	R2R 50% FLR 50%
<b>TOTAL</b>	<b>\$1,923,456</b>	

b) **Major Projects:**

*Flood Mitigation Construction – The Rock:* Excel Gray Bruni has been appointed to undertake the flood mitigation works at The Rock, being the drainage works along Nicholas, Yerong and Urana Streets. Construction is scheduled to commence in September 2021 subject to weather conditions.

c) **Road Safety:** Council's Road Safety Officer undertook the following:

- submitting School Infrastructure Sub-Program funding for Yerong Primary School regarding safe pedestrian crossing on MR78
- 2021/22 projects with TfNSW being finalised
- Tootool Speed review still under investigation – need to follow up with TfNSW

- parking bays installed at The Rock and contacted Post Office about a change of current line-marked bay
- d) **Lockhart Local Emergency Management Committee:** The last meeting of the Lockhart LEMC was held on Friday 12 February 2021. The next LEMC meeting is scheduled for Friday, 10 September 2021.
- e) **Fleet:** All vehicle and plant replacement in accordance with the adopted 2020-21 budget are completed.
- f) **Biosecurity and Environment:**
- Control Program*
- Priority has been given to the control of Feathertop Rhodes grass (*Chloris virgata*) on roadside reserves. Previously Feathertop Rhodes grass infestations have been located on high traffic sealed roads. New incursions of Feathertop Rhodes grass have now been located on unsealed roads, particularly around the entrance to agricultural properties. Known Spiny burrgrass (*Cenchrus spinifex*) sites have also been sprayed.
- drumMuster*
- The next drumMUSTER collection events have been tentatively scheduled for Tuesday, 14 September 2021 for Lockhart and Thursday, 16 September 2021 for The Rock.
- Common White Snail Baiting Program*
- Snail baiting application occurred on Fairview Lane on 17 May. All vegetation within Fairview Lane was also sprayed to eliminate any form of forage for the snails and any vegetative form of habitat.
- g) **Parks and Gardens:**
- CWA Park – Water Tower Landscaping*
- This small project had made a significant visual impact to the area at the base of the tower, improved access and the addition of a picnic table has provided an inviting spot to sit for a meal or coffee break. Steel has been used to define the border between the garden beds and the new granite surface. The granite provides a suitable surface for foot traffic and has also brightened up this mostly shaded area.
- Parks and Gardens*
- Deadheading of roses will continue until winter pruning takes place to keep them looking at their best for as long as possible.
- Routine garden maintenance is being conducted including regular weeding, spraying, pruning, deadheading and mulching.
- Weed control in urban areas is ongoing.
- Mowing and Slashing*
- Growth in all areas has slowed significantly. Mowing will be scheduled as required.
- Trees*
- Seasonal tree maintenance has commenced with initial focus on residential trees obstructing urban lanes.
- h) **Development Applications:** The following development applications were approved, with conditions, from 1 May 2021 to 31 May 2021.

DA No	Development	Applicant	Site of Development
DA38/21	New colorbond fence	JM Lamont & EM James	Green St, Lockhart
CC49/21	Repair carport	G Lane	39 Galore St, Lockhart
DA50/21	New single dwelling	A Stephenson	75 King St, The Rock
DA51/21	Patio	M & R White	8 Carson Rd, The Rock
CDC52/21	Inground swimming pool	L Hayes	4 Roberts St, Milbrulong
DA54/21	New single dwelling	J Eggleton	15 Prichard Pl, Lockhart
DA55/21	New single dwelling	J Eggleton	222 Green St, Lockhart

DA No	Development	Applicant	Site of Development
DA57/21	New colorbond shed	I McDonnell	71 Hebden St, Lockhart

Legislative Policy and Planning Implications

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

Integrated Planning and Reporting Reference

- C2 Flora and Fauna are protected across the Shire.
- D1 Our assets and infrastructure are well planned and managed to meet the needs of the community now and into the future.
- D2 Our Planning and development controls work to attract new residents and investment.

Budget and Financial Aspects

Will be conducted within Council's allocated budget.

Attachment

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

**Recommendation:** That the information provided in the Engineering & Environmental Services report be noted.

**10. FIXING LOCAL ROADS GRANT FUNDING PROGRAM**

**(DEES: 21/7149)**

Executive Summary

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

Report

The NSW Government has committed \$500 million to a Fixing Local Roads Program to improve local roads across rural and regional NSW. Fixing Local Roads is a grant-based program where councils can apply for funding to repair, patch, maintain and seal priority local council roads.

Deputy Premier and Minister for Regional NSW the Hon John Barilaro MP announced on 7 June 2021 that applications were now open for round three of the NSW Government's \$500 million Fixing Local Roads Program which is helping regional councils repair, maintain and seal priority local roads in their communities.

Minister for Regional Transport and Roads the Hon Paul Toole MP said the NSW Government had turbocharged the rollout of the program with an additional \$191 million of funding from the Australian Government.

In round three, councils will be able to apply for up to \$3 million for a single road project and up to \$1 million for packages of small road projects.

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

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

Applications close on Monday, 5 July 2021. All successful projects will commence construction within six months of receiving funding and be completed within two years.

The following works were identified for potential Fixing Local Roads Funding:

Project description	Current issues	Proposed works	Estimated cost
Mittagong Yerong Creek Road	Culvert causeways are narrow, fatigued and cracking	1.2km from Osborne Yerong Creek Road 1.8km from Vincents Road Replace causeways with new culverts and decking	\$465,000
Osborne Yerong Creek Road	Major shoving and cracking	400m west of Mittagong Yerong Creek Road and 600m east Replace existing pavement	\$364,000
Henty Pleasant Hills Road	Rough edges, cracking, poor alignment	1.4km Crawford Street to Alma Park Road Re-alignment of curve, new road	\$254,200
Henty Ryan Road	Road surface deformations and cracking	2.7km Greater Hume Shire boundary to Edgehill Church Lane	\$945,000
Lockhart Boree Creek Road	Narrow, uneven surface major depression at the culvert	700m bend at Yuluma Road T-intersection Replace existing pavement	\$245,000
Urana Boree Creek Kywong Road	Uneven, rough, narrow, unused rail line lift makes it unsafe	420m bend at Urquharts Road Replace existing pavement	\$315,000

Integrated Planning and Reporting Reference

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

Legislative Policy and Planning Implications

Nil.

Budget and Financial Aspects

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

Attachments

Nil

**Recommendation:** That Council

- a) submits a grant application under the next round of Fixing Local Roads program for the sealing of XXXX; and
- b) places notices in the June 2021 Council Newsletter for letters of support for the project.

