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July 25, 2018

ORDINARY MEETING OF THE COUNCIL MEETING

TO BE HELD

WEDNESDAY, JULY 25, 2018

SUPPLEMENTARY AGENDA NO. 2



JAMES RONCON
GENERAL MANAGER

FURTHER BUSINESS

1. MAYORAL MINUTE NO. 7/18 - DATED JULY 24, 2018 - BROKEN HILL
CIVIC CENTRE - UPDATE (17/114) 3

ORDINARY MEETING OF THE COUNCIL

July 24, 2018

ITEM 1MAYORAL MINUTE NO. 7/18SUBJECT: BROKEN HILL CIVIC CENTRE - UPDATE17/114**Summary**

It is with great pleasure I provide this Mayoral Minute to my Council colleagues and confirm with you that the renovation of the Civic Centre is now complete; I also confirm that on Sunday 5 August 2018 we will open the doors to the community by way of an Open Day. The Open Day presents an opportunity for the community to see the renovation works for themselves.

We all know only too well the difficulties experienced as part of the delivery of this project and as a result there have been some significant lessons learned in how we as a Council plan and deliver projects.

In recent weeks however there has been a significant amount of misinformation circulating the media about the provision of information to Councillors and for the most part it has related to the Civic Centre project.

I stand by my comments that Councillors are very well briefed by the General Manager and his leadership team on all matters of interest to Councillors. I further reiterate and stand by the fact that there has been the same level and provision of information around the matters relating to the Civic Centre. I expect this will continue.

Briefings from Council's solicitors entrusted with the job of working through the legal minefield of getting the Civic Centre complete following the November 2017 unanimous decision of Council to take over the works, which included recouping all of the costs associated with that decision, have been ongoing.

Given works associated with the Civic Centre are now complete and Council holds a final occupation certificate for the venue, costs associated with the take-over works are being finalised ahead of having them submitted to the NSW Supreme Court litigation matter brought by Council against UUB and AJ&C.

Following the collation of those final costs and their submission as part of the Court case (expected to be by mid-August 2018) the General Manager will again invite solicitors Redenbach Lee to provide an updated briefing to Councillors, along with a report to the Council meeting, on the current status of the Court matter, costs to complete the works in line with Council's November 2017 unanimous resolution, the legal costs to date that have followed that unanimous resolution, the litigation process moving forward from here, the prospects of success and any other matters Councillors may wish to seek information on. This briefing is tentatively scheduled for the week of 27 August 2018 and is in keeping with the regular rotation of briefings Council receives from its legal advisors.

The General Manager has advised me that Cr Kennedy submitted a Notice of Motion on Friday afternoon 20 July 2018 at 3.30pm asking similar questions to the briefing by solicitors I have outlined above. As per clause 5.1.3 of the Code of Meeting Practice, the

deadline for receipt of Notices of Motion is no later than 10.30am on the Friday preceding an ordinary meeting of Council (in this case 10.30am on Friday 20 July 2018). As Cr Kennedy's Notice Motion was not received within the prescribed timeframe it will be held over and presented to the August 2018 Ordinary Meeting of Council to be held 29 August 2018. I therefore bring forward my Mayoral Minute to elevate the matters raised by Cr Kennedy. If the matters I have touched on above satisfy Cr Kennedy then he may withdraw his Notice of Motion, but this will be a decision for him.

I would like to extend my sincere thanks to a large number of people who have come to the aid of Council following the problems encountered with the Civic Centre renovation; Redenbach Lee, Councils solicitors who have navigated the legal path, Okane Management who came on board as Superintendent, 5G Management who supported Council with Project Management, Inten Builders and Recom Electrical for the great job they have done in fixing the 600+ identified defects while still being able to honour the original adopted design for the Civic Centre, and the local trades people that supported the aforementioned to get this job complete.

Finally I would like to thank the General Manager and Council staff that have worked tirelessly to get this project back on track, my Councillor colleagues for their support and of course the community of Broken Hill for their patience. Let the events roll on.

Recommendation

1. That Mayoral Minute No. 7/18 dated July 24, 2018, be received.
2. That Council note the upcoming briefings and updates around the Civic Centre project in the week of 27 August 2018.

Attachments

There are no attachments for this report.

D TURLEY
MAYOR