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, 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 (15).

APOLOGIES: Councillor B. Algate.

RESOLUTION

Minute No. 46023

Councillor T. Kennedy moved) That the apology submitted on behalf of Councillor M. Clark seconded) Councillor Algate be accepted and leave of absence granted.

CARRIED

PRAYER

Councillor Adams delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

PUBLIC FORUM

Relocation of the Visitor Information Centre/Library and Cultural Hub Development/Kintore Reserve Carpark

Mr Bob Coulls raised concerns regarding the possible relocation of the Visitor Information Centre into the new Library Cultural Hub Development and stated that the Tourist and Travellers Centre serves tourists and the community well in its current location and format.

Mr Coulls asked how Council can afford to develop the Kintore Reserve carpark when it cannot afford to do maintenance on the Tourist and Travellers Centre? And asked where this money came from - was it government grant funding?

Mr Coulls also stated that the relocation of the Library should not include meeting rooms, cafes or lounge areas as this detracts from the operations of a Library and adds to the cost of the development. Also that the development will not bring people into the central business district and will actually take business away from the cafes in Argent Street.

MINUTES FOR CONFIRMATION

RESOLUTION Minute No. 46023 Councillor C. Adams moved Councillor D. Gallagher seconded)	Cou	the Minutes of the Ordinary Meeting of the ncil of the City of Broken Hill held February 2019 be confirmed.
			CARRIED
DISCLO	SURE	OF I	NTEREST
	١	Nil	
MA	YORAL	L MIN	IUTES
	N	Nil.	
NOT	rices (OF M	OTION
			SIVEN NO. 4/19 - DATED FEBRUARY 22, RMATION OF THE REGIONAL TOURISM 11/407
Councillor T. Kennedy moved Councillor R. Page seconded)	1.	That Motions of Which Notice has been Given No. 4/19 dated February 22, 2019, be received.
		2.	That Broken Hill City Council resolves to keep the Visitors Information Centre at the corner of Blende Street and Bromide Street safe from demolition.
		3.	That the Broken Hill City Council rule out the Visitor Information Centre's location as a possible site for the proposed new police station.
		4.	That Broken Hill City Council re-establish the past operating hours of the Visitor Information Centre.
		5.	That Broken Hill City Council reform the Regional Tourism Association to ensure stakeholder input and a focused direction for the very important tourism operations to the city.
		6.	That a press release be issued immediately stating the above and that the Regional Tourism Association be formed by the end of May 2019 under the same conditions as the

Regional Tourism Association was operating prior to it being dissolved.

Amendmen ¹	าent
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Councillor B. Licul moved
Councillor M. Browne seconded

- That Motions of Which Notice has been Given No. 4/19 dated February 22, 2019, be received.
- That Broken Hill City Council resolves to retain the Visitors Information Centre at the corner of Blende Street and Bromide Street.
- That the Broken Hill City Council rule out the Visitor Information Centre's location as a possible site for the proposed new police station.
- 4. That Our Community KDWG brings a report to the April Council Meeting with terms of reference, income modelling, for the formation of such a Tourist Association and that Council matches state funding.
- 5. That a press release be issued immediately stating the above.
- That a report be prepared and referred to the Budget Review Process outlining the costs of reverting to the original operating hours of the Visitor Information Centre, and the effect the change of operating hours has had on tourist numbers, associated bookings and sales of souvenirs etc.

CARRIED

Councillor Licul accepted an addendum from Councillor Kennedy that a report regarding the costs of reverting to the original operating hours of the Visitor Information Centre be prepared. The Mayor suggested that this report be referred to the Budget Review Process.

The amendment becomes the motion.

RESOLUTION

Minute No. 46024
Councillor B. Licul moved
Councillor M. Browne seconded

- 1. That Motions of Which Notice has been Given No. 4/19 dated February 22, 2019, be received.
- That Broken Hill City Council resolves to retain the Visitors Information Centre at the corner of Blende Street and Bromide Street.
- 3. That the Broken Hill City Council rule out the Visitor Information Centre's location as a possible site for the proposed new police station.

- 4. That Our Community KDWG brings a report to the April Council Meeting with terms of reference, income modelling, for the formation of such a Tourist Association and that Council matches state funding.
- 5. That a press release be issued immediately stating the above.
- 6. That a report be prepared and referred to the Budget Review Process outlining the costs of reverting to the original operating hours of the Visitor Information Centre, and the effect the change of operating hours has had on tourist numbers, associated bookings and sales of souvenirs etc.

