



# Broken Hill City Council

*...a safe, vibrant, prosperous and culturally rich City achieved through community leadership and sustainable management.*

October 21, 2015

## ORDINARY MONTHLY MEETING

TO BE HELD

WEDNESDAY, OCTOBER 28, 2015

Please address all communications to:  
The General Manager,  
240 Blende Street,  
P.O.Box 448,  
BROKEN HILL NSW 2880  
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Dear Sir/Madam,

Your attendance is requested at the Ordinary Meeting of the Council of the City of Broken Hill to be held in the Council Chamber, Sulphide Street, Broken Hill on **Wednesday, October 28, 2015** commencing at 6:30pm to consider the following business:

- 1) Apologies
- 2) Prayer
- 3) Acknowledgement of Country
- 4) Public Forum
- 5) Minutes for Confirmation
- 6) Disclosure of Interest
- 7) Mayoral Minute
- 8) Notice of Motion
- 9) Notices of Rescission
- 10) Reports from Delegates
- 11) Reports
- 12) Committee Reports
- 13) Questions on Notice
- 14) Questions for Next Meeting
- 15) Closed

SHARON HUTCH  
ACTING GENERAL MANAGER

## **MINUTES FOR CONFIRMATION**

Minutes of the Ordinary Meeting of the Council of the City of Broken Hill held Wednesday, September 30, 2015.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
SEPTEMBER 30, 2015

Meeting commenced at 6.30pm

**PRESENT:**

Councillor W. Cuy (Mayor) Councillor D. Gallagher (Deputy Mayor),  
Councillors C. Adams, B. Algate, P. Black, M. Browne, B. Licul, J. Nolan,  
J. Richards and D. Turley.

General Manager, Deputy General Manager, Chief Financial Officer,  
Manager Infrastructure Strategy, Division Manager Corporate and Human  
Services, Manager Economic Development and Culture, Executive Support  
Officer Administration Officer and Communication Specialist.

Media (3 ), Members of the Public (11 ).

**APOLOGIES:**

Nil

**PRAYER**

Councillor Richards delivered the prayer

**ACKNOWLEDGEMENT OF COUNTRY**

Councillor Gallagher delivered the Acknowledgment of Country

**PUBLIC FORUM**

Brown Street between Kaolin Street and Silverton Road.

11/298

*Ms Eve-Lyn Kennedy requested that the section of Brown Street between Kaolin Street and Silverton Road be sealed.*

*Ms Kennedy stated drivers were driving on the wrong side on the road to avoid the bad condition of the road and advised that this dangerous road has previously been graded, with unsuccessful results. Ms Kennedy also advised that there was an increase in the population of residence in this area and the number of people that use this road.*

Mayor took the question on notice.

**MINUTES FOR CONFIRMATION**

**RESOLUTION**

Minute No. 45064

Councillor C. Adams moved )  
Councillor D. Gallagher seconded )

That the Minutes of the Ordinary Meeting of the  
Council of the City of Broken Hill held August 26,  
2015 be confirmed.

CARRIED

## DISCLOSURE OF INTEREST

Councillor Browne declared:

- A conflict of interest in Item 1 of the Confidential Report number 222/15, Tender Submissions T15/5 – Panel of preferred providers community care services, as she is the Chair of one of the panel of preferred providers and advised that she will leave the Council Chambers whilst the item is considered.

## MAYORAL MINUTES

ITEM 1 - MAYORAL MINUTE NO. 5/15 - DATED AUGUST 19, 2015 - FINANCIAL ASSISTANCE  
GRANTS TO LOCAL GOVERNMENT 11/175

### RESOLUTION

Minute No. 45065

Councillor W. Cuy moved )

Councillor P. Black seconded )

That Mayoral Minute No. 5/15 dated August 19, 2015, be received.

That Council acknowledges the importance of Federal funding through the Financial Assistance Grants program for the continued delivery of Council's services and infrastructure.

That Council acknowledges that it received \$4.5 million in Financial Assistance Grants in 2014/15; and that Council will ensure that this Federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in Council's publications, including annual reports.

That Local Government NSW be advised of Council's resolution.

That Council sends strongly worded correspondence to the Deputy Prime Minister and Minister for Infrastructure and Regional Development, raising the issue of financial sustainability of Local Government, the importance of FAGs to our council's budget and sustainability, and urging the Minister to support the restoration of the indexation of FAGs as soon as possible.

CARRIED

ITEM 2 - MAYORAL MINUTE NO. 6/15 - DATED SEPTEMBER 11, 2015 - FIT FOR THE FUTURE -  
MEMBERSHIP ON THE FAR WEST INITIATIVE ADVISORY COMMITTEE 11/304

Recommendation

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That Mayoral Minute No. 6/15 dated September 11, 2015, be received.

That Council actively participate on the NSW Government's Fit for the Future - Far West Initiative Advisory Committee; and that the Mayor act as Council's delegate on the Advisory Committee.

**RESOLUTION**

Minute No. 45066

Councillor J. Richards moved )

Councillor D. Gallagher seconded )

That the recommendation of item 2 be adopted.

CARRIED

ITEM 36 - MAYORAL MINUTE NO. 8/15 - DATED SEPTEMBER 29, 2015 - MURRAY-DARLING  
BASIN PLAN - SELECT COMMITTEE

11/426

**RESOLUTION**

Minute No. 45067

Councillor W. Cuy moved )

Councillor P. Black seconded )

That Mayoral Minute No. 8/15 dated September 29, 2015, be received.

That Council endorse the following submission to the Select Committee on the Murray Darling Basin Plan when it holds its public hearing in Broken Hill on October 26, 2015.

That in view of the fact that the water supply for Broken Hill is now below the critical minimum level of 18 months, Council expresses its strong concern to the Murray-Darling Basin Plan Select Committee about the excessive and unnecessary release of water in late 2013 which has allowed this situation to occur much earlier than it otherwise would have done. Further, Council strongly rejects the view that underground water supplies, such as from bores or aquifers, can ever be used to undermine Broken Hill's right to source its supply of water from a surface storage.

That Council put forward the following, to the Select Committee:

1. That Council requests a thorough review of the current "trigger point" for NSW Government control of the Menindee Lakes system. That the trigger point should be set at a minimum of 640 GL for NSW control and above 800GL before Murray-Darling Basin Authority can have access to a call on water releases.
2. That any trigger point is based on accessing retrievable water.
3. That a surface water drinking supply is guaranteed for the Broken Hill and Menindee communities.
4. That the Murray-Darling Basin Authority acknowledge that the Menindee Lakes system is a vital asset for the on-going liveability, economic prosperity and

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recreational needs of Broken Hill and the Far West and it will continue to work with the community to ensure its long term viability and security.

5. That any changes to the Menindee Lake system or the implementation of emergency provisions are done at no additional or on-going cost to the Broken Hill community.

That Council calls on the State Government to immediately access the \$300M allocated by the State Government to carry out agreed infrastructure works in improved the efficiency of the Menindee Lakes and to find means of accessing the currently inaccessible water in Lake Cowndilla

That urgent representations be made to the NSW Minister for Water demanding a start date for the commencement of the agreed works (outlet regulator from Menindee and Block Dam between Lake Menindee and Lake Cawndilla) as per the NSW Government MOU (signed July 2010 by the then Prime Minister Julia Gillard and the Premier of NSW Kristina Keneally MP) and the necessity for the construction of a channel to connect Lake Cawndilla to the Darling River.

That the State Government, through the Minister for Water, be asked to support the nomination of the Menindee Lakes as a RAMSAR site.

That the Deputy Mayor and Councillor Browne represent Council at the Select Committee on the Murray Darling Basin Plan public meeting to be held October 26, 2105.

CARRIED

**NOTICES OF MOTION**

Nil.

**RESCISSION MOTIONS**

Nil.

**REPORTS FROM DELEGATES**

Nil.

## REPORTS

**ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 199/15 - DATED SEPTEMBER 09, 2015 -  
ELECTION OF DEPUTY MAYOR** 11/18

### **RESOLUTION**

Minute No. 45068

Councillor P. Black moved ) That Broken Hill City Council Report No. 199/15  
Councillor B. Licul seconded ) dated September 9, 2015, be received.

That Council elect the Deputy Mayor at this meeting.

That the Deputy Mayor be elected for a 12 month term concluding at the 2016 Local Government Election (September 2015 to September 2016).

That voting for the election of Deputy Mayor be open voting and in the event of a draw the decision be determined by a Lot.

CARRIED

*The Mayor appointed the General Manager as Returning Officer for the Election of Deputy Mayor.*

*The Returning Officer advised that two nominations had been received for the position of Deputy Mayor. The nominations are as follows:*

- 1. Councillor Gallagher (nominated by Councillor Richards and Councillor Adams – nomination received September 28, 2015)*
- 2. Councillor Turley (nominated by Councillor Browne and Councillor Licul – nomination received September 29, 2015)*

*The Returning Officer asked if there were any further nominations from Councillors. No further nominations were submitted.*

*The Returning Officer advised that voting would take place in order of the nominations received and called for a show of hands for votes for Councillor Gallagher as Deputy Mayor for the twelve month term from September 2015 to September 2016.*

Voting for Councillor Gallagher as Deputy Mayor  
Votes For – 5  
Votes Against – 5

*The Returning Officer advised that voting would take place in order of the nominations received and called for a show of hands for votes for Councillor Turley as Deputy Mayor for the twelve month term from September 2015 to September 2016.*

Voting for Councillor Turley as Deputy Mayor  
Votes For – 5  
Votes Against – 5

*The Returning Officer advised that the votes was tied on five votes each with the result decided by lot.*

*The Returning Officer declared Councillor Gallagher as Deputy Mayor elect for the twelve month term from September 2015 to September 2016.*

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*The Mayor congratulated Councillor Gallagher on his appointment as Deputy Mayor and advised that he was looking forward to his contribution as Deputy Mayor over the next twelve months.*

**ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 200/15 - DATED SEPTEMBER 15, 2015 -  
CORRESPONDENCE REPORT FOR SEPTEMBER** 11/161

**RESOLUTION**

Minute No. 45069

Councillor P. Black moved ) That Broken Hill City Council Report No. 200/15  
Councillor J. Nolan seconded ) dated September 15, 2015, be received.

That correspondence from the Minister for Trade, Tourism and Major Events and Minister for Sport, the Hon. Stuart Ayres, M.P. in reply to Council's correspondence regarding the Australian Government's decision to cease rail subsidies provided to Great Southern Rail from July 2016, be received.

That additional representation be made to relevant NSW authorities in view of the determination to cease pension / economy class of the Broken Hill to Sydney leg of the Indian Pacific.

CARRIED

**ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 201/15 - DATED SEPTEMBER 02, 2015 -  
PUBLIC DISCLOSURE 2014/2015 ANNUAL REPORT** 12/67

Recommendation

That Broken Hill City Council Report No. 201/15 dated September 2, 2015, be received.

That the Broken Hill City Council Public Interest Disclosure Annual Report be forwarded to the Minister for Local Government and the NSW Ombudsman by 30 November 2015.

**RESOLUTION**

Minute No. 45070

Councillor C. Adams moved ) That the recommendation of item 5 be adopted.  
Councillor D. Gallagher seconded )

CARRIED

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 223/15 - DATED SEPTEMBER 16, 2015 -  
APPOINTMENT OF COUNCILS DELEGATES TO COMMITTEES** 11/9

Recommendation

That Broken Hill City Council Report No. 223/15 dated September 16, 2015, be received.

That Council appoint its Councillor Delegates to Committees for the twelve month period September 2015 to September 2016 as per Councillors' preferences detailed in Attachment 1 to this report.



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**RESOLUTION**

Minute No. 45071

Councillor B. Algate moved ) That the recommendation of item 6 be adopted.  
Councillor B. Licul seconded )

CARRIED

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 202/15 - DATED AUGUST 03, 2015 -  
ADOPTION OF THE DRAFT REVISED LOCAL ORDERS POLICY**

12/14

Recommendation

That Broken Hill City Council Report No. 202/15 dated August 3, 2015, be received.

That Council adopts the Draft Revised Local Orders Policy as a policy of Council.

That adoption of the Draft Revised Local Orders Policy will render the Keeping of Pigeons in Residential Areas Policy and the House Numbers Policy obsolete.

**RESOLUTION**

Minute No. 45072

Councillor M. Browne moved ) That the recommendation of item 7 be adopted.  
Councillor B. Algate seconded )

CARRIED

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 203/15 - DATED AUGUST 03, 2015 -  
ADOPTION OF THE DRAFT BROKEN HILL VOLUNTEER CITY STRATEGY 2015-2017**

11/248

**RESOLUTION**

Minute No. 45073

Councillor M. Browne moved ) That Broken Hill City Council Report No. 203/15  
Councillor D. Gallagher seconded ) dated August 3, 2015, be received.

That Council adopts the Draft Broken Hill Volunteer City Strategy 2015 – 2017 as a strategy of Council.

That training opportunities be reviewed by the staff and a report be presented to council with the resource allocation that will be required to provided that training.

CARRIED

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 224/15 - DATED SEPTEMBER 04, 2015 -  
DRAFT REPORTING OF PUBLIC INTEREST DISCLOSURES POLICY FOR PUBLIC EXHIBITION**

12/14

Recommendation

That Broken Hill City Council Report No. 224/15 dated September 4, 2015, be received.

That Council endorse the Draft Reporting of Public Interest Disclosures Policy for the purposes of public consultation.

That the Draft Reporting of Public Interest Disclosures Policy be exhibited for public comment for a 28

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day period.

That the Council receives a further report at the conclusion of the exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the Draft Reporting of Public Interest Disclosures Policy.

**RESOLUTION**

Minute No. 45074

Councillor J. Richards moved ) That the recommendation of item 9 be adopted.  
Councillor B. Algate seconded )

CARRIED

**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 225/15 - DATED SEPTEMBER 16, 2015 -  
DRAFT 2015/2016 COUNCILLOR SUPPORT POLICY FOR PUBLIC EXHIBITION** 12/144

**RESOLUTION**

Minute No. 45075

Councillor D. Gallagher moved ) That Broken Hill City Council Report No. 225/15  
Councillor D. Turley seconded ) dated September 16, 2015, be received.

That Council adopt the draft 2015/2016  
Councillor Support Policy for the purpose of  
public exhibition.

That the draft 2015/2016 Councillor Support  
Policy be placed on public exhibition for a twenty  
eight day period.

That Council receives a further report at the  
conclusion of this exhibition, detailing  
submissions received and any recommended  
changes arising, with a view to adopting the Draft  
2015/2016 Councillor Support Policy; and the  
policy be forwarded to the Deputy Director  
General of Local Government within twenty eight  
days of adoption

CARRIED

**ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 226/15 - DATED SEPTEMBER 07, 2015 -  
DRAFT WORKFORCE MANAGEMENT PLAN FOR PUBLIC EXHIBITION** 11/89

**RESOLUTION**

Minute No. 45076

Councillor P. Black moved ) That Broken Hill City Council Report No. 226/15  
Councillor J. Nolan seconded ) dated September 7, 2015, be received.

That Council endorse the Draft Workforce  
Management Plan 2015-2020 for consultation  
and public exhibition for a period of 28 days.

That the Draft Workforce Management Plan  
2015-2020 be exhibited for public comment for a  
28 day period.

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That the Council receives a further report at the conclusion of the exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the Draft Workforce Management Plan 2015-2020

That a copy of the Draft Workforce Management Plan be sent to the BIC and USU for comment.

CARRIED

**ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 204/15 - DATED JULY 09, 2015 -  
TOURISM PARTNERSHIP FEES AND CHARGES**

11/514

Recommendation

That Broken Hill City Council Report No. 204/15 dated July 9, 2015, be received.

That Council will cease the collection of Tourism Partnership Fees and Charges to support Inland NSW and Destination Far West NSW in sourcing membership from businesses benefitting from the regional visitor economy.

**RESOLUTION**

Minute No. 45077

Councillor C. Adams moved ) That the recommendation of item 12 be adopted.  
Councillor D. Turley seconded )

CARRIED

**ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 205/15 - DATED SEPTEMBER 16, 2015 -  
LIST OF CONFERENCES ATTENDED BY COUNCILLORS**

11/364

**RESOLUTION**

Minute No. 45078

Councillor D. Turley moved ) That Broken Hill City Council Report No. 205/15  
Councillor J. Richards seconded ) dated September 16, 2015, be received.

That the attachment be amended to reflect one Councillor to attend the Building Regional Australia Summit in Dubbo and two Councillors to attend the Australian Local Women's Association Conference in Wollongong

CARRIED

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**ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 206/15 - DATED SEPTEMBER 08, 2015 -  
COUNCILLOR REPRESENTATION AT THE 2015 TIDY TOWNS AWARDS IN GLOUCESTER NSW  
6-8 NOVEMBER 2015** 15/49

**RESOLUTION**

Minute No. 45079

Councillor P. Black moved ) That Council does not send a representative to  
Councillor C. Adams seconded ) the 2015 Tidy Towns Awards Ceremony to be  
held in Gloucester, November 6-8, 2015.

CARRIED

**ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 207/15 - DATED SEPTEMBER 08, 2015 -  
COUNCILLOR REPRESENTATION AT THE 2015 SUSTAINABLE ECONOMIC GROWTH FOR  
REGIONAL AUSTRALIA (SEGRA) CONFERENCE IN BATHURST, OCTOBER 20-22, 2015** 11/364

**RESOLUTION**

Minute No. 45080

Councillor P. Black moved ) That Council does not send a representative to  
Councillor J. Nolan seconded ) the 2015 Sustainable Economic Growth for  
Regional Australia Conference to be held in  
Bathurst, October 20-22, 2015

CARRIED

**ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 208/15 - DATED AUGUST 18, 2015 -  
COUNCIL'S SUPPORT OF COUNCILLOR DARRIEA TURLEY AS AN EXECUTIVE MEMEBER OF  
THE AUSTRALIAN LOCAL GOVERNMENT WOMENS ASSOCIATION, NSW BRANCH** 11/364

Recommendation

That Broken Hill City Council Report No. 208/15 dated August 18, 2015, be received.

That Council congratulates Councillor Turley on her reappointment as an Executive Member of the  
NSW Branch of the Australian Local Government Women's Association Inc.

That Council provides the necessary support to Councillor Turley to attend Executive meetings of the  
NSW Branch of the Australian Local Government Women's Association Inc. in Sydney.

**RESOLUTION**

Minute No. 45081

Councillor M. Browne moved ) That the recommendation of item 16 be adopted.  
Councillor B. Licul seconded )

CARRIED

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
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**ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 209/15 - DATED SEPTEMBER 09, 2015 -  
COMMUNITY ASSISTANCE REQUESTS FOR AUGUST** 11/117

**RESOLUTION**

Minute No. 45082

Councillor P. Black moved ) That Broken Hill City Council Report No. 209/15  
Councillor C. Adams seconded ) dated September 9, 2015, be received.

That Council declines the request from Meg Butcher for a donation towards travel costs to attend the 2015 National Netball Competition in Gosford.

That Council declines the request from Lissa Fletcher for a donation towards travel costs for her daughter Tayla Fletcher to attend the 2015 Ultimate Soccer Cup in Fiji.

That Council approves the request from the Early Years Discussion Group for waiver of Town Square hire fees of \$36.00 on Tuesday morning, October 27, 2015 during Children's Week for the conduct of their Literacy Morning.

CARRIED

**ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 210/15 - DATED SEPTEMBER 02, 2015 -  
MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO.352, HELD 1 SEPTEMBER 2015** 11/397

Recommendation

That Broken Hill City Council Report No. 210/15 dated September 2, 2015, be received.

That the Minutes for the Local Traffic Committee Meeting No.352, held September 1, 2015 be received.

**RESOLUTION**

Minute No. 45083

Councillor D. Gallagher moved ) That the recommendation of item 18 be adopted.  
Councillor M. Browne seconded )

CARRIED

**ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 227/15 - DATED SEPTEMBER 22, 2015 -  
2014/2015 DRAFT ANNUAL FINANCIAL STATEMENTS** 13/92

**RESOLUTION**

Minute No. 45084

Councillor P. Black moved ) That Broken Hill City Council Report No. 227/15  
Councillor B. Algate seconded ) dated September 22, 2015, be received.

That the 2014/2015 draft primary Financial

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Statements as attached be received.

That Council adopt the attached Statements of Opinion on the 2014/15 General Purpose and Special Purpose Financial Statements and the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer sign the Statements in accordance with Section 413(2)(c) of the Local Government Act (1993).

That the Statement of opinion on the 2014/2015 General Purpose and Special Purpose Financial Statements be referred to the next Audit Committee Meeting.

CARRIED

**ITEM 20 - BROKEN HILL CITY COUNCIL REPORT NO. 211/15 - DATED SEPTEMBER 07, 2015 - INVESTMENT REPORT FOR AUGUST 2015** 11/48

Recommendation

That Broken Hill City Council Report No. 211/15 dated September 7, 2015, be received.

**RESOLUTION**

Minute No. 45085

Councillor B. Algate moved ) That the recommendation of item 20 be adopted.  
Councillor J. Richards seconded )

CARRIED

**ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 212/15 - DATED SEPTEMBER 03, 2015 - TOURISM AND CULTURAL ATTRACTIONS ACTIVITY REPORT FOR AUGUST 2015** 11/514

.

**RESOLUTION**

Minute No. 45086

Councillor P. Black moved ) That Broken Hill City Council Report No. 212/15  
Councillor J. Nolan seconded ) dated September 3, 2015, are received.

That the Civic Orchestra and the BIU Band be invited to conduct a Sunday afternoon performance in Sturt Park.

That a marketing strategy for the Albert Kersten Mining and Minerals Museum be developed.

CARRIED

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**ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 213/15 - DATED SEPTEMBER 10, 2015 -  
INFRASTRUCTURE MONTHLY ACTIVITIES - AUGUST 2015** 11/514

Recommendation

That Broken Hill City Council Report No. 213/15 dated September 10, 2015, be received.

**RESOLUTION**

Minute No. 45087

Councillor J. Richards moved ) That the recommendation of item 22 be adopted.  
Councillor M. Browne seconded )

CARRIED

**ITEM 23 - BROKEN HILL CITY COUNCIL REPORT NO. 214/15 - DATED SEPTEMBER 17, 2015 -  
DEVELOPMENT ACTIVITIES - AUGUST 2015** 11/514

Recommendation

That Broken Hill City Council Report No. 214/15 dated September 17, 2015, be received.

**ITEM 24 - BROKEN HILL CITY COUNCIL REPORT NO. 215/15 - DATED SEPTEMBER 17, 2015 -  
HERITAGE STATUS REPORT - AUGUST 2015** 11/126

Recommendation

That Broken Hill City Council Report No. 215/15 dated September 17, 2015, be received.

**ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 228/15 - DATED SEPTEMBER 18, 2015 -  
ACTION LIST REPORT** 11/25

Recommendation

That Broken Hill City Council Report No. 228/15 dated September 18, 2015, be received.

Minute No. 45088

Councillor P. Black moved ) That the recommendations of items 23 to 25 be  
Councillor J. Richards seconded ) adopted.

CARRIED

**COMMITTEE REPORTS**

**ITEM 26 - BROKEN HILL CITY COUNCIL REPORT NO. 218/15 - DATED SEPTEMBER 14, 2015 -  
NOMINATION FOR APPOINTMENT AS COMMUNITY REPRESENTATIVES ON SECTION 355  
COMMUNITY COMMITTEES** 12/50, 12/51

Recommendation

That Broken Hill City Council Report No. 218/15 dated September 14, 2015, be received.

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That Council appoints Mr. Bruce McIntosh as a user group representative (Silver City Show) on the Memorial Oval Community Committee.

**ITEM 27 - BROKEN HILL CITY COUNCIL REPORT NO. 229/15 - DATED SEPTEMBER 21, 2015 - MINUTES OF THE SISTER CITY ADVISORY COMMITTEE MEETING HELD 7 SEPTEMBER 2015**

11/403

Recommendation

That Broken Hill City Council Report No. 229/15 dated September 21, 2015, be received.

That the minutes of the Sister City Advisory Committee meeting held September 7, 2015 be received.

That the Sister City Advisory Committee be dissolved as a S355 committee of Council to facilitate the establishment of the Sister City Volunteer Group.

**ITEM 28 - BROKEN HILL CITY COUNCIL REPORT NO. 221/15 - DATED SEPTEMBER 15, 2015 - MINUTES OF THE BROKEN HILL COMMUNITY STRATEGIC PLAN ROUND TABLE COMMITTEE MEETING HELD AUGUST 12, 2015**

13/145

Recommendation

That Broken Hill City Council Report No. 221/15 dated September 15, 2015, be received.

That the minutes of the Broken Hill Community Strategic Plan Round Table committee meeting held August 12, 2015 be received.

**ITEM 29 - BROKEN HILL CITY COUNCIL REPORT NO. 216/15 - DATED SEPTEMBER 10, 2015 - MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD AUGUST 4, 2015**

12/52

Recommendation

That Broken Hill City Council Report No. 216/15 dated September 10, 2015, be received.

That Minutes of the Memorial Oval Community Committee Meeting held August 4, 2015 be received.

**ITEM 30 - BROKEN HILL CITY COUNCIL REPORT NO. 217/15 - DATED SEPTEMBER 11, 2015 - MINUTES OF THE ALMA OVAL COMMUNITY COMMITTEE MEETING HELD AUGUST 24, 2015 AND COPY OF AUDITOR'S REPORT FOR YEAR ENDED MARCH 31, 2015**

12/45

Recommendation

That Broken Hill City Council Report No. 217/15 dated September 11, 2015, be received.

That Minutes of the Alma Oval Community Committee Meeting held August 24, 2015 and Audited Financial Statements for the twelve month period ended March 31, 2015 be received.



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**ITEM 31 - BROKEN HILL CITY COUNCIL REPORT NO. 219/15 - DATED SEPTEMBER 15, 2015 -  
MINUTES OF THE PICTON OVAL COMMUNITY COMMITTEE MEETING HELD SEPTEMBER 14,  
2015** 12/54

Recommendation

That Broken Hill City Council Report No. 219/15 dated September 15, 2015, be received.

That the minutes of the Picton Oval Community Committee meeting held September 14, 2015 be received.

**ITEM 32 - BROKEN HILL CITY COUNCIL REPORT NO. 220/15 - DATED SEPTEMBER 15, 2015 -  
MINUTES OF THE FLORA AND FAUNA OF THE BARRIER RANGES COMMUNITY COMMITTEE  
MEETING HELD AUGUST 18, 2015** 12/51

Recommendation

That Broken Hill City Council Report No. 220/15 dated September 15, 2015, be received.

That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held August 18, 2015 be received.

Minute No. 45089

Councillor P. Black moved ) That the recommendations of items 26 to 32 be  
Councillor J. Nolan seconded ) adopted.

CARRIED

## QUESTIONS ON NOTICE

**ITEM 33 - QUESTIONS ON NOTICE NO. 12/15 - DATED AUGUST 27, 2015 - COUNCILLORS  
QUESTIONS ON NOTICE FROM THE AUGUST 2015 COUNCIL MEETING** 11/161

**RESOLUTION**

Minute No. 45090

Councillor P. Black moved ) That Questions On Notice No. 12/15 dated  
Councillor J. Nolan seconded ) August 27, 2015, be received.

CARRIED

## QUESTIONS FOR NEXT MEETING

Living Desert Annual Passes

11/411

Councillor Adams asked if the new fees for Living Desert Passes could be clarified as to whether the fee was per person or per household.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
SEPTEMBER 30, 2015

Website figures

11/514

Councillor Algate referred to pages 206-207 in relation to the Website traffic and noted that booking were down 13.5% for August. Councillor Algate asked if there was a reason for the down turn in figures.

Evaluation of Portfolio Programs

Councillor Turley asked in relation to the status of a report that she requested at the July Council meeting on the evaluation of the portfolio programs.

Water Issue

11/426

Councillor Turley spoke in relation to improving the communication around the water issue. Councillor Turley asked if Council had a water crisis impact strategy around the maintenance of Council Ovals and to ensure that the community are aware of lobbying Council is currently doing on behalf of the community.

Councillor Browne suggested that this should be the next theme for the Community Round Table meeting and that an invitation be sent to Guy Chick to attend

**CONFIDENTIAL MATTERS**

**RESOLUTION**

Minute No. 45091 -

Councillor D. Gallagher moved ) That the confidential matters be considered in  
Councillor C. Adams seconded ) closed session in accordance with Section 10(A)  
of the Local Government Act, 1993

CARRIED

The media and members of the public left the council chambers at 7.20pm.

Councillor Browne declared a Conflict of Interest in Confidential Item 1 and also left the Council Chambers at 7.20pm.

**ITEM 34 - BROKEN HILL CITY COUNCIL REPORT NO. 222/15 - DATED SEPTEMBER 10, 2015 -**  
**(General Manager's Note:** This report is deemed confidential under Section 10A(2) (c) of the Local Government Act, 1993 which provides for information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business). - **CONFIDENTIAL**

Recommendation

That Broken Hill City Council Report No. 222/15 dated September 10, 2015, be received.

That Council award the following firms, CRC Constructions, Australian Home Care Service Pty Ltd, Home Care Services NSW, Uniting Care, My Maid Support, Wesley Thompson, Annecto, Belmore Community Care, Far West HACC Services, Silverlea Employment and Training, to participate in a panel of preferred providers of a range of community services for a term of two years subject to firms supplying original supporting documentation outlined in the tender for sighting by the Manager Community Service before contracts are entered into

**RESOLUTION**

Minute No. 45091

Councillor M. Browne moved ) That the recommendation of item 24 be adopted.  
Councillor D. Gallagher seconded )

CARRIED

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
SEPTEMBER 30, 2015

Councillor Browne returned to the Council Chambers at 7.22pm.

Council staff left the Council Chambers at 7.23pm.

**ITEM 35 - MAYORAL MINUTE NO. 7/15 - DATED SEPTEMBER 11, 2015 - (General Manager's**

**Note:** This report considers staffing matters and is deemed confidential under Section 10A(2) (a) of the Local Government Act, 1993 which contains matters that will involve the discussion of personnel matters concerning a particular individual). - **CONFIDENTIAL**

**RESOLUTION**

Minute No. 45092

Councillor M. Browne moved )

Councillor D. Gallagher seconded )

That Mayoral Minute No. 7/15 dated September 11, 2015, be received.

That Council receive and note the resignation letter from General Manager, Therese Manns;

That pursuant to Section 336(1a) of the Local Government Act, Mrs Sharon Hutch be appointed as Acting General Manager from 1 October 2015 until a new General Manager is appointed to the role;

That from 1 October 2015 and until a new General Manager is appointed, Mr Andrew Bruggy (currently Manager Infrastructure Strategy) be appointed to act as General Manager if the Acting General Manager is sick or otherwise absent from work on leave, such appointment to cease upon the return to work of the Acting General Manager; and that such person acting as General Manager pursuant to this resolution has all the functions, delegations, and sub-delegations given to the General Manager by the Council.

That recruitment process for the new General Manager be commenced immediately.

That a further report be presented to Council for the purposes of appointing a Selection Committee.

CARRIED

Council Staff, Members of the public and media returned to the Council Chamber at 7.28pm

The Mayor requested the General Manager to report on the confidential matters. The General Manager advised that Council had resolved in respect of:

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
SEPTEMBER 30, 2015

**ITEM 34 - BROKEN HILL CITY COUNCIL REPORT NO. 222/15 - DATED SEPTEMBER 10, 2015 - -  
CONFIDENTIAL**

- That Broken Hill City Council Report No. 222/15 dated September 10, 2015, be received.
- That Council award the following firms, CRC Constructions, Australian Home Care Service Pty Ltd, Home Care Services NSW, Uniting Care, My Maid Support, Wesley Thompson, Annecto, Belmore Community Care, Far West HACC Services, Silverlea Employment and Training, to participate in a panel of preferred providers of a range of community services for a term of two years subject to firms supplying original supporting documentation outlined in the tender for sighting by the Manager Community Service before contracts are entered into.

**ITEM 35 - MAYORAL MINUTE NO. 7/15 - DATED SEPTEMBER 11, 2015 - - CONFIDENTIAL**

- That Mayoral Minute No. 7/15 dated September 11, 2015, be received.
- That Council receive and note the resignation letter from General Manager, Therese Manns;
- That pursuant to Section 336(1a) of the Local Government Act, Mrs Sharon Hutch be appointed as Acting General Manager from 1 October 2015 until a new General Manager is appointed to the role;
- That from 1 October 2015 and until a new General Manager is appointed, Mr Andrew Bruggy (currently Manager Infrastructure Strategy) be appointed to act as General Manager if the Acting General Manager is sick or otherwise absent from work on leave, such appointment to cease upon the return to work of the Acting General Manager; and that such person acting as General Manager pursuant to this resolution has all the functions, delegations, and sub-delegations given to the General Manager by the Council.
- That the recruitment process for the new General Manager be commenced immediately.
- That a further report be presented to Council for the purpose of appointing a Selection Committee.

There being no further business the Mayor closed the meeting at 7.30p.m.

THE FOREGOING MINUTES WERE READ )  
AND CONFIRMED AT THE ORDINARY )  
MEETING OF THE BROKEN HILL CITY )  
COUNCIL HELD ON OCTOBER 28, 2015 )

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CHAIRPERSON

## **REPORTS FROM DELEGATES**

1. REPORTS FROM DELEGATES NO. 3/15 - DATED OCTOBER 16, 2015 - COUNCILLOR NOLAN'S ATTENDANCE AT THE ASSOCIATION OF MINING RELATED COUNCILS MEETING HELD AUGUST 13, 2015 (11/195, 11/363)..... 22
  
2. REPORTS FROM DELEGATES NO. 4/15 - DATED OCTOBER 21, 2015 - COUNCILLOR TURLEY'S ATTENDANCE AT THE NSW LOCAL GOVERNMENT CONFERENCE (13/147)..... 40

ORDINARY MEETING OF THE COUNCIL

October 16, 2015

REPORTS FROM DELEGATES NO. 3/15

SUBJECT: COUNCILLOR NOLAN'S ATTENDANCE AT THE ASSOCIATION  
OF MINING RELATED COUNCILS MEETING HELD AUGUST 13,  
2015 11/195, 11/363

**Summary**

Councillor Nolan has submitted a Delegates Report regarding his attendance at the Association of Mining Related Councils Meeting held in Sydney on August 13, 2015. A summary of the business discussed at the meeting is attached to this report.

**Recommendation**

That Reports from Delegates No. 3/15 dated October 16, 2015, be received.

**Attachments**

- |  |          |
|--|----------|
| 1. Association of Mining Related Councils Report - September 2015                    | 3 Pages  |
| 2. Proposal to Association of Mining Related Councils Inc                            | 2 Pages  |
| 3. Minutes of NSW Association of Mining Related Councils Inc meeting held 8 May 2015 | 12 Pages |

J. NOLAN  
COUNCILLOR

## Association of Mining Related Councils Report September 2015

The AMRC represents the interests of City and Shire Councils which are affected by mining in their areas.

The Association currently represents about 24 member Councils who have either Metaliferous (hard rock) mining or Coal/Coal seam gas mining.

The Association meets four times per year, currently twice in Sydney to coincide with NSW State Parliament sittings and twice in the regions, hosted on a rotating basis by member Councils.

### August 13 2015 Meeting held at MLC Centre Sydney, level 47 NSW Dept. Infrastructure and Planning.

The draft minutes will be circulated prior to the 13 November 2015 meeting and endorsed at that meeting. An overview of the meeting and points of interest follows:

The meeting opened at 9:30 am with a one minute silence in respect of the passing of the late Jeff Maybury, Former Association Delegate, Cessnock City Council.

**Presentation by the Honourable Rob Stokes MP**, Minister for Planning on Voluntary Planning Agreements (VPAs) regarding the streamlining of planning processes and reduction in 'red tape' This attracted little in the way comment or questions as it had been well covered by discussions at the Quirndi meeting on 8/5/15.- see attached minutes *9.1 M/S Alison Frame and M/S Meagan Kanaley- Department of Planning and Environment.*

**Presentation by the Honourable John Barilaro MP**, Minister for Regional Development, Minister for Skills, Minister for Small Business. The Minister spoke about the importance of Regional Development and meeting the needs of Industry, particularly in regards to Skills training and arrangements for training via 'Smart and Skilled' which made equivalent tender price funding 'per head' available to both Private Registered Training Organisations (RTOs) as well as TAFE

Cr Owen Hasler, Mayor of Gunnedah Shire Council was highly critical of Smart and Skilled and the reduction in overall funding to TAFE and the consequential downgrading of Regional and Rural TAFE Colleges including Gunnedah, Narrabri and Coonabarabran. Cr Hassler described this impoverished model as 'the death of TAFE as we know it' and spoke of the loss of TAFE teachers and courses.

Cr Leanne Hampton from Bland Shire Council (West Wyalong) said that Smart and Skilled had all but closed the West Wyalong TAFE and that it was a complete disaster. The Minister responded that TAFE had to become 'leaner and more efficient and more responsive'.

Cr Jim Nolan from Broken Hill spoke of the importance of the relationship between Regional Development, Industry and Skills. He said that the Mining Industry was a key part of Regional Development but was cyclical and was currently down in terms of both employment and training. Cr Nolan spoke of the importance of maintaining local TAFE Colleges through the lean times so that they were still there to meet the training needs of Industry in better times. CR Nolan emphasised that we couldn't wait for Market failure for 'Thin Market Funding' to

kick in. The Minister responded that he was in the process of addressing the requirements for Thin Market funding and wanted Country TAFEs to survive.

There was then a Special Meeting to consider adoption of the New Constitution to reflect Annual Meeting voting procedures as per the notice and details sent by e mail 17 July 2015. The new constitution was then duly adopted.

**Proposed Environmental Experts Panel**

It was recommended that the delegates at the ordinary meeting to be held on Thursday 13<sup>th</sup> August 2015 consider inviting and then appointing the following four (4) firms to its Environmental Experts Panel:

- Oz Environmental Pty Ltd.
- RPS Group
- Environmental Property Services (Aust) Pty Ltd.
- Molina Stewart

The four firms have been selected to ensure the Association has the widest possible panel of experts to assist with environmental issues and related matters and there be firms available if a conflict of interest arises or, the Association and member councils wish to consider different proposals and the related charging regimes.

**Proposal: Steve Loane, General Manager, Warrumbungle Shire Council.** That the AMRC call on the NSW Government to acknowledge the costs to Local Government of contributing to the assessment of major projects. It was discussed A survey by the Local Government Association of Queensland in 2010 found that participation by councils in the assessment and determination of major projects cost councils on average \$400,000 per project.

**Fly In - Fly Out Enquiry** A reply has been received from the Deputy Prime Minister and Minister for Infrastructure and Regional Development, The Honourable Warren Truss. The reply indicates the present Commonwealth government is happy to leave the current FIFO practices in place, given their use by mining companies in remote areas of Australia.

The only avenue left is for those councils to directly approach the mining companies operating in their areas to address the issues in the hope that they (the companies) have a sympathetic view to promoting policies that would see more employees and their families living in local communities

**Dust Monitoring Gunnedah Coal Basin.** A reply has been received from the Environmental Protection Authority (EPA) on this matter and distributed to member council delegates (24th June 2015) and also included in the meeting documents. The EPA has also met with the Gunnedah Shire Council and Narrabri Shire Council Mayors in relation to this ongoing issue. The Authority in the short term is seeking the assistance from mining companies based in the Gunnedah Coal Basin to address this matter and make available existing air quality data that the mining industry collects.

**Request to State Government to Review Current Mining Rate Methodology and Classification**

Following representations to the Minister for Local Government, The Honourable Paul Toole MP advises following the Local Government Act Taskforce's report to the government, there is a recommendation that it (the government) commission IPART to conduct a further review of the rating system. The government supports the recommendation. This matter has been before the



Association for at least three years and resolution of member councils' concerns on mining rates seems to be still some way off.

Following the Executive Committee meeting held on Thursday 30<sup>th</sup> July 2015, The Chair, Councillor Peter Shinton will be approaching the Minister on a personal basis in an attempt to explain the complexities of this matter which were not recognised in his reply letter to the Association nor understood by his advisors and the Local Government Office staff.

**2015 Local Government NSW Conference.** The Association has been allocated "Booth 49" which is in an anticipated prominent position within the trade display area when conference breaks occur.

The Association has also been allocated 15 minutes to address the conference at 3.15 pm on Tuesday 13<sup>th</sup> October 2015. The Association's brochure that has been distributed at the last two conferences is currently again being updated along with a DVD and photographs to be displayed in the booth. The panel posters seen at last year's conference will again be utilised at this year's event.

**Next meeting 13 November 2015 hosted by Carbone Shire at Molong Council Chambers.**

**The minutes of the previous meeting attended by Cr Nolan in Quirindi on 8/5/15 are attached**

Note that the first 2015 meeting of AMRC was on 12/2/15, the day of the Civic funeral for the passing of the late Rudi Aligach. Due to attending that funeral as City Councillor and as a family friend Cr Jim Nolan was an apology for the February meeting of the AMRC.

## PROPOSAL TO ASSOC MINING RELATED COUNCILS

### Proposal:

#### That the AMRC:

- a) call on the NSW Government to acknowledge the costs to Local Government of contributing to the assessment of major projects;
- b) call on the NSW Government to require proponents of major projects to contribute funds to Local Government to help offset these costs as projects are often delayed, mothballed or cancelled, leaving Councils with no benefits accruing from its investment of time and resources; and
- c) Amend the EP&A Act to include a Schedule of Fees which stipulates the financial contributions required (say a percentage of capex).

### The Case

#### 1. *Asymmetry in resource capacity*

When it comes to being able to contribute to the assessment of major projects, Councils are usually at a disadvantage regarding capacity and technical knowledge when compared to big business and big government. Yet in today's world, with increasing scrutiny of projects, Councils need to demonstrate all due diligence in their assessment of what are often complex and controversial issues.

Thus expertise often has to be engaged from external sources. Even if resourced in-house, it is a big drain on capacity. The assessment process may run over a couple of years.

#### 2. *The cost of participating in major project assessment*

A survey by the Local Government Association of Queensland in 2010 found that participation by councils in the assessment and determination of major projects cost councils on average \$400,000 per project. (Source: 'Supporting Queensland's Resource Regions. Local Govt Assoc of Qld. p 43).

This is a major impost on Councils, especially small ones.

#### 3. *Precedents for Proponents contributing funds to offset costs*

There are precedents for Proponents providing assistance and two recent examples are cited below:

- Santos contributed to the case management costs of local government in managing submissions and assessments pertaining to the Santos Gladstone Liquefied Natural Gas project. Santos was required to provide financial assistance (ranging from \$75,000 to \$150,000) to Gladstone, Maranoa and Banana Regional Councils to assist in their consideration and response to the EIS; and
- Buru Energy in Western Australia has provided significant financial support to the Traditional Owners (Yawuru and Noonkanbah) for access to independent specialist advice regarding proposed shale gas exploration activities.

#### 4. *Benefits*

Providing this capacity would enable effective case management which would deliver significant benefits for the NSW Government including:

- Local Government being actively engaged in the land use and economic development planning within the State; and
- feedback from Local Government on local community sentiments thus potentially avoiding conflicts which result in costly project delays – both time and resources.

Steve Loane  
General Manager  
Warrumbungle Shire Council  
9 August 2015



**Minutes of  
NSW Association of Mining Related Councils Inc.  
Ordinary Meeting  
Friday 8 May 2015  
Liverpool Plains Shire Council Chambers,  
Station Street,  
Quirindi**

**The meeting commenced at 9 30am**

**Attendance**

|                      |  |
|----------------------|--|
| Cr Peter Shinton     | Warrumbungle Shire Council (Chair)     |
| Cr Chris Connor      | Wollongong City Council (Deputy Chair) |
| Mr Steve Loane       | Warrumbungle Shire Council             |
| Mr Ron Zwicker       | Wollongong City Council                |
| Cr Sharon Wilcox     | Cabonne Shire Council                  |
| M/S Heather Nicholls | Cabonne Shire Council                  |
| Cr Liz McGlynn       | Bland Shire Council                    |
| Cr Catherine Collyer | Narrabri Shire Council                 |
| Mr Glenn Inglis      | Narrabri Shire Council                 |
| Cr Owen Hasler       | Gunnedah Shire Council                 |
| Mr Eric Groth        | Gunnedah Shire Council                 |
| Cr Paul Hawker       | Campbelltown City Council              |
| Mr Anthony Spooner   | Campbelltown City Council              |
| Mr Greg Lamont       | Narromine Shire Council                |
| Cr Tony Ellis        | Narromine Shire Council                |
| Cr John Martin OAM   | Singleton Council                      |
| Cr Hollee Jenkins    | Singleton Council                      |
| Cr Scott Ferguson    | Blayney Shire Council                  |
| M/S Rebecca Ryan     | Blayney Shire Council                  |
| Cr Michael Banasik   | Wollondilly Shire Council              |
| Mr David Henry       | Wollondilly Shire Council              |
| Cr Col Stewart       | Liverpool Plains Shire Council         |
| Mr Ron VanKatwyk     | Liverpool Plains Shire Council         |
| Cr Jim Nolan         | Broken Hill City Council               |

**Staff**

|                   |                        |
|-------------------|------------------------|
| Mr Don Tydd       | Executive Officer      |
| M/S Julie Goodwin | Accounts Administrator |



### **Apologies**

|                         |                                    |
|-------------------------|------------------------------------|
| Cr Lilliane Brady (OAM) | Cobar Shire Council (Deputy Chair) |
| Mr Garry Woodman        | Cobar Shire Council                |
| Cr Col Mitchell         | Wollondilly Shire Council          |
| Cr Hans Allgayer        | Gunnedah Shire Council             |
| Mr Brad Cam             | Mid Western Regional Council       |
| Cr Des Kennedy          | Mid Western Regional Council       |
| Cr Peter Bishop         | Upper Hunter Shire Council         |
| Cr Niel Pokoney         | Bland Shire Council                |
| Cr Leeanne Hampton      | Bland Shire Council                |
| Cr Robyn Faber          | Narrabri Shire Council             |
| Cr Jeff Maybury         | Cessnock City Council              |
| Cr Don McKinnon         | Wentworth Shire Council            |
| Mr Peter Kozlowski      | Wentworth Shire Council            |
| Cr Michael Greenwood    | Parkes Shire Council               |
| Cr Gordon Bradbery      | Wollongong City Council            |

### **1. Mayoral Welcome to Liverpool Plains Shire**

Chair Councillor Peter Shinton asked the Liverpool Plains Shire Council, Mayor, Councillor Andrew Hope, to formally welcome delegates to the Shire.

Cr Hope welcomed delegates and also recorded his thanks to Councillor Col Stewart for representing Liverpool Plains Shire Council as its delegate to the Association.

### **2. Apologies**

13/2015 Resolved that the apologies be received and noted.

(Cr Jenkins/ Cr Wilcox)

### **3. Disclosures of Pecuniary Interests**

Delegates now disclose any pecuniary interests and reasons for declaring such interests in the matters under consideration at the meeting.

Mr Ron Zwicker declared an interest due to holding shares in a CSG company.



**4. Adoption of Minutes, Ordinary Meeting held in the Parkes Room, Level 47  
MLC Centre, Martin Place, Sydney Thursday 12 February 2015.**

14 /2015 Resolved that minutes of the Association's Ordinary Meeting held in Parkes Room, Level 47, MLC Centre, Martin Place Sydney on Thursday 12 February 2015 be received and noted.

(Cr Wilcox/ Cr McGlynn)

**5. Matters Arising from the Minutes**

Nil

**6. Recommendations – Executive Committee Meeting held on Tuesday 21  
April 2015**

15/2015 Resolved that Recommendations (as a whole) be received and noted.

(Cr Hasler/Cr Wilcox)

**6.1 Fly In- Fly Out Enquiry**

16/2015 Resolved :

1. The Association write to the Deputy Prime Minister and Minister for Infrastructure and Regional Development, the Honourable Warren Truss MP, requesting that the current government consider and adopt the recommendations of the Fly In – Fly Out Enquiry ,
2. The Association provide written support to Gunnedah Shire Council for its motion in relation to this matter and which is to be tabled at the 2015 National Assembly of Local Government and,
3. Encourage member councils to support the Gunnedah Shire Council's motion at the National Conference in relation to Fly In- Fly Out employment management practices.

(Cr Wilcox/Cr Hawker)

**6.2 Request to State Government to Review Current Mining Rate Methodology  
and Classification**

17/2015 Resolved the following Ministers be invited to the August 2015 Association meeting to be held in Sydney:



- The Honourable John Barilaro, Minister for Regional Development, Minister for Skills and Minister for Small Business
- The Honourable Anthony Roberts, Minister for Industry, Resources and Energy
- The Honourable Rob Stokes, Minister for Planning
- The Honourable Paul Toole, Minister for Local Government

(Cr Hasler/ Cr Collyer)

### **6.3 . Consideration of the Appointment of an Environmental Expert Panel to Assist the Association in Decision Making**

18/2015 Resolved:

1. The Executive Officer assisted by Mr Greg Lamont and Mr Ron Zwicker prepare a matrix and associated list of individuals and companies that have provided an expression of interest and,
2. The matrix and list (also showing Executive Committee members' current preferences) be further reviewed at the next meeting of the Executive Committee to be held on Thursday 30 July 2015 for final recommendations to the Association's ordinary meeting to be held on the 13<sup>th</sup> August 2015.

(Cr Hasler Cr Wilcox)

### **6.4 Voting System for The Association's Annual Elections.**

19/2015 Resolved:

1. the Executive Committee continue to consider the draft constitutional changes for voting and draft policy for voting systems and,
2. Place a recommendation as to these two items for consideration at a special meeting to be held on the 13<sup>th</sup> August 2015.

(Cr Wilcox/ S Loane)

### **6.5. Local Government NSW 2015 Conference**

20/2015 Resolved the Association be represented at this year's Local Government NSW Annual Conference. Further, a request be made to the conference organisers that an Association representative be given an opportunity to make a short presentation on the organisation's activities.

(Cr S Wilcox/Cr J Martin)



## **6.6 Financial Statements**

21/2015 Resolved financial statements for the period 1<sup>st</sup> July 2014- 31<sup>st</sup> March 2015 be received and noted.

(Cr S Wilcox/G Lamont)

## **7. Notices of Motion – Narrabri Shire Council**

### **7.1 Mine Rating Income**

The NSW Government is committed to a review of the NSW rating system as prescribed in the Local Government Act 1993. The Government will in the coming months commission IPART to conduct the review. The recommendations of IPART will be considered and any recommended changes adopted by the NSW Government will be incorporated into the rewrite of the Local Government Act in early 2016.

This IPART review provides an opportunity to independently examine the matter of excluding mines rating income from the notional general income yield calculation.

### **Recommendation**

That the Association of Mining Related Councils write to the Minister for Local Government requesting that the Terms of Reference for the rating review include provisions to examine the removal of mine rating income from the notional general income yield calculations

### **Further Comment**

Cr Hawker advised that from his discussions within Local Government NSW that the rewrite of the Local Government Act may be delayed beyond October 2015. Cr McGlynn commented on Bland Shire Council's present rating policies. Cr Martin spoke on the importance of having the "rating mix" in correct proportions.





