

PLEASE NOTE

These minutes were amended at Minutes for Confirmation section of the June 26 2024 Council Meeting as follows:

RESOLUTION

Minute No. 47564

Councillor M Browne moved

Councillor D Gallagher seconded

Resolved

) That the Minutes of the Ordinary Council
) Meeting held Wednesday 24 April 2024 be
amended to include the following question from
Councillor Browne, in the Questions for Next
Meeting Section, which was inadvertently
omitted:

Cost of Replacement Gateway Sign

*The Mayor took a question on notice from
Councillor Browne for Council to be provided
with the total cost of replacing the gateway sign
on the Wentworth Road and for the costing to
also include the value of the donated items.*

CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
APRIL 24, 2024

Meeting commenced at 6:30pm.

PRESENT:

Councillor T. Kennedy (Mayor) Councillors B. Algate, M. Boland,
M. Browne, A. Chandler, D. Gallagher, H. Jewitt, R. Page and D. Turley.

General Manager, Director Corporate and Community, Director Finance and
Commercial, Director Infrastructure and Environment, Executive Officer and
Executive Assistant.

Media (2), Members of the Public (5)

APOLOGIES:

Nil.

LEAVE OF ABSENCE

APPLICATIONS:

Councillor J. Hickey (Deputy Mayor) submitted a Leave of Absence
Application for a reason as prescribed by the Code of Meeting Practice.

RESOLUTION

Minute No. 47503

Councillor D Gallagher moved)
Councillor A Chandler seconded)

Resolved

That the application submitted by Councillor
Hickey be accepted and a leave of absence
granted to Councillor Hickey for this meeting.

CARRIED UNANIMOUSLY

PRAYER

Councillor Boland delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

ACKNOWLEDGEMENT OF BROKEN HILL'S MINING HISTORY

Councillor Chandler delivered the Acknowledgment of Broken Hill's Mining History.

PUBLIC FORUM

Police Station museum

Ms Gigi Barbe (community representative on the Broken Hill Heritage Committee) asked Council to confirm whether the Police Station in Argent Street will become the Broken Hill RSL Club museum? and asked why this matter had not been referred to the Broken Hill Heritage Committee? Ms Barbe also asked for an explanation on how this decision was made?

The Mayor advised that there has been initial discussions with the Broken Hill RSL Club and that no formal decision has been made. The Broken Hill Police Station in Argent Street is yet to be handed over to Council's possession, which is when it will then become a Council asset. Once it is a Council

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asset a report will be presented to Council outlining a recommendation for its use, and the proposal will go to public exhibition before it is adopted by Council.

Community Noticeboards

Ms Gigi Barbe referred to the closure of the Barrier Truth and advised that the community is experiencing a significant decrease in the communication of public events since its closure. Ms Barbe asked if Council would consider increasing and managing additional strategically-placed public noticeboards for visitors and locals (that don't use the internet), to include local interest news provided by local stakeholders, as well as Council updating its online information services?

The Mayor advised that Council will investigate how it can increase the communication of community events and local interest news with the preference that all information is available in one space rather than doubling up with other organisations. The Mayor advised that Council will take on some sort of roll in the interim period whilst the community doesn't have a local newspaper service.

Duke of Cornwall Park

Mr Bob Coulls referred to the tennis court resurfacing project that has just been completed at the Duke of Cornwall Park advising that every time he drives past the park, the tennis courts are being used by groups of youth and adults and appears to be very popular. Mr Coulls thanked all Council Officers involved in the project.

The Mayor agreed with Mr Coulls' comments regarding the success of the Duke of Cornwall Park project and also thanked Council Officers for their work on the project.

Signs

Mr Bob Coulls referred to the new gateway entrance sign that has been installed on the Wentworth Road which he has driven out to see a couple of times since its installation. Mr Coulls advised that there have been several other people looking at the sign each time, with people taking photos and all comments made about the new sign being positive. Mr Coulls thanked Council's staff, the designer and the sign manufacturer and installers.

The Mayor thanked Mr Coulls for his comments.

Issue with stray cats

Mr Peter Bullock referred to the rental property at 117 Sulphide Street which is managed by LJ Hooker Real Estate and advised that the previous tenants had moved out but had left cats behind. Mr Bullock advised that a lady had been coming to feed the cats and that there are now approximately 60 cats at this property which are causing issues for the neighbourhood.