**11. HIRE (DRY) OF PLANT AND EQUIPMENT**

**(DEES: 21/7153)**

Executive Summary

The purpose of this report is for Council to approve the list of hire companies for Miscellaneous Plant Hire (Dry Hire), for the period 1 July 2021 to 30 June 2022.

### Background Information

Every year Council invites submissions from companies for the hire of plant (dry) to be used for construction and maintenance purposes in cases where Council is unable to provide its own plant.

A request for a schedule of rates was sent to selected companies for the hire of plant (dry). The schedule of rates was to be provided by Monday 14 June 2021.

Council received three (3) responses:

1. Porter Plant (Wangaratta)
2. Hume Hire (Lavington)
3. Coates Hire (Wagga Wagga)

Prices include Goods and Services Tax (GST). Council is not bound to accept the lowest rates, or any rates submitted.

The criteria used for assessing and selecting plant (dry) for hire include:

- a) Quoted hire rate
- b) Hire terms
- c) Local preference

The Council may undertake an ongoing evaluation of the hire companies' performance. The evaluation may be considered in the assessment of future requests for services of a similar nature. A copy of any such evaluation will be forwarded to the company. If the company disagrees with the evaluation, they may forward a request to Council's Manager Works for a review along with reasons why it should be reviewed. The Council's decision will be final. Council reserves the right to terminate agreements/contracts if the companies' performance has been identified as unsatisfactory and the company fails to rectify this.

### Legislative Policy and Planning Implications

Section 55 of the *Local Government Act 1993* and the Local Government (General) Regulation 2005 (Part 7 – Tendering) provides that works exceeding \$250,000 must be awarded by Council by way of public tender.

### Integrated Planning and Reporting Reference

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

### Budget and Financial Aspects

Council's auditors advised that 'Management should review expenditure on an annual basis to identify goods or services where expenditure regularly exceeds \$250,000 annually and assess whether these should be subject to a competitive tender process.

Council may hire (dry hire) plant on occasions when it is unable to provide plant from its own fleet. Although every effort will be made to minimise the cost of plant hire (dry hire) and keep the cumulative cost per hire company below \$250,000, circumstances may arise where the \$250,000 limit may be exceeded. Irrespective whether the expenditure is spread over several projects it is proposed that Council approves the contractors for the hire (dry) of plant and equipment for the 2021-22 financial year to satisfy the recommendation by Council's auditors.

### Attachment

Nil.

**Recommendation:** That Council approves the following companies for Miscellaneous Plant Hire (Dry Hire) for the period 1 July 2021 to 30 June 2022:

1. Porter Plant
2. Hume Hire
3. Coates Hire

## 12. HIRE (WET) OF PLANT AND EQUIPMENT

(DEES: 21/7158)

### Executive Summary

The purpose of this report is for Council to approve a list of contractors for the hire (wet) of plant and equipment for the period 1 July 2021 to 30 June 2022.

### Background Information

Every year Council invites quotes from suitably qualified contractors for the hire (wet) of plant and equipment.

A request for quotations for the hire (wet) of plant and equipment for the 2021-22 financial year was advertised in May 2021. The request for quotations closed on Monday 14 June 2021.

Council received eight quotes for the hire (wet) of plant and equipment for the 2021-22 financial year.

Contractor	ABN	WH&S System	Public Liability Insurance	Personal Accident Insurance
Winnett Equipment Hire Pty Ltd (Holbrook)	√	√	√	√
Lockhart Earthmoving (Lockhart)	√	√	√	√
JCQ Truck Hire (Uranquinty)	√	√	√	√
JR Richards & Sons (Tuncurry)	√	√	√	√
Cleanaway (Wodonga)	√	√	√	√
Rollers Australia (Wagga Wagga)	√	√	√	√
The Mining Pty Ltd (Fannie Bay)	√			
RW & LM Thomson (Lockhart)	√		√	√

Contractors are required to have a Work, Health and Safety system in place and hold the required insurances (public liability, workers compensation). Where contractors do not have their own WH&S system, they can operate under Council's WH&S system. However, all contractors would be encouraged to have their own WH&S systems in place.

The criteria used for assessing and selecting plant for hire include:

- a) Quoted hire rate
- b) Currency of insurances
- c) Compliance with WHS regulations
- d) Capacity to undertake the works
- e) Condition and age of plant and/or equipment
- f) Plant and operator performance/competencies
- g) Proximity and availability
- h) Service and support
- i) Local preference

Based on the above assessment the lowest price (rates) may not be necessarily accepted. Appointment of a contractor will depend on the availability of plant and equipment required for a specific period as well as the above criteria. Once hired, a daily equipment hire order including a safety check must be completed.

Most of the contractors that submitted quotes are located within approximately 100km from the Lockhart Shire boundary except for JR Richards & Son (Tuncurry, NSW – 800km) and The Mining Pty Ltd (Fannie Bay, NT – 2,994km). Given the distance from Lockhart Shire and the rates provided it is unlikely that these two contractors will be utilised.

#### Legislative Policy and Planning Implications

Section 55 of the *Local Government Act 1993* and the Local Government (General) Regulation 2005 (Part 7 – Tendering) provides that works exceeding \$250,000 must be awarded by Council by way of public tender.

#### Integrated Planning and Reporting Reference

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

#### Budget and Financial Aspects

Council's auditors advised that 'Management should review expenditure on an annual basis to identify goods or services where expenditure regularly exceeds \$250,000 annually and assess whether these should be subject to a competitive tender process. A review of expenditure in 2020-2021 indicates that Council has spent more than \$250,000 on some contractors for plant and equipment hire. Irrespective whether the expenditure is spread over several projects it is proposed that Council approves the contractors for the hire (wet) of plant and equipment for the 2021-22 financial year to satisfy the recommendation by Council's auditors.

#### Attachment

Nil.

**Recommendation:** That Council approves the following contractors for the hire (wet) of plant and equipment for the period 1 July 2021 to 30 June 2022:

- i. Winnett Equipment Hire
- ii. Lockhart Earthmoving
- iii. JCQ Truck Hire
- iv. Cleanaway
- v. Rollers Australia
- vi. RW & LM Thomson

### **13. HIRE OF TRAFFIC MANAGEMENT SERVICES**

**(DEES: 21/7159)**

#### Executive Summary

The purpose of this report is for Council to approve a list of contractors for traffic management services for the period 1 July 2021 to 30 June 2022.

#### Background Information

Every year Council invites quotes from suitably qualified contractors for traffic management services.

A request for traffic management services rates was sought from selected contractors within the Riverina region in early June 2021. The request for rates closed on Monday 14 June 2021.

