
MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
JUNE 26, 2019

Meeting commenced at 6:30p.m.

PRESENT: Councillor D. Turley (Mayor) Councillor M. Browne (Deputy Mayor)
Councillors C. Adams, B. Algate, M. Clark, T. Kennedy (part of the meeting),
B. Licul, J. Nolan and R. Page.

General Manager, Chief Operations Officer, Chief Financial Officer,
Director Corporate, Manager Communications, Governance Officer and
Executive Support Officer.

Media (3), Members of the Public (10).

APOLOGIES: Councillor D. Gallagher.

RESOLUTION

Minute No. 46090

Councillor B. Licul moved) That the apology submitted on behalf of
Councillor C. Adams seconded) Councillor D. Gallagher be accepted.

CARRIED

The Mayor acknowledged the attendance of the former General Manager of the Broken Hill Health Service, Ms Christine Kibble, OAM and Ms Pauline Graham in the public gallery.

PRAYER

Councillor Adams delivered the prayer

ACKNOWLEDGEMENT OF COUNTRY

Councillor Clark delivered the Acknowledgment of Country

MINUTES FOR CONFIRMATION

Councillor C. Adams moved) That the Minutes of the Ordinary Meeting of the
Councillor B. Licul seconded) Council of the City of Broken Hill held May 29,
2019 be confirmed.

Amendment

Councillor T. Kennedy moved) That the Minutes of the Ordinary Meeting of the
Councillor B. Algate seconded) Council of the City of Broken Hill held May 29,
2019 be adopted and that it be noted that the
draft minutes were amended after the Business
Paper Briefing Session on Monday 24 June
2019 on page 5 and 53.

LOST

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A Division was called which resulted in:

FOR: Crs Algate and Kennedy
AGAINST: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
ABSENT: Cr Gallagher

The original motion was put.

RESOLUTION

Minute No. 46091

Councillor C. Adams moved) That the Minutes of the Ordinary Meeting of the
Councillor B. Licul seconded) Council of the City of Broken Hill held May 29,
2019 be confirmed.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
AGAINST: Crs Algate and Kennedy
ABSENT: Cr Gallagher

DISCLOSURE OF INTEREST

Mayor Turley declared:

- a non-pecuniary conflict of interest in Confidential Report No. 99/19 as she is a former member of the organisation and advised that she will remain in the Council Chambers and will exercise her vote.

Councillor Browne declared:

- A non-pecuniary non-significant conflict of interest in Confidential Report No. 99/19 as she is a former member of the organisation and advised that she will remain in the Council Chambers and will exercise her vote.

MAYORAL MINUTES

ITEM 1 - MAYORAL MINUTE NO. 1/19 - DATED JUNE 21, 2019 - RAMSAR LISTING - MENINDEE LAKES 11/501

Councillor D. Turley moved) 1. That Mayoral Minute No. 1/19 dated June 21,
Councillor J. Nolan seconded) 2019, be received.

2. That Broken Hill City Council support the
proposal for Menindee Lakes to become a
RAMSAR Site.

Amendment

Councillor T. Kennedy moved)
Councillor B. Algate seconded) 1. That Mayoral Minute No. 1/19 dated June 21,
2019, be received.

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2. That Council defers support for Menindee Lakes to become a RAMSAR site until information is provided to Councillors regarding the full implications of a RAMSAR listing for Menindee Lakes.

LOST

A Division was called which resulted in:

FOR: Crs Algate and Kennedy
AGAINST: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
ABSENT: Cr Gallagher

The original motion was put.

RESOLUTION

Minute No. 46092

Councillor D. Turley moved)
Councillor J. Nolan seconded)

1. That Mayoral Minute No. 1/19 dated June 21, 2019, be received.
2. That Broken Hill City Council support the proposal for Menindee Lakes to become a RAMSAR Site.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
AGAINST: Crs Algate and Kennedy
ABSENT: Cr Gallagher

NOTICES OF MOTION

Nil.