The Mayor advised that large numbers of cats can cause problems in areas of Broken Hill and at the moment cats are not being rehomed by animal welfare agencies. Council recently established a Companion Animal Working Group who are currently working on a plan for the rehoming of stray animals. The local RSPCA also offer a free de-sexing program from time to time.

MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 47504

Councillor R Algate moved)

Councillor M Boland seconded)

Resolved

That the Minutes of the Ordinary Meeting of the Council of the City of Broken Hill held March 27, 2024 be confirmed.

CARRIED UNANIMOUSLY

DISCLOSURE OF INTEREST

Nil.

MAYORAL MINUTES

Nil.

NOTICES OF MOTION

Nil.

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

COMMITTEE REPORTS

WORKS COMMITTEE

ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 53/24 - DATED MARCH 07, 2024 - DRAFT MASTER PLAN FOR THE ALBERT KERSTEN MINING AND MINERALS MUSEUM FOR PUBLIC EXHIBITION D24/12235

RESOLUTION

Minute No. 47505

Councillor H Jewitt moved
Councillor R Algate seconded

Resolved

-) 1. That Broken Hill City Council Report No. 53/24 dated March 7, 2024, be received.
-) 2. That council endorse the Draft Master Plan for the Albert Kersten Mining and Minerals Museum, dated 5 March 2024 for the purpose of public consultation (with an amendment to the description of the miners cottage to reflect that it is not a re-creation, that it is in fact an original miners cottage, and in the possession of the NSW National Heritage Trust).
3. That the Draft Master Plan be placed on public exhibition for comment for a period of twenty-eight (28) calendar days.

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4. That Council receives a further report at the conclusion of the exhibition period, detailing submissions and any recommended amendments arising, with a view to adopting the Draft Master Plan.

CARRIED UNANIMOUSLY

**ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 54/24 - DATED MARCH 01, 2024 -
ADOPTION OF THE DRAFT REVISED WASTE SERVICES POLICY** D24/10871

RESOLUTION

Minute No. 47506

Councillor M Boland moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 54/24 dated March 1, 2024, be received.
2. That Council adopt the draft revised Waste Services Policy as a Policy of Council.
3. That adoption of the draft revised Waste Services Policy will render the 2015 Waste Services Policy obsolete.
4. That Council writes to the Premiers of NSW and Victoria and the Federal and State Environmental Ministers to request that they investigate the feasibility of creating a recycling centre in Broken Hill which could have the benefits of servicing both NSW and Victoria.

CARRIED UNANIMOUSLY

**ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 55/24 - DATED APRIL 10, 2024 -
BROKEN HILL CITY STREETLIGHTING REPORT** D24/17686

RESOLUTION

Minute No. 47507

Councillor R Algate moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 55/24 dated April 10, 2024, be received.
2. That Council accept the report providing a summary assessment of the current lighting levels.
3. That Council approves the recommendation to install new streetlight(s) at Comstock Street between Duff Street and Knox Street.

CARRIED UNANIMOUSLY

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**ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 56/24 - DATED MARCH 20, 2024 -
MINUTES OF THE SECTION 355 MEMORIAL OVAL COMMUNITY COMMITTEE MEETINGS
HELD 5 DECEMBER 2023 AND 6 FEBRUARY 2024** D24/14279

RESOLUTION

Minute No. 47508

Councillor D Gallagher moved)

Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 56/24 dated March 20, 2024, be received.
2. That minutes of the Section 355 Memorial Oval Community Committee Meetings held 5 December 2023 and 6 February 2024 be received.
3. That council endorses and acknowledges in writing the resignation of Mr Bruce McIntosh from the Section 355 Memorial Oval Community Committee and express its gratitude and appreciation for his contribution to the Committee and the community.

CARRIED UNANIMOUSLY

POLICY AND GENERAL COMMITTEE

**ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 46/24 - DATED APRIL 09, 2024 -
CORRESPONDENCE REPORT - SALE OF SHORTY O'NEIL VILLAGE** D24/17560

RESOLUTION

Minute No. 47509

Councillor M Boland moved)

Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 46/24 dated April 9, 2024, be received.
2. That correspondence received from Mr Brett Whitworth, Deputy Secretary of the NSW Office of Local Government be received.
3. That Council writes to the NSW Local Government Minister The Hon Ron Hoenig MP and the NSW Office of Local Government requesting a review of the legalities of Council's resolution regarding the sale of Shorty O'Neil Village.

