
MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
FEBRUARY 24, 2021

Meeting commenced at 6:30p.m.

PRESENT:

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

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

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

APOLOGIES:

Nil.

PRAYER

Councillor Adams delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 46427

Councillor J. Nolan moved
Councillor C. Adams seconded

Resolved

) That the Minutes of the Ordinary Meeting of the
) Council of the City of Broken Hill held December
09, 2020 be confirmed.

CARRIED UNANIMOUSLY

DISCLOSURE OF INTEREST

Nil.

MAYORAL MINUTES

The Mayoral Minute will be considered in the Confidential Section.

NOTICES OF MOTION

ITEM 1 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 1/21 - DATED FEBRUARY 12, 2021 - REPLACEMENT OF DEAD STREET TREES

11/390

Motion

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

1. That Motions of Which Notice has been Given No. 1/21 dated February 12, 2021, be received.
2. That Broken Hill City Council develops a policy to address the dead trees in and around Broken Hill and to save sick and dying trees.
3. That a report be prepared outlining the cost to remove all dead trees and replace them with a species of tree chosen by Council in consultation with the community.
4. That Council consider requesting quotes for the removal of dead trees and that the trees can be used by the contractor for the sale for firewood.

Amendment

Councillor R. Page moved)
Councillor D. Gallagher seconded)

1. That Motions of Which Notice has been Given No. 1/21 dated February 12, 2021, be received.
2. That Broken Hill City Council develops a policy to address the dead trees in and around Broken Hill and to save sick and dying trees.
3. That a report be prepared outlining the cost to remove all dead trees and replace them with a species of tree chosen by Council in consultation with the community.
4. That Council consider requesting quotes for the removal of dead trees and that the trees can be used by the Council for the sale for firewood.

LOST

Councillor Browne foreshadowed a further amendment should Councillor Page's amendment be lost.

FOR: Crs Gallagher and Page

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

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Amendment

- Councillor M. Browne moved)
Councillor C. Adams seconded)
1. That Motions of Which Notice has been Given No. 1/21 dated February 12, 2021, be received.
 2. That Council defer further consideration of this matter pending presentation of Council's Tree Management Plan to the next Council Meeting.

CARRIED

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

AGAINST: Crs Algate, Gallagher, Kennedy and Page

RESOLUTION

Minute No. 46428

- Councillor M. Browne moved)
Councillor c. Adams seconded)
- Resolved**
1. That Motions of Which Notice has been Given No. 1/21 dated February 12, 2021, be received.
 2. That Council defer further consideration of this matter pending presentation of Council's Tree Management Plan to the next Council Meeting.

CARRIED

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

AGAINST: Crs Algate, Gallagher, Kennedy and Page

ITEM 2 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 2/21 - DATED FEBRUARY 12, 2021 - WATER RESTRICTIONS

11/501

Councillor Kennedy accepted an addendum to the motion (moved as an amendment by Councillor Page), to include sending correspondence to the Federal Minister for Local Government.

RESOLUTION

Minute No. 46429

- Councillor T. Kennedy moved)
Councillor B. Algate seconded)
- Resolved**
1. That Motions of Which Notice has been Given No. 2/21 dated February 12, 2021, be received.
 2. That Broken Hill City Council sends correspondence to Essential Water, the Federal Minister for Local Government, the Local Member Roy Butler and the appropriate Minister asking why Broken Hill is on water restrictions.

CARRIED UNANIMOUSLY

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ITEM 3 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 3/21 - DATED FEBRUARY 12, 2021 - COMPANION ANIMALS

19/160

Motion

Councillor T. Kennedy moved)

Councillor B. Algate seconded)

1. That Motions of Which Notice has been Given No. 3/21 dated February 12, 2021, be received.
2. That Broken Hill City Council prepares a report about roaming dogs detailing attacks, unregistered animals, operating hours and complaints.
3. That the report includes Broken Hill City Council's obligations under the Companion Animals Act to address stray cats and dogs.
4. That Broken Hill City Council develop a policy to ensure that all off leash dog areas are well maintained and include adequate facilities to ensure a safe and pleasant experience for users.
5. That Broken Hill City Council provide Councillors with the opportunity to develop a policy that ensure Council operates 24 hours when dealing with roaming dogs.

Amendment

Councillor B. Licul moved)

Councillor M. Browne seconded)

1. That Motions of Which Notice has been Given No. 3/21 dated February 12, 2021, be received.
2. That Council prepares a report regarding roaming cats and dogs, unregistered animals, operating hours and complaints.
3. That Council continue to make available and advertise the after-hours phone number of the Ranger.
4. That Council continues to promote responsible pet ownership and the use of Council's off-leash dog areas as safe and accessible places.

CARRIED

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

AGAINST: Crs Algate, Kennedy and Page

The amendment becomes the motion.

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Motion

Councillor B. Licul moved
Councillor M. Browne seconded

)
)

1. That Motions of Which Notice has been Given No. 3/21 dated February 12, 2021, be received.
2. That Council prepares a report regarding roaming cats and dogs, unregistered animals, operating hours and complaints.
3. That Council continue to make available and advertise the after -hours phone number of the Ranger.
4. That Council continues to promote responsible pet ownership and the use of Council's off-leash dog areas as safe and accessible places.

