
MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

Meeting commenced at 6:30pm via videoconference.

Due to the spread of the Delta variant of the COVID-19 virus into Far West NSW and the government's Stay at Home Public Health Order for the State of NSW, the meeting was closed to the public and media. The meeting was held via videoconference.

REQUESTS FROM COUNCILLORS TO ATTEND VIA AUDIO-VISUAL LINK

Due to the current Stay at Home Public Health Order for the State of NSW, the Mayor advised that she exercised her powers under Section 226 of the *Local Government Act 1993* to suspend the Code of Meeting Practice procedures (adopted by Council at the April 2021 Council Meeting) while the restrictions under the Public Health Order are in force to allow all Councillors to participate in this meeting by audio-visual link without the need to submit a request 5 days prior to the Council Meeting and without prior approval of the Council. Section 226 confers on Mayors the power to exercise, in cases of necessity, the policy-making functions of the governing body of the Council between meetings of the Council.

PRESENT:

Councillor D. Turley (Mayor) Councillor C. Adams (Deputy Mayor)
Councillors B. Algate, 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 (nil), 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. 46612

Councillor M Clark moved)
Councillor J Nolan seconded)

Resolved

That the Minutes of the Ordinary Meeting of the
Council of the City of Broken Hill held July 28,
2021 be confirmed.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

DISCLOSURE OF INTEREST

Councillor Licul declared:

- a non-pecuniary interest in Mayoral Minute No. 8/21 as he is employed by the Far West Local Health District and advised that he will leave the meeting whilst the item is considered.

MAYORAL MINUTES

ITEM 1 – MAYORAL MINUTE NO. 8/21 – DATED AUGUST 20, 2021 – WAIVER OF FEES FOR USE OF CIVIC CENTRE BY NSW HEALTH AS A MASS COVID-19 VACCINATION CENTRE 11/117

Councillor Licul declared an interest in Item 1 and left the meeting at 6:39pm.

RESOLUTION

Minute No. 46613

Mayor D Turley moved

Councillor M Clark seconded

)
)

Resolved

1. That Mayoral Minute No. /21 dated August 20, 2021, be received.
2. That Council works closely with NSW Health to coordinate the use of the Broken Hill Civic Centre as a mass COVID-19 vaccination centre for Broken Hill.
3. That hire fees associated with the use of the Broken Hill Civic Centre by NSW Health (Far West Local Health District) from 25 August 2021 for the required duration of the operation of a COVID-19 mass vaccination centre in Broken Hill, be waived.
4. That Council supports the Far West Local Health District in promoting the vaccination centre to encourage the Broken Hill Community to receive their COVID-19 vaccinations.
5. That Council thank the frontline workers within our community and surrounding towns for their efforts in managing the COVID-19 pandemic and working to keep our Community safe, including NSW Health Workers, NSW Police, Council staff, Maari Ma, Royal Flying Doctor Service, Government Agencies, Aboriginal Affairs, Aboriginal Land Council, and all volunteer and charitable organisation.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, J Nolan,
R Page and D Turley
AGAINST: Nil
ABSENT: Cr Licul (declaration of interest)

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

Councillor Licul returned to the meeting at 6:45pm. The Mayor advised Councillor Licul that Council had adopted the Mayoral Minute recommendation.

NOTICES OF MOTION

Nil.

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

REPORTS

ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 131/21 - DATED AUGUST 12, 2021 - LOCAL GOVERNMENT ELECTIONS 2021 - NEW CARETAKER PERIOD 15/23

RESOLUTION

Resolved

Minute No. 46614

Deputy Mayor C Adams moved)
Councillor J Nolan seconded)

1. That Broken Hill City Council Report No. 131/21 dated August 12, 2021, be received.
2. That due to the postponement of the NSW Local Government Elections to 4 December 2021 (as advised by the Office of Local Government on 25 July 2021) Council notes that the caretaker period requirements as detailed in the report, will now commence on 5 November 2021 and conclude on 4 December 2021.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 132/21 - DATED JULY 02, 2021 - DECEMBER AND JANUARY COUNCIL MEETING ARRANGEMENTS AND CHRISTMAS SHUT DOWN PERIOD 11/21

RESOLUTION

Resolved

Minute No. 46615

Councillor J Nolan moved)
Deputy Mayor C Adams seconded)

1. That Broken Hill City Council Report No. 132/21 dated July 2, 2021, be received.
2. That Council's Ordinary Monthly Meeting for December 2021 will be determined by the General Manager in conjunction with the newly elected Mayor and will be dependent on the date that the Broken Hill City Council Local Government election results are

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

declared; with the preference being that an Ordinary Meeting (for the new Councillors to be sworn into Office and machinery matters associated with the appointment of a new Council) to be held prior to Council's Christmas shutdown period proposed to commence from the close of business on Friday 24 December 2021.