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

ITEM 2 - REPORTS FROM DELEGATES NO. 3/19 - DATED JUNE 13, 2019 - ATTENDANCE AT 2019 SMALL BUSINESS FRIENDLY COUNCILS CONFERENCE (INAUGURAL) HELD 16-17 MAY 2019 15/140

Councillor B. Licul moved)
Councillor M. Clark seconded)

1. That Reports from Delegates No. 3/19 dated June 13, 2019, be received and noted.

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Amendment

- Councillor T. Kennedy moved)
Councillor B. Algate seconded)
1. That Reports from Delegates No. 3/19 dated June 13, 2019, be received.
 2. That Council works with businesses to re-establish the Chamber of Commerce and Council meets with the 25in25 Committee and Regional Development Australia to discuss items in this report.

LOST

A Division was called which resulted in:

FOR: Crs Algate and Kennedy
AGAINST: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
ABSENT: Cr Gallagher

The original motion was put.

RESOLUTION

Minute No. 46093

- Councillor B. Licul moved)
Councillor M. Clark seconded)
1. That Reports from Delegates No. 3/19 dated June 13, 2019, be received and noted.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark, Page and Nolan
AGAINST: Crs Algate and Kennedy
ABSENT: Cr Gallagher

REPORTS

**ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 83/19 - DATED JUNE 13, 2019 -
CORRESPONDENCE REPORT - NATIONAL DISABILITY INSURANCE SCHEME (NDIS)** 11/490

RESOLUTION

Minute No. 46094

- Councillor T. Kennedy moved)
Councillor C. Adams seconded)
1. That Broken Hill City Council Report No. 83/19 dated June 13, 2019, be received.
 2. That reply correspondence (undated) received from the National Disability Insurance Agency on behalf of the former Minister for Families and Social Services, the Hon Paul Fletcher MP, be received.
 3. That reply correspondence dated 2 May 2019 from the Hon Mark Coulton MP, Federal Member for Parkes, be received.
 4. That reply correspondence dated 16 May 2019 from the Department of Social Services, be received.

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5. That, as the correspondence received advised that the government was at the time in care-taker mode, Council re-sends correspondence to the newly elected Ministers which outlines that there are now a number of organisations in Broken Hill that are in a desperate financial position due to the impact of the introduction of the NDIS, and that the matter requires urgent attention.

CARRIED UNANIMOUSLY

A Division was called which resulted in:

FOR: Crs Adams, Algate, Browne, Kennedy, Licul, Turley, Clark, Page and Nolan
AGAINST: Nil
ABSENT: Cr Gallagher

**ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 84/19 - DATED MAY 10, 2019 -
ATTENDANCE AT THE LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 14-16 OCTOBER
2019** 11/364

RESOLUTION

Minute No. 46095

Councillor M. Browne moved)
Councillor C. Adams seconded)

1. That Broken Hill City Council Report No. 84/19 dated May 10, 2019, be received.
2. That registration and travel arrangements be made for three Councillors (to be the Mayor, Deputy Mayor and one other Councillor) to attend the Local Government NSW Conference to be held in Warrick Farm, October 14-16, 2019.
3. That any additional Councillors wishing to attend the conference are required to advise their interest to the General Manager.
4. That Council's Mayor and Deputy Mayor be Council's voting delegates to the Conference and Council advises Local Government NSW by 20 September 2019.
5. That Council determine motions to the NSW Local Government Annual Conference in line with the criteria prior to the closing date of 19 August 2019.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Algate, Browne, Licul, Turley, Clark, Page and Nolan
AGAINST: Cr Kennedy
ABSENT: Cr Gallagher

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ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 85/19 - DATED MAY 15, 2019 - ADOPTION OF THE DRAFT DELIVERY PROGRAM 2019-2021 INCORPORATING OPERATIONAL PLAN 2018/2019 INCLUSIVE OF THE STATEMENT OF REVENUE POLICY AND DRAFT SCHEDULE OF FEES AND CHARGES 2019/2020 17/206

Councillor M. Browne moved)
Councillor M. Clark seconded)