CARRIED

FOR: Mayor Tom Kennedy, Councillors Bob Algate, Michael Boland, Alan Chandler,
Dave Gallagher, Hayley Jewitt and Ron Page

AGAINST: Councillors Marion Browne and Darriea Turley

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**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 47/24 - DATED MARCH 19, 2024 -
REVIEW OF COUNCIL'S POLICY REGISTER**

D24/14060

RESOLUTION

Resolved

Minute No. 47510

Councillor R Algate moved)
Councillor A Chandler seconded)

1. That Broken Hill City Council Report No. 47/24 dated March 19, 2024, be received.
2. That Council notes the ongoing review of Council's Policy Register which has identified four (4) outdated/obsolete policies that require removal from Council's Policy Register for reasons as outlined in this report.
3. That Council rescinds the following policies as they are obsolete; and remove the obsolete policies from Council's Policy Register and from publication on Council's website:
 - a) Vandalism Reward System Policy
 - b) Capital Project Expenditure Policy
 - c) Broken Hill Entertainment Centre Conditions of Hire Policy
 - d) Broken Hill Regional Writers' Centre Policy

CARRIED UNANIMOUSLY

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 48/24 - DATED MARCH 22, 2024 -
DISABILITY INCLUSION ACTION PLAN 2022-2026 - KEY PERFORMANCE INDICATORS
PROGRESS REPORT FOR PERIOD ENDING 31 DECEMBER 2023**

D24/14613

RESOLUTION

Resolved

Minute No. 47511

Councillor H Jewitt moved)
Councillor R Algate seconded)

1. That Broken Hill City Council Report No. 48/24 dated March 22, 2024, be received.
2. That Council note the Disability Inclusion Action Plan 2022-2026 –Key Performance Indicators Progress Report for the reporting period ending 31 December 2023.
3. That the Disability Inclusion Action Plan 2022-2026 – Key Performance Indicators Progress Report for the reporting period ending 31 December 2023 be placed on Council's website.

CARRIED UNANIMOUSLY

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**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 49/24 - DATED APRIL 08, 2024 -
INVESTMENT REPORT FOR MARCH 2024** D24/17067

RESOLUTION

Minute No. 47512

Councillor M Boland moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 49/24 dated April 8, 2024, be received.

CARRIED UNANIMOUSLY

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 51/24 - DATED APRIL 03, 2024 -
NOMINATION FOR THE APPOINTMENT OF COMMUNITY REPRESENTATIVES TO SECTION
355 E.T. LAMB MEMORIAL OVAL COMMUNITY COMMITTEE** D24/16474

RESOLUTION

Minute No. 47513

Councillor D Gallagher moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 51/24 nomination letter dated April 3, 2024, be received.
2. That Council appoint Ms Breanna Pearce as community representative on the E.T. Lamb Memorial Oval Community Committee.
3. That Ms Breanna Pearce be advised of her appointment and advice also be sent to the Secretary of the Committee.
4. That per section 8.3 of the E.T. Lamb Memorial Oval Community Committee, Council resolves to further increase the number of community representatives on the Committee above that currently specified in the E.T. Lamb Memorial Oval Community Committee Constitution.

CARRIED UNANIMOUSLY

**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 52/24 - DATED APRIL 02, 2024 -
MINUTES OF THE BROKEN HILL CITY ART GALLERY ADVISORY COMMITTEE MEETINGS
HELD 7 JUNE 2023, 22 JUNE 2023 AND 1 FEBRUARY 2024** D24/16350

RESOLUTION

Minute No. 47514

Councillor R Algate moved)
Councillor A Chandler seconded)

Resolved

1. That Broken Hill City Council Report No. 52/24 dated April 2, 2024, be received.
2. That the minutes of the Broken Hill City Art Gallery Advisory Committee Meetings held 7 June 2023, 22 June 2023 and 1 February 2024 be received.

3. That the General Manager provides a report to Council assessing locations within Council properties where the 34 mineral artworks depicting Australian Prime Ministers (offered to Council by artist Mr Laurie Pace) could be displayed.