3. That should the declaration of the Broken Hill City Council Local Government election results be announced late in December without adequate time to arrange an Ordinary Council Meeting (as per Council's Code of Meeting Practice Policy) prior to the proposed Christmas Shutdown period, the December Ordinary Council Meeting be held early in January 2022 in order for Council to meet its requirements for the election of the Deputy Mayor to occur within three weeks of the declaration of the election.
4. That if any additional urgent matter arises in January, an Extraordinary Council Meeting will be arranged.
5. That the Council shutdown period for the Administrative Centre and the Warnock Street Works Depot be from Monday 27 December 2021 to Friday 7 January 2022 (from close of business on Friday 24 December 2021 and reopening at the commencement of business on Monday 10 January 2022).
6. That Council advertise the shutdown period for the Administrative Centre and the Warnock Street Works Depot and that this advertisement also includes the operating hours for all other Council facilities during this period.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 133/21 - DATED AUGUST 04, 2021 -
APPOINTMENT OF DELEGATES TO COMMITTEES - SEPTEMBER 2021 TO DECEMBER 2021**

11/9

RESOLUTION

Minute No. 46616

Councillor D Gallagher moved)
Councillor B Licul seconded)

Resolved

1. That Broken Hill City Council Report No. 133/21 dated August 4, 2021, be received.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

2. That the status quo remain regarding Council's current Delegates on Section 355 Committees and various other Committees and Working Groups for the period September 2021 until the Local Government Election on 4 December 2021.
3. That Council appoints its new Delegates on Section 355 Committees and various other Committees at the first Council Meeting following the 4 December 2021 Local Government Election.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 134/21 - DATED AUGUST 05, 2021 -
COUNCILLOR ATTENDANCE AND MOTIONS TO THE LOCAL GOVERNMENT NSW ANNUAL
CONFERENCE (ON-LINE) 29 NOVEMBER 2021 AND SPEICAL CONFERENCE HELD IN SYDNEY
28 FEBRUARY - 2 MARCH 2022 (IN-PERSON)** 11/364

RESOLUTION

Minute No. 46617

Councillor M Browne moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 134/21 dated August 5, 2021, be received.
2. That Council notes that the 2021 Local Government NSW Annual Conference has been postponed due to the proximity of the Local Government Elections and will now be held in two parts:
 - A free one-hour Annual Conference to present LGNSW annual report and financial reports, which will be conducted online on Monday 29 November 2021; and
 - A Special Conference including debate and resolution of motions from member councils setting LGNSW's advocacy agenda for 2022 will be held in-person in Sydney from 28 February to 2 March 2022.
3. That the Mayor be authorised as Council's voting delegate for the one-hour Annual Conference (online) on 29 November 2021 (and any Councillors interested in attending advise the General Manager's Office); and that delegates for the Special in-person Conference to be held from Monday 28 February to Wednesday 2 March 2022 be elected at the January meeting of the new Council.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

4. That Council advises its voting delegates (2) to Local Government NSW by 5:00pm (AEDT) on Tuesday 5 October 2021 for Board Elections and the Annual Conference; and by 17 February 2022 for the Special Conference.
5. That Council endorses the following motion (from the 28 July 2021 Council Meeting, Minute Number 46598), and determine any further motions to the Conference in-line with the criteria for motions (note: a further report will be presented to Council calling for motions closer to the deadline date).
 - a) That Local Government NSW lobbies the Minister for Transport and Transport NSW to re-introduce reduced speed zones around all NSW childcare centres and long day-care centres to ensure the safety of families and young children attending the centres.
6. That motions along with the accompanying Council Resolution be submitted prior to the new closing date of 30 January 2022.