22/2015 Resolved the Association of Mining Related Councils write to the Minister for Local Government requesting that the Terms of Reference for the rating review includes provisions to examine the removal of mine rating income from the notional general income yield calculation.

### **7.2 Air Quality Monitoring System**

The NSW Government has failed to implement the regional air quality monitoring system in the Gunnedah Coal Basin.  
The commitment by the NSW Government to install the system formed part of the PAC approval for the Maules Creek Coal Mine Project resulting from a recommendation of the Strategic Regional Land Use Plan for the New England North West.

#### **Recommendation**

That the Association of Mining Related Councils write to the Minister for the Environment seeking an urgent response as to why the air quality monitoring system has not been implemented in the Gunnedah Coal Basin.

#### **Further Comment**

Cr Hasler spoke to the motion and gave further details in relation to the present situation for the introduction of air quality monitoring equipment in the Gunnedah Coal Basin.

23/2015 Resolved the Association of Mining Related Councils seek a meeting with the Minister for the Environment as to why the air quality monitoring system has not been installed in the Gunnedah Coal Basin.  
(Cr Collyer/ Cr Hawker)

### **8. Executive Officer's Report**

24/2015 Resolved the Executive Officer's Report be received and noted.  
(Cr Connor. Cr Wilcox)



## 9. Guest Speakers

The meeting was adjourned at 10.10am to allow delegates to hear presentations by invited guest speakers.

### 9.1 M/S Alison Frame and M/S Meagan Kanaley- Department of Planning and Environment

Following a welcome by the Chair, M/s Frame opened the session by providing a presentation on planning agreements.

#### Discussion Points

- The Department was continuing to embrace change under new senior management and the recently appointed Minister (the Honourable Rob Stoakes MP) who was very interested in his role and that of the Department in environmental and planning matters. This included a more proactive approach to council issues. The Department hoped to finalise outstanding mining policy issues by 30 June 2015.
- The new Minister has a "community focus" in his beliefs and a single focus on how policy will impact on people particularly the vulnerable in our society.  
NB. M/S Frame answered delegate's questions and comments on a continuing basis during her presentation.
- M/s Frame spoke on the draft document relating to planning agreements. It was noted that to allow changes under the present legislation, the reference had to be to "Planning Agreements" and not as commonly known as "Voluntary Planning Agreements".

**NB a copy of the Department's draft document relating to planning agreements was distributed to delegates and also sent to all delegates electronically during M/S Frame's presentation.**

- She urged member councils to seriously engage with the Department on the draft document.
- M/s Kanaley also spoke on the need for councils to engage with the Department on the draft document and also advised there was a necessity to keep it to 8 -10 pages.



### Delegates Comments and Further Discussions

- Consultations involving councils with new mining developments needed to be early and with the developers not the later operating companies.
- IPART is still considered the most appropriate arbitrator where parties cannot agree on issues surrounding a planning agreement.
- Planning agreements should remain with the land or mine owner and be a condition of consent.
- What is the situation if a mine closes? Can a planning agreement be registered on the land title? Department to investigate this matter.
- A critical factor with planning agreements is when they are to be executed- a definite time frame was essential. When does a project actually "commence". Differences of opinions on this issue between developers and councils.
- If Section 94 contributions were available or, known grants from the Resources for Regions program, planning agreements would not be necessary. There needed to be some clarification on this issue.
- Roads were a critical issue involving mining developments particularly related dust. (NB the Department would like member councils' clarification on this matter).
- There was a problem in proving (despite local knowledge) that mining developments were contributing to problems with local roads including dust.
- The Department view was councils need to investigate at the earliest opportunity if infrastructure improvements are necessary.
- The matter of development application fees being shared with councils- there were legal constraints within the present framework.
- The matter of council's strategic plans in planning agreements to be investigated by the Department following input from delegates/councils.
- It was noted the importance of identifying future issues that may be relevant when mining development comes to a local government area.



Delegates congratulated M/S Frame and M/S Kanaley on the progress made with the matter of planning agreements. In further discussion, M/S Frame indicated the new guidelines would be introduced as soon as possible after 30<sup>th</sup> June 2015. She urged delegates and their councils to provide feedback on the proposed guidelines. Comments could be e mailed to her or she could be contacted by telephone on 9228 6203.

Councillor Shinton thanked M/s Frame and M/S Kanaley for making the time available to attend today's meeting.

**9.2 Councillor Conrad Bolton (Deputy Chair) and Mr Steve Bartlett (Executive Officer) from the Namoi Group of Councils.**

At 11.15am, the Chair welcomed Councillor Bolton and Mr Bartlett to the meeting. Councillor Bolton spoke on the Namoi Group's experience with the new Joint Organisation (JO) initiative under current reform of local government in NSW.

Councillor Connor spoke on the development of a JO in the Illawarra region.

Mr Glenn Inglis, Acting General Manager, Narrabri Shire Council and former member of the Independent Local Government Review Panel was asked by Councillor Bolton to provide background to the development of JOS.

Mr Inglis in his presentation emphasised the need for councils in any JO to interact as part of a larger strategic plan for local government. There was a need for regional leadership and regional advocacy. There was need for legislation to ensure there was wider local government involvement in economic and infrastructure planning.

JOS gave the ability for local councils to raise issues and have them brought to the attention of government departments.

Mr Barlett in his presentation gave background on the development of the original Namoi ROC and its development as a JO. Its core functions were being established within the proposed model. There was a shared service component and the opportunity for the JO to have an economic focus.

Legislative change was needed to formalise the model and this is expected by March 2016.



In his conclusion to his presentation, Councillor Bolton spoke on the need to identify a region for the successful operations of a JO and the need for the organisations strategic plan to incorporate local plans. This process for the Namoi Group was underway including data from other government Authorities/Departments. There was continuing contact with Treasury on the organisation's development.

The Chair thanked Councillor Bolton, Mr Bartlett and Mr Inglis for their presentations.

### **9.3 M/S Allison McGaffin and Mr Geoff Wise - Western NSW Sector Performance Group**

The Chair welcomed M/S McGaffin and Mr Wise to the meeting.

Mr Wise in his presentation outlined his role as the independent Chair and keeping the various meeting participants (including local government, state departments and mining industry) focussed on the issues. The intention was to have improvements in social and economic benefits from the mining industry. The aim of the group was also to assist western councils that lacked resources to address current issues.

M/s McGaffin in her presentation provided a background to her role with the Group.

- She had been appointed the Regional Coordinator for the group which had arose from discussions around a regional action plan to assist with the positive aspects of mining in western NSW.
- Issues included housing, job creation, skills development and infrastructure development. What are the opportunities and how are they captured?
- In western NSW immediate impact areas were identified and where there were pressure on local communities. There was a varied preparedness of local councils to address these issues.
- Five council areas are initially involved: Bogan Shire, Balranald Shire, Blayney Shire, Broken Hill City and Narrabri Shire. Each council had a different set of needs and level of resources to address those needs.



- REM Plan had been utilised to assess impact of services - reports had been completed.
- Some resources had been provided to western councils an example being the provision of a planner from the Department of Planning and Environment.
- The role of the Group was to link councils and share experiences.
- The Group also had a role in planning for mining expansion and use of the Dubbo City Council REM plan in related decisions. Also cooperation at the sub regional level (Gunnedah Shire Council, Narrabri Shire Council and Liverpool Plains Shire Council). Related reports have been completed.
- The Group's reports were provided to Cabinet. The Group's future role would be subject to advice from the recently elected NSW government.
- The Group's activities allowed a study of relationships between the mining industry and western communities. Such issues as rating, and infrastructure planning were under investigation involving two months' work.
- The Group had provided valuable information for government for the planning of services in western NSW.

Delegates made comment of M/s McGaffin's presentation and asked questions as to the operation of the Group. In reply, M/S McGaffin indicated the Group could assist the Department of Environment and Planning on proposed planning agreements. Mr Wise commented that the Group had made progress in getting state government agencies to communicate.

The previous time frame for operation of the Group was two years but had been given an extension of a further six months.

On the question of whether councils had been receiving information on the Group's activities it appeared this was not occurring. It was agreed that the Group and the Association would exchange information of their activities.

The Chair thanked Mr Wise and M/s McGaffin for their presentations.



## 10. General Business

### 10.1 Gunnedah Shire Council- Fly In – Fly Out motion for National Local Government Conference

Councillor Hasler advised copies of Gunnedah Shire Council's motion were available for member councils attending the National Conference.

### 10.2 Western NSW Section Performance and Coordination Group

Geoff Wise asked if any member councils had any comments on the operation of the group.

Councillor Bolton on behalf of the Namoi Group of Councils generally supported the Group's activities although there were some issues arising from its confidential operations.

Steve Barlett on behalf of the Namoi Group of Councils advised his organisation has had positive experiences with the western Group. He believed the interaction would assist the operations of the JO when established including the involvement of state agencies.

Steve Loane commented that any JO needed local plans to be incorporated.

Councillor Collyer asked about the importance of the REM plan. Allison McGaffin advised the plan was of value and state agencies supported its use.

There being no further businesses, the meeting concluded at 12 20pm.

**The Minutes (Pages 1 to 12) were confirmed at a meeting held on Thursday 13 August 2015 and are a true and accurate record of proceedings of the meeting held on Friday 8 May 2015.**

.....

**Cr Peter Shinton  
Chairperson**

ORDINARY MEETING OF THE COUNCIL

October 21, 2015

REPORTS FROM DELEGATES NO. 4/15

SUBJECT: COUNCILLOR TURLEY'S ATTENDANCE AT THE NSW LOCAL  
GOVERNMENT CONFERENCE 13/147

**Summary**

Councillor Turley has submitted a Delegate's Report regarding her attendance at the NSW Local government Conference held in Rosehill on October 11-13, 2015 (see attached).

**Recommendation**

That Reports from Delegates No. 4/15 dated October 21, 2015, be received.

That correspondence is forwarded to the Premier supporting the reinstatement of Minister for Western NSW.

That Council investigate the Green Army for heritage and native vegetation programs.

**Attachments**

1. Councillor Turley's Delegate's Report 1 Page
2. Green Army Fact Sheet 2 Pages

D TURLEY  
COUNCILLOR



**The Local Government NSW Annual Conference 11-13 October Rosehill, Sydney.**

Over 700 delegates attended the LGNSW annual conference at Rosehill, 11-13 October 2015. There were over 100 motions put to conference which included a call for improvements to financial assistance grants to ensure funding is allocated to councils on the basis of relative need; the need for local water utilities to be retained by local government as owners; and the reinstatement of an adequately resourced rural and regional NSW Cabinet portfolio. As you know the Association had already called on the Premier to appoint a Minister for Rural and Regional NSW so that we can ensure rural and regional communities are given the same consideration and have the same voice in Cabinet as Sydneyiders. As a council we must continue to lobby to reinstate this portfolio.

Critical issues for metro councils at conference were council amalgamations, forced or otherwise. The Premier committed to further consultation following the release of the IPART report (received by Government today) and said councils would have 'certainty' as to their future directions by the end of the year. Local Government Minister Paul Toole said he was disappointed that only nine councils had put their hands up for amalgamation as part of their Fit for the Future submissions. LGNSW will continue to vigorously represent members and the expressed wishes of your communities however the President Keith Rhodes thought it's sounding more and more like a done deal and LGNSW must prepare for this eventuality.

While there was general support for other aspects of sector reform, Professor Percy Allan and Dr Joseph Drew from the UNE Centre for Local Government argued that there was no evidence forced, amalgamations would achieve cost savings and that in fact they could cost ratepayers more. There is overall agreement that the funding model for local government needs to be fixed urgently. On the plus side, the Minister announced that the new NSW borrowing facility is now open for business that will help some council's access low cost loans.

I took the opportunity to visit many of the sponsors and talked about new opportunities for Broken Hill. The Green Army is an area that Broken Hill City Council should pursue. The Green Army is a six-month programme for 17-24 year olds to train and work in the environment. Projects include; restoring native vegetation, heritage restoration, protecting animal habitats and regenerating wetlands in urban, rural and remote areas. The Green Army covers cost associated with the team including; participants allowances, supervisors wages, safety clothing and basic equipment, participants training, local transport cost, participants insurance and items such as seeds, chemicals, fencing material and equipment.

**Recommendations**

That Darriea Turley's Local Government NSW Annual conference delegates report dated October 20, 2015, is received.

That correspondence is forwarded to the Premier supporting the reinstatement of Minister for Western NSW.

That council investigate the Green Army for heritage and native vegetation programs.

# FACT SHEET



## WHAT IS THE GREEN ARMY?

The Green Army is a six-month programme for 17-24 year olds to train and work in the environment.

Green Army projects include restoring native vegetation, heritage restoration, protecting animal habitats and regenerating wetlands in urban, rural and remote areas.

## WHO IS INVOLVED?

### PARTICIPANTS

The Green Army is for young Australians aged 17-24 years who want to participate in environmental projects in their local communities. It is open to school leavers, gap year students, graduates and job seekers.

### PROJECT HOSTS

Community organisations, Landcare groups, natural resource management organisations, environment groups, Indigenous organisations, local councils and others can apply to host a Green Army project.

Each year the Australian Government will call for project ideas that have a clear environment or heritage conservation focus through project selection rounds.

Once your idea is successful you will become a Green Army Project Host. The first step is that a Service Provider will be allocated to your project and together you will agree on a project plan that will detail roles and responsibilities. The Service Provider will then deliver the project on the ground.

Further information about these rounds including eligibility and project guidelines is available at: [www.australia.gov.au/greenarmy](http://www.australia.gov.au/greenarmy)

### SERVICE PROVIDERS

The Australian Government has engaged five Service Providers to help deliver the programme. They are responsible for recruiting participants and team supervisors, managing work health and safety, providing training, paying allowances and overseeing project management.

The Service Providers are Campbell Page Limited together with Skillset Limited; CoAct; Conservation Volunteers Australia; Manpower together with Landcare Australia Limited; and Workskil Australia Incorporated.

Project Hosts work closely with their allocated Service Provider to ensure the project is consistent with community environmental plans and needs.

To find out your state or territory's Service Providers, go to [www.australia.gov.au/greenarmy](http://www.australia.gov.au/greenarmy).

**CAMPBELL PAGE**

**Workskil**  
Australia

**Manpower**

**coact**

**Conservation**  
Volunteers



Australian Government



GreenArmyGov



LOCAL PEOPLE, LOCAL PROJECTS

# FACT SHEET

## WHAT'S IN IT FOR YOU?

### PROJECT HOSTS

- ✓ You can nominate projects that benefit the environment as well as your local community. This may supplement volunteer work already underway.
- ✓ A team of up to nine participants and a qualified team supervisor will support your project for up to 30 hours each week.
- ✓ The team can carry out activities such as revegetation, habitat protection, weed control, cleaning up creeks and rivers, and conserving national or Indigenous heritage places.
- ✓ The Green Army Programme covers costs associated with the team including:
  - ✓ participant allowances
  - ✓ supervisor wages
  - ✓ safety clothing and basic equipment
  - ✓ participant training
  - ✓ local transport costs
  - ✓ participant insurances
  - ✓ items such as seeds, chemicals, fencing materials and equipment (with an average value of \$10,000 per project).

### PARTICIPANTS

#### You are paid

- ✓ You will be paid an allowance during your placement in the Green Army, ranging from \$10.24 to \$16.61 an hour.

#### You will gain training, skills and contacts

- ✓ You will be trained in first aid and work health and safety before starting a project.
- ✓ You have the opportunity to do accredited training modules to help you prepare for the workforce or improve your career opportunities.
- ✓ You can meet people who are as interested in helping the environment as you are.

#### You will help deliver real benefits for the environment

- ✓ You'll help a nationwide effort to clean up and protect Australia's environment and lend a hand your local community.
- ✓ Activities include restoring native vegetation, rejuvenating wetlands and rivers, protecting animal habitats and conserving Indigenous heritage places.

#### You will be supported in a safe environment

- ✓ You will be given appropriate clothing and safety gear, including boots, trousers, hat, gloves and shirts. Wet weather gear and jumpers or jackets for cold climates will be provided.

## WANT TO KNOW MORE?

-  [www.australia.gov.au/greenarmy](http://www.australia.gov.au/greenarmy)
-  1800 780 730
-  [greenarmy@environment.gov.au](mailto:greenarmy@environment.gov.au)



GreenArmyGov



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ORDINARY MEETING OF THE COUNCIL

October 12, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 230/15

SUBJECT: CORRESPONDENCE REPORT - COMMUNITY ASSISTANCE  
GRANT TO BROKEN HILL TRADES HALL TRUST 11/117

**Recommendation**

That Broken Hill City Council Report No. 230/15 dated October 12, 2015, be received.

That correspondence from Broken Hill Trades Hall Trust regarding Council's resolution to provide a \$20,000 Community Assistance Grant for the Trades Hall roof repairs (subject to conditions), be received.

That Council considers whether to provide a \$20,000 Community Assistance donation to the Broken Hill Trades Hall Trust without conditions.

**Executive Summary:**

The reports considers correspondence received since the September Council Meeting which requires consideration at a Council Meeting.

**Report:**

Council, at its Ordinary Council Meeting held June 24, 2015 considered Mayoral Minute No. 3/15 dated June 16, 2015 – Trades Hall Building Contribution; and resolved:

ITEM 1 - MAYORAL MINUTE NO. 3/15 - DATED JUNE 16, 2015 - TRADES HALL BUILDING CONTRIBUTION 11/126

**RESOLUTION**

Minute No. 44968

Councillor W. Cuy moved

)  
)

That Mayoral Minute No. 3/15 dated June 16, 2015, be received.

That Council offer a grant of \$20,000 towards roofing works at the Trades Hall building conditional upon the following:

1. That a property management plan including financial planning be developed and implemented; and
2. That the grant be matched dollar for dollar by the affiliated unions; and
3. That the grant be taken from budgets

available for Councils Community Assistance Program.

4. That Council's Heritage Adviser assists the Trades Hall Trust to compile future heritage grant submissions.

CARRIED

A reply to Council's correspondence has now been received from the Broken Hill Trades Hall Trust advising that they are unable to match the dollar for dollar grant and requesting Council to consider donating the \$20,000 without conditions; and that they will continue to seek matching funding.

### **Attachments**

1. Correspondence from the Broken Hill Trades Hall Trust 1 Page

SHARON HUTCH  
ACTING GENERAL MANAGER

# BROKEN HILL TRADES HALL TRUST

Trades Hall  
Sulphide Street  
Broken Hill NSW 2880



Phone: (08) 8087 5258  
ABN: 57 118 902 427  
Email: bhtht@bhteu.net.au

1 September 2015

Sharon Hutch  
Deputy General Manager  
Broken Hill City Council  
PO Box 448  
Broken Hill NSW 2880

**RE: Community Assistance Grant Towards Trades Hall Roof Repairs**

Dear Sharon

The Broken Hill Trades Hall Trust wish to sincerely thank you for your generous offer of the Community Assistance Grant of \$20,000.00 for the Trades Hall roof repairs.

Due to the conditions set out in your letter, we are currently unable to match the grant offer, as we cannot match it dollar for dollar. We ask the Broken Hill City Council to consider donating the \$20,000.00, without conditions. The Trades Hall Trust shall continue to source matching funds/grants through NSW Heritage or the Department of Environment & Heritage.

The Trades Hall is an iconic building in Broken Hill, not only through historical events of worker's rights, but also as a tourist destination. We hope the Trades Hall Trust & the City Council can work together to achieve the best possible outcome for the Trades Hall.

For any further information please contact our office on 8087 5258.

Yours faithfully

Rosslyn Ferry  
President



ORDINARY MEETING OF THE COUNCIL

October 20, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 231/15

SUBJECT: CORRESPONDENCE REPORT - GREAT SOUTHERN RAIL  
SUBSIDIES 11/291

**Recommendation**

That Broken Hill City Council Report No. 231/15 dated October 20, 2015, be received.

That correspondence from the Member for Barwon dated September 17, 2015 and Great Southern Rail dated October 3, 2015 in reply to Council's correspondence regarding the Government's proposed cuts in rail subsidies, be received.

**Executive Summary:**

The report considers correspondence received since the September Council Meeting which requires consideration at a Council Meeting.

**Report:**

Council, at its Ordinary Council Meeting held August, 2015 considered a Matter of Urgency raised by Councillor Licul regarding the Government's proposed cuts in rail subsidies; and resolved:

MATTER OF URGENCY - GREAT SOUTHERN RAIL 11/291

**RESOLUTION**

Minute No. 45057

|                              |   |   |
|------------------------------|---|---|
| Councillor B. Licul moved    | ) | That Council makes representations to the Local, Federal and State Members, the NSW Transport Minister and NSW Tourism Minister requesting that the loss of subsidies planned for Great Southern Rail be addressed. |
| Councillor J. Nolan seconded | ) |   |

CARRIED

Council sent correspondence to the Member for Barwon, The Federal Member for Farrer, The NSW Minister for Transport and Infrastructure and the NSW Minister for Trade regarding the changes to NSW Pension concessions.

Council previously received a reply from the Minister for Trade, Tourism and Major Events, The Hon. Stuart Ayres, M.P. which was presented to the September 2015 Council Meeting.

Replies from the Member for Barwon and Great Southern Rail have now be received and are attached for Council's information.

**Attachments**

1. Correspondence from the Minister for Barwon dated September 17, 2015 1 Page
2. Correspondence from Great Southern Rail dated October 1, 2015 1 Page

SHARON HUTCH  
ACTING GENERAL MANAGER

**Kevin Humphries** MP  
MEMBER FOR BARWON

17 September 2015

Councillor Dave Gallagher  
Deputy Mayor  
Broken Hill City Council  
PO Box 448  
BROKEN HILL NSW 2880

Dear Councillor Gallagher,

Thank you for your correspondence dated 28 August 2015 regarding Support for the Federal Government Rail subsidy.

I have discussed the subsidy with the State Minister for Transport and the State Minister for Health and with the Federal Member for Farrer Sussan Ley.

I have now forwarded your correspondence on to the Minister for Transport, the Hon Warren Truss and will contact you again once I have received his reply.

Yours sincerely



KEVIN HUMPHRIES, MP  
Member for Barwon

Moree Office  
161 Balgo Street (PO Box 958),  
Moree NSW 2400  
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Cobar NSW 2835  
ph 02 6836 3722 fax 02 6836 3811

Broken Hill Office  
1/142 Argent St,  
Broken Hill NSW 2880  
ph 08 8087 3315 fax 08 8087 1796



THE NATIONALS for Regional NSW

# GREAT SOUTHERN RAIL

1 October 2015

Cr. D. Gallagher  
Broken Hill City Council  
240 Blende Street  
PO BOX 448  
BROKEN HILL NSW 2880

Dear Cr. Gallagher,

## Change to NSW Pension Voucher Validity – Great Southern Rail

Thank you for your correspondence dated 23 September.

I understand the importance of the Indian Pacific service more generally, the current more affordable fares provided and the negative impact these changes may have on travel to and from Broken Hill.

As you may be aware, the significant discounts provided on these services to eligible concession card holders are supported through direct funding from both the NSW Government (for the Sydney - Broken Hill sector) and the Commonwealth Government (for the Adelaide - Broken Hill sector). That is, GSR passes on the full subsidy it receives from Government through to each eligible concession passenger. In addition to these discounts, this funding also supports the viability of the 'Red' sit up service.

Regrettably, both the NSW and Commonwealth Governments have formally advised us that they will no longer provide such funding. As a direct result of these funding cuts, GSR is no longer able to continue to offer such discounts or to operate the sit up service across the Ghan and Indian Pacific services.

I understand that there have been reports that this decision has been based on GSR's operational and business objectives, however, I can assure you that this decision is a direct result of the withdrawal of this funding. I have met with a significant number of Ministers and Advisors over the last couple of months and have continued to indicate that if the existing funding agreements were reinstated, GSR would continue to offer such discounts and would continue to operate its sit up service.

I am planning to visit Broken Hill sometime in November and would welcome the opportunity to meet directly with you to discuss this matter further.

Yours sincerely



Chris Tallent  
Chief Executive Officer



Great Southern Rail, Adelaide, Adelaide Terminal, Adelaide SA 5001  
Tel: 611 8 8213 4444. National Reservations: 13 21 41. Agents: 18 Lines, 1800 896 460. Group Bookings: 8213 4026.  
PO Box 445, Market Street, Broken Hill, New South Wales SA 2880  
Website: [greatsouthernrail.com.au](http://greatsouthernrail.com.au)  
ACN: 059 475 949. ABN: 69 073 476 949

ORDINARY MEETING OF THE COUNCIL

August 31, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 232/15

SUBJECT:                    ADOPTION OF DRAFT REVISED WASTE SERVICES POLICY  
11/200

**Recommendation**

That Broken Hill City Council Report No. 232/15 dated August 31, 2015, be received.

That Council adopts the Draft Revised Waste Services Policy as a policy of Council.

That adoption of the Draft Revised Waste Services Policy renders the Dumper Hire Policy obsolete.

**Executive Summary:**

Council considered the Draft Revised Waste Services Policy at its Ordinary Council Meeting held August 26, 2015 and resolved (Minute No. 45044) to place the draft policy on public exhibition for a period of twenty eight days as per Section 160 of the Local Government Act 1993.

The draft policy was placed on public exhibition for twenty eight days concluding on Tuesday, September 29, 2015.

During the public exhibition period Council received nil written submissions regarding the Draft Revised Waste Services Policy.

Pursuant to the provisions of Section 161 of the Act, Council must consider all submissions received during the public exhibition. A summary of the submission is as follows:

**Report:**

A recent review of procedures in Council has revealed the Waste Management Policy and Dumper Hire Policy are outdated.

A review of these policies had led to the development of one single Draft Waste Services Policy that covers both outdated policies into the one document.

The purpose of this policy is to define the conditions and to provide for the setting of fees for the collection and disposal of domestic waste and commercial wastes which originate in the Broken Hill local government area.

The policy shall be reviewed at the start of each term following the Local Government Elections, or as required to ensure that it meets legislation requirements and the needs of Council and the Community.

Broken Hill City Council provides essential waste services to the Broken Hill community, including commercial waste services. As such, it is recommended that Council adopt a Policy to provide a framework for staff and the community about how best to provide an

effective and efficient waste service for the collection of domestic and commercial waste generated in the Broken Hill local government area.

In accordance with Section 160 of the Local Government Act 1993 the Draft Waste Services Policy will be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

Once adopted, the policy will take immediate effect and render the "Waste Services Policy 2005" and "Dumper Hire Policy" obsolete.

**Strategic Direction:**

Key Direction:     **3 Our Environment**  
Objective:         **3.1 Our Environmental Footprint is minimised**  
Function:          Our Environment  
DP Action:        **3.1.1.1 Implement recommendations of the Waste Management Strategy in relation to waste management pricing and in accordance with state guidelines and best practice**

**Relevant Legislation:**

Under *the Local Government Act 1993*, and *Waste Avoidance and Resource Recovery Act 2001* Broken Hill City Council is required to services and facilities to the community for the removal, disposal and treatment of wastes generated in the local government area.

Section 160 of the *Local Government Act 1993* requires plans and policies to be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

**Financial Implications:**

The Waste Services Policy defines the conditions for the setting of fees for the collection and disposal of domestic and commercial waste for the Broken Hill Local Government area, providing an income to Council.

**Attachments**

1. Draft Waste Services Policy 6 Pages

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER



# DRAFT WASTE SERVICES POLICY

## QUALITY CONTROL

| COUNCIL POLICY       |                                 |              |   |
|----------------------|---------------------------------|--------------|---|
| TRIM REFERENCES      | 12/114 – D12/11959              |              |   |
| RESPONSIBLE POSITION | Manager Infrastructure Strategy |              |   |
| APPROVED BY          |                                 |              |   |
| REVIEW DATE          | July 2017                       | REVISION NO. | 2 |
| EFFECTIVE DATE       | ACTION                          | MINUTE NO.   |   |
| June 29, 2005        | Adopted                         | 41267        |   |

### 1. INTRODUCTION

The purpose of this policy is to define conditions and to provide for the setting of fees for the collection and disposal of waste and commercial wastes which originate in the Broken Hill local government area

### 2. POLICY OBJECTIVE

The purpose of this policy is to:

- a) Provide a regular and efficient household waste collection and disposal service to meet the needs of the Broken Hill Community in a cost-effective manner.
- b) Provide a range of commercial waste service options to meet the needs of the business community of Broken Hill

### 3. POLICY SCOPE

This policy defines conditions and provides for the setting of fees for the collection and disposal of waste services which originate in the Broken Hill local government area

### 4. POLICY STATEMENT

#### 4.1. Domestic Waste Services

- a) A domestic waste service consists of one mobile garbage bin (MGB). Single dwellings can also elect to have a fortnightly organics (green waste)
- b) A domestic waste service charge shall be paid for each separate residential unit
- c) A domestic waste service charge shall be an annual charge and shall be paid if the residential unit is occupied for any period during the rating year

- d) There shall be no reduction in charges for non use periods except:
- i. where the unit is unoccupied for the whole of the rating year
  - ii. where the residential unit is completed and occupied during the year for the first time, in which case a pro rata charge shall be applied
  - iii. where the residential unit is permanently unoccupied, a pro-rata charge shall be applied.

#### **4.2. Disabled Waste Services**

- a) This service is available where all adult persons normally resident, have a physical disability, which precludes them from placing the mobile garbage bin kerbside. This service is in lieu of a Domestic Waste Service
- b) Application shall be made annually to continue this service.

#### **4.3. Organics Collection Bins**

- a) Organics Waste Bins (green waste) are available to single dwellings for the recycling of household garden waste
- b) This service is collected fortnightly from the kerbside
- c) This service attracts no charge; however a bin supply fee applies as prescribed in the fees and charges.

#### **4.4. Additional Services for Households**

Additional Domestic Waste services are available to households that require more than one service. Each additional service will attract the annual charge as prescribed in the 'fees and charges'

#### **4.5. Collection and Storage of MGBs**

- a) Council will provide a regular service to collect domestic waste contained in the MGB supplied by Council
- b) The MGBs are assigned to the property and are not to be removed from the property upon sale of a property or change in tenancy
- c) MGBs should be placed out for collection no later than 6am on collection day. MGB's should be presented away from parked cars, trees, and poles to increase collection efficiency
- d) MGBs should be removed from the kerb, or collection location as soon as possible after collection and stored within the property boundary in a secure place, to avoid vandalism, and theft.

#### **4.6. Commercial Waste Service**

- a) A commercial waste service charge shall be paid for each separate commercial unit;
- b) A commercial waste service charge shall be an annual charge and shall be paid if the commercial unit is occupied for any period during the rating year;



Permissible reduction in Commercial Waste Charges

- c) There shall be no reduction in the commercial waste service charge for non use periods except:
  - i. where the unit is unoccupied for the whole of the rating year; or
  - ii. where a new commercial or industrial unit is completed and occupied for the first time, in which case a pro rata charge shall be applied; or
  - iii. where a business is receiving an adequate Council dumper bin service either separately or collectively with other units in the same complex for the whole of the year.
  - iv. Where a new or additional commercial service is applied for , in which case a pro rata charge shall be applied
- d) Where a complex generates only a small amount of waste, such as an office building with multiple tenancies, Council may exempt the payment of a commercial waste service charge by each separate tenancy and may assess the number of commercial services required for the whole complex
- e) Where a residential premises incorporates a registered business on the same allotment, a domestic waste service will be charged provided the categorisation for rating purposes is residential, and the residential usage is the dominant use, otherwise a commercial waste charge is applicable

Assessment of Commercial Waste Services

- f) Where a business which generates large quantities of waste does not have an adequate trade waste bin service, the number of commercial waste services required by that business shall be assessed by Council in accordance with the amount of waste generated by the business.

**4.7. Trade Waste Bin Services**

- a) A trade waste bin service shall be provided by Council on request, subject to the completion of a Trade Waste Agreement. Commercial and industrial premises will be encouraged to use this service where the normal commercial waste service appears to be inappropriate;
- b) Industrial bins used for this service may be privately owned or leased from Council
- c) Under special circumstances Mobile Garbage Bins can be hired under a Trade Waste Agreement following assessment by Council. Mobile Garbage Bins are charged at a collection fee per bin.

**4.8. Additional Waste Services – Temporary Hire**

- a) Council provides temporary hire bins for occasions where additional waste is generated in households and/or events.
- b) Trade waste bins are available for hire at weekly or monthly rates as prescribed in the "Fees and Charges"

- c) Hire for Special events includes a range of trade waste and mobile garbage bins, Council will assess the requirements of the event. Rates for these events are prescribed in the "Fees and Charges"
- d) Hirers are responsible for all waste bins whilst leased under the short term arrangements
- e) Cleaning Fees apply to waste bins following short term hire as prescribed in the "Fees and Charges".

#### 4.9. General Requirements

- a) The discontinuation of any waste service charge for unoccupied premises shall only occur from the date of receipt of notification
- b) Mobile waste bins for domestic and commercial waste services shall be provided by Council and shall remain the property of Council
- c) Replacement mobile waste bins will be charged at a fee determined by Council each year. Fees will not be applicable to replacement bins that have deteriorated by normal wear and tear
- d) The annual waste charges for residential, commercial and trade waste services shall be set by Council each year in its fees and charges
- e) Any application for a reduction in waste charges in accordance with this policy shall be made in writing to the General Manager and be accompanied by the necessary support documentation.

### 5. IMPLEMENTATION

#### 5.1. Roles and Responsibilities

The following Council officers are responsible for the implementation and the adherence to this policy:

Manager Infrastructure Strategy

Waste Coordinator – implementing actions under this policy

Environment, Waste and Recycling Specialist – implementing actions under this policy

Customer Service Staff – providing information to the community regarding waste services addressed in this policy

Rates – implementation of annual fees for domestic and commercial services

Finance – invoicing trade waste fees and charges

#### 5.2. Communication

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

#### 5.3. Associated Documents

The following documentation is to be read in conjunction with this policy.

- Schedule of Fees and Charges
- Trade Waste Agreements

## 6. REVIEW

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date. The responsible Council officer will be notified of the review requirements three (3) months prior to the expiry of this policy.

The Manager Infrastructure Strategy is responsible for the review of this policy.

## 7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

Local Government Act 1993 (NSW)

Waste Avoidance and Resource Recovery Act 2001

Broken Hill Integrated Waste and Recycling Strategy 2010

Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Waste Services Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

## 8. DEFINITIONS

**"Commercial or Industrial Unit"** shall mean a single unit which may be on a separate parcel of land or may be part of a multi unit complex and includes a shop, factory, motel, hotel, caravan park, garage, service station, workshop, warehouse or other commercial or industrial premises which is being used as one individual business.

**"Commercial Waste Service"** shall mean a weekly waste collection service for a commercial or industrial unit and one service comprises up to three mobile garbage bins or one 600 litre bin.

**"Domestic Waste Service"** shall mean a weekly waste collection service for a residential unit and comprises one mobile waste bin. Single dwellings can also elect to have a fortnightly organics (green waste) collection subject to availability.

**"Disabled Collection Service"** shall mean a weekly collection service for a residential unit, where Council collects the bin from the premises instead of the kerbside and comprises of one yellow lidded mobile garbage bin.

**"Organics Collection Service"** shall mean a fortnightly collection service for a residential unit, and comprises of one organics bin. This service is a free service and is subject to availability of bins.

**"Trade Waste Bin Service"** shall mean a waste collection service with a capacity in excess of 1.5 cubic metres and comprises at least one dumper bin.

**“Residential Unit”** shall mean a single dwelling, a flat unit in a residential flat building, a unit in a duplex residential building, a residential unit incorporated in a factory, shop or other commercial or industrial building but does not include a caravan in a caravan park.

## ORDINARY MEETING OF THE COUNCIL

September 1, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 233/15

SUBJECT: ADOPTION OF DRAFT REVISED SWIMMING POOL BARRIER  
INSPECTION POLICY 12/14

**Recommendation**

That Broken Hill City Council Report No. 233/15 dated September 1, 2015, be received.

That Council adopts the draft revised Swimming Pool Barrier Inspection Policy as a policy of Council.

**Executive Summary:**

Council considered the draft revised Swimming Pool Barrier Inspection Policy at its Ordinary Council Meeting held August 26, 2015 and resolved (Minute No. 45045) to place the draft policy on public exhibition for a period of twenty eight days as per Section 160 of the Local Government Act 1993.

The draft policy was placed on public exhibition for twenty eight days concluding on Tuesday, September 29, 2015.

Pursuant to the provisions of Section 161 of the Act, Council must consider all submissions received during the public exhibition. Council received nil written submissions regarding the Draft Revised Swimming Pool Barrier Inspection Policy, hence no amendments are proposed.

**Report:**

Council approved a Swimming Pool Barrier Inspection Policy at the December 2013 Council meeting for implementation in January 2014. The policy applies to all above and below ground swimming pools that are situated on premises on which a residential building, a moveable dwelling or tourist and visitor accommodation is located.

Council's current Swimming Pool Barrier Inspection Policy states that Council will inspect all private pools at a frequency of once every 3 years and not less frequent than once every 5 years. This inspection frequency is in addition to the mandatory inspections required by law.

Pursuant to the provisions of Section 22B of the Swimming Pools Act Council is obligated to:

- (1) *A local authority must, within 6 months after the commencement of this section, develop and adopt a program for the inspection of swimming pools in its area to ensure compliance with the requirements of this Part.*
- (2) *Within 12 months after the commencement of this section, the program must make provision for the inspection, at least once every 3 years, of any swimming pool situated on premises on which there is tourist and visitor accommodation or more than 2 dwellings.*

- (3) *The program is not to require the inspection of a swimming pool in respect of which there is a valid certificate of compliance or a relevant occupation certificate.*
- (4) *A local authority must inspect swimming pools in its area in accordance with its program.*
- (5) *The regulations may make provision for or with respect to the development and adoption of programs for the inspection of swimming pools including:*
  - (a) *the form and content of programs, and*
  - (b) *the manner in which the public is to be consulted during the development of any such program, and*
  - (c) *the carrying out of inspections under the program.*

In addition to the Swimming Pools Act, the Conveyancing (Sale of Land) Regulation 2010 and the Residential Tenancies Regulation 2010 requires that all residential properties for sale and/or rent must have a current compliance certificate or occupation certificate for a swimming pool situated upon the property, when the property is sold or before entering into a tenancy agreement. This requirement has been deferred on two occasions is now required from 29 April 2016.

#### Reasons for proposing changes to the current policy:

- a. Deleting operational matters from the policy;
- b. Streamline policy to comply with legal obligations and to delete other commitments that is in addition to the mandatory requirements;
- c. Consideration of recommendations from the NSW State Coroner's Court;
- d. Review policy for compliance with current legislation.

#### Inspection workload

Currently there are 652 registered swimming pools within the Broken Hill LGA. Pursuant to Section 22 B (4) of the Act, Council must inspect swimming pools in its area in accordance with its program; hence all pools must be inspected within 3-5 years. At present Council do not have the resources to commit to such an inspection regime.

Carrying out 652 pool inspections, with associated re-inspections, report writing and enforcement actions are extremely time-consuming and outside the resource level of Broken Hill City Council.

Hence, it is proposed to amend the current policy to inspect pools strictly in accordance with legislative requirements and to implement a proactive approach towards responsible pool ownership in the LGA by inspecting any other pools on a random basis as resources permit with a view to ensuring all pools have been inspected over time. There is currently no legal obligation on Council to inspect every pool at a 3-5 year interval.

#### The proposed inspection program commitments are as follows:

Broken Hill City Council shall:

- a. Inspect pools associated with tourist and visitor accommodation and multi-occupancy developments at three year intervals.
- b. Inspect all other pools within the Broken Hill City Local Government Area, as resources permit, via random selection.
- c. At the request of a pool owner, inspect pools prior to sale or lease within a reasonable time as required by law.
- d. Report to the Department of Local Government (DLG) in accordance with

departmental guidelines on the number of pool inspections undertaken and the level of compliance with the requirements.

- e. Promote swimming pool safety in the community.
- f. Check the swimming pool register at [www.swimmingpoolregister.nsw.gov.au](http://www.swimmingpoolregister.nsw.gov.au) to make sure all relevant pool owners in the Broken Hill LGA have registered their swimming pool, and take action with regards to all non-registered pools. This may include the issuing of penalty notices.
- g. Inspect any swimming pool that is the subject of a complaint to the Council.
- h. Charge a fee for each inspection undertaken in accordance with Council's adopted Fees and Charges.

**Strategic Direction:**

|                |   |
|----------------|---|
| Key Direction: | 4. Our leadership   |
| Objective:     | 4.1 openness and transparency in decision making  |
| Function:      | Leadership and governance   |
| DP Action:     | 4.1.1.13 Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation |

**Relevant Legislation:**

Swimming Pools Act 1992  
Swimming Pools regulation and associated Australian Standards

**Financial Implications:**

Currently Council charges \$150 for the first inspection, \$100 for the 2<sup>nd</sup> and any other subsequent inspection/s are free of charge.

**Attachments**

- 1. Draft Swimming Pool Barrier Inspection Policy 3 Pages

FRANCOIS VANDERBERG  
MANAGER PLANNING, DEVELOPMENT & COMPLIANCE

SHARON HUTCH  
ACTING GENERAL MANAGER



# DRAFT SWIMMING POOL BARRIER INSPECTION POLICY

| COUNCIL POLICY       |  |              |   |
|----------------------|--|--------------|---|
| TRIM REFERENCES      | 12/14 – D13/18521                          |              |   |
| RESPONSIBLE POSITION | Manager Planning, Development & Compliance |              |   |
| APPROVED BY          | Manager Planning, Development & Compliance |              |   |
| REVIEW DATE          | 3/05/2015                                  | REVISION NO. | 8 |
| EFFECTIVE DATE       | ACTION                                     | MINUTE NO.   |   |
| 18/12/2013           | Adopted                                    | 44524        |   |

## 1. INTRODUCTION

Drowning is a leading cause of accidental death in very young children who lack the cognitive and water skills to deal with the danger. With over 300,000 backyard swimming pools in NSW, swimming pool safety is a vital issue that affects the whole community. In effort to enhance the safety of children under the age of five years around 'backyard' swimming pools in NSW, the laws relating to swimming pools and spas have recently changed with the commencement of the *Swimming Pools (Amendment) Act 2012*. The *Swimming Pools Amendment Act 2012* commenced on 29 October 2012 and makes a number of amendments to the *Swimming Pools Act 1992*.

## 2. POLICY OBJECTIVE

The purposes of this policy:

- To ensure all relevant swimming pool barriers in the Broken Hill Local Government Area comply with the legislative requirements.
- To ensure that Council meets all of its required legislative requirements in accordance with the *Swimming Pools Act 1992*.

## 3. POLICY SCOPE

This policy applies to all above and below ground swimming pools (both outdoor and indoor) that are situated on premises on which a residential building, a moveable dwelling or tourist and visitor accommodation is located. The policy does not apply to swimming pools that are situated on any premises occupied by the Crown or by a public authority.

## 4. POLICY STATEMENT

Broken Hill City Council shall:

- Inspect pools associated with tourist and visitor accommodation and multi-occupancy



developments at three year intervals.

- b. Inspect all other pools within the Broken Hill City Local Government Area, as resources permit, via random selection.
- c. At the request of a pool owner, inspect pools prior to sale or lease within a reasonable time as required by law.
- d. Report to the Department of Local Government (DLG) in accordance with departmental guidelines on the number of pool inspections undertaken and the level of compliance with the requirements.
- e. Promote swimming pool safety in the community.
- f. Check the swimming pool register at [www.swimmingpoolregister.nsw.gov.au](http://www.swimmingpoolregister.nsw.gov.au) to make sure all relevant pool owners in the Broken Hill LGA have registered their swimming pool, and take action with regards to all non-registered pools. This may include the issuing of penalty notices.
- g. Inspect any swimming pool that is the subject of a complaint to the Council.
- h. Charge a fee for each inspection undertaken in accordance with Council's adopted Fees and Charges.

## **5. IMPLEMENTATION**

### **5.1. Roles and Responsibilities**

The following Council officers are responsible for the implementation and the adherence to this policy:

- a) Authorised officers under the Swimming Pools Act;

Authority for implementation of this policy is delegated by Council to the General Manager in accordance with the *Local Government Act 1993*.

Council is responsible for:

- Promoting awareness within the Local Government Area (LGA) of the requirements applying to swimming pools as provided for under the Swimming Pool Act and Regulations; and
- Establishing and implementing a program for the inspection of swimming pools barriers in the area.

### **5.2. Communication**

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

### **5.3. Associated Documents**

Enforcement and Compliance Policy

## **6. REVIEW**

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date. The responsible Council officer will be notified of the review requirements three (3) months prior to the expiry of this policy.

The Manager Planning, Development & Compliance is responsible for the review of this policy.

## **7. LEGISLATIVE AND LEGAL FRAMEWORK**

This policy is to be read in conjunction with the following:

This policy has been created to promote compliance with:

- Swimming Pools Act 1992
- Swimming Pools Regulation 2008
- State Environmental Planning Policy (Infrastructure) 2007
- Australian Standard 1926 -1986
- Australian Standard 1926.1 – 1993/2012
- Australian Standard 1926.2- 1995/2007

Council powers of entry are consistent with the *Local Government Act 1993*.

## **8. DEFINITIONS**

For the purpose of this Policy the following definitions apply:

|                      |   |
|----------------------|---|
| <b>Act</b>           | <i>Swimming Pool Act 1992</i>   |
| <b>Swimming Pool</b> | A permanent or temporary excavation, structure or vessel that is: <ul style="list-style-type: none"><li>• Capable of being filled to a depth of 300mm or more; and</li><li>• Solely or principally used or that is designed, manufactured or adopted to be used for the purpose of swimming, wading, paddling or any other human aquatic activity and includes a spa pool or tub but does not include a spa bath situated within a private bath room.</li></ul> |

Terms defined in the Act and its regulation(s) that appear in this policy have the same meaning as given there.

## ORDINARY MEETING OF THE COUNCIL

September 1, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 234/15SUBJECT:                    ADOPTION OF DRAFT ASBESTOS POLICY                    12/180**Recommendation**

That Broken Hill City Council Report No. 234/15 dated September 1, 2015, be received.

That Council adopts the Draft Asbestos Policy as a policy of Council.

**Executive Summary:**

Council considered the Draft Asbestos Policy at its Ordinary Council Meeting held August 26, 2015 and resolved (Minute No. 45046) to place the draft policy on public exhibition for a period of twenty eight days as per Section 160 of the Local Government Act 1993.

The draft policy was placed on public exhibition for twenty eight days concluding on Tuesday, September 29, 2015.

During the public exhibition period Council received nil written submissions regarding the Draft Asbestos Policy.

Pursuant to the provisions of Section 161 of the Act, Council must consider all submissions received during the public exhibition. A summary of the submission is as follows:

**Report:**

Asbestos management including removal, storage and disposal is regulated under a range of National and State controls including NSW Acts, Regulations and State Environmental Planning Policies. The Asbestos Policy has been developed to outline the roles and responsibilities of Broken Hill City Council in relation to asbestos management.

Asbestos is a known carcinogen and inhalation of fibres is known to cause lung cancer, mesothelioma and asbestosis. Asbestos was widely used in the construction industry prior to the mid-1980's and many buildings in the Broken Hill Local Government Area built prior to 1987 are likely to contain asbestos. Asbestos becomes a danger to the health of our community when disturbed, and disturbance is generally caused by building works such as demolition or alterations.

The Asbestos policy aims to outline the roles and responsibilities of Broken Hill City Council in relation to asbestos management which includes:

- Regulatory responsibilities
- Providing accurate information to the local community, especially in relation to demolition and building, removal and transporting of asbestos waste;
- Councils approach to managing asbestos containing materials in Councils work places.

**Strategic Direction:**

Key Direction: 3. Our Environment  
Objective: 3.3 Proactive and responsible planning supports the community and the environment  
Function: Our Environment  
DP Action: 3.3.1.5 Ensure compliance activities promote a public safety and environmental control

**Relevant Legislation:**

Asbestos Policy is relevant to:

*Work Health and Safety Act 2011*

*Work Health and Safety Regulation 2011*

*Protection of the Environment Operations Act (POEO) 1997 and POEO Regulation*

*Protection of the Environment Operations (Waste) Regulation 2014 (NSW)*

*Environmental Protection & Assessment Act (EP&A) 1979*

*Environment Protection & Planning Assessment Regulation 2000*

*State Environmental Planning Policy (Exempt & Complying*

*Development Codes) 2008*

Section 160 of the *Local Government Act 1993* requires plans and policies to be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

**Financial Implications:**

The roles and responsibilities identified in the Policy are already being completed by existing Council staff in regard to the management of asbestos within the Broken Hill LGA.

In instances where Asbestos has been dumped on public land and the responsible party cannot be identified Council will be required to cover the cost of removal and disposal. If the volume of asbestos exceeds 10m<sup>2</sup>, a licensed removalist will be required to complete the works. Over the last 5 years this has occurred 2-3 times, with a cost to Council of several thousand dollars.

When a responsible party is identified Council can serve notices under either Section 124 of the *Local Government Act 1993* or a Cleanup Notice under Section 91 of the *Protection of the Environment Operations Act 1997*.

Council shares the responsibility of the management of asbestos with the NSW EPA and NSW Work Cover.

**Attachments**

1. Draft Asbestos Policy 5 Pages

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER

# DRAFT ASBESTOS POLICY



## QUALITY CONTROL

| COUNCIL POLICY       |                                 |              |   |
|----------------------|---------------------------------|--------------|---|
| TRIM REFERENCES      | 12/114 – D14/30171              |              |   |
| RESPONSIBLE POSITION | Manager Infrastructure Strategy |              |   |
| APPROVED BY          |                                 |              |   |
| REVIEW DATE          | June 2017                       | REVISION NO. | 1 |
| EFFECTIVE DATE       | ACTION                          | MINUTE NO.   |   |
|                      |                                 |              |   |

### 1. INTRODUCTION

Asbestos is a known carcinogen and inhalation of fibres is known to cause lung cancer, mesothelioma and asbestosis. Asbestos was widely used in the construction industry prior to the mid-1980s and many buildings in the Broken Hill Local Government Area built prior to 1987 are likely to contain asbestos. The supply and installation of asbestos containing materials has been prohibited since December 2003. Asbestos, when disturbed, is hazardous. Disturbance is generally caused by building works such as demolition or alterations.

There are National and State standards including NSW Acts, Regulations and State Environmental Planning Policies (SEPPs) which govern the management of asbestos, in particular removal, storage and disposal. Building sites are administered by NSW Work Cover Authority under WH&S legislation.

### 2. POLICY OBJECTIVE

The objectives of this policy are:

- a) To encourage safe handling, removal and transport of materials containing asbestos;
- b) To promote community awareness of the dangers of asbestos and the safe and correct methods for removal, transport and disposal.

### 3. POLICY SCOPE

- a) This policy applies to all of the Broken Hill City Council LGA within Council's jurisdiction
- b) This policy provides information for council workers, the local community contractors, and wider public
- c) The policy applies to friable and non-friable (bonded) and naturally occurring asbestos.