Council received schedules of rates for traffic management services from three (3) contractors, namely:

1. Lack Group (Burleigh Heads)
2. Riverina Traffic Services (Wagga Wagga)
3. Trafficking (Albury)

Contractors are required to have a Work, Health and Safety (WH&S) system in place and hold the required insurances (public liability, workers compensation).

The criteria used for assessing and selecting plant for hire include:

- a) Rates
- b) Currency of insurances
- c) Compliance with WHS regulations
- d) Capacity to provide services
- e) Service and support
- f) Local preference

Based on the above assessment the lowest price (rates) may not be necessarily accepted. Appointment of a contractor will depend on the availability of the contractor resources for a specific period as well as the above criteria.

#### Legislative Policy and Planning Implications

Section 55 of the *Local Government Act 1993* and the Local Government (General) Regulation 2005 (Part 7 – Tendering) provides that works exceeding \$250,000 must be awarded by Council by way of public tender.

#### Integrated Planning and Reporting Reference

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

#### Budget and Financial Aspects

Council's auditors advised that 'Management should review expenditure on an annual basis to identify goods or services where expenditure regularly exceeds \$250,000 annually and assess whether these should be subject to a competitive tender process'. A review of expenditure in 2020-2021 indicates that Council has spent more than \$250,000 on some contractors for traffic management services. Irrespective whether the expenditure is spread over several projects it is proposed that Council approves the contractors for the provision of traffic management services for the 2021-22 financial year to satisfy the recommendation by Council's auditors.

#### Attachment

Nil.

**Recommendation:** That Council approves the following contractors for the provision of traffic management services for the 2020-21 financial year:

1. Riverina Traffic Services
2. Trafficking
3. Lack Group

## 14. LOCKHART MAIN STREET MAINTENANCE

(DEES: 21/7160)

#### Executive Summary

Some concerns have been raised regarding the level of maintenance along Green Street (between Matthews Street and Urana Street) in the Lockhart town centre. Various options have been explored.

#### Report

Concerns regarding the level of maintenance along Green Street (between Matthew Street and Urana Street) in the Lockhart town centre mainly relate to the following two matters:

- droppings from birds which roost under the verandahs and shop front ledges which are creating mess and potentially ruining the paving
- maintenance along Green Street in the Lockhart business centre, in particular cleaning along the kerb, behind the vehicle stops in the parking bays

Several methods were applied over time to deter the birds from roosting under the verandahs with varying success, including:

- Bird spikes. These have proved not to be overly successful, due to the size of the birds. Further research on bird spikes showed it would be expensive to install along the length of the shop fronts and verandahs in the Lockhart business centre.
- Bird-X-Peller. This product was applied in previous years and resulted in some success in deterring birds. The company that sells the same product advised that it is not currently in stock. Another company with a similar product is Chemron. Both create a tacky surface the birds do not like. The active constituent is not listed. The gel is recommended for temperatures above 30 degrees and application with putty knife is recommended so it is labour intensive. Both the above products last for approximately 12 months subject to conditions. Another product is D-Ter animal and bird repellent. It has a different active constituent and works on their sense of smell. This product lasts only 12 weeks.



- Netting. This method of deterring birds from roosting has proved to be effective. It is a low-cost option and requires minimal ongoing maintenance.

Further research into potential measures to deter birds from roosting under the verandahs in the Lockhart town centre include the following:

- Electrical Shock Systems. A very different product considered from ANC Bird Control is the Bird Ban Shock Tape Bird Prevention System. It causes low grade electric shock but does not harm the birds. It is designed to break the habit of the birds. This can take anywhere between 1-2 weeks to be effective and at times another layer of deterrent may be required.
- Sound Deterrent Units. The motion-activated units emit ultrasonic (inaudible) sounds, that annoy and irritate many birds. Prices vary from about \$130 to \$2,000 per unit.
- Reconstruction. Filling in edges under the verandahs to eliminate birds resting there.

In addition to the various methods to deter birds, an increase in the current footpath cleaning program was also considered. Options varied from purchasing or hiring equipment such as high-pressure cleaning equipment, mini scrubbers and sweepers.

The various methods to improve the footpath cleanliness are listed below.

Method	Effectiveness	Installation	Maintenance
Bird spikes	Limited. Subject to bird size.	Costly	Low
Bird-X-Peller	Effective for a limited time.	Relatively low cost with bulk of cost in labour.	Needs ongoing application – low cost.
Netting	Existing application with proven effectiveness.	Relatively low cost with bulk of cost in labour.	Low
Electrical shock systems	Reported to be effective. Public perception	Could be costly based on system.	Low
Sound deterrent units	May have limited effectiveness due to structures and traffic.	Could be costly based on unit.	Low
Reconstruction	Most effective, permanent solution.	This method would be costly.	Low
Increased cleaning	Effectiveness limited to frequency of cleaning required.	Purchase cost of equipment.	Needs ongoing application – high cost.

The review of all the methods listed above suggests that the installation of netting likely to be the most cost effective in terms of installation cost and ongoing maintenance. However, netting may not be able to be applied in all cases (such as small ledges on the shopfronts), hence other methods such as the application of Bird-X-Peller or similar products could be considered in addition to the netting.

Council's current maintenance in the Lockhart town centre includes the following activities:

Activity	Frequency
Bins emptied	Twice weekly - Monday and Thursday
Gutters sweeping	Weekly
Street sweeping	Monthly (contractor)
Weed removal and spraying	Weekly
Pressure wash pavers	Bi-annually, prior to Spirit of the Land festival and during summer
Maintain hedges (roundabout, clock)	Bi-annually
Garden maintenance and mulching	Annually or as required
Street tree pruning	Annually

Activity	Frequency
Water planter boxes	Weekly or as required. New planting – daily Summer – twice weekly

Pressure washing the pavers twice annually is deemed sufficient as an increase of pressure washing could compromise the pavers. Introducing a program of sweeping could be trialled in between the periods of pressure washing.