CARRIED

FOR: Crs C Adams, R Algate, M Browne, M Clark, B Licul, J Nolan, R Page and D Turley
AGAINST: Crs D Gallagher and T Kennedy

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 135/21 - DATED JULY 06, 2021 -
ADOPTION OF THE DRAFT CYBER SECURITY FRAMEWORK**

12/14

RESOLUTION

Minute No. 46618

Councillor D Gallagher moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 135/21 dated July 6, 2021, be received.
2. That Council notes that nil public submissions were received during the public exhibition period of the draft Cyber Security Framework.
3. That Council adopts the draft Cyber Security Framework as a Framework of Council.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan, R Page and D Turley
AGAINST: Nil

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 136/21 - DATED JULY 06, 2021 -
ADOPTION OF DRAFT CONTRACT MANAGEMENT POLICY** 12/14

RESOLUTION

Minute No. 46619

Councillor J Nolan moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 136/21 dated July 6, 2021, be received.
2. That Council notes that nil public submissions were received during the public exhibition period of the draft Contract Management Policy.
3. That Council adopts the draft Contract Management Policy as a Policy of Council.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley

AGAINST: Nil

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 137/21 - DATED AUGUST 11, 2021 -
PUBLIC INTEREST DISCLOSURES ANNUAL REPORT 2020/2021** 12/67

RESOLUTION

Minute No. 46620

Councillor M Browne moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 137/21 dated August 11, 2021, be received.
2. That the Broken Hill City Council Public Interest Disclosures Annual Report 2020/2021 be forwarded to the Minister for Local Government and the NSW Ombudsman by 30 October 2021.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley

AGAINST: Nil

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 138/21 - DATED AUGUST 09, 2021 - 2021-
2022 DELIVERY PROGRAM KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR
PERIOD ENDING 30 JUNE 2021, INCLUSIVE OF OPERATIONAL PLAN 2020/2021 OUTCOMES** 16/165

RESOLUTION

Minute No. 46621

Councillor M Browne moved)
Councillor D Gallagher seconded)

Resolved

1. That Broken Hill City Council Report No. 138/21 dated August 9, 2021, be received.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

2. That Council adopt the 2021-2022 Delivery Program Key Performance Indicators Progress Report for period ending 30 June 2021, inclusive of Operational Plan 2020/2021 outcomes.
3. That a report on progress for each relevant target and task be included on the Agenda for each Key Direction Working Group.

CARRIED

FOR: Crs C Adams, M Browne, M Clark, D Gallagher, B Licul, J Nolan, R Page and D Turley
AGAINST: Crs R Algate and T Kennedy

ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 139/21 - DATED AUGUST 09, 2021 - 2017-2021 DISABILITY INCLUSION ACTION PLAN KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 30 JUNE 2021 16/82

RESOLUTION

Minute No. 46622

Councillor M Browne moved)
Councillor J Nolan seconded)

Resolved

1. That Broken Hill City Council Report No. 139/21 dated August 9, 2021, be received.
2. That Council adopt the 2017-2021 Disability Inclusion Action Plan – Key Performance Indicators Progress Report for the reporting period ending 30 June 2021.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan, R Page and D Turley
AGAINST: Nil

ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 140/21 - DATED AUGUST 04, 2021 - INVESTMENT STRATEGY AND PORTFOLIO REVIEW FOR 2020/2021 17/82

RESOLUTION

Minute No. 46623

Councillor J Nolan moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 140/21 dated August 4, 2021, be received.

CARRIED

FOR: Crs C Adams, M Browne, M Clark, D Gallagher, B Licul, J Nolan, R Page and D Turley
AGAINST: Crs R Algate and T Kennedy

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

**ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 141/21 - DATED AUGUST 11, 2021 -
INVESTMENT REPORT FOR JULY 2021**

17/82

RESOLUTION

Resolved

Minute No. 46624

Councillor J Nolan moved)

Councillor D Gallagher seconded)

1. That Broken Hill City Council Report No. 141/21 dated August 11, 2021, be received.

CARRIED

FOR: Crs C Adams, M Browne, M Clark, D Gallagher, B Licul, J Nolan, R Page and D Turley
AGAINST: Crs R Algate and T Kennedy

**ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 142/21 - DATED AUGUST 11, 2021 -
ALCOHOL AND OTHER DRUG DETOXIFICATION AND REHABILITATION STEERING
COMMITTEE UPDATE**

21/107

RESOLUTION

Resolved

Minute No. 46625

Councillor M Clark moved)

Councillor M Browne seconded)

1. That Broken Hill City Council Report No. 142/21 dated August 11, 2021, be received.
2. That Broken Hill City Council continues to provide support to the Alcohol and Other Drug Detoxification and Rehabilitation Steering Committee

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 143/21 - DATED AUGUST 11, 2021 -
AGREEMENT WITH SERVICE NSW FOR BUSINESS**

18/68

RESOLUTION

Resolved

Minute No. 46626

Councillor D Gallagher moved)

Councillor M Clark seconded)

1. That Broken Hill City Council Report No. 143/21 dated August 11, 2021, be received.
2. That Council delegates authority to the General Manager to enter into an agreement with Service NSW.
3. That the Mayor and General Manager be authorised to execute any necessary documents under the Common Seal of Council.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 144/21 - DATED AUGUST 06, 2021 -
TEMPORARY SUSPENSION OF A PORTION OF THE CENTRAL BUSINESS DISTRICT (CBD)
ALCOHOL-FREE ZONE FOR THE 2021 BROKEN HEEL FESTIVAL**

11/307

RESOLUTION

Minute No. 46627

Deputy Mayor C Adams moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 144/21 dated August 6, 2021, be received.
2. That Council approve the change of date for the temporary suspension of a portion of the CBD Alcohol-Free Zone for a section of Sulphide Street, bounded by Crystal Street and Argent Street, adjacent to the Palace Hotel (see attached map) for the 2021 Broken Heel Festival event. Specific details of the suspension are Argent Street from 207 Argent Street to 227 Argent Street; Crystal Lane from behind 207 Argent Street to 227 Argent Street; and Sulphide Street from Crystal Street to Argent Street. This area includes all footpaths and car parks in the sections of Argent and Sulphide Streets.
3. That Council approve the temporary suspension be in place from 9am on Thursday, 2 December to 9am on Tuesday, 7 December 2021 subject to the final conditions, contained in the liquor licence. Council to note that should the Broken Heel Festival event not go ahead; the associated temporary suspension application becomes void and the full CBD Alcohol-Free Zone remains in force.
4. That Council approve the temporary suspension of a portion of the CBD Alcohol-Free Zone for a section of Sulphide Street, bounded by Crystal Street and Argent Street, adjacent to the Palace Hotel be advised to the public by way of advertisement in the Barrier Daily Truth; and that the advertisement also confirms that all other existing alcohol-free zones in Broken Hill remain in force.
5. That Council authorise the General Manager to amend the dates of the temporary suspension of a portion of the CBD Alcohol-Free Zone, should the dates for the Broken Heel Festival change in the future due to the changing circumstances around COVID-19 restrictions; subject to all other requirements for the event approved and in place.
6. That Council endorses the General Manager to implement the suspension and advertising

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

processes on final advice of Barrier Local Area Command.

7. That Barrier Local Area Command be advised of Council's decision.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 145/21 - DATED AUGUST 12, 2021 -
MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 416 HELD TUESDAY, 3
AUGUST 2021**

11/397

RESOLUTION

Minute No. 46628

Councillor M Browne moved)
Deputy Mayor C Adams seconded)

Resolved

1. That Broken Hill City Council Report No. 145/21 dated August 12, 2021, be received.
2. That the minutes from the Local Traffic Committee - Meeting No. 416 held, Tuesday, 3 August 2021 be received.
3. That Item No. 406.6.1 – That a 'Loading Zone' be installed in Crystal Lane on the Astra side of the lane.

The loading zone will be 8 meters long and 2.4 meters wide and positioned 6.7 meters from 'Give Way' sign at the intersection of the lane and an offset of 2.5 meter from the gate way to the Astra carpark.

