
MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
OCTOBER 27, 2021

Meeting commenced at 6:30 p.m.

REQUESTS FROM COUNCILLORS TO ATTEND VIA AUDIO-VISUAL LINK

Due to the current 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 while the restrictions under the Public Health Order are in force to allow Councillors to participate in this meeting by audio-visual link if required. 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
(audio-visual link), B. Licul, J. Nolan (audio-visual link) and R. Page.

General Manager, Chief Corporate and Community Officer, Chief Assets
and Projects Officer, Acting Chief Financial Officer, Manager
Communications and Marketing, Executive Manager Growth and
Investment and Governance Officer.

Media (2), Members of the Public (3).

APOLOGIES:

Nil.

PRAYER

Councillor Adams delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 46656

Councillor M Clark moved)
Councillor B Licul seconded)

Resolved

That the Minutes of the Ordinary Meeting of the
Council of the City of Broken Hill held
September 29, 2021 be confirmed.

CARRIED UNANIMOUSLY

DISCLOSURE OF INTEREST

Nil.

MAYORAL MINUTES

Nil.

NOTICES OF MOTION

Nil.

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

MATTER OF URGENCY

The Chairperson accepted a motion of urgency from Councillor Browne regarding the upcoming Local Government Elections due to the need for Council to consider this motion due to the timing of the pre-poll period which commences prior to the November Council Meeting.

RESOLUTION

Minute No. 46657

Councillor M Browne moved)
Councillor J Nolan seconded)

Resolved

1. That the matter of urgency be accepted.
2. That the correspondence be sent to the Electoral Commissioner, Member for Barwon and relevant Minister opposing the Electoral Commission's 100m rule (people handing out 'how to vote' cards must be no closer than 100m to a polling place) which will affect the distribution of campaign material during the pre-poll period and on election day on the grounds that this will hinder the democratic right of candidates to present information to voters and is the disproportional response to health risks given the COVID-19 Reopening Roadmap conditions which will apply after 1 December 2021.

CARRIED UNANIMOUSLY

REPORTS

**ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 169/21 - DATED OCTOBER 12, 2021 -
MORE THAN MINING CAMPAIGN**

11/407

RESOLUTION

Minute No. 46658

Councillor J Nolan moved)

Resolved

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Councillor D Gallagher seconded)

1. That Broken Hill City Council Report No. 169/21 dated October 12, 2021, be received.
2. That Council contributes \$20,000 to Stage 2 of the More Than Mining Campaign.

CARRIED UNANIMOUSLY

ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 170/21 - DATED JULY 15, 2021 - BUDGET CARRYOVERS 2021/22 14/175

Motion

Councillor B Licul moved)

Councillor R Algate seconded)

1. That Broken Hill City Council Report No. 170/21 dated July 15, 2021, be received.
2. That Council note the carryover budget items as listed below in *Table 1* for the amount of \$37,986,653.

Amendment

Councillor T Kennedy moved)

Councillor R Algate seconded)

1. That Broken Hill City Council Report No. 170/21 dated July 15, 2021, be received.
2. That Council note the carryover budget items as listed below in *Table 1* for the amount of \$37,986,653.
3. That Council notes with disappointment, its carryovers for the year.

LOST

FOR: Crs R Algate and T Kennedy

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

The original motion was put.

RESOLUTION

Minute No. 46659

Councillor B Licul moved)

Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 170/21 dated July 15, 2021, be received.
2. That Council note the carryover budget items as listed below in *Table 1* for the amount of \$37,986,653.

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 3 - BROKEN HILL CITY COUNCIL REPORT NO. 171/21 - DATED OCTOBER 15, 2021 - QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDED SEPTEMBER 2021 12/160

RESOLUTION

Minute No. 46660

Resolved

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- Councillor M Clark moved)
Deputy Mayor C Adams seconded)
1. That Broken Hill City Council Report No. 171/21 dated October 15, 2021, be received.
 2. That the 1st Quarterly Budget Review Statement and recommendations be adopted.
 3. That Council note the projected 2020/21 operating deficit (before capital) of \$2,431,000.
 4. That Council note the 2020/21 projected capital budget expenditure of \$48,407,000.