Lockhart Shire Council currently contracts Greater Hume Council to undertake street sweeping. The sweeper attends Lockhart for one day, once a month. The annual street sweeping contract is about \$48,000 for both Lockhart and The Rock. Eight (8) hours a day is allocated to street sweeping which includes approximately two hours of travel (approximately one hour each way from Holbrook where the sweeper is based). The six hours of sweeping does not allow enough time to do the whole of the town. One of the key issues is that the street sweeper very seldom gets to the kerb and gutter due to parked cars. The street sweeping contract is currently being reviewed in conjunction with Greater Hume Council. Sweeping of the area between the wheel stops and the kerb is currently undertaken by Council employees. Various alternatives were considered including purchasing or hiring of equipment such as high-pressure cleaning equipment, mini scrubbers and sweepers. It is proposed to introduce a program of sweeping and high-pressure cleaning for the area between the kerb and vehicle stops as follows:

1. Hire of a mini sweeper each quarter.
2. Pressure or hand clean once annually.

A key objective of the Lockhart Tourism and Economic Development Strategy 2016-2026 is “to support the growth of the business and industry sector within the Shire”. The Lockhart town centre is widely promoted as the verandah town, and it is important to ensure that the experience of both visitors and potential investors are of adequate quality. The owners of the buildings to which the verandahs and awnings are attached are responsible for maintaining these in good order. However, it is evident that the various owners address the bird dropping issue with varied success. It is therefore proposed that Council contributes to the presentation of the main street footpaths as follows:

1. Installation of netting and application of Bird-X-Peller or similar products, including the ongoing maintenance of the netting and application of bird expelling products.
2. In addition to the bi-annual pressure cleaning of the footpaths also clean the pavers with a mini sweeper each quarter.
3. In addition to the weekly gutter cleaning, introduce a quarterly program of motorised sweeping and annual pressure cleaning or hand cleaning.

As indicated above, the owners of the buildings to which the verandahs are attached are responsible for their maintenance, hence Council will need to seek the owner’s permission to undertake installation of the bird netting and bird expelling product.

The installation of netting and application of Bird-X-Peller or similar products would need to be applied to the whole section of building frontages and verandahs along Green Street, between Matthews Street and Urana Street, in order for it to be effective as the birds have demonstrated that once a roosting location is treated, they migrate to another roosting location.

Integrated Planning and Reporting Reference

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

Legislative Policy and Planning Implications

Nil

Budget and Financial Aspects

The total additional cost to increase Council’s cleaning program in the Lockhart town centre is as follows:

Installation of netting and application of Bird-X-Peller or similar products	Approximately \$4,200 installed (to be confirmed)
Ongoing maintenance of the netting and application of bird expelling products	Approximately \$280 per annum (to be confirmed)

Clean the pavers with a mini sweeper each quarter	Approximately \$3,800 per quarter (to be confirmed)
Quarterly program of motorised sweeping of gutters	Approximately \$3,800 per quarter (to be confirmed)
Annual program of pressure washing/hand cleaning of area between vehicle stops and kerb	Approximately \$3,450 per annum (to be confirmed)

It should be noted that there are no small, motorised sweepers in Wagga Wagga hence an additional cost of \$650 per unit will apply to bring these from Sydney to Wagga Wagga.

The above costs could be offset by savings emanating from the review of the street sweeping contract with Greater Hume Council.

Attachments

Nil.

**Recommendation:** That:

1. Council adopts a revised cleaning program for Lockhart town centre as follows:
  - a. installation of netting and application of Bird-X-Peller or similar products, subject to first obtaining permission of building owners
  - b. ongoing maintenance of the netting and application of bird expelling products
  - c. cleaning of the pavers with a mini sweeper each quarter
  - d. quarterly program of motorised sweeping of gutters
  - e. annual program of pressure washing/hand cleaning of area between vehicle stops and kerb
2. The 2021-22 Budget be revised to include the cost of the revised cleaning program at the time of the first Quarterly Budget Review (as at 30 September 2021) by which time the outcome of the review of the street sweeping contract with Greater Hume Council will be known.

## STRATEGIC DIRECTION E: Strong Leadership and Governance

### 15. INVESTMENT AND BANK BALANCES REPORT – 31 MAY 2021

(DCCS: 21/7161)

#### Executive Summary

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

#### Report

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

#### Cash at Bank

<b>Opening Combined Cashbook Balance</b>		822,126.71	
Add: Total Receipts			
	Rates	492,979.75	
	Debtors	36,233.01	
	Miscellaneous	34,432.01	
	Interest	3,087.22	
	BAS Refund April 2021	52,441.00	
	Settlement 1 & 3 Prichard PI	34,128.12	
	Settlement L27 Prichard PI	18,689.14	
	Sale of Plant 1231	50,097.95	
	Grant - Roads to Recovery	66,685.00	
	Grant - Financial Assistance Grant	462,554.25	
	Restart Programme Grant	1,132,359.49	
	NSW Planning Portal Grant	50,000.00	
		2,433,686.94	
Less: Total Payments		1,094,203.50	
	New Investments	0.00	
<b>Closing Combined Cashbook Balance</b>		<b><u>2,161,610.15</u></b>	
<b>Closing Bank Statement Balance</b>			
	Bendigo Bank	1,550,028.78	
	Macquarie Bank	457,460.24	
	Bendigo Bank-Prichard Trust	31,649.20	
		2,039,138.22	
Add: Outstanding Deposits		123,527.69	
		2,162,665.91	
Less: Outstanding Cheques		1,055.76	
<b>Closing Combined Cashbook Balance</b>		<b><u>2,161,610.15</u></b>	
<b>Investments:</b>	<b>Interest Rate per Annum</b>	<b>Amount Invested</b>	<b>% of Total</b>
Bendigo	0.20	50,000.00	0.95
Bendigo	0.25	250,000.00	4.76
Bendigo	0.26	500,000.00	9.52
Bendigo	0.15	500,000.00	9.52
Bendigo	0.20	50,000.00	0.95
Bank of Queensland	0.30	500,000.00	9.52
CBT	0.35	500,000.00	9.52
CBT	0.15	400,000.00	7.62
CBT	0.41	500,000.00	9.52
NAB	0.15	500,000.00	9.52
NAB	0.30	500,000.00	9.52
NAB 231101546	0.30	500,000.00	9.52
T Corp	at call	500,000.00	9.52
		5,250,000.00	100.00
			<b>AMOUNT</b>
General (PTD)	1490-3000-0000		-179,317.99
Combined Sewerage	8490-3000-0000		2,309,279.34
Trust Fund	9991-3000-0000		31,649.20
		<b>2,161,610.55</b>	<b>2,161,610.55</b>
	<b>TOTAL FUNDS HELD ARE:</b>	<b><u>7,411,610.55</u></b>	

#### Integrated Planning and Reporting Reference

- E1 Council is strong, sustainable and able to stand alone.
- E1 Plan for the long-term sustainability of the Shire.

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

Legislative Policy and Planning Implications

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

Budget and Financial Aspects

Council's 2020/21 Operational Budget has forecast a total of \$57,000 income from interest on investments, being split between General Fund of \$53,000 and Sewer Fund of \$4,000.