Amendment

Councillor T. Kennedy moved
Councillor B. Algate seconded

)
)

1. That Motions of Which Notice has been Given No. 3/21 dated February 12, 2021, be received.
2. That Council prepares a report regarding roaming cats and dogs, unregistered animals, operating hours and complaints.
3. That Council continue to make available and advertise the after-hours phone number of the Ranger.
4. That Council continues to promote responsible pet ownership and the use of Council's off-leash dog areas as safe and accessible places.
5. That the report to Council also includes costs associated with Council Meeting all obligations under the Companion Animals Act including providing after hours services so people can take seized cats and dogs to Council's Animal Shelter or an authorized facility.

WITHDRAWN

The amendment was withdrawn as the mover of the motion accepted Councillor Kennedy's amendment as part of the motion.

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RESOLUTION

Minute No. 46430

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

Resolved

1. That Motions of Which Notice has been Given No. 3/21 dated February 12, 2021, be received.
2. That Council prepares a report regarding roaming cats and dogs, unregistered animals, operating hours and complaints.
3. That Council continue to make available and advertise the after-hours phone number of the Ranger.
4. That Council continues to promote responsible pet ownership and the use of Council's off-leash dog areas as safe and accessible places.
5. That the report to Council also includes costs associated with Council Meeting all obligations under the Companion Animals Act including providing after hours services so people can take seized cats and dogs to Council's Animal Shelter or an authorized facility.

CARRIED UNANIMOUSLY

ITEM 4 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 4/21 - DATED FEBRUARY 12, 2021 - MULGA CREEK WETLANDS

20/422

Motion

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

1. That Motions of Which Notice has been Given No. 4/21 dated February 12, 2021, be received.
2. That Broken Hill City Council prepares a report about the Mulga Creek Wetlands to explain why Broken Hill City Council has not met its obligations or the aims of the wetlands to:
 - a) improve the quality of stormwater runoff by removing pollutants from the water;
 - b) Promote environmental education and research with cooperative partnerships;
 - c) Capture and store stormwater to further improve water quality and to allow residual water to be used for irrigation; and

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- d) Provide a public open space to be enjoyed and to enhance public amenity.

Amendment

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

1. That Motions of Which Notice has been Given No. 4/21 dated February 12, 2021, be received.
2. That a report be prepared detailing the progress of the works already undertaken and planned to be undertaken to maintain the wetlands and mitigate the possibility of future flooding in the local area.
3. That the Mulga Creek Wetlands be included in Council's Memorandum of Understanding to be developed with Landcare Broken Hill.

CARRIED

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

AGAINST: Crs Algate, Gallagher, Kennedy and Page

The amendment becomes the motion.

RESOLUTION

Minute No. 46431

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

Resolved

1. That Motions of Which Notice has been Given No. 4/21 dated February 12, 2021, be received.
2. That a report be prepared detailing the progress of the works already undertaken and planned to be undertaken to maintain the wetlands and mitigate the possibility of future flooding in the local area.
3. That the Mulga Creek Wetlands be included in Council's Memorandum of Understanding to be developed with Landcare Broken Hill.

CARRIED

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

AGAINST: Crs Algate, Gallagher, Kennedy and Page

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ITEM 5 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 5/21 - DATED FEBRUARY 12, 2021 - DISABLED PARKING SPACE ADJACENT TO THE SILVER CITY CINEMA

11/397

Motion

Councillor T. Kennedy moved
Councillor B. Algate seconded

)
)

1. That Motions of Which Notice has been Given No. 5/21 dated February 12, 2021, be received.
2. That Broken Hill City Council immediately start the process to install disabled parking or a drop-off zone at the front of the Silver City Cinema.
3. That Council waive the parking fine that was issued to the owner of the Silver City Cinema, Mr John Wren.
4. That Council apologise for its heavy-handed approach.

Amendment

Councillor C. Adams moved
Councillor M. Clark seconded

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)

1. That Motions of Which Notice has been Given No. 5/21 dated February 12, 2021, be received.
2. That Broken Hill City Council immediately start the process to install disabled parking or a drop-off zone at the front of the Silver City Cinema.

CARRIED

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

AGAINST: Crs Algate, Kennedy and Page

The amendment becomes the motion.

RESOLUTION

Minute No. 46432

Councillor C. Adams moved
Councillor M. Clark seconded

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)

Resolved

1. That Motions of Which Notice has been Given No. 5/21 dated February 12, 2021, be received.
2. That Broken Hill City Council immediately start the process to install disabled parking or a drop-off zone at the front of the Silver City Cinema.