1. That Broken Hill City Council Report No. 85/19 dated May 15, 2019, be received.
2. That Council note and acknowledge submissions made during the public exhibition period.
3. That Council adopts the Draft Delivery Program 2019-2021 incorporating Operational Plan 2019/2020 inclusive of the Statement of Revenue Policy and Draft Schedule of Fees and Charges 2019/2020 with an amendment to the Schedule of Fees and Charges 2019/2020:
 - item 7-20 increase free parking from 2 hours to 3 hours.
 - item 7-21 to be removed.
4. That Council make and levy the following rates and charges under the Local Government Act 1993 for the 2019/2020 year.
 - i. A general residential rate under Sections 535 and 537 on all land categorised as residential and consisting of a 49.00% base rate of \$517.00 and a rate in the dollar on land value of 2.640144 cents;
 - ii. A rural-residential rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as rural-residential and consisting of a 49.00% base rate of \$495.00 and a rate in the dollar on land value of 0.572504 cents;
 - iii. A residential-1(a) rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as residential-1(a) and consisting of a 49.00% base rate of \$432.00 and a rate in the dollar on land value of 1.734237 cents;
 - iv. A general farmland rate under Sections 535 and 537 on all land categorised as farmland and consisting of a 30.00% base rate of

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- \$1,111.00 and a rate in the dollar on land value of 2.079085 cents;
- v. A general business rate under Sections 535 and 537 on all land categorised as business and consisting of a 15.00% base rate of \$876 and a rate in the dollar on land value of 7.722858 cents;
- vi. A mixed development business rate under Sections 535 and 537 on all land categorised as mixed development business and consisting of a 23.00% base rate of \$853 and a rate in the dollar on land value of 7.722858 cents;
- vii. A mixed development residual rate under Sections 535 and 537 on all land categorised as mixed development residual and consisting of a 38.00% base rate of \$501.00 and a rate in the dollar on land value of 2.640144 cents;
- viii. A general mine rate under Sections 535 and 537 on all land categorised as mining and consisting of a nil base rate and a rate in the dollar on land value of 10.285905 cents;
- ix. A domestic waste management charge under Section 496 on each parcel of rateable residential land of \$47.00 per annum payable quarterly for domestic waste service available plus a user charge under Section 502 of \$273.00 per annum payable quarterly (one mobile garbage container only).
- x. A commercial waste user charge under Section 502 of \$406.00 per annum payable quarterly (3 x MGB containers),
- xi. A commercial waste user charge under Section 502 of \$373.00 per annum payable quarterly (1x600l bin only),
- xii. An additional MGB service user charge under Section 502 of \$144.00 per annum payable quarterly.
- xiii. That in accordance with Section 566(3) of the Local Government Act, 1993, Council adopts an 7.5% rate of interest charge payable on overdue rates and charges during the 2019/20 financial year.

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5. That Council acknowledge and endorse the need to rationalise underperforming Council-owned assets.
6. That Council endorse a review of asset service levels and utilisations to inform an Asset Rationalisation Strategy, which will be implemented to ensure asset levels are commensurate with community needs.

Amendment

Councillor T. Kennedy moved)
Councillor B. Algate seconded)

1. That Broken Hill City Council Report No. 85/19 dated May 15, 2019, be received.
2. That Council note and acknowledge submissions made during the public exhibition period.
3. That Council adopts the Draft Delivery Program 2019-2021 incorporating Operational Plan 2019/2020 inclusive of the Statement of Revenue Policy and Draft Schedule of Fees and Charges 2019/2020 with an amendment to the Schedule of Fees and Charges 2019/2020 to allow for free usage of the waste facility for residents and commercial operators who are removing residential waste.
4. That Council make and levy the following rates and charges under the Local Government Act 1993 for the 2019/2020 year.
 - i. A general residential rate under Sections 535 and 537 on all land categorised as residential and consisting of a 49.00% base rate of \$517.00 and a rate in the dollar on land value of 2.640144 cents;
 - ii. A rural-residential rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as rural-residential and consisting of a 49.00% base rate of \$495.00 and a rate in the dollar on land value of 0.572504 cents;
 - iii. A residential-1(a) rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as residential-1(a) and consisting of a 49.00% base rate of \$432.00 and a rate in the