4. That Item No. 414.8.6 – That three additional parking spaces to be line marked where the unused driveway is located adjacent to the Hearing Centre in Sulphide Street.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

**ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 146/21 - DATED AUGUST 12, 2021 -
ACTION LIST REPORT**

11/21

RESOLUTION

Minute No. 46629

Councillor M Clark moved)
Deputy Mayor C Adams seconded)

Resolved

1. That Broken Hill City Council Report No. 146/21 dated August 12, 2021, be received.

CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

COMMITTEE REPORTS

**ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 147/21 - DATED AUGUST 09, 2021 -
MINUTES OF THE BROKEN HILL HERITAGE COMMITTEE MEETING HELD 15 JULY 2021** 15/87

Recommendation

1. That Broken Hill City Council Report No. 147/21 dated August 9, 2021, be received.
2. That the minutes of the Broken Hill Heritage Committee Meeting held 15 July 2021 be received and noted.

**ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 148/21 - DATED AUGUST 13, 2021 -
MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 3 AUGUST
2021** 12/52

Recommendation

1. That Broken Hill City Council Report No. 148/21 dated August 13, 2021, be received.
2. That the minutes of the Memorial Oval Community Committee Meeting held 3 August 2021, be received.

Minute No. 46630

Deputy Mayor C Adams moved) That the recommendations of items 18 and 19 be
Councillor M Clark seconded) adopted.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

**ITEM 20 - QUESTIONS ON NOTICE NO. 7/21 - DATED AUGUST 04, 2021 - COUNCILLOR
QUESTIONS TAKEN ON NOTICE AT THE JULY 2021 ORDINARY COUNCIL MEETING** 11/397,
11/21

RESOLUTION

Resolved

Minute No. 46631

Councillor J Nolan moved) 1. That Questions On Notice No. 7/21 dated
Councillor M Clark seconded) August 4, 2021, be received.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

Watermarking of Confidential Business Papers

Councillor Nolan acknowledged that adjusting the opacity of the watermarking of confidential Business Papers had improved its legibility on the HUB, it was still too dark when viewing on a mobile phone.

RESOLUTION

Minute No. 46632

Councillor D Gallagher moved)

Councillor M Clark seconded)

Resolved

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

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley

AGAINST: Nil

The livestreaming of the meeting ceased at 7:21pm.

CONFIDENTIAL MATTERS

ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 149/21 - DATED AUGUST 05, 2021 - CONFIDENTIAL MINUTES FOR CONFIRMATION OF THE COUNCIL MEETING HELD 28 JULY 2021 - CONFIDENTIAL 21/43

(General Manager's Note: This report considers confidential minutes for confirmation 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. 46633

Deputy Mayor C Adams moved)

Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 149/21 dated August 5, 2021, be received.
2. That the confidential minutes of the Ordinary Council Meeting held 28 July 2021 be confirmed.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley

AGAINST: Nil

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 25, 2021

**ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 150/21 - DATED AUGUST 13, 2021 -
AQUATIC CENTRE CONTRACT RENEWAL - CONFIDENTIAL**

12/14

(General Manager's Note: This report considers Broken Hill Regional Aquatic Centre Operations Contract 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. 46634

Councillor J Nolan moved)
Councillor M Clark seconded)

Resolved

1. That Broken Hill City Council Report No. 150/21 dated August 13, 2021, be received.
2. That Council endorses the extension of the contract between YMCA NSW and Broken Hill City Council for the operation and management of the Broken Hill Regional Aquatic Centre for a period of 5 years from 2021-2026 as per clause 5.16 of the current contract.
3. The Mayor and General Manager be authorised to sign the contract and apply the Common Seal of Council if required.

CARRIED

FOR: Crs C Adams, M Browne, M Clark, D Gallagher, B Licul, J Nolan, R Page and D Turley
AGAINST: Crs R Algate and T Kennedy

RESOLUTION

Minute No. 46635 - Procedural Motion

Councillor M Clark moved)
Councillor J Nolan seconded)

Resolved

That the meeting resume in open session.

CARRIED UNANIMOUSLY

FOR: Crs C Adams, R Algate, M Browne, M Clark, D Gallagher, T Kennedy, B Licul, J Nolan,
R Page and D Turley
AGAINST: Nil

The livestream resumed at 7:25pm.

At the Mayor's invitation, the General Manager read the resolutions of Council which were made in closed session.

There being no further business the Mayor closed the meeting at 7:27pm.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON 29 SEPTEMBER 2021.)

CHAIRPERSON