### 4. POLICY STATEMENT

This policy aims to outline the roles and responsibilities of Broken Hill City Council in relation to asbestos management which will include:

- a) Where Council is the appropriate authority manage complaints and inspect illegal dumping or storage of asbestos on private and/or public land (This responsibility is shared with NSW EPA or Work Cover NSW or a combination of the three)
- b) Where Council is the appropriate authority control and regulate safe asbestos removal and disposal
- c) Provide accurate information to the local community, especially in relation to demolition and building, removal and transporting of asbestos waste
- d) Council's approach to dealing with sites that contain asbestos containing materials in an emergency
- e) Council's approach to managing asbestos containing materials in Council's work places.

#### 4.1. Regulatory Responsibilities

Council has regulatory responsibilities under the following legislation, policies and standards in situations where council is the regulatory authority:

- AS 2601-2001 : the demolition of structures;
- Contaminated Land Management Act 1997;
- Environmental Planning and Assessment Act 1979;
- Environmental Planning and Assessment Regulation 2000;
- Local Government Act 1993;
- Work Health Safety Act 2011;
- Protection of the Environment Operations Act 1997;
- Protection of the Environment Operations (General) Regulation 2009;
- Protection of the Environment Operations (Waste) Regulation 2014;
- State Environmental Planning Policy (exempt and complying development codes) 2008);
- State Environmental Planning Policy - No55 Remediation of Land.

#### 4.2. Council Asset Management and Staff

Council maintains an asbestos register for all Council owned buildings which form part of the Health and Safety Assessment Program.

Council provides PPE, training and health checks to relevant staff that may come across asbestos whilst carrying out the duties of their position.

#### 4.3. Development Controls

Council has specific conditions for inclusion in approvals or consents for developments, where it is likely or reasonably suspected to contain asbestos. The aim of these conditions of consent is to minimise asbestos exposure in the environment by requiring asbestos safe work

practices and controls and disposal procedures during development activities, including demolitions.

#### 4.4. Managing Waste

Where Council is the appropriate regulatory authority, Council is responsible for:

- Issuing clean up notices to address illegal storage or disposal of asbestos waste or after an accident or emergency;
- Issuing clean up notices where asbestos has been handled;
- Issuing penalty infringement notices for improper transport of asbestos;
- Applying planning controls for the disposal of asbestos and seeking advice from Environment Protection Authority (EPA);
- Managing the Broken Hill Waste Management Facility in accordance with environmental legislation and licence conditions.

#### 4.5. Educating Residents

- Council shall assist residents to access appropriate information and advice on the:
- Prohibition of the use and reuse of asbestos containing materials;
- Risks of exposure to asbestos;
- Safe management of asbestos containing materials;
- Safe removal and disposal of small quantities (under 10m<sup>2</sup>) of asbestos containing materials.

#### 4.6. Complaints and Investigations

Council investigates complaints related to asbestos dumps on private land and public land. Complaints should be reported to Council's Customer Service Centre by phone on 8080 3300 from 9am to 5pm five days a week or by email [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au), in writing or in person (during business hours).

#### 4.7. Further information

Council provides accurate and up to date information on safe asbestos practices on its website at [www.brokenhill.nsw.gov.au](http://www.brokenhill.nsw.gov.au).

### 5. IMPLEMENTATION

#### 5.1. Roles and Responsibilities

The following Council officers are responsible for the implementation and the adherence to this policy:

- **Planning, Development and Compliance Unit** – Inspections of illegal dumping and/or storage of asbestos, issuing clean up notices, penalty infringement notices, planning controls, education,
- **Waste Coordinator** – managing Broken Hill Waste Management Facility

- **Environment, Waste and Recycling Specialist** - managing Broken Hill Waste Management Facility, and education
- **Trades Coordinator** – managing asbestos containing materials in Council's workplaces and infrastructure

### 5.2. Communication

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

### 5.3. Associated Documents

The following documentation is to be read in conjunction with this policy.

- Work Health & Safety Policy;
- Work Cover Authority guidelines;
- Australian Standard AS 2601-2001;
- Broken Hill City Council Asbestos Management Procedures;
- Broken Hill City Council Asbestos Register.

## 6. REVIEW

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date. The responsible Council officer will be notified of the review requirements three (3) months prior to the expiry of this policy.

The Manager Infrastructure Strategy is responsible for the review of this policy.

## 7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

- Work Health and Safety Act 2011;
- Work Health and Safety Regulation 2011;
- Protection of the Environment Operations Act (POEO) 1997 and POEO Regulation;
- Protection of the Environment Operations (Waste) Regulation 2014 (NSW);
- Environmental Protection & Assessment Act (EP&A) 1979;
- Environment Protection & Planning Assessment Regulation 2000;
- State Environmental Planning Policy (Exempt & Complying Development Codes) 2008;
- Local Government Act 1993.



Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Asbestos Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

#### **8. DEFINITIONS**

**"Council"** shall mean Broken Hill City Council.

**"Demolition"** shall mean the complete or partial dismantling of a structure.

**"Development"** shall mean the meaning and term in the Environmental Planning and Assessment Act 1979.

**"PPE"** shall mean Personal Protective Equipment and includes all items of protective clothing or other protective equipment that comply with all laws and requirements relating to the safe handling of asbestos.

ORDINARY MEETING OF THE COUNCIL

September 1, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 235/15

SUBJECT: ADOPTION OF DRAFT COMMUNITY ASSISTANCE GRANT POLICY 11/117

**Recommendation**

That Broken Hill City Council Report No. 235/15 dated September 1, 2015, be received.

That Council adopts the Draft Community Assistance Grant Policy as a policy of Council

That Council adoption of the Draft Community Assistance Grant Policy renders the Community Assistance Policy adopted in 2003 and the Heritage Restoration Fund Loans Policy adopted in 2002 obsolete.

**Executive Summary:**

Council considered the Draft Community Assistance Grant Policy at its Ordinary Council Meeting held August 26, 2015 and resolved (Minute No. 45047) to place the draft policy on public exhibition for a period of twenty eight days as per Section 160 of the Local Government Act 1993.

The draft policy was placed on public exhibition for twenty eight days concluding on Tuesday, September 29, 2015.

During the public exhibition period Council received 10 written submissions regarding the Draft Community Assistance Grant Policy.

Pursuant to the provisions of Section 161 of the Act, Council must consider all submissions received during the public exhibition. A summary of the submission is as follows:

|  |
|--|
| <p><b><i>Matter Raised</i></b></p>   |
| <p><u>West Broken Hill Rifle Club</u><br/>If the club was to become liable for the payment of rates there would be no option but to close the range and surrender the lease of the club as the club would be unable to cover increased cost in operating expenses.</p>   |
| <p><u>Broken Hill Pistol Club Inc</u><br/>Broken Hill City Council does not provide any services to the Broken Hill Pistol Club. The Broken Hill Pistol Club received no garbage collection service or does not seal or grade the corrugated road. These duties are currently undertaken by it members. What services will Council provide the Broken Hill Pistol Club for its rates?<br/>Broken Hill Pistol Club may face closure due to financial pressures.</p> |
| <p><u>Broken Hill Gun Club</u><br/>The Broken Hill Gun Club will be seriously jeopardised as what little funds the club have will now be depleted to the point where there will be no other option than to close the club.</p>   |

Silver City Smallbore Rifle Club Inc

The Silver City Smallbore Club was previously located on a MMM Mining lease and was relocated to Range Road which at the time was not a BHCC rateable zone. BHCC later decided to increase the city boundaries to capture rate payments from the outlying mining companies and these boundary changes also included shooting clubs. The shooting clubs were at the time given the verbal assurance by BHCC that no rating costs would apply. There are currently no Council services provided to the Silver City Smallbore Rifle Club, the question was raised regarding what services can the club expect if rates are charged.

Broken Hill Resident

There is no direct cost to Council; it is a waiver of fees. Sporting groups especially the Gun Clubs contribute to the community by providing sporting venues and events bringing tens of thousands of visitors to the City over the years, Adoption of the policy would impose serious financial hardship on sporting clubs and lead to closure of the clubs.

Joint Submission by Shooting Clubs of Broken Hill

There is no direct cost to Council; it is a waiver of fees. Sporting groups especially the Gun Clubs contribute to the community by providing sporting venues and events bringing tens of thousands of visitors to the City over the years, Adoption of the policy would impose serious financial hardship on sporting clubs and lead to closure of the clubs.

Silver City and National Servicemen's Rifle Club Inc

Adoption of the Community Assistance Policy will impose serious financial hardship on the club well before the collection of full rates in the proposed six year period.

Silver City Motorcycle Club Inc

No Council services are provided to the club. The Land is also subject to Western Land rates. Adoption of the policy would impose serious financial hardship and consideration would be given to relinquish the property to Western Lands.

Broken Hill Eisteddfod Society Inc

Broken Hill Eisteddfod Society receives a fee waiver for the conduct of the Annual Broken Hill Eisteddfod. The Broken Hill Eisteddfod is an icon of the City and the society request consideration be given for continued support.

Broken Hill Resident

1. Land South of the Airport in the ownership of Mr Cleveland Jay Bright – This land was added to Thorndale Station as compensation for land resumed from that holding when the Airport runway was expanded by the Commonwealth Government. The Land was acquired by the Commonwealth from Thorndale Station, which prior to the airport expansion was entirely outside the LGA and therefore not rateable. It would only seem fair that this land remain non rateable.
2. Various Sporting Clubs – Sporting organisations were originally located outside the LGA Boundary and within the Willyama Common prior to the expansion of the LGA Broken Hill to include the Willyama Common and other Crown Land. The resident is questioning why the current Council is reneging on a commitment given by a prior Council to those organisations that they will never have to pay rates. The sporting clubs are not for profit clubs struggling to meet the ongoing day to day running costs, compliance to safety standards and public liability insurance and what services will Council provide to the sporting organisations if they have to pay rates.

**Report:**

The Draft Community Assistance Grant Policy has been developed to provide a framework for Council to provide grants for community events, projects, services or activities, known as Community Assistance Grants that align with the objectives of Broken Hill's Community Strategic Plan.

The framework aims to ensure that the allocation of council's limited resources is undertaken in a fair, transparent, accountable and ethical manner.

Council's 2015/2016 budget for community assistance is \$97,000.

The Draft Community Assistance Grant Policy if adopted would replace the current Community Assistance Policy originally adopted by Council in March 2003.

At its July meeting, Council considered the draft policy and resolved:

*That Broken Hill City Council Report No. 154/15 dated July 21, 2015, be received.*

*That a Councillor workshop be held to further discuss and review the draft Community Assistance Grant Policy. (Moved Clr Black, seconded Clr Adams)*

Two workshops have now been held to discuss the Draft Community Assistance Policy and alterations to the draft policy have been made accordingly. The revised draft policy is now presented to Council for endorsement.

Since receiving the T-Corp report in early 2013 alerting Council to the "Very Weak" and unsustainable financial position faced by the Council, an emphasis has been placed on ensuring effective use of Council funds and implementing policies, procedures and systems to ensure that resources are allocated effectively and within Council's means.

Council's community assistance budget for 2016/2017 is \$97,000. Of this budget, \$61,043 is pre-determined based upon previous council resolutions for committed donations and committed rates subsidies as follows:

*Committed Donations:*

Council provides numerous committed Community Assistance subsidies to various organisations on an annual basis as per previous resolutions of Council, these include:

- Donation of \$100/local school towards their annual Presentation Nights.
- Donation of \$2000 to the Aged and Invalid Pensioners' Association
- Donation of \$3000 to Active Broken Hill
- Donation of \$2500 as Council's co-contribution to the David Bowler Memorial Award
- Waiver of Civic Centre fees up to \$3000 to the Broken Hill Eisteddfod Society Inc
- Waiver of fees to transport the Life Education Van between local schools
- Waiver of fees for assistance to AFL Broken Hill towards spreader at Jubilee Oval
- Donation of \$50/student to Barrier PSSA Association for travel costs
- Waiver of Sturt Park hire fees for NAIDOC Week Family Fun Day
- Waiver of Sturt Park hire fees for Child & Family Interagency – Kids Days in the Park

*Committed Rates Subsidies:*

As per Council's previous resolution, Council will provide a 100% rate subsidy donation to "existing community groups" located in the area that was incorporated as a result of the 2008 City Boundary Review (Minute Number 37944). In addition to this, Council approved an annual rates subsidy (difference between the residential rate and the business rate as per Clause 7.2 of the Community Assistance Policy) to the Broken Hill Repertory Society Inc. for their principal premises at 189 Wills Street, Broken Hill (Minute Number 44956).

Following is a list of Council's ongoing Committed Rates Subsidies for the 2015/2016 rating year, which is provided for your information:

| Assessment No. | Name  | Rates Subsidy      |
|----------------|---|--------------------|
| 115188         | Silver City Rifle Club  | \$9,737.70         |
| 115428         | Broken Hill Rifle Club  | \$7,738.80         |
| 115048         | West Broken Hill Rifle Club   | \$9,734.70         |
| 115212         | Broken Hill Pistol Club   | \$2,879.60         |
| 115196         | Broken Hill Gun Club  | \$3,132.90         |
| 115204         | Silver City Small Bore Rifle Club   | \$1,981.45         |
| 114876         | Silver City Motorcycle Club   | \$5,666.15         |
| 115782         | Mr C J Bright - Land South of Airport – Lot 5940 DP725373   | \$269.60           |
| 99515          | Broken Hill Repertory Society Inc.<br>(difference between the residential rate and the business rate) | \$1,671.90         |
| <b>Total</b>   |   | <b>\$42,812.80</b> |

Excluding the above commitments, the available annual community assistance is approximately \$35,957. The current Community Assistance Policy provides six separate programs for the allocation of funds. Given the limited size of the funding bucket, this number of programs is considered excessive and it is recommended that there be one program only that is allocated through a competitive process.

In addition to the abovementioned commitments, \$20,000 was committed to the Trades Hall Trust for building maintenance at the June 2015 Ordinary Council meeting.

The current Community Assistance Policy's merit based assessment is not often tested due to the nature of individual applications being assessed as they come in rather than through an advertised competitive grants program.

A review of past applications shows that they are generally from eligible groups requesting waiver of council fees and charges such as the civic centre. Whilst in kind contributions are certainly one way of providing assistance, they do come at the same cost as cash donation.

It is questionable as to whether opportunities that exist under the current policy reach the whole of the community and therefore whether the community receives maximum benefit through the current process.

The inclusion of competitive merit based application process for financial assistance is expected to ensure a more fair, transparent and accountable system of financial assistance ensuring a focus on outcomes for the community and alignment to Council objectives.

The Draft Community Assistance Grants Program would introduce a competitive application process twice yearly. Grants would be advertised through Councils website and on the local media and assessed by a Community Assistance Grant Panel consisting of:

- The Mayor (or nominee)
- The Our Community Portfolio Councillor (or alternate)
- The General Manager (or nominee)
- The Broken Hill Australia Day Citizen of the Year
- One independent person

Eligibility criteria – General Community Grants

With the introduction of Community Assistance Grant funding rounds and a more holistic approach to funding distribution with the introduction of assessment of merits, the eligibility criteria in the Draft Community Assistance Grant Policy has been changed to allow applications from the following assuming they meet the eligibility criteria:

- Individual projects that have received funding from the Federal or State Government.
- Organisations based outside the city boundary of Broken Hill, unless the demonstrated benefits are primarily to the Broken Hill community.

Any applications that are relevant to the above would be considered eligible for assessment, however they would be required to go through the merit based assessment following eligibility alongside all other applications. The focus of Community Grants should be outcomes for the Broken Hill community. Government funding may be leveraged on some occasions through this process and if considered to have more desirable outcomes for the community than other applications based upon a review of all applications, these projects should be considered.

Eligibility only determines what applications can be submitted, not whether they are successful, this would be based upon a merit assessment.

Excluded from eligibility in the draft policy are organisations raising funds on behalf of another group. The reason for such exclusion is the lack of control and accountability in relation to the disbursement of public funds to the ultimate recipient.

Policy Scope

The draft policy includes all Community Assistance Grants including transitional arrangements for rate subsidies and donation commitments determined prior to the establishment of this policy.

The draft policy also incorporates the heritage assistance through grant and loan funding for the purposes of verandah restoration and painting and minor property repairs. Specific eligibility applies to these forms of assistance and this is outlined in the draft policy.

**Strategic Direction:**

|                |   |
|----------------|---|
| Key Direction: | 4. - Our Leadership   |
| Objective:     | 4.3 - We Unite to Succeed   |
| Function:      | Leadership and Governance   |
| DP Action:     | 4.3.1.7 - Gain a better understanding of possible alignments between Council and community groups, local associations and volunteers to ensure opportunities to work together are identified. |

**Relevant Legislation:**

Local Government Act – section 356

**Financial Implications:**

The draft policy would aim to achieve accountability, equity and transparency in the use of Council resources for community assistance purposes. It will have no direct impact on current budgets.

**Attachments**

1. DRAFT COMMUNITY ASSISTANCE GRANT POLICY 11 Pages

SHARON HUTCH  
ACTING GENERAL MANAGER



# DRAFT COMMUNITY ASSISTANCE GRANT POLICY

| COUNCIL POLICY              |   |                     |   |
|-----------------------------|---|---------------------|---|
| <b>TRIM REFERENCES</b>      | 12/114                                  |                     |   |
| <b>RESPONSIBLE POSITION</b> | Manager of Corporate and Human Services |                     |   |
| <b>APPROVED BY</b>          | Council                                 |                     |   |
| <b>REVIEW DATE</b>          | 30 June 2015                            | <b>REVISION NO.</b> | 1 |
| <b>EFFECTIVE DATE</b>       | <b>ACTION</b>                           | <b>MINUTE NO.</b>   |   |
| 26/08/2015                  | Public Exhibition                       | 45047               |   |

## 1. INTRODUCTION

Council acknowledges the contribution made by our community towards the betterment of Broken Hill and the contribution of volunteers towards the objectives of Council.

Council also acknowledges the value of our built environment and its importance in our Heritage City.

This policy aims to provide support to individuals and groups through a program of Community Assistance Grants.

This policy allows for considered and transparent decisions to be made regarding the distribution of community resources.

## 2. POLICY OBJECTIVE

The purpose of this policy is to provide a framework for Council to provide grants for community events, projects, services or activities, known as Community Assistance Grants that align with the objectives of Broken Hill's Community Strategic Plan.

The framework aims to ensure that the allocation of council's limited resources is undertaken in a fair, transparent, accountable and ethical manner. Council recognises that there can be difficulties in meeting community expectations with the increasingly limited financial resources available. Council also recognises that it is accountable to the community for the management and disbursement of its funds and that it must be done in a manner that maximises the benefits to the community and is seen as fair and equitable.

The policy provides three specific stream of Community Assistance Grant funding, those being:

1. General Community Assistance
2. Verandah Restoration

3. Painting and Minor Restoration Works

### **3. POLICY SCOPE**

The policy applies to all applications for Community Assistance Grants.

### **4. POLICY STATEMENT**

#### **4.1. General principles**

Council commits itself to the following principles:

- 4.1.1. Accountability, transparency and equity – The policy provides a framework for the transparent and merit-based provision of support and a system of accountability for the recipient.
- 4.1.2. Alignment with Council strategies – The policy aligns with Council priorities outlined in the Broken Hill Community Strategic Plan and Councils Delivery Program.
- 4.1.3. Value for money – The policy ensures Council considers the value for money received in return for Councils investment.

#### **4.2. Scope of program**

- 4.2.1. The total amount available under the Community Assistance Grant Program will be determined annually by the elected Council in connection with the Operational Plan and Delivery Program.
- 4.2.2. Community Assistance Grants may comprise cash/and or value in kind.
- 4.2.3. Council may decide to offer to an applicant a Community Assistance Grant in an amount less, or in a combination different to, what is applied for.
- 4.2.4. A monetary figure will be allocated to all value in kind awarded under the Community Assistance Grant Program, in accordance with its true cost to Council. This amount will be included in the total amount of Community Assistance Grant allocated to any successful applicant.
- 4.2.5. Any amendments to the total budget allocated to the Community Assistance Grant program must be approved by the elected Council.
- 4.2.6. Only single year commitments may be approved under this policy.

#### **4.3. Transitional Arrangements**

- 4.3.1. Council has previously resolved to provide a number of donations to community groups on an ongoing basis and this policy will result in there being a change to these donations.
- 4.3.2. The following donations were confirmed for the 2015/2016 financial year:



| <b>Name of Organisation</b>                               | <b>2015/2016 Commitment</b> | <b>Purpose</b>  |
|---|-----------------------------|---|
| Barrier PSSA  | \$4,950.00                  | \$50 per child for students to participate in PSSA representative sports  |
| Silver City Rifle Club                                    | \$9,737.70                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Broken Hill Rifle Club                                    | \$7,738.80                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| West Broken Hill Rifle Club                               | \$9,734.70                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Broken Hill Pistol Club                                   | \$2,879.60                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Broken Hill Gun Club                                      | \$3,132.90                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Silver City Small Bore Rifle Club                         | \$1,981.45                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Silver City Motorcycle Club                               | \$5,666.15                  | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Mr C J Bright - Land South of Airport – Lot 5940 DP725373 | \$269.60                    | Sporting group located in the area that was incorporated as a result of the 2008 City Boundary review (Minute Number 37944) |
| Broken Hill Repertory Society Inc.                        | \$1,671.90                  | Difference between the residential rate and the business rate (Minute Number 44956)   |
| Local Schools   | \$100 per school            | Donation towards presentation night   |
| Aged and Invalid Pensioners Association                   | \$2,000.00                  | (Minute 42135)  |
| Active Broken Hill  | \$3,000.00                  | (Minute 42772)  |
| David Bowler Memorial Award                               | \$2,500.00                  | Co-contribution towards award   |

|                                |            |  |
|--------------------------------|------------|--|
| Broken Hill Eisteddfod Society | \$3,000.00 | Waiver of Civic Centre fees  |
| Life Education Van             | \$1,500.00 | Transport the Life Education Van between schools                                       |
| AFL Broken Hill                | \$150.00   | Waiver of fees for use of spreader at Jubilee Oval                                     |
| NAIDOC week committee          | \$65.00    | Waiver of Sturt Park hire fees for NAIDOC Week Family Fun Day                          |
| Child and Family Interagency   | \$65.00    | Waiver of Sturt Park hire fees for Child and Family Interagency – Kids day in the park |

4.3.3. Council acknowledges that the above organisations rely upon this assistance and transitional arrangements will be required to assist these organisations adjust to the new community assistance policy and reduce reliance on Council for secured funding.

4.3.4. As a transitional arrangement, the abovementioned donations will be reduced by 16.5% per year commencing 2016/2017 for a period of six years.

4.3.5. During this period, these organisations may apply under the new provisions of the Community Assistance Policy (this policy) for assistance over and above the reduced amounts of assistance provided under the transitional arrangements.

**4.4. Program structure**

The program will consist of three streams of community assistance, those being:

STREAM 1 - General community assistance

STREAM 2 - Verandah Restoration

STREAM 3 - Painting and minor restoration for residential and commercial buildings

**4.5. Stream 1 – General Community Assistance**

4.5.1. Council will hold up to two competitive rounds for Community Assistance Program each financial year.

4.5.2. Council will advertise the details of each round of the Community Assistance Program on Councils website and in the local media.

4.5.3. Council may decide to host a public information session in connection with a competitive round to provide information to prospective applicants about the program.

**4.5.4. Eligibility and assessment**

4.5.4.1. Eligibility

Council will not support applications that do not meet all of the following criteria:

- a. Applicant must be an incorporated association, not for profit group, and/or a registered organisation with an ABN (or ACN). Applications will not be accepted from individuals, government agencies, political parties or lobby groups.

- b. Applicants must lodge a completed application using Council's standard Community Assistance Grant Program Application Form in accordance with any published Guidelines.
- c. Applications must be received on or before the advertised due date.
- d. Applicants must provide evidence that they have appropriate insurances in place.
- e. The event/project/service/activity must be scheduled to occur within the same financial year the application is made and support is received.
- f. The funds received through Community Assistance Grants must not be used to raise funds on behalf of another group.
- g. Applicants may not have received any other sponsorship support from Council within the same financial year, regardless of whether it was for a different event/project/service/activity.
- h. Applicants must have complied with, to Council's satisfaction, the conditions of any previous grant, support or Community Assistance Grant received from Council.
- i. The event/project/service/activity must be consistent with the community values defined in the Community Strategic Plan.
- j. The event/project/service/activity must apply uniformly to all persons in the Broken Hill Local Government Area or to a significant group of persons within the area.
- k. The Applicant must be capable of obtaining all regulatory approvals for the event/project/service/activity.
- l. If a public information session is scheduled in connection with a round of Community Assistance Grant funding, a representative of the Applicant must attend, or otherwise meet with the relevant Council Officer in advance of the application deadline.

4.5.4.2. Assessment criteria

Applications that satisfy the Eligibility Criteria set out in clause 4.5.4.1 will then be assessed against the following Assessment Criteria, which will be weighted according to Councils strategies:

- a. Social benefit to the community in the fields of arts, culture or environment. Considerations include: number and age of participants; skills and knowledge developed by applicants.
- b. How the project will support an identified need within or develop community strengths. Considerations include: alignment to community strategic plan and delivery program outcomes; the relevant impact on the Broken Hill community through the implementation of the initiative.

4.5.4.3. Assessment of applications

The Relevant Council Officer will receive applications and undertake a preliminary assessment against the Eligibility and Assessment Criteria set out in sections 4.5.4.1 and 4.5.4.2.

It is open to the Council Officer to amend estimates and projections included in the application prior to assessment based on information available to Council or Council's past experience. Any changes should be notified to the applicant with the reasoning documented.

If the applicant does not agree with amendments suggested by the Relevant Council Officer, the application will still be presented to the Community Assistance Grant Panel for assessment with information from the Relevant Council Officer as to why amendments are recommended.

The weighting allocated to each assessment criterion will be determined and approved by the Community Assistance Grant Panel prior to applications being called. These weightings must be made available to applicants upon request.

Following a preliminary assessment, the Relevant Council Officer will present all applications to the Community Assistance Grant Panel with a recommendation on eligibility.

The Community Assistance Grant Panel will be convened to assess applications. The Community Assistance Grant Panel's assessment must be recorded on an evaluation form and retained in Council's records management system. The evaluation form will be signed by all members of the Community Assistance Grant Panel.

Each member of the Community Assistance Grant Panel must comply with Council's Code of Conduct, in particular, the provisions covering Conflicts of Interest.

The Community Assistance Grant Panel will make recommendation to Council for approval of grants based upon its evaluation of the application against the criteria.

The event/project/service/activity must be suitable for Council's involvement and consistent with Council's community values defined in the Community Strategic Plan.

#### 4.5.4.4. Agreements, payments and acquittals

Successful applicants and Council must sign an Agreement, containing Council's terms and conditions for the Community Assistance Grant prior to any monies being released.

Payments will be made in accordance with the agreement following receipt of invoice.

All invoices must be received before the end of the financial year in which Community Assistance Grant was awarded and the event/project/service/activity implemented.

Council will not be liable for any amounts over and above the Community Assistance Grant amount as set out in the Agreement.

Successful applicants must provide acquittal information to Council in accordance with the terms of the Agreement.

### **4.6. STREAM 2 – Verandah Restoration**

4.6.1. The Verandah Restoration Program will provide assistance through 80% loan funding and 20% grant funding to assist applicants in restoration and construction of verandahs with heritage significance.

4.6.2. Council will accept applications for the Verandah Restoration Program at any time throughout the year.

4.6.3. The total amount of funding available is subject to approved budget allocations.

4.6.4. Council will advertise the details of the Verandah Program on Council's website and in the local media.

4.6.5. Eligibility and assessment

4.6.5.1. Eligibility

- a. The applicant must be the owner of the property.
- b. The verandah for which the funding has been sought must be of heritage significance as determined by Council's Heritage Advisor.
- c. Restoration plans must be approved by Council's Heritage Advisor.
- d. Applicants must be able to demonstrate that they have the necessary finance to undertake all of the works submitted by them to the Council.
- e. Applicants must be able to demonstrate that they will be able to repay the loan funds on the due dates. Consideration will be given to payment history with Council.
- f. Applicants must be able to commit to complete the verandah restoration work within a twelve month period.
- g. Applicants must lodge a completed application using Council's Verandah Restoration Program Application Form in accordance with any published Guidelines.

4.6.5.2. Assessment of applications

The Relevant Council Officer will receive applications and undertake a preliminary assessment against the Eligibility Criteria set out in section 4.6.5.1.

It is open to the Council Officer to amend estimates and projections included in the application prior to assessment based on information available to Council or Council's past experience. Any changes should be notified to the applicant with the reasoning documented.

If the applicant does not agree with amendments suggested by the Relevant Council Officer, the application will still be presented to the Council for assessment with information from the Relevant Council Officer as to why amendments are recommended.

Following a preliminary assessment, the Relevant Council Officer will present applications to the Council with a recommendation on eligibility.

The Council will assess applications and make a decision to approve or reject the application.

4.6.5.3. Agreements, payments and acquittals

Successful applicants and Council must sign an Agreement, containing Council's terms and conditions for Council's financial assistance prior to any monies being released.

The repayment period for the loan component of the assistance must not exceed 4 years.

Repayments must be made at weekly, fortnightly or quarterly intervals.

The interest rate to be charged shall be the Reserve Bank of Australia cash rate plus 2% at the time the loan is approved by Council.

Council will not be liable for any amounts over and above the Verandah Restoration funding amount as set out in the Agreement.

Successful applicants must display a Council approved sign in a prominent position at the work site for the duration of the work acknowledging Council and NSW Heritage Office funding for the project.

Successful applicants must provide acquittal information to Council in accordance with the terms of the Agreement.

If a property is sold prior to the restoration works being complete, an acquittal must be completed and unspent funding returned to Council.

#### **4.7. Stream 3 – Painting and Minor Restoration Works**

4.7.1. Council will advertise the Painting and Minor Restoration Works Program on Councils website and in the local media.

4.7.2. A grant amount of up to \$500.00 per property will be available subject to this amount not exceeding 50% of total approved works.

4.7.3. A loan amount of up to \$1,000.00 per property will be available subject to this amount not exceeding 50% of total approved works.

4.7.4. Applicants are eligible to apply for both the grant and the loan.

##### **4.7.5. Eligibility and assessment**

###### **4.7.5.1. Eligibility**

- a. The applicant must be the owner of the property or have the property owners' agreement for works to be completed.
- b. Works must be approved by Council's Heritage Advisor.
- c. Applicants must be able to demonstrate that they have the necessary finance to undertake all of the works submitted by them to the Council.
- d. Applicants must be able to demonstrate that they will be able to repay the loan funds on the due dates. Consideration will be given to payment history with Council.
- e. Applicants are entitled to one grant only for like work.
- f. The works to be completed must not have previously been undertaken using grant assistance from Council. E.g. repainting when original painting was undertaken using Council grant funds.
- g. Funding will not be made retrospectively for work already carried out, unless the Committee considers that special circumstances exist and determines a grant allocation appropriate to those circumstances and within the monetary parameters of the policy.
- h. Applicants must be able to commit to complete the approved works within a twelve month period.
- i. Applicants must lodge a completed application using Council's Painting and Minor Restoration Works Application Form in accordance with any published Guidelines.

4.7.5.2. Assessment of applications

The Relevant Council Officer will receive applications and undertake a preliminary assessment against the Eligibility Criteria set out in sections 4.7.6.1.

It is open to the Council Officer to amend estimates and projections included in the application prior to assessment based on information available to Council or Council's past experience. Any changes should be notified to the applicant with the reasoning documented.

If the applicant does not agree with amendments suggested by the Relevant Council Officer, the application will still be presented to the Community Assistance Grant Panel for assessment with information from the Relevant Council Officer as to why amendments are recommended.

Following a preliminary assessment, the Relevant Council Officer will present applications to the General Manager with a recommendation on eligibility.

The Community Assistance Grant Panel's assessment must be recorded on an evaluation form and retained in Council's records management system.

4.7.5.3. Agreements, payments and acquittals

Successful applicants and Council must sign an Agreement, containing Council's terms and conditions for Council's financial assistance prior to any monies being released.

The repayment period for the loan component of the assistance must not exceed 3 years.

Repayments must be made at weekly, fortnightly or quarterly intervals.

The interest rate to be charged shall be the Reserve Bank of Australia cash rate plus 2% at the time the loan is approved by Council.

Council will not be liable for any amounts over and above the funding amount as set out in the Agreement.

Successful applicants must provide acquittal information to Council in accordance with the terms of the Agreement.

If a property is sold prior to the restoration works being complete, an acquittal must be completed and unspent funding returned to Council.

Successful applicants and Council must sign an Agreement, containing Council's terms and conditions for the Community Assistance Grant prior to any monies being released.

## **5. IMPLEMENTATION**

### **5.1. Roles and Responsibilities**

The following Council officers are responsible for the implementation and the adherence to this policy:

- General Manager
- Deputy General Manager
- Manager of Corporate and Human Services

## 5.2. Communication

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

## 5.3. Associated Documents

The following documentation is to be read in conjunction with this policy.

- Code of Conduct
- Statement of Business Ethics

## 6. REVIEW

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date. The responsible Council officer will be notified of the review requirements three (3) months prior to the expiry of this policy.

The Manager of Corporate and Human Services is responsible for the review of this policy.

## 7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

Local Government Act 1993 – Section 356

Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Community Assistance Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

## 8. DEFINITIONS

- 8.1. **Agreement** means the agreement entered into by Council and applicant whose application for Community Assistance Grant has been successful.
- 8.2. **Council** means Broken Hill City Council.
- 8.3. **Community Assistance Grant** means Financial Assistance provided by Council as a financial contribution or Value in Kind, to support an event, project, service or activity.
- 8.4. **Community Assistance Grant Panel** means the panel comprising:
  - The Mayor (or nominee)
  - The Our Community Portfolio Councillor (or alternate)
  - The General Manager (or nominee)
  - The Broken Hill Australia Day Citizen of the Year
  - One independent person
- 8.5. **Financial Assistance** means payments given to individuals or organisations that are not commensurate with a reciprocal benefit received by Council.



- 8.6. **Guidelines** means any guidelines published in connection with Council's Community Assistance Grant program in any year.
- 8.7. **Relevant Council Officer** means the Council employee responsible for administering the Community Assistance Grant program.
- 8.8. **Value in Kind** means goods or services supplied by Council in connection with a Community Assistance Grant, including the waiver or discounting of fees and charges for Council facilities.



also in force.

That all Alcohol Free Zones be published on Council's website.

That Council thank the Broken Hill Police for its ongoing support of alcohol free zones in Broken Hill and the Barrier Liquor Accord (Broken Hill) for its contribution.

### **Executive Summary:**

Council, at its meeting held August 26, 2015 considered General Manager's Report 177/15 dated July 30, 2015 for the establishment and re-establishment of four (4) Alcohol Free Zones which were all due to expire in November 2015.

Council resolved to begin the consultative process by writing to the Barrier Local Area Command; organisations representing Aboriginal or culturally and linguistically diverse groups within the local area and all affected licensed premises and registered clubs which border on, adjoin or are adjacent to the proposed alcohol free zones; and to place the proposals for establishment and re-establishment of the Alcohol Free Zones on public display with comment to close on October 2, 2015.

The consultative process is now complete with one comment received within the 30 day period.

### **Report:**

As required by Ministerial Guidelines on Alcohol Free Zones 2009, the remaining four Zones (from a suite of five Zones currently in place in Broken Hill) which are due to expire on 8 November 2015, were reviewed with responsible Officers of NSW Police Force and changed circumstances considered.

The Zones which were reviewed were:

1. The South Broken Hill and Shell Memorial Zones comprising of two zones:
  - 2(a) The area bounded by Bonanza Street, Patton Street, Central Street and Hebbard Street;
  - 2(b) The area bounded by Oxide Street, Thomas Street, Bromide Street and Mica Street.
2. The E.T.Lamb Memorial Oval – refers to the public roads and footpath area surrounding the oval bounded by South, Boughtman, Comstock and Jamieson Streets.

Prohibitions on Parks and Ovals, ranging from skateboarding, dogs off leash and drinking are defined by Council under S632 of the Act and are not the subject of this report though the two sections of the Act work in tandem to achieve control of drinking in public spaces.
3. Creedon Street, bounded by Rakow and Wills Streets.

NSW Police Force nominated 2(a) and 2(b) for expansion of the Zones in order to create logical enforceable areas around licensed premises.

In accordance with the requirements, proposals for the establishment and re-establishment of the alcohol free zones for a further four years were prepared including the changes recommended by NSW Police. The draft proposals were sent to the Local Area Commander, Broken Hill Police, on August 31, 2015.

Council resolved at its 26 August, 2015 meeting to begin the consultative process for four proposed Alcohol Free Zones.

A copy of Council's draft proposals, dated 12 August 2015, to establish and re-establish the Alcohol Free Zones are attached to this report.

At the conclusion of the public comment period one comment was received from Compass Housing stating, 'We are in full support of the alcohol free zone staying in effect for another 4 years as this is an area full of social housing properties which we manage, we feel that this would benefit us rather than not.'

The draft proposals were referred for public comment as advised earlier in this report. Council must comply with the procedures set out in Sections 644 and 644A of the Local Government Act, 1993 to establish and re-establish the Alcohol Free Zones. Section 644(5) of the Act states that the proposal may provide for an Alcohol Free Zone to be established for a period not exceeding 4 years.

Given that no changes by way of the consultative process are required to any of the draft Zone proposals it is recommended that Council endorse all Zones as outlined in the attachments and that signage designate operation of the established and re-established alcohol free zones from November 9, 2015 to November 9, 2015 to coincide with the expiration date of the current alcohol free zones on November 8, 2015. Leeway is permitted for installation of signage and operation of the Zone to full enforcement capacity.

#### **Strategic Direction:**

Key Direction: 1. Our Community  
 Objective: 1.1 People in our community are in safe hands  
 Function: Public Safety  
 DP Action: 1.1.1.2 Council supports the objectives of the *2013-2017 Safer Broken Hill Community Safety and Crime Prevention Plan*

#### **Relevant Legislation:**

The establishment/re-establishment and expansion of the Alcohol Free Zones must be in accordance with the *Local Government Act 1993 and Ministerial Guidelines 2009 on Alcohol Free Zones*.

#### **Financial Implications:**

Updating of existing signs. Expansion of two Zones will require the placement of additional signage. Funds are within existing budgets.

#### **Attachments**

- |  |         |
|--|---------|
| 1. Final Proposal to Establish Alcohol Free Zone - South Broken Hill     | 4 Pages |
| 2. Final Proposal to Establish Alcohol Free Zone - Shell Memorial        | 4 Pages |
| 3. Final Proposal to Establish Alcohol Free Zone - ET Lamb Memorial Oval | 4 Pages |
| 4. Final Proposal to Establish Alcohol Free Zone - Creedon Street        | 4 Pages |

RAZIJA NU'MAN  
DIVISION MANAGER CORPORATE AND HUMAN SERVICES

SHARON HUTCH  
ACTING GENERAL MANAGER

# PROPOSAL TO ESTABLISH ALCOHOL FREE ZONE



**SOUTH BROKEN HILL ZONE – BOUNDED BY BONANZA, PATTON,  
CENTRAL AND HEBBARD STREETS, INCLUDING SOUTH  
STREET FROM PIPER STREET THROUGH TO WILSON STREET**

**OCTOBER 14, 2015**

## INTRODUCTION

Alcohol Free Zones promote the use of roads, footpaths and car parks in safety and allow members of the public to move about without interference due to irresponsible street behaviour due to the effects of alcohol.

Alcohol Free Zones are established with Police consultation and are aimed at assisting community security and safety by preventing irresponsible consumption of alcohol in public places. Any person observed to be drinking in an Alcohol Free Zone may have the alcohol in their possession immediately seized and tipped out or otherwise disposed of.

The following proposal outlines Council's recommendation for the establishment of the Alcohol Free Zone known as South Broken Hill bounded by Bonanza, Patton, Central and Hebbard Streets with an extension to include South Street from Piper Street through to Wilson Street. The purpose of the extension of the Zone is to ensure that all areas surrounding licensed premises be enforceable areas. The current zone expires in November 2015. The City's CBD Alcohol Free Zone remains in force.

A period of consultation with interested stakeholders and the general public closed on Friday, October 2, 2015.

SHARON HUTCH  
ACTING GENERAL MANAGER

**1. Background**

Council proposes to establish an existing Alcohol Free Zone in Broken Hill with an extension. The purpose of the extension of the Zone is to ensure that all areas surrounding licensed premises be enforceable areas. The proposed Alcohol Free Zone is as follows:

- The Zone known as South Broken Hill including all public roads and footpaths and public car parks in an area bounded by bounded by Bonanza, Patton, Central and Hebbard Streets with an extension to include South Street from Piper Street through to Wilson Street with the exception of any businesses in the Zone with a current or future approved liquor licence and approved outdoor dining. The responsible consumption of alcohol in these areas will only be permitted to the patrons of those particular businesses.

**2. Reasons for Establishing the Zone**

**2.1 Views of the New South Wales Police Force**

The Broken Hill Police Force has remained fully supportive of the operation of alcohol free zones in Broken Hill. The zones are a valuable tool for Police to maintain the peace and good order of public places by utilising the powers found in the Local Government Act, 1993.

The Zone is the main commercial area in South Broken Hill and a significant location for liquor purchases/consumption in public areas. Safety and neighbourhood amenity are prime considerations.

From a policing perspective, to abandon the Alcohol Free Zone would encourage further abuse of alcohol during the most problematic times, after the closure of licensed premises. This would undoubtedly lead to an escalation in street crimes and violence, which would be difficult to prevent and could only be tackled through reactive policing efforts. The maintenance of the Alcohol Free Zone is an important tool for police to proactively prevent crime.

**2.2 Council's Views**

Council is concerned with maintenance of public order and the protection of the property of both residents and ratepayers. Council wishes to continue to provide the Barrier Local Area Command of the New South Wales Police Force with a potentially effective means of control over such offences.

Council has no objections to the responsible consumption of alcohol. Unfortunately, alcohol can be associated with crime, violence, anti-social and offensive behaviour. This can lead to assaults, property damage and excessive noise which can seriously affect the lives of individuals and the community.

Council is concerned about the possibility of alcohol related interference with the use of public areas by members of the community and of alcohol related damage to ratepayer's premises.

The establishment of Alcohol Free Zones is an opportunity for Council, the Police and the Community to focus again on any community problems associated with irresponsible alcohol consumption and the range of strategies that can be implemented to address these problems. Alcohol Free Zones are essentially a short term measure as they operate for a defined period and in many instances a zone will achieve the desired objectives and outcomes within its operational period.

The success evidenced by the zoning of the current area as an Alcohol Free Zone should be continued and Council now proposes that the Alcohol Free Zone be established for a period of four years.

3. **Proposed Duration of Zone**

Council proposes to establish the zone for a further 4 year period until November 2019.

4. **Suspension of the Zone for Short Periods**

The Guidelines and legislation enables the suspension of Alcohol Free Zones for short periods during special events via liaison between Police, Council and the Traffic Committee. Notification of any such suspension is required to be given in the local newspaper.

5. **Public Comment**

In accordance with the requirements of the Local Government Act, 1993 comments on the proposal are sought from:

- (a) the general public;
- (b) the Officer in Charge of the Broken Hill Police;
- (c) holders of liquor licences under the Liquor Act 2007, for premises which border on, adjoin or are adjacent to the proposed zones;
- (d) the secretaries of Registered Clubs under the Registered Clubs Act 1976, border on, adjoin or are adjacent to the proposed zones;
- (e) any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area.

6. **Parks and Reserves**

It should be noted that Section 632A of the Local Government Act, 1993 provides councils with the power to declare any public place (or any part of a public place) in the council area to be an **alcohol prohibited area**. Council has advised the public by signposting in Sturt Park for many years that intoxicating liquor shall not be brought into or consumed within the reserve (Sturt Park). The same prohibition has also been introduced by Council at the Queen Elizabeth Park, Norm Fox Sportsground, ET Lamb Memorial Oval, the Riddiford Arboretum and the Gasworks Reserve.

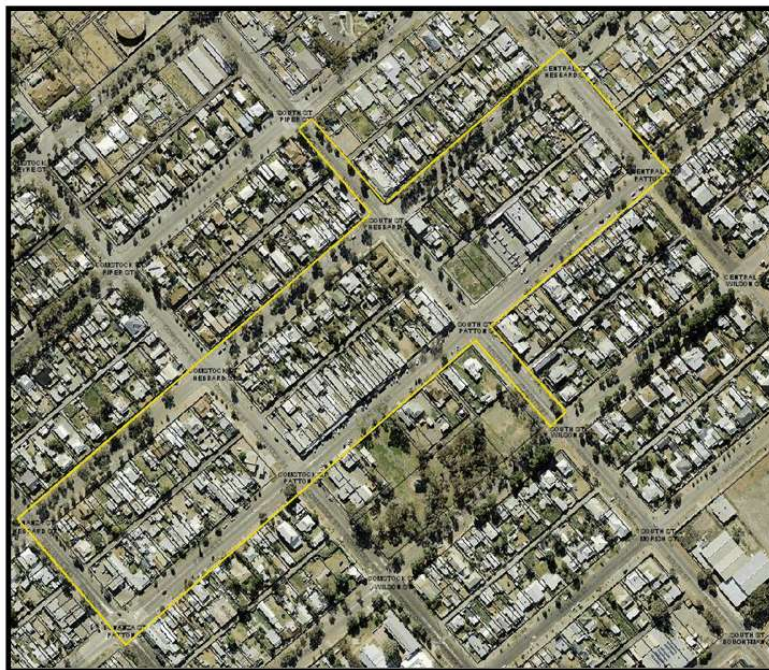
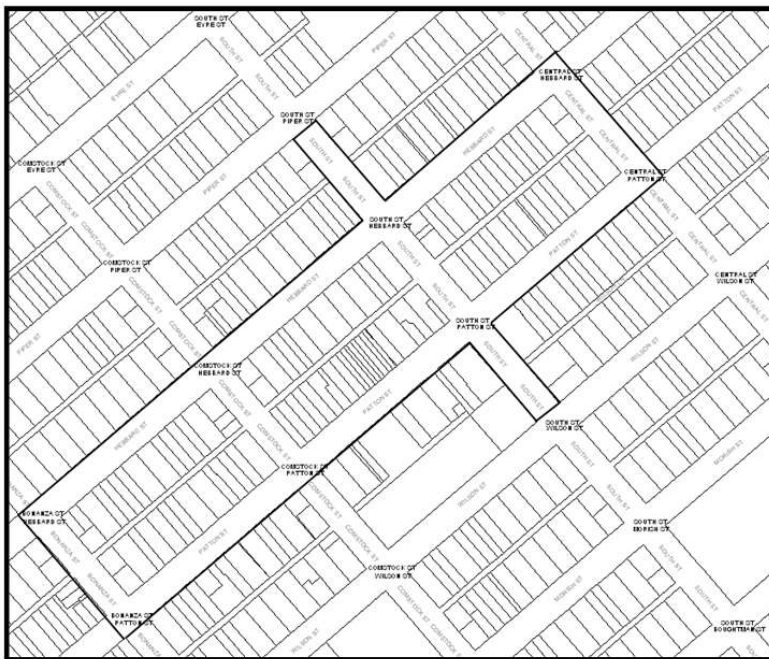
Under Section 632A, a police officer may seize any alcohol (and the bottle, can, receptacle or package in which it is contained) that is in the immediate possession of a person in an alcohol prohibited area if the officer has reasonable cause to believe that the person is drinking, or is about to drink, or has recently been drinking, alcohol in the alcohol prohibited area. The only difference between Alcohol Free Zones (which specifically relate to public roads, footpaths and public car parks) and alcohol prohibited areas within Council Parks and Reserves is that two Sections of the *Local Government Act 1993* are in force.

7. **Establishment of the Zone**

Council will consider establishment of the zone at its first Ordinary Meeting after closure of the period for comment. The public are welcome to attend Council meetings and the order of business at the ordinary monthly meeting includes sessions for public comment on any issue affecting Council or its operations.

8. **Zone Maps**

Zone map (including aerial photography) comprising an area in South Broken Hill including all public roads and footpaths in an area bounded by Bonanza, Patton, Central and Hebbard Streets with an extension to include South Street from Piper Street through to Wilson Street.



SHARON HUTCH  
ACTING GENERAL MANAGER

14 October 2015



# PROPOSAL TO ESTABLISH ALCOHOL FREE ZONE



**SHELL MEMORIAL ZONE – BOUNDED BY THOMAS, BROMIDE, MICA  
AND IODIDE STREETS, INCLUDING OXIDE STREET FROM THOMAS  
STREET THROUGH TO MORGAN STREET**

**OCTOBER 14, 2015**

## INTRODUCTION

Alcohol Free Zones promote the use of roads, footpaths and car parks in safety and allow members of the public to move about without interference due to irresponsible street behaviour due to the effects of alcohol.

Alcohol Free Zones are established with Police consultation and are aimed at assisting community security and safety by preventing irresponsible consumption of alcohol in public places. Any person observed to be drinking in an Alcohol Free Zone may have the alcohol in their possession immediately seized and tipped out or otherwise disposed of.

The following proposal outlines Council's recommendation to establish the Alcohol Free Zone known as Shell Memorial including all public roads and footpaths and public car parks in an area bounded by, Thomas, Bromide, Mica and Iodide Streets including Oxide Street from Thomas Street through to Morgan Street. The purpose of the extension of the Zone is to ensure that all areas surrounding licensed premises be enforceable areas. The current zone expires in November 2015. The City's CBD Alcohol Free Zone remains in force.

A period of consultation with interested stakeholders and the general public closed on Friday, October 2, 2015.

A handwritten signature in black ink, appearing to read "S. Hutch".

SHARON HUTCH  
ACTING GENERAL MANAGER

**1. Background**

Council proposes to establish an existing Alcohol Free Zone in Broken Hill with an extension of the Zone given the number of licensed premises in the area and amount of foot traffic between these areas. The proposed Alcohol Free Zone is as follows:

The Zone known as Shell Memorial including all public roads and footpaths and public car parks in an area bounded by, Thomas, Bromide, Mica and Iodide Streets including Oxide Street from Thomas Street through to Morgan Street with the exception of any businesses in the Zone with a current or future approved liquor licence and approved outdoor dining. The responsible consumption of alcohol in these areas will only be permitted to the patrons of those particular businesses.

**2. Reasons for Establishing the Zone**

**2.1 Views of the New South Wales Police Force**

The Broken Hill Police Force has remained fully supportive of the operation of alcohol free zones in Broken Hill. The zones are a valuable tool for Police to maintain the peace and good order of public places by utilising the powers found in the Local Government Act, 1993.

The zone is also located in places which attract families or have especially vulnerable residents.

Alcohol related anti-social behaviour remains an issue especially during summer when more alcohol is consumed and the weather attracts people into public places. This is particularly applicable to the area covered by the zone proposed for establishment.

In addition, there are a number of licensed or registered premises in the City and patrons regularly walk between them. The carriage of alcohol containers and its consumption in public places when moving from one licensed premises to another only increases the propensity for public order offences to occur.