For the period of July 2020 to May 2021, the average end of month balance of funds invested has been \$6.31 million and the average return on invested funds has been 0.52%. On these year to date figures, Council's budgeted income on investments will be under budget for the General Fund and Sewer Fund.

This will be monitored and has been adjusted in the 1st & 2nd Quarterly Budget Review. Further adjustments were made in the 3rd Quarterly Budget Review.

Responsible Accounting Officer Statement

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

**Recommendation:**

- a) That the May 2021 Investment and Bank Balances Report be received and noted.
- b) That the Responsible Accounting Officer Statement be noted, and the report be adopted.

**16. DRAFT DELIVERY PROGRAM 2017-2021, OPERATIONAL PLAN 2021-2022, BUDGET ESTIMATES AND FEES & CHARGES 2021-2022**

**(DCCS: 21/7193)**

Executive Summary

The Draft Delivery Program 2017-2021, Operational Plan 2021-2022 and Budget Estimates 2022-2025, including Fees & Charges 2021-2022 are tabled for Council's consideration and adoption.

General Fund Report

The Draft Delivery Program 2017-2021, Operational Plan 2021-2022 including Budget Estimates 2022-2025 and Draft Fees & Charges 2021-2022 have been placed on exhibition for 28 days in accordance with the Council resolution passed on 17 May 2021. Submissions relating to the Delivery Program, Operational Plan, Budget Estimates and Fees & Charges were able to be received up to 4pm on Wednesday 16 June 2021. At the time of preparing this report, no submissions had been received. Any submissions received post this report being prepared will be tabled at the 21 June 2021 Council Meeting.

The following table provides a summary of General Fund expenditure for 2021-2022:

Total Operating Expenditure (excl. Depreciation)	\$6,320,117
Total Depreciation	\$3,141,400
Total Capital Expenditure + Loan Repayments	\$5,539,089
Total Expenditure	\$15,000,606

The Draft Budget for General Fund provides for a budget surplus of \$8,420.00 .

Only minor amendments have been made to the Draft Budget as it was publicly exhibited and these are summarised below.

**Councillor & Mayoral Fees** – the fees payable to the Mayor and Councillors from 1 July 2021 as determined by Council at its meeting held on 17 May 2021 have been incorporated into the Draft Budget for adoption.

**NSW State Emergency Services (SES) and Fire & Rescue NSW** – since the Draft Budget was placed on exhibition, Council has been notified of its actual contribution to the SES and Fire & Rescue NSW for 2021-22.

**Regional Roads Repair Program (RRRP)** – Council has been notified that its RRRP funding for 2021-22 will be \$196,810. The Draft Budget had allocated \$150,000, and with RRRP being a 50/50 grant, total expenditure for RRRP is now \$393,620.

#### Sewer Fund Report

The following table provides a summary of Sewer Fund expenditure for 2021-2022.

Total Operating Expenditure (excl. Depreciation)	\$393,023
Total Depreciation	\$185,000
Total Capital Expenditure + Loan Repayments	\$152,808
Total Expenditure	\$730,831

The Draft Budget for Sewer Fund provides for a surplus of \$10,206.00.

#### **Maximum Interest on Overdue Rates and Charges**

The Office of Local Government released a circular, 21-04 Information about Rating 2021-22, on 16 April 2021, advising of the Maximum Interest on Overdue Rates and Charges. In accordance with section 566(3) of the Local Government Act, it has been determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2021 to 30 June 2022 (inclusive) will be 6.0% per annum.

#### Legislative Policy and Planning Implications

Draft Delivery Program, Operational Plan, Delivery Program Budget and Fees & Charges are required to be presented to Council for adoption by 30 June, after being placed on exhibition for 28 days.

#### Integrated Planning & Reporting

As required under the Integrated Planning & Reporting Guidelines.

#### Budget and Financial Aspects – General Fund

The budget that is adopted will be Council's Budget for 2021-2022 that will fund the provision of Council's services and activities. The Draft Budget for General Fund provides for a budget surplus of \$8,420.00.

The Draft Budget for Sewer Fund provides for a surplus of \$10,206.00.

#### Attachments

The Draft Delivery Program 2017-2021 and Operational Plan 2021-2022, including Budget Estimates 2022-2025 and Council's Fees and Charges for 2021-2022, is provided under separate cover.

#### **Recommendation:** That:

1. Council note and consider any public submissions made in respect to the Draft Delivery Program 2017-2021 and Operational Plan Budget 2021-2022 and Budget Estimates 2022-2025;
2. The Draft Delivery Program 2017-2021 and Operational Plan 2021-2022, incorporating Budget Estimates 2022-2025 for income and expenditure for Council's General Fund and Sewer Fund and the Draft Revenue Policy, as attached, be adopted;
3. Pursuant to the provisions of the Local Government (Financial Management) Regulation 1993, expenditure required to finance works, services and activities of the Council for the financial year 2021-2022 as detailed in the Part 1 Budget Estimates section of Council's Operational Plan Budget 2021-2022 and Delivery Program Budget 2022-2025 be approved and voted accordingly;
4. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following **Ordinary Rates** for the rating period 1 July 2021 to 30 June 2022:
  - i. An *ad valorem* rate of 0.194293 cents in the dollar (zero point one nine four two nine three), on all rateable land in Lockhart Shire, categorised as FARMLAND in accordance with Section 515 of the Local Government Act 1993, and named "**Farmland**".

- ii. An ordinary rate on all rateable land in Lockhart Shire, categorised as RESIDENTIAL in accordance with Section 516 of the Local Government Act 1993, excluding land that is subject to either Residential – Lockhart, Residential – The Rock, Residential – Yerong Creek or Residential – Rural, and named “**Residential**”, comprising:
  - a) A base amount of \$40.00 (forty dollars) estimated to realise 30% (thirty percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 1.477467 cents in the dollar (one point four seven seven four six seven).
- iii. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL - LOCKHART in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – Lockhart**”, comprising:
  - a) A base amount of \$75.00 (seventy five dollars) estimated to realise 20% (twenty percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 1.086399 cents in the dollar (one point zero eight six three nine nine).
- iv. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL – THE ROCK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – The Rock**”, comprising:
  - a) A base amount of \$75.00 (seventy five dollars) estimated to realise 19% (nineteen percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 0.479263 cents in the dollar (zero point four seven nine two six three).
- v. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL – YERONG CREEK in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – Yerong Creek**”, comprising:
  - a) A base amount of \$80.00 (eighty dollars) estimated to realise 36% (thirty six percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 0.655932 cents in the dollar (zero point six five five nine three two)
- vi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as RESIDENTIAL – RURAL in accordance with Section 516 of the Local Government Act 1993, and named “**Residential – Rural**”, comprising:
  - a) A base amount of \$50.00 (fifty dollars) estimated to realise 12% (twelve percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 0.310629 cents in the dollar (zero point three one zero six two nine).
- vii. An ordinary rate on all rateable land in Lockhart Shire, categorised as MINING in accordance with Section 517 of the Local Government Act 1993, and named “**Mining**”, comprising:
  - a) A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 0% (zero percent) of the total yield of this rate, and
  - b) An *ad valorem* rate of 1.8 cents in the dollar (one point eight).
- viii. An ordinary rate on all rateable land in Lockhart Shire, categorised as BUSINESS in accordance with Section 518 of the Local Government Act 1993, excluding land that is subject to either Business – Lockhart, Business – The Rock or Business – Yerong Creek, and named “**Business**”, comprising:
  - a) A base amount of \$120.00 (one hundred and twenty dollars) estimated to realise 27% (twenty seven percent) of the total yield of this rate, and

