
MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
APRIL 17, 2019

Meeting commenced at 6:30pm

PRESENT:

Councillor D. Turley (Mayor) Councillor M. Browne (Deputy Mayor)
Councillors C. Adams, M. Clark, D. Gallagher, T. Kennedy,
B. Licul and J. Nolan.

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

Media (2), Members of the Public (9).

APOLOGIES:

Councillors R. Page and B. Algate.

RESOLUTION

Minute No. 46044

Councillor C. Adams moved)

Councillor M. Clark seconded)

That the written request for leave of absence
received from Councillor Page be accepted and
leave of absence granted.

That the apology submitted on behalf of
Councillor Algate be received.

CARRIED

PRAYER

Councillor Adams delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

PUBLIC FORUM

Gateway Signage

17/133

Mr Peter Beven enquired as to what is happening with the signage competition for the design of gateway signage for the highway entrances to the City. Mr Beven asked about ownership of the design, and whether there will be different signs for each highway entrance.

The Mayor advised that Council owned the intellectual property of the design, and that the design image will be revealed to the public very soon.

MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 46045

Councillor C. Adams moved)

Councillor B. Licul seconded)

That the Minutes of the Ordinary Meeting of the
Council of the City of Broken Hill held March 27,
2019 be confirmed.

CARRIED

DISCLOSURE OF INTEREST

Nil.

MAYORAL MINUTES

Nil.

NOTICES OF MOTION

ITEM 1 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 6/19 - DATED APRIL 12, 2019 - 2019/2020 BUDGET CONSIDERATION - LIGHTING FOR ALMA OVAL 18/191, 12/45

- Councillor T. Kennedy moved)
)
1. That Motions of Which Notice has been Given No. 6/19 dated April 12, 2019, be received.
 2. That Broken Hill City Council budget \$700,000 in the 2019/2020 budget for lighting at the Alma Oval.
 3. That money for the Alma Oval lighting project is transferred from the \$6,500,000 collected in profit from the W2BH pipeline construction and is currently kept in the Community Hub reserve.

LAPSED
For want of a Seconder

ITEM 2 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 7/19 - DATED APRIL 12, 2019 - 2019/2020 BUDGET CONSIDERATION - UPGRADE WORKS TO QUEEN ELIZABETH PARK 18/191, 17/136

- Councillor T. Kennedy moved)
)
1. That Motions of Which Notice has been Given No. 7/19 dated April 12, 2019, be received.
 2. That Broken Hill City Council budget \$1,000,000 in the 2019/2020 budget for works at the Queen Elizabeth Park that includes lighting, sprinkler systems, new turf etc.
 3. That money for Queen Elizabeth Park project is transferred from the \$6,500,000 collected in profit from the W2BH pipeline construction

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and is currently kept in the Community Hub
reserve.

LAPSED
For want of a Seconder

**ITEM 3 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 8/19 - DATED APRIL 12, 2019 -
2019/2020 BUDGET CONSIDERATION - UPGRADE WORKS TO NORM FOX OVAL 18/191, 12/53**

- Councillor T. Kennedy moved)
)
1. That Motions of Which Notice has been Given No. 8/19 dated April 12, 2019, be received.
 2. That Broken Hill City Council budget \$1,500,000 in the 2019/2020 budget for works at the Norm Fox Oval that includes lighting, sprinkler systems, new turf etc.
 3. That money for the Norm Fox Oval project is transferred from the \$6,500,000 collected in profit from the W2BH pipeline construction and is currently kept in the Community Hub reserve.

LAPSED
For want of a Seconder

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

REPORTS

**ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 39/19 - DATED MARCH 25, 2019 -
CORRESPONDENCE REPORT - SAVE OUR RECYCLING CAMPAIGN** 11/199

- Councillor J. Nolan moved)
Councillor C. Adams seconded)
1. That Broken Hill City Council Report No. 39/19 dated March 25, 2019, be received.
 2. That correspondence from Local Government NSW; the Office of the Hon Gabrielle Upton MP; and the Hon Penny Sharpe MLC in reply to Council correspondence supporting the Save Our Recycling Campaign, be received.