From a policing perspective, to abandon the Alcohol Free Zone would encourage further abuse of alcohol during the most problematic times, after the closure of licensed premises. This would undoubtedly lead to an escalation in street crimes and violence, which would be difficult to prevent and could only be tackled through reactive policing efforts. The maintenance of the Alcohol Free Zone is an important tool for police to proactively prevent crime.

**2.2 Council's Views**

Council is concerned with maintenance of public order and the protection of the property of both residents and ratepayers. Council wishes to continue to provide the Barrier Local Area Command of the New South Wales Police Force with a potentially effective means of control over such offences.

Council has no objections to the responsible consumption of alcohol. Unfortunately, alcohol can be associated with crime, violence, anti-social and offensive behaviour. This can lead to assaults, property damage and excessive noise which can seriously affect the lives of individuals and the community.

Council is concerned about the possibility of alcohol related interference with the use of public areas by members of the community and of alcohol related damage to ratepayer's premises.

The establishment of Alcohol Free Zones is an opportunity for Council, the Police and the Community to focus again on any community problems associated with irresponsible alcohol consumption and the range of strategies that can be implemented to address these problems. Alcohol Free Zones are essentially a short term measure as they operate for a defined period and in many instances a zone will achieve the desired objectives and outcomes within its operational period.

The success evidenced by the zoning of the current area as an Alcohol Free Zone should be continued and Council now proposes that the Alcohol Free Zone be established for a period of four years.

**3. Proposed Duration of Zone**

Council proposes to establish the zone for a further 4 year period until November 2019.

**4. Suspension of the Zone for Short Periods**

The Guidelines and legislation enables the suspension of Alcohol Free Zones for short periods during special events via liaison between Police, Council and the Traffic Committee. Notification of any such suspension is required to be given in the local newspaper.

**5. Public Comment**

In accordance with the requirements of the Local Government Act, 1993 comments on the proposal are sought from:

- (a) the general public;
- (b) the Officer in Charge of the Broken Hill Police;
- (c) holders of liquor licences under the Liquor Act 2007, for premises which border on, adjoin or are adjacent to the proposed zones;
- (d) the secretaries of Registered Clubs under the Registered Clubs Act 1976, border on, adjoin or are adjacent to the proposed zones;
- (e) any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area.

**6. Parks and Reserves**

It should be noted that Section 632A of the Local Government Act, 1993 provides councils with the power to declare any public place (or any part of a public place) in the council area to be an **alcohol prohibited area**. Council has advised the public by signposting in Sturt Park for many years that intoxicating liquor shall not be brought into or consumed within the reserve (Sturt Park). Council introduced the same restriction at Patton Park, Queen Elizabeth Park, Norm Fox Sportsground, ET Lamb Memorial Oval, the Riddiford Arboretum and the Gasworks Reserve.

Under Section 632A, a police officer may seize any alcohol (and the bottle, can, receptacle or package in which it is contained) that is in the immediate possession of a person in an alcohol prohibited area if the officer has reasonable cause to believe that the person is drinking, or is about to drink, or has recently been drinking, alcohol in the alcohol prohibited area. The only difference between Alcohol Free Zones (which specifically relate to public roads, footpaths and public car parks) and alcohol prohibited areas within Council Parks and Reserves is that two Sections of the *Local Government Act 1993* are in force.

**7. Establishment of the Zone**

Council will consider establishment of the zone at its first Ordinary Meeting after closure of the period for comment. The public are welcome to attend Council meetings and the order of business at the ordinary monthly meeting includes sessions for public comment on any issue affecting Council or its operations.

8. **Zone Maps**

Zone map (including aerial photography) comprising an area known as Shell Memorial Zone including all public roads and footpaths in an area bounded by Thomas, Bromide, Mica and Iodide Streets including Oxide Street from Thomas Street through to Morgan Street.



SHARON HUTCH  
ACTING GENERAL MANAGER

14 October 2015

# PROPOSAL TO RE-ESTABLISH ALCOHOL FREE ZONE



**E.T. LAMB MEMORIAL OVAL ZONE – BOUNDED BY BOUGHTMAN,  
SOUTH JAMIESON AND COMSTOCK STREETS**

**OCTOBER 14, 2015**

## INTRODUCTION

Alcohol Free Zones promote the use of roads, footpaths and car parks in safety and allow members of the public to move about without interference due to irresponsible street behaviour due to the effects of alcohol.

Alcohol Free Zones are established with Police consultation and are aimed at assisting community security and safety by preventing irresponsible consumption of alcohol in public places. Any person observed to be drinking in an Alcohol Free Zone may have the alcohol in their possession immediately seized and tipped out or otherwise disposed of.

The following proposal outlines Council's recommendation for the re-establishment of the Alcohol Free Zone known as E.T. Lamb Memorial Oval, bounded by Boughtman, South, Jamieson and Comstock Streets. The current zone expires in November 2015. The City's CBD Alcohol Free Zone remains in force.

A period of consultation with interested stakeholders and the general public closed on Friday, October 2, 2015.

A handwritten signature in black ink, appearing to read "S. Hutch".

SHARON HUTCH  
ACTING GENERAL MANAGER

**1. Background**

Council proposes to re-establish an existing Alcohol Free Zone in Broken Hill. The proposed Alcohol Free Zone is as follows:

- The Zone known as E.T. Lamb Memorial Oval including all public roads and footpath area and public car parks surrounding the oval bounded by South, Boughtman, Comstock and Jamieson Streets with the exception of any businesses in the Zone with a current or future approved liquor licence and approved outdoor dining. The responsible consumption of alcohol in these areas will only be permitted to the patrons of those particular businesses.

**2. Reasons for Re-establishing the Zone**

**2.1 Views of the New South Wales Police Force**

The Broken Hill Police Force has remained fully supportive of the operation of Alcohol Free Zones in Broken Hill. The Zones are a valuable tool for Police to maintain the peace and good order of public places by utilising the powers found in the Local Government Act, 1993.

Alcohol related anti-social behaviour is an issue especially during seasonal weather and sporting events which attract people into public places.

The Police have identified alcohol related issues occurring in and around the E.T. Lamb memorial Oval when matches are conducted.

Re-introduction of the proposed Zone would prevent spectators consuming alcohol outside the fence line of the oval and assist Police efforts.

**2.2 Council's Views**

Council is concerned with maintenance of public order and the protection of the property of both residents and ratepayers. Council wishes to continue to provide the Barrier Local Area Command of the New South Wales Police Force with a potentially effective means of control over such offences.

Council has no objections to the responsible consumption of alcohol. Unfortunately, alcohol can be associated with crime, violence, anti-social and offensive behaviour. This can lead to assaults, property damage and excessive noise which can seriously affect the lives of individuals and the community.

Council is concerned about the possibility of alcohol related interference with the use of public areas by members of the community and of alcohol related damage to ratepayer's premises.

The re-establishment of Alcohol Free Zones is an opportunity for Council, the Police and the Community to focus again on any community problems associated with irresponsible alcohol consumption and the range of strategies that can be implemented to address these problems. Alcohol Free Zones are essentially a short term measure as they operate for a defined period and in many instances a zone will achieve the desired objectives and outcomes within its operational period.

The success evidenced by the zoning of the current area as an Alcohol Free Zone should be continued and Council now proposes that the Alcohol Free Zone be re-established for a period of four years.

**3. Proposed Duration of Zone**

Council proposes to re-establish the zone for a further 4 year period until November 2019.

**4. Suspension of the Zone for Short Periods**

The Guidelines and legislation enables the suspension of Alcohol Free Zones for short periods during special events via liaison between Police, Council and the Traffic Committee. Notification of any such suspension is required to be given in the local newspaper.

5. **Public Comment**

In accordance with the requirements of the Local Government Act, 1993 comments on the proposal are sought from:

- (a) the general public;
- (b) the Officer in Charge of the Broken Hill Police;
- (c) holders of liquor licences under the Liquor Act 2007, for premises which border on, adjoin or are adjacent to the proposed zones;
- (d) the secretaries of Registered Clubs under the Registered Clubs Act 1976, border on, adjoin or are adjacent to the proposed zones;
- (e) any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area.

6. **Parks and Reserves**

It should be noted that Section 632A of the Local Government Act, 1993 provides councils with the power to declare any public place (or any part of a public place) in the council area to be an **alcohol prohibited area**. Council has advised the public by signposting in Sturt Park for many years that intoxicating liquor shall not be brought into or consumed within the reserve (Sturt Park). The same prohibition has also been introduced by Council at the Queen Elizabeth Park, Norm Fox Sportsground, ET Lamb Memorial Oval, the Riddiford Arboretum and the Gasworks Reserve.

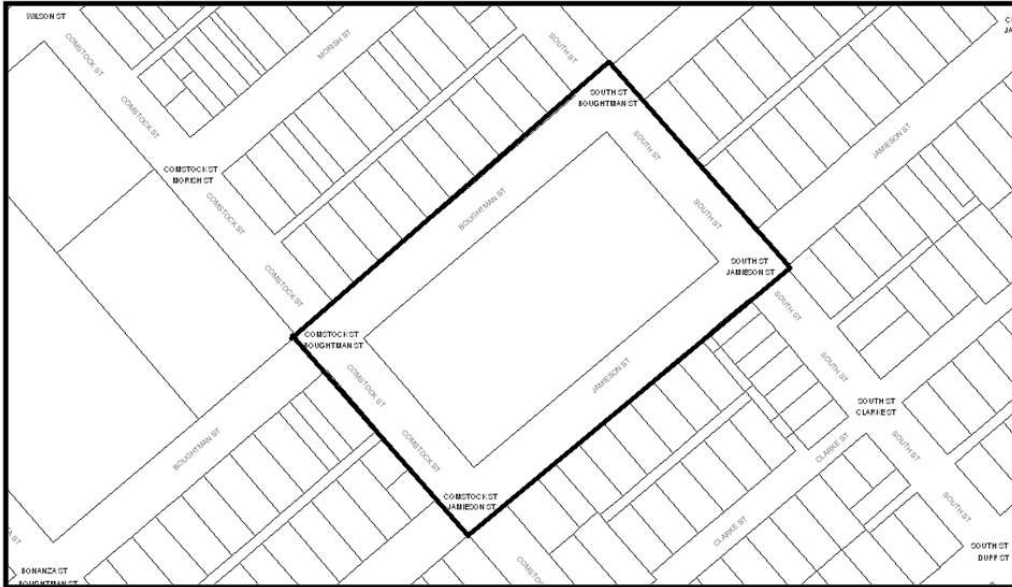
Under Section 632A, a police officer may seize any alcohol (and the bottle, can, receptacle or package in which it is contained) that is in the immediate possession of a person in an alcohol prohibited area if the officer has reasonable cause to believe that the person is drinking, or is about to drink, or has recently been drinking, alcohol in the alcohol prohibited area. The only difference between Alcohol Free Zones (which specifically relate to public roads, footpaths and public car parks) and alcohol prohibited areas within Council Parks and Reserves is that two Sections of the *Local Government Act 1993* are in force.

7. **Re-establishment of the Zone**

Council will consider re-establishment of the zone at its first Ordinary Meeting after closure of the period for comment. The public are welcome to attend Council meetings and the order of business at the ordinary monthly meeting includes sessions for public comment on any issue affecting Council or its operations.

8. **Zone Maps**

Zone map (including aerial photography) comprising E.T. Lamb Memorial Oval Zone bounded by Boughtman, South, Jamieson and Comstock Streets.



SHARON HUTCH  
ACTING GENERAL MANAGER

14 October 2015



# PROPOSAL TO RE-ESTABLISH ALCOHOL FREE ZONE



**CREEDON STREET ZONE – BOUNDED BY CREEDON STREET FROM  
WILLS STREET THROUGH TO RAKOW STREET**

**OCTOBER 14, 2015**

## INTRODUCTION

Alcohol Free Zones promote the use of roads, footpaths and car parks in safety and allow members of the public to move about without interference due to irresponsible street behaviour due to the effects of alcohol.

Alcohol Free zones are established with Police consultation and are aimed at assisting community security and safety by preventing irresponsible consumption of alcohol in public places. Any person observed to be drinking in an Alcohol Free Zone may have the alcohol in their possession immediately seized and tipped out or otherwise disposed of.

The following proposal outlines Council's recommendation for the re-establishment of the Alcohol Free Zone known as Creedon Street Zone including all public roads and footpaths and public car parks in an area bounded by Creedon Street from Wills Street through to Rakow Street. The current zone expires in November 2015. The City's CBD Alcohol Free Zone remains in force.

A period of consultation with interested stakeholders and the general public closed on Friday, October 2, 2015.

A handwritten signature in black ink, appearing to read "S. Hutch".

SHARON HUTCH  
ACTING GENERAL MANAGER

**1. Background**

Council proposes to re-establish an existing Alcohol Free Zone in Broken Hill. The proposed Alcohol Free Zone is as follows:

- The Zone known as Creedon Street including all public roads and footpaths and public car parks in an area bounded Creedon Street from Wills Street through to Rakow Street.

**2. Reasons for Re-establishing the Zone**

**2.1 Views of the New South Wales Police Force**

The Broken Hill Police Force has remained fully supportive of the operation of Alcohol Free Zones in Broken Hill. The zones are a valuable tool for Police to maintain the peace and good order of public places by utilising the powers found in the Local Government Act, 1993.

The zone area is defined as Creedon Street between Wills Street and Rakow Street and was established at the request of the community after raising concerns about the serious amount of street drinking and anti social behaviour in the area. This would include large gatherings of people sitting on the roadway consuming alcohol, disrupting traffic and endangering themselves by passing traffic.

The re-establishment of this Zone would prevent residents and their visitors consuming alcohol outside private properties.

**2.2 Council's Views**

Council is concerned with maintenance of public order and the protection of the property of both residents and ratepayers. Council wishes to continue to provide the Barrier Local Area Command of the New South Wales Police Force with a potentially effective means of control over such offences.

Council has no objections to the responsible consumption of alcohol. Unfortunately, alcohol can be associated with crime, violence, anti-social and offensive behaviour. This can lead to assaults, property damage and excessive noise which can seriously affect the lives of individuals and the community.

Council is concerned about the possibility of alcohol related interference with the use of public areas by members of the community and of alcohol related damage to ratepayer's premises.

The re-establishment of Alcohol Free Zones is an opportunity for Council, the Police and the Community to focus again on any community problems associated with irresponsible alcohol consumption and the range of strategies that can be implemented to address these problems. Alcohol Free Zones are essentially a short term measure as they operate for a defined period and in many instances a zone will achieve the desired objectives and outcomes within its operational period.

The success evidenced by the zoning of the current area as an Alcohol Free Zone should be continued and Council now proposes that the Alcohol Free Zone be re-established for a period of four years.

**3. Proposed Duration of Zone**

Council proposes to re-establish the zone for a further 4 year period until November 2019.

**4. Suspension of the Zone for Short Periods**

The Guidelines and legislation enables the suspension of Alcohol Free Zones for short periods during special events via liaison between Police, Council and the Traffic Committee. Notification of any such suspension is required to be given in the local newspaper.

**5. Public Comment**

In accordance with the requirements of the *Local Government Act 1993* comments on the proposal are sought from:

- (a) the general public;
- (b) the Officer in Charge of the Broken Hill Police;
- (c) holders of liquor licences under the Liquor Act 2007, for premises which border on, adjoin or are adjacent to the proposed zones;
- (d) the secretaries of Registered Clubs under the Registered Clubs Act 1976, border on, adjoin or are adjacent to the proposed zones;
- (e) any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area.

**6. Parks and Reserves**

It should be noted that Section 632A of the Local Government Act, 1993 provides councils with the power to declare any public place (or any part of a public place) in the council area to be an **alcohol prohibited area**. Council has advised the public by signposting in Sturt Park for many years that intoxicating liquor shall not be brought into or consumed within the reserve (Sturt Park). The same prohibition has also been introduced by Council at the Queen Elizabeth Park, Norm Fox Sportsground, ET Lamb Memorial Oval, the Riddiford Arboretum and the Gasworks Reserve.

Under Section 632A, a police officer may seize any alcohol (and the bottle, can, receptacle or package in which it is contained) that is in the immediate possession of a person in an alcohol prohibited area if the officer has reasonable cause to believe that the person is drinking, or is about to drink, or has recently been drinking, alcohol in the alcohol prohibited area. The only difference between Alcohol Free Zones (which specifically relate to public roads, footpaths and public car parks) and alcohol prohibited areas within Council Parks and Reserves is that two Sections of the *Local Government Act 1993* are in force.

**7. Re-establishment of the Zone**

Council will consider re-establishment of the zone at its first Ordinary Meeting after closure of the period for comment. The public are welcome to attend Council meetings and the order of business at the ordinary monthly meeting includes sessions for public comment on any issue affecting Council or its operations.

8. **Zone Maps**

Zone map (including aerial photography) comprising Creedon Street Zone including all public roads and footpaths in an area bounded by Creedon Street from Wills Street through to Rakow Street.



SHARON HUTCH  
ACTING GENERAL MANAGER

14 October 2015

## ORDINARY MEETING OF THE COUNCIL

October 16, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 237/15SUBJECT: CODE OF CONDUCT ANNUAL REPORT - 13/100**Recommendation**

That Broken Hill City Council Report No. 237/15 dated October 16, 2015, be received.

That the Code of Conduct Complaint Statistics for the Broken Hill City Council for the period of 1 September 2014 – 31 August 2015 be forwarded to the Office of Local Government.

**Executive Summary:**

The “Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW” (“the Procedures”), requires the Complaint Coordinator to arrange statistics to be reported to the Council within 3 months of the end of September of each year (Section 12.1).

The Procedures also requires Councils to provide the Office of Local Government with a report containing the statistics within 3 months of the end of September of each year (Section 12.2).

The Code of Conduct Annual report is an important accountability mechanism that provides local communities with a valuable insight into the performance of their Councils.

**Report:**

As per Section 12.1 of the Procedures, the Code of Conduct statistics for the Broken Hill City Council for the period 1 September 2014 – 31 August 2015 is Nil and advice will be forwarded to the Office of Local Government.

**Strategic Direction:**

Key Direction 4: Our Leadership  
Objective 4.1: Openness and Transparency in decision making  
Strategy 4.1.1.13: Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation

**Relevant Legislation:**

Local Government Act 1993 – Model Code of Conduct  
Procedures for the Administration of the Model of Code of Conduct for Local Councils in NSW.

**Financial Implications:**

Costs associated with Code of Conduct complaints are provided for in the annual Operational Plan.

**Attachments**

There are no attachments for this report.

SHARON HUTCH  
ACTING GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

October 14, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 238/15SUBJECT: PORTFOLIO PROGRAMS12/66**Recommendation**

That Broken Hill City Council Report No. 238/15 dated October 14, 2015, be received.

That a formal program associated with Councillor portfolios is not required in lieu of other established programs facilitating communication between Council and staff relating to the portfolios within the strategic planning framework.

**Executive Summary:**

At the Council meeting held September 25, 2013 it was resolved to establish portfolio's for Councillors to facilitate the exchange of information between staff and Council, linked to progressing directions contained within Council's strategic planning framework as follows:

- Our Community - Councillor Gallagher and Councillor Adams (alternate)
- Our Economy – Councillor Turley and Councillor Richards (alternate)
- Our Environment – Councillor Browne and Mayor Cuy (alternate)
- Our Leadership – Mayor Cuy and Councillor Turley (alternate)

This report proposes that a formal portfolio program is not required due to various mechanisms for communication and information exchange that are now in place between staff, Councillors and the delivery of portfolios within the strategic planning framework.

**Report:**

At the meeting held September 25, 2013, Council resolved to establish portfolio's for Councillors. The portfolios would aim to facilitate the exchange of information between staff and Council, linked to progressing 'key' directions within Council's strategic planning framework. Council portfolio appointments were made as follows:

- Our Community – Councillor Gallagher and Councillor Adams (alternate)
- Our Economy – Councillor Turley and Councillor Richards (alternate)
- Our Environment – Councillor Browne and Mayor Cuy (alternate)
- Our Leadership – Mayor Cuy and Councillor Turley (alternate)

While Councillors are regularly included in relevant projects associated with their portfolio areas, there has not been a structured portfolio program developed to formalise the approach.

The Economic Development portfolio is the only area that has established a more formal method and is meeting on a regular basis, aiming for monthly get-togethers between Councillor Turley, Councillor Richards and the Manager Economic and Cultural Development, Andrea Roberts. At these meetings the forthcoming reports to Council are

discussed and up-dates are provided for projects of larger and ongoing scale. Questions arising from those Councillors on a strategic or operational level are addressed and the conversations provide opportunity to address issues raised by community to Councillors and questions that may have integration across other portfolio areas. The Economy portfolio Councillors have also participated in Project Control Groups for such projects as the Living Museum-Perfect Light CBD Plan and the Civic Centre renewal as a centre for Meetings, Incentives, Conferences and Events.

This report recommends that a formal program associated with Councillor portfolio's is not required, given the frameworks that have been developed since this time and are in place to ensure communication channels between Councillors and Staff. These channels include:

Facts Friday - Weekly

Councillor Workshops - Held three times per month (1st and 3rd Tuesday and the 2nd Wednesday)

Media Releases - As required

Questions from Councillors - Directed through the office of the General Manager as required

Council Meetings - Monthly

Budget Reviews - Quarterly

Delivery Program Review - 6 monthly

Annual Report - Each year

Special Projects – Inclusion of portfolio Councillors in project groups

**Strategic Direction:**

Key Direction: Our Leadership

Objective: Openness and Transparency in Decision Making

Function: The Council Leadership group works well together to serve the community

DP Action: Leadership and Governance

**Relevant Legislation:**

Nil

**Financial Implications:**

Nil

**Attachments**

There are no attachments for this report.

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

SHARON HUTCH  
ACTING GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

September 16, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 239/15SUBJECT: ASSET NAMING COMMITTEE - SEPTEMBER 2015 MEETING 12/7**Recommendation**

That Broken Hill City Council Report No. 239/15 dated September 16, 2015, be received.

That the Minutes of the Asset Naming Committee Meeting held 16 September 2015 be endorsed.

That Council consider renaming The Flora and Fauna Sanctuary to The John Simons Flora and Fauna Sanctuary.

That Council consider renaming The Outback Art Prize to The Pro Hart Outback Art Prize.

That Council invite public comment on these proposals through an advertisement in local newspaper with time for response within twenty eight (28) days.

That a further report be submitted to Council upon completion of the consultative process.

**Executive Summary:**

Minutes of the Asset Naming Committee Meeting held 16 September 2015 have been provided for Council's endorsement (**Attachment 1**).

An application has been received from Mr Wayne Simons for public recognition of his father, the late Mr William John Simons, who made significant contributions to the City of Broken Hill. The request from Mr Wayne Simons has been supported by Mr Ron Carter, Mr Graeme and Mrs Pat Reville, and Mr Andrew Pressler of West State Training (**Attachment 2**).

A profile on Mr William John Simons has been provided in this report.

This application has specifically requested the naming of The Flora and Fauna Sanctuary be renamed to **The John Simons Flora and Fauna Sanctuary**. The request has met the requirements of the Naming of Parks and Community Facilities Policy.

In 2014, two applications were received requesting public recognition for the late Mr Kevin Charles "Pro" Hart (Mr Pro Hart). The Asset Naming Committee, at the time of the applications being received, discussed possible scenarios for public recognition at the Asset Naming Committee meeting held 3 June 2014. At the time, Council's General Manager and the Mayor of Broken Hill, had been in discussion with the Hart Family and the family had indicated that they wished for any public recognition to be meaningful to Mr Hart's character and possibly coincide with an event / festival / celebration to commemorate the naming. It was decided at the Asset Naming Committee meeting to place the request on hold until a suitable asset could be sourced.

The Asset Naming Committee met again on 16 September 2015, which was the first meeting since 3 June 2014 and this matter was discussed once again. Consideration for public



recognition to be included as part of the proposed urban design is desirable, though as this is subject to funding, it may take several years to seize an opportunity.

Until an opportunity can be seized and considered as part of the Urban Design, the committee request that Council consider renaming The Outback Art Prize to The Pro Hart Outback Art Prize. This is an appropriate naming due to Mr Hart's artistic career, contributions and the ongoing financial support of the award from Mr Hart's wife, Mrs Raylee Hart.

### **Report:**

#### **THE LATE WILLIAM JOHN SIMONS**

The Late Mr William John Simons was born on July 26, 1931 in Broken Hill.

Mr Simons had a strong passion for the Broken Hill Community. He joined the Broken Hill Branch of the Labour Party prior to being elected as an Alderman in 1987, and remained on Council continuously until 2004. In addition to his role on Council as a Councillor, the late Mr William John Simons also served as Deputy Mayor from 1999 – 2001 and again 2002 – 2004.

The correspondence received indicates Mr Simons' involvement in the establishment of the Living Desert Sanctuary, which has previously been recognised by The Hon. Joe Hockey MP and The Hon. John Cobb MP.

Mr Simons was also a tireless volunteer for numerous and diverse community organisations and contributed to the community on a number of boards, including:

- Far West Regional Development
- West State Training
- Robinson College
- Sulphide Street Railway and Museum Trust

Mr Simons died in Broken Hill on April 2, 2015 aged 83 years.

If the naming of The Flora and Fauna after Mr Simons is endorsed, the proposal to name the asset will be advertised with signage, at or on, the facility for public comment for twenty eight (28) days prior to the presentation of a report to Council for its consideration.

Following the public comment period, Council will be required to determine whether the request will be granted taking into consideration the advice of the General Manager and the outcomes of the community consultation.

#### **THE LATE KEVIN CHARLES "PRO" HART**

Mr Hart was born 30 May 1928 in Broken Hill. Next year marks 10 years since his death, which occurred 28 March 2006 and was commemorated with a State Funeral 4 April 2006, the first State Funeral held in NSW west of the Blue Mountains. At present, there is no official acknowledgement of Mr Hart or his local, national and international contributions on display in Broken Hill.

A brief biography of Mr Hart is provided below:

- 1928 Born in Broken Hill NSW
- 1958 Commenced painting full time
- 1962 First Solo Exhibition at Bonython Gallery, Adelaide, South Australia
- 1963 Commenced Eureka Stockade and Captain Cook series of paintings
- 1973 First Solo Exhibition, Qantas House, London

- 1974 Illustrated "Poems of Banjo Patterson" - Ure Smith
- 1975 Traveling Group Exhibition, Los Angeles, New York, London
- 1976 Awarded M.B.E. for services to art in Australia
- 1977 Asian series exhibition, Sydney
- 1978 Solo Show Hobart, Tasmania
- 1979 New York Exhibition, Wagner Art Gallery, Sydney
- 1980 Exhibition, Leivak Gallery, Tel-Aviv, Israel
- 1981 Town Exhibition, Wagner Art Gallery, Sydney
- 1982 Honorary Life Member of the Society International Artistique (an honor which is granted to one artist per continent)
- 1983 Citizen of the Year Award, Broken Hill, NSW, Australia
- 1984 Exhibition, Hong Kong
- 1988 Australian Bicentennial Exhibition, Hong Kong
- 1989 Exhibition "Beach Scenes and Other Works", Wagner Art Gallery, Sydney
- 1990 Visions of Gallipoli, Infinite Art Gallery, Melbourne.
- 1994 Serving Brother - The Most Venerable Order of the Hospital of St John of Jerusalem
- 1995 Honorary Life Governor - St John
- 2001 Family Exhibition, World Heritage Art, Gold Coast International, Queensland
- 2002 Masks Exhibition, House of Phillips Fine Art, Sydney
- 2003 Opening of the Pro Hart Retrospective Touring Exhibition, Monash Gallery of Art, City of Monash

Mr Hart's International Collections include:

- Harold Mertz, USA
- Lyndon Johnson, USA
- Prince Phillip, London
- Cathay Pacific Airlines, Hong Kong
- Menachem Begin, Israel
- Madam Jihan El Sadat, Egypt
- Warsaw National Gallery, Poland
- Australian Collections
- National Gallery of Australia, Canberra
- State Gallery, Hobart, Tasmania
- War Memorial, Canberra
- University of NSW
- Macquarie University, NSW
- Art Gallery of NSW
- Sydney Opera House
- State Gallery of South Australia
- Kim Bonython, South Australia
- QANTAS Airlines
- Margaret Carnegie, NSW

If the naming of The Pro Hart Outback Art Prize is endorsed, the proposal to name the asset will be advertised with signage, at or on, the facility for public comment for twenty eight (28) days prior to the presentation of a report to Council for its consideration.

Following the public comment period, Council will be required to determine whether the request will be granted taking into consideration the advice of the General Manager and the outcomes of the community consultation.

#### **Financial Implications:**

There is currently no designated budget within the Operational Plan for the naming of Council assets.

Financial implications of renaming The Flora and Fauna Sanctuary to The John Simons Flora and Fauna Sanctuary will include replacement of tourism material including:

- Living Desert Brochure – there are currently 9,000 brochures in stock which would need to be replaced with reprinted brochures reflecting the correct name - approximate cost for 20,000 brochures is \$1,606.
- Large display board in Visitors Information Centre (VIC) window – approximate replacement cost \$500.
- Pull up Banner on display at VIC – approximate replacement cost \$200.
- Datatrax Touchscreen Advertising at VIC – approximate cost <\$500.
- Highway bay advertising signs by three – approximate replacement cost is to be confirmed
- Tourist TV four minute promotional video running at the VIC produced by Broken Hill Productions – Title card reads ‘Living Desert Sculptures & Sanctuary’ – approximate cost to change title card has been advised as a minimal fee.
- An additional cost to add information to the Broken Hill Timeline Board at the VIC would also need to be considered. The replacement cost of the entire board is approximately \$500.

There is no significant financial impact of renaming The Outback Art Prize to The Pro Hart Outback Art Prize.

**Strategic Direction:**

- Key Direction: 4. Our Leadership
- Objective: 4.1 Openness and Transparency in Decision Making
- Function: 4.1.1.13 Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation
- DP Action: Leadership & Governance

**Attachments**

- |    |  |            |
|----|--|------------|
| 1. | Asset Naming Committee meeting minutes 16 September 2015   | 2<br>Pages |
| 2. | Asset Naming Committee - Application documents for renaming of The Flora and Fauna Sactuary to The John Simons Flora and Fauna Sanctuary | 8<br>Pages |

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER

ASSET NAMING COMMITTEE

16 SEPTEMBER 2015

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**MINUTES OF THE ASSET NAMING COMMITTEE MEETING HELD FRIDAY,  
SEPTEMBER 16, 2015 (12:00 P.M.)**

**PRESENT:** Councillor Algate, Councillor Adams, Councillor Browne, Manager Infrastructure Strategy

**APOLOGIES:** General Manager, Councillor Licul and Councillor Turley

**CHAIRPERSON:** Councillor Algate

**MINUTES:** Corporate Services Support Officer

**DISCLOSURE OF INTERESTS:**

No person declared a conflict of interest in relation to the Late William John Simons or the Late Pro Hart.

**ITEMS FOR DISCUSSION:**

1. **RECOGNITION OF THE LATE WILLIAM JOHN SIMONS**

**Discussion**

- The committee agreed that Mr William John Simons was significantly involved in and made significant contribution to the Living Desert and that it would be appropriate to name the Flora and Fauna Sanctuary in memory of Mr William John Simons.
- It was agreed that Council contact Mr Wayne Simons and confirm the correct name to use – e.g., The William John Simons Flora and Fauna Sanctuary or The John Simons Flora and Fauna Sanctuary.

**Recommendation**

- Council to contact Mr Wayne Simons to confirm the correct name to use for the asset naming.
- A report is submitted to Council recommending The Flora and Fauna Sanctuary be renamed to The William John Simons Flora and Fauna Sanctuary, per the correct name as provided by Mr Wayne Simons.

Moved Councillor Browne, Seconded Councillor Adams

**CARRIED**

ASSET NAMING COMMITTEE

16 SEPTEMBER 2015

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**2. RECOGNITION OF THE LATE PRO HART****Discussion**

- The committee acknowledge previous advice that meetings have been held between Council's General Manager, the Mayor and a Hart family representative, and that the Hart family make preference do not wish to move too quickly with the naming of an asset.
- Councils General Manager, the Mayor and Mrs Raylee Hart have since discussed that there may be an opportunity for an appropriate naming of an asset as part of the proposed Urban Design for the Town Square.
- As the Urban Design is subject to funding, and may take a number of years to seize an opportunity as part of this, it was suggested that the Asset Naming Committee make a determination as to whether to wait for this opportunity or name something already in existence.
- The Asset Naming Committee discussed The Outback Art Prize being renamed to be known as The Pro Hart Outback Art Prize.
- At the June 2014 Asset Naming Committee meeting it was recommended that a plaque honouring the Late Pro Hart be erected at the Visitors Information Centre as part of the Brushmen of the Bush recognition collection. This has not been completed and further research and discussion is required to determine a suitable location.

**Recommendation**

- The Asset Naming Committee contacts Mrs Raylee Hart to seek approval of the proposed renaming of The Outback Art Prize to The Pro Hart Outback Art Prize.
- A report is submitted to Council recommending the The Outback Art Prize be renamed as The Pro Hart Outback Art Prize, subject to Mrs Raylee Hart's approval. .
- That Council conduct further research and the Asset Naming Committee discuss further at the next meeting a suitable place to erect a plaque honouring the Late Pro Hart as part of the Brushmen of the Bush recognition collection.

Moved Councillor Adams, Seconded Councillor Browne

**CARRIED**

**FUTURE AGENDA ITEMS:**

Next meeting to be held once a response is received from the Hart Family.

Meeting closed at 12:20pm.

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Page 2

I have enclosed in this letter two statutory declarations to support my original submission to the Broken Hill City Council for consideration of the renaming of the Living Desert section of the sanctuary after my late Father William John Simons.

- One statutory declaration from Ron Carter Railway Museum trust
- One statutory declaration from Pat Reville community member of the Railway Museum trust
- I believe that West State training have also submitted a statutory declaration, again supporting this submission.
- I have been in contact with John Cobb MP, the following councillor's such as Mayor Cuy, D Turley, B Licul, D Gallagher, B Algate, J Nolan, J Richards, T Manns, C Adams and M Browne to name a few. Many have indicated that this submission has merit and are prepared to support it.

So, I hope that the Broken Hill City Council Naming Committee looks favorably upon this submission.

Also attached to this letter is the original letter that I sent to the Broken Hill City Council before receiving advice and the document outlining the correct procedure to put in place a submission of this nature.

Regards

**NAMING committee**

I am writing to you on a matter regarding my father's contribution to the local community and to the Broken Hill City Council as a councilor. I know you are aware of his passing and I feel it would be fitting that his contribution was recognised by the City of Broken Hill City and the Council of Broken Hill. I am certain that you are also aware of his contribution to the implementation of the Living Desert Site.

Some years ago, I was at the Living Desert site and found that an existing Photo of my Father had been taken down from the entry shelter to the Planted site of the Living Desert site. I was also a volunteer at this site for a number of years, and with my father we attended many working bee's as well as many Tree planting days at the living Desert site. Later my nephew also attended these planting days. Around that time I also had a conversation with Darryl Ford the site ranger and he indicated that the information on display was old and needed to be replaced. My recollection is that there was a photo of my Father and a photo of the volunteers including myself on the wall of the shelter as well as information about the site.

I confess that I have not been to the site for a while and the Council may well have put some new information in place at this shelter. I and my family would like to think that because of his contribution to making this site a reality that it would be fitting that perhaps the living desert bears some connection in name or by other means to Councilor William John Simons. If the Broken Hill City Council does decide to recognise his efforts we would also like to think that this recognition reflects his efforts and contributions to the site and the community.

I and my family would like you to send letter on to the Naming committee or process these request as a representative of the Broken Hill City Council and that further serious consideration is given in recognising my Fathers efforts. I do not think that the re-naming of the Living Desert Site would too much to ask or consider.

Yours Sincerely

Broken Hill City Council  
Asset Naming Committee  
Broken Hill 2880

To Whom it may Concern

I support request that the Council consider honouring William (John) Simons for his contribution to the Broken Hill community.

I knew John for almost sixty years and was aware of his great involvement with Council and the community.

My own community experience with John was as a fellow Trustee of the Sulphide Street Railway & Historical Museum Trust; a position he held for twenty two years. He assisted the museum greatly in the purchasing and preservation of important pieces of history.

I commend submission to Council.



Broken Hill NSW 2880

27 May 2013

We would like to suggest that the Living Desert be renamed as the John Simons Living Desert in recognition of the former Councillor John Simons. John who passed away recently was a tireless hard worker and campaigned in instigating the Living Desert from Day 1 and fought hard to make the area the show piece that it is today.

If this suggestion is not possible to name the whole area, perhaps another section can be named in honour of this great hard working and proud Broken Hill citizen – perhaps the Flora and Fauna Sanctuary can be named the John Simons Flora and Fauna Sanctuary.

Yours faithfully

Broken Hill City Council  
Asset Naming Committee  
Broken Hill 2880

To the Asset Naming Committee

I ask you to consider this submission for recognition of my father William John Simons who died on the 2 April this year. He contributed to the Broken Hill community as a councillor, member of many 355 committees and as a volunteer for several organisations but I would like to particularly bring to you attention his role in the creation of the wildlife sanctuary at the Living Desert which was acknowledged by Federal politicians Joe Hockey and John Cobb.

I hope you will agree John is a worthy recipient of an honour being bestowed on him by the city.

**William John Simons**

**1931: Born Broken Hill**

**1987-2004: Broken Hill City Councillor**

**1999-2001 Deputy Mayor**

**2002-2004: Deputy Mayor**

**Community Organisations representation:**

**Far West Regional Development Board**

**West State Training**

**Robinson College**

**Sulphide Street Railway & Historical Museum Trust**



June 5<sup>th</sup> 2015

## West State Training Ltd

193 Argent Street, PO Box 617  
Broken Hill, NSW 2880  
Phone (08)80876588  
Fax (08) 8087 8337  
Email [westate@inet.net.au](mailto:westate@inet.net.au)  
[www.weststatetraining.com.au](http://www.weststatetraining.com.au)

A.C.N. 003 912 230  
A.B.N. 57 003 912 230

Broken Hill City Council  
Naming Committee  
P.O. Box 6222  
Broken Hill NSW 2880

Dear Melissa Scott,

It is my pleasure to write a letter in support for John Simons to be recognised in the naming of a landmark within the Broken Hill Community.

John has been a long standing Board Member/Director of West State Training. John always put the heart of the Broken Hill community first before himself. He was a strong believer in keeping the 'Broken Hill Proud' theme resonating throughout his lifetime, to motivate Broken Hill residents and generate a more positive attitude towards our city and its future. John donated much of his priceless knowledge, dedicating himself to many unpaid committees/Boards within the Broken Hill community. John's effort in the opening of 'The Living Desert' shows his distinction towards the bettering of Broken Hill's tourism and overall attraction to our township.

In conclusion, I fully support the efforts of Wayne Simons in the naming of a landmark in Broken Hill in recognition of John Simons.

Sincerely,



Andrew Pressler

Manager

**Dear Therese**

**NAMING committee**

I am writing to you on a matter regarding my father, William John Simons and his contributions to the local community and the Broken Hill City Council as a councillor. I know you are aware of his passing and I feel it would be fitting that his contribution was recognised by both the City of Broken Hill and the Broken Hill City Council. I am certain that you are also aware of his contribution to the implementation of the Living Desert Site.

Some years ago, I was at the Living Desert site and found that an existing Photo of my Father had been taken down from the entry shelter to the Planted site of the Living Desert site. I was also a volunteer at this site for a number of years, and with my father we attended many working bee's as well as many Tree planting days at the Living Desert site. Later my nephew Lachlan Fisher also attended these planting days. Around that time, I had a conversation with Darryl Ford, the site ranger and he indicated that the information on display was old and needed to be replaced. My recollection is that there was a photo of my Father and a photo of the volunteers including myself on the wall of the shelter as well as information about the site. I have not been to the site for a while and the Council may well have put some new information in place at this shelter.

I and my family believe that, due to his contribution to making this site a reality, it would be fitting that the Living Desert site bears his name. We would also like to think that this recognition would be again a fitting recognition of his efforts and contributions to the site and the community.

I and my family kindly request that you send this letter on to the Naming committee, or process this request as a representative of the Broken Hill City Council. And we sincerely hope that further serious consideration is given in recognising my Fathers efforts. I do not think that the re-naming of the Living Desert Site would too much to ask or consider.

Finally my fathers contributions are briefly detailed below,  
John had a strong passion for community and Broken Hill and joined the Broken Hill Branch of the labour party. John run for Alderman with the local council and was first elected on September 1987 and severed continuously until March27, 2004 for four terms.

John served as Deputy Mayor in 1999 -2001 and from 2002 – 2004.

John also served on many Council standing committees, in-house council committees, and council section committees such as the 527 and the 355 committees as well as many extremely committees.

In 2003, John resigned from the Labour Party and stood for Mayor as an independent narrowly missing out on the position.

Yours Sincerely

ORDINARY MEETING OF THE COUNCIL

October 7, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 240/15

SUBJECT:                    COMMUNITY ASSISTANCE REQUESTS FOR OCTOBER    11/117

**Recommendation**

That Broken Hill City Council Report No. 240/15 dated October 7, 2015, be received.

That Council approves the request from the YMCA for waiver of the Sturt Park Hire fees of \$499.44 for the conduct of an 8 week fitness challenge program.

That Council endorses the Mayor's approval of the request from the Silver City Race Club Inc. for in-kind assistance to the value of approximately \$1,320.00 for the provision and servicing of MGB's and dumper bins for the Silver City Race Meeting on Saturday, October 24, 2015.

**Executive Summary:**

Council has received the following requests for Community Assistance from:

1. YMCA – request for waiver of the Sturt Park hire fee for the conduct of an 8 week fitness challenge program.
2. Silver City Racing Club – request for in-kind assistance for waste services.

**Report:**

The Broken Hill City Council has developed and adopted the "Community Assistance Policy" ("the Policy"), which provides the framework for Council to contribute money or otherwise grant financial assistance to community based organisations through:

- Rate Subsidies;
- Rental Subsidies;
- Community Donations Program;
- Community Grant Program; and
- REX Corporate Flyer Program.

Under this Policy, Council does not make donations to:

- Individuals – although requests from individuals will be considered on merit
- Profit making businesses
- Organisations or groups that are not incorporated
- Political parties or lobby groups
- Recipients of any other financial or other type of assistance from Council in that financial year with the exception of rates or rental subsidies
- Individual projects that have received funding from the Federal or State Government
- Organisations raising funds on behalf of another group which is itself a recipient of financial assistance from Council or is a Federal or State Government funded initiative

- Organisations based outside the city boundary of Broken Hill, unless the demonstrated benefits are primarily to the Broken Hill community
- Sporting organisations may be eligible for funding if they can demonstrate that their project or program will benefit the community of Broken Hill e.g. increase visitation rates, provide training or knowledge opportunities not available in the City. Each project will be considered on merit.

The Community Assistance Policy is currently under review with a Draft Community Assistance Grant Policy on public exhibition following the August meeting of Council. The aim of the draft policy is to provide a more appropriate and equitable framework for determining financial assistance to be provided to the community of Broken Hill.

The balance of the discretionary Community Assistance Policy budget for 2015/2016 is **\$8,601.00**.

#### Rate Subsidies:

Requests for Rate Subsidies Donations are considered against the current Community Assistance Policy:

#### **Clause 7.1 – Purpose**

*The purpose of Rate Subsidies Donations under the Community Assistance Policy is to assist community groups with the cost of the rates payable on their principal facility, classified under Council's Business Rate, excepting in the case where land comprises licensed premises.*

#### **Clause 7.2 - Limit**

*Council will provide a 100% rate subsidies donation to organisations to "existing community groups" located in the area that was incorporated as a result of the 2008 City Boundary Review (minute no. 37944). These community groups are outlined at Attachment A. The community groups do not need to apply to Council for this to occur.*

*Council may also provide discretionary rate subsidies donations to organisations to the equivalent value of 100% difference between the applied Business Rate and the Residential Rate for the same property, subject to the availability of Council funds.*

#### **Clause 7.3 - Method of Application**

*Rate Subsidies to "existing community groups" will be reported to Council in August each financial year. Following endorsement, amounts will be automatically deducted from the property.*

*To receive a discretionary rate subsidy donation, each organisation is to formally make a request in writing by June 30 in the current rating year. No retrospective claims will be considered.*

#### **Clause 7.4 – Approval**

*Committed Rates subsidy donations are determined by Council in August each year, following an assessment against the Eligibility Criteria at Section 5 of the Community Assistance Policy.*

#### **Clause 7.5 – Acknowledgement**

*All recipients or rate subsidy donations must agree to acknowledge Council's contribution in all publicity relating to the organisation. This includes logos and statements in all advertising and promotional material, media releases and in other promotional contexts. Council will provide full details of this condition with each donation.*

#### **Community Donations Program**

Requests received since the August 2015 Council Meeting, which are deemed necessary to be dealt with by Council and paid from the discretionary component of the Community Assistance Budget include:

**1. YMCA NSW - 8 week fitness challenge**

Council has received a request from YMCA NSW requesting waiver of the Sturt Park hire fee for the conduct of an 8 week fitness challenge program. YMCA NSW has requested a small section of the park on Saturday's from 8am – 8.45am starting October 31, 2015, ending December 19, 2015.

Sturt Park Hire fees \$62.43 x 8 weeks Total = \$499.44

It is recommended that this request for Community Assistance be approved as it promotes community participation and promotion of a healthy lifestyle.

**2. Silver City Races**

Council has received a request from the Silver City Racing Club Inc. for in-kind assistance by way of waiver of waste services fees towards the Silver City Race Meet on Saturday, October 24, 2015.

Due to the late submission of the request (received by Council on October 21, 2015), and given that the request complies with the Community Assistance Policy and that Council has historically provided Community Assistance for the Silver City Races; the Mayor has approved the request.

The total of the request is approximately \$1,320.00.

The request is now reported to Council for its endorsement of the Mayor's approval.

**Strategic Direction:**

|                |   |
|----------------|---|
| Key Direction: | 4. - Our Leadership   |
| Objective:     | 4.3 - We Unite to Succeed   |
| Function:      | Leadership and Governance   |
| DP Action:     | 4.3.1.7 - Gain a better understanding of possible alignments between Council and community groups, local associations and volunteers to ensure opportunities to work together are identified. |

Council's adopted Community Assistance Policy.

**Relevant Legislation:**

Local Government Act 1993 (Section 356).

**Financial Implications:**

Following Council's resolution at the August Council Meeting, the available balance of the Community Assistance budget is **\$8,601.00**.



**Attachments**

1. Request from the YMCA 6 Pages
2. Request from Silver City Racing Club Inc 6 Pages

SHARON HUTCH  
ACTING GENERAL MANAGER

**Butcher, Lacey**

**From:** Shane Simmons [Shane.Simmons@ymcansw.org.au]  
**Sent:** Thursday, 1 October 2015 10:41 AM  
**To:** McLaughlin, Rebecca  
**Subject:** FW: Community Assistance  
**Attachments:** Community Assistance - Sturt Park.pdf; YMCA COC ISR Broken Hill Council 29.06.2015.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**From:** Shane Simmons  
**Sent:** Wednesday, 30 September 2015 1:41 PM  
**To:** 'Ralph, Tanya'  
**Subject:** Community Assistance

Hi Tanya

Please find attached the YMCA's request for the waiver of fees to utilise the Sturt Park for an 8 Week Fitness Challenge to commence late October 2015. We would require the use of a small section of the park on Saturdays from 8am-8.45am starting 31<sup>st</sup> October ending December 19.

Attached also is our public liability certificate of currency.

Note: I have not attached a profit and loss statement as this information is considered commercial in confidence given the relationship with the contract of management at BH Aquatic Centre.

If you need anything else please let me know.

"PLEASE NOTE CHANGE TO EMAIL ADDRESS"

Regards,

**Shane Simmons** | Centre Manager  
**Broken Hill YMCA** | 78 Chloride Street Broken Hill | p 08 8088 1999  
**Broken Hill Regional Aquatic Centre** | 336 McCulloch Street Broken Hill | p 08 8080 3510  
m 0419 586 280  
e [shane.simmons@ymcansw.org.au](mailto:shane.simmons@ymcansw.org.au) w <http://www.ymcansw.org.au/centres/brokenhill/>

Follow us! facebook | twitter | youtube | Instagram



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**BROKEN HILL CITY COUNCIL**



**Broken Hill City Council**

**Application for Financial Assistance for the  
Financial Year** 2015/16

|                              |                                       |
|------------------------------|---------------------------------------|
| <b>Name of Organisation:</b> | YMCA BROKEN HILL                      |
| <b>Address:</b>              | 78 COBALT STREET BROKEN HILL NSW 2880 |
| <b>Contact Person</b>        | Shane Simmons                         |
| <b>Position:</b>             | Centre Manager                        |
| <b>Phone No. Mobile:</b>     | 0419 586 280                          |

**PART A**

**APPLICATION FOR FINANCIAL ASSISTANCE (please read Council's Community Assistance Policy before filling in this application)**

1. What is the total cash amount of your request (exclusive of GST)? \$.....
2. Do you require in-kind support  Yes  No
3. Is your group/organisation registered for GST?  Yes  No
4. Does your group/organisation have an ABN? (Australian Business Number) Yes/No  
If yes, please quote your ABN 28 067 150 010
5. Does your group/organisation have Public Liability Insurance Yes/No  
If yes please attach a Certificate of Currency
6. Is your group incorporated? Yes/No

**Please Note: Successful applications do not need to be registered for GST or have an ABN to receive a donation as classified as untied. However, should your organisation be registered for GST and/or hold an ABN, please complete the above information.**

**AUTHORISATION TO APPLY**

I, Shane Simmons, (Print Name) certify that the attached application for funding was approved by the management Committee of this Organisation YMCA Broken Hill (insert date).

Signed: [Signature] Date: 30/9/15

**BROKEN HILL CITY COUNCIL**

**PART B**

**INFORMATION REGARDING YOUR ORGANISATION**

Please supply a brief history of your organisation and its current activities.

YMCA has been servicing the local community for 100 years & delivers a wide range of health & fitness & aquatic program.

Do you require in-kind support? Please list.

Yes. Use of STURT PARK for the provision of an 8 week weightloss challenge for the community

Is the organisation based in Broken Hill? Yes

What is the number of current members of your organisation? 1250

What contributions do volunteers make to your organisation?

We have 4 volunteers across the two sites they provide a range of support including assistance on family fun days & events

Please attach your Organisation's most recent Profit & Loss Statement and Balance Sheet to your application.

Please provide details of how your Organisation intends to expend the funds:

The in kind support means the participants can continue to afford ymcra program.

How will the community of Broken Hill benefit from your Organisation's activities:

The community will be able to afford the program as additional fees for hire will not be passed on or imposed.