- b) An *ad valorem* rate of 2.996658 cents in the dollar (two point nine nine six six five eight)
  - ix. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS – LOCKHART in accordance with Section 518 of the Local Government Act 1993, and named “**Business – Lockhart**”, comprising:
    - a) A base amount of \$150.00 (one hundred and fifty dollars) estimated to realise 29% (twenty nine percent) of the total yield of this rate, and
    - b) An *ad valorem* rate of 1.275010 cents in the dollar (one point two seven five zero one zero).
  - x. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS – THE ROCK in accordance with Section 518 of the Local Government Act 1993, and named “**Business – The Rock**”, comprising:
    - a) A base amount of \$130.00 (one hundred and thirty dollars) estimated to realise 21% (twenty one percent) of the total yield of this rate, and
    - b) An *ad valorem* rate of 0.736744 cents in the dollar (zero point seven three six seven four four).
  - xi. An ordinary rate on all rateable land in Lockhart Shire, sub-categorised as BUSINESS – YERONG CREEK in accordance with Section 518 of the Local Government Act 1993, and named “**Business – Yerong Creek**”, comprising:
    - a) A base amount of \$50.00 (fifty dollars) estimated to realise 13% (thirteen percent) of the total yield of this rate, and
    - b) An *ad valorem* rate of 1.921269 cents in the dollar (one point nine two one two six nine).
5. Council, pursuant to section 535 of the Local Government Act 1993, hereby **makes** the following charges for the rating period 1 July 2021 to 30 June 2022:

**WASTE MANAGEMENT:**

- i. A Domestic Waste Management annual charge of \$408.00 (four hundred and eight dollars) for a once-weekly food organics and garden organics bin collection service and a once-fortnightly general waste bin and recycle bin collection service for all rateable residential properties with a dwelling, located within the area for which the service is available, named “**Domestic Waste Management**”.
- ii. A Domestic Waste Management vacant charge of \$57.00 (fifty seven dollars) for all vacant rateable residential assessments located within the area for which the service is available, named “**Domestic Waste Vacant**”.
- iii. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-weekly food organics and garden organics bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named “**Domestic Waste Additional FOGO**”.
- iv. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-fortnightly general waste bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named “**Domestic Waste Additional Garbage**”.
- v. An additional Domestic Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-fortnightly recycle bin collection service for any rateable residential properties with a dwelling who request the additional service, located within the area for which the service is available, named “**Domestic Waste Additional Recycle**”.



- vi. A Waste Management annual charge of \$408.00 (four hundred and eight dollars) for a once-weekly food organics and garden organics bin collection service and a once-fortnightly general waste bin and recycle bin collection service for all rateable non-residential occupied properties, located within the area for which the service is available, named “**Waste Management Non-residential**”.
- vii. A Waste Management vacant charge of \$57.00 (fifty seven dollars) for all vacant rateable non-residential assessments located within the area for which the service is available, named “**Waste Management Vacant Non-residential**”.
- viii. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-weekly food organics and garden organics bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named “**Waste Management Additional FOGO**”.
- ix. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-fortnightly general waste bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named “**Waste Management Additional Garbage**”.
- x. An additional Waste Management annual charge of \$135.00 (one hundred and thirty five dollars) for an additional once-fortnightly recycle bin collection service for any rateable occupied non-residential properties who request the additional service, located within the area for which the service is available, named “**Waste Management Additional Recycle**”.
- xi. A Waste Management charge of \$57.00 (fifty seven dollars) for all assessments with a dwelling who do not receive a Domestic Waste Management charge, named “**Tip Availability**”.

**SEWERAGE CHARGES:**

- i. A Sewerage Availability annual charge of \$535.00 (five hundred and thirty five dollars) for all rateable residential properties with a dwelling, located within the town of Lockhart for which the service is available, named “**Lockhart Sewerage Residential**”.
- ii. A Sewerage Availability vacant annual charge of \$272.00 (two hundred and seventy two dollars) for all vacant rateable residential properties, located within the town of Lockhart for which the service is available, but is not connected, named “**Lockhart Sewerage Vacant Residential**”.
- iii. A Sewerage Availability annual charge of \$535.00 (five hundred and thirty five dollars) for all rateable residential properties with a dwelling, located within the town of The Rock for which the service is available, named “**The Rock Sewerage Residential**”.
- iv. A Sewerage Availability vacant annual charge of \$272.00 (two hundred and seventy two dollars) for all vacant rateable residential properties, located within the town of The Rock for which the service is available, but is not connected, named “**The Rock Sewerage Vacant Residential**”.
- v. A Sewerage Availability annual charge of \$535.00 (five hundred and thirty five dollars) for all rateable residential properties with a dwelling, located within the town of Yerong Creek for which the service is available, named “**Yerong Creek Sewerage Residential**”.
- vi. A Sewerage Availability vacant annual charge of \$272.00 (two hundred and seventy two dollars) for all vacant rateable residential properties, located within the town of Yerong Creek area for which the service is available, but is not connected, named “**Yerong Creek Sewerage Vacant Residential**”.
- vii. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all water meter sizes for all rateable non-residential properties, located within the town