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- dollar on land value of 1.734237 cents;
- iv. A general farmland rate under Sections 535 and 537 on all land categorised as farmland and consisting of a 30.00% base rate of \$1,111.00 and a rate in the dollar on land value of 2.079085 cents;
- v. A general business rate under Sections 535 and 537 on all land categorised as business and consisting of a 15.00% base rate of \$876 and a rate in the dollar on land value of 7.722858 cents;
- vi. A mixed development business rate under Sections 535 and 537 on all land categorised as mixed development business and consisting of a 23.00% base rate of \$853 and a rate in the dollar on land value of 7.722858 cents;
- vii. A mixed development residual rate under Sections 535 and 537 on all land categorised as mixed development residual and consisting of a 38.00% base rate of \$501.00 and a rate in the dollar on land value of 2.640144 cents;
- viii. A general mine rate under Sections 535 and 537 on all land categorised as mining and consisting of a nil base rate and a rate in the dollar on land value of 10.285905 cents;
- ix. A domestic waste management charge under Section 496 on each parcel of rateable residential land of \$47.00 per annum payable quarterly for domestic waste service available plus a user charge under Section 502 of \$273.00 per annum payable quarterly (one mobile garbage container only).
- x. A commercial waste user charge under Section 502 of \$406.00 per annum payable quarterly (3 x MGB containers),
- xi. A commercial waste user charge under Section 502 of \$373.00 per annum payable quarterly (1x600l bin only),
- xii. An additional MGB service user charge under Section 502 of \$144.00 per annum payable quarterly.

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- xiii. That in accordance with Section 566(3) of the Local Government Act, 1993, Council calculates interest annually at no more than CPI on overdue rates and charges during the 2019/20 financial year.
- 5. That Council rationalises underperforming Council-owned assets on a needs basis.
- 6. That Council reviews asset service levels and utilisations to inform an Asset Rationalisation Strategy, which will be carried out on a needs basis to ensure asset levels are commensurate with community needs.

LOST

A Division was called which resulted in:

FOR: Crs Algate, Kennedy and Page
AGAINST: Crs Adams, Browne, Licul, Turley, Clark and Nolan
ABSENT: Cr Gallagher

The original motion was put.

RESOLUTION

Minute No. 46096

- | | | |
|------------------------------|---|--|
| Councillor M. Browne moved |) | 1. That Broken Hill City Council Report No. 85/19 dated May 15, 2019, be received. |
| Councillor M. Clark seconded |) | |
- 2. That Council note and acknowledge submissions made during the public exhibition period.
 - 3. That Council adopts the Draft Delivery Program 2019-2021 incorporating Operational Plan 2019/2020 inclusive of the Statement of Revenue Policy and Draft Schedule of Fees and Charges 2019/2020 with an amendment to the Schedule of Fees and Charges 2019/2020:
 - item 7-20 increase free parking from 2 hours to 3 hours.
 - item 7-21 to be removed.
 - 4. That Council make and levy the following rates and charges under the Local Government Act 1993 for the 2019/2020 year.
 - i. A general residential rate under Sections 535 and 537 on all land categorised as residential and consisting of a 49.00% base rate of