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Amendment

Councillor T. Kennedy moved)

)

1. That Broken Hill City Council Report No. 39/19 dated March 25, 2019, be received.
2. That correspondence be sent to the Hon Gabrielle Upton MP; and the Hon Penny Sharpe MLC asking them to clarify the benefits of any recycling campaign, especially plastics recycling, given the recent episode of the 60 Minutes program.

LAPSED
For want of a seconder

The original motion was put.

RESOLUTION

Minute No. 46046

Councillor J. Nolan moved)

Councillor C. Adams seconded)

)

1. That Broken Hill City Council Report No. 39/19 dated March 25, 2019, be received.
2. That correspondence from Local Government NSW; the Office of the Hon Gabrielle Upton MP; and the Hon Penny Sharpe MLC in reply to Council correspondence supporting the Save Our Recycling Campaign, be received.

CARRIED

**ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 40/19 - DATED MARCH 27, 2019 -
CORRESPONDENCE REPORT - OPPOSITION TO THE RECONFIGURATION OF THE MENINDEE
LAKES** 11/426

Resolved

1. That Broken Hill City Council Report No. 40/19 dated March 27, 2019, be received.
2. That correspondence dated 22 March 2019 from the Executive Director Water, NSW Department of Industry in reply to representations made regarding Council's opposition to the reconfiguration of the Menindee Lakes, be received.

RESOLUTION

Minute No. 46047

Councillor T. Kennedy moved)

Councillor M. Clark seconded)

)

CARRIED

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 41/19 - DATED APRIL 04, 2019 - DRAFT
SUSTAINABILITY STRATEGY 2018-2023** 18/41

Councillor M. Browne moved)

Councillor M. Clark seconded)

)

1. That Broken Hill City Council Report No. 41/19 dated April 4, 2019, be received.
2. That Council endorse the draft Sustainability Strategy 2018–2023 for the purpose of public exhibition.

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3. That the draft Sustainability Strategy 2018-2023 be exhibited for public comment for a period of 28 days.
4. That Council receives a further report at the conclusion of this exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the draft Sustainability Strategy 2018-2023.

Amendment

Councillor T. Kennedy moved

)
)

1. That Broken Hill City Council Report No. 41/19 dated April 4, 2019, be received.
2. That prior to the draft Sustainability Strategy 2018-2023 being placed on public exhibition, Council be provided with the details of costs of implementing any sustainability programs including employee costs, costs to the community and the benefits to the community as a whole.

LAPSED
For want of a Seconder

The original motion was put.

RESOLUTION

Minute No. 46048

Councillor M. Browne moved

Councillor M. Clark seconded

)
)

1. That Broken Hill City Council Report No. 41/19 dated April 4, 2019, be received.
2. That Council endorse the draft Sustainability Strategy 2018–2023 for the purpose of public exhibition.
3. That the draft Sustainability Strategy 2018-2023 be exhibited for public comment for a period of 28 days.
4. That Council receives a further report at the conclusion of this exhibition period, detailing submissions and any recommended changes arising, with a view to adopting the draft Sustainability Strategy 2018-2023.

CARRIED

A Division was called which resulted in:

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

AGAINST: Cr T Kennedy

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**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 42/19 - DATED MARCH 05, 2019 -
ADOPTION OF BROKEN HILL, COMMUNITY HUB AND CULTURAL PRECINCT - DRAFT
CULTURAL FRAMEWORK AND SYNOPSIS REPORT**

16/89

- Councillor M. Browne moved)
Councillor D. Gallagher seconded)
1. That Broken Hill City Council Report No. 42/19 dated March 5, 2019, be received.
 2. That Council adopts the Broken Hill Library, Community Hub and Cultural Precinct - Cultural Framework and Synopsis Report.

Amendment

- Councillor T. Kennedy moved)
)
1. That Broken Hill City Council Report No. 42/19 dated March 5, 2019, be received.
 2. That Council starts consultation with the community advising that potential costs of the Library Community Hub and Cultural Precinct will be \$20M+, to ascertain if the community is still in favour of the development.