- of Lockhart for which the service is available, named “**Lockhart Sewerage Non-residential access charge**”.
- viii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Lockhart for which the service is available, named “**Lockhart Sewerage Non-residential usage charge**”.
  - ix. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all rateable non-residential properties, located within the town of Lockhart for which the service is available, that are vacant and/or do not have a water meter, named “**Lockhart Sewerage Non-Residential Vacant**”.
  - x. The minimum charge applicable to **Lockhart non-residential** metered assessments will be \$535.00 (five hundred and thirty five dollars) for the period 1 July 2021 to 30 June 2022.
  - xi. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all water meter sizes for all rateable non-residential properties, located within the town of The Rock for which the service is available, named “**The Rock Sewerage Non-residential access charge**”.
  - xii. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of The Rock for which the service is available, named the “**The Rock Sewerage Non-residential usage charge**”.
  - xiii. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all rateable non-residential properties, located within the town of The Rock for which the service is available, that are vacant and/or do not have a water meter, named “**The Rock Sewerage Non-Residential Vacant**”.
  - xiv. The minimum charge applicable to **The Rock non-residential** metered assessments will be \$535.00 (five hundred and thirty five dollars) for the period 1 July 2021 to 30 June 2022.
  - xv. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all water meter sizes for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named “**Yerong Creek Sewerage Non-residential access charge**”.
  - xvi. A Sewerage usage annual charge of \$1.37 (one dollar and thirty seven cents) per kilolitre for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, named the “**Yerong Creek Sewerage Non-residential usage charge**”.
  - xvii. A Sewerage Availability annual charge of \$272.00 (two hundred and seventy two dollars) for all rateable non-residential properties, located within the town of Yerong Creek for which the service is available, that are vacant and/or do not have a water meter, named “**Yerong Creek Sewerage Non-Residential Vacant**”.
  - xviii. The minimum charge applicable to **Yerong Creek non-residential** metered assessments will be \$535.00 (five hundred and thirty five dollars) for the period 1 July 2021 to 30 June 2022.
6. the Draft Fees and Charges 2021-22 be adopted
7. In accordance with section 566(3) of the Local Government Act 1993, it has been determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2021 to 30 June 2022 (inclusive) will be 6.0% per annum.

**17. SUPERANNUATION PAYMENTS TO COUNCILLORS**

**(GM: 21/6050)**

Executive Summary

Legislation has passed Parliament to introduce superannuation payments for NSW councillors.

Report

Advice has been received from the Minister for Local Government that legislation has passed Parliament to introduce voluntary superannuation payments for NSW councillors.

The decision on whether to make superannuation contributions will be left to each council taking into account financial considerations, the views of councillors and the expectations of their local community.

This is consistent with the views expressed by Council following the release of a Discussion Paper by the Office of Local Government in March 2020. Council, at its meeting held on 16 March 2020 resolved to make a submission supporting the following option contained in the Discussion Paper:

*“Amend the Act to allow councils to voluntarily pay an amount equivalent to the superannuation guarantee into a complying superannuation fund nominated by the mayor and councillors in addition to the mayor’s and councillors’ fees – this means that the payment of councillor superannuation in addition to their fee would be at each council’s discretion, allowing the council to take into account the council’s resources and the local community’s views.”*

Councils will be required to make the decision to pay councillors superannuation by resolution at an open meeting of the council, thereby ensuring public accountability and transparency.

Council’s Policy 1.1 Payment of Councillors and Mayoral Fees, Expenses & Facilities is subject to review within 12 months of the next ordinary election.

Integrated Planning and Reporting Reference

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

Legislative Policy & Planning Implications

As a result of legislation that has recently passed Parliament councils will now have the discretion to introduce superannuation payments for NSW councillors.

Section 252 (1) of the Local Government Act provides that within the first 12 months of each term of a council, the council must adopt a policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the mayor, the deputy mayor (if there is one) and the other councillors in relation to discharging the functions of civic office.

Budget & Financial Aspects

The Draft 2021-2022 Operational Plan and Budget that was endorsed for public exhibition at the last Council meeting held on 17 May 2021 does not make provision for the payment of superannuation contributions to councillors. Provision can be made in the budget subject to a resolution being passed in an open council meeting.

Attachments

Nil.

**Recommendation:** That the information be noted.

**18. CONSULTATION DRAFT MODEL SOCIAL MEDIA POLICY AND COUNCILLOR AND STAFF INTERACTION POLICY**

**(GM: 21/6336)**

Executive Summary

The Office of Local Government (OLG) has issued a Draft Model Social Media Policy and a Draft Councillor and Staff Interaction Policy for consultation purposes.

Report

The Office of Local Government (OLG) has issued consultation drafts of a Model Social Media Policy and Model Councillor and Staff Interaction Policy.

OLG is seeking the views of councils and other stakeholders on the consultation drafts prior to finalising the model policies.

The model policies have been developed using a “best of breed” approach to existing council policies and reflect what OLG sees as best practice in the sector.

OLG is inviting submissions from councils and other stakeholders on the consultation drafts of the Model Social Media Policy and Model Councillor Staff Interaction Policy. Submissions will be received up until 23 July 2021.

The Draft Model Social Media Policy:

- sets out the principles of social media engagement for councils
- contains two administrative models that councils can adopt in relation to the management of their social media platforms
- prescribes the standards of conduct expected of council officials when engaging on social media in an official capacity or in connection with their role as a council official
- provides a framework by which councils can remove content from their social media platforms, and block or ban third parties
- prescribes how councils’ social media platforms should be used during emergencies
- addresses personal use of social media by council officials

The Draft Model Councillor and Staff Interaction Policy provides guidelines in relation to:

- councillor access to information
- councillor access to staff
- councillor access to council buildings

It is noted that the Model Code of Conduct prescribed by regulation and previously adopted by Council deals with interaction between councillors and staff (section 7) and access to information and council resources (section 8).

It is also noted that Council already has the following relevant policies in place:

- 1.2 Councillors Media Policy
- 3.26 Computer, Internet, Email and Social Media Policy

The model policies will not be mandatory, and councils will be free to choose whether to use them or to adapt them for their own purposes. If adopted, the policies will operate to supplement the provisions of councils’ adopted codes of conduct.

#### Integrated Planning and Reporting Reference

- E1 Promote the increased participation of local people in local government and the community
- E1 Meet all governance and regulatory requirements in the conduct of Council operations
- E2 Provide effective community engagement practices with the community

#### Legislative Policy & Planning Implications

The model policies proposed by the Office of Local Government will not be mandatory, and councils will be free to choose whether to use them or to adapt them for their own purposes. If adopted, the policies will operate to supplement the provisions of councils’ adopted codes of conduct.

#### Budget & Financial Aspects

Nil.

#### Attachments

The Draft Model Social Media Policy and the Draft Model Councillor and Staff Interaction Policy have been separately distributed.

**Recommendation:** That the information be noted.

## 19. LOCAL GOVERNMENT ELECTIONS UPDATE

(GM: 21/7110)

### Executive Summary

An update is provided regarding the local government elections to be held on 4 September 2021.