## **GENERAL CONDITIONS**

### **Council does not make donations to:**

- Individuals
- Profit making businesses (Council may request the submission of the most recent annual financial report)
- Organisations or groups that are unincorporated
- Political parties, lobby groups or religious groups
- Recipients of any other financial or other type of assistance from Council in that financial year
- Federal or state government funded initiatives
- Organisations raising funds on behalf of another group which is itself a recipient of financial assistance from Council or is a federal or state government funded initiative
- Organisations who have not successfully acquitted funds for previous donations from BHCC.
- Sporting/cultural groups/teams or individuals looking to further their professional careers, either in Australia or overseas.
- Sporting groups (Sporting groups should contact the Sports Council with any financial assistance requests.)
- Organisations based outside the city boundaries of Broken Hill (unless the demonstrated benefits are primarily to the Broken Hill community).

### **Acknowledgement**

All grant recipients must agree to acknowledge Council's contribution in all publicity relating to the events or activity. This includes logos and statements in all advertising and promotional material, media releases and in other promotional contexts. Full details of this condition, including appropriate logos, is to be provided with each grant.

Further inquiries relating to Council's Community Assistance Policy can be directed to Council's Customer Services team on 8080 3300.

**BROKEN HILL CITY COUNCIL**

Please list donations given to your Organisation by Council over the last three (3) years:

| Amount Received | Date   | Purpose to which Funds were Applied |
|-----------------|--------|-------------------------------------|
| In kind support | 3/2015 | Fun Run - Living Desert.            |
|                 |        |                                     |
|                 |        |                                     |

Has your Organisation made application for financial assistance from other bodies in the last 12 months? Yes/No

If yes, please complete the following table:

| Funding Body | Date Application Lodged | Amount Sought | Amount Granted |
|--------------|-------------------------|---------------|----------------|
|              |                         |               |                |
|              |                         |               |                |
|              |                         |               |                |

**PART C**

**ADDITIONAL INFORMATION**

Please provide any additional information you consider necessary.

This program and future program means the community can participate in healthy activity outdoors.  
It also enables the YMCA to keep the best of program such as this for member use.



# Certificate of Currency

Aon Risk Services Australia Limited  
ABN 17 000 434 720 AFSL 241141

The National Council of the YMCAs of Australia  
Level 1, 88 Market Street  
South Melbourne Vic 3205

To whom it may concern,

In our capacity as Insurance Brokers to The National Council of the YMCAs of Australia, we hereby certify that the under mentioned insurance policy is current.

**As at Date**

29 June 2015

## Policy Information

**Policy Type**

Industrial Special Risks

**Insured**

The National Council of the YMCAs of Australia and all Associations, Affiliated Organisations and Clubs including Trustees, Committees including subsidiary or controlled companies and all parties for whom the Insured undertakes to insure for their respective rights and interests.

**Insurer**

XL Insurance Company Limited

**Policy Number(s)**

AU00002680PR15A

**Period of Insurance**

From 4.00pm 30 June 2015 to 4.00pm 30 June 2016

**Interest Insured**

**Section 1 – Material Loss or Damage**

All real and personal property of every kind and description (except as specifically excluded) belonging to the Insured or for which the Insured is responsible or has assumed responsibility prior to the occurrence of any damage, including all such property in which the Insured may acquire an insurable interest during the Period of Insurance.

**Section 2 – Consequential Loss**

Loss resulting from interruption to the business consequent upon physical loss or destruction of or damage to property used by the Insurer by a peril not excluded.

**Limit of Liability**

Sections 1 & 2 Combined: \$45,000,000

**Situation and/or Premises**

Anywhere in Australia including contract sites, where the Insured has property or carries on business or has goods or other property stored or being processed or has work done.

**Interested Party**

Noting Broken Hill Council in respect to the YMCA of Sydney for their respective rights and interests for their respective rights and interests.

**Important notes**

This document is a summary of the policy and is not intended to be a substitute for the full policy document. It is intended to provide a general overview of the policy and is not intended to be a substitute for the full policy document. It is intended to provide a general overview of the policy and is not intended to be a substitute for the full policy document.

It is important to read the full policy document carefully to understand the terms, conditions, coverages, exclusions, and limitations of the policy. The full policy document is available on the AON website at [www.aon.com.au](http://www.aon.com.au).

The policy is subject to the terms, conditions, coverages, exclusions, and limitations of the policy. The policy is subject to the terms, conditions, coverages, exclusions, and limitations of the policy. The policy is subject to the terms, conditions, coverages, exclusions, and limitations of the policy.

For more information, please contact your broker or AON at [www.aon.com.au](http://www.aon.com.au).



**SILVER CITY RACING CLUB INC**

PO Box 316 BROKEN HILL NSW 2880

ABN 19 915 053 867

Phone 0428 532 705

E: [silvercitycup@bigpond.com](mailto:silvercitycup@bigpond.com)

President: Dave Gallagher

Vice President: Jane Weekes

12 October 2015

The Manager  
Broken Hill City Council  
PO Box 448  
BROKEN HILL NSW 2880

Re IN-KIND SUPPORT – SILVER CITY CUP

Please find attached an application from the Silver City Racing Club Inc for in-kind support for dumpers and mobile garbage bins for the Annual Silver City Cup Meeting on Saturday 24 October 2015.

Broken Hill City Council has in past years, generously supported our event by supplying in-kind assistance to the value of \$1250.00 for provision of waste collection services) under your Community Assistance Policy.

We look forward to receiving favourable consideration of our application

Yours sincerely

A handwritten signature in cursive script, appearing to read 'Cheryl Krutli'.

Cheryl Krutli  
Secretary / Treasurer  
Ph: 0407 195 459

***Silver City Cup Saturday 24 October 2015***

[www.facebook.com/silvercitycup](http://www.facebook.com/silvercitycup)



**BROKEN HILL CITY COUNCIL**



## Broken Hill City Council

**Application for Financial Assistance for the Financial Year** 2015/2016

|                              |                                 |
|------------------------------|---------------------------------|
| <b>Name of Organisation:</b> | SILVER CITY RACING CLUB INC     |
| <b>Address:</b>              | PO Box 316 BROKEN HILL NSW 2880 |
| <b>Contact Person</b>        | CHERYL KRUTLI                   |
| <b>Position:</b>             | SECRETARY / TREASURER           |
| <b>Phone No. Mobile:</b>     | 0407 195 459                    |

### PART A

**APPLICATION FOR FINANCIAL ASSISTANCE** (please read Council's Community Assistance Policy before filling in this application)

1. What is the total cash amount of your request (exclusive of GST)? \$.....
2. Do you require in-kind support  Yes  No
3. Is your group/organisation registered for GST?  Yes  No
4. Does your group/organisation have an ABN? (Australian Business Number)  Yes  No  
If yes, please quote your ABN... 19 907 053 862.....
5. Does your group/organisation have Public Liability Insurance?  Yes  No  
If yes please attach a Certificate of Currency
6. Is your group incorporated?  Yes  No

**Please Note:** Successful applications do not need to be registered for GST or have an ABN to receive a donation as classified as untied. However, should your organisation be registered for GST and/or hold an ABN, please complete the above information.

#### AUTHORISATION TO APPLY

I, CHERYL KRUTLI, (Print Name) certify that the attached application for funding was approved by the management Committee of this Organisation 1.10.2015 (insert date).

Signed: C. Krutli Date: 16.10.15

**BROKEN HILL CITY COUNCIL**

**PART B**

**INFORMATION REGARDING YOUR ORGANISATION**

Please supply a brief history of your organisation and its current activities.

THE SILVER CITY RACING COMMENCED IN 1889 + IS THE OLDEST CLUB OF ITS TYPE IN THE FAR WEST OF NSW CONDUCTING AN ANNUAL THOROUGHBRED HORSE RACE MEETING. THE EVENT IS PROMOTED AS A FAMILY RACE DAY WITH A LARGE FOCUS ON ACTIVITIES FREE OF CHARGE FOR CHILDREN ALLOWING FAMILIES TO ENJOY A LOW COST DAY OUT

Do you require in-kind support? Please list.

PROVISION OF 6 DUMPERS AND 50 MOBILE GARBAGE BINS

Is the organisation based in Broken Hill? YES

What is the number of current members of your organisation? 12 COMMITTEE MEMBERS

What contributions do volunteers make to your organisation?

THE ENTIRE EVENT IS CO-ORDINATED BY VOLUNTEERS APART FROM RACING OFFICIALS + PROFESSIONAL STAFF WHICH ARE NECESSARY UNDER NSW RACING INDUSTRY REGULATIONS

Please attach your Organisation's most recent Profit & Loss Statement and Balance Sheet to your application.

Please provide details of how your Organisation intends to expend the funds:

IN-KIND SUPPORT TO REDUCE COST OF DUMPERS + MGB'S FOR RACE DAY WASTE DISPOSAL

How will the community of Broken Hill benefit from your Organisation's activities:

COMMUNITY GROUPS ARE PAID A FEE FOR SERVICE WHICH CONTRIBUTES TO THEIR FUND RAISING TO SUPPORT THEIR OWN CLUBS. SPORTING GROUPS + SERVICE CLUBS RETAIN ANY FUNDS RAISED BY CATERING ON RACE DAY. THE CLUB MAINTAINS A POLICY OF SUPPORTING LOCAL BUSINESSES FOR GOODS + SERVICES FOR THE EVENT

**BROKEN HILL CITY COUNCIL**

Please list donations given to your Organisation by Council over the last three (3) years:

| Amount Received | Date | Purpose to which Funds were Applied |
|-----------------|------|-------------------------------------|
| IN KIND \$1250  | 2014 | GARBAGE SERVICES                    |
| IN KIND \$1250  | 2013 | GARBAGE SERVICES                    |
| IN KIND \$1176  | 2012 | GARBAGE SERVICES                    |
|                 |      |                                     |

Has your Organisation made application for financial assistance from other bodies in the last 12 months? Yes/No

If yes, please complete the following table:

| Funding Body | Date Application Lodged | Amount Sought | Amount Granted |
|--------------|-------------------------|---------------|----------------|
|              |                         |               |                |
|              |                         |               |                |
|              |                         |               |                |
|              |                         |               |                |

**PART C**

**ADDITIONAL INFORMATION**

Please provide any additional information you consider necessary.

THE RACE CLUB OBTAINED GOODS & SERVICES FROM 31 LOCAL BUSINESSES IN 2014 & PROVIDED THE OPPORTUNITY FOR 10 LOCAL CHARITABLE, SPORTING & COMMUNITY GROUPS TO RAISE FUNDS FOR THEIR OWN ORGANISATIONS. THE EVENT CONTINUES TO ATTRACT GROWING NUMBERS OF VISITORS TO BROKEN HILL FROM SA & VICTORIA AND OTHER REGIONS ON NSW, PROVIDING REVENUE FOR THE LOCAL TOURISM & HOSPITALITY ESTABLISHMENTS. THE EVENT IS PROMOTED IN SUNRAYSEA & SOUTH AUSTRALIA ON TV & RADIO WITH INCREASING SUCCESS IN ATTRACTING NEW CUSTOMERS - BOTH PATRONS & HORSE TRAINERS. THE CLUB'S EXECUTIVE HAS OVER 40 YEARS COMBINED IN EVENTS MANAGERMENTS RUN PROFESSIONALLY & IN STRICT ADHERENCE TO INDUSTRY REQUIREMENTS.

7:16 AM  
20/10/15  
Accrual Basis

**SILVER CITY RACING CLUB INC**  
**Profit & Loss**  
July 2014 through June 2015

|                                    | <u>Jul 14 - Jun 15</u> |
|------------------------------------|------------------------|
| <b>Ordinary Income/Expense</b>     |                        |
| <b>Income</b>                      |                        |
| Bar Sales                          | 27,028.83              |
| Donation                           | 1,541.82               |
| Fashions on the Field              |                        |
| Fashions Donations                 | 300.00                 |
| Fashions on the Field - Other      | 1,550.00               |
| <b>Total Fashions on the Field</b> | <u>1,850.00</u>        |
| General Admission Tickets          | 14,554.66              |
| Membership                         | 5,251.04               |
| Merchandise                        | 329.97                 |
| Other revenue                      | 4,212.31               |
| Private Pagoda                     | 3,240.91               |
| Race Book Sales                    | 1,924.77               |
| Race Sponsorship                   | 24,700.00              |
| Racing NSW Payments                | 35,925.20              |
| Raffle                             | 1,987.28               |
| Re-imbursed Expenses               | 3,973.27               |
| Reserved Picnic Sites              | 5,454.54               |
| Sales                              | 183.18                 |
| Sponsorship General                | 25,327.20              |
| Trackside Marquee                  | 3,302.78               |
| <b>Total Income</b>                | <u>160,797.76</u>      |
| <b>Gross Profit</b>                | 160,797.76             |
| <b>Expense</b>                     |                        |
| Admin Staff                        | 1,781.25               |
| Admission Expenses                 | 21.59                  |
| Advertising                        | 6,087.35               |
| Bank Fees                          |                        |
| Merchant Fees                      | 766.54                 |
| Bank Fees - Other                  | 47.00                  |
| <b>Total Bank Fees</b>             | <u>813.54</u>          |
| Bar Expenses                       | 17,306.17              |
| Celebrity Expenses                 | 7,922.01               |
| Childrens Activities               | 1,486.36               |
| Committee Expenses                 | 924.56                 |
| Electricity                        | 632.85                 |
| Fashions Expenses                  | 1,467.06               |
| Fees and permits                   | 160.91                 |
| Floats                             | 6,800.00               |
| Fuel and oil                       | 781.62                 |
| General expenses                   | 1,363.64               |
| Hire of plant and equipment        | 600.00                 |
| Honorarium                         | 3,000.00               |
| Insurance                          |                        |
| General                            | 133.64                 |
| Insurance - Other                  | 518.10                 |
| <b>Total Insurance</b>             | <u>651.74</u>          |
| Membership Expenses                | 1,740.46               |
| Office Supplies                    |                        |
| General Office Supplies            | 3,587.43               |
| <b>Total Office Supplies</b>       | <u>3,587.43</u>        |

7:16 AM  
20/10/15  
Accrual Basis**SILVER CITY RACING CLUB INC**  
**Profit & Loss**  
July 2014 through June 2015

|                                | <u>Jul 14 - Jun 15</u> |
|--------------------------------|------------------------|
| Photo Finish Costs             | 1,213.64               |
| Picnic Sites                   | 5,910.82               |
| Postage                        | 323.73                 |
| Printing and stationery        | 1,806.70               |
| Private Marquees               | 3,243.81               |
| Prize Money & Trophies         | 45,710.12              |
| Protective Clothing & Supplies | 16.27                  |
| Race Books                     | 2,303.96               |
| Race Day Services              | 10,892.89              |
| Race Day Staff Wages           | 2,750.00               |
| Racing NSW Charges             | 318.18                 |
| Raffle Expenses                | 572.11                 |
| Rent                           | 4,150.00               |
| Sign writing                   | 800.00                 |
| Sponsor Expenses               | 8,686.93               |
| Stabling                       | 60.00                  |
| Subscriptions                  | 275.00                 |
| Suspense                       | 9.99                   |
| Telephone & Internet           | 1,053.67               |
| Track Preparation              | 402.51                 |
| Video & Sound Race Day         | 7,090.91               |
| Water - race day               | 1,527.44               |
| <b>Total Expense</b>           | <u>156,267.22</u>      |
| <b>Net Ordinary Income</b>     | <u>4,530.54</u>        |
| <b>Net Income</b>              | <u><u>4,530.54</u></u> |

## ORDINARY MEETING OF THE COUNCIL

October 13, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 241/15

SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING  
NO.353, HELD 7 OCTOBER 2015 11/397

**Recommendation**

That Broken Hill City Council Report No. 241/15 dated October 13, 2015, be received.

That the Minutes for the Local Traffic Committee Meeting No.353, held October 7, 2015 be received.

**Executive Summary:**

The Local Traffic Committee has no decision making power. The Broken Hill City Council Local Traffic Committee is primarily a technical review committee, which is required to advise the Council on matters referred to it by the Council.

**Report:**

The purpose of this report is to advise Council of the outcome of the Local Traffic Committee Meeting held October 7, 2015. The committee made a number of recommendations of which, all were operational.

**Strategic Direction:**

Recommendations made by the Local Traffic Committee accord with Council's Delivery Plan, Key Direction 4: *Our Leadership*; Objective 4.3: We unite to succeed; Strategy 4.3.1.1: *Identify issues and projects which may benefit from the creation of a committee or workgroup.*

**Relevant Legislation:**

- *Road Transport (Safety and Traffic Management) Regulation 1999, and*
- *Road Rules 2008*

Council has been delegated certain powers, from the Roads and Maritime Services, with regard to traffic matters upon its local roads (but not state highways). A condition of these delegations is that Council must take into account the Local Traffic Committee recommendations although it is not bound to accept them.

- The members are the **NSW Police Service, the Roads and Maritime Service, the Local State Member of Parliament (or their representative for the location of the issue to be voted upon) and Broken Hill City Council.**
- Broken Hill City Council may allow the public to attend and speak at its Local Traffic Committee on issues of concern for a maximum of five minutes.

- If either the Police or RMS representative on the Local Traffic Committee disagrees with any Local Traffic Committee recommendation or Council Resolution on any Local Traffic Committee recommendation, that member may lodge an appeal with the Sydney Regional Traffic Committee for determination. The appeal must be lodged in writing within 14 days of Council's resolution.
- Any action relative to any issue under appeal must cease until the matter is determined.
- The Sydney Regional Traffic Committee is chaired by an independent chairperson and submissions and representations are welcomed from all interested parties.

**Financial Implications:**

The financial implications are mentioned above for each of the recommendations made by the Local Traffic Committee.

**Attachments**

1. Minutes of the Local Traffic Committee Meeting 353 - October 2015 4 Pages
2. Local Traffic Committee Action List - October 2015 8 Pages

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER

---

The Minutes of the Local Traffic Committee Meeting No. 352 have been approved by voting members on line:

All in favour: RMS, BHCC & Local Member, Police  
Yet to vote Nil  
Against: Nil

---

MINUTES OF LOCAL TRAFFIC COMMITTEE MEETING NO. 353  
HELD WEDNESDAY OCTOBER 7, 2015  
COMMENCING AT 9.30 AM  
SECOND FLOOR COUNCIL ADMINISTRATION BUILDING

**MEETING OPEN: 9:35 am**

Welcome to all present

*David Zhao chaired the meeting.*

**353.1 PRESENT:**

|                       |  |
|-----------------------|--|
| David Zhao (Chair)    | Infrastructure Project Engineer            |
| Joe Sulicich          | Roads and Maritime Services Representative |
| Peter Beven           | Local Member Representative                |
| Sergeant Leigh Hawdon | Broken Hill Representative                 |
| Marion Browne         | Councillor                                 |
| Kath Whitehead        | BHCC Minute Secretary                      |

**353.2 APOLOGIES:** - Andrew Bruggy (Chair) Manager Infrastructure Strategy  
Inspector Michael Dawson Broken Hill Representative  
Sergeant Kerri Lane Broken Hill Police Representative

**ABSENT: - NIL**

**353.3 DISCLOSURE OF INTEREST: - NIL**

**353.4 REPRESENTATIONS: - NIL**



**353.5 ADOPTION OF PREVIOUS MINUTES:**

It was noted that the previous minutes of meeting No. 353 held September 1, 2015 were confirmed via online voting as follows:

|                |                                  |
|----------------|----------------------------------|
| All in favour: | RMS, BHCC, Local Member & Police |
| Yet to vote:   | Nil                              |
| Against:       | Nil                              |

**353.6 COUNCIL RESOLUTIONS ON TRAFFIC COMMITTEE MATTERS:**

The following Committee Recommendations endorsed by Council at their meeting held September 30, 2015

ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 210/15 - DATED SEPTEMBER 02, 2015  
- MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO.352, HELD 1 SEPTEMBER  
2015 11/397

Recommendation

That Broken Hill City Council Report No. 210/15 dated September 2, 2015, be received.

That the Minutes for the Local Traffic Committee Meeting No.352, held September 1, 2015 be received.

**RESOLUTION**

Minute No. 1

|                               |   |                                       |
|-------------------------------|---|---------------------------------------|
| Councillor D. Gallagher moved | ) | That the recommendation of item 18 be |
| Councillor M. Browne seconded | ) | adopted.                              |

CARRIED

**353.7 MATTERS ARISING FROM THE PREVIOUS MEETING or FROM COUNCIL RESOLUTIONS:**

346.8.3 Request by Fran McKinnon, National Trust of Australia, Broken Hill and District Branch to establish directional signs to the site of the "Ambush train/ore truck" in two locations being Corner of Brookfield Avenue and Morgan Street and at the corner of Doe and Hynes Street.

Mr Joe Sulicich, RMS Representative advised the committee that approval from TASCOS to erect the signs is not required as they are not being erected on State Roads.

**Agreed Action:**

*That confirmation be sorted from TASCOS that their approval is not required to erect the directional signs to the site of the "Ambush train/ore truck" as they are not being erected on a State road.*

**Recommendation:**

*That directional signs to the site of the "Ambush train/ore truck" be ordered and erected.*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

- 353.7.1 Original request received July 2014 from the Far West Local Health District to consider reducing the speed limit to 40km per hour within the vicinity of the Hospital and the GP Super Clinic. The main concern raised that pedestrian traffic has increased since the Super Clinic has opened.

Counters were placed in the area in December 2014, however the results from these counters are unable to be located.

**Agreed Action:**

*That the counters be replaced for a further period of two weeks. Results from the Counters are to be submitted to the Local Traffic Committee in December for consideration of reducing the speed limit within this area is warranted.*

**Recommendation:**

*That once data is collected that it be submitted to the Committee at its meeting to be held in December for further consideration.*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

**353.8 CORRESPONDENCE:**

- 353.8.1 D15/41372 – Report prepared by Infrastructure Strategy advising the Committee that a Broken Hill Parking Strategy Survey has been created to gauge the communities views on the City's parking options to assist Council in the development of a draft Parking Strategy.

The survey is available for completion on line and pop-up community consultation are currently been undertaken.

**Agreed action:**

*That the proposed Draft Parking Strategy Policy be submitted to the Committee once prepared for consultation before it's submitted to Council for endorsement.*

**Recommendation:**

*That the proposed Draft Parking Strategy Policy be submitted to the Committee once prepared for consultation.*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

**353.9.1 GENERAL BUSINESS:**

353.9.1 Mr David Zhao, Infrastructure Project Engineer advised the committee that Mica Lane has been re-signed to a one-way directional lane to assist with traffic congestion within the area especially in high peak morning and afternoon school pick-up and drop-off times.

David reported that although the signs have been installed they are not being obeyed and asked the Police to conduct regular patrols of this area to enforce the new traffic change.

**Agreed Action:**

*That the Police conduct regular patrols of Mica Lane in the vicinity of Central School to ensure the newly established traffic change is being obeyed.*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

**353.10 ITEMS FOR NEXT MEETING: NIL**

**353.11 NEXT MEETING DATE:** November 4, 2015

**MEETING CLOSED:** 10:05 am

Trim – 11/397

Action List - Local Traffic Committee

Updated: October 16, 2015

| Item No. | Recommendation   | CRM /Trim No. | Responsible Officer   | Status/Review Date  | Target Date  |
|----------|--|---------------|---|---|--|
| 337.8.2  | <p><b>Art Gallery Car Park</b></p> <p>Council at their meeting held March 26, 2014 requested that the Traffic Committee and Council further investigate the parking arrangements for the Car Park adjacent the Broken Hill Regional Art Gallery.</p> |               | <p>Report 337.8.2</p> <p>Endorsed at Council's Meeting dated 28/5/2014</p> <p>12 November 2014</p> <p>2 December 2014<br/>Vikram</p> <p>3 February 2015<br/>Andrew</p> <p>10 March 2015<br/>Andrew</p> <p>14 April 2015</p> | <p><b>Recommendations:</b></p> <p>(a) That 10 car parking spaces at the Art Gallery car park be designated as 2 hour parking.</p> <p>(b) That 10 car parking spaces at the Art Gallery car park be designated as 4 hour parking.</p> <p>(c) That the existing disabled and staff car parks in the Art Gallery car park remain in their current locations.</p> <p>(d) That the remaining car parks (20) be designated as permit parking with the applicable fee to be in accordance with Council's schedule of Fees and Charges.</p> <p>That the change in parking arrangements at the Art Gallery Car Park be reviewed in six months, and the findings reported to Council.</p> <p>These recommendations were carried and resolved by Council at their meeting held 30/7/2014.</p> <p>Prior to the signs being changed in the car park a Policy for 'Permit Parking' will be developed by Council.</p> <p>CRM 18809/2014 – Request for the signs to be changed.</p> <p>That the committee review the current parking arrangements at their next scheduled committee meeting in December 2014 and a report be prepared on the results.</p> <p>That the draft 'Permit Parking' Policy be reviewed at the February 2015 Meeting.</p> <p><b>Agreed Action:</b></p> <p>That the issuing of permit parking permits at the car park adjacent the Broken Hill Regional Art Gallery commence and be reviewed in six months by way of a report to the committee.</p> <p><b>Agreed Action:</b></p> <p>Andrew Bruggy, Manager Infrastructure Strategy to prepare a draft policy for "Permit Parking" for consideration by the committee at the next meeting scheduled for March 10, 2015.</p> <p>Andrew advised that he was still working on Policy and will submit to the next meeting scheduled for 14 April 2015</p> | <p>10 March 2015</p> <p>14 April 2015</p> <p>2 June 2015</p> |

| Item No. | Recommendation   | CRM /Trim No.                     | Responsible Officer  | Status/Review Date  | Target Date                          |
|----------|--|-----------------------------------|--|---|--------------------------------------|
|          |  |                                   | <p>2 June 2015</p> <p>8 July 2015</p>  | <p>Andrew advised that Policy is still being worked on and will be submitted to the Committee Meeting scheduled for June 2015.</p> <p>Policy still being worked on.</p> <p>Following Councils monthly Senior Management Meeting (Stratpol), it was decided that Andrew write a report to the July Council meeting recommending that: Council do not consider the Permit parking Policy, but Council Officers (Andrew) provide a holistic parking Strategy for Broken Hill.</p> <p>Andrew has indicated that this may be provided for the September Traffic Committee meeting, and subsequent Council meeting, for consideration.</p>  | September 2015                       |
| 343.11.1 | <p><b>Happy Day Pre-school</b></p> <p>Resident expressing concerns with speeding traffic along Kaolin Street before and after school hours. Request the LTC to consider modifying the 40km zone and possible include a pedestrian crossing in Kaolin Street.</p> | <p>D14/26420</p> <p>D14/30123</p> | <p>2 December 2014<br/>Kath</p> <p>9 December 2014</p> <p>3 February 2015<br/>RMS</p> <p>10 March 2015</p> | <p><b>Agreed Actions:</b><br/>That the proponent be advised as follows:</p> <ol style="list-style-type: none"> <li>That the current school zone and signage will remain unchanged, pending further investigations. It should be noted that Pre Schools do not meet the criteria for a "School Zone" and associated signage and pavement marking.</li> <li>That the implementation of a pedestrian (zebra) crossing would not meet the Australia Standards criteria concerning the volume of vehicular and pedestrian traffic. Further should such a facility be implemented there would be a loss of about 40m of parking on each side of the road.</li> <li>There is a pedestrian refuge with newly constructed ramps at Cummins Street that could be utilised.</li> </ol> <p>Draft letter to be issued advising the Committee's recommendation.</p> <p>Letter approved and issued.</p> <p><b>Agreed Action:</b><br/>RMS representative to invite Jenene Pout, Safety Around Schools Project Officer to Broken Hill to meet with Happy Day Preschool representatives to discuss the 40km/h zone currently operating within the area. Council representative to also attend this meeting.</p> <p>Jenene to be invited to attend the next committee meeting scheduled for 10 March 2015 to provide an update to the committee on this matter.</p> <p>Representatives from Happy Day Preschool delivered presentation to committee and RMS representatives from Parkes to discuss the increase the zone times from 7.30am -6.00pm.</p> <p><b>Agreed Action:</b><br/>That Jenene Pout, Safety Around Schools Project Officer liaise with Happy Day Preschool to discuss options available as Preschool's</p> | <p>Complete</p> <p>10 March 2015</p> |

| Item No. | Recommendation  | CRM /Trim No.  | Responsible Officer             | Status/Review Date   | Target Date   |
|----------|---|----------------|---------------------------------|--|---------------|
|          |   |                |                                 | are not entitled to School Zone limits.<br><br>That the current signage indicating a Preschool Zone are of poor quality requiring replacing at the cost of Council. RMS representative advised funding to replace the signs will be available in the new financial year.<br><br>Entered CRM to have Bus Zone signage removed.  | July 2015     |
|          |   | CRM 21627/2015 | 7 May 2015                      |  |               |
|          |   | CRM 21888/2015 | 3/06/2015                       | Entered CRM to have existing signs removed and replaced with new signs.  | July 2015     |
|          |   |                | 7 July 2015                     | Discussions still be had between Happy Day Pre-school and RMS regarding Parking options.   |               |
|          |   |                | 2 September 2015                | Mr Joe Sulicich advised that representatives from Parkes RMS will be meeting with Happy Day Pre-school on Thursday September 10, 2015 to discuss the signage changes. Invitation has been extended to Police Representatives to attend.  |               |
|          |   |                | 7 October 2015                  | David Zhao advised that James Druitt is currently working on a strategy surrounding this area.   |               |
| 346.8.3  | <b>Fran Mckinnon</b><br><br>Request by Fran McKinnon, Nation Trust of Australia, Broken Hill and District Branch to establish directional signs to the site of the "Ambush train/ore truck" in the following locations:<br><br>Cnr of Brookfield Avenue and Morgan Street and the Cnr of Doe & Hynes Streets with the following wording:<br><br>"Ambush Site – Picnic Train Attack" | D15/5750       | 10 March 2015                   | <b>Agreed Action:</b><br><br><i>That Council invoice The National Trust of Australia, Broken Hill and District Branch for the funds they have available and that Council submits an application through the Tourist Attraction Signposting Assessment Committee for approval to erect tourist signs.</i><br><br>On approval from Council Meeting arrange invoice for payment of available funds and send with acceptance letter.<br><br>Enter CRM for Himan and David Zaho requesting submission of application for signage through TASCO. | 14 April 2015 |
|          |   |                | Kath                            |  |               |
|          |   |                | 15 April 2015<br>CRM 21449/2015 |  |               |
|          |   |                | Kath                            | Printing of Tax Invoice requested and to be attached to letter for payment. COMPLETED  | 1 April 2015  |
|          |   |                | 2 June 2015                     | Application has been submitted to TASCO waiting response.  | 7 July 2015   |
|          |   |                | 2 September 2015                | Andrew to follow up response to application with David Zhao and advise committee of update.  | October 2015  |
|          |   |                | October 7 2015                  | Mr Joe Sulicich advised that signage for this area does not require approval from TASCO as the signs will not be erected on a State or RMS designated Road. There is a possibility that funding may be available through the RMS.  |               |
| 346.8.6  | <b>Mrs Gough</b>  | CRM 19947/2014 | 10 March 2015                   | <b>Agreed Action:</b>  | 14 April 2015 |

| Item No. | Recommendation  | CRM /Trim No.                                     | Responsible Officer  | Status/Review Date   | Target Date  |
|----------|---|---|--|--|--|
|          | Request received from Mrs Gough for consideration of installing parallel parking in front of the following premises located in Chloride Street:<br><br>Mission Australia<br><br>New Caledonia B&B | - closed<br><br>2 June 2015<br><br>CRM 21889/2015 | Andrew<br><br>5 June 2015 Kath<br><br>5 June 2015 Kath<br><br>August 2015 – David Zhao | <i>That the Manager Infrastructure Strategy, Mr Andrew Bruggy to investigate the required standards for angle parking, with the outcome to be submitted to the next Committee meeting.</i><br><br><i>Andrew still investigating matter.</i><br><br><b>Agreed Action:</b><br><br><i>That angle parking be implemented to relieve parking congestion.</i><br><br>On approval of minutes by Council at meeting held 24 June, issue letter to Mrs Gough<br><br>CRM entered to have works undertaken.<br><br><b>Update on progress</b><br>David is working on funding proposal to RMS with Joe Sulicich. Funding applications close in 26 <sup>th</sup> August.   | July 2015<br><br>July 2015<br><br>August 2015                  |
| 347.8.2  | <b>Harvey Norman</b><br><br>Requested a review of parking and loading zones within Gawler Place is undertaken to establish a better shared zone for the commercial business who utilise the lane. | D15/11778<br><br>CRM 21929/2015                   | 14 April 2015<br><br>Andrew Bruggy<br><br>2 June 2015<br><br>16 June 2015              | <b>Agreed Action:</b><br><br><i>That a proposed Gawler Place Rejuvenation Plan be issued to all property owners whose business has rear access to Gawler Place, for comments regarding the proposed changes.</i><br><br><i>Andrew to report back to the June Committee of any comments received regarding the proposed changes.</i><br><br><b>Agreed Action:</b><br><br><i>Discussed at June meeting Committee agreed for proposed changes to go ahead on a trial basis for 6 months.</i><br><br><i>Monthly updates to be provided to the Committee regarding the changes as well as number of infringements for illegal parking/stopping that may be issued by Council's Rangers.</i><br><br>CRM entered to have works undertaken.<br><br>Letter received from Leanne Curtis, Life Without Barriers requesting the committee consider the current "No Stopping" bay situated within Gawler Place near the Chloride Street corner be retained to allow staff ease of access to and from their allocated car park.<br><br><b>Agreed Action:</b><br><br><i>Mr Andrew Bruggy, Manager Infrastructure Strategy and Mr Joe Sulicich conducted an inspection of the site to look at the impact on Life Without Barrier employee's who access the car park available to them within Gawler Place should the current "No Stopping" zone be</i> | June 2015<br><br>On going until December 2015<br><br>July 2015 |

| Item No. | Recommendation  | CRM /Trim No. | Responsible Officer   | Status/Review Date   | Target Date |
|----------|---|---------------|---|--|-------------|
|          |   | D15/31557     | 31 July 2015<br>Kath<br><br>August 2015 –<br>David Zhao<br><br>2 September 2015 | <p>reallocated as a "Loading" bay. It was reported back to the committee that there would be no possible way for these employees to enter or exit the car parking area should a vehicle be parked in the "Loading" zone.</p> <p><b>Recommendation:</b></p> <p>That the current "No Stopping" zone be maintained.</p> <p>Letter advising the committees decision issued.</p> <p><b>Update on progress</b></p> <p>David is working on funding proposal to RMS with Joe Sulicich. Funding applications close in 26<sup>th</sup> August.</p> <p>Andrew advise that installation of proposed signage will commence shortly.</p>   |             |
| 350.7.1  | <p><b>Railway Town P&amp;C Association</b></p> <p>Request to convert current "No Stopping" zone located in Wills Lane to a "Bus Zone" and extend the zone to the small school gate to provide a safe drop off and pick up zone for the students who utilise the bus service.</p> <p>In addition the P&amp;C will be approaching Murton's City Bus to make a slight change in their morning route to deliver the children to the School gate should the Bus Zone be granted.</p> | D15/23142     |   | <p><b>Agreed Action:</b></p> <p><i>Mr Andrew Bruggy, Manager Infrastructure Strategy and Mr Joe Sulicich conducted an inspection of the site to determine the impact on parent and student safety should the current "No Stopping" zone be converted to a "Bus Zone" and on their advice the committee has agreed on the following:</i></p> <p><i>That the current "No Stopping" zone be converted to a "Bus Zone" subject to Murton's Bus agreeing to alter their current bus route when dropping off and collecting students from Railway Town Public School.</i></p> <p><i>That the "Bus Zone" operates between 8.00am – 9.30am and 2.30pm – 4.00pm Monday to Friday.</i></p> <p><i>That the school provide a Gate Monitor to ensure student safety prior to the Bus delivering and collecting students from the school.</i></p> <p><b>Recommendation:</b></p> <p><i>That the current "No Stopping" zone be converted to a "Bus Zone" subject to Murton's Bus agreeing to alter their current bus route when dropping off and collecting students from Railway Town Public School.</i></p> <p><i>That the "Bus Zone" operates between 8.00am – 9.30am and 2.30pm – 4.00pm Monday to Friday.</i></p> <p><i>That the school provides a Gate Monitor to ensure student safety prior to the Bus delivering and collecting students from the school.</i></p> |             |



| Item No. | Recommendation  | CRM /Trim No.  | Responsible Officer | Status/Review Date   | Target Date  |
|----------|---|----------------|---------------------|--|--------------|
|          |   | D15/32357      | August 5 – Kath     | Letter advising the committee's recommendation issued and to advise Council if Murton's Bus have agreed to a route change.   | October 2015 |
|          |   |                | 2 September 2015    | Mr Andrew Bruggy to follow-up with School to clarify if Murton's Bus company have agreed to route change and advise outcome to next meeting scheduled for October 6, 2015.   |              |
|          |   |                | 7 October 2015      | Letter to be sent to Murton's Bus Company for clarification that route change has been agreed too.   |              |
| 350.7.5  | <b>Pro Hart Gallery</b><br><br>Request received for consideration to establish angle parking in front of the Pro Hart Gallery located at 108 Wyman Street.<br><br>Angle parking would alleviate parking congestion in front of surrounding residential properties.  | D15/27051      |                     | <b>Agreed action:</b><br><br><i>Mr Andrew Bruggy, Manager Infrastructure Strategy and Mr Joe Sulicich conducted an inspection of the site to determine any impact on neighbouring residents. On their recommendation the committee has no objections to angle parking being implemented at the cost of Pro Hart Gallery.</i><br><br><b>Recommendation:</b><br><br><i>That angle parking be implemented and signed accordingly in front of Pro Hart Gallery.</i><br><br><i>That all cost associated with the implementation of angle parking be the responsibility of Pro Hart Gallery.</i>   | August 2015  |
|          |   | D15/32353      | August 6 – Kath     | Letter advising committee's decision issued.   |              |
|          |   | CRM 22721/2015 |                     | CRM entered requesting quote to be prepared for works to be undertaken.  |              |
| 350.9.1  | <b>Traffic control at Brooks &amp; Murton Streets</b><br><br>Sergeant Lane, Broken Hill Police Representative asked the committee to consider installing a "No Right Turn" sign at the intersection of Brooks Street and Murton Street to eliminate traffic crossing the double lines currently in place. Currently road users are crossing over the double lines when making a right turn into Brooks Street to collect students from Wilyama High School. |                |                     | <b>Agreed Action:</b><br><br><i>That the following recommendations by Mr Andrew Bruggy, Manager Infrastructure Strategy and Mr Joe Sulicich, RMS Representative be implanted to improve driver safety within this vicinity.</i><br><br><i>Position A on Map - That a "Give Way" sign be erected at the corner of the un-named lane and Murton Street.</i><br><br><i>Position C on Map - That a "Stop" sign be erected at the corner of O'Neill Street and Brooks/Murton Streets.</i><br><br><i>Position B on Map - That a section of the double lines in Murton Street be removed to allow a right hand turn into Brooks Street.</i><br><br><i>Position D on Map - That the double lines be extended by 4 meters at Murton Street leading into Brooks Street.</i><br><br><i>Position E on Map - That the double lines be extended by 5 meters at Brooks Street leading into Murton Street.</i> | 16 October   |
|          |   |                |                     | <b>Recommendation:</b>   |              |

| Item No. | Recommendation  | CRM /Trim No.  | Responsible Officer | Status/Review Date  | Target Date     |
|----------|---|----------------|---------------------|---|-----------------|
|          |   | CRM 22840/2015 |                     | <p><i>Position A on Map - That a "Give Way" sign be erected at the corner of the un-named lane and Murton Street.</i></p> <p><i>Position C on Map - That a "Stop" sign be erected at the corner of O'Neill Street and Brooks/Murton Streets.</i></p> <p><i>Position B on Map - That a section of the double lines in Murton Street be removed to allow a right hand turn into Brooks Street.</i></p> <p><i>Position D on Map - That the double lines be extended by 4 meters at Murton Street leading into Brooks Street.</i></p> <p><i>Position E on Map - That the double lines be extended by 5 meters at Brooks Street leading into Murton Street.</i></p>  |                 |
| 351.7.1  | <p><b>Cobalt Street – YMCA Project</b></p> <p>Council is proposing a new parking plan for patron's at the YMCA to alleviate parking congestion for residents living within close proximity to the YMCA.</p>             | D15/30469      | Andrew Bruggy       | <p>Mr Andrew Bruggy to discuss proposed plan to alleviate parking congestion with the Committee at the next meeting.</p> <p><b>Agreed action:</b></p> <p><i>That the proposed parking plan submitted to the Committee by Mr Andrew Bruggy, Manager Infrastructure Strategy be implemented to increase the current parallel parking spaces of 21 by 13 to 34 spaces by implementing 60° angle parking on the YMCA side of Cobalt Street, which in turn should assist with alleviating parking congestion.</i></p> <p><i>That marking of parallel spaces on the residential side of Cobalt Street.</i></p> <p><b>Recommendation:</b></p> <p><i>That 60° angle parking be implemented in front of the YMCA facility located in Cobalt Street.</i></p> <p><i>That marking of parallel spaces be implemented on the residential side of Cobalt Street.</i></p> <p>Waiting on outcome of funding request through the RMS.</p> | September, 2015 |
| 352.8.4  | <p><b>229 Thomas Street</b></p> <p>Mr Andrew Bruggy discussed parking concerns by resident at 229 Thomas Street regarding clients attending the X-Ray Clinic located on the corner of Thomas &amp; Sulphide Streets</p> | D15/35833      | Andrew Bruggy       | <p>Mr Andrew Bruggy put forward the following actions to be undertaken to relieve parking congestion: Remove the "No Stopping" signs at access to rear entrance of 229 Thomas Street. Remove the current 5 minute parking signs and change to 45° all day angle parking. That the current "No Stopping" signs be changed to "No Parking" to allow drop off and pick up for taxi, ambulance and clients.</p> <p><b>Agreed action:</b></p> <p>That the recommendations of Mr Andrew Bruggy be implemented.</p>  |                 |

| Item No. | Recommendation  | CRM /Trim No.                              | Responsible Officer | Status/Review Date  | Target Date   |
|----------|---|--|---------------------|---|---------------|
|          |   | 16 October CRM 22837/2015                  |                     | <p><b>Recommendation:</b></p> <p>That the current "No Stopping" sign at access to rear of 229 Thomas Street be removed.</p> <p>That the current 5 minute parking signs be removed and changed to 45° all day angle parking.</p> <p>That the current "No Stopping" signs be changed to "No Parking" to allow drop off and pick up for taxi, ambulance and clients.</p> |               |
| 352.8.5  | <p><b>Hocko's Chicken Shop</b></p> <p>Mr Hocking has requested the removal of the 3 current angle parking spaces lines in the front of his business located at 453 Argent Street. Customer and employees of local business within this area are parking in the angle parking spaces abstracting entry and exit to his business.</p>                                       | D15/36450<br><br>16 October CRM 22839/2015 |                     | <p><b>Agreed action:</b></p> <p>The committee approved the request from Mr Hocking to have the angle parking spaces removed from in front of his premises located at 453 Argent Street.</p> <p><b>Recommendation:</b></p> <p>That the current angle parking line markings be removed and "No Parking" signs be installed.</p>   |               |
| 353.7.1  | <p><b>Thomas Street Speed Counters – Broken Hill Hospital &amp; GP Super Clinic</b></p> <p>Original request received July 2014 from the Far West Local Health District to consider reducing the speed limit within the vicinity of the Hospital and the GP Super Clinic. Concerns were raised that pedestrian traffic has increase since the Super Clinic has opened.</p> | CRM 22603/2015                             | September 30        | <p>Counters were placed in the area in December 2014, but the results from these counters are unable to be located.</p> <p>Counters have been requested to be relayed again for a two week period and the results will be reported back to the Committee.</p> <p>Spoke with David Zhao who advised the tubes will be installed within the next few weeks.</p>         | December 2015 |

ORDINARY MEETING OF THE COUNCIL

October 13, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 242/15

SUBJECT: INFRASTRUCTURE MONTHLY ACTIVITIES - SEPTEMBER 2015  
11/514

**Recommendation**

That Broken Hill City Council Report No. 242/15 dated October 13, 2015, be received.

**AIRPORT**

Filming Activity - Channel 7 were supervised airside for the filming of the 'Sydney Weekender' program.

**WATER RESTRICTIONS**

Council continues to comply with level 2 water restrictions and provided all information detailing compliance expectations to all Section 355 Committees.

Staff are developing plans in preparation for the impacts that level 3 and/or 4 water restrictions may impose, should they be implemented. Various sporting groups throughout the City were contacted regarding usage for watering outside of the current restriction schedule.

**OPERATIONS**

Operations such as but not limited to jet patching city streets, street sweeping, traffic control, ground vegetation control, weed pick up collections, nature strip repairs, waste services support for weighbridge operations, weed spraying, tree maintenance and watering, park, oval, wetlands and garden maintenance, mowing, slashing, branch pickup and auctioning of customer requests continued during September 2015.

Other activities included:

Management Plans – Draft Fleet, Stormwater Drainage and Parks and Open Spaces Asset Management Plans were completed, in readiness for community expectations for levels of service to be integrated into these plans, where determined appropriate.

Roads

- Brown Street between Silverton Road and Kaolin Street - shoulder graded and rolled.
- Wickes Lane – clean-up of rubbish, grading, watering and rolling;
- Airport (RFDS) – cut and box out preparation for heavy patching and jet patching;

- Traffic Control:
  - Maari Ma Health Centre Official Opening
  - Broken Heel Festival
- The following works were carried out in accordance with contract works for Roads and Maritime Services:
  - Sheet patching works on the Adelaide Road (Barrier Highway)
  - Jet patching works on the Tibooburra Road (Silver City Highway)

Open Spaces

- Contaminated soil was removed from the Duff Street Park and replaced with 48 tonnes of 20mm road base that was spread and rolled in an area of 630m<sup>2</sup>;
- Weed spraying was completed at various locations around the City, including the Kanandah Road underpass, Adelaide Road Head Frame and the Warnock Street Works Depot;
- Alma Oval – Preparation of cricket pitches;
- Memorial Oval – weeding of surrounds in preparation for Silver City Show.

**AIRPORT**

| MONTH                   | REX Adelaide/ Broken Hill Passengers | REX Sydney/ Broken Hill Passengers | REX Dubbo/ Broken Hill Passengers | REX Mildura/ Broken Hill Passengers | REX Melbourne/ Broken Hill Passengers | REX Total Passengers |
|-------------------------|--------------------------------------|------------------------------------|-----------------------------------|-------------------------------------|---------------------------------------|----------------------|
| <b>July</b>             | 1980                                 | 1981                               | 331                               | 236                                 | 280                                   | 4808                 |
| Variance over 14/15     | -277                                 | -48                                | -46                               | 18                                  | -48                                   | -401                 |
| Monthly Comparison      | -12.3%                               | -2.4%                              | -12.2%                            | 8.3%                                | -14.6%                                | -7.7%                |
| <b>August</b>           | 2065                                 | 1851                               | 383                               | 164                                 | 244                                   | 4704                 |
| Variance over 14/15     | -200                                 | -152                               | -59                               | -43                                 | -84                                   | -541                 |
| Monthly Comparison      | -8.8%                                | -7.6%                              | -13.3%                            | -20.8%                              | -25.6%                                | -10.3%               |
| <b>September</b>        | 2124                                 | 1937                               | 327                               | 166                                 | 245                                   | 4799                 |
| Variance over 14/15     | -138                                 | -247                               | -1                                | -142                                | 100                                   | -428                 |
| Monthly Comparison      | -6.1%                                | -11.3%                             | -0.3%                             | -46.1%                              | 69.0%                                 | -8.2%                |
| <b>YTD</b>              | <b>6169</b>                          | <b>5769</b>                        | <b>1041</b>                       | <b>566</b>                          | <b>769</b>                            | <b>14311</b>         |
| <b>YTD Comparison</b>   | <b>-7907</b>                         | <b>-6335</b>                       | <b>-1119</b>                      | <b>-684</b>                         | <b>-901</b>                           | <b>-16946</b>        |
| <b>YTD % Comparison</b> | <b>-56%</b>                          | <b>-52%</b>                        | <b>-52%</b>                       | <b>-55%</b>                         | <b>-54%</b>                           | <b>-54%</b>          |

**CEMETERY**

|                     | Exclusive Rights for Old Graves | Exclusive Rights | Work Permits | Interments |           |           | Enquiries |           |            |               |
|---------------------|---------------------------------|------------------|--------------|------------|-----------|-----------|-----------|-----------|------------|---------------|
|                     |                                 |                  |              | Casket     | Ashes     | Total     | Office    | On Site   | Total      | Web Hits      |
| July                | 2                               | 3                | 0            | 9          | 11        | 20        | 25        | 23        | 48         | 34390         |
| August              | 0                               | 10               | 0            | 8          | 10        | 18        | 19        | 17        | 36         | 34111         |
| September           | 0                               | 4                | 0            | 2          | 10        | 12        | 9         | 15        | 24         | 32177         |
| <b>Year to Date</b> | <b>2</b>                        | <b>17</b>        | <b>0</b>     | <b>19</b>  | <b>31</b> | <b>50</b> | <b>53</b> | <b>55</b> | <b>108</b> | <b>100678</b> |

**BROKEN HILL REGIONAL AQUATIC CENTRE**

| <b>MONTHLY ATTENDANCES AND CARD SALES</b> |              |              |              |              |               |               |               |              |
|---|--------------|--------------|--------------|--------------|---------------|---------------|---------------|--------------|
| Month                                     | 2008/09      | 2009/10      | 2010/11      | 2011/12      | 2012/13       | 2013/14       | 2014/15       | 2015/16      |
| July                                      | 619          | 755          | 605          | NA           | 2937          | 5471          | 6228          | 5864         |
| August                                    | 335          | 728          | 668          | NA           | 3590          | 6062          | 6731          | 6861         |
| September                                 | 1598         | 1201         | 1603         | NA           | 4458          | 8538          | 8923          | 9176         |
| October                                   | 4490         | 4433         | 4065         | NA           | 7530          | 11,353        | 11,482        |              |
| November                                  | 7774         | 8161         | 6908         | NA           | 10475         | 13,661        | 14,934        |              |
| December                                  | 11623        | 9295         | 7485         | 1001         | 10442         | 14,390        | 15,680        |              |
| January                                   | 18325        | 13347        | NA           | 15109        | 17272         | 17,842        | 15,314        |              |
| February                                  | 12737        | 8148         | NA           | 10892        | 15090         | 17,160        | 18,193        |              |
| March                                     | 6255         | 4740         | NA           | 13386        | 11790         | 13148         | 12,552        |              |
| April                                     | 2187         | 1940         | NA           | 4429         | 6906          | 7509          | 7,336         |              |
| May                                       | 1386         | 1133         | NA           | 3959         | 5200          | 6996          | 6548          |              |
| June                                      | 720          | 967          | NA           | 2690         | 5639          | 6150          | 5710          |              |
| <b>Annual Total</b>                       | <b>68049</b> | <b>54848</b> | <b>21334</b> | <b>51466</b> | <b>101329</b> | <b>128280</b> | <b>129631</b> | <b>21901</b> |

**Extract from YMCA Executive Summary of Monthly Report for September 2015:**



YMCA NSW

### **1. Executive Summary**

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The YMCA is pleased to submit the September 2015 Operations Report for the Aquatic Centre.