CARRIED

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

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

REPORTS

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 1/21 - DATED FEBRUARY 16, 2021 -
CORRESPONDENCE REPORT - NSW TRAINLINK COACH SERVICES BETWEEN BROKEN HILL
AND ADELAIDE AND BETWEEN BROKEN HILL AND MILDURA** 11/161

RESOLUTION

Minute No. 46433

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

Resolved

1. That Broken Hill City Council Report No. 1/21 dated February 16, 2021, be received.
2. That Council note correspondence from the Minister for Regional Transport and Roads dated 9 February 2021 in reply to the Mayor's correspondence of 14 December 2020.
3. That Council makes further representations to the Minister for Regional Transport and Roads and Transport for NSW prior to 30 June 2021, advocating for both Trainlink coach services to remain operational permanently.

CARRIED UNANIMOUSLY

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 2/21 - DATED FEBRUARY 02, 2021 -
COUNCILLOR ATTENDANCE AND CALL FOR MOTIONS TO THE MURRAY DARLING
ASSOCIATION NATIONAL CONFERENCE AND AGM, WENTWORTH 16-19 MAY 2021** 11/364

RESOLUTION

Minute No. 46434

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

Resolved

1. That Broken Hill City Council Report No. 2/21 dated February 2, 2021, be received.
2. That Council's Delegates to the Murray Darling Association National Conference to be held in Wentworth on 16-19 May 2021 be Mayor Turley and Councillors Browne, Kennedy, Page and Clark (Councillors to

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confirm availability with the General Manager's Office for travel/videoconference arrangements to be made).

3. That Council notes that motions to the conference require a letter of support from the hosting Council and must also include a resolution from the Murray Darling Association (MDA) Region 4 Meeting to be held via videoconference on 2 March 2021, prior to submission to the Conference Board by 12 April 2021.
4. That Councillors forward motions to the Acting General Manager prior to the Murray Darling Association Region 4 Meeting to be held on 2 March 2021.

CARRIED UNANIMOUSLY

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 3/21 - DATED DECEMBER 11, 2020 - 2021
NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - CALL FOR MOTIONS** 11/304

RESOLUTION

Minute No. 46435

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

Resolved

1. That Broken Hill City Council Report No. 3/21 dated December 11, 2020, be received.
2. That Council submits the following motions to the 2021 National General Assembly of Local Government by March 26, 2021 along with a copy of the supporting Council resolution.
 - a) Museum Strategy for NSW:
That the Federal Government provides funding to the State Governments for the development of Museum Strategies for NSW with sufficient resources to ensure cultural heritage led vibrancy, collection care and local storytelling initiatives are supported, developed and maintained for communities throughout the State.
 - b) Restoration and Remediation of Local Cemeteries:
That the Federal Government provides funding to State Governments to financially support local councils in the restoration and remediation of local cemeteries that have been severely damaged from climatic conditions and drought.
 - c) Support for Local Organisations that depend on Volunteering:
That the Federal Government provides support to the State Local Government Departments to establish a Local

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Government Volunteer Strategy that can support requests for government funding assistance to regional and rural communities in their efforts to encourage greater volunteer labour participation through offsetting the costs incurred by local organisations who provide those volunteer services.

- d) Transmission Grid Upgrade:
That the Federal Government investigate and prepare a public report into the need for the urgent approval and development of new long distance, multi-gigawatt transmission lines and a redesigned grid to cope with the rapid expansion of renewable energy sources feeding into it. The approval process for new transmission lines can average a decade and severely lags behind solar and wind developments which may take one to two years to be finalised. Such development is essential for Australia to reach its zero emission targets by 2050 and to significantly lower energy costs for Australian households and industry.
- e) Electric Vehicle Charging Bays:
That the Federal Government ensures an adequate provision of charging points for electric vehicles in regional areas including Broken Hill in order that regional areas are not deprived of the opportunity to purchase vehicles and also to ensure that people living in metropolitan areas can travel to regional and remote areas. Once the use of electric vehicles gains momentum, regional Australia should not miss out on tourism due to not having adequate charging bays.

CARRIED UNANIMOUSLY

ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 4/21 - DATED FEBRUARY 08, 2021 - 2020-2022 DELIVERY PROGRAM KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 31 DECEMBER 2020, INCLUSIVE OF OPERATIONAL PLAN 2020/2021
OUTCOMES 16/165

Motion

- | | | |
|------------------------------|---|--|
| Councillor M. Browne moved |) | 1. That Broken Hill City Council Report No. 4/21 |
| Councillor B. Licul seconded |) | dated February 8, 2021, be received. |
| | | 2. That Council adopt the 2020-2022 Delivery |
| | | Program Key Performance Indicators |

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Progress Report for period ending 31
December 2020, inclusive of Operational
Plan 2020/2021 outcomes.

Amendment

Councillor T. Kennedy moved)
Councillor R. Page seconded)

1. That Broken Hill City Council Report No. 4/21 dated February 8, 2021, be received.
2. That Council adopt the 2020-2022 Delivery Program Key Performance Indicators Progress Report for period ending 31 December 2020, inclusive of Operational Plan 2020/2021 outcomes.
3. That a report be prepared for Council regarding the backlog of Construction Certificates and the impact that this has had on Council and the community.

WITHDRAWN

The amendment was accepted by the mover of the motion as an addendum to the motion.

