

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE  
COUNCIL CHAMBERS, 21 REID STREET, WILCANNIA  
ON WEDNESDAY, 23 MARCH 2022**

**PRESENT:** Administrator, Bob Stewart

**IN ATTENDANCE:** Greg Hill (General Manager)

Reece Wilson (Director Shire Services)

Gordon Seeto (Director Business Services) – by Teams

Glenda Dunn (Senior Planner) – by Teams

Kevin Smith (Finance Manager) – by Teams

Darryl Telfer (Acting Rates Officer) – by Teams

Gokul Chandran (Finance Officer - Revenue)

Evelyn Pollard (Human Resource Officer)

Jennie Geerdink (Community Engagement Officer) – by Teams

Jamie Parsons (Executive Assistant – Minute Taker) – by Teams

## **1 OPENING OF MEETING**

The meeting was declared open at 9.13am.

## **2 ACKNOWLEDGEMENT OF COUNTRY**

An acknowledgement of the traditional custodians of the land was delivered by the Administrator, Bob Stewart.

## **3 APOLOGIES AND LEAVE OF ABSENCE**

### **3.1 APOLOGIES**

Nil

### **3.2 LEAVE OF ABSENCE**

Nil

## **4 DISCLOSURES OF INTEREST**

Pursuant to the Mode Code of Conduct for Local Councils in NSW Councillors and Council staff are required to declare any pecuniary or non-pecuniary conflicts of interest.

### **RESOLVED: OCM 01-03-2022**

Mover: Administrator Bob Stewart

That the Disclosures of Interest – Pecuniary and Non–Pecuniary be received and noted.

**CARRIED**

No declarations were received.

## **5 CONFIRMATION OF MINUTES**

### **5.1 PREVIOUS MEETING MINUTES**

#### **RESOLVED: OCM 02-03-2022**

Mover: Administrator Bob Stewart

That the minutes of the Ordinary Council Meeting held on 23 February 2022 be received and confirmed as an accurate record.

**CARRIED**

## **6 NOTICE OF MOTION**

Nil

## **7 MAYORAL (ADMINISTRATOR) MINUTE(S)**

### **7.1 ADMINISTRATORS MINUTE - MARCH 2022**

#### **RESOLVED: OCM 03-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED**

Notes from the Administrator in relation to the Mayoral Minutes:

The Administrator and General Manager were in Sydney last month attending a Special conference for LGNSW and attempted to meet with local Ministers, however were unsuccessful in arranging meetings due to pending floods in the north west and budget estimates. However they were provided the opportunity to meet with Minister Tuckerman, the new Minister for Local Government. The Administrator extended an invitation to the Minister to visit Central Darling Shire Council prior to making any decisions on the future of Administration. The Minister indicated that she would like to attend the Shire and that she will be consulting the Community on any actions she may take. The OLG has received a draft report that is to be presented to the Minister. Once this has been received, this will need to be read and the Minister will present it to the Cabinet which will then be discussed with the Administrator and General Manager before Community Consultation is able to commence.

The Administrator stated that he wanted to mention Flood Planning as there has been a lot of discussions concerning potential flooding at Menindee and how that was managed. Council have a Local Emergency Management Committee (LEMC) and also a State Emergency Management and Rescue Act.

The committee is established to plan and respond to disasters and emergencies. It does not get involved in on operational levels. This is for the combat agencies which is the SES.

What is missing is the Floodplain Management Plan which controls the development of the Floodplain which deals with the mitigation levels on the Floodplains. The General Manager is moving to seek funding to enable this to occur. Once funding has been received, Council will work towards this being implemented.

## **8 FINANCIAL REPORTS**

### **8.1 CASH AND INVESTMENTS - FEBRUARY 2022**

**RESOLVED: OCM 04-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED**

### **8.2 FINANCIAL PERFORMANCE REPORT - FEBRUARY 2022**

**RESOLVED: OCM 05-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED**

### **8.3 COUNCIL 2021-2022 CURRENT GRANTS REGISTER**

**RESOLVED: OCM 06-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED**

### **8.4 WASTE MANAGEMENT RESERVE FUNDING**

**RESOLVED: OCM 07-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. Council to establish a Waste reserve for the Financial Year 2022/23.
3. Funds/money saved through the loan payment during the 2021/22 Financial Year are to be entered into the new reserve fund for Waste Management.

**CARRIED**

## **9 GOVERNANCE REPORTS**

### **9.1 MODEL CODE OF MEETING PRACTICE**

**RESOLVED: OCM 08-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. Resolved to adopt the Code of Meeting Practice.
3. A final copy of the Code of Meeting Practice is to be displayed on the Council's website.

**CARRIED****9.2 FLOOD MANAGEMENT FOR MENINDEE-LOWER DARLING CORRESPONDENCE****RESOLVED: OCM 09-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. That the correspondence from the NSW Southwestern Water Users Group be presented to Minister Anderson during the scheduled meeting in Sydney.

**CARRIED****9.3 HUMAN RESOURCE MANAGEMENT ACTIVITIES****RESOLVED: OCM 10-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. That the works program for the Development Implantation of the Human Resources Procedures to address the obligations be tabled at the April meeting.

**CARRIED****10 CORPORATE SERVICES REPORTS****10.1 TRANSFER OF LAND TO THE ABORIGINAL HOUSING OFFICE****RESOLVED: OCM 11-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

2. To transfer Lot 1, DP 524832, known as 23-25 Cleaton Street Wilcannia, Lot 17, Section 13, DP 759091, known as 71 Woore Street Wilcannia, and Lot 4, DP 660317, known as 100 Hood Street Wilcannia to the Aboriginal Housing Office in the consideration of \$1.
3. That Council's legal costs associated with the above land transfers be borne by the Aboriginal Housing Office.
4. To authorise the General Manager to execute all necessary documents to facilitate the above land transfers.

