

Meeting Commenced at 3:00pm

BUSINESS:

- 1) Apologies
- 2) Declarations of Interest.
- 3) a. Confirmation of Minutes of the Meeting held 22nd June, 2023.
b. Matters arising out of Minutes. (Not elsewhere reported)
- 4) Correspondence
 - a. Agenda A (Information Only)
 - b. Agenda B
- 5) General Manager's Report
 - 5.1 General Manager's Report
 - 5.2 Executive Manager, Corporate & Community Services' Report
 - 5.3 Executive Manager, Engineering & Technical Services' Report
 - 5.4 Executive Manager, Development & Environmental Services' Report
- 6) Reports: Delegates/Mayor/Councillors

PRESENT: Clr David McCann, Clr Bronwyn Hatty, Clr Wayne Lewis, Clr Colin McKinnon, Clr Jeremy Crocker, Clr Kathy Maslin and Clr Bruce Hutcheon.

STAFF: Tony Donoghue, General Manager;
Courtney Armstrong, Acting General Manager;
Colby Farmer, Executive Manager, Development & Environmental Services;
Scott Buchanan, Works Engineer.

APOLOGIES: Clr Alan White and Clr Garth Perkin

1) APOLOGIES

RESOLVED on the motion of Clr McKinnon and seconded by Clr Lewis that the apology of Clr Alan White and Clr Garth Perkin be received and accepted.

100/07/2023

2) DECLARATIONS OF INTEREST

There were no Declarations of Interest.

3a) CONFIRMATION OF MINUTES OF THE MEETING HELD 22ND JUNE 2023

RESOLVED on the motion of Clr Hutcheon and seconded by Clr Hatty that the Minutes of the Meeting held 22nd June 2023 as circulated be confirmed and adopted. 101/07/2023

3b) MATTERS ARISING OUT OF THE MINUTES

There were no matters arising out of the Minutes.

4) CORRESPONDENCE

AGENDA A (FOR INFORMATION ONLY)

1a) ACTIVITY REPORTS

- 1) Operating Statistics of the Coolamon Shire Library for June