RESOLUTION

Minute No. 46436

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

Resolved

1. That Broken Hill City Council Report No. 4/21 dated February 8, 2021, be received.
2. That Council adopt the 2020-2022 Delivery Program Key Performance Indicators Progress Report for period ending 31 December 2020, inclusive of Operational Plan 2020/2021 outcomes.
3. That a report be prepared for Council regarding the backlog of Construction Certificates and the impact that this has had on Council and the community.

CARRIED UNANIMOUSLY

ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 5/21 - DATED FEBRUARY 08, 2021 - 2017-2021 DISABILITY INCLUSION ACTION PLAN KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 31 DECEMBER 2020

16/82

RESOLUTION

Minute No. 46437

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

Resolved

1. That Broken Hill City Council Report No. 5/21 dated February 8, 2021, be received.
2. That Council adopt the 2017-2021 Disability Inclusion Action Plan – Key Performance Indicators Progress Report for the reporting period ending 31 December 2020.

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CARRIED UNANIMOUSLY

ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 6/21 - DATED NOVEMBER 13, 2020 -
ADOPTION OF DRAFT QUEEN ELIZABETH PARK PLAN OF MANAGEMENT 20/103

RESOLUTION

Minute No. 46438

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

Resolved

1. That Broken Hill City Council Report No. 6/21 dated November 13, 2020, be received.
2. That Council notes that Ministerial approval was granted on 30 October 2020 and the Draft Plan of Management Queen Elizabeth Park was publicly exhibited for a period of 44 days, in accordance with the *Local Government Act 1993*.
3. That Council adopts the Draft Plan of Management Queen Elizabeth Park as a Plan of Council.

CARRIED UNANIMOUSLY

ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 7/21 - DATED FEBRUARY 16, 2021 -
ADOPTION OF DRAFT RENEWABLE ENERGY ACTION PLAN 18/186

RESOLUTION

Minute No. 46439

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

Resolved

1. That Broken Hill City Council Report No. 7/21 dated February 16, 2021, be received.
2. That Council adopts the draft Renewable Energy Action Plan as a Plan of Council.
3. That Council commits \$50,000 to establish size requirements and shortlist locations for stage 1 of works as per the Renewable Energy Action Plan.
4. That stage 2 and 3 works are factored into the 2021/2022 budget discussions.

CARRIED

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

AGAINST: Crs Algate, Kennedy and Page

ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 8/21 - DATED FEBRUARY 11, 2021 -
ADOPTION OF DRAFT CODE OF PRACTICE CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM
PROGRAMME POLICY 12/14

RESOLUTION

Minute No. 46440

Councillor D. Gallagher moved)
Councillor B. Licul seconded)

Resolved

1. That Broken Hill City Council Report No. 8/21 dated February 11, 2021, be received.

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2. That Council adopts the Draft Code of Practice Closed Circuit Television (CCTV) Programme Policy as a policy of Council and notes that it supersedes the previous policy adopted in 2019.

CARRIED UNANIMOUSLY

ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 9/21 - DATED FEBRUARY 16, 2021 -
ADOPTION OF DRAFT HERITAGE STRATEGY 2020-2023 11/469

RESOLUTION

Minute No. 46441

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

Resolved

1. That Broken Hill City Council Report No. 9/21 dated February 16, 2021, be received.
2. That Council adopts the draft Heritage Strategy 2020 – 2023 as a Strategy of Council.

CARRIED

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

AGAINST: Cr Kennedy

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 10/21 - DATED FEBRUARY 05, 2021 -
ADOPTION OF DRAFT AGENCY INFORMATION GUIDE 11/118

RESOLUTION

Minute No. 46442

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

Resolved

1. That Broken Hill City Council Report No. 10/21 dated February 5, 2021, be received.
2. That Council adopt the Draft Agency Information Guide.
3. That the current Agency Information Guide be removed from Council's website and replaced with the revised Agency Information Guide.

CARRIED UNANIMOUSLY

ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 11/21 - DATED FEBRUARY 11, 2021 -
DRAFT CORPORATE CREDIT CARD POLICY 12/14

Motion

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

1. That Broken Hill City Council Report No. 11/21 dated February 11, 2021, be received.
2. That Council endorses the draft Corporate Credit Card Policy for the purpose of public exhibition.

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3. That Council publicly exhibits the draft corporate Credit Card Policy and accepts submissions from the public for a period of 28 days.
4. That 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 Corporate Credit Card Policy.

Amendment

Councillor B. Algate moved
Councillor T. Kennedy seconded

)
)

1. That Broken Hill City Council Report No. 11/21 dated February 11, 2021, be received.
2. That Council endorses the draft Corporate Credit Card Policy for the purpose of public exhibition.
3. That Council publicly exhibits the draft corporate Credit Card Policy and accepts submissions from the public for a period of 28 days.
4. That 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 Corporate Credit Card Policy
5. That the policy be amended to reduce the \$10,000.00 credit card limit to \$4,000.00.

WITHDRAWN

The original motion was put.