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- \$517.00 and a rate in the dollar on land value of 2.640144 cents;
- ii. A rural-residential rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as rural-residential and consisting of a 49.00% base rate of \$495.00 and a rate in the dollar on land value of 0.572504 cents;
 - iii. A residential-1(a) rate, being a sub-category of the general residential rate, under Sections 535 and 537 on all land categorised as residential-1(a) and consisting of a 49.00% base rate of \$432.00 and a rate in the dollar on land value of 1.734237 cents;
 - iv. A general farmland rate under Sections 535 and 537 on all land categorised as farmland and consisting of a 30.00% base rate of \$1,111.00 and a rate in the dollar on land value of 2.079085 cents;
 - v. A general business rate under Sections 535 and 537 on all land categorised as business and consisting of a 15.00% base rate of \$876 and a rate in the dollar on land value of 7.722858 cents;
 - vi. A mixed development business rate under Sections 535 and 537 on all land categorised as mixed development business and consisting of a 23.00% base rate of \$853 and a rate in the dollar on land value of 7.722858 cents;
 - vii. A mixed development residual rate under Sections 535 and 537 on all land categorised as mixed development residual and consisting of a 38.00% base rate of \$501.00 and a rate in the dollar on land value of 2.640144 cents;
 - viii. A general mine rate under Sections 535 and 537 on all land categorised as mining and consisting of a nil base rate and a rate in the dollar on land value of 10.285905 cents;
 - ix. A domestic waste management charge under Section 496 on each parcel of rateable residential land of \$47.00 per annum payable quarterly for domestic waste service available

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- plus a user charge under Section 502 of \$273.00 per annum payable quarterly (one mobile garbage container only).
- x. A commercial waste user charge under Section 502 of \$406.00 per annum payable quarterly (3 x MGB containers),
 - xi. A commercial waste user charge under Section 502 of \$373.00 per annum payable quarterly (1x600l bin only),
 - xii. An additional MGB service user charge under Section 502 of \$144.00 per annum payable quarterly.
 - xiii. That in accordance with Section 566(3) of the Local Government Act, 1993, Council adopts an 7.5% rate of interest charge payable on overdue rates and charges during the 2019/20 financial year.
5. That Council acknowledge and endorse the need to rationalise underperforming Council-owned assets.
6. That Council endorse a review of asset service levels and utilisations to inform an Asset Rationalisation Strategy, which will be implemented to ensure asset levels are commensurate with community needs.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark and Nolan
AGAINST: Crs Algate, Kennedy and Page

Councillor Kennedy left the meeting at 7:15p.m.

ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 86/19 - DATED JUNE 18, 2019 - ADOPTION OF DRAFT LONG TERM FINANCIAL PLAN 2020-2024 18/194

Resolved

1. That Broken Hill City Council Report No. 86/19 dated June 18, 2019, be received.
2. That Council adopts the Draft Long Term Financial Plan 2020-2029 as a Plan of Council.

RESOLUTION

Minute No. 46097

Councillor M. Browne moved)

Councillor M. Clark seconded)

CARRIED UNANIMOUSLY

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**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 87/19 - DATED APRIL 18, 2019 -
ADOPTION OF DRAFT SUSTAINABILITY STRATEGY 2018-2023**

18/41

Resolved

1. That Broken Hill City Council Report No. 87/19 dated April 18, 2019, be received.
2. That Council adopts the draft Sustainability Strategy 2018–2023 as a Strategy of Council.

RESOLUTION

Minute No. 46098

Councillor J. Nolan moved)

Councillor C. Adams seconded)

CARRIED UNANIMOUSLY

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 88/19 - DATED JUNE 14, 2019 - BROKEN
HILL ACTIVE TRANSPORT PLAN**

11/318

Resolved

1. That Broken Hill City Council Report No. 88/19 dated June 14, 2019, be received.
2. That Council adopts the Broken Hill Active Transport Plan as a Sub-Plan to Council's adopted Asset Management Plans and the recommended priorities within this report are considered for planning purposes and development of a ten-year delivery program.

RESOLUTION

Minute No. 46099

Councillor M. Browne moved)

Councillor M. Clark seconded)

CARRIED UNANIMOUSLY

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 89/19 - DATED JUNE 08, 2019 - BROKEN
HILL LIBRARY, COMMUNITY HUB AND CULTURAL PRECINCT - PROJECT UPDATE**

16/89

Resolved

1. That Broken Hill City Council Report No. 89/19 dated June 8, 2019, be received.

RESOLUTION

Minute No. 46100

Councillor M. Browne moved)

Councillor C. Adams seconded)

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark, Nolan and Page

AGAINST: Cr Algate

ABSENT: Crs Gallagher and Kennedy

The General Manager took a question on notice from Councillor Clark as to whether there will be any further community engagement sessions carried out by Council and a presentation by the architects explaining aspects of the final design and answering questions regarding the Library, Community Hub and Cultural Precinct.