CARRIED

ITEM 2 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 5/19 - DATED MARCH 22, 2019 - FINANCIAL ASSISTANCE TO SILVERLEA EARLY CHILDHOOD SERVICES 11/11

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RESOLUTION

Minute No. 46025
Councillor T. Kennedy moved
Councillor J. Nolan seconded

- 1. That Motions of Which Notice has been Given No. 5/19 dated March 22, 2019, be received.
- That Broken Hill City Council donates \$5,000.00 to Silverlea Early Childhood Services Inc. (Silverlea) to keep this important service operating in Broken Hill while they wait for government funding.
- 3. That Broken Hill City Council writes to the appropriate Ministers both State and Federal explaining the importance of Silverlea past, present and future and the impact the closure of this service will have on the community as a whole and the many families that rely on it.
- 4. That the Mayor meets with representatives of Silverlea to gain a clear understanding of their funding situation.
- That the Mayor submits an urgent motion to the National General Assembly regarding the effect of the introduction of the National Disability Insurance Scheme on community organisations such as Silverlea; and also makes representations to the relevant Ministers.

CARRIED UNANIMOUSLY

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

<u>ITEM 3 - REPORTS FROM DELEGATES NO. 2/19 - DATED MARCH 20, 2019 - NORTH MINE</u>
<u>COMMUNITY CONSULTATIVE COMMITTEE MEETING HELD 1 MARCH 2019</u>
11/467

Councillor Nolan corrected a typo on page 26 advising that the North Mine Community Consultative Committee was established in 2018 not 2019.

RESOLUTION Minute No. 46026 Councillor J. Nolan moved Councillor M. Clark seconded)	 That Reports from Delegates No. 2/19 dated March 20, 2019, be received. That Mayor Turley be appointed as Council's Alternate Delegate to the North Mine Community Consultative Committee. CARRIED
F	REPO	RTS
ITEM 4 - BROKEN HILL CITY COUNCIL REOF LOCAL GOVERNMENT - NEW COUNCIDEVELOPMENT REQUIREMENTS		NO. 23/19 - DATED MARCH 04, 2019 - OFFICE INDUCTION AND PROFESSIONAL 11/171
Resolved:		
That Broken Hill City Council Report No.	. 23/19	dated March 4, 2019, be received.
2. That Council notes the new Councillor Ir	nduction	n and Professional Development requirements.
RESOLUTION Minute No. 46027 Councillor D. Gallagher moved Councillor C. Adams seconded)	CARRIED
ITEM 5 - BROKEN HILL CITY COUNCIL REMODEL CODE OF CONDUCT FOR LOCAL ADMINISTRATION OF THE MODEL CODE .	COUN	
Councillor T. Kennedy moved)	 That Broken Hill City Council Report No. 24/19 dated December 3, 2018, be received.

- That Council adopt the 2018 Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as Policies of the Broken Hill City Council.
- That Council adopts the provisions in both the Model Code of Conduct for Local Councils in NSW and the Procedures for Administration of the Model Code of Conduct for the extension of the Code to volunteers, contractors and wholly advisory committees of Council.

LAPSED FOR LACK OF A SECONDER

Councillor M. Browne moved Councillor C. Adams seconded

- That Broken Hill City Council Report No. 24/19 dated December 3, 2018, be received.
- That Council adopt the 2018 Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as Policies of the Broken Hill City Council.
- That Council adopts the provisions in both the Model Code of Conduct for Local Councils in NSW and the Procedures for Administration of the Model Code of Conduct for the extension of the Code to volunteers, contractors and wholly advisory committees of Council.
- That Council adopts (a)-(h) of provisions relating to Social Media for insertion into the Model Code of Conduct and the Procedures for Administration of the Model Code of Conduct.

Amendment	
Councillor T.	Kennedy moved

- That Broken Hill City Council Report No. 24/19 dated December 3, 2018, be received.
- That Council adopt the 2018 Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as Policies of the Broken Hill City Council.

- That Council adopts the provisions in both the Model Code of Conduct for Local Councils in NSW and the Procedures for Administration of the Model Code of Conduct for the extension of the Code to volunteers, contractors and wholly advisory committees of Council.
- That Council adopts (b)-(h) of provisions relating to Social Media for insertion into the Model Code of Conduct and the Procedures for Administration of the Model Code of Conduct.

LAPSED FOR LACK OF A SECONDER

The motion was put.