9,176 attendances were reported for the month which is the highest September figures on record.

The major Spring Campaign for new members has seen some impressive results. Additionally, Learn to Swim enrolments have sky rocketed by 34% to almost record levels for this time of year. The chance to win a family trip to Sea World Resort and Spa has certainly enticed new families to the program.

It was a big month in terms of new appointments with 6 new pool lifeguards being put through their training, an additional 4 Customer Service staff and 2 Swimming Instructors were appointed.

The outdoor pool opened successfully on September 26 with a brand new heater commissioned.

The team also conducted several outreach events by showcasing YMCA programs and services at the Silver City Show and also the Ride for Sick Kids Charity Colour Run.

The entire team look forward to a very productive and safe summer season.

Regards,

A handwritten signature in blue ink that reads 'Shane Simmons'.

Shane Simmons  
Centre Manager  
YMCA of NSW

### **Attachments**

There are no attachments for this report.

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

October 12, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 243/15

SUBJECT:                    INVESTMENT REPORT FOR SEPTEMBER 2015                    11/48

**Recommendation**

That Broken Hill City Council Report No. 243/15 dated October 12, 2015, be received.

**Executive Summary:**

The Local Government (General) Regulation 2005 (Part 9, Division 5, Clause 212), effective from 1 September 2005, requires the Responsible Accounting Officer of a Council to provide a written report setting out details of all monies that have been invested under Section 625 (2) of the Local Government Act 1993, as per the Minister's Amended Investment Order gazetted 11 March 2011. The Responsible Accounting Officer must also include in the report a certificate as to whether the investment has been made in accordance with the Act, the Regulations and the Council's Investment Policy.

**Report:**

Council's investments as at 30<sup>th</sup> September 2015 are detailed in Attachment 1.

| <b>Portfolio Summary</b>                |   |  |
|---|---|--|
| Portfolio Performance vs. RBA Cash Rate | ✓ | Council's investment performance did exceed benchmark. |
| <b>Investment Policy Compliance</b>     |   |  |
| Legislative Requirements                | ✓ | Compliant with policy                                  |
| Portfolio Credit Rating Limit           | ✓ | Compliant with policy                                  |
| Institutional Exposure Limits           | ✓ | Compliant with policy                                  |
| Term to Maturity Limits                 | ✓ | Compliant with policy                                  |

***Market Review***

**Global issues**

In the US, the Federal Reserve kept rates unchanged at 0.25% at its September meeting. Earlier in the year, September was targeted as the likely first post-GFC rate hike by the Fed. But with the slowdown in China and little threat of inflation in the US the Fed stayed on the sidelines. Some economists are now expecting no change to US interest rates until early 2016.

In China, the latest purchasing managers' index release revealed the nation's manufacturing activity has contracted for the third consecutive month putting further pressure on commodity prices.

Global share markets were down sharply in September off the back of post-meeting comments from the US Federal Reserve regarding the sluggish world economy and specifically the slowdown in China. Australian shares are down more than 15%, Chinese shares are off more than 40%, and European shares are down nearly 20% from their peak this year.



**Domestic issues**

In Australia, the change in prime minister has had little direct economic impact at this early stage, but a solid gain of 9% in consumer confidence data since Mr Turnbull assumed office has some experts forecasting a strengthening retail sector in the coming months.

The A\$ / US\$ remains in the high 60c/low 70c area as the market continues to expect an eventual US interest rate increase combined with another rate cut in Australia to 1.75% within 6 months.

**Interest rates**

Australia's official cash rate remains at 2%, unchanged since May.

Interest rates on 3 month term deposits from highly rated Australian ADIs remained in the 2.85%pa area during September. Twelve month rates also remained largely unmoved during the month with the best from the majors in the 2.80% area.

**Council's Portfolio by Source of Funds – September 2015**

As at 30<sup>th</sup> September 2015, Council's Investment Portfolio had a current market valuation of \$15,459,501 or principal value (face value) of \$15,405,374 with the source of these funds being detailed in the table below.

|                 | Source of Funds                           | Principal Amount    |
|-----------------|---|---------------------|
| GENERAL<br>FUND | Operating Capital & Internal Restrictions | 9,388,374           |
|                 | Accommodation Bonds Reserve               | 45,000              |
|                 | Royalties Reserve                         | 363,000             |
|                 | Domestic Waste Management Reserve         | 4,321,000           |
|                 | Grants                                    | 860,000             |
|                 | Developer Contributions                   | 428,000             |
|                 | <b>TOTAL PORTFOLIO</b>                    | <b>\$15,405,374</b> |

**Certificate by Responsible Accounting Officer**

All investments have been placed in accordance with Council's Investment Policy, Section 625 of the Local Government Act 1993 (as amended), the Revised Ministerial Investment Order gazetted 11 February 2011, Clause 212 of the Local Government (General) Regulations 2005 and Third Party Investment requirements of the then Department Local Government Circular 06-70. Council continues to obtain independent financial advice on its investment portfolio in accordance with the then Department of Local Government Circular of 16 September 2008.

**Strategic Direction:**

- Key Direction 4: Our Leadership  
 Objective 4.1: Openness and Transparency in Decision Making  
 Action 4.1.1.13 Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation.

**Relevant Legislation:**

This report is provided for Council's consideration in compliance with the requirements of Part 9, Division 5, Clause 212 of the *Local Government (General) Regulations 2005*.

**Financial Implications:**

The recommendation has no financial impact.

**Attachments**

1. Investment Report September 2015 11 Pages

HARRY STAMBOULIDIS  
CHIEF FINANCIAL OFFICER

SHARON HUTCH  
ACTING GENERAL MANAGER



**Investment Summary Report  
September 2015**



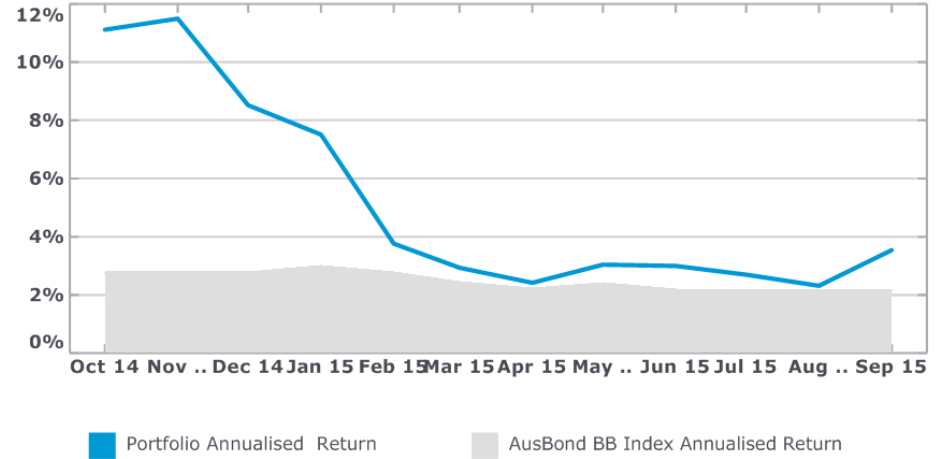
**Broken Hill City Council**  
Executive Summary



**Investment Holdings**

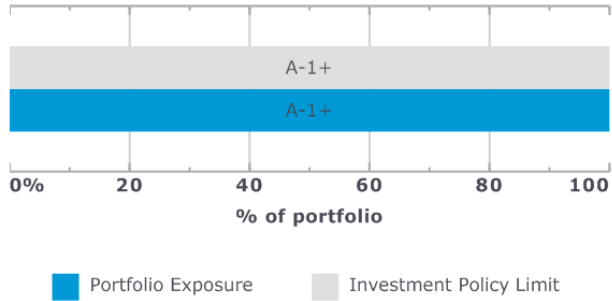
|              | Face Value (\$)      | Current Value (\$)   | Current Yield (%) |
|--------------|----------------------|----------------------|-------------------|
| Cash         | 1,905,373.93         | 1,905,373.93         | 1.5615            |
| Term Deposit | 13,500,000.00        | 13,554,127.43        | 2.9219            |
| <b>Total</b> | <b>15,405,373.93</b> | <b>15,459,501.36</b> | <b>2.7536</b>     |

**Investment Performance**

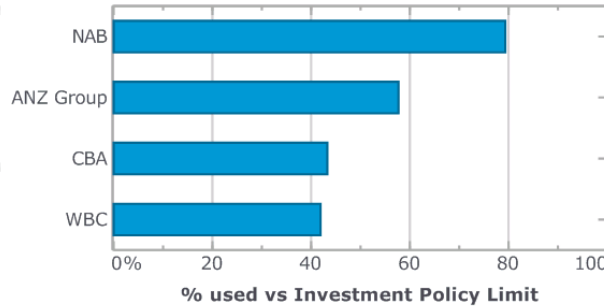


**Investment Policy Compliance**

**Total Credit Exposure**



**Highest Individual Exposures**



**Term to Maturities**

|                       | Face Value (\$)      |      | Policy Max |
|-----------------------|----------------------|------|------------|
| 01. Cash to 1 year    | 15,405,373.93        | 100% | 100%       |
| 02. 1 year to 3 years | 0.00                 | 0%   | 60%        |
| 03. Over 3 years      | 0.00                 | 0%   | 30%        |
| <b>Total</b>          | <b>15,405,373.93</b> |      |            |

## Broken Hill City Council

### Investment Holdings Report



| Cash Accounts       |                |               |               |                     |          |           |
|---------------------|----------------|---------------|---------------|---------------------|----------|-----------|
| Face Value (\$)     | Current Yield  | Institution   | Credit Rating | Current Value (\$)  | Deal No. | Reference |
| 1,831,402.87        | 1.5700%        | Westpac Group | A-1+          | 1,831,402.87        | 473409   | Cheque    |
| 73,971.06           | 1.3500%        | Westpac Group | A-1+          | 73,971.06           | 473410   | Maxi      |
| <b>1,905,373.93</b> | <b>1.5615%</b> |               |               | <b>1,905,373.93</b> |          |           |

| Term Deposits |                      |                |                         |               |                      |               |                      |          |                       |                  |           |
|---------------|----------------------|----------------|-------------------------|---------------|----------------------|---------------|----------------------|----------|-----------------------|------------------|-----------|
| Maturity Date | Face Value (\$)      | Rate           | Institution             | Credit Rating | Purchase Price (\$)  | Purchase Date | Current Value (\$)   | Deal No. | Accrued Interest (\$) | Coupon Frequency | Reference |
| 14-Oct-15     | 1,000,000.00         | 2.9000%        | Bankwest                | A-1+          | 1,000,000.00         | 17-Jun-15     | 1,008,669.74         | 506334   | 8,421.92              | AtMaturity       |           |
| 14-Oct-15     | 1,000,000.00         | 2.9000%        | National Australia Bank | A-1+          | 1,000,000.00         | 15-Jul-15     | 1,006,446.81         | 507333   | 6,197.26              | AtMaturity       |           |
| 21-Oct-15     | 500,000.00           | 3.0000%        | Bankwest                | A-1+          | 500,000.00           | 18-Jun-15     | 504,547.72           | 506335   | 4,315.07              | AtMaturity       |           |
| 11-Nov-15     | 1,000,000.00         | 2.8500%        | Bankwest                | A-1+          | 1,000,000.00         | 11-Aug-15     | 1,004,787.13         | 508330   | 3,982.19              | AtMaturity       |           |
| 25-Nov-15     | 1,000,000.00         | 2.9000%        | National Australia Bank | A-1+          | 1,000,000.00         | 26-Aug-15     | 1,003,995.94         | 508331   | 2,860.27              | AtMaturity       |           |
| 2-Dec-15      | 2,000,000.00         | 2.8700%        | ANZ Banking Group       | A-1+          | 2,000,000.00         | 3-Sep-15      | 2,006,838.80         | 509374   | 4,403.29              | AtMaturity       |           |
| 2-Dec-15      | 500,000.00           | 2.6500%        | Bankwest                | A-1+          | 500,000.00           | 30-Sep-15     | 500,462.87           | 509378   | 36.30                 | AtMaturity       |           |
| 9-Dec-15      | 2,000,000.00         | 2.9000%        | ANZ Banking Group       | A-1+          | 2,000,000.00         | 7-Sep-15      | 2,006,589.48         | 509375   | 3,813.70              | AtMaturity       |           |
| 16-Dec-15     | 1,000,000.00         | 2.9200%        | National Australia Bank | A-1+          | 1,000,000.00         | 16-Sep-15     | 1,002,750.33         | 509377   | 1,200.00              | AtMaturity       |           |
| 21-Dec-15     | 1,500,000.00         | 3.0000%        | National Australia Bank | A-1+          | 1,500,000.00         | 23-Sep-15     | 1,503,710.91         | 509373   | 986.30                | AtMaturity       |           |
| 21-Dec-15     | 500,000.00           | 3.0000%        | National Australia Bank | A-1+          | 500,000.00           | 23-Sep-15     | 501,236.97           | 509376   | 328.77                | AtMaturity       |           |
| 6-Jan-16      | 500,000.00           | 3.0200%        | National Australia Bank | A-1+          | 500,000.00           | 30-Sep-15     | 501,134.98           | 509379   | 41.37                 | AtMaturity       |           |
| 27-Jan-16     | 1,000,000.00         | 3.1000%        | Westpac Group           | A-1+          | 1,000,000.00         | 30-Sep-15     | 1,002,955.75         | 509380   | 84.93                 | AtMaturity       |           |
|               | <b>13,500,000.00</b> | <b>2.9219%</b> |                         |               | <b>13,500,000.00</b> |               | <b>13,554,127.43</b> |          | <b>36,671.37</b>      |                  |           |

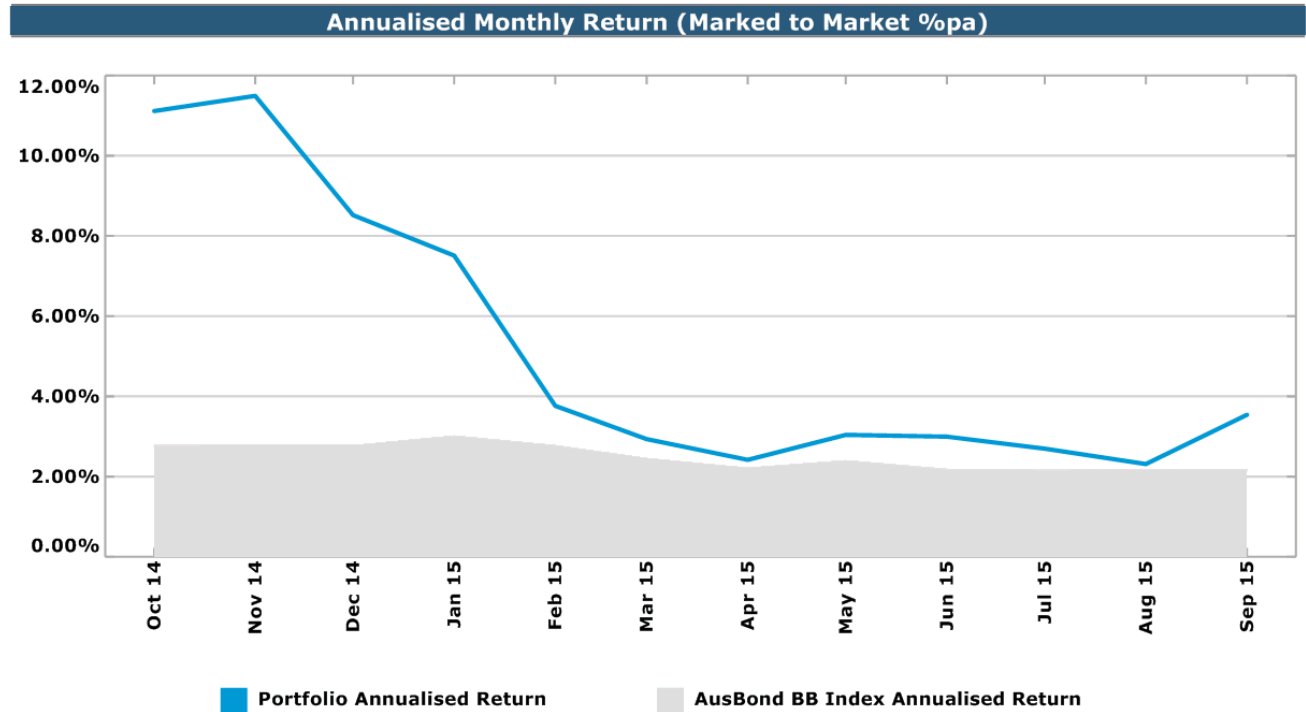
## Broken Hill City Council

### Accrued Interest Report



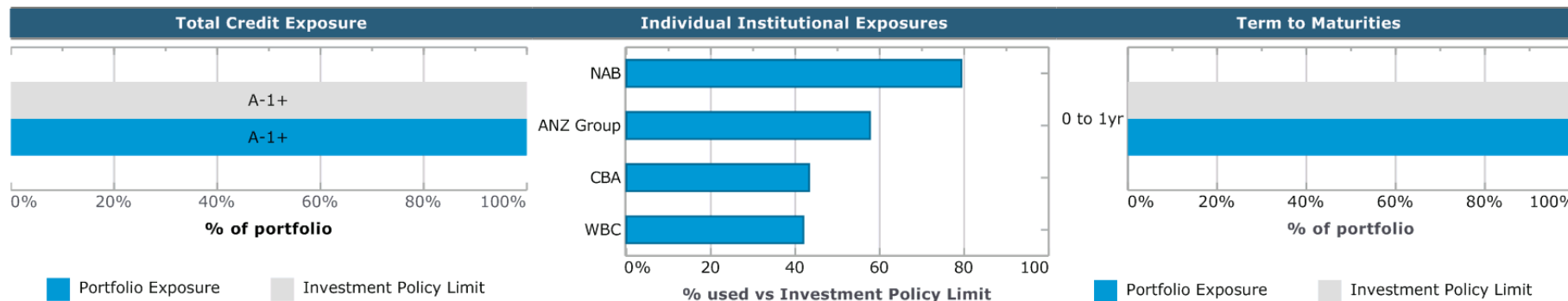
| Accrued Interest Report |             |                 |                 |               |                        |              |                       |                   |
|-------------------------|-------------|-----------------|-----------------|---------------|------------------------|--------------|-----------------------|-------------------|
| Asset Type              | Deal Number | Face Value (\$) | Settlement Date | Maturity Date | Interest Received (\$) | Days Accrued | Interest Accrued (\$) | Percentage Return |
| Westpac Group           | 473409      | 1,831,402.87    | 1-Sep-15        | 30-Sep-15     |                        | 30           |                       |                   |
| Westpac Group           | 473410      | 73,971.06       | 1-Sep-15        | 30-Sep-15     | 81.98                  | 30           | 81.98                 | 1.35%             |
| <b>Cash</b>             |             |                 |                 |               | <b>81.98</b>           |              | <b>81.98</b>          | <b>1.35%</b>      |
| National Australia Bank | 506336      | 1,000,000.00    | 18-Jun-15       | 16-Sep-15     | 7,397.26               | 15           | 1,232.88              | 3.00%             |
| Bankwest                | 505300      | 1,000,000.00    | 20-May-15       | 23-Sep-15     | 10,356.16              | 22           | 1,808.22              | 3.00%             |
| National Australia Bank | 506337      | 500,000.00      | 24-Jun-15       | 23-Sep-15     | 3,739.73               | 22           | 904.11                | 3.00%             |
| Westpac Group           | 506338      | 500,000.00      | 24-Jun-15       | 23-Sep-15     | 3,739.73               | 22           | 904.11                | 3.00%             |
| Bankwest                | 507330      | 500,000.00      | 2-Jul-15        | 30-Sep-15     | 3,575.34               | 29           | 1,152.05              | 2.90%             |
| National Australia Bank | 507331      | 500,000.00      | 2-Jul-15        | 30-Sep-15     | 3,636.99               | 29           | 1,171.92              | 2.95%             |
| Westpac Group           | 507332      | 1,000,000.00    | 2-Jul-15        | 30-Sep-15     | 7,150.68               | 29           | 2,304.11              | 2.90%             |
| Bankwest                | 506334      | 1,000,000.00    | 17-Jun-15       | 14-Oct-15     | 0.00                   | 30           | 2,383.56              | 2.90%             |
| National Australia Bank | 507333      | 1,000,000.00    | 15-Jul-15       | 14-Oct-15     | 0.00                   | 30           | 2,383.56              | 2.90%             |
| Bankwest                | 506335      | 500,000.00      | 18-Jun-15       | 21-Oct-15     | 0.00                   | 30           | 1,232.88              | 3.00%             |
| Bankwest                | 508330      | 1,000,000.00    | 11-Aug-15       | 11-Nov-15     | 0.00                   | 30           | 2,342.47              | 2.85%             |
| National Australia Bank | 508331      | 1,000,000.00    | 26-Aug-15       | 25-Nov-15     | 0.00                   | 30           | 2,383.56              | 2.90%             |
| ANZ Banking Group       | 509374      | 2,000,000.00    | 3-Sep-15        | 2-Dec-15      | 0.00                   | 28           | 4,403.29              | 2.87%             |
| Bankwest                | 509378      | 500,000.00      | 30-Sep-15       | 2-Dec-15      | 0.00                   | 1            | 36.30                 | 2.65%             |
| ANZ Banking Group       | 509375      | 2,000,000.00    | 7-Sep-15        | 9-Dec-15      | 0.00                   | 24           | 3,813.70              | 2.90%             |
| National Australia Bank | 509377      | 1,000,000.00    | 16-Sep-15       | 16-Dec-15     | 0.00                   | 15           | 1,200.00              | 2.92%             |
| National Australia Bank | 509373      | 1,500,000.00    | 23-Sep-15       | 21-Dec-15     | 0.00                   | 8            | 986.30                | 3.00%             |
| National Australia Bank | 509376      | 500,000.00      | 23-Sep-15       | 21-Dec-15     | 0.00                   | 8            | 328.77                | 3.00%             |
| National Australia Bank | 509379      | 500,000.00      | 30-Sep-15       | 6-Jan-16      | 0.00                   | 1            | 41.37                 | 3.02%             |
| Westpac Group           | 509380      | 1,000,000.00    | 30-Sep-15       | 27-Jan-16     | 0.00                   | 1            | 84.93                 | 3.10%             |
| <b>Term Deposit</b>     |             |                 |                 |               | <b>39,595.89</b>       |              | <b>31,098.08</b>      | <b>2.92%</b>      |
|                         |             |                 |                 |               | <b>39,677.87</b>       |              | <b>31,180.06</b>      | <b>2.91%</b>      |

**Broken Hill City Council**  
Investment Performance Report



| Historical Performance Summary |           |                  |                |
|--------------------------------|-----------|------------------|----------------|
|                                | Portfolio | AusBond BB Index | Outperformance |
| Sep 2015                       | 3.54%     | 2.16%            | 1.38%          |
| Last 3 Months                  | 2.84%     | 2.15%            | 0.69%          |
| Last 6 Months                  | 2.83%     | 2.20%            | 0.63%          |
| Financial Year to Date         | 2.84%     | 2.15%            | 0.69%          |
| Last 12 months                 | 5.16%     | 2.47%            | 2.68%          |

## Broken Hill City Council Investment Policy Compliance Report



|            | Credit Rating | Face Value (\$)   | Policy Max    |
|------------|---------------|-------------------|---------------|
| Short Term | A-1+          | 15,405,374        |               |
|            |               | <b>15,405,374</b> | <b>100%</b> ✓ |
|            |               | <b>15,405,374</b> | <b>100%</b>   |

✓ = compliant  
X = non-compliant

| Parent Group                   | % used vs Investment Policy Limit |
|--------------------------------|-----------------------------------|
| National Australia Bank        | 79% ✓                             |
| ANZ Group                      | 58% ✓                             |
| Commonwealth Bank of Australia | 43% ✓                             |
| Westpac Group                  | 42% ✓                             |

|                     | Face Value (\$)   | Policy Max  |
|---------------------|-------------------|-------------|
| Between 0 to 1 Year | 15,405,374        | 100% ✓      |
|                     | <b>15,405,374</b> | <b>100%</b> |

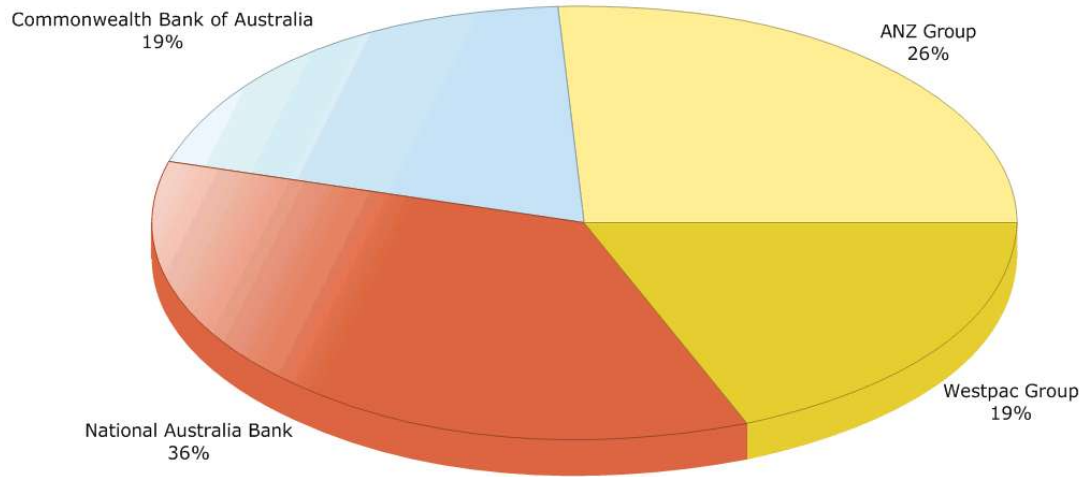
| Detailed Maturity Profile        | Face Value (\$)   |             |
|----------------------------------|-------------------|-------------|
| 01. Less Than 30 Days            | 4,405,374         | 29%         |
| 02. Between 30 Days and 60 Days  | 2,000,000         | 13%         |
| 03. Between 60 Days and 90 Days  | 7,500,000         | 49%         |
| 04. Between 90 Days and 180 Days | 1,500,000         | 10%         |
| <b>Total</b>                     | <b>15,405,374</b> | <b>100%</b> |



**Broken Hill City Council**  
Individual Credit Limit Report

| <b>Counterparty Limits</b>            |                 |                           |                      |                             |                            |                              |
|---------------------------------------|-----------------|---------------------------|----------------------|-----------------------------|----------------------------|------------------------------|
|                                       | <b>Borrower</b> | <b>Credit Rating Type</b> | <b>Credit Rating</b> | <b>Amount Invested (\$)</b> | <b>Amount Allowed (\$)</b> | <b>Amount Available (\$)</b> |
| <b>ANZ Group</b>                      |                 | Short Term                | A-1+                 | 4,000,000                   | 6,932,418                  | 2,932,418                    |
|                                       |                 |                           | <b>Total</b>         | <b>4,000,000</b>            |                            | <b>2,932,418</b>             |
| <b>Commonwealth Bank of Australia</b> |                 | Short Term                | A-1+                 | 3,000,000                   | 6,932,418                  | 3,932,418                    |
|                                       |                 |                           | <b>Total</b>         | <b>3,000,000</b>            |                            | <b>3,932,418</b>             |
| <b>National Australia Bank</b>        |                 | Short Term                | A-1+                 | 5,500,000                   | 6,932,418                  | 1,432,418                    |
|                                       |                 |                           | <b>Total</b>         | <b>5,500,000</b>            |                            | <b>1,432,418</b>             |
| <b>Westpac Group</b>                  |                 | Short Term                | A-1+                 | 2,905,374                   | 6,932,418                  | 4,027,044                    |
|                                       |                 |                           | <b>Total</b>         | <b>2,905,374</b>            |                            | <b>4,027,044</b>             |
|                                       |                 |                           |                      | <b>15,405,374</b>           |                            |                              |

**Broken Hill City Council**  
Individual Credit Limit Report



**Total Portfolio Exposure**

## Broken Hill City Council

### Cash Flows Report



| Current Month Cashflows |          |                         |               |                                |                      |
|-------------------------|----------|-------------------------|---------------|--------------------------------|----------------------|
| Transaction Date        | Deal No. | Cashflow Counterparty   | Asset Type    | Cashflow Description           | Cashflow Received    |
| 3-Sep-15                | 509374   | ANZ Banking Group       | Term Deposits | Settlement Face Value - Paid   | -2,000,000.00        |
|                         |          |                         |               | <u>Deal Total</u>              | <u>-2,000,000.00</u> |
|                         |          |                         |               | <b>Day Total</b>               | <b>-2,000,000.00</b> |
| 7-Sep-15                | 509375   | ANZ Banking Group       | Term Deposits | Settlement Face Value - Paid   | -2,000,000.00        |
|                         |          |                         |               | <u>Deal Total</u>              | <u>-2,000,000.00</u> |
|                         |          |                         |               | <b>Day Total</b>               | <b>-2,000,000.00</b> |
| 16-Sep-15               | 506336   | National Australia Bank | Term Deposits | Interest - Received            | 7,397.26             |
|                         |          | National Australia Bank | Term Deposits | Maturity Face Value - Received | 1,000,000.00         |
|                         |          |                         |               | <u>Deal Total</u>              | <u>1,007,397.26</u>  |
|                         | 509377   | National Australia Bank | Term Deposits | Settlement Face Value - Paid   | -1,000,000.00        |
|                         |          |                         |               | <u>Deal Total</u>              | <u>-1,000,000.00</u> |
|                         |          |                         |               | <b>Day Total</b>               | <b>7,397.26</b>      |
| 23-Sep-15               | 505300   | Bankwest                | Term Deposits | Interest - Received            | 10,356.16            |
|                         |          | Bankwest                | Term Deposits | Maturity Face Value - Received | 1,000,000.00         |
|                         |          |                         |               | <u>Deal Total</u>              | <u>1,010,356.16</u>  |
|                         | 506337   | National Australia Bank | Term Deposits | Interest - Received            | 3,739.73             |
|                         |          | National Australia Bank | Term Deposits | Maturity Face Value - Received | 500,000.00           |
|                         |          |                         |               | <u>Deal Total</u>              | <u>503,739.73</u>    |
|                         | 506338   | Westpac Group           | Term Deposits | Interest - Received            | 3,739.73             |
|                         |          | Westpac Group           | Term Deposits | Maturity Face Value - Received | 500,000.00           |
|                         |          |                         |               | <u>Deal Total</u>              | <u>503,739.73</u>    |
|                         | 509373   | National Australia Bank | Term Deposits | Settlement Face Value - Paid   | -1,500,000.00        |
|                         |          |                         |               | <u>Deal Total</u>              | <u>-1,500,000.00</u> |
|                         | 509376   | National Australia Bank | Term Deposits | Settlement Face Value - Paid   | -500,000.00          |
|                         |          |                         |               | <u>Deal Total</u>              | <u>-500,000.00</u>   |
|                         |          |                         |               | <b>Day Total</b>               | <b>17,835.62</b>     |
| 30-Sep-15               | 507330   | Bankwest                | Term Deposits | Interest - Received            | 3,575.34             |
|                         |          | Bankwest                | Term Deposits | Maturity Face Value - Received | 500,000.00           |

## Broken Hill City Council

### Cash Flows Report



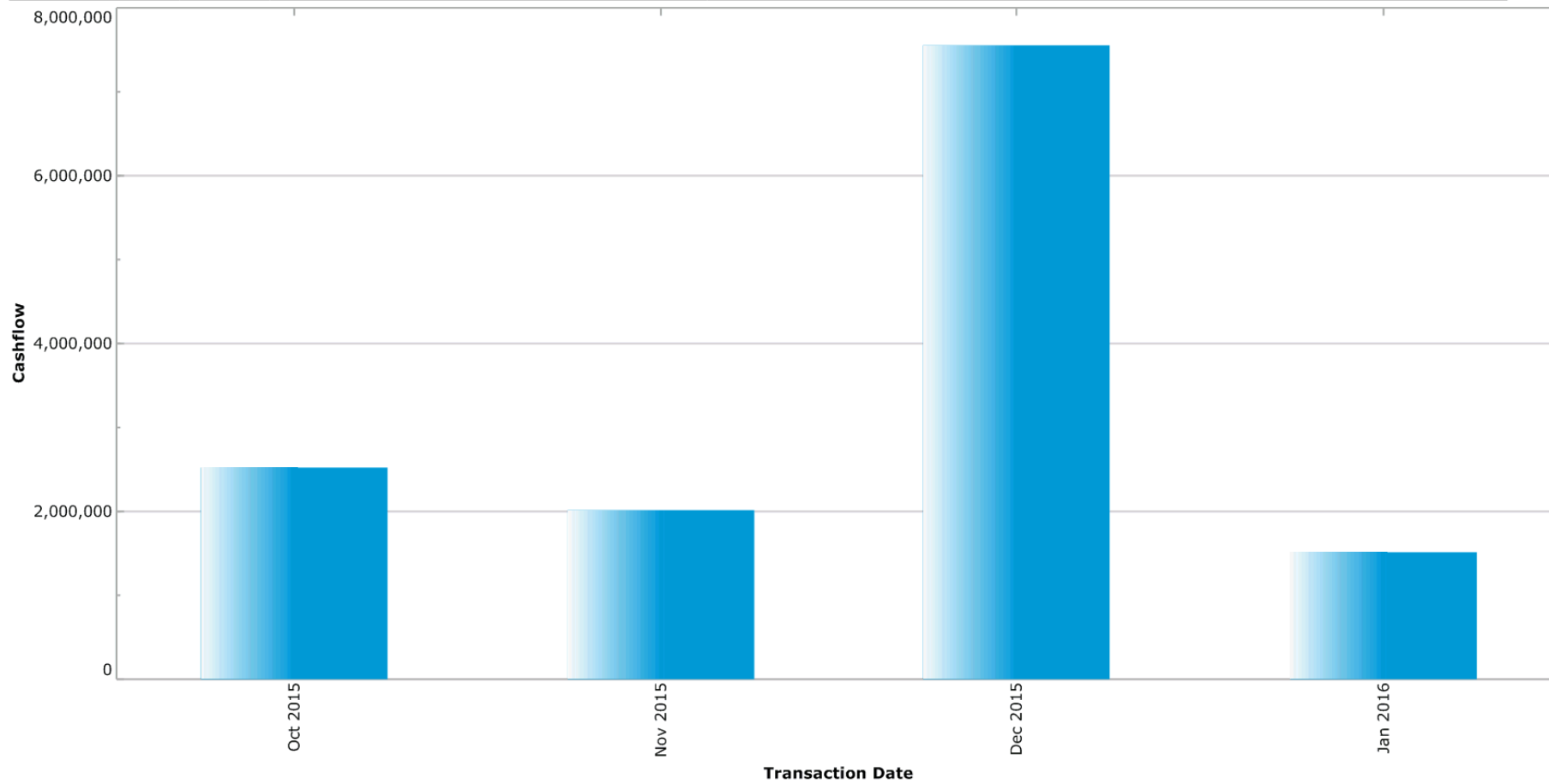
| Current Month Cashflows |          |                         |               |                                     |                      |
|-------------------------|----------|-------------------------|---------------|-------------------------------------|----------------------|
| Transaction Date        | Deal No. | Cashflow Counterparty   | Asset Type    | Cashflow Description                | Cashflow Received    |
|                         |          |                         |               | Deal Total                          | 503,575.34           |
|                         | 507331   | National Australia Bank | Term Deposits | Interest - Received                 | 3,636.99             |
|                         |          | National Australia Bank | Term Deposits | Maturity Face Value - Received      | 500,000.00           |
|                         |          |                         |               | Deal Total                          | 503,636.99           |
|                         | 507332   | Westpac Group           | Term Deposits | Interest - Received                 | 7,150.68             |
|                         |          | Westpac Group           | Term Deposits | Maturity Face Value - Received      | 1,000,000.00         |
|                         |          |                         |               | Deal Total                          | 1,007,150.68         |
|                         | 509378   | Bankwest                | Term Deposits | Settlement Face Value - Paid        | -500,000.00          |
|                         |          |                         |               | Deal Total                          | -500,000.00          |
|                         | 509379   | National Australia Bank | Term Deposits | Settlement Face Value - Paid        | -500,000.00          |
|                         |          |                         |               | Deal Total                          | -500,000.00          |
|                         | 509380   | Westpac Group           | Term Deposits | Settlement Face Value - Paid        | -1,000,000.00        |
|                         |          |                         |               | Deal Total                          | -1,000,000.00        |
|                         |          |                         |               | <b>Day Total</b>                    | <b>14,363.01</b>     |
|                         |          |                         |               | <b>Net Cash Movement for Period</b> | <b>-3,960,404.11</b> |

| Next Month Cashflows |          |                         |              |                                |                     |
|----------------------|----------|-------------------------|--------------|--------------------------------|---------------------|
| Transaction Date     | Deal No. | Cashflow Counterparty   | Asset Type   | Cashflow Description           | Cashflow Due        |
| 14-Oct-15            | 506334   | Bankwest                | Term Deposit | Interest - Received            | 9,454.79            |
|                      |          | Bankwest                | Term Deposit | Maturity Face Value - Received | 1,000,000.00        |
|                      |          |                         |              | Deal Total                     | 1,009,454.79        |
|                      | 507333   | National Australia Bank | Term Deposit | Interest - Received            | 7,230.14            |
|                      |          | National Australia Bank | Term Deposit | Maturity Face Value - Received | 1,000,000.00        |
|                      |          |                         |              | Deal Total                     | 1,007,230.14        |
|                      |          |                         |              | <b>Day Total</b>               | <b>2,016,684.93</b> |
| 21-Oct-15            | 506335   | Bankwest                | Term Deposit | Interest - Received            | 5,136.99            |
|                      |          | Bankwest                | Term Deposit | Maturity Face Value - Received | 500,000.00          |
|                      |          |                         |              | Deal Total                     | 505,136.99          |

**Broken Hill City Council**  
Cash Flows Report



| <b>Next Month Cashflows</b>         |                 |                              |                   |                             |                     |
|-------------------------------------|-----------------|------------------------------|-------------------|-----------------------------|---------------------|
| <u>Transaction Date</u>             | <u>Deal No.</u> | <u>Cashflow Counterparty</u> | <u>Asset Type</u> | <u>Cashflow Description</u> | <u>Cashflow Due</u> |
| <b>Day Total</b>                    |                 |                              |                   |                             | <b>505,136.99</b>   |
| <b>Net Cash Movement for Period</b> |                 |                              |                   |                             | <b>2,521,821.92</b> |



## ORDINARY MEETING OF THE COUNCIL

October 13, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 244/15

SUBJECT: TOURISM AND CULTURAL ATTRACTIONS ACTIVITY REPORT  
FOR SEPTEMBER 2015 11/514

**Recommendation**

That Broken Hill City Council Report No. 244/15 dated October 13, 2015, be received.

**Executive Summary:****1, VISITATION & REACH****1.1 Attractions Visitation**

| Attraction                                       | September<br>2014/2015 | September<br>2015/2016 | % Change |
|--|------------------------|------------------------|----------|
| <b>Visitor Information Centre</b>                |                        |                        |          |
| Total Visitors<br>(month)                        | 14,931                 | 14,395                 | -3.59%   |
| Total Visitors YTD<br>(1 July – 30 Sept. 2015)   | 37,927                 | 36,613                 | -3.46%   |
| <b>Albert Kersten Mining and Minerals Museum</b> |                        |                        |          |
| Total Visitors<br>(month)                        | 1313                   | 1521                   | 14%*     |
| Total Visitors<br>(1 July – 30 Sept. 2015)       | 3375                   | 3580                   | 5.7%     |
| <b>Regional Art Gallery</b>                      |                        |                        |          |
| Total Visitors<br>(month)                        | 2018                   | 2573                   | 27%*     |
| Total Visitors<br>(1 July – 30 Sept. 2015)       | 6315                   | 7281                   | 15%      |
| <b>Living Desert &amp; Sculptures</b>            |                        |                        |          |
| Total Visitors<br>(month)                        | 4602                   | 3958                   | -16%**   |
| Total Visitors<br>(1 July – 30 Sept. 2015)       | 10862                  | 10780                  | -0.07%   |

\*The visitation increases for the Regional Art Gallery and Albert Kersten Mining and Minerals Museum may be attributed to the success of event activated programming – exhibitions, openings, educational activity. This has been buoyed by a particular spike in visitation to Broken Hill during the school holiday period, with anecdotal evidence suggesting increased tourism filtering throughout the Broken Hill attraction sector. Evidence-based data relating to how Council's attractions fared against other City experiences is not available, however, the mix of event activation and city-wide tourism visitation is deemed to be behind the growth in numbers being experienced by the Gallery and Museum. The Broken Hill Festival and corresponding "GLLO 25 Years" exhibition (Museum) provides an example of the way in which events can benefit the City and businesses can maximise their own opportunity.

\*\*The 16% decline in Living Desert and Sculptures visitation against same month (Sept.) previous year may relate to the introduction of the volunteer card (free entry for city-wide volunteers) and the annual passes. Entry levels pertaining to these segments cannot be monitored without further expenditure in capital and resources (ticket gate operates without swipe card to monitor passes and is unattended). Additionally, Council does not have the appropriate attraction/ticketing software to

analyse data from purchased tickets and determine where other declines may be coming from (tourists vs local for example). Overall, the attractions would benefit from product renewal and marketing – both areas that are limited considering current budget constraints. However, visitation to the Living Desert and Sculptures is recording less than a 1% decline in numbers year-to-date against the same period in the previous year. It has been proven that an event activated approach (like the Lego Forest) works on this site in terms of immediate and longer term visitation results. Again, further opportunities will be dependent on funding and capacity to resource activities of this nature.

**1.2 Civic Centre Bookings, Attendance, Days Booked**

| Type                       | No. of Bookings September 2014 | No. of Bookings September 2015 | Attendance September 2014 | Attendance September 2015 | Days Booked September 2014 | Days Booked September 2015 |
|----------------------------|--------------------------------|--------------------------------|---------------------------|---------------------------|----------------------------|----------------------------|
| Conferences                |                                |                                |                           |                           |                            |                            |
| Seminars/Workshops         |                                |                                |                           |                           |                            |                            |
| Other (incl. rehearsals)   |                                | 3                              |                           | 49                        |                            | 3                          |
| Fashion Parades            |                                |                                |                           |                           |                            |                            |
| Concerts/Performances      |                                | 3                              |                           | 1,870                     |                            | 2                          |
| Balls/Cabarets/Dinners     | 1                              | 1                              | 290                       | 400                       | 1                          | 1                          |
| Wedding Receptions         | 1                              |                                | 101                       |                           | 1                          |                            |
| Council Functions          |                                |                                |                           |                           |                            |                            |
| Trade Shows/Exhibitions    |                                |                                |                           |                           |                            |                            |
| School Functions           |                                |                                |                           |                           |                            |                            |
| Luncheons/Cocktail Parties |                                |                                |                           |                           |                            |                            |
| Eisteddfods                |                                |                                |                           |                           |                            |                            |
|                            |                                |                                |                           |                           |                            |                            |
| <b>TOTAL</b>               | <b>2</b>                       | <b>7</b>                       | <b>391</b>                | <b>2,319</b>              | <b>2</b>                   | <b>6</b>                   |

| Type                       | No. of Bookings YTD 2014/15 | No. of Bookings YTD 2015/16 | Attendance YTD 2014/15 | Attendance YTD 2015/16 | Days Booked YTD 2014/15 | Days Booked YTD 2015/16 |
|----------------------------|-----------------------------|-----------------------------|------------------------|------------------------|-------------------------|-------------------------|
| Conferences                |                             |                             |                        |                        |                         |                         |
| Seminars/Workshops         | 1                           | 3                           | 350                    | 135                    | 1                       | 3                       |
| Other (incl. rehearsals)   | 2                           | 10                          | 650                    | 388                    | 2                       | 10                      |
| Fashion Parades            |                             |                             |                        |                        |                         |                         |
| Concerts/Performances      | 1                           | 3                           | 170                    | 1,870                  | 1                       | 2                       |
| Balls/Cabarets/Dinners     | 5                           | 5                           | 1,250                  | 1,402                  | 5                       | 5                       |
| Wedding Receptions         | 1                           | 1                           | 101                    | 140                    | 1                       | 1                       |
| Council Functions          | 1                           | 2                           | 60                     | 655                    | 1                       | 2                       |
| Trade Shows/Exhibitions    |                             | 1                           |                        | 1,349                  |                         | 1                       |
| School/TAFE Functions      | 1                           | 2                           | 820                    | 1,130                  | 1                       | 2                       |
| Luncheons/Cocktail Parties |                             |                             |                        |                        |                         |                         |

|              |           |           |              |              |           |           |
|--------------|-----------|-----------|--------------|--------------|-----------|-----------|
| Eisteddfods  | 1         | 1         | 1,131        | 1,845        | 65        |           |
| <b>TOTAL</b> | <b>13</b> | <b>28</b> | <b>4,532</b> | <b>8,914</b> | <b>18</b> | <b>31</b> |

### 1.3 Website Traffic

| www.brokenhillaustralia.com.au | September 2014 | September 2015 | % change |
|--------------------------------|----------------|----------------|----------|
| Total Unique Visitors (month)  | 9,477          | 11,596         | +22.36%  |
| Total Unique Visitors (YTD)    | 28,213         | 36,193         | +28.28%  |
| Total Bookings (month)         | \$21,055       | \$16,247       | -22.84%  |
| Total Bookings (YTD)           | \$45,825.50    | \$37,718       | -17.69%  |

### 1.4 Distribution

| Broken Hill and Outback NSW Visitors Guide             |                      |  |              |
|--|----------------------|--|--------------|
| Intra-regional distribution                            | Target               | Numbers<br>YTD 2014/15                               | %            |
|  | Over Counter         | 23,163   | 23.16%       |
|  | Mail Outs            | 913  | 0.91%        |
|  | Local Businesses     | 11,580   | 11.58%       |
|  | Event Organisers     | 264  | 0.26%        |
|  | BHCC Admin<br>Centre | 384  | 0.38%        |
| External distribution                                  | ACT                  | 128  | 0.13%        |
|  | NSW                  | 31092  | 31.09%       |
|  | VIC                  | 12829  | 12.83%       |
|  | SA                   | 7760   | 7.76%        |
|  | QLD                  | 2444   | 2.44%        |
|  | NSW TrainLink        | 3840   | 3.84%        |
| Brochures in reserve from 100,000 print-run (Sept. 14) |                      | <b>5,603</b><br>Murray Media<br>1,891<br>Local 3,712 | <b>5.60%</b> |

Note: Destination Far West/Inland NSW are conducting sales process for the next publication.

## 2 PROGRAMS

### 2.1 Communication Program

The following communication items were distributed to the tourism and culture database and also online

#### Broken Hill City Council Facebook Page

- 53 Posts were made during September
- Total Reach – 50,613 (number of people who saw the posts)
- Total Impressions – 92,384 (Number of times the post was viewed)

#### Broken Hill Tourism Facebook Page

- 29 Posts were made during September
- Total Reach – 184,479 (number of people who saw the posts)
- Total Impressions – 314,475 (Number of times the post was viewed)

## 3 EVENTS

### 3.1 Events Held In September 2015

#### 3.1.1 Civic Centre

Far West Regional Talent Concerts x 3

PKF Lawler Meeting



Headspace Youth Mental Health Foundation Meeting  
Maari Ma 20<sup>th</sup> Anniversary Dinner

### **3.1.2 Civic Events**

2015 Emirates Melbourne Cup Trophy Tour

### **3.1.3 Regional Art Gallery**

Exhibition: *The Outback Open Art Prize 2015*

Exhibition: *The Grey Man*

Exhibition: *Watermarks*

Exhibition: *Through the Past Darkly*

Exhibition: *Pretty Woman*

Exhibition: *Woven Worlds: Ten Years of En Plein Air Tapestry*

Children's school holiday workshops x 2

Concert with opera singer Deborah Cheetham and local school children organised by Maari Ma Health Corporation

Citizenship ceremony

Gallery Visits: Schools x 4

Gallery staff: school assembly and classroom presentations x 4

### **3.1.4 Albert Kersten Mining and Minerals Museum**

Exhibition: *"GLLO 25 Years" and opening,*

Workshop: *Bug's Life*

### **3.1.5 Living Desert**

1 x school group tour

Work experience: student from Willyama High School

## **Attachments**

There are no attachments for this report.

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

SHARON HUTCH  
ACTING GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

October 16, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 245/15SUBJECT: DEVELOPMENT ACTIVITIES - SEPTEMBER 2015 11/514**Recommendation**

That Broken Hill City Council Report No. 245/15 dated October 16, 2015, be received.

| <b>STATUS OF DEVELOPMENT APPLICATIONS RECEIVED</b> |            |                                 |                                |  |             |   |
|--|------------|---------------------------------|--------------------------------|--|-------------|---|
| DA   | DATE REC'D | APPLICANT                       | LOCATION                       | PROPOSAL   | ACTION DATE | DECISION  |
| <b>OUTSTANDING MATTERS</b>                         |            |                                 |                                |  |             |   |
| 114/2014   | 19/08/14   | C. Hucks                        | 410 Piper Street               | New dwelling   | 27/08/14    | Awaiting further information.                         |
| 3/2015   | 13/01/15   | Mawsons & Sons Pty Ltd          | Holten Drive                   | Continued use of site for extractive industries and increased production   | 16/10/15    | Awaiting Joint Regional Planning Panel determination. |
| 88/2015  | 13/7/15    | Telstra Corp<br>c/o SK Planning | 25 Cummins Street (Rocky Hill) | Telecommunications facility including monopole                             | 27/7/15     | Request More Information.                             |
| 97/2015  | 28/7/15    | G. McMahon                      | 91 Brown Street                | Granny flat  | 24/8/15     | Approved  |
| 103/2015   | 12/8/15    | M. Paull                        | 122 Patton Street              | Wind turbine   | 2/9/15      | Request further information                           |
| 109/2015   | 20/8/15    | M. Bromson                      | 50 Crystal Street              | New commercial building  | 16/10/15    | Awaiting amendment to Plan.                           |
| <b>SEPTEMBER 2015</b>                              |            |                                 |                                |  |             |   |
| 112/2015   | 1/9/15     | B. Martin                       | 163 Argent Street              | Change of use of part of premises for Gym                                  | 15/10/15    | Approved  |
| 116/2015   | 9/9/15     | G. Howe                         | 110 Wyman Lne                  | Subdivision  | 22/9/15     | Approved  |
| 117/2015   | 11/9/15    | M. Barratt                      | 1 South Road                   | Storage Warehouse  | 16/10/15    | Assessment  |
| 128/2015   | 23/9/15    | Barrier Social Democratic Club  | 218 Argent Street              | New Admin building and offices   | 2/10/15     | Approved  |
| 129/2015   | 24/9/15    | T. Williams                     | 41-79 Crystal Street           | Use of part of premises for Gym/personal training studio. Erect mezzanine. | 16/10/15    | Assessment  |

**Attachments**

There are no attachments for this report.