The General Manager will advise the dates of upcoming community engagement sessions.

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**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 90/19 - DATED JUNE 03, 2019 - DRAFT
CODE OF PRACTICE CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM PROGRAMME POLICY**

12/14

Resolved

1. That Broken Hill City Council Report No. 90/19 dated June 3, 2019, be received.
2. That Council endorse the draft Code of Practice Closed Circuit Television (CCTV) Programme Policy for the purpose of public exhibition.
3. That the draft Code of Practice Closed Circuit Television (CCTV) Programme Policy be exhibited for public comment for a 28 day period.
4. That Council receives a further report at the conclusion of this exhibition, detailing submissions and any recommended changes arising, with a view to adopting the draft Code of Practice Closed Circuit Television (CCTV) Programme Policy.

RESOLUTION

Minute No. 46101

Councillor M. Browne moved)
Councillor M. Clark seconded) CARRIED UNANIMOUSLY

**ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 91/19 - DATED MAY 22, 2019 -
CATEGORISATION OF COUNCIL MANAGED CROWN RESERVES UNDER THE CROWN LAND
MANAGEMENT ACT 2016**

18/144

Resolved

1. That Broken Hill City Council Report No. 91/19 dated May 22, 2019, be received.
2. That Council request approval from the Minister for Water, Property and Housing of the attached proposed initial categorisations for Council managed Crown Reserves under the *Crown Land Management Act 2016*.
3. That the General Manager be authorised to sign any required documents regarding the categorisation of Crown Reserves and notification to the Minister of assigned categorisation.

RESOLUTION

Minute No. 46102

Councillor C. Adams moved)
Councillor M. Browne seconded) CARRIED UNANIMOUSLY

**ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 92/19 - DATED JUNE 17, 2019 - MINUTES
OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 9 MAY 2019**

13/19

- .
- Councillor B. Licul moved)
Councillor M. Clark seconded)
1. That Broken Hill City Council Report No. 92/19 dated June 17, 2019, be received.
 2. That minutes of the Audit, Risk and Improvement Committee Meeting held 9 May 2019 be received.
 3. That Council adopts the following amendments to the Audit, Risk and

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Improvement Committee Charter:

- a) Page 2 – Attendees (non-voting) – add Executive Leadership Team and Corporate Risk Officer.
- b) Page 4 – External Audit – delete item 2.
- c) Page 6 – Review of the Audit, Risk and Improvement Committee Charter – add the words “Risk and Improvement”: to line 1.

Amendment

Councillor B. Algate moved

)
)

- 1. That Broken Hill City Council Report No. 92/19 dated June 17, 2019, be received.
- 2. That the minutes of the Audit, Risk and Improvement Committee Meeting held 9 May 2019 be withdrawn from the meeting and sent back to the Audit, Risk and Improvement committee for revision and that Council records a vote of full confidence in Council's staff.

LAPSED
FOR WANT OF A SECONDER

Before a seconder was sought for the amendment Council resolved to go into closed session to discuss the matter in detail.

RESOLUTION

Minute No. 46103

Councillor B. Algate moved
Councillor R. Page seconded

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)

That the meeting be closed to the public in accordance with Section 10A(2)(a) of the Local Government Act, 1993 to discuss in detail staff matters, pertaining to the minutes of the Audit, Risk and Improvement Committee Meeting held 9 May 2019.

CARRIED UNANIMOUSLY

Members of the media and public left the Council Chambers at 7:30p.m.