RESOLUTION

Minute No. 46028

Councillor M. Browne moved Councillor C. Adams seconded

- 1. That Broken Hill City Council Report No. 24/19 dated December 3, 2018, be received.
- That Council adopt the 2018 Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as Policies of the Broken Hill City Council.
- That Council adopts the provisions in both the Model Code of Conduct for Local Councils in NSW and the Procedures for Administration of the Model Code of Conduct for the extension of the Code to volunteers, contractors and wholly advisory committees of Council.
- That Council adopts (a)-(h) of provisions relating to Social Media for insertion into the Model Code of Conduct and the Procedures for Administration of the Model Code of Conduct.

CARRIED

A Division was called which resulted in:

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

AGAINST: Cr Kennedy

<u>ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 25/19 - DATED FEBRUARY 27, 2019 - MODEL CODE OF MEETING PRACTICE FOR LOCAL COUNCILS IN NSW 2018</u> 12/1

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RESOLUTION

Minute No. 46029
Councillor T. Kennedy moved
Councillor D. Gallagher seconded

- 1. That Broken Hill City Council Report No. 25/19 dated February 27, 2019, be received.
- That Council endorse the draft Broken Hill City Council Code of Meeting Practice Policy (based on the Model Code of Meeting Practice for Local Councils in NSW 2018) for the purpose of public exhibition.
- 3. That the draft Broken Hill City Council Code of Meeting Practice Policy be publicly exhibited for 28 days and that Council accepts submissions from members of the public for a period of 42 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 Broken Hill City Council Code of Meeting Practice Policy.
- That the draft Broken Hill City Council Code of Meeting Practice Policy be workshopped with Councillors whilst the draft Policy is on public exhibition.
- That Council seeks clarification from the Office of Local Government as to if Council resolved to include a second Public Forum at the end of the Council Meeting, whether this would be consistent with the Model Code of Meeting Practice.

CARRIED

ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 26/19 - DATED MARCH 08, 2019 - 2017-2021 DISABILITY INCLUSION ACTION PLAN KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 31 DECEMBER 2018 16/82

Resolved:

- 1. That Broken Hill City Council Report No. 26/19 dated March 8, 2019, be received.
- 2. That Council adopt the Disability Inclusion Action Plan 2017-2021 Key Performance Indicators Progress Report for the reporting period ending 31 December 2018.

RESOLUTION Minute No. 46030 Councillor J. Nolan moved Councillor M. Clark seconded)		CARRIED
ITEM 8 - BROKEN HILL CITY COUNCIL ADOPTION OF DRAFT VOLUNTARY P			
Councillor T. Kennedy moved Councillor R. Page seconded)	1.	That Broken Hill City Council Report No. 27/19 dated February 22, 2019, be received.
		2.	That Council meets with Perilya Ltd to discuss the amendment of the Voluntary Planning Agreement to include the development of a new haulage route for Perilya.
Amendment Councillor M. Browne moved Councillor C. Adams seconded)	1.	That Broken Hill City Council Report No. 27/19 dated February 22, 2019, be received.
		2.	That Council endorse the Voluntary Planning Agreement with Perilya Ltd and that the Mayor and General Manager be authorised to sign the Voluntary Planning Agreement on behalf of Broken Hill City Council.
The amendment becomes the motion			CARRIED
Councillor M. Browne moved Councillor C. Adams seconded)	1.	That Broken Hill City Council Report No. 27/19 dated February 22, 2019, be received.
		2.	That Council endorse the Voluntary Planning Agreement with Perilya Ltd and that the Mayor and General Manager be authorised to sign the Voluntary Planning Agreement on behalf of Broken Hill City Council.
Amendment Councillor T. Kennedy moved Councillor R. Page seconded)	1.	That Broken Hill City Council Report No. 27/19 dated February 22, 2019, be received.
		2.	That the Voluntary Planning Agreement with Perilya Ltd be amended to include a provision that if the state route changes to include the intersections of Argent Street/Menindee Road/Crystal Street then Perilya Ltd bears the cost to upgrade these intersections.

LOST

The motion was put.

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Minute No. 46031
Councillor M. Browne moved
Councillor C. Adams seconded
)

- 1. That Broken Hill City Council Report No. 27/19 dated February 22, 2019, be received.
- That Council endorse the Voluntary Planning Agreement with Perilya Ltd and that the Mayor and General Manager be authorised to sign the Voluntary Planning Agreement on behalf of Broken Hill City Council.