Motion

Councillor D. Gallagher moved
Councillor M. Browne seconded

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)

1. That Broken Hill City Council Report No. 11/21 dated February 11, 2021, be received.
2. That Council endorses the draft Corporate Credit Card Policy for the purpose of public exhibition.
3. That Council publicly exhibits the draft corporate Credit Card Policy and accepts submissions from the public for a period of 28 days.
4. That 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 Corporate Credit Card Policy.

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Amendment

Councillor T. Kennedy moved
Councillor B. Algate seconded

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)
1. That Broken Hill City Council Report No. 11/21 dated February 11, 2021, be received.
 2. That Council endorses the draft Corporate Credit Card Policy for the purpose of public exhibition.
 3. That Council publicly exhibits the draft corporate Credit Card Policy and accepts submissions from the public for a period of 28 days.
 4. That 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 Corporate Credit Card Policy.
 5. That a report be presented to Council regarding the need for the \$10,000.00 credit card and a quarterly report also be presented to Council on the expenditure of the \$10,000.00 credit card.

CARRIED UNANIMOUSLY

The amendment becomes the motion.

RESOLUTION

Minute No. 46443

Councillor T. Kennedy moved
Councillor B. Algate seconded

Resolved

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)
1. That Broken Hill City Council Report No. 11/21 dated February 11, 2021, be received.
 2. That Council endorses the draft Corporate Credit Card Policy for the purpose of public exhibition.
 3. That Council publicly exhibits the draft corporate Credit Card Policy and accepts submissions from the public for a period of 28 days.
 4. That 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 Corporate Credit Card Policy.
 5. That a report be presented to Council regarding the need for the \$10,000.00 credit card and a quarterly report also be presented

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to Council on the expenditure of the
\$10,000.00 credit card.

CARRIED UNANIMOUSLY

**ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 12/21 - DATED FEBRUARY 12, 2021 -
QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDED DECEMBER 2020** 12/160

RESOLUTION

Minute No. 46444

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

Resolved

1. That Broken Hill City Council Report No. 12/21 dated February 12, 2021, be received.
2. That the 2nd Quarterly Budget Review Statement and recommendations be adopted.
3. That Council note the projected 2020/21 operating deficit (before capital) of \$2,358,000.
4. That Council note the 2020/21 projected capital budget expenditure of \$47,897,000.
5. That Council note the revised Long-Term Financial Plan 2021-2030

CARRIED

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

AGAINST: Cr Kennedy

As the time had reached 9:00pm (Council's Code of Meeting Practice Policy clause 18.2 states if the business of the meeting is unfinished at 9:00pm, the Council or Committee may, by resolution, extend the time of the meeting.) The Mayor called for a motion from the floor as to whether the meeting continue or be adjourned for the remaining items to be dealt with at the next Ordinary Meeting or to a date and time to be decided.

RESOLUTION

Minute No. 46445

Councillor R. Page moved)
Councillor B. Algate seconded)

Resolved

- That standing orders be suspended and the meeting continues until its completion.

CARRIED UNANIMOUSLY

The Mayor noted Councillor Algate's request to be excused from the meeting at approximately 9:20p.m.

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**ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 13/21 - DATED FEBRUARY 11, 2021 -
PROPOSED BORROWINGS - WASTE FLEET RENEWAL**

16/165

Motion

- | | | |
|----------------------------------|---|---|
| Councillor B. Licul moved |) | 1. That Broken Hill City Council Report No. |
| Councillor D. Gallagher seconded |) | 13/21 dated February 11, 2021, be received. |
| | | 2. That Council approve borrowings of \$2,000,000 for the renewal of Councils Waste fleet. |
| | | 3. That Council seek three quotes for loan finance as per Council's adopted Loan Borrowing Policy. |
| | | 4. That Council authorise the Mayor and General Manager to sign any associated loan documents and apply the Common Seal of Council. |

Amendment

- | | | |
|-----------------------------|---|---|
| Councillor T. Kennedy moved |) | 1. That Broken Hill City Council Report No. |
| Councillor R. Page seconded |) | 13/21 dated February 11, 2021, be received. |
| | | 2. That a report be presented to the March 2021 Council Meeting advising all expenditure and revenue for the Waste Management Facility operations, including the weigh bridge charges and fees over the past 3 years. |

LOST

FOR: Crs Algate, Kennedy and Page

AGAINST: Crs Adams, Browne, Clark, Gallagher, Licul, Nolan and Turley

The original motion was put.

RESOLUTION

Minute No. 46446

- | | | |
|----------------------------------|---|--|
| Councillor B. Licul moved |) | 1. That Broken Hill City Council Report No. |
| Councillor D. Gallagher seconded |) | 13/21 dated February 11, 2021, be received. |
| | | 2. That Council approve borrowings of \$2,000,000 for the renewal of Councils Waste fleet. |
| | | 3. That Council seek three quotes for loan finance as per Council's adopted Loan Borrowing Policy. |

Resolved

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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4. That Council authorise the Mayor and General Manager to sign any associated loan documents and apply the Common Seal of Council.