RESOLUTION

Minute No. 46104

Councillor B. Algate moved
Councillor B. Licul seconded

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)

That the meeting resume in open session for Council to consider Report No. 92/19.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Algate, Browne, Licul, Turley, Clark and Nolan
AGAINST: Cr Page

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ABSENT: Crs Kennedy and Gallagher

Members of the media and public returned to the Council Chambers at 7:43p.m.

The amendment did not gain a seconder.

The original motion was put.

RESOLUTION

Minute No. 46105

Councillor B. Licul moved)

Councillor M. Clark seconded)

1. That Broken Hill City Council Report No. 92/19 dated June 17, 2019, be received.

2. That minutes of the Audit, Risk and Improvement Committee Meeting held 9 May 2019 be received.

3. That Council adopts the following amendments to the Audit, Risk and Improvement Committee Charter:

a) Page 2 – Attendees (non-voting) – add Executive Leadership Team and Corporate Risk Officer.

b) Page 4 – External Audit – delete item 2.

c) Page 6 – Review of the Audit, Risk and Improvement Committee Charter – add the words “Risk and Improvement”: to line 1.

CARRIED

A Division was called which resulted in:

FOR: Crs Adams, Browne, Licul, Turley, Clark and Nolan

AGAINST: Crs Algate and Page

ABSENT: Crs Gallagher and Kennedy

ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 93/19 - DATED JUNE 12, 2019 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO 393 HELD WEDNESDAY JUNE 4, 2019

11/397

Resolved

1. That Broken Hill City Council Report No. 93/19 dated June 12, 2019, be received.

2. That the minutes for the Local Traffic Committee Meeting No.393 held June 4, 2019 be received.

RESOLUTION

Minute No. 46106

Councillor M. Browne moved)

Councillor B. Algate seconded)

CARRIED UNANIMOUSLY

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ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 94/19 - DATED JUNE 12, 2019 - INVESTMENT REPORT FOR MAY 2019

17/82

Resolved

1. That Broken Hill City Council Report No. 94/19 dated June 12, 2019, be received.

RESOLUTION

Minute No. 46107

Councillor J. Nolan moved)

Councillor M. Browne seconded)

CARRIED UNANIMOUSLY

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 95/19 - DATED JUNE 14, 2019 - ACTION LIST REPORT

11/21

Resolved

1. That Broken Hill City Council Report No. 95/19 dated June 14, 2019, be received.

RESOLUTION

Minute No. 46108

Councillor C. Adams moved)

Councillor M. Clark seconded)

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 96/19 - DATED APRIL 08, 2019 - S355 ANNUAL AND FINANCIAL REPORTS 2017/2018

16/94

Resolved

1. That Broken Hill City Council Report No. 96/19 dated April 8, 2019, be received.
2. That the 2017/2018 Picton Oval Annual Report be received and noted.
3. That the Picton Oval Financial Reports ending 30 March 2018 be received and noted.
4. That the BIU Band Hall 207/2018 Financial Report be received and noted.

ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 97/19 - DATED JUNE 13, 2019 - MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 4 JUNE 2019

12/52

Resolved

1. That Broken Hill City Council Report No. 97/19 dated June 13, 2019, be received.
2. That minutes of the Memorial Oval Community Committee Meeting held 4 June 2019 be received.

ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 98/19 - DATED JUNE 13, 2019 - MINUTES OF THE BIU BAND HALL COMMUNITY COMMITTEE MEETING HELD 2 APRIL 2019

16/8

Resolved

1. That Broken Hill City Council Report No. 98/19 dated June 13, 2019, be received.

2. That minutes of the BIU Band Hall Community Committee Meeting held 2 April 2019 be received.
3. That Council accepts the resignation from Ms Kyla Vine as a community representative on the BIU Band Hall Community Committee.
4. That Council advertises to fill the vacant community representative positions on the BIU Band Hall Community Committee

Minute No. 46109

Councillor B. Algate moved)
Councillor J. Nolan seconded)

That the recommendations of items 15 to 17 be adopted.

That Council sends correspondence of appreciation to Ms Kyla Vine for her service on the BIU Band Hall Community Committee.