FRANCOIS VANDERBERG  
MANAGER PLANNING, DEVELOPMENT & COMPLIANCE

SHARON HUTCH  
ACTING GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

October 16, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 246/15

SUBJECT:                    HERITAGE STATUS REPORT - SEPTEMBER 2015                    11/126

**Recommendation**

That Broken Hill City Council Report No. 246/15 dated October 16, 2015, be received.

| STATUS OF RESIDENTIAL BUILDINGS CONSERVATION POLICY APPLICATIONS 2015/2016           |                   |                         |                           |                           |                |               |             |
|--|-------------------|-------------------------|---------------------------|---------------------------|----------------|---------------|-------------|
| ADDRESS  | DATE RECEIVED     | ESTIMATED COST OF WORKS | GRANT REQUEST             | LOAN REQUEST              | GRANT APPROVED | LOAN APPROVED | ACTION DATE |
| NIL  | NIL               | NIL                     | NIL                       | NIL                       | NIL            | NIL           | NIL         |
| HERITAGE RESTORATION FUND AND ADVISORY SERVICE AND MUSEUM ADVISORY SERVICE 2015/2016 |                   |                         |                           |                           |                |               |             |
|  | BUDGET ALLOCATION |                         | YTD EXPENDITURE 2015/2016 | AVAILABLE FUNDS 2015/2016 |                |               |             |
|  | GOVERNMENT GRANT  | COUNCIL FUNDS           |                           |                           |                |               |             |
| HERITAGE RESTORATION FUND  | \$8,500.00        | \$17,000.00             | \$0                       | \$24000                   |                |               |             |
| HERITAGE ADVISORY SERVICE  | \$7,000.00        | \$21,000.00             | \$7979.22                 | \$20020.78                |                |               |             |

The Heritage Advisor visited Broken Hill 29<sup>th</sup> September 2015, and provided advice to property owners.

**Attachments**

There are no attachments for this report.

FRANCOIS VANDERBERG  
MANAGER PLANNING, DEVELOPMENT & COMPLIANCE

SHARON HUTCH  
ACTING GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

October 7, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 247/15

SUBJECT:                    ACTION LIST REPORT - OCTOBER

11/25

**Recommendation**

That Broken Hill City Council Report No. 247/15 dated October 7, 2015, be received.

**Executive Summary:**

The purpose of the report is to ensure that Council and the community are informed on the status of actions required by previous decisions of Council.

**Report:**

The Action List attached to this report is for information only and will be provided to Council on a monthly basis.

The report covers Council's decision for the period September 2, 2009 to September 30, 2015.

**Strategic Direction:**

Key Direction:    4 - Our Leadership  
Objective:        4.2 – Our Leaders Make Smart Decisions  
Function:         Leadership and Governance  
DP Action:       4.2.1.1 - Decisions are made in a timely manner to ensure effective delivery.

**Relevant Legislation:**

Nil

**Financial Implications:**

Nil

**Attachments**

1. Action List 41 Pages

SHARON HUTCH  
DEPUTY GENERAL MANAGER

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|---|----------------------------|---|
| Ordinary Meeting of the Council 02<br>September 2009  | False                      | Further Business                                      |
| <p><b>ITEM 1 - GROUP MANAGER GOVERNANCE &amp; COMMUNITY REPORT NO. 75/09 - DATED AUGUST 11, 2009 - LEASE OF LAND AT GLADSTONE PARK TO ALMA SWIMMING CLUB INC</b></p>  |                            |   |
| <p style="text-align: right;">B7/12</p>   |                            |   |
| <p><u>Recommendation</u></p>  |                            |   |
| <p>That Group Manager Governance &amp; Community Report No. 75/09 dated August 11, 2009, be received.</p>   |                            |   |
| <p>That Council, in its appointed capacity to manage the affairs of the Gladstone Park Reserve Trust, lease as much land is necessary fronting Morish Street to formalise the existing occupation together with an additional 4 metres along the entire south eastern side of the site, for swimming club purposes.</p> |                            |   |
| <p>That the term of the lease be 20 years commencing at a date to be determined upon registration of a plan of survey currently being prepared.</p>   |                            |   |
| <p>That rental at commencement be \$250 per annum and that this rental be reviewed every 5 years on the anniversary of the commencement date.</p>   |                            |   |
| <p>That public liability insurance in the sum of \$20 million be provided noting the rights and interests of Council as Trustee and the Minister administering the Crown Lands Act 1989, and that this amount be increased from time to time as required by Council's insurers.</p>                                     |                            |   |
| <p>That the Alma Swimming Club insure it's assets and contents for replacement value as determined in conjunction with it's insurer.</p>  |                            |   |
| <p>That all other standard leasing requirements be complied with.</p>   |                            |   |
| <p>That the Alma Swimming Club be liable for Council's reasonable legal fees incurred in this matter.</p>   |                            |   |
| <p>That documents relating to this matter be signed in the absence of a Trust Seal under Council's Common Seal as required.</p>   |                            |   |
| <p><b>RESOLUTION</b></p>  |                            |   |
| <p><u>Minute No. 1</u></p>  |                            |   |
| <p>It was resolved on the motion of the</p>   | <p>)</p>                   | <p>That the recommendation of item 20 be adopted.</p> |
| <p>Administrator:</p>   | <p>)</p>                   |   |
| <p style="text-align: right;">CARRIED</p>   |                            |   |
| <p><i>01 Jul 2013 - 12:01 PM - Andrea Roberts</i></p>   |                            |   |
| <p>Lease documents have been prepared. Waiting completion of site survey.</p>   |                            |   |
| <p><i>15 Nov 2013 - 10:48 AM - Michelle Rolton</i></p>  |                            |   |
| <p>Plan completed November 2013</p>   |                            |   |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT                                     |
|--|----------------------------|---|
| <p>11 Jun 2014 - 2:29 PM - Louine Hille</p> <p>Plan received, examined and redrafted. Development Application required and in process. When plan consented to and signed by Council it will be forwarded to Trades and Investment, Crown Lands for their endorsement and lodgement with L.P.I.</p> <p>11 Dec 2014 - 3:15 PM - Frederick Docking</p> <p>GM to review and sign DA application and return to Tracy Stephens. Once consented and signed by council forward to trades and investment Crown Lands for their endorsement and lodge with LPI</p> <p>06 May 2015 - 4:55 PM - Frederick Docking</p> <p>Pending Sub Division for lease purposes</p>   |                            |   |
| <p>Ordinary Meeting of the Council 27<br/>January 2010</p>   | False                      | Infrastructure and Sustainability Committee |
| <p><b>ITEM 2 - GROUP MANAGER SUSTAINABILITY REPORT NO. 5/10 - DATED JANUARY 12, 2010 - SUBDIVISION OF CROWN LAND AT RYAN AND CREEDON STREETS TO CREATE A DRAINAGE RESERVE</b></p> <p style="text-align: right;">R8/245</p> <p><u>Recommendation</u></p> <p>That Group Manager Sustainability Report No. 5/10 dated January 12, 2010, be received.</p> <p>That Council co-ordinate the subdivision of Crown Land, on behalf of the State of New South Wales at the corner of Ryan and Creedon Streets to permit the creation of a Drainage Reserve in Council's name and to rectify other land issues.</p> <p>That documents relating to this matter be executed under Council's Common Seal if required.</p> <p>01 May 2013 - 1:52 PM - Leisa Bartlett</p> <p>Adjoining owner has changed mind due to changed family circumstances. Proceeding with minor changes - Plan to be redrafted by Council initially for Crown Approval prior to formal survey.</p> <p>15 Apr 2014 - 1:55 PM - Michelle Rolton</p> <p>Subdivision to be addressed when Surveyor completes survey work in April 2014.</p> <p>17 Feb 2015 - 10:39 AM - Leisa Bartlett</p> <p>Survey Commissioned.</p> <p>20 Apr 2015 - 4:15 PM - Leisa Bartlett</p> <p>Awaiting Survey.</p> |                            |   |
| <p>Ordinary Meeting of the Council 30 June<br/>2010</p>  | False                      | Infrastructure and Sustainability Committee |
| <p><b>ITEM 3 - CORRESPONDENCE REPORT NO. 45/10 - DATED JUNE 03, 2010 - MINUTES AND FINANCIAL REPORTS OF THE MEMORIAL OVAL COMMUNITY COMMITTEE</b></p> <p style="text-align: right;">P10/1</p>  |                            |   |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| <p><u>Recommendation</u></p>  |                            |  |
| <p>That minutes of the Memorial Oval Community Committee Meetings held May 4, 2010, and June 1, 2010 (incorporating the financial reports for April and May, 2010 and attachments) be received; and the motions contained therein endorsed.</p>   |                            |  |
| <p>That a report be prepared for the July Infrastructure and Sustainability Committee Meeting regarding upgrading the hot water systems at the Memorial Oval Amenities Block to more efficient gas hot water systems; and the possibility of relocating 1 hot water system from the E.T. Lamb Oval Amenities Block to the Memorial Oval Amenities Block.</p>  |                            |  |
| <p>That Council undertake a Business Case Study to develop a Business Plan for the Memorial Oval; and that members of the Memorial Oval Community Committee be included in the development of the Business Plan.</p>  |                            |  |
| <p>That correspondence be sent to the Memorial Oval Community Committee advising of Council's decision.</p>   |                            |  |
| <p><u>Minute No. 2</u></p>  |                            |  |
| Councillor T. Kennedy moved   | )                          | That the recommendations of items 5 to 7 be adopted. |
| Councillor R. Steer seconded  | )                          |  |
| <p style="text-align: right;">CARRIED</p>   |                            |  |
| <p><i>05 Sep 2013 - 12:41 PM - Rebecca Flowers</i></p>  |                            |  |
| <p>Format of business case study under consideration. The outline of the plan was being presented to the S355 Committee by Group Manager Infrastructure for consideration at the March 6, 2012 Meeting. GMI will await feedback from the Committee.</p> <p>New hot water system now installed.</p> <p>Dec 2012 - Awaiting feedback from Committee regarding how they wish to proceed.</p> <p>Aug 2013 Awaiting feedback from Committee</p> <p>Jan 2014 The 355 Committee are to be approach to determine how they wish to progress this item</p> <p>June 2014 - GMI and 355 Committee still to discuss.</p> |                            |  |
| <p><i>02 Sep 2014 - 12:36 PM - Rebecca Flowers</i></p>  |                            |  |
| <p>September 2014 - no updates available at this stage. Will discuss with new Asset Manager once new structure implemented.</p>   |                            |  |
| <p>Ordinary Meeting of the Council 29<br/>September 2010</p>  | <p>False</p>               | <p>Infrastructure and Sustainability Committee</p>   |
| <p><b>ITEM 4 - GROUP MANAGER SUSTAINABILITY REPORT NO. 77/10 - DATED SEPTEMBER 14, 2010 - ACQUISITION OF LAND FOR DRAINAGE OF STORMWATER</b></p>  |                            |  |
| <p style="text-align: center;">L6/2/1, R8/245</p>   |                            |  |



| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|--|----------------------------|---|
| <p><u>Recommendation</u></p> <p>That Group Manager Sustainability Report No. 77/10 dated September 14, 2010, be received.</p> <p>That Council acquire land, as shown edged in black in the attached diagram, for the purpose of stormwater drainage.</p> <p>That the acquisition be under the terms of the Local Government Act 1993.</p> <p>That the consent of the Minister and Governor be sought to proceed with the acquisition.</p> <p>That upon acquisition the land be classified as operational land and that the land be described as a drainage reserve on title.</p> <p>That Minerals be excluded from the acquisition.</p> <p>That Council seek a native title opinion in relation to that land shown "B" in the diagram being part of Reserve 72211 for Public School Purposes.</p> <p>That Council negotiate with the owner of the parts shown "A" &amp; "C" in the diagram firstly to seek agreement to the acquisition and secondly as to the amount of compensation to be paid.</p> <p>That Council obtain the consent of the Crown in relation to the acquisition of the land marked "B" and also consult with the current occupant.</p> <p>That compensation for the part marked "B" be determined as at the date of acquisition by the Acquisitions Valuation Branch by the Land and Property Management Authority.</p> <p>That the final dimensions of the land be subject to survey.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p> |                            |   |
| <p><b>RESOLUTION</b></p>   |                            |   |
| <p>Minute No. 3</p>  |                            |   |
| <p>Councillor B. Algate moved</p>  | <p>)</p>                   | <p>That the recommendation of Item 12 be adopted.</p> |
| <p>Councillor J. Groenendijk seconded</p>  | <p>)</p>                   |   |
| <p style="text-align: right;">CARRIED</p>  |                            |   |
| <p><i>12 Jun 2013 - 10:06 AM - Lacey Butcher</i></p> <p>Awaiting surveyor - work priority list sent to Surveyor (September 2012) Also waiting responses from landowners/occupiers June 6 2013</p>  |                            |   |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|--|----------------------------|---|
| <p>22 Oct 2013 - 1:54 PM - Louine Hille</p> <p>No responses from either party.</p> <p>15 Apr 2014 - 1:58 PM - Michelle Rolton</p> <p>Further contact to be made for required consents to proceed.</p> <p>17 Mar 2015 - 9:37 AM - Leisa Bartlett</p> <p>Commissioning of survey about to commence.</p> <p>20 Apr 2015 - 4:34 PM - Leisa Bartlett</p> <p>Further report to be presented to Council as acquisition of land may not be necessary due to natural water course.</p>  |                            |   |
| <p>Confidential Matters of the Council 29<br/>June 2011</p>  | False                      | Confidential Matters  |
| <p><b>ITEM 5 – (Item 45 in open minutes) - GROUP MANAGER SUSTAINABILITY REPORT NO. 44/11 - DATED JUNE 28, 2011 - - CONFIDENTIAL</b></p>  |                            | 11/239, 11/221  |
| <p><u>Recommendation</u></p> <p>That Group Manager Sustainability Report No. 44/11 dated June 28, 2011, be received.</p> <p>That A.E. &amp; A.I. Sweet Pty. Ltd. be released from Lease and Licence obligations as detailed in the body of this report.</p> <p>That Hertz Australia Pty Limited (ACN 004 407 087) be granted a month to month Licence over the Licence area relinquished by A.E. &amp; A.I. Sweet in terms outlined in the body of this report.</p> <p>That documents relating to this matter be executed under Council's Common Seal if required.</p> <p>That upon appointment of a new "Hertz Licensee" a Licence be granted to that Licensee by Council under the same terms as proposed for Hertz Australia Pty Limited, other than the term of the Licence.</p> |                            |   |
| <p><u>Minute No. 4</u></p> <p>Councillor T. Kennedy moved )</p> <p>Councillor J. Groenendijk seconded )</p>  |                            | <p>That the recommendations of items 1 to 5 be adopted.</p> |
| <p>12 Jun 2013 - 12:06 PM - Andrea Roberts</p> <p>Awaiting details of Hertz Licensee. New Licence details being negotiated.</p> <p>06 Dec 2013 - 3:49 PM - Michelle Rolton</p> <p>Hertz continuing to make payments on a monthly basis.</p> <p>14 Mar 2014 - 9:25 AM - Michelle Rolton</p>   |                            | CARRIED   |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| <p>New licence agreement being developed.<br/><i>15 Apr 2014 - 2:00 PM - Michelle Rolton</i></p> <p>Draft Licence to Hertz for comment and/or execution.<br/><i>11 Jun 2014 - 2:56 PM - Louine Hille</i></p> <p>Draft Licence prepared as far as can be. Awaiting determination of rental payment split details.<br/><i>17 Jul 2014 - 5:22 PM - Michelle Rolton</i></p> <p>Draft licence sent to Hertz for perusal and agreement<br/><i>14 Aug 2014 - 3:20 PM - Michelle Rolton</i></p> <p>Revised copy sent for perusal and agreement.<br/><i>13 Nov 2014 - 1:55 PM - Rebecca McLaughlin</i></p> <p>New lease agreement has been signed by Hertz and is being reviewed by DGM awaiting Council signature and stamp.<br/><i>11 Dec 2014 - 3:45 PM - Frederick Docking</i></p> <p>Information requested by GM submitted and awaiting return of signed document. Requested lease amounts for: Thrifty \$329.93 per month and Avis \$340.50 per month.<br/><i>06 May 2015 - 4:56 PM - Frederick Docking</i></p> <p>Further enquires to be made - in progress</p> |                            |  |
| <p>Confidential Matters of the Council 29<br/>February 2012</p>   | <p>False</p>               | <p>Confidential Matters</p>                          |
| <p><b><u>ITEM 6 (Item 45 in open minutes) - SUSTAINABILITY REPORT NO. 8/12 - DATED JANUARY 13, 2012 – RENEWAL OF LEASE TO THE AERO CLUB OF BROKEN HILL INC. AT AIRPORT - CONFIDENTIAL</u></b> <span style="float: right;">11/232</span></p>   |                            |  |
| <p><u>Recommendation</u></p>  |                            |  |
| <p>That Sustainability Report No. 8/12 dated January 13, 2012 be received.</p>  |                            |  |
| <p>That Council renew its lease with The Aero Club of Broken Hill Inc. for a period of five (5) years being the first option to renew the lease.</p>  |                            |  |
| <p>That the lease be amended as outlined in the body of this report to address water charges.</p>   |                            |  |
| <p>That documents relating to this matter be executed under Council's Common Seal as required.</p>  |                            |  |
| <p><b>RESOLUTION</b></p>  |                            |  |
| <p><u>Minute No. 5</u></p>  |                            |  |
| <p>Councillor B. Algate moved )</p>   |                            | <p>That the recommendation of item 1 be adopted.</p> |
| <p>Councillor N. Gasmier seconded )</p>   |                            |  |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT                 |
|--|----------------------------|-------------------------|
| <p>03 May 2012 - 3:23 PM - Leisa Bartlett<br/>Documents with Lessee for execution.</p> <p>02 Aug 2012 - 3:25 PM - Leisa Bartlett<br/>Reminder to return documents sent.</p> <p>07 Feb 2013 - 3:26 PM - Leisa Bartlett<br/>Lease with Council's Solicitor for registration. Lease has been requisitioned twice due to plan reference - LPI have changed rules. Further advice to be sought from Council's Solicitor.</p> <p>06 Jun 2013 - 3:28 PM - Leisa Bartlett<br/>LPI have rejected registration due to change in Airport Title descriptions. Further survey work required prior to re-lodgement of Lease.</p> <p>22 Oct 2013 - 2:18 PM - Louine Hille<br/>New plan of subdivision for Lease purposes being prepared. Due 30 October 2013.</p> <p>15 Nov 2013 - 11:06 AM - Michelle Rolton<br/>Plan now due November 2013, as additional survey works were required.</p> <p>17 Jan 2014 - 12:14 PM - Louine Hille<br/>Draft Plan received for examination and approval.</p> <p>13 Feb 2014 - 12:10 PM - Michelle Rolton<br/>Lot numbering determined, awaiting final plan.</p> <p>11 Jun 2014 - 3:29 PM - Louine Hille<br/>Plan requires minor amendment to stop it being requisitioned. Development Consent to subdivision for lease purposes required. Development Application being compiled.</p> <p>11 Dec 2014 - 4:42 PM - Frederick Docking<br/>Amendment for water charges to lease draft signed and returned. GM to sign off DA and return to Tracey Stephens for consent for lease purposes.</p> <p>06 May 2015 - 4:56 PM - Frederick Docking<br/>Pending Sub Division for lease purposes</p> | <p>False</p>               | <p>Further Business</p> |
| <p>Extraordinary Meeting of the Council 30 October 2013</p>  |                            |                         |
| <p><b><u>ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 269/13 - DATED OCTOBER 17, 2013 - WILLYAMA COMMON - COMPULSORY ACQUISITION OF CROWN LAND AT BROKEN HILL AIRPORT</u></b></p>  |                            |                         |
| <p>11/89, 11/214</p>   |                            |                         |
| <p><u>Recommendation</u></p>   |                            |                         |
| <p>That Broken Hill City Council Report No. 269/13 dated October 17, 2013, be received.</p>  |                            |                         |

| MEETING   | FURTHER REPORT<br>REQUIRED                           | SUBJECT   |
|---|--|---|
|   |  | <p>That Council compulsorily acquire Crown Land being Lots 5938 and 5939 in DP 725373 as shown in the attached diagram for "Airport Purposes" to formalise existing occupation.</p> <p>That the acquisition be under the Terms of the Local Government Act 1993.</p> <p>That the consent of the Minister and Governor be sought for the acquisition.</p> <p>That Council seek agreement from Trade and Investment, Crown Lands Western Division for the acquisition.</p> <p>That Minerals be excluded from the acquisition.</p> <p>That Council obtain a Native Title opinion in relation to Lot 5939 in DP 725373, formerly part of Western Lands Lease 1060.</p> <p>That if necessary, Council liaise with other parties that may have an interest in Lot 5939 in DP 725373 should Native Title issues require to be addressed.</p> <p>That upon acquisition the land be classified as Operational Land.</p> <p>That compensation be determined as at the date of acquisition by the Acquisition Valuation Branch of the Land and Property Management Authority.</p> <p>That the consent of the Crown (Trade and Investment, Crown Lands Western Division) and the Division of Local Government be sought should all matters be agreed upon to dispense with pre-acquisition requirements given that the compensation as determined at the date of acquisition will be the purchase price.</p> <p>That documents relating to this matter be executed under Council's Common Seal if required.</p> |
| <p><b>RESOLUTION</b><br/><u>Minute No. 6</u><br/>Councillor D. Gallagher moved )<br/>Councillor C. Adams seconded )</p> <p><i>14 May 2014 - 11:41 AM - Michelle Rolton</i><br/>Native Title status of one remaining lot to be determined.</p> <p><i>12 Jun 2014 - 11:37 AM - Louine Hille</i><br/>History of site being compiled for submission to Barrister.</p> <p><i>20 Apr 2015 - 4:18 PM - Leisa Bartlett</i><br/>With impending EOI outcome - no further action at this stage with report to future Council Meeting.</p> <p><i>16 Sep 2015 - 11:38 AM - Andrew Bruggy</i></p> | <p>That the recommendation of item 1 be adopted.</p> | <p>CARRIED</p>  |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT                                       |
|--|----------------------------|---|
| Council sending letter to Minister and Crown.  |                            |   |
| Ordinary Meeting of the Council 29<br>January 2014   | False                      | Reports                                       |
| <p><b><u>ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 7/14 - DATED JANUARY 15, 2014 - EASEMENT TO DRAIN WATER FROM WILLS STREET WASTE WATER TREATMENT PLANT OVER PART WILLYAMA COMMON TO RAILWAY CORRIDOR</u></b> 11/63</p>  |                            |   |
| <p><u>Recommendation</u></p>   |                            |   |
| <p>That Broken Hill City Council Report No. 7/14 dated January 15, 2014, be received.</p>  |                            |   |
| <p>That Broken Hill City Council in its appointed capacity as Trust Manager of Willyama Common Trust:</p>  |                            |   |
| <ol style="list-style-type: none"> <li>1. Consent to Essential Energy/Water replacing the existing pipeline with the replacement to be offset from the current alignment;</li> <li>2. Consent to a new easement being created over the pipelines, both existing and new, as located;</li> <li>3. Consent to the extinguishment of the existing easement;</li> <li>4. Require that all costs relating to this matter be borne by Essential Energy/Water;</li> <li>5. Require that the proposed new location be examined for Aboriginal archaeological relics and that should any be discovered the replacement pipeline route be relocated to as not to disturb the relic/relics;</li> <li>6. That, if required, documents relating to this matter be executed under Council's Common Seal in the absence of a Trust Seal.</li> </ol> |                            |   |
| <p><b>RESOLUTION</b></p>   |                            |   |
| <p><u>Minute No. 7</u></p>   |                            |   |
| Councillor J. Richards moved   | )                          | That the recommendation of item 8 be adopted. |
| Councillor B. Algate seconded  | )                          |   |
| <p style="text-align: right;">CARRIED</p>  |                            |   |
| <p><i>13 Feb 2014 - 12:54 PM - Michelle Rolton</i></p>   |                            |   |
| <p>Essential Energy/Water notified of Council's resolutions 6/2/2014.</p>  |                            |   |
| <p><i>15 Apr 2014 - 2:16 PM - Michelle Rolton</i></p>  |                            |   |
| <p>Awaiting plan of amended easement.</p>  |                            |   |
| <p><i>20 Apr 2015 - 4:19 PM - Leisa Bartlett</i></p>   |                            |   |
| <p>Easment should not be required and report will be provided to future Council Meeting.</p>   |                            |   |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT              |
|--|----------------------------|----------------------|
| Ordinary Meeting of the Council 30 April 2014  | False                      | Reports              |
| <p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 82/14 - DATED APRIL 08, 2014 - TENDER T14/1 SALE OF 331 MURTON ST T14/1</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 82/14 dated April 8, 2014, be received.</p> <p>That the subject land being Lot 4 in DP 1175135 known as 331 Murton St be offered for sale by Auction in conjunction with the Sale of Land for Unpaid Rates.</p> <p>That a reserve price be set in accordance with the independent valuation of the land.</p> <p>That the General Manager or nominee be authorised to negotiate the sale of the land on the day of the auction.</p> <p><b>RESOLUTION</b><br/>Minute No. 8<br/>Councillor P. Black moved )<br/>Councillor C. Adams seconded )</p> <p style="text-align: right;">That the recommendation of item 12 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>14 May 2014 - 12:03 PM - Michelle Rolton</i><br/>Pending - Auction.</p> <p><i>17 Jul 2014 - 5:33 PM - Michelle Rolton</i><br/>Sale pending - Auction (unpaid rates).</p> <p><i>17 Feb 2015 - 10:43 AM - Leisa Bartlett</i><br/>Included in sale for unpaid rates 2015.</p> |                            |                      |
| Confidential Matters of the Council 30 April 2014  | False                      | Confidential Matters |
| <p><b>ITEM 31 - BROKEN HILL CITY COUNCIL REPORT NO. 99/14 - DATED APRIL 10, 2014 - - CONFIDENTIAL 11/233</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 99/14 dated April 10, 2014, be received.</p> <p>That Council release Kamachlo Pty Ltd from its obligations under lease of property at the Airport.</p>   |                            |                      |

| MEETING  | FURTHER REPORT<br>REQUIRED                | SUBJECT  |
|--|---|--|
| <p><b>That Council call for public expressions of interest to lease</b></p> <ol style="list-style-type: none"> <li>1. <b>The workshop on land currently described as Lot 2 DP 641460 and</b></li> <li>2. <b>The former Tank Farm site on land currently described as Lot 14 DP 641460</b></li> </ol> <p><b>That documents relating to these matters be executed under Councils Common Seal as required.</b></p> <p><b>That Council commence actions against the Guarantor to recover the outstanding debt.</b></p> <p><b>RESOLUTION</b><br/> <u>Minute No. 9</u><br/>           Councillor M. Browne moved )<br/>           Councillor J. Richards seconded )<br/> <i>14 May 2014 - 12:04 PM - Michelle Rolton</i><br/>           Process commenced.<br/> <i>11 Sep 2014 - 9:47 AM - Lacey Butcher</i><br/>           Awaiting debt recovery<br/> <i>17 Feb 2015 - 10:44 AM - Leisa Bartlett</i><br/>           Awaiting further investigation.<br/> <i>13 Aug 2015 - 9:22 AM - Harry Stamboulidis</i><br/>           Action reassigned to Harry Stamboulidis by: Leisa Bartlett</p> | <p>)</p> <p>)</p>                         | <p>That the recommendation of item 31 be adopted.</p> <p>CARRIED</p> |
| <p>Ordinary Meeting of the Council 24<br/>September 2014</p> <p><b>ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 230/14 - DATED SEPTEMBER 05, 2014 - LEASE PART NORTH FAMILY PLAY CENTRE TO TELSTRA FOR TELECOMMUNICATIONS TOWER</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 230/14 dated September 5, 2014, be received.</p> <p>That Council lease land at the North Family Play Centre to Telstra for the purpose of erecting a telecommunications tower, subject to Development Consent firstly being granted.</p> <p>That the terms of the lease be those as offered by Telstra in the Heads of Agreement for proposed lease and that Telstra's standard lease document be used.</p>  | <p>False</p> <p>Reports</p> <p>11/257</p> |  |



| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|---|----------------------------|---|
| That Council subdivide Lot 2 DP 1175135 to provide a lot for Telstra's use given that the term of the lease will exceed five (5) years.   |                            |   |
| That, in addition to Council's legal costs for the negotiation and execution of the lease and reasonable disbursements as noted in the Heads of Agreement for proposed lease, Telstra be liable for all survey, plan lodgement and legal fees relating to the required subdivision. |                            |   |
| That Telstra be notified of Council's requirements.   |                            |   |
| That documents relating to this matter be executed under Council's Common Seal as required.   |                            |   |
| <b>RESOLUTION</b>   |                            |   |
| <u>Minute No. 10</u>  |                            |   |
| Councillor B. Algate moved  | )                          | That the report recommendation of item 13 be adopted. |
| Councillor D. Gallagher seconded  | )                          |   |
|   |                            | <b>CARRIED</b>  |
| <i>19 Nov 2014 - 11:36 AM - Leisa Bartlett</i>  |                            |   |
| Currently negotiating lease agreement with Telstra.   |                            |   |
| <i>05 Dec 2014 - 5:48 PM - Frederick Docking</i>  |                            |   |
| Action reassigned to Andrea Roberts by: Leisa Bartlett  |                            |   |
| <i>16 Feb 2015 - 4:33 PM - Frederick Docking</i>  |                            |   |
| Awaiting on DA outcome of Council Meeting on 18/02/15   |                            |   |
| <i>19 Feb 2015 - 5:02 PM - Frederick Docking</i>  |                            |   |
| Auste Brown Boog Solicitors have been informed of Council resolution to accept the terms of the Telstra standard lease and to send the lease to Telstra to sign and return to Council.  |                            |   |
| DA for subdivision has been submitted by Council  |                            |   |
| <i>09 Mar 2015 - 9:23 AM - Frederick Docking</i>  |                            |   |
| Auste Brown Boog Solicitors have been informed of Council resolution to accept the terms of the Telstra standard lease and to send the lease to Telstra to sign and return to Council.  |                            |   |
| DA for subdivision has been submitted by Council  |                            |   |
| <i>13 Mar 2015 - 3:08 PM - Frederick Docking</i>  |                            |   |
| Action reassigned to Frederick Docking by: Andrea Roberts   |                            |   |
| <i>13 Mar 2015 - 4:41 PM - Frederick Docking</i>  |                            |   |
| Lease received, waiting on confirmation of subdivision of land  |                            |   |
| <i>17 Apr 2015 - 9:32 AM - Frederick Docking</i>  |                            |   |
| Lease signed and sealed. Lease returned to ABB to finalise with Telstra   |                            |   |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|--|----------------------------|--|
| <p><i>06 May 2015 - 4:58 PM - Frederick Docking</i></p> <p>Lease signed and sealed. Lease returned to ABB to finalise with Telstra</p> |                            |  |
| <p>Ordinary Meeting of the Council 24<br/>September 2014</p>   | <p>False</p>               | <p>Reports</p> <p><b>ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 231/14 - DATED SEPTEMBER 04, 2014 - LICENCE PART LIVING DESERT STATE PARK ADJACENT 376 NINE MILE ROAD TO FORMALISE ADVERSE POSSESSION</b> 11/411</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 231/14 dated September 4, 2014, be received.</p> <p>That Council, in its appointed capacity of Trust Manager of the Living Desert State Park Trust grant a Licence, with Ministerial consent, to Cristal-Lee White and Mathew Joseph Dempster for the purpose of "Environmental Protection and Access".</p> <p>That documents relating to this matter be executed under Council's Common Seal in the absence of a Trust Seal.</p> <p><b>RESOLUTION</b><br/>Minute No. 11<br/>Councillor P. Black moved )<br/>Councillor C. Adams seconded )</p> <p>That the recommendation of item 14 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>06 May 2015 - 4:59 PM - Frederick Docking</i></p> <p>Further investigation required into obtaining Ministerial Consent for Licence. Have made contact with Crown Lands.</p> |
| <p>Ordinary Meeting of the Council 29<br/>October 2014</p>   | <p>False</p>               | <p>Reports from Delegates</p> <p><b>ITEM 2 - REPORTS FROM DELEGATES NO. 3/14 - DATED OCTOBER 20, 2014 - ATTENDANCE AT THE MURRAY DARLING ASSOCIATION NATIONAL CONFERENCE 2014 HELD IN TUMUT, OCTOBER 14-16, 2014</b> 11/426</p> <p><u>Recommendation</u></p> <p>That</p> <p><b>RESOLUTION</b><br/>Minute No. 12<br/>Councillor M. Browne moved )<br/>Councillor D. Turley seconded )</p> <p>That Reports from Delegates No. 3/14 dated October 20, 2014, be received.</p> <p>That contact be made with the Local Engagement Officer based in Mildura.</p>  |

| MEETING   | FURTHER REPORT<br>REQUIRED  | SUBJECT  |
|---|-----------------------------|--|
| <p>17 Feb 2015 - 10:47 AM - Louise Schipanski</p> <p>Letter sent requesting a Community Meeting be held in Broken Hill.</p> <p>17 Apr 2015 - 3:06 PM - Louise Schipanski</p> <p>Letter sent on 6 March 2015 to Megan Lancaster, Director of Stakeholder Engagement, Murray-Darling Basin Authority requesting to hold a community meeting in Broken Hill. Awaiting response.</p> <p>15 Oct 2015 - 9:38 AM - Lacey Butcher</p> <p>Discussion to be held between Councillor Browne and the Deputy General Manager</p>   |                             | <p>That the Murray Darling Basin Authority be requested to hold a community meeting in Broken Hill.</p> <p>CARRIED</p> |
| <p>Ordinary Meeting of the Council 17<br/>December 2014</p> <p><b>ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 304/14 - DATED DECEMBER 10, 2014 - LEASE - 72 GYPSUM STREET 11/121</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 304/14 dated December 10, 2014, be received.</p> <p>That Council enter into a lease for the property identified as Part 6098/46199 being building E and file room, HACC Centre, 72 Gypsum Street Broken Hill to Government Property NSW (representing Ageing, Disability and Home care (ADHC) in the Department of Human Services).</p> <p>That the lease commences 1 November 2015 for a term of one (1) year with an option to renew for a further one (1) year.</p> <p>That the annual lease amount charged by Council be determined by the General Manager having regard to current rental and market conditions.</p> <p>That documents relating to this matter be executed under Council's Common Seal.</p> <p><b>RESOLUTION</b><br/>Minute No. 13</p> <p>Councillor B. Algate moved )<br/>Councillor J. Richards seconded )</p> <p>09 Mar 2015 - 9:18 AM - Frederick Docking</p> <p>Have made contact with HACC services. Awaiting new lease to be recieved by ABB Solicitors.</p> | <p>False</p> <p>Reports</p> | <p>That the recommendation of item 5 be adopted.</p> <p>CARRIED</p>  |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT |
|---|----------------------------|---------|
| <p>17 Apr 2015 - 9:24 AM - Andrea Roberts</p> <p>Draft lease received, pending final adjustments.</p> <p>13 Aug 2015 - 10:34 AM - Razija Nu'man</p> <p>Lease elements are being double checked. Contact made with Government Property NSW and Council Solicitor. Council Solicitor advised some minor changes have been requested by Solicitors for Government Property NSW. A redraft will occur incorporating the changes and will be forwarded for our review. This should finalise the changes phase of the document and be ready for signing.</p>  |                            |         |
| <p>Ordinary Meeting of the Council 28<br/>January 2015</p>  | False                      | Reports |
| <p><b><u>ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 4/15 - DATED DECEMBER 19, 2014 - ADOPTION OF DRAFT ALBERT KERSTEN MINING AND MINERALS MUSEUM DEDUCTIBLE GIFT RECIPIENT (DGR) FUND POLICY</u></b> 12/14</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 4/15 dated December 19, 2014, be received.</p> <p>That Council adopts the Draft Albert Kersten Mining and Minerals Museum Deductible Gifts Recipient (DRG) Fund Policy as a policy of Council.</p> <p>That the Australian Taxation Office be notified of Council's resolution of adopt Draft Albert Kersten Mining and Minerals Museum Deductible Gifts Recipient (DRG) Fund Policy as a policy of Council.</p> <p><b>RESOLUTION</b><br/>Minute No. 14<br/>Councillor B. Algate moved )<br/>Councillor J. Nolan seconded )</p> <p style="text-align: right;">That the recommendation of item 6 be adopted.</p> <p style="text-align: right;"><b>CARRIED</b></p> <p>12 Feb 2015 - 1:13 PM - Frederick Docking</p> <p>Adopted policy and application form sent to the ATO. Confirmed and signed minutes of the January Council meeting will be forwarded to the ATO following the February Council meeting.</p> <p>09 Mar 2015 - 11:04 AM - Andrea Roberts</p> <p>The application and meeting minutes for DGR Status have been forward to the ATO, now awaiting their response.</p> <p>16 Sep 2015 - 4:18 PM - Therese Manns</p> <p>Endorsement received 31 March 2015.</p> <p>COMPLETE</p> |                            |         |
| <p>Ordinary Meeting of the Council 25<br/>February 2015</p>   | False                      | Reports |
| <p><b><u>ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 44/15 - DATED FEBRUARY 16, 2015 - SHORTY O'NEIL VILLAGE UPDATE</u></b> 11/333</p>   |                            |         |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|--|----------------------------|---|
| <p><b>RESOLUTION</b></p>   |                            |   |
| <p><u>Minute No. 15</u></p>  |                            |   |
| <p>Councillor B. Algate moved )<br/>Councillor D. Gallagher seconded )</p>   |                            | <p>That Broken Hill City Council Report No. 44/15 dated February 16, 2015, be received.</p> |
| <p>That Council authorise the General Manager to:</p>  |                            |   |
| <ol style="list-style-type: none"> <li>1. Progress with the subdivision of the cluster of 12 units at the Gossan Street end of the Village for the purpose of securing residency for residents,</li> <li>2. Enter negotiations with Legacy in relation to transfer of title of these 12 units,</li> <li>3. Enter negotiations with suitable local providers and the Department of Social Services for the transfer of the 40 bed licences, and</li> <li>4. Develop and progress with Expressions of Interest for real estate agency services including specifically, sale by auction and lease value estimates for the property known as Shorty O'Neil Village less the cluster of 12 units at Gossan Street, and report back to Council for a decision on the sale or lease of same.</li> </ol> |                            |   |
| <p>CARRIED</p>   |                            |   |
| <p><i>13 Mar 2015 - 12:01 PM - Razija Nu'man</i></p>   |                            |   |
| <p>Item 1 - further discussion to be undertaken with NSW Dept of Land and Property regarding options related to lifting of caveat. Preliminary plan for subdivision prepared and included in Valuation Report undertaken by Herron Todd White. Report provided by email to Council 12 March 2015.</p>  |                            |   |
| <p>Item 2 - Letter advising of Council resolution regarding entering negotiation with Legacy forwarded on 7 March 2015.</p>  |                            |   |
| <p>Item 3 - EOI currently being prepared with regard to hostel bed licences. Local agencies will be contacted.</p>   |                            |   |
| <p>Item 4 - EOI currently in preparation for real estate services for auction and lease value estimates. Report to Council prepared for August 2015.</p>   |                            |   |
| <p><i>16 Sep 2015 - 11:16 AM - Therese Manns</i></p>   |                            |   |
| <p>Items 3 and 4 complete. Awaiting correspondence regarding caveat to progress Item 1 &amp; 2.</p>  |                            |   |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| Ordinary Meeting of the Council 25 February 2015  | False                      | Reports  |
| <p><b>ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 26/15 - DATED FEBRUARY 10, 2015 - DRAFT BUSINESS CONTINUITY POLICY</b></p>  |                            | 12/114   |
| <p><b>RESOLUTION</b><br/>Minute No. 16<br/>Councillor P. Black moved )<br/>Councillor J. Nolan seconded )</p>   |                            |  |
|   |                            | That Broken Hill City Council Report No. 26/15 dated February 10, 2015, be received.   |
|   |                            | That the Policy be re-drafted and re-presented to Council so as to reflect the previous motion regarding the non-engagement of contractors whilst employees are undertaking Industrial Action. |
|   |                            | CARRIED  |
| <p><i>13 Mar 2015 - 12:00 PM - Razija Nu'man</i><br/>Council resolution noted. Council report will be prepared.</p> <p><i>16 Sep 2015 - 11:17 AM - Therese Manns</i><br/>Business Continuity Plans for all areas of council operations have been drafted and will be presented to the Audit Committee along with the policy in October.</p>   |                            |  |
| Ordinary Meeting of the Council 25 March 2015   | False                      | Reports  |
| <p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 56/15 - DATED MARCH 11, 2015 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO.346, HELD 10 MARCH 2015</b></p>  |                            | 11/397   |
| <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 56/15 dated March 11, 2015, be received.</p> <p>That the Minutes for the Local Traffic Committee Meeting No.346, held March 10, 2015 be received.</p> <p>That the current Bus Zone in front of the Happy Day Preschool be removed.</p> <p>That new fluoro yellow/green signs specific to Preschools be erected as soon as possible to replace existing signs at Happy Day Preschool.</p> <p>That the current location of the Disability Parking space located at Foodland, Beryl Street be removed and relocated adjacent to the bottom of the ramp.</p> |                            |  |

| MEETING   | FURTHER REPORT<br>REQUIRED         | SUBJECT   |
|---|------------------------------------|---|
| <p><u>Minute No. 17</u><br/>Councillor P. Black moved )<br/>Councillor D. Gallagher seconded )</p> <p><i>20 Apr 2015 - 4:23 PM - Leisa Bartlett</i><br/>Disability Parking adjacent to the ramp has been schedule in operations program.<br/>Discussions being held with RMS regarding timeframe and funding.</p> <p><i>04 Jun 2015 - 3:39 PM - Andrew Bruggy</i><br/>CRM allocated for painting of new location for disabled parking adjacent to ramp.</p> |                                    | <p>That the recommendations of items 11 and 12 be adopted.</p> <p style="text-align: right;">CARRIED</p>  |
| <p>Ordinary Meeting of the Council 24 June 2015</p> <p><b>ITEM 1 - MAYORAL MINUTE NO. 3/15 - DATED JUNE 16, 2015 - TRADES HALL BUILDING CONTRIBUTION</b> 11/126</p> <p><b>RESOLUTION</b><br/><u>Minute No. 18</u><br/>Councillor W. Cuy moved )<br/>)</p>   | <p>False</p> <p>Mayoral Minute</p> | <p>That Mayoral Minute No. 3/15 dated June 16, 2015, be received.</p> <p>That Council offer a grant of \$20,000 towards roofing works at the Trades Hall building conditional upon the following:</p> <ol style="list-style-type: none"> <li>1. That a property management plan including financial planning be developed and implemented; and</li> <li>2. That the grant be matched dollar for dollar by the affiliated unions; and</li> <li>3. That the grant be taken from budgets available for Councils Community Assistance Program.</li> <li>4. That Council's Heritage Adviser assists the Trades Hall Trust to compile future heritage grant submissions.</li> </ol> <p style="text-align: right;">CARRIED</p> <p><i>17 Jul 2015 - 9:56 AM - Lacey Butcher</i><br/>letter sent to Trades Hall Trust regarding terms of Community Assistance grant. Awaiting reply as to whether they wish to accept the offer and terms.</p> <p><i>15 Oct 2015 - 9:41 AM - Lacey Butcher</i></p> |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|--|----------------------------|--|
| Correspondence report presented to the October 2015 Council Meeting  |                            |  |
| Ordinary Meeting of the Council 24 June 2015   | False                      | Reports  |
| <p><b><u>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 126/15 - DATED MAY 15, 2015 - RE-ESTABLISHMENT OF ALCOHOL FREE ZONE - BROKEN HILL CENTRAL BUSINESS DISTRICT</u></b> <span style="float: right;">11/307</span></p>   |                            |  |
| <p><u>Recommendation</u></p>   |                            |  |
| <p>That Broken Hill City Council Report No. 126/15 dated May 15, 2015, be received.</p>  |                            |  |
| <p>That Council re-establish the Central Business District Alcohol Free Zone as described in the final Proposal attached to this report, for a period of four years from June 25, 2015 to June 25, 2019, that is:</p>  |                            |  |
| <p>Council re-establish the Alcohol Free Zone in the area generally bounded as follows:</p>  |                            |  |
| <p style="padding-left: 40px;">A zone comprising the Central Business District in an area generally bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite, Wills and Gossan Streets, with the exception of businesses within the Alcohol Free Zone, with approved liquor licence and approved outdoor dining.</p> |                            |  |
| <p>That the necessary signage be installed showing operation of the zone from June 25, 2015 to June 25, 2019.</p>  |                            |  |
| <p>That re-establishment of the Central Business District Alcohol Free Zone be advised to the public by way of media release and advertisement in the Barrier Daily Truth. That the advertisement also confirm that all other existing alcohol free zones in Broken Hill remain in force.</p>                                    |                            |  |
| <p>That Council thank the Broken Hill Police for its ongoing support of alcohol free zones in Broken Hill and the Barrier Liquor Accord (Broken Hill) for its contribution.</p>  |                            |  |
| <p><b>RESOLUTION</b></p>   |                            |  |
| <p>Minute No. 19</p>   |                            |  |
| Councillor D. Gallagher moved  | )                          | That the recommendation of item 12 be adopted. |
| Councillor C. Adams seconded   | )                          |  |
| <p style="text-align: right;">CARRIED</p>  |                            |  |
| <p><i>17 Jul 2015 - 9:58 AM - Mel Scott</i></p>  |                            |  |
| <p>New signage is in the process of being installed.<br/>Public advertisement in Barrier Daily Truth on 2 occasions.<br/>Letter of thanks sent to Barrier Local Area Command sent 2/7/2015.</p>  |                            |  |
| <p><i>16 Sep 2015 - 11:21 AM - Therese Manns</i></p>   |                            |  |



| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT |
|--|----------------------------|---------|
| COMPLETE   |                            |         |
| Ordinary Meeting of the Council 24 June 2015   | False                      | Reports |
| <p><b>ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 127/15 - DATED MAY 28, 2015 - SECTION 355 COMMITTEE CONSTITUTIONS - ADVISORY COMMITTEES</b> 11/9</p> <p><b>RESOLUTION</b><br/>Minute No. 20<br/>Councillor M. Browne moved )<br/>Councillor J. Richards seconded )</p> <p>That Broken Hill City Council Report No. 127/15 dated May 28, 2015, be received.</p> <p>That Council adopt the revised Section 355 Advisory Committee Standard Constitution.</p> <p>That Council adopt the inclusion of the Broken Hill Heritage City Event Advisory Committee at Schedule 1.</p> <p>That Council adopt the removal of the Broken Hill Tidy Towns Advisory Committee, Broken Hill Airport Advisory Committee and the Broken Hill Tourism Advisory Committee from the listing at Schedule 1.</p> <p>That a further report be presented to Council in order for Council to review the Section 355 Advisory Committee Standard Constitution.</p> <p style="text-align: right;">CARRIED</p> <p><i>17 Jul 2015 - 10:13 AM - Lacey Butcher</i><br/>Further report to be presented to August meeting of Council in order for Council to review the Section 355 Advisory Committee Standard Constitution</p> |                            |         |
| Ordinary Meeting of the Council 24 June 2015   | False                      | Reports |
| <p><b>ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 129/15 - DATED JUNE 11, 2015 - FEE WAIVER CARD FOR CITY VOLUNTEERS</b> 13/26</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 129/15 dated June 11, 2015, be received.</p>   |                            |         |