LAPSED
For want of a Seconder

The original motion was put.

RESOLUTION

Minute No. 46049

- Councillor M. Browne moved)
Councillor D. Gallagher seconded)
1. That Broken Hill City Council Report No. 42/19 dated March 5, 2019, be received.
 2. That Council adopts the Broken Hill Library, Community Hub and Cultural Precinct - Cultural Framework and Synopsis Report.

CARRIED

Councillor Kennedy requested that his name be recorded as voted against the motion of item 7.

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 43/19 - DATED APRIL 04, 2019 -
PROPOSAL TO RENAME AIRPORT ROAD TO PRO HART WAY**

19/32

Resolved

1. That Broken Hill City Council Report No. 43/19 dated April 4, 2019, be received.
2. That Council endorse that a formal application be submitted to the NSW Geographical Name Board to rename Airport Road to Pro Hart Way.

RESOLUTION

Minute No. 46050

- Councillor M. Clark moved)
Councillor C. Adams seconded)
- CARRIED UNANIMOUSLY

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**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 44/19 - DATED MARCH 26, 2019 -
CHARLES RASP MEMORIAL LIBRARY OPENING HOURS**

11/544

Resolved

1. That Broken Hill City Council Report No. 44/19 dated March 26, 2019, be received.
2. That Council retain the trial operating hours of 42 hours per week as the ongoing hours of operation of the Charles Rasp Memorial Library.

RESOLUTION

Minute No. 46051

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

CARRIED

Councillor Kennedy requested that his name be recorded as voted against the motion of item 9.

**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 45/19 - DATED MARCH 21, 2019 -
BROKEN HILL REGIONAL ART GALLERY AND ALBERT KERSTEN MINING AND MINERALS
MUSEUM (GEOCENTRE) OPENING HOURS**

17/206

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

1. That Broken Hill City Council Report No. 45/19 dated March 21, 2019, be received.
2. That Council approve the change in operating hours for the Broken Hill Regional Art Gallery and Albert Kersten Mining & Minerals Museum (GeoCentre) to:
 - a. Broken Hill Regional Art Gallery – 36 hours per week (closed Monday) all year around
 - b. Albert Kersten Mining & Minerals Museum (GeoCentre) - 36 hours per week (closed Sunday) all year around

Amendment

Councillor T. Kennedy moved)
)

1. That Broken Hill City Council Report No. 45/19 dated March 21, 2019, be received.
2. That the original hours be reinstated for the Broken Hill Regional Art Gallery and the Albert Kersten Mining and Minerals Museum (GeoCentre).

LAPSED
For want of a Secunder

The original motion was put.

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RESOLUTION

Minute No. 46052

- Councillor C. Adams moved)
Councillor M. Clark seconded)
1. That Broken Hill City Council Report No. 45/19 dated March 21, 2019, be received.
 2. That Council approve the change in operating hours for the Broken Hill Regional Art Gallery and Albert Kersten Mining & Minerals Museum (GeoCentre) to:
 - a. Broken Hill Regional Art Gallery – 36 hours per week (closed Monday) all year around
 - b. Albert Kersten Mining & Minerals Museum (GeoCentre) - 36 hours per week (closed Sunday) all year around

CARRIED

Councillor Kennedy requested that his name be recorded as voted against the motion of item 10.

ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 46/19 - DATED MARCH 22, 2019 - TEMPORARY SUSPENSION OF A PORTION OF THE CENTRAL BUSINESS DISTRICT ALCOHOL-FREE ZONE FOR 2019 BROKEN HEEL FESTIVAL 11/307

Resolved

1. That Broken Hill City Council Report No. 46/19 dated, be received.
2. That Council provide in principle support to begin the planning process for the temporary suspension of a portion of the Central Business District (CBD) Alcohol-Free Zone for the area of Sulphide Street bounded by Crystal Street, Argent Street, 221 Argent Street and Argent House/Barrier Crash Repairs. It is also proposed to close off Crystal Lane behind the Palace Hotel and 221 Argent Street. This area will also include footpaths in the closed section of Sulphide Street and the Argent Street footpath in front of the Palace Hotel and 221 Argent Street.
3. That the temporary suspension be in place from 10am Thursday, 12 September 2019 to 10am Monday, 16 September 2019 subject to the final conditions, inclusive of trading times, contained in the liquor licence as advised by Barrier Local Area Command.
4. That the temporary suspension of a portion of the CBD Alcohol-Free Zone be advised to the public by way of media release and advertisement in the Barrier Daily Truth. That the advertisement also confirms that all other existing alcohol-free zones in Broken Hill remain in force.
5. That the General Manager be authorised to implement the suspension and advertising processes on final advice of Barrier Local Area Command.
6. That Barrier Local Area Command be advised of Council's decision.

RESOLUTION

Minute No. 46053

- Councillor M. Browne moved)
Councillor D. Gallagher seconded)
- CARRIED

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ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 47/19 - DATED APRIL 04, 2019 - INVESTMENT REPORT FOR MARCH 2019 17/82
Resolved

1. That Broken Hill City Council Report No. 47/19 dated April 4, 2019, be received.

RESOLUTION

Minute No. 46054

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

ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 48/19 - DATED MARCH 29, 2019 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO 390 HELD TUESDAY MARCH 5, 2019 AND NO 3391 HELD TUESDAY APRIL 2, 2019 11/397

Resolved

1. That Broken Hill City Council Report No. 48/19 dated March 29, 2019, be received.
2. That the minutes for the Local Traffic Committee Meeting No.390 held March 5, 2019 be received.
3. That the minutes for the Local Traffic Committee Meeting No.391 held April 2, 2019 be received.

RESOLUTION

Minute No. 46055

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

ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 49/19 - DATED MARCH 25, 2019 - MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD MARCH 2019 13/19

Resolved

1. That Broken Hill City Council Report No. 49/19 dated March 25, 2019, be received.
2. That the minutes of the Audit, Risk and Improvement Committee Meeting held 1 March 2019 be endorsed.

RESOLUTION

Minute No. 46056

Councillor D. Gallagher moved)
Councillor M. Clark seconded) CARRIED

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 50/19 - DATED MARCH 05, 2019 - MINUTES OF THE BROKEN HILL LEAD REFERENCE GROUP MEETING 12/177

Resolved

1. That Broken Hill City Council Report No. 50/19 dated March 5, 2019, be received.
2. That the minutes of the Broken Hill Lead Reference Group Meeting held November 29, 2018 be received.

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3. That the minutes of the Broken Hill Lead Reference Group Meeting held February 21, 2019 be received.

RESOLUTION

Minute No. 46057

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

CARRIED

ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 51/19 - DATED APRIL 03, 2019 - ACTION LIST REPORT 11/21

Resolved

1. That Broken Hill City Council Report No. 51/19 dated April 3, 2019, be received.

RESOLUTION

Minute No. 46058

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

CARRIED

COMMITTEE REPORTS

ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 52/19 - DATED MARCH 26, 2019 - MINUTES OF THE BROKEN HILL HERITAGE COMMITTEE MEETING HELD 21 MARCH 2019 15/87

Resolved

1. That Broken Hill City Council Report No. 52/19 dated March 26, 2019, be received.
2. That minutes of the Broken Hill Heritage Committee Meeting held 21 March 2019 be received and noted.

ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 53/19 - DATED APRIL 02, 2019 - MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 5 FEBRUARY 2019 12/52

Resolved

1. That Broken Hill City Council Report No. 53/19 dated April 2, 2019, be received.
2. That minutes of the Memorial Oval Community Committee Meeting held 5 February 2019 be received.

ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 55/19 - DATED APRIL 03, 2019 - CONSTITUTION OF THE COMMUNITY STRATEGIC PLAN ROUND TABLE ADVISORY COMMITTEE AMENDMENT 13/145

Resolved

1. That Broken Hill City Council Report No. 55/19 dated April 3, 2019, be received.

The Constitution of the Community Strategic Plan Round Table Advisory Committee be amended to include the following:

- Representation from Broken Hill Local Aboriginal Land Council

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- Representation from NSW Primary Health Network
- Additional representative from the Barrier Police District

Remove the following:

- Representation of the Department of Family and Community Services
- Representation of the Chamber of Commerce

That Council sends correspondence accordingly.

Minute No. 46059

Councillor M. Clark moved) That the recommendations of items 17 to 19 be
Councillor C. Adams seconded) adopted.

CARRIED

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

ITEM 20 - QUESTIONS ON NOTICE NO. 4/19 - DATED APRIL 03, 2019 - COUNCILLOR
QUESTIONS TAKEN ON NOTICE AT THE MARCH 2019 COUNCIL MEETING 13/92

Resolved

1. That Questions On Notice No. 4/19 dated April 3, 2019, be received.

RESOLUTION

Minute No. 46060

Councillor D. Gallagher moved)
Councillor M. Browne seconded) CARRIED

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

Item 6 – Draft Sustainability Strategy 18/41
Councillor Kennedy requested information regarding the cost of Council implementing the strategy including employee costs and benefits to the community.

Broken Hill Visitors' Information Centre – Visitation Statistics 11/407
Councillor Browne requested visitation statistics for the Broken Hill Visitors' Information Centre for the last 6 month and 12 month periods.

RESOLUTION

Minute No. 46061 - Council Resolution

Councillor D. Gallagher moved) That the meeting be closed to the public in
Councillor B. Licul seconded) accordance with the *Local Government Act*
1993 clause 10A(2), whilst the confidential
matters are considered.

CARRIED

Members of the media and public left at 7:30pm

CONFIDENTIAL MATTERS

ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 56/19 - DATED APRIL 03, 2019 - APPLICATION FOR HARDSHIP - INTEREST WRITE OFF - CONFIDENTIAL 15/36

(General Manager's Note: This report considers Hardship Application and is deemed confidential under Section 10A(2) (a) (b) of the Local Government Act, 1993 which contains matters that will involve the discussion of personnel matters concerning a particular individual; AND 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. 56/19 dated April 3, 2019, be received.
2. That Council authorises the General Manager to write off accrued interest of \$36,288.66 for the said ratepayer and property, as per the *Local Government Act 1993* and Council's Hardship Policy; and that this write off of accrued interest be subject to the ratepayer's adherence to the agreed payment plans.

RESOLUTION

Minute No. 46062

Councillor M. Browne moved)
Councillor J. Nolan seconded)

CARRIED

ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 57/19 - DATED APRIL 02, 2019 - T19/3 - REQUEST FOR TENDER FOR INSTALLATION OF LIGHTING AND PROJECTION ON COUNCIL INFRASTRUCTURE - AUSTRALIA'S HERITAGE PERFECTLY HIGHLIGHTED PROJECT. -

CONFIDENTIAL

T19/3

(General Manager's Note: This report considers Tender documents - commercial in-confidence 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. 57/19 dated April 2, 2019, be received.
2. That Council approves Silver Bullet to deliver the Australia's Heritage Perfectly Highlighted Project.
3. That Council endorses a further contribution of \$600,511 in the 2018/19 budget for this project.

RESOLUTION

Minute No. 46063

Councillor J. Nolan moved)
Councillor M. Browne seconded)

CARRIED

Councillor Kennedy requested that his name be recorded as voting against the motion of item 22.

RESOLUTION

Minute No. 46064

Councillor M. Browne moved)
Councillor D. Gallagher seconded)

That the meeting resume in open session.

CARRIED

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Members of the media and public returned to the Council Chamber at 7:36 p.m.

At the Mayor's request, the General Manager read the resolutions of the items considered in closed session.

There being no further business the Mayor closed the meeting at 7:38 p.m.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON MAY 29, 2019.)

CHAIRPERSON