**CARRIED**

## **11 SHIRE SERVICES REPORTS**

### **11.1 EMPLOYMENT ZONES AMENDMENT TO THE CENTRAL DARLING LOCAL ENVIRONMENTAL PLAN 2012**

#### **RESOLVED: OCM 12-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Receive and note the information on the *Standard Instrument (Local Environmental Plans) Order 2006* (SI LEP Order).
3. To endorse the proposed amendments to the *Central Darling Local Environmental Plan 2012* proposed by the Department of Environment and Planning, where the B2 Local Centre zone and the R1 Residential zone are replaced by the RU5 Village Zone. The current industrial zones will be retained and retitled as E4 General Industrial Zone.
4. Note that the Department of Planning and Environmental (DPE) will exhibit in April 2022, the proposed amendments to the *Standard Instrument Local Environmental Plan* and the amendments to the *Central Darling Local Environmental Plan 2012* (CDLEP 2012) on the NSW Planning Portal. Council will also be required to exhibit the proposed amendments to the CDLEP 2012 on to the Council Website.

**CARRIED**

### **11.2 IVANHOE WASTE COLLECTION**

#### **RESOLVED: OCM 13-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Reduce Waste Collection services in Ivanhoe to 1 day per week effective from 1 July 2022.
3. Complete a bin collection audit to ascertain how many bin are being collected from commercial properties and reconcile with this information with the existing commercial waste charges.
4. Write to the Commercial Property Owners advising of the change in service and offer free bins if deemed required, noting an additional service charge per bin will be charged.

**CARRIED**

**11.3 REGIONAL ROADS REPORT PROGRAM 2022/23****RESOLVED: OCM 14-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive the report.
2. Consider the allocation of \$470,000 from the Capital Roads allocation in the Draft 2022/23 budget to match the funding amount to enable works to be completed.

**CARRIED****11.4 UNSEALED ROAD - MAINTENANCE GRADING PROCEDURE****RESOLVED: OCM 15-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. A letter is to be prepared to be sent back to the letter writer.

**CARRIED****11.5 WATER AND SEWER UPDATE****RESOLVED: OCM 16-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED****11.6 SERVICES UPDATE****RESOLVED: OCM 17-03-2022**

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.
2. That the over expenditure in the parks and gardens sporting facility be adjusted in the April QBR.

**CARRIED**

## 11.7 ROADS AND AERODROMES REPORT

### RESOLVED: OCM 18-03-2022

Mover: Administrator Bob Stewart

That Council will:

1. Receive and note the report.

**CARRIED**

## 12 MINUTES OF COMMITTEE MEETINGS

### 12.1 MENINDEE COMMON FINANCES

#### RESOLVED: OCM 19-03-2022

Mover: Administrator Bob Stewart

1. That the information received from the Menindee Common in relation to their finances on the 5<sup>th</sup> of March 2022 received and noted.

**CARRIED**

### 12.2 WHITE CLIFFS COMMUNITY ASSOCIATION - 355 COMMITTEE MEETING MINUTES

#### RESOLVED: OCM 20-03-2022

Mover: Administrator Bob Stewart

1. That the Minutes of the White Cliffs Community Association held on Thursday 17<sup>th</sup> February 2022 be received and noted.

**CARRIED**

## 13 CONFIDENTIAL MATTERS

It was resolved that Council moved into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A 2 of the *Local Government Act 1993* for the reasons specified. Confidential section was closed to the public and began at 9.54am.

### RESOLVED: OCM 21-03-2022

Mover: Administrator Bob Stewart

That Council moved into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A 2 of the Local Government Act 1993 for the reasons specified.:

Item 13.1 and 13.2 are confidential under the Local Government Act 1993 Section 10A(2) - (c) and (d) as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
- (ii) confer a commercial advantage on a competitor of the council, or
- (iii) reveal a trade secret.

**CARRIED**

**RECOMMENDATION:**

That Council moves out of Confidential and back into Open Chambers at 10.07am.

The General Manager provided a review of the Confidential Resolutions as listed below:

**RESOLVED: OCM 22-03-2022**

Mover: Administrator Bob Stewart

**13.1 Plant Hire Rates 2022-2024**

That Council will:

1. Receive and note the report.
2. Adopt the Plant Hire Rates Schedule 2022-2024.
3. Delegate authority to the General Manager to add new Contractors to the Standing Order Deed Plant Hire Rates if deemed appropriate.

At 10.01am, the General Manager left the Room and returned to the room at 10.04am.

**CARRIED**

**RESOLVED: OCM 23-03-2022**

Mover: Administrator Bob Stewart

**13.2 Tilpa Emergency Water Supply Pipeline**

That Council will:

1. Receive and note the report.
2. Reward the 17km of pipeline installation works to Kallara Partners for the sum of \$225,000 (ex GST).
3. Note that given the extenuating circumstances and remoteness of the locality and the unavailability of competitive quotations, Council has resolved the above.
4. That the project be supervised under the Council Work Health and Safety and Environmental Guidelines of the Engineering Department.

**CARRIED**

**14 RESOLUTION TRACKER**

Nil

**15 MEETING CLOSE**

There being no further business to discuss, the meeting was closed at **10.08am**.



The minutes of this meeting were confirmed at the Ordinary Council Meeting of the Central Darling Shire Council held on Wednesday, 27<sup>th</sup> April 2022 at 9 am.

A handwritten signature in black ink on a light blue background. The signature reads "R. K. Hewart".

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**ADMINISTRATOR**