CARRIED UNANIMOUSLY

FURTHER REPORTS

ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 57/24 - DATED MARCH 13, 2024 - CORRESPONDENCE REPORT - THE ANNOUNCED CLOSURE OF CBH RESOURCES AND A REVIEW OF THE SMART AND SKILLED PROGRAM D24/1413

RESOLUTION

Minute No. 47515

Councillor M Boland moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 57/24 dated March 13, 2024, be received.
2. That reply correspondence dated 11 January 2024, from the Hon Mark Coulton MP, be received and noted.
3. That reply correspondence dated 24 January 2024, from the Federal Minister for Resources The Hon Madeleine King MP, be received and noted.
4. That reply correspondence dated 28 February 2024 from the NSW Minister for Skills, TAFE and Tertiary Education The Hon Steve Whan MP (on behalf of the Premier and the Minister for Regional NSW and Western NSW), be received and noted.
5. That reply correspondence dated 25 March 2024 from the NSW Minister for Energy and Minister for Environment, the Hon Penny Sharpe MLC addressed to Mr Roy Butler MP, be received and noted.
6. That reply correspondence dated 9 April 2024, from the NSW Minister for Natural Resources, The Hon Courtney Houssos MLC, be received and noted.

CARRIED UNANIMOUSLY

ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 58/24 - DATED APRIL 17, 2024 - CORRESPONDENCE REPORT - CHILDCARE IN BROKEN HILL D24/19043

RESOLUTION

Minute No. 47516

Councillor M Boland moved)

Resolved

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Councillor R Algate seconded)

1. That Broken Hill City Council Report No. 58/24 dated April 17, 2024, be received.
2. That reply correspondence dated 12 April 2024, from the Minister for Education and Early Learning The Hon Prue Car MP, be received and noted.

CARRIED UNANIMOUSLY

ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 59/24 - DATED MARCH 20, 2024 - DRAFT DELIVERY PROGRAM 2022-2026 INCORPORATING DRAFT OPERATIONAL PLAN 2024/2025, INCLUSIVE OF THE STATEMENT OF REVENUE POLICY AND DRAFT SCHEDULE OF FEES AND CHARGES 2024/2025 D24/14226

RESOLUTION

Minute No. 47517

Councillor R Algate moved)

Councillor D Gallagher seconded)

Resolved

1. That Broken Hill City Council Report No. 59/24 dated March 20, 2024, be received.
2. That Council endorse the Draft Delivery Program 2022-2026 incorporating the Draft Operational Plan 2024/2025, inclusive of the Statement of Revenue Policy and Draft Schedule of Fees and Charges 2024/2025 for the purpose of public exhibition for community comment for a 28-day period.
3. That Council receives a further report at the conclusion of the exhibition period, outlining submissions received and any recommendation for changes arising, with a view to adopting the Draft Delivery Program 2022-2026 incorporating the Draft Operational Plan 2024/2025, inclusive of the Statement of Revenue Policy and Draft Schedule of Fees and Charges 2024/2025 for implementation on 1 July 2024.
4. That Council approves rating option three (3) as provided in this report .
5. That Council note the Draft Delivery Program and Revenue Policy will be updated based on the preferred option.

CARRIED UNANIMOUSLY

ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 60/24 - DATED APRIL 16, 2024 - DRAFT LONG TERM FINANCIAL PLAN 2025-2034 D24/18748

RESOLUTION

Minute No. 47518

Councillor M Boland moved)

Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 60/24 dated April 16, 2024, be received.

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2. That Council endorse the Draft Long Term Financial Plan 2025-2034 for public exhibition.
3. That that Draft Long Term Financial Plan 2025-2034 be placed on public display for 28 days in accordance with legislation.

CARRIED UNANIMOUSLY

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 61/24 - DATED APRIL 11, 2024 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO.444, HELD ON TUESDAY, 2 APRIL 2024
D24/18063

RESOLUTION

Minute No. 47519

Councillor M Browne moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 61/24 dated April 11, 2024, be received.
2. That the minutes of the Local Traffic Committee – Meeting No.445, held on Tuesday, 2 April 2024 be endorsed.
3. That Item No.445.10.1 recommendations be received:
 - That Council move the existing bus zone implemented for Willyama students from Garnet Street to Kaolin Street to reduce congestion of the Garnet Street exit when students are leaving at the end of the day.
4. That Item No.445.8.1 recommendations be received:
 - That the Local Traffic Committee endorse the Traffic Control Plan for the Reconciliation Week March, including rolling closures.