CARRIED

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

AGAINST: Crs Algate, Kennedy and Page

ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 14/21 - DATED JANUARY 11, 2021 - INVESTMENT REPORT FOR DECEMBER 2020

17/82

RESOLUTION

Resolved

Minute No. 46447

Councillor B. Licul moved)

Councillor J. Nolan seconded)

1. That Broken Hill City Council Report No. 14/21 dated January 11, 2021, be received.

CARRIED UNANIMOUSLY

ITEM 20 - BROKEN HILL CITY COUNCIL REPORT NO. 15/21 - DATED FEBRUARY 11, 2021 - INVESTMENT REPORT FOR JANUARY 2021

17/82

RESOLUTION

Resolved

Minute No. 46448

Councillor J. Nolan moved)

Councillor M. Clark seconded)

1. That Broken Hill City Council Report No. 15/21 dated February 11, 2021, be received.

CARRIED UNANIMOUSLY

Councillor Algate left the meeting at this point in the meeting proceedings (9:17p.m.).

ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 16/21 - DATED FEBRUARY 03, 2021 - INVESTMENT STRATEGY AND PORTFOLIO REVIEW FOR 2020/21 FYTD

17/82

RESOLUTION

Resolved

Minute No. 46449

Councillor M. Clark moved)

Councillor B. Licul seconded)

1. That Broken Hill City Council Report No. 16/21 dated February 3, 2021, be received.

CARRIED

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

AGAINST: Cr Kennedy

ABSENT: Cr Algate

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**ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 17/21 - DATED OCTOBER 23, 2020 -
DISPOSAL OF SURPLUS EQUIPMENT**

20/473

RESOLUTION

Minute No. 46450

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

Resolved

1. That Broken Hill City Council Report No. 17/21 dated October 23, 2020, be received.
2. That Council approve the sale of items as listed in the below report.
3. That the General Manager be authorised to set reserve prices where required.
4. That General Manager be authorised to add additional items to Auction if required.
5. That the General Manager be authorised to negotiate the sale of items post auction.
6. That the General Manger be authorised to donate or dispose of any unsold items post auction.

CARRIED UNANIMOUSLY

**ITEM 23 - BROKEN HILL CITY COUNCIL REPORT NO. 18/21 - DATED FEBRUARY 12, 2021 -
VOLUNTEER HERITAGE WALK TOUR DONATIONS**

11/154

RESOLUTION

Minute No. 46451

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

Resolved

1. That Broken Hill City Council Report No. 18/21 dated February 12, 2021, be received.
2. That Council approves the donation of surplus funds of \$8,000.00 held in Council's Heritage Walk Tour Fund on behalf of the volunteers (donations collected by the Heritage Walk Tour volunteers), to the following local charities:
 - a) \$2,000.00 donation to the Far West Local Health Service Palliative Care Unit
 - b) \$2,000.00 donation to Silverlea Early Childhood Services
 - c) \$2,000.00 donation to the Bishop Fox Memorial Meal Centre (St Vincent de Paul)
 - d) \$2,000.00 donation to the RSPCA Broken Hill
3. That the Heritage Walk Tour volunteers be congratulated for their efforts in raising funds through walk tour operations for the abovementioned Broken Hill charitable organisations.

CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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Councillor Page highlighted the Deputy Mayor's work with the Broken Hill Heritage Committee and thanked her for her efforts in the promotion of Broken Hill's heritage.

ITEM 24 - BROKEN HILL CITY COUNCIL REPORT NO. 19/21 - DATED FEBRUARY 09, 2021 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO 409 HELD MONDAY, 14 DECEMBER 2020 AND MEETING NO 410 HELD TUESDAY, 2 FEBRUARY 2021 11/397

RESOLUTION

Minute No. 46452

Councillor M. Browne moved
Councillor C. Adams seconded

Resolved

1. That Broken Hill City Council Report No. 19/21 dated February 9, 2021, be received.
2. That the minutes of the Local Traffic Committee Meeting No. 409 held Monday, 14 December 2020 be received.
3. That the minutes of the Local Traffic Committee Meeting No. 410 held Tuesday, 2 February 2021 be received.
4. That Item Number 409.6.1 – No stopping/parking sign Blende Street near Con Crowley Village; that a no stopping zone to be installed to the west of the driveway on Blende Street for a 10m zone.
5. That Item Number 409.6.2 – Broken Hill Regional Art Gallery Car Park; that 6 'BHCC Staff Only' parking to remain the same, 8 'Art Gallery Patrons Only' parking to be installed alongside 'BHCC staff parking with 2-hour time restrictions.
6. That Item Number 407.8.1 – Busy Kids – Request for School Zone; that 4 'Child Zone' signs to be installed and the 7 car parking spaces adjacent to Busy Kids in Bagot Street be changed to 15-minute parking.