CARRIED

<u>ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 28/19 - DATED MARCH 05, 2019 - INVESTMENT REPORT FOR FEBRUARY 2019</u>

17/82

Resolved:

1. That Broken Hill City Council Report No. 28/19 dated March 5, 2019, be received.

RESOLUTION

Minute No. 46032

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

CARRIED

The Mayor took a question on notice from Councillor Kennedy (due to it being commercial in-confidence) as to the agreement made with Water2BH for receipt of commercial waste at the Waste Management Facility, and the amount of profit that Council has made.

<u>ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 29/19 - DATED MARCH 14, 2019 - ORGANISATION VALUES</u>

13/160

Resolved:

1. That Broken Hill City Council Report No. 29/19 dated March 14, 2019, be received.

RESOLUTION

Minute No. 46033
Councillor J. Nolan moved
Councillor M. Browne seconded
)

CARRIED

TEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 30/19 - DATED FEBRUARY 28, 2019 - RE-ESTABLISH ALCOHOL FREE ZONE 11/307

Resolved:

- 1. That Broken Hill City Council Report No. 30/19 dated February 28, 2019, be received.
- 2. That Council endorse the Draft Proposal to Re-establish the Alcohol Free Zone in the Central Business District (CBD) area, with proposed expansion of the current Alcohol Free Zone area bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite and Wills Streets, to also include Gypsum and Gaffney Streets and South Road.
- 3. That Council refer the Draft Proposal for comment in accordance with the provisions of the *Local Government Act 1993* 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.

- 4. That Council invite public comment on the proposal through an advertisement in local newspaper with time for response within thirty days.
- 5. That a further report be submitted to Council upon completion of the consultative process.

RESOLUTION			
Minute No. 46034			
Councillor M. Browne moved)		
Councillor J. Nolan seconded)	CAR	RIED
The Mayor took a question on notice from nocluded in an Alcohol Free Zone.	Councill	lor Kennedy as to whether the Norm Fox Oval is	3
		ORT NO. 31/19 - DATED DECEMBER 19, 2018	<u>-</u>
DRAFT PILOT PROGRAM - BROKEN HI	ILL CHIL	LDREN'S SPORTS VOUCHER	18/44
RESOLUTION			
Minute No. 46035	`	4. That Draken Hill City Council Depart No.	
Councillor T. Kennedy moved Councillor B. Licul seconded)	 That Broken Hill City Council Report No. 31/19 dated December 19, 2018, be received. 	
		 That Council implements the Sports Vou Pilot Program for 2019/2020 with an ann limit of \$25.00 per voucher per student. 	
		 That Council monitors how many childre have taken up a sporting activity due to the availability of Council's Sports Vouchers two progress reports be provided to Council on the success of the program. 	the ; and
		CAR	RIED
<u>LIST REPORT</u>	<u>L REPO</u>	ORT NO. 32/19 - DATED MARCH 15, 2019 - AC	TION 11/21
Resolved:			
That Broken Hill City Council Report	No. 32/1	9 dated March 15, 2019, be received.	
RESOLUTION Minute No. 46036 Councillor M. Browne moved Councillor B. Licul seconded)	CAR	RIED

COMMITTEE REPORTS

ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 33/19 - DATED FEBRUARY 20, 2019 -MINUTES OF THE BROKEN HILL REGIONAL ART GALLERY ADVISORY COMMITTEE MEETING **HELD 27 NOVEMBER 2018** 12/46

Recommendation

- 1. That Broken Hill City Council Report No. 33/19 dated February 20, 2019, be received.
- 2. That the minutes of the Broken Hill Regional Art Gallery Advisory Committee Meeting held 27 November 2018 be received.

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 34/19 - DATED FEBRUARY 20, 2019 -MINUTES OF THE PICTON OVAL COMMUNITY COMMITTEE MEETING HELD 12 FEBRUARY 12/54 2019

Recommendation

- 1. That Broken Hill City Council Report No. 34/19 dated February 20, 2019, be received.
- 2. That minutes of the Picton Oval Community Committee Meeting held 12 February be received.

	-	,
Minute No. 46037 Councillor M. Browne moved Councillor C. Adams seconded)	That the recommendations of items 14 and 15 be adopted.
		CARRIED
		RT NO. 35/19 – DATED MARCH 06, 2019 – DMMITTEE MEETINGS HELD 21 FEBRUARY 2019 15/87
RESOLUTION Minute No. 46038		

Councillor M. Browne moved 1. That Broken Hill City Council Report No. Councillor C. Adams seconded 35/19 dated March 6, 2019, be received.