CARRIED UNANIMOUSLY

ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 62/24 - DATED APRIL 17, 2024 - ACTION LIST REPORT
D24/19025

RESOLUTION

Minute No. 47520

Councillor D Gallagher moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 62/24 dated April 17, 2024, be received.

CARRIED UNANIMOUSLY

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

ITEM 17 - QUESTIONS ON NOTICE NO. 4/24 - DATED APRIL 02, 2024 - COUNCILLOR
QUESTIONS ON NOTICE TAKEN AT THE MARCH 2024 COMMITTEE AND COUNCIL MEETING
D24/16277

RESOLUTION

Minute No. 47521

Councillor H Jewitt moved)

Councillor R Algate seconded)

Resolved

1. That Questions On Notice No. 4/24 dated April 2, 2024, be received.

CARRIED UNANIMOUSLY

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

Item 10 – (Broken Hill City Art Gallery Advisory Committee) -
Accepting Prints into Council's Art Collection

The General Manager took a question on notice from Councillor Algate regarding the feasibility of the Broken Hill City Art Gallery accepting prints (as opposed to original art works) into its collection when there is a limited storage capacity.

Item 2 – (Waste Services Policy) -

Development of a Recycling Management Plan for Broken Hill

The General Manager took a question on notice from Councillor Turley regarding Councillor Boland's amendment to an earlier motion regarding the adoption of Council's draft Waste Services Policy (to write to the Premiers of NSW and Victoria requesting that they investigate the establishment of a recycling centre in Broken Hill to service both states), and asked for a report to be prepared regarding the development of a Recycling Management Plan for Broken Hill.

Cost of Replacement Gateway Sign

The Mayor took a question on notice from Councillor Browne for Council to be provided with the total cost of replacing the gateway sign on the Wentworth Road and for the costing to also include the value of the donated items.

PUBLIC FORUM

Mineral Art Works

Mr Coulls referred to Mr Pace offering his mineral art works of Australian Prime Ministers to Council and suggested that Council considers rotating the display of these art works at the GeoCentre and the new Library (once built).

The Mayor thanked Mr Coulls for his suggestion and advised that these locations will be considered along with the Council Chambers and other Council owned buildings to display the art works.

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Council's Community Newsletter

Ms Gigi Barbe referred to Council's Community Newsletter stating that she has not been receiving it and that other people may also be missing out on receiving it.

The General Manager took the question on notice advising that it will be investigated.

RESOLUTION

Minute No. 47522 - Procedural Motion

Councillor D Gallagher moved)

Councillor H Jewitt seconded)

Resolved

That the meeting be closed to the public in accordance with Section 10A(2) of the Local Government Act 1993 whilst Council considers the confidential matter.

CARRIED UNANIMOUSLY

Members of the media and public left the Council Chambers at 7:42pm and the livestream of the meeting ceased.

CONFIDENTIAL MATTERS

ITEM 18 - TENDER REPORT NO. 1/24 - DATED APRIL 11, 2024 - T24/1 - REPLACE HEAT PUMPS FOR THE REGIONAL AQUATIC CENTRE - CONFIDENTIAL D24/17891

(General Manager's Note: This report considers a tender 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. 47523

Councillor D Gallagher moved)

Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Tender Report No. 1/24 dated April 11, 2024, be received.
2. That Broken Hill City Council approve an additional \$7,863.64 to the budgeted \$180,000 and award tender T24/1 to Image Airconditioning for the replacement of heat pumps at the Broken Hill Regional Aquatic Centre for the total price of \$187,863.64 (Ex GST).
3. That the General Manager and/or Mayor be authorised to sign the Tender contract and affix the Seal of Council if required.

CARRIED UNANIMOUSLY

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RESOLUTION

Minute No. 47524 - Procedural Motion

Councillor R Algate moved)
Councillor D Gallagher seconded)

Resolved

That the meeting resumes in open session.

CARRIED UNANIMOUSLY

Members of the media and public returned to the Council Chambers at 7:44pm and the livestream of the meeting resumed.

At the Mayor's invitation, the General Manager reported on Council's resolution made in closed session.

There being no further business to consider, the Mayor closed the meeting at 7:46 pm.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON WEDNESDAY, 29 MAY 2024)

CHAIRPERSON