CARRIED UNANIMOUSLY

ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 172/21 - DATED OCTOBER 12, 2021 - INVESTMENT REPORT FOR SEPTEMBER 2021 17/82

RESOLUTION

Resolved

Minute No. 46661

- Councillor J Nolan moved)
Councillor D Gallagher seconded)
1. That Broken Hill City Council Report No. 172/21 dated October 12, 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 5 - BROKEN HILL CITY COUNCIL REPORT NO. 173/21 - DATED OCTOBER 14, 2021 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 418, HELD TUESDAY, 5 OCTOBER 2021 11/397

RESOLUTION

Resolved

Minute No. 46662

- Councillor M Browne moved)
Deputy Mayor C Adams seconded)
1. That Broken Hill City Council Report No. 173/21 dated October 14, 2021, be received.
 2. That the minutes from the Local Traffic Committee – Meeting No. 418, held on Tuesday, 5 October 2021 be received.
 3. Item No. 418.6.1 - That the decision for removal of three car parks adjacent the property at 245 Thomas Street be decided by Council, pending submission of a driveway application. The Local Traffic Committee commented if there are no safety implications identified during Council's assessment.

That the three car parks be removed to allow the resident access to the property and for the remainder to the area between the resident's driveways be hatched to enable parking for motor bikes.

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4. Item No. 418.6.3 – That this matter be referred to Council to undertake an investigation and to consider the request in line with Council's Capital Works Program for sealing unsealed roads around the City.

CARRIED UNANIMOUSLY

ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 174/21 - DATED SEPTEMBER 09, 2021 - ACTION LIST REPORT 11/21

RESOLUTION

Minute No. 46663

Councillor R Page moved)

Councillor D Gallagher seconded)

Resolved

1. That Broken Hill City Council Report No. 174/21 dated September 9, 2021, be received.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 175/21 - DATED OCTOBER 07, 2021 - MINUTES OF THE BROKEN HILL HERITAGE COMMITTEE MEETING HELD 23 SEPTEMBER 2021 15/87

Recommendation

1. That Broken Hill City Council Report No. 175/21 dated October 7, 2021, be received.
2. That minutes of the Broken Hill Heritage Committee Meeting held 23 September 2021 be received and noted.
3. That the Broken Hill Heritage Committee be advised that advertising for the two vacant positions will be held over until Council advertises for nominations for all community/industry representatives of all Section 355 Asset and Advisory Committees for the new term of Council, following the 4 December 2021 Local Government Elections.

ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 176/21 - DATED OCTOBER 18, 2021 - MINUTES OF THE BROKEN HILL REGIONAL ART GALLERY ADVISORY COMMITTEE MEETING HELD 8 SEPTEMBER 2021 12/46

Recommendation

1. That Broken Hill City Council Report No. 176/21 dated October 18, 2021, be received.
2. That minutes of the Broken Hill Regional Art Gallery Advisory Committee Meeting held 8 September 2021 be received.

RESOLUTION

Minute No. 46664

Deputy Mayor C Adams moved)

Councillor M Clark seconded)

Resolved

1. That the recommendation of items 7 and 8 be adopted.

CARRIED UNANIMOUSLY

SUPPLEMENTARY REPORTS

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 177/21 - DATED OCTOBER 21, 2021 -
PUBLIC PRESENTATION OF 2020/2021 FINANCIAL STATEMENTS** 19/74

RESOLUTION

Resolved

Minute No. 46665

Councillor D Gallagher moved)
Councillor M Clark seconded)

1. That Broken Hill City Council Report No. 177/21 dated October 21, 2021, be received.
2. That Council adopt the financial statements and present the Annual Financial Statements inclusive of the Auditor's Reports for 2020/21 to the public.

CARRIED

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

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

Nil.

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

From Item 5 – Broken Hill Traffic Committee Minutes 11/397
Councillor Kennedy requested that a disabled parking space adjacent to the dog off-leash area at the Queen Elizabeth Park be investigated.

Broken Hill Skate Rink Roof Replacement – Memorial Oval 20/144
Councillor Kennedy asked whether the entire roof of the Skate Rink at Memorial Oval will be replaced and the timeframe for the works to be completed.

Broken Hill Harness Racing Club 15/22
Councillor Kennedy asked if the General Manager could investigate alternative sites for the NSW Health COVID testing, so that it can be relocated in order for the Broken Hill Harness Racing season to commence as scheduled.

Councillor's evidence of COVID-19 Vaccination 11/21
Councillor Algate referred to the requirements for Councillors to provide evidence of receiving two doses of a recognised COVID-19 vaccination to Council in order to attend Council Meetings and Council facilities; raising concerns regarding the storage of medical information and requested that the records now be destroyed.

Footpath Replacement Works Schedule 20/112

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Councillor Licul asked how members of the public can find out where and when the next stage of footpath replacement works will be carried out?

CONFIDENTIAL MATTERS

Nil.

There being no further business the Mayor closed the meeting at 7:29 p.m.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON 24 NOVEMBER 2021.)

CHAIRPERSON