### Report

Further to previous updates provided to Council regarding the forthcoming local government elections, further information has been received from the Office of Local Government (OLG) and the NSW Electoral Commission (NSWEC) which is drawn to Council's attention.

### **Non-residential Rolls**

There are two non-residential rolls:

- the roll of non-resident owners of rateable land, and
- the roll of occupiers and rate-paying lessees.

These two rolls are combined with the residential roll to form the *roll of electors* for a council area, which is used during an election.

The residential roll is the list of people who live in the council area and are eligible to vote in elections.

The non-residential rolls provide people who are non-resident owners, occupiers and rate-paying lessees of rateable land within the council area an opportunity to have a say in who is elected to council.

It is not compulsory to be on a non-residential roll if you are eligible to be, and it is not compulsory to vote if you are on a non-residential roll. However, it is still compulsory that you vote in the area where you are on the residential roll.

Persons who are eligible and wish to apply to be on the non-residential roll are required to complete the relevant application form which can be downloaded from Council's website or obtained by contacting Council's office. Applications must be received by the General Manager, Lockhart Shire Council by 6.00pm on Monday 26 July 2021.

In addition to being posted on Council's website the above information will also be published in the June edition of the Council Newsletter.

### **Candidate Information Sessions**

A series of online candidate information sessions will be conducted by the NSWEC in the lead up to the 2021 NSW Local Government elections. The webinars will be held from April to August 2021 and will cover the following topics:

- Election overview
- Election funding and disclosure
- Registration of candidates, groups, and third-party campaigners
- Electoral material (also known as how-to-vote material)
- Nomination process
- Early voting and election day voting
- Candidate workers and scrutineers
- Counting and results

Video recordings of the first candidate webinars held in April and May can now be found on the NSWEC website at <https://www.elections.nsw.gov.au/Political-participants/Candidates-and-groups/Candidate-nominations-for-local-elections/Six-steps-to-being-a-candidate>.

Future webinars will also be recorded and placed on the NSWEC website for viewing at a later date if interested persons are unable to attend at the scheduled time.

In addition to being posted on Council's website the above information will also be published in the June edition of the Council Newsletter.

### **Use of Council Resources Prior to Local Government Elections**

The rules governing the use of council resources are prescribed under the Model Code of Conduct for Local Councils in NSW.

There are two key obligations for councillors:

- Clause 8.17: You must not use council resources (including council staff), property or facilities for the purpose of assisting your election campaign or the election campaigns of others unless the resources, property or facilities are otherwise available for use or hire by the public and any publicly advertised fee is paid for use of the resources, property, or facility.
- Clause 8.18: You must not use the council letterhead, council crests, council email or social media or other information that could give the appearance it is official council material for the purpose of assisting your election campaign or the election campaign of others.

Council “resources” include council ICT (including phones, social media sites, phone, email addresses), intellectual property, staff and council facilities.

Breaches by councillors and staff are grounds for disciplinary action.

### **Electoral Matter**

To keep elections fair, and ensure voters are not misled, there are strict rules about the information that candidates and their supporters can publish or distribute. These rules are prescribed under the *Local Government (General) Regulation 2005* and are enforced by the relevant election manager.

These rules apply during what is known as the “regulated period”. The “regulated period” starts when the election rolls close 40 days before election day (26 July) and ends on election day (4 September).

During the “regulated period”:

- All “electoral material” published or distributed must contain the name and address of the person who authorised the material and the name and address of the printer.
- “Electoral material” must be registered with the Electoral Commissioner.

“Electoral matter” is defined under clause 356A of the *Local Government (General) Regulation 2005*, and broadly includes any matter that is intended or likely to affect voting in an election. The name, photograph and likeness of a candidate fall within the definition of “electoral matter”.

### **Community Events and Media Comments**

Mayors and councillors will continue to need to exercise their official functions in the lead up to the election. This is fine and there is nothing to prevent this.

Mayors or councillors who are candidates may continue to attend or preside over council-arranged or community events in the lead up to the election in an official capacity. However, Mayors or councillors who are candidates must not use council arranged events that they attend in an official capacity to actively campaign for re-election.

There is nothing to prevent the Mayor or councillors who are candidates from offering media comment, provided that comment is not made in an advertisement, newspaper column, or a radio or television broadcast paid for by the council or produced by the council or with council resources and the comment is not inconsistent with the council’s adopted media policy.

### **Caretaker Rules**

Under the *Local Government (General) Regulation 2005*, councils are required to assume a “caretaker” role in the four weeks preceding the election day.

The caretaker period for the September 2021 local government elections commences on Friday, 6 August 2021 and ends on Saturday, 4 September 2021.

During the caretaker period, councils must not:

- enter into any contract or undertaking involving an expenditure or receipt by the council of an amount equal to or greater than \$150,000 or 1% of the council’s revenue from rates in the preceding financial year (whichever is the larger)
  - determine a “controversial development application”, except where a failure to make such a determination would give rise to a deemed refusal, or such a deemed refusal arose before the commencement of the caretaker period
- A “controversial development application” means a development application for designated development for which at least 25 persons have made a submission during community consultation.
- appoint or reappoint the council’s general manager (except for temporary appointments)

The caretaker rules apply to decisions made by the governing bodies of councils, the general manager or any other delegate of the council.

Integrated Planning and Reporting Reference

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

Legislative Policy & Planning Implications

Council has previously entered into a service contract with the NSWEC for the conduct of the 2020 elections prior to their postponement.

The NSWEC has now advised that the new arrangements for the 2021 elections, and any measures necessary to address public health risks associated with COVID-19 at that time, will be likely to require changes to service agreements and further information is awaited in relation to this matter.

Rules about the information that candidates and their supporters can publish or distribute are prescribed under the *Local Government (General) Regulation 2005*.

The Regulation also contains provisions regarding the “caretaker role” councils are required to assume in the lead up to an election.

The Model Code of Conduct prescribed by the Regulation has been adopted by Council and contains provisions governing the use of council resources.

Budget & Financial Aspects

Provision has been made in the 2021/22 budget for the conduct of the council elections based on an estimated provided by the NSWEC.

The NSW Government has provided additional funding to the NSWEC to cover any increased costs associated with conducting a COVID safe election so that these costs are not passed on to councils.

Attachments

Nil.

**Recommendation:** That the information be noted.

## QUESTIONS AND STATEMENTS

### CLOSED SESSION

#### Agenda

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

**20. GENERAL MANAGER'S CONTRACT OF EMPLOYMENT**

**(PC11)**

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

- (a) Personnel matters concerning particular individuals (other than councillors).