CARRIED UNANIMOUSLY

ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 20/21 - DATED FEBRUARY 09, 2021 - ACTION LIST REPORT 11/21

RESOLUTION

Minute No. 46453

Councillor C. Adams moved
Councillor B. Licul seconded

Resolved

1. That Broken Hill City Council Report No. 20/21 dated February 9, 2021, be received.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

**ITEM 26 - BROKEN HILL CITY COUNCIL REPORT NO. 21/21 - DATED FEBRUARY 08, 2021 -
S355 ANNUAL AND FINANCIAL REPORTS 2019/2020**

16/94

Recommendation

1. That Broken Hill City Council Report No. 21/21 dated February 8, 2021, be received.
2. That the 2019/2020 Alma Oval Community Committee Annual and Financial Reports be received and noted.
3. That the 2019/2020 BIU Band Hall Community Committee Annual and Financial Reports be received and noted.
4. That the 2019/2020 Friends of the Flora and Fauna of the Barrier Ranges Community Committee Annual Report be received and noted.
5. That the 2019/2020 Memorial Oval Community Committee Annual and Financial Reports be received and noted.
6. That the 2019/2020 Norm Fox Sporting Complex Community Committee Annual and Financial Reports be received and noted.
7. That the 2019/2020 Riddiford Arboretum Community Committee Annual Report be received and noted.
8. That the 2019/2020 Community Strategic Round Table Committee Annual Report be received and noted.
9. That the 2019/2020 Broken Hill Regional Art Gallery Advisory Committee Annual Report be received and noted.
10. That the 2019/2020 Broken Hill Heritage Committee Annual Report be received and noted.

**ITEM 27 - BROKEN HILL CITY COUNCIL REPORT NO. 22/21 - DATED FEBRUARY 02, 2021 -
MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 6 OCTOBER
2020**

12/52

Recommendation

1. That Broken Hill City Council Report No. 22/21 dated February 2, 2021, be received.
2. That minutes of the Memorial Oval Community Committee Meeting held 6 October 2020 be received.

**ITEM 28 - BROKEN HILL CITY COUNCIL REPORT NO. 23/21 - DATED FEBRUARY 03, 2021 -
MINUTES OF THE BROKEN HILL HERITAGE COMMITTEE MEETING HELD 18 JANUARY 2021**

15/87

Recommendation

1. That Broken Hill City Council Report No. 23/21 dated February 3, 2021, be received.
2. That minutes of the Broken Hill Heritage Committee Meeting held 18 January 2021 be received and noted.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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RESOLUTION

Minute No. 46454

Councillor J. Nolan moved
Councillor C. Adams seconded

)

)

Resolved

1. That the recommendations of items 26 to 28 be adopted.

CARRIED UNANIMOUSLY

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

ITEM 29 - QUESTIONS ON NOTICE NO. 1/21 - DATED DECEMBER 11, 2020 - COUNCILLOR QUESTIONS TAKEN ON NOTICE AT THE DECEMBER 2020 ORDINARY COUNCIL MEETING

12/160

RESOLUTION

Minute No. 46455

Councillor J. Nolan moved
Councillor M. Clark seconded

)

)

Resolved

1. That Questions On Notice No. 1/21 dated December 11, 2020, be received.

CARRIED UNANIMOUSLY

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

From Item 17 (Quarterly Budget Review) - Library, Archives and Cultural Precinct Survey

Councillor Page requested that the survey results of the Library, Archives and Cultural Precinct be circulated to Councillors.

From Item 18 (Proposed Borrowings for Waste Fleet Renewal) - Waste Management Facility

Councillor Page requested information regarding the costs involved in Council accepting waste (soil), at the Waste Management Facility, that was associated with the construction of the Wentworth to Broken Hill pipeline.

From Item 24 (Traffic Committee Minutes) – School Bus Zone – Broken Hill Public School (Central)

Councillor Kennedy referred to the school bus zone at the Broken Hill Public School and asked if an explanation could be sought from the Committee as to why this school bus zone is only in force on a Friday afternoon from 12:00noon to 3:00pm and not all school days.

From Item 3 (Companion Animals) – Cat Desexing Program

The Mayor asked when the Cat Desexing Program will commence.

Civic Centre Online Ticket Bookings

Councillor Kennedy advised that he has been approached by residents who have had trouble with Council's online ticket bookings for attendance at events at the Civic Centre and asked that this be investigated.

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Broken Hill Correctional Services Street Beautification Program

Councillor Licul asked if Council could investigate whether the Broken Hill Correction Services will be conducting their street beautification program this year.

RESOLUTION

Minute No. 46456

Councillor M. Clark moved
Councillor R. Page seconded

Resolved

) That the meeting be closed to the public in
) accordance with Section 10A(2) of the *Local
Government Act 1993* whilst the confidential
matters are considered.

CARRIED UNANIMOUSLY

Members of the media and staff (with the exception of the Acting General Manager) left the Council Chambers at 9:25p.m.

CONFIDENTIAL MATTERS

**ITEM 30 - MAYORAL MINUTE NO. 1/21 - DATED FEBRUARY 09, 2021 - CODE OF CONDUCT
MATTER CC20/8 - CONFIDENTIAL**

CC20/8

(General Manager's Note: This report considers a Code of Conduct matter and is deemed confidential under Section 10A(2) (i) of the Local Government Act, 1993 which contains information regarding alleged contraventions of any Code of Conduct requirements applicable under section 440).