> 2. That the minutes of the Broken Hill Heritage Committee Meeting held 21 February 2019 be received and noted and the Mayor encouraged all Councillors to organise a table for the Heritage Festival Dinner.

> > **CARRIED**

ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 36/19 - DATED MARCH 08, 2019 -MINUTES OF THE FLORA AND FAUNA OF THE BARRIER RANGES COMMUNITY COMMITTEE MEETING HELD 19 FEBRUARY 2019 12/51

Resolved:

1. That Broken Hill City Council Report No. 36/19 dated March 8, 2019, be received.

2.	That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community
	Committee Meeting held February 19, 2019 be received.

3.	That Council write to the Committee Member, referenced in Item 5 of the meeting minutes dated
	19 February 2019 and advise that their membership has been terminated due to continued non-
	attendance.

19 February 2019 and advise that the attendance.	•	<u> </u>
RESOLUTION Minute No. 46039 Councillor M. Browne moved Councillor M. Clark seconded)	CARRIED
QUESTIONS TAKEN ON NOT	ICE FROM PREVIOUS	S COUNCIL MEETING
ITEM 18 - QUESTIONS ON NOTICE NO QUESTIONS TAKEN ON NOTICE AT THE Resolved:		
1. That Questions On Notice No. 2/19 d	ated March 11, 2019, be red	ceived.
RESOLUTION Minute No. 46040 Councillor M. Browne moved Councillor C. Adams seconded))	CARRIED
ITEM 19 - QUESTIONS ON NOTICE NO QUESTIONS TAKEN ON NOTICE AT THE		
Resolved:		
1. That Questions On Notice No. 3/19 d	ated February 22, 2019, be	received.
RESOLUTION Minute No. 46041		

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

CARRIED

Member for Barwon

Councillor T. Kennedy moved Councillor C. Adams seconded

Councillor Kennedy asked whether Council could invite the new Member for Barwon to address a future Council Meeting regarding matters of importance to the City.

The Mayor advised that she was intending to invite the Member for Barwon to address a future Council Meeting.

From Item 11 – Re-establishment of Alcohol Free Zone

The Mayor took a question on notice from Councillor Kennedy as to whether the Norm Fox Oval is included in an Alcohol Free Zone.

From Item 9 – Investment Report for February 2019

The Mayor took a question on notice from Councillor Kennedy (due to it being commercial in-confidence) as to the agreement made with Water2BH for receipt of commercial waste at the Waste Management Facility, and the amount of profit that Council has made.

SUPPLEMENTARY REPORTS

ITEM 20 - BROKEN HILL CITY COUNCIL	REPORT NO.	38/19 - DA	TED MARCH 2	5, 2019 -
PROPOSED GIFTING OF PROPERTY TO	O BROKEN HIL	L CITY CO	UNCIL	

15/103

Resolved:

- 1. That Broken Hill City Council Report No. 38/19 dated March 25, 2019, be received.
- 2. That further to Council Resolution (Minute No. 46014) of the February 2019 Ordinary Council Meeting; the Mayor and General Manager be authorised to sign transfer deeds under Seal of Council, for the gifting of Lots 4 & 5 in DP 943631 from Water NSW to Broken Hill City Council.

RESOLUTIO

Minute No. 46042
Councillor M. Browne moved
Councillor C. Adams seconded
CARRIED

CONFIDENTIAL MATTERS

<u>ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 37/19 - DATED FEBRUARY 25, 2019 - TENDER AWARD T18/8 - HYDRAULIC SERVICES AT BROKEN HILL REGIONAL AIRPORT - CONFIDENTIAL</u>

T18/8

(<u>General Manager's Note</u>: This report considers a tender 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).

RESOLUTION

Minute No. 46043
Councillor T. Kennedy moved
Councillor M. Browne seconded

- 1. That the confidential matter be considered in open session.
- 2. That Broken Hill City Council Report No. 37/19 dated February 25, 2019, be received.

3.	That Council awards the Tender T18/8 to Arthur Robinson Plumbing for a lump sum of \$157,178.60 inc. GST	
4.	That Council enters into a works Contract with Arthur Robinson Plumbing	
	CARRIED	
At the Mayor's request, the General Manager read the r	esolution of the confidential matter.	
There being no further business the Mayor closed the meeting at 8:10 p.m.		

THE FOREGOING MINUTES WERE READ AND CONFIRMED AT THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD ON 17 APRIL 2019.))))
	CHAIRPERSON