CARRIED UNANIMOUSLY

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

ITEM 19 - QUESTIONS ON NOTICE NO. 6/19 - DATED MAY 31, 2019 - COUNCILLOR QUESTIONS TAKEN ON NOTICE AT THE MAY 2019 COUNCIL MEETING 15/159, 11/397, 11/161, 12/14, 18/41

Resolved

1. That Questions On Notice No. 6/19 dated May 31, 2019, be received.

RESOLUTION

Minute No. 46110

Councillor M. Browne moved)
Councillor B. Licul seconded)

CARRIED UNANIMOUSLY

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

Item 8 - Library, Community Hub and Cultural Precinct

16/89

The General Manager took a question on notice from Councillor Clark as to whether there will be any further community engagement sessions carried out by Council and a presentation by the architects explaining aspects of the final design and answering questions regarding the Library, Community Hub and Cultural Precinct.

The General Manager will advise the dates of upcoming community engagement sessions.

CONFIDENTIAL MATTERS

ITEM 20 - BROKEN HILL CITY COUNCIL REPORT NO. 99/19 - DATED JUNE 04, 2019 - WILLYAMA COMMON TRUST LICENCE TO BROKEN HILL PARKRUN - CONFIDENTIAL 11/63
(General Manager's Note: This report considers a licence and 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).

Resolved

1. That Broken Hill City Council Report No. 99/19 dated June 4, 2019, be received.
2. That Council (as Trust Managers for the Willyama Common Trust) approve a licence to Broken Hill Parkrun for use of the Willyama Common (Lot 7388 in DP 1200953) for a weekly fun run event.
3. That the licence be for twelve (12) months, and the annual rental to be \$1.00.
4. That the licence is to be renewed on an ongoing annual basis, provided Broken Hill Parkrun comply with the conditions of the licence and the licence agreement continues to be suitable for both Council and Broken Hill Parkrun.
5. That the Mayor and General Manager be authorised to sign the licence agreement under the Common Seal of Council, in the absence of a Trust Seal.

RESOLUTION

Minute No. 46111

Councillor C. Adams moved)
Councillor B. Algate seconded) CARRIED UNANIMOUSLY

ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 100/19 - DATED JUNE 13, 2019 - WRITE OFF BAD DEBTS - INLAND NSW REGIONAL TOURISM ORGANISATION INCORPORATED & ENERGETICA PTY LTD - CONFIDENTIAL 11/33
(General Manager's Note: This report is deemed confidential under Section 10A(2) (b) of the Local Government Act, 1993 which contains matters that will involve the discussion of the personal hardship of any resident or rate payer).

Resolved

1. That Broken Hill City Council Report No. 100/19 dated June 13, 2019, be received.
2. That Council approve the write off of the debt relating to Inland NSW Regional Tourism Organisation Incorporated (Debtor: 3233.01) for the amount of \$23,240.61
3. That Council approve the write off of the debt relating to Energetica PTY LTD (Debtor: 5568.01) for the amount of \$5,861.27

RESOLUTION

Minute No. 46112

Councillor J. Nolan moved)
Councillor C. Adams seconded) CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
JUNE 26, 2019

**ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 105/19 - DATED JUNE 21, 2019 -
REGIONAL EXPRESS PARTNERSHIP AGREEMENT - CONFIDENTIAL**

11/1

(General Manager's Note: This report considers a five year partnership agreement and is deemed confidential under Section 10A(2) (d) of the Local Government Act, 1993 which provides for commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret).

Resolved

1. That Broken Hill City Council Report No. 105/19 dated June 21, 2019, be received.
2. That Broken Hill City Council enters into a partnership with Reginal Express Airlines under the commercial terms outlined in the below report.
3. That Council note the below agreement will secure enhance air travel to and from Broken Hill for the next five years.

RESOLUTION

Minute No. 46113

Councillor M. Browne moved)

Councillor C. Adams seconded)

CARRIED UNANIMOUSLY

There being no further business the Mayor closed the meeting at 7:48 p.m.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON 31 JULY 2019.)

CHAIRPERSON