| MEETING  | FURTHER REPORT<br>REQUIRED               | SUBJECT  |
|--|--|--|
| <p>That Council approve the establishment of a Volunteer Reward Card scheme exempting eligible volunteers from entry fees to Council facilities for volunteers who register with Council.</p> <p>That a clear criterion for eligibility to the scheme be developed by the Volunteer Working Group prior to implementation.</p> <p><b>RESOLUTION</b><br/><u>Minute No. 21</u><br/>Councillor P. Black moved )<br/>Councillor M. Browne seconded )</p> <p><i>30 Jun 2015 - 1:20 PM - Anne Andrews</i><br/>In progress - Launch to take place August 5, 2015<br/><i>16 Sep 2015 - 11:22 AM - Therese Manns</i><br/>COMPLETE<br/><i>14 Oct 2015 - 11:53 AM - Anne Andrews</i><br/>Completed</p>  | <p>)</p> <p>)</p>                        | <p>That the recommendation of item 15 be adopted.</p> <p>CARRIED</p> |
| <p>Confidential Matters of the Council 24 June 2015</p> <p><b>ITEM 30 - BROKEN HILL CITY COUNCIL REPORT NO. 142/15 - DATED JUNE 16, 2015 - - CONFIDENTIAL</b> 11/338</p> <p><b><u>Recommendation</u></b></p> <p><b>That Broken Hill City Council Report No. 142/15 dated June 16, 2015, be received.</b></p> <p><b>That Council proceed with the sale of land for unpaid rates for eligible properties.</b></p> <p><b>That Council call for expressions of interest for Auctioneers to undertake the auction of the listed properties.</b></p> <p><b>That Council delegate the General Manager to sign contracts for the land sold and affix the common seal as necessary.</b></p> <p><b>RESOLUTION</b><br/><u>Minute No. 22</u></p> | <p>False</p> <p>Confidential Matters</p> |  |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|--|----------------------------|--|
| Councillor P. Black moved<br>Councillor C. Adams seconded  | )<br>)                     | That the recommendation of item 30 be adopted. |
| <b>CARRIED</b>   |                            |  |
| <p><i>17 Jul 2015 - 10:06 AM - Lacey Butcher</i></p> <p>Awaiting property valuations from NSW Department Land and Property Information Services.<br/>EOI for auctioneers is in the process of being prepared and should be finalised by the end of the month.</p>  |                            |  |
| Ordinary Meeting of the Council 29 July 2015   | False                      | Reports  |
| <p><b><u>ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 156/15 - DATED JULY 14, 2015 - PROPOSED AMENDMENT TO BROKEN HILL LOCAL ENVIRONMENTAL PLAN 2013 - TO ALLOW FOR ADDITIONAL PERMITTED USE AT 39 MORGAN STREET, BROKEN HILL</u></b> 11/529</p>  |                            |  |
| <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 156/15 dated July 14, 2015, be received.</p> <p>That the planning proposal for 39 Morgan Street, Broken Hill proceed without variation.</p> <p>That Council requests legal drafting of the Plan by Parliamentary Counsel by way of a draft instrument being prepared under Section 59 of the Environmental Planning and Assessment Act.</p> <p>That Council adopt the Draft Local Environmental Plan to allow for an additional permitted use at 39 Morgan Street, Broken Hill. The Department of Planning and Environment have issued an authorisation for Council's General Manager to exercise delegation to make this Plan.</p> |                            |  |
| <p><b>RESOLUTION</b></p> <p><u>Minute No. 23</u></p> <p>Councillor D. Turley moved )<br/>Councillor C. Adams seconded )</p> <p>That the recommendation of item 14 be adopted.</p>  |                            |  |
| <b>CARRIED</b>   |                            |  |
| <p><i>16 Sep 2015 - 11:24 AM - Therese Manns</i></p> <p>Documentation for amendment being prepared.</p> <p><i>22 Sep 2015 - 9:49 AM - Tracy Stephens</i></p> <p>Awaiting legal drafting of LEP from Parliamentary Counsel</p> <p><i>16 Oct 2015 - 11:36 AM - Francois VanDerBerg</i></p> <p>Draft LEP with parliamentary Council for endorsement</p>   |                            |  |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT |
|--|----------------------------|---------|
| Ordinary Meeting of the Council 29 July 2015   | False Reports              |         |
| <p><b>ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 159/15 - DATED JUNE 26, 2015 - LICENCE AGREEMENT FOR OCCUPATION OF LAND IN WILLYAMA COMMON FOR CONSTRUCTION OF BRINE DISPOSAL PIPELINE</b> 11/63</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 159/15 dated June 26, 2015, be received.</p> <p>That Council under the Common Seal of Broken Hill City Council in its capacity as Trust Manager of Willyama Common Trust authorise Essential Energy ABN 37 428 185 226 to perform pipeline construction works on Lot 7300 in DP1179131 and Lot 7302 in DP1181129 as defined in the License Agreement.</p> <p><b>RESOLUTION</b><br/>Minute No. 24<br/>Councillor B. Algate moved )<br/>Councillor B. Licul seconded )</p> <p style="text-align: right;">That the recommendation of item 17 be adopted.</p> <p style="text-align: right;">CARRIED</p>  |                            |         |
| Ordinary Meeting of the Council 29 July 2015   | False Reports              |         |
| <p><b>ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 160/15 - DATED JULY 14, 2015 - WESTERN LANDS LEASE 7835 (5547/757298) AND ENCROACHMENT ON WILLYAMA COMMON</b> 11/63</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 160/15 dated July 14, 2015, be received.</p> <p>That Council, in its appointed capacity of Trustees of the Willyama Common consult with NSW Trade and Investment - Crown Lands and the owner of Western lands Lease 7835 (5547/757298) to resolve the following:</p> <ul style="list-style-type: none"> <li>• that legal access be granted to the parcel of land by way of easement over the existing track through the Willyama Common;</li> <li>• that the area of the Willyama Common which currently has major homestead yard improvements (part of the house, horse stables and sheds) be revoked and included as an addition to the Western Lands Lease 7835;</li> <li>• that Council enter into a licence agreement with the landowner to authorise the major encroachments as an interim measure until the subdivision, addition and alteration of the lease purpose is finalised;</li> </ul> |                            |         |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| <ul style="list-style-type: none"> <li>that all costs associated with the drawing of a licence, surveying, and then subdivision of land and the addition/alteration to the lease be borne by the landowner, and a signed undertaking to that effect be sought.</li> <li>that documents relating to this matter be executed under Council's Common Seal in the absence of a Trust Seal.</li> </ul> <p><b>RESOLUTION</b><br/><u>Minute No. 25</u><br/>Councillor B. Algate moved )<br/>Councillor J. Richards seconded )</p> <p><i>01 Sep 2015 - 4:32 PM - Francois VanDerBerg</i><br/>Action reassigned to Francois VanDerBerg by: Leisa Bartlett<br/><i>22 Sep 2015 - 9:49 AM - Tracy Stephens</i><br/>Council contacted the owner to advise of the encroachment and require procedures to be followed. Council also contacted Amanda Beetson at Crown Lands who will also follow up with owner about subdivision and sorting out temporary licence for current encroachments.<br/><i>16 Oct 2015 - 11:37 AM - Francois VanDerBerg</i><br/>Draft lease is currently being prepared. Owner of lease indicated that they want to formalise the encroachment, survey the land and submit DA for subdivision.</p> |                            | <p>That the recommendation of item 18 be adopted.</p> <p style="text-align: right;">CARRIED</p>  |
| <p>Ordinary Meeting of the Council 29 July 2015</p>   | <p>False Reports</p>       | <p><b>ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 161/15 - DATED JULY 22, 2015 - SES REQUEST FOR APPROVAL TO USE COUNCIL LAND FOR THE PURPOSE OF EMERGENCY RADIO EQUIPMENT</b></p> <p style="text-align: right;">11/72</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 161/15 dated July 22, 2015, be received.</p> <p>That Council allow land at the Council works depot adjacent to the Broken Hill SES location for the purpose of erecting emergency radio communications antenna equipment, subject to Development Consent firstly being granted.</p> <p><b>RESOLUTION</b><br/><u>Minute No. 26</u><br/>Councillor C. Adams moved )<br/>Councillor M. Browne seconded )</p> <p>That the recommendation of item 19 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>16 Sep 2015 - 10:04 AM - Therese Manns</i></p> |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT                                       |
|---|----------------------------|---|
| SES have been advised of approval. Awaiting DA.   |                            |   |
| Ordinary Meeting of the Council 26 August 2015  | False                      | Reports                                       |
| <b>ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 177/15 - DATED JULY 30, 2015 - ALCOHOL FREE ZONES</b>   |                            | 11/307  |
| <u>Recommendation</u>   |                            |   |
| That Broken Hill City Council Report No. 177/15 dated July 30, 2015, be received.   |                            |   |
| That Council endorse the draft proposal (as attached) to re-establish the Alcohol Free Zone surrounding the E.T.Lamb Memorial Oval, including public roads, public car parks and footpath area surrounding the oval bounded by South, Boughtman, Comstock and Jamieson Streets.   |                            |   |
| That Council endorse the draft proposal (as attached) to establish the Alcohol Free Zone South Broken Hill including all public roads, public car parks and footpaths in an area bounded by Bonanza, Patton, Central and Hebbard Streets including South Street from Piper Street through to Wilson Street.   |                            |   |
| That Council endorse the draft proposal (as attached) to establish the Alcohol Free Zone Shell Memorial including all public roads, public car parks and footpaths in an area bounded by Iodide, Thomas, Bromide and Mica Streets including Oxide Street from Thomas Street through to Morgan Street.   |                            |   |
| That Council endorse the draft proposal (as attached) to re-establish the Alcohol Free Zone Creedon Street, bounded by Rakow and Wills Streets.   |                            |   |
| That Council refer the Draft Proposals for comment in accordance with the provisions of the <i>Local Government Act 1993</i> and Ministerial Guidelines (2009) to any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area and all affected licensed premises and registered clubs that border on, adjoin or are adjacent to the proposed alcohol free zone, for response within thirty days of public notice. |                            |   |
| That Council invite public comment on the proposal through an advertisement in local newspaper with time for response within thirty (30) days.  |                            |   |
| That a further report be submitted to Council upon completion of the consultative process.  |                            |   |
| <b>RESOLUTION</b>   |                            |   |
| <u>Minute No. 27</u>  |                            |   |
| Councillor C. Adams moved   | )                          | That the recommendation of item 3 be adopted. |
| Councillor M. Browne seconded   | )                          |   |
| <b>CARRIED</b>  |                            |   |
| <i>02 Sep 2015 - 3:18 PM - Razija Nu'man</i>  |                            |   |
| Advertising processing commenced 2 September 2015 advising of draft AFZones.  |                            |   |
| Letters and draft of all four AFZones attached sent to Police Command, Liquor Accord and stakeholders as identified in Guidelines.  |                            |   |
| Draft AFZones placed on Council website.  |                            |   |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT |
|---|----------------------------|---------|
| Ordinary Meeting of the Council 26 August 2015  | False                      | Reports |
| <p><b>ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 185/15 - DATED AUGUST 12, 2015 - DEVELOPMENT OF A DRAFT CONSOLIDATED DEVELOPMENT CONTROL PLAN (DCP) FOR BROKEN HILL CITY COUNCIL</b> 11/126</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 185/15 dated August 12, 2015, be received.</p> <p>That a draft Consolidated Development Control Plan be prepared to apply to all land within Broken Hill local government area that consolidates the provisions of current development control plans and the provisions of any draft development control plans into a single plan.</p> <p>That the draft Consolidated Development Control Plan be presented to a future Council Meeting for the purpose of public exhibition.</p> <p><b>RESOLUTION</b><br/>Minute No. 28<br/>Councillor C. Adams moved )<br/>Councillor D. Gallagher seconded )</p> <p>That the recommendation of item 11 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>22 Sep 2015 - 9:52 AM - Tracy Stephens</i><br/>Consultant advised of Council resolution. Process commenced.</p> <p><i>16 Oct 2015 - 11:38 AM - Francois VanDerBerg</i><br/>Consultant advised that a draft DCP will be available by mid Dec 2015</p> |                            |         |
| Ordinary Meeting of the Council 26 August 2015  | False                      | Reports |
| <p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 186/15 - DATED AUGUST 18, 2015 - RENEWAL OF LICENCE AT BROKEN HILL REGIONAL AIRPORT TERMINAL TO W.T.H. PTY LTD TRADING AS AVIS AUSTRALIA FOR CAR RENTAL DESK</b> 11/220</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 186/15 dated August 18, 2015, be received.</p> <p>That Council renews the licence agreement with W.T.H. Pty Ltd trading as Avis Australia for a Car Rental Desk and two (2) car parking spaces within the Licensor's lockup parking compound at the Broken Hill Regional Airport Terminal.</p> <p>That the term of the licence be for five (5) years commencing July 1, 2015 and expiring June 30, 2020.</p>   |                            |         |

| MEETING  | FURTHER REPORT<br>REQUIRED   | SUBJECT   |
|--|--|---|
| <p>That W.T.H. Pty Ltd trading as Avis Australia will pay maket fee for the licence in line with other similar airport desk licences; and that this fee is reviewed every twelve months on July 1<sup>st</sup> in line with the Consumer Price Index, and the licence fee adjusted accordingly.</p> <p>That all other terms be in accordance with the previous licence.</p> <p>That the Mayor and General Manager be authorised to sign the Licence Agreement and Council's Common Seal be affixed.</p> <p><b>RESOLUTION</b><br/>Minute No. 29<br/>Councillor D. Gallagher moved )<br/>Councillor J. Nolan seconded )</p> <p><i>16 Sep 2015 - 9:25 AM - Leisa Bartlett</i><br/>New lease for Avis Australia for car rental desk at Airport Terminal is currently being drafted.</p>  | <p>)</p> <p>)</p>  | <p>That the recommendation of item 12 be adopted.</p> <p>CARRIED</p>  |
| <p>Ordinary Meeting of the Council 26 August 2015</p> <p><b>ITEM 23 - QUESTIONS ON NOTICE NO. 11/15 - DATED AUGUST 04, 2015 - COUNCILLORS QUESTIONS ON NOTICE FROM AUGUST 26, 2015 COUNCIL MEETING</b></p> <p>Minute No. 30<br/>Councillor P. Black moved )<br/>Councillor B. Licul seconded )</p> <p><i>16 Sep 2015 - 10:14 AM - Therese Manns</i><br/>Next Audit Committee meeting 15 October 2015<br/><i>21 Sep 2015 - 2:06 PM - Andrew Bruggy</i><br/>BIU Band Hall and Soccer Complex Asset Committee - Council officers are reviewing current number of, and composition of Section 355 Committees. Council has also ben approached by the Tennis Association, to consider the possibility of re-forming their Section 355 Committee. This could howewver see five seperate Committees representing the O'Neill Sporting precinct. A full report will be presented to teh October Council meeting.</p> | <p>False</p> <p>Question On Notice</p> <p>11/126</p> <p>)</p> <p>)</p> | <p>That Questions On Notice No. 11/15 dated August 4, 2015, be received.</p> <p>That the responses be noted and the response concerning Council's borrowings be referred to the Audit Committee.</p> <p>CARRIED</p> |



| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT              |
|---|----------------------------|----------------------|
| Confidential Matters of the Council 26<br>August 2015   | False                      | Confidential Matters |
| <p><b>ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 197/15 - DATED JUNE 03, 2015 - - CONFIDENTIAL</b> 11/333</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 197/15 dated June 3, 2015, be received.</p> <p>That Council approve the sale by auction process of Shorty O'Neil Village less the twelve units between Gossan and Skipman Streets subject to lifting of the caveat over the site by NSW Land and Housing Corporation and final subdivision from the overall site of the twelve unit cluster.</p> <p>Authorise the General Manager to proceed to subdivision of the site from the 12 unit cluster at Gossan Street once agreement has been reached with NSW Land and Property on the removal of the caveat.</p>  |                            |                      |
| Confidential Matters of the Council 26<br>August 2015   | False                      | Confidential Matters |
| <p><b>ITEM 26 - BROKEN HILL CITY COUNCIL REPORT NO. 198/15 - DATED AUGUST 18, 2015 - - CONFIDENTIAL</b> 11/333</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 198/15 dated August 18, 2015, be received.</p> <p>That Council endorse the actions of the General Manager in relation to the sale of bed licences.</p> <p><u>Minute No. 31</u><br/>Councillor P. Black moved )<br/>Councillor D. Gallagher seconded )</p> <p style="text-align: right;">That the recommendations of items 25 to 26 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>02 Sep 2015 - 3:21 PM - Razija Nu'man</i><br/>In process.</p> <p><i>16 Sep 2015 - 10:17 AM - Therese Manns</i><br/>Settlement for bed licences occurred and funds received COMPLETE.</p> <p><i>15 Oct 2015 - 2:05 PM - Razija Nu'man</i><br/>Sale and transfer finalised on 7 September 2015</p> |                            |                      |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT        |
|--|----------------------------|----------------|
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Mayoral Minute |
| <b>ITEM 1 - MAYORAL MINUTE NO. 5/15 - DATED AUGUST 19, 2015 - FINANCIAL ASSISTANCE GRANTS TO LOCAL GOVERNMENT 11/175</b>   |                            |                |
| <p><b>RESOLUTION</b><br/>Minute No. 32<br/>Councillor W. Cuy moved )<br/>Councillor P. Black seconded )</p> <p>That Mayoral Minute No. 5/15 dated August 19, 2015, be received.</p> <p>That Council acknowledges the importance of Federal funding through the Financial Assistance Grants program for the continued delivery of Council's services and infrastructure.</p> <p>That Council acknowledges that it received \$4.5 million in Financial Assistance Grants in 2014/15; and that Council will ensure that this Federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in Council's publications, including annual reports.</p> <p>That Local Government NSW be advised of Council's resolution.</p> <p>That Council sends strongly worded correspondence to the Deputy Prime Minister and Minister for Infrastructure and Regional Development, raising the issue of financial sustainability of Local Government, the importance of FAGs to our council's budget and sustainability, and urging the Minister to support the restoration of the indexation of FAGs as soon as possible.</p> <p style="text-align: right;">CARRIED</p> |                            |                |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Mayoral Minute |
| <b>ITEM 36 - MAYORAL MINUTE NO. 8/15 - DATED SEPTEMBER 29, 2015 - MURRAY-DARLING BASIN PLAN - SELECT COMMITTEE 11/426</b>  |                            |                |
| <p><b>RESOLUTION</b><br/>Minute No. 33<br/>Councillor W. Cuy moved )</p> <p>That Mayoral Minute No. 8/15 dated September 29, 2015, be received.</p>  |                            |                |

| MEETING                      | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|------------------------------|----------------------------|--|
| Councillor P. Black seconded | )                          | <p>That Council endorse the following submission to the Select Committee on the Murray Darling Basin Plan when it holds its public hearing in Broken Hill on October 26, 2015.</p> <p>That in view of the fact that the water supply for Broken Hill is now below the critical minimum level of 18 months, Council expresses its strong concern to the Murray-Darling Basin Plan Select Committee about the excessive and unnecessary release of water in late 2013 which has allowed this situation to occur much earlier than it otherwise would have done. Further, Council strongly rejects the view that underground water supplies, such as from bores or aquifers, can ever be used to undermine Broken Hill's right to source its supply of water from a surface storage.</p> <p>That Council put forward the following, to the Select Committee:</p> <ol style="list-style-type: none"> <li>1. That Council requests a thorough review of the current "trigger point" for NSW Government control of the Menindee Lakes system. That the trigger point should be set at a minimum of 640 GL for NSW control and above 800GL before Murray-Darling Basin Authority can have access to a call on water releases.</li> <li>2. That any trigger point is based on accessing retrievable water.</li> <li>3. That a surface water drinking supply is guaranteed for the Broken Hill and Menindee communities.</li> <li>4. That the Murray-Darling Basin Authority acknowledge that the Menindee Lakes system is a vital asset for the on-going liveability, economic prosperity and recreational needs of Broken Hill and the Far West and it will continue to work with the community to ensure its long term viability and security.</li> <li>5. That any changes to the Menindee Lake system or the implementation of emergency provisions are done at no additional or on-going cost to the Broken Hill community.</li> </ol> <p>That Council calls on the State Government to immediately access the \$300M allocated by the State Government to carry out agreed infrastructure works in improved the efficiency of the Menindee Lakes and to find means of accessing the currently inaccessible water in Lake Cowndilla</p> <p>That urgent representations be made to the NSW Minister for Water demanding a start date for the commencement of the agreed works (outlet regulator from Menindee and Block Dam between Lake Menindee and Lake Cawndilla) as per the</p> |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT   |
|---|----------------------------|---|
| <p>14 Oct 2015 - 1:13 PM - Lacey Butcher</p> <p>Submission sent by Damien<br/>COMPLETE</p>  |                            | <p>NSW Government MOU (signed July 2010 by the then Prime Minister Julia Gillard and the Premier of NSW Kristina Keneally MP) and the necessity for the construction of a channel to connect Lake Cawndilla to the Darling River.</p> <p>That the State Government, through the Minister for Water, be asked to support the nomination of the Menindee Lakes as a RAMSAR site.</p> <p>That the Deputy Mayor and Councillor Browne represent Council at the Select Committee on the Murray Darling Basin Plan public meeting to be held October 26, 2105.</p> <p style="text-align: right;">CARRIED</p>  |
| <p>Ordinary Meeting of the Council 30<br/>September 2015</p> <p><b>ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 200/15 - DATED SEPTEMBER 15, 2015 - CORRESPONDENCE REPORT FOR SEPTEMBER</b> 11/161</p> <p><b>RESOLUTION</b><br/>Minute No. 34</p> <p>Councillor P. Black moved )<br/>Councillor J. Nolan seconded )</p> <p>13 Oct 2015 - 10:35 AM - Andrea Roberts</p> <p>Correspondence recieved to date rom Minister For Trade, Tourism and Major Events Stuart Eyres; CEO Great Souther Rail Chirs Tallent; and Member for Barwon Kevin Humphries MP.<br/>Pending reponses to be recieved from Federal Member for Farrer, the Hon. Sussan Ley, M.P. and the NSW Minister for Transport and Infrastructure, the Hon. Andrew Constance, M.P.</p> | <p>False Reports</p>       | <p>That Broken Hill City Council Report No. 200/15 dated September 15, 2015, be received.</p> <p>That correspondence from the Minister for Trade, Tourism and Major Events and Minister for Sport, the Hon. Stuart Ayres, M.P. in reply to Council's correspondence regarding the Australian Government's decision to cease rail subsidies provided to Great Southern Rail from July 2016, be received.</p> <p>That additional representation be made to relevant NSW authorities in view of the determination to cease pension / economy class of the Broken Hill to Sydney leg of the Indian Pacific.</p> <p style="text-align: right;">CARRIED</p> |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT                                       |                            |   |   |                              |   |  |
|--|----------------------------|---|----------------------------|---|---|------------------------------|---|--|
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports                                       |                            |   |   |                              |   |  |
| <p><b>ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 223/15 - DATED SEPTEMBER 16, 2015 - APPOINTMENT OF COUNCILS DELEGATES TO COMMITTEES</b> 11/9</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 223/15 dated September 16, 2015, be received.</p> <p>That Council appoint its Councillor Delegates to Committees for the twelve month period September 2015 to September 2016 as per Councillors' preferences detailed in Attachment 1 to this report.</p> <p><b>RESOLUTION</b><br/>Minute No. 35</p> <table border="0" style="width: 100%;"> <tr> <td style="width: 60%;">Councillor B. Algate moved</td> <td style="width: 5%; text-align: center;">)</td> <td style="width: 35%;">That the recommendation of item 6 be adopted.</td> </tr> <tr> <td>Councillor B. Licul seconded</td> <td style="text-align: center;">)</td> <td></td> </tr> </table> <p style="text-align: right;"><b>CARRIED</b></p> <p><i>14 Oct 2015 - 1:16 PM - Lacey Butcher</i></p> <p>Attachment updated and placed on IPADS.<br/>COMPLETE</p> |                            |   | Councillor B. Algate moved | ) | That the recommendation of item 6 be adopted. | Councillor B. Licul seconded | ) |  |
| Councillor B. Algate moved   | )                          | That the recommendation of item 6 be adopted. |                            |   |   |                              |   |  |
| Councillor B. Licul seconded   | )                          |   |                            |   |   |                              |   |  |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports                                       |                            |   |   |                              |   |  |
| <p><b>ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 202/15 - DATED AUGUST 03, 2015 - ADOPTION OF THE DRAFT REVISED LOCAL ORDERS POLICY</b> 12/14</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 202/15 dated August 3, 2015, be received.</p> <p>That Council adopts the Draft Revised Local Orders Policy as a policy of Council.</p> <p>That adoption of the Draft Revised Local Orders Policy will render the Keeping of Pigeons in Residential Areas Policy and the House Numbers Policy obsolete.</p> <p><b>RESOLUTION</b><br/>Minute No. 36</p> <table border="0" style="width: 100%;"> <tr> <td style="width: 60%;">Councillor M. Browne moved</td> <td style="width: 5%; text-align: center;">)</td> <td style="width: 35%;">That the recommendation of item 7 be adopted.</td> </tr> </table>  |                            |   | Councillor M. Browne moved | ) | That the recommendation of item 7 be adopted. |                              |   |  |
| Councillor M. Browne moved   | )                          | That the recommendation of item 7 be adopted. |                            |   |   |                              |   |  |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| Councillor B. Algate seconded )<br><br><i>14 Oct 2015 - 1:29 PM - Lacey Butcher</i><br>Policy adopted and placed on Council's website<br>COMPLETE | )                          | CARRIED  |
| Ordinary Meeting of the Council 30<br>September 2015  | False Reports              | <p><u>ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 203/15 - DATED AUGUST 03, 2015 - ADOPTION OF THE DRAFT BROKEN HILL VOLUNTEER CITY STRATEGY 2015-2017</u><br/>11/248</p> <p><b>RESOLUTION</b><br/>Minute No. 37<br/>Councillor M. Browne moved )<br/>Councillor D. Gallagher seconded )</p> <p>That Broken Hill City Council Report No. 203/15 dated August 3, 2015, be received.</p> <p>That Council adopts the Draft Broken Hill Volunteer City Strategy 2015 – 2017 as a strategy of Council.</p> <p>That training opportunities be reviewed by the staff and a report be presented to council with the resource allocation that will be required to provided that training.</p> <p>CARRIED</p> <p><i>14 Oct 2015 - 1:30 PM - Lacey Butcher</i><br/>Strategy adopted and placed on Council's website<br/>COMPLETE</p> |
| Ordinary Meeting of the Council 30<br>September 2015  | False Reports              | <p><u>ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 224/15 - DATED SEPTEMBER 04, 2015 - DRAFT REPORTING OF PUBLIC INTEREST DISCLOSURES POLICY FOR PUBLIC EXHIBITION</u><br/>12/14</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 224/15 dated September 4, 2015, be received.</p> <p>That Council endorse the Draft Reporting of Public Interest Disclosures Policy for the purposes of public consultation.</p>  |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT        |
|---|----------------------------|----------------|
| <p>That the Draft Reporting of Public Interest Disclosures Policy be exhibited for public comment for a 28 day period.</p> <p>That the Council receives a further report at the conclusion of the exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the Draft Reporting of Public Interest Disclosures Policy.</p> <p><b>RESOLUTION</b><br/>Minute No. 38<br/>Councillor J. Richards moved )<br/>Councillor B. Algate seconded )</p> <p>That the recommendation of item 9 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>14 Oct 2015 - 1:31 PM - Lacey Butcher</i></p> <p>Policy placed on Public Exhibition 10/10/15 - 6/11/2015<br/>COMPLETE</p>   |                            |                |
| <p>Ordinary Meeting of the Council 30<br/>September 2015</p>  | <p>False</p>               | <p>Reports</p> |
| <p><b>ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 225/15 - DATED SEPTEMBER 16, 2015 - DRAFT 2015/2016 COUNCILLOR SUPPORT POLICY FOR PUBLIC EXHIBITION</b><br/>12/144</p> <p><b>RESOLUTION</b><br/>Minute No. 39<br/>Councillor D. Gallagher moved )<br/>Councillor D. Turley seconded )</p> <p>That Broken Hill City Council Report No. 225/15 dated September 16, 2015, be received.</p> <p>That Council adopt the draft 2015/2016 Councillor Support Policy for the purpose of public exhibition.</p> <p>That the draft 2015/2016 Councillor Support Policy be placed on public exhibition for a twenty eight day period.<br/>That Council receives a further report at the conclusion of this exhibition, detailing submissions received and any recommended changes arising, with a view to adopting the Draft Revised Reporting of Public Interest Disclosures Policy; and the policy be forwarded to the Deputy Director General of Local Government within twenty eight days of adoption</p> |                            |                |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT |
|--|----------------------------|---------|
| CARRIED  |                            |         |
| <p>14 Oct 2015 - 1:32 PM - Lacey Butcher</p> <p>Policy placed on public exhibition 10/10/15 - 6/11/15<br/>COMPLETE</p>   |                            |         |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports |
| <p><b>ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 226/15 - DATED SEPTEMBER 07, 2015 - DRAFT WORKFORCE MANAGEMENT PLAN FOR PUBLIC EXHIBITION</b> 11/89</p> <p><b>RESOLUTION</b><br/>Minute No. 40<br/>Councillor P. Black moved )<br/>Councillor J. Nolan seconded )</p> <p>That Broken Hill City Council Report No. 226/15 dated September 7, 2015, be received.</p> <p>That Council endorse the Draft Workforce Management Plan 2015-2020 for consultation and public exhibition for a period of 28 days.</p> <p>That the Draft Workforce Management Plan 2015-2020 be exhibited for public comment for a 28 day period.</p> <p>That the Council receives a further report at the conclusion of the exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the Draft Workforce Management Plan 2015-2020</p> <p>That a copy of the Draft Workforce Management Plan be sent to the BIC and USU for comment.</p> |                            |         |
| CARRIED  |                            |         |
| <p>14 Oct 2015 - 1:35 PM - Lacey Butcher</p> <p>Draft Workforce Management Plan on Public Exhibition 10/10/15 - 6/11/15 and a copy of the plan sent to the unions for comment<br/>COMPLETE</p>   |                            |         |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports |
| <p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 204/15 - DATED JULY 09, 2015 - TOURISM PARTNERSHIP FEES AND CHARGES</b> 11/514</p>   |                            |         |



| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT        |
|---|----------------------------|----------------|
| <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 204/15 dated July 9, 2015, be received.</p> <p>That Council will cease the collection of Tourism Partnership Fees and Charges to support Inland NSW and Destination Far West NSW in sourcing membership from businesses benefitting from the regional visitor economy.</p> <p><b>RESOLUTION</b><br/>Minute No. 41<br/>Councillor C. Adams moved )<br/>Councillor D. Turley seconded )</p> <p>That the recommendation of item 12 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>13 Oct 2015 - 10:01 AM - Andrea Roberts</i></p> <p>COMPLETE</p> <p><i>14 Oct 2015 - 11:56 AM - Anne Andrews</i></p> <p>Recommendation<br/>That Broken Hill City Council Report No. 204/15 dated July 9, 2015, be received. That Council will cease the collection of Tourism Partnership Fees and Charges to support Inland NSW and Destination Far West NSW in sourcing membership from businesses benefitting from the regional visitor economy.</p> |                            |                |
| <p>Ordinary Meeting of the Council 30<br/>September 2015</p>  | <p>False</p>               | <p>Reports</p> |
| <p><b>ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 205/15 - DATED SEPTEMBER 16, 2015 - LIST OF CONFERENCES ATTENDED BY COUNCILLORS</b> 11/364</p> <p><b>RESOLUTION</b><br/>Minute No. 42<br/>Councillor D. Turley moved )<br/>Councillor J. Richards seconded )</p> <p>That Broken Hill City Council Report No. 205/15 dated September 16, 2015, be received.</p> <p>That the attachment be amended to reflect one Councillor to attend the Building Regional Australia Summit in Dubbo and two Councillors to attend the Australian Local Women's Association Conference in Wollongong</p> <p style="text-align: right;">CARRIED</p> <p><i>14 Oct 2015 - 1:37 PM - Lacey Butcher</i></p>  |                            |                |

| MEETING  | FURTHER REPORT<br>REQUIRED | SUBJECT |
|--|----------------------------|---------|
| Attachment updated<br>COMPLETE   |                            |         |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports |
| <b>ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 209/15 - DATED SEPTEMBER 09, 2015 - COMMUNITY ASSISTANCE REQUESTS FOR AUGUST</b>  |                            | 11/117  |
| <p><b>RESOLUTION</b><br/>Minute No. 43</p> <p>Councillor P. Black moved )<br/>Councillor C. Adams seconded )</p> <p>That Broken Hill City Council Report No. 209/15 dated September 9, 2015, be received.</p> <p>That Council declines the request from Meg Butcher for a donation towards travel costs to attend the 2015 National Netball Competition in Gosford.</p> <p>That Council declines the request from Lissa Fletcher for a donation towards travel costs for her daughter Tayla Fletcher to attend the 2015 Ultimate Soccer Cup in Fiji.</p> <p>That Council approves the request from the Early Years Discussion Group for waiver of Town Square hire fees of \$36.00 on Tuesday morning, October 27, 2015 during Children's Week for the conduct of their Literacy Morning.</p> <p style="text-align: right;">CARRIED</p> <p><i>14 Oct 2015 - 1:38 PM - Lacey Butcher</i></p> <p>All actions complete<br/>COMPLETE</p> |                            |         |
| Ordinary Meeting of the Council 30<br>September 2015   | False                      | Reports |
| <b>ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 227/15 - DATED SEPTEMBER 22, 2015 - 2014/2015 DRAFT ANNUAL FINANCIAL STATEMENTS</b>   |                            | 13/92   |
| <p><b>RESOLUTION</b><br/>Minute No. 44</p> <p>Councillor P. Black moved )<br/>Councillor B. Algate seconded )</p> <p>That Broken Hill City Council Report No. 227/15 dated September 22, 2015, be received.</p> <p>That the 2014/2015 draft primary Financial Statements as attached be received.</p>  |                            |         |

| MEETING   | FURTHER REPORT<br>REQUIRED                         | SUBJECT   |
|---|--|---|
| <p>16 Oct 2015 - 3:05 PM - Harry Stamboulidis<br/>Complete</p>  |  | <p>That Council adopt the attached Statements of Opinion on the 2014/15 General Purpose and Special Purpose Financial Statements and the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer sign the Statements in accordance with Section 413(2)(c) of the Local Government Act (1993).</p> <p>That the Statement of opinion on the 2014/2015 General Purpose and Special Purpose Financial Statements be referred to the next Audit Committee Meeting.<br/>CARRIED</p> |
| <p>Ordinary Meeting of the Council 30<br/>September 2015</p> <p><b>ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 212/15 - DATED SEPTEMBER 03, 2015 - TOURISM AND CULTURAL ATTRACTIONS ACTIVITY REPORT FOR AUGUST 2015</b></p> <p>.</p> <p><b>RESOLUTION</b><br/><u>Minute No. 45</u><br/>Councillor P. Black moved )<br/>Councillor J. Nolan seconded )</p> | <p>False Reports</p> <p>11/514</p>                 | <p>That Broken Hill City Council Report No. 212/15 dated September 3, 2015, are received.</p> <p>That the Civic Orchestra and the BIU Band be invited to conduct a Sunday afternoon performance in Sturt Park.</p> <p>That a marketing strategy for the Albert Kersten Mining and Minerals Museum be developed.</p> <p>CARRIED</p>  |
| <p>Ordinary Meeting of the Council 30<br/>September 2015</p> <p><b>ITEM 26 - BROKEN HILL CITY COUNCIL REPORT NO. 218/15 - DATED SEPTEMBER 14, 2015 - NOMINATION FOR APPOINTMENT AS COMMUNITY REPRESENTATIVES ON SECTION 355 COMMUNITY COMMITTEES</b></p>  | <p>False Committee Reports</p> <p>12/50, 12/51</p> |   |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT            |
|---|----------------------------|--------------------|
| <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 218/15 dated September 14, 2015, be received.</p> <p>That Council appoints Mr. Bruce McIntosh as a user group representative (Silver City Show) on the Memorial Oval Community Committee.</p> <p><i>14 Oct 2015 - 1:44 PM - Lacey Butcher</i></p> <p>Correspondence sent to nominee and chairperson<br/>COMPLETE</p>   |                            |                    |
| Ordinary Meeting of the Council 30<br>September 2015  | False                      | Committee Reports  |
| <p><u>ITEM 27 - BROKEN HILL CITY COUNCIL REPORT NO. 229/15 - DATED SEPTEMBER 21, 2015 - MINUTES OF THE SISTER CITY ADVISORY COMMITTEE MEETING HELD 7 SEPTEMBER 2015</u></p> <p style="text-align: right;">11/403</p>  |                            |                    |
| <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 229/15 dated September 21, 2015, be received.</p> <p>That the minutes of the Sister City Advisory Committee meeting held September 7, 2015 be received.</p> <p>That the Sister City Advisory Committee be dissolved as a S355 committee of Council to facilitate the establishment of the Sister City Volunteer Group.</p> <p><i>14 Oct 2015 - 11:56 AM - Anne Andrews</i></p> <p>Complete</p> |                            |                    |
| Ordinary Meeting of the Council 30<br>September 2015  | False                      | Question On Notice |
| <p><u>ITEM 33 - QUESTIONS ON NOTICE NO. 12/15 - DATED AUGUST 27, 2015 - COUNCILLORS QUESTIONS ON NOTICE FROM THE AUGUST 2015 COUNCIL MEETING</u></p> <p style="text-align: right;">11/161</p>   |                            |                    |
| <p><b>RESOLUTION</b><br/>Minute No. 46<br/>Councillor P. Black moved )<br/>Councillor J. Nolan seconded )</p> <p style="text-align: right;">That Questions On Notice No. 12/15 dated August 27, 2015, be received.</p> <p style="text-align: right;">CARRIED</p>  |                            |                    |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT              |
|---|----------------------------|----------------------|
| Confidential Matters of the Council 30<br>September 2015  | False                      | Confidential Matters |
| <p><b>ITEM 34 - BROKEN HILL CITY COUNCIL REPORT NO. 222/15 - DATED SEPTEMBER 10, 2015 - - CONFIDENTIAL</b> T15/5</p> <p><b><u>Recommendation</u></b></p> <p><b>That Broken Hill City Council Report No. 222/15 dated September 10, 2015, be received.</b></p> <p><b>That Council award the following firms, CRC Constructions, Australian Home Care Service Pty Ltd, Home Care Services NSW, Uniting Care, My Maid Support, Wesley Thompson, Annecto, Belmore Community Care, Far West HACC Services, Silverlea Employment and Training, to participate in a panel of preferred providers of a range of community services for a term of two years subject to firms supplying original supporting documentation outlined in the tender for sighting by the Manager Community Service before contracts are entered into.</b></p> <p><b>RESOLUTION</b><br/>Minute No. 47<br/>Councillor P. Black moved )<br/>Councillor D. Gallagher seconded )</p> <p>That the recommendation of item 34 be adopted.</p> <p style="text-align: right;"><b>CARRIED</b></p> <p><i>15 Oct 2015 - 2:06 PM - Razija Nu'man</i><br/>Recommendation to create Panel being implemented</p> |                            |                      |
| Confidential Matters of the Council 30<br>September 2015  | False                      | Confidential Matters |
| <p><b>ITEM 35 - MAYORAL MINUTE NO. 7/15 - DATED SEPTEMBER 11, 2015 - - CONFIDENTIAL</b> 11/264, 12/82</p> <p><b>RESOLUTION</b><br/>Minute No. 48<br/>Councillor W. Cuy moved )<br/>Councillor D. Turley seconded )</p> <p><b>That Mayoral Minute No. 7/15 dated September 11, 2015, be received.</b></p> <p><b>That Council receive and note the resignation letter from General Manager, Therese Manns;</b></p> <p><b>That pursuant to Section 336(1a) of the Local Government Act, Mrs Sharon Hutch be appointed as Acting General Manager from 1 October 2015 until a new General Manager is appointed to the role;</b></p>  |                            |                      |

| MEETING   | FURTHER REPORT<br>REQUIRED | SUBJECT  |
|---|----------------------------|--|
| <p>15 Oct 2015 - 2:09 PM - Razija Nu'man</p> <p>Mayor and HR Manager assigned to discuss process.</p> |                            | <p>That from 1 October 2015 and until a new General Manager is appointed, Mr Andrew Bruggy (currently Manager Infrastructure Strategy) be appointed to act as General Manager if the Acting General Manager is sick or otherwise absent from work on leave, such appointment to cease upon the return to work of the Acting General Manager; and that such person acting as General Manager pursuant to this resolution has all the functions, delegations, and sub-delegations given to the General Manager by the Council.</p> <p>That recruitment for the new General Manager commence immediately.</p> <p>That a further report be presented to Council for the purposes of appointing a Selection Committee and further defining the recruitment process under Section 23 Guidelines.</p> <p style="text-align: right;">CARRIED</p> |

## COMMITTEE REPORTS

1. BROKEN HILL CITY COUNCIL REPORT NO. 248/15 - DATED OCTOBER 12, 2015 - MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD SEPTEMBER 1, 2015 (12/52) ..... 224
  
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ORDINARY MEETING OF THE COUNCIL

October 12, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 248/15

SUBJECT: MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE  
MEETING HELD SEPTEMBER 1, 2015 12/52

**Recommendation**

That Broken Hill City Council Report No. 248/15 dated October 12, 2015, be received.

That Minutes of the Memorial Oval Community Committee Meeting held September 1, 2015 be received.

**Executive Summary:**

Council has received minutes of the Memorial Oval Community Committee Meeting held September 1, 2015 for endorsement by Council.

**Report:**

Council, at its meeting held April 28, 2010 considered Group Manager Governance & Community Report No. 19/10 and as part of that report's motion; resolved:

*"That Council's Section 355 Committee's be instructed to submit to Council a copy of the relevant Section 355 Committee's meeting minutes within five working days of each meeting, for endorsement." (Minute no. 42328).*

Accordingly, the Memorial Oval Community Committee has submitted minutes from its meeting held September 1, 2015 for Council's endorsement.

**Strategic Direction:**

|                |         |   |
|----------------|---------|---|
| Key Direction: | 1.      | Our Community   |
| Objective:     | 1.4     | Our built environment supports our quality of life              |
| Function:      |         | Open Spaces   |
| DP Action:     | 1.4.1.7 | Provide parks and open spaces for passive recreational activity |

**Relevant Legislation:**

The Memorial Oval Community Committee operates under Council's Section 355 Asset Committee Standard Constitution and the Local Government Act, 1993 (Section 355).

**Financial Implications:**

Nil

**Attachments**

1. Minutes of the Memorial Oval Community Committee 2 Pages



ANDREW BRUGGY  
MANAGER INFRASTRUCTURE STRATEGY

SHARON HUTCH  
ACTING GENERAL MANAGER

## MEMORIAL OVAL MANAGEMENT COMMITTEE. MINUTES: 1<sup>st</sup> SEPTEMBER 2015

**OPENED:** 7.00pm

**APOLOGIES:** Dennis Cetinich, Dinny Reardon  
Apologies be accepted: **Lee-Anne Khan/Alan Tucker Carried.**

**ABSENT:** Peter Nash.

**ATTENDANCE:** Ray Steer, Bruce McIntosh, Alan Tucker, Lee-Anne Khan, Dave Gallagher, Tony Camilleri, John Erskine, John Ralph.

**MINUTES:** 4<sup>th</sup> August 2015.  
Minutes be accepted: **Dave Gallager/John Erskine Carried.**

**BUSINESS ARISING:** Nil.

### **INWARD CORRESPONDENCE:**

**BH Softball Assoc:** Facilities unavailable at present / inquire again in 2016.

**Steve Trayhern:** Resignation from the MOMC.

**OB Rugby League:** Grand Final Sunday 6<sup>th</sup> September 2015.

**Harness Racing:** Training Times as follows, Sundays till 10am, Monday & Wednesday all day.

**SC. Football Assoc:** Summer Competition will commence 7<sup>th</sup> October 2015 to 11<sup>th</sup> March 2016.

### **OUTWARD CORRESPONDENCE:**

**BHCC:** Work requests re repair as follows:

Check all fences around the Towers, as children are climbing them, Toilet Urinal Garnet Street Blocked, Repair the Pit where Oval Spray Taps are and put a lock on the gate. Reset Oval Lights.

Correspondence be received: **Tony Camilleri/Bruce McIntosh Carried.**

### **FINANCIAL REPORT:**

No Report as Dennis is away

Be accepted: **Lee-Anne Khan/Ray Steer Carried.**

### **SC. FOOTBALL ASSOCIATION:**

Summer Competition 7 a side, under sixes to ladies to men, 24 Teams Comp will run Wednesday, Thursday, Friday nights each week between 5pm and 10pm.

Tony Camilleri BHRC and John Erskine SCFA will work together to make sure that their times do not clash.

### **GENERAL BUSINESS:**

**Bromsons:** Ray to meet with Bromsons Gas to inquire why we have 5 large bottles on the back of the Grand stand & what are the costing per month.

**Sureway:** Require Carpenter, Welder & Handyman re work for the Dole, six month term, commence on the 1/9/20

**Dog Show Dates** – 2<sup>nd</sup>/4<sup>th</sup> October, has accepted 3 day hire, Cost \$524.00

**Motor Homes:** Will be allowed to camp in the Oval, Fee yet to be fixed.

**Parade Ring Garden:** Pull out and replace.

**Peter Pascoe:** Quote for Coaches Boxes \$2,000.00 each, require two.

**Lennons Circus:** Will repair the damage to to the Gate through their Insurance.

**Alan Tucker:** Refund his medical account of \$185.95 to him, raise his petrol allowance to \$40.00 per month.

**Meeting Closed: 8.20pm:**

**Next Meeting: Tuesday 6<sup>th</sup> October 2015 at 7pm.**

ORDINARY MEETING OF THE COUNCIL

October 12, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 249/15

SUBJECT: MINUTES OF THE BIU BAND HALL AND SOCCER COMPLEX  
COMMUNITY COMMITTEE MEETING HELD OCTOBER 7, 2015  
12/48

**Recommendation**

That Broken Hill City Council Report No. 249/15 dated October 12, 2015, be received.

That the minutes of the BIU Band Hall and Soccer Complex Community Committee meeting held October 7, 2015 be received and noted.

**Executive Summary:**

Council has received minutes of the BIU Band Hall and Soccer Complex Community Committee meeting held October 7, 2015. Issues were raised within the minutes of the meeting with respect to the Broken Hill Soccer Association's request to change of policy regarding the annual hire of facility, water exemptions and separation of the S355 BIU Band Hall and Soccer Associations Committee.

Council has received a letter from the S355 Committee and as the matters raised are operational, staff have responded to this letter.

**Report:**

Council, at its meeting held April 28, 2010 considered Group Manager Governance & Community Report No. 19/10 and as part of that report's motion; resolved:

*"That Council's Section 355 Committee's be instructed to submit to Council a copy of the relevant Section 355 Committee's meeting minutes within five working days of each meeting, for endorsement." (Minute no. 42328).*

Accordingly, the BIU Band Hall and Soccer Complex Community Committee has submitted minutes from its meeting held October 7, 2015 for Council's endorsement.

**Strategic Direction:**

- Key Direction: 1. Our Community
- Objective: 1.4 Our built environment supports our quality of life
- Function: Open Spaces
- DP Action: 1.4.1.7 Provide parks and open spaces for passive recreational activity

**Relevant Legislation:**

The BIU Band Hall and Soccer Complex Community Committee operates under Council's Section 355 Asset Committee Standard Constitution and the Local Government Act, 1993 (Section 355).

**Financial Implications:**

Nil

**Attachments**

1. Minutes of the BIU Band Hall and Soccer Complex Community Committee Meeting held October 7, 2015 2 Pages

ANDREW BRUGGY  
ACTING DEPUTY GENERAL MANAGER

SHARON HUTCH  
ACTING GENERAL MANAGER

B.I.U BAND HALL and SOCCER Assoc Community Complex

GENERAL MEETING held 7<sup>th</sup> OCTOBER 2015 at 7.30PM  
VENUE.- BIU BAND HALL

PRESENT: BIU BAND- Ross Mawby  
SOCCER Assoc. Peter Pearce , Peter Sliwka  
COUNCIL Rep. Branko Licul  
PRESIDENT – Peter Lake  
SEC/TREAS.- Pauline Rauert.

APOLOGIES- from Gordon Langbine , Caroline Dunning, Dave Gallagher.

MINUTES from the 12<sup>th</sup> August were tabled and read.

Moved: Peter Sliwka that they be received.

Seconded: Peter Pearce

BUSINESS Arising:

1. Work Request—Tiles in Shower area Soccer Rooms --**have been repaired.**
2. Anything new on the closure of this 355 Committee ? still held in abeyance

CORRESPONDENCE IN;

- 1.from City Council notifying Work Request (Tiles in soccer Change rooms ) have been noted.
- 2 .from City Council notifying RDA Far West NSW Governance Workshop.

**Secretary to notify Soccer Assoc.**

- 3 .from Soccer Assoc. **Copy** of letter sent to City Council regarding Water restrictions.
4. from Soccer Assoc. regarding a change of policy to the current annual Hire of Facility, Water exemptions and separation of the 355 BIU Band Hall and Soccer Assoc. Committee.

**It was Moved that the letter be sent to City Council for Urgent attention as some contents depend on the current preparation of the coming season.**

Moved: Branko Licul.

Seconded: Peter Pearce.

CORRESPONDENCE OUT:

- 1.to Soccer Assoc. Re- letter from Council regarding Water Restrictions
- 2.to City Council –Minutes from the August Meeting
3. to Councillor Dave Gallagher – Reminder of the October Meeting.
4. WORK Requests to Council, a) Replacement of tiles in Soccer Change rooms- **Completed.**  
b) AIR Coolers in the Band Hall need turning on and Louvres opened.

Moved: Peter Pearce that all Correspondence be received.

Seconded: Ross Mawby.

FINANCE:

At the end of August Bank statement the balance was \$8,299.35

Moved: Peter Pearce statement to be received.

Seconded: Branko Licul

REPORTS:

1. Soccer Delegate Peter Pearce reported and overload on the Power Board in the Canteen has now been fixed.
2. Peter Lake showed the Voluntary Loyalty card he had received, highlighting the advantages.
3. Peter Pearce notified that Twilight Soccer games will start next Tuesday and Wednesday.

GENERAL BUSINESS:

1. Secretary stated forms for Voluntary Loyalty Card. Are available from her.
2. Next Meeting will be the last for the year on the 2nd December.

Meeting closed at 8.10 pm.

Signature-----Date-----

**QUESTIONS ON NOTICE**

- 1. QUESTIONS ON NOTICE NO. 13/15 - DATED OCTOBER 07, 2015 -  
COUNCILLORS QUESTIONS ON NOTICE FROM SEPTEMBER 30, 2015  
COUNCIL MEETING (11/126)..... 233
  
- 2. QUESTIONS ON NOTICE NO. 14/15 - DATED OCTOBER 07, 2015 -  
PUBLIC FORUM QUESTIONS ON NOTICE REPORT FROM  
SEPTEMBER 30, COUNCIL MEETING (11/467) ..... 235



ORDINARY MEETING OF THE COUNCIL

October 7, 2015

QUESTIONS ON NOTICE NO. 13/15

SUBJECT: COUNCILLORS QUESTIONS ON NOTICE FROM SEPTEMBER 30,  
2015 COUNCIL MEETING 11/126

**Summary**

The following report provides responses to questions from Councillors which were taken on notice at the September 30, 2015 Council Meeting.

**Recommendation**

That Questions On Notice No. 13/15 dated October 7, 2015, be received.

**Background**

Following are the responses to questions raised by Councillors:

Living Desert Annual Passes 11/411  
Councillor Adams asked if the new fees for Living Desert Passes could be clarified as to whether the fee was per person or per household.

**Response:**

Fee is per person under the new fees and charges. There was some confusion as the pass issued had not be updated to specify this, however, all materials pertaining to the Annual Pass have now been rectified.

Website figures 11/514  
Councillor Algate referred to pages 206-207 in relation to the Website traffic and noted that booking were down 13.5% for August. Councillor Algate asked if there was a reason for the down turn in figures.

**Response:**

Visitation to the Broken Hill Australia website has increased by 33.04%, indicating that consumers are utilising the website for research and planning their upcoming visit, prior to using other booking channels to confirm the booking.

Evaluation of Portfolio Programs

Councillor Turley asked in relation to the status of a report that she requested at the July Council meeting on the evaluation of the portfolio programs.

**Response:**

Report included in the papers for the October 2015 Council meeting

Water Issue

11/426

Councillor Turley spoke in relation to improving the communication around the water issue. Councillor Turley asked if Council had a water crisis impact strategy around the maintenance of Council Ovals and to ensure that the community are aware of lobbying Council is currently doing on behalf of the community.

Councillor Browne suggested that this should be the next theme for the Community Round Table meeting and that an invitation be sent to Guy Chick to attend

**Response:**

Staff are in the final stages of developing a plan for the scenario of water restriction stages three and four if the situation arises. The plan looks at the possible saving of 2.0 ML per day. This would be required collectively across the whole of Broken Hill, not just Council.

**Attachments**

There are no attachments for this report

SHARON HUTCH  
ACTING GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

October 7, 2015

QUESTIONS ON NOTICE NO. 14/15

SUBJECT: PUBLIC FORUM QUESTIONS ON NOTICE REPORT FROM  
SEPTEMBER 30, COUNCIL MEETING 11/467

**Summary**

The following report provides responses to questions taken on notice during the Public Forum Session at the September, 2015 Council Meeting.

**Recommendation**

That Questions On Notice No. 14/15 dated October 7, 2015, be received.

**Background**

**Question:**

Sealing of Brown Street between Kaolin Street and Silverton Road. 11/298

Ms Eve-Lyn Kennedy requested that the section of Brown Street between Kaolin Street and Silverton Road be sealed.

Ms Kennedy stated drivers were driving on the wrong side on the road to avoid the bad condition of the road and advised that this dangerous road has previously been graded, with unsuccessful results. Ms Kennedy also advised that there was an increase in the population of residence in this area and the number of people that use this road.

Mayor took the question on notice.

**Response:**

Staff have estimated to seal a six metre wide section, (300m at the western end and 200m at the eastern end) for \$110,000. This includes \$18,000 of actual bitumen sealing works. These works are not planned or budgeted for. Council may finance this (from residents that benefit, on an apportionment ratio between each beneficiary and Council) through a financial contribution from landholders. A survey of affected residents' willingness to pay for this upgrade will be undertaken and a report be provided for Councils consideration.

**Attachments**

There are no attachments for this report.

SHARON HUTCH  
ACTING GENERAL MANAGER