RESOLUTION

Minute No. 46457

Councillor D. Turley moved
Councillor C. Adams seconded

Resolved

-) 1. That Mayoral Minute No. 1/21 dated February
) 9, 2021, be received.
2. That in accordance with clause 6.13(a) of the Procedures, no action is taken on the grounds that the employee is no longer a council official and is therefore not bound by a contract of employment with Council.
3. That Council note the apology offered in writing to the Mayor & Councillors.

CARRIED

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

AGAINST: Cr Kennedy

ABSENT: Cr Algate

Staff returned to the Council Chambers at 9:50p.m.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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**ITEM 31 - BROKEN HILL CITY COUNCIL REPORT NO. 24/21 - DATED FEBRUARY 17, 2021 -
JUBILEE OVAL REDEVELOPMENT - CONFIDENTIAL**

20/476

(General Manager's Note: This report considers Jubilee Oval Redevelopment and is deemed confidential under Section 10A(2) (a) (f) (g) (i) 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 affecting the security of the Council, Councillors, Council staff or Council property; AND which contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege; AND which contains information regarding alleged contraventions of any Code of Conduct requirements applicable under section 440).

RESOLUTION

Minute No. 46458

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

Resolved

1. That Broken Hill City Council Report No. 24/21 dated February 17, 2021, be received.
2. That Council waive the Development Contribution Fee for AFL Broken Hill's Jubilee Oval Redevelopment Project to the amount detailed in the report.
3. That Council provides financial assistance to AFL Broken Hill (on a cost recovery basis in accordance with Council's Procurement Policy) for the remaining costs of the estimated rectification works, to an additional value as detailed in the report.
4. That subject to insurance approval, Council reimburse the Development Contribution Fund the cost of the waived Development Contribution Fee.

CARRIED UNANIMOUSLY

**ITEM 32 - BROKEN HILL CITY COUNCIL REPORT NO. 25/21 - DATED FEBRUARY 16, 2021 -
EXPRESSIONS OF INTEREST - SOCIAL AND AFFORDABLE HOUSING PROPOSAL - 331
MURTON STREET - CONFIDENTIAL**

T14/1

(General Manager's Note: This report considers Sale of Land at 331 Murton Street 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. 46459

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

Resolved

1. That Broken Hill City Council Report No. 25/21 dated February 16, 2021, be received.
2. That Council does not accept the Expression of Interest proposal submitted during the Expression of Interest process.
3. That the General Manager be authorised to negotiate with the prior interested party within the terms outlined in the report.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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4. That subject to the outcome of recommendation 3, the Mayor and General Manager be authorised to sign and apply the Common Seal of Council to contract documents to allow the sale to be executed.

CARRIED UNANIMOUSLY

ITEM 33 - BROKEN HILL CITY COUNCIL REPORT NO. 26/21 - DATED FEBRUARY 09, 2021 - T20/5 - BROKEN HILL AIRPORT REPLACEMENT OF AGL LIGHTING CONSTRUCTION WORKS - CONFIDENTIAL T20/5

(General Manager's Note: This report considers T20/5 - BROKEN HILL AIRPORT REPLACEMENT OF AERONAUTICAL GROUND LIGHTING CONSTRUCTION WORKS and is deemed confidential under Section 10A(2) (c) (d) 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; AND 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).

RESOLUTION

Minute No. 46460

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

Resolved

1. That Broken Hill City Council Report No. 26/21 dated February 9, 2021, be received.
2. That Council award tender T20/5 for the Airport Replacement of Aeronautical Ground Lighting Construction works to ADB Safegate Australia Pty Ltd for the tendered amount of \$1,882,775.57 (including GST).

CARRIED UNANIMOUSLY

ITEM 34 - BROKEN HILL CITY COUNCIL REPORT NO. 27/21 - DATED JANUARY 19, 2021 - LICENCE OF STURT PARK (CROWN RESERVE 1003026) TO MEGAN CUMMING - CONFIDENTIAL 11/445

(General Manager's Note: This report considers a licence agreement 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. 46461

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

Resolved

1. That Broken Hill City Council Report No. 27/21 dated January 19, 2021, be received.
2. That Broken Hill City Council issue a 12 month non-exclusive licence to Megan Cumming, for use of Reserve 1003026 (Sturt Park) with the purpose of 'sporting and organised recreational activities'.
3. That the annual rent be the minimum Crown Lands rental, currently \$505 per annum.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
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4. That the Mayor and General Manager be authorised to sign and execute any documents relating to the licence under the Common Seal of Council.

CARRIED UNANIMOUSLY

RESOLUTION

Minute No. 46462

Councillor D. Gallagher moved

Councillor C. Adams seconded

)

)

Resolved

That the meeting resume in open session.

CARRIED UNANIMOUSLY

Members of the media returned to the Council Chambers at 9:54p.m.

At the Mayor's invitation, the Acting General Manager read the resolutions of the matters considered in closed session.

There being no further business the Mayor closed the meeting at 9:58p.m.

THE FOREGOING MINUTES WERE READ
AND CONFIRMED AT THE ORDINARY
MEETING OF THE BROKEN HILL CITY
COUNCIL HELD ON 31 MARCH 2021.

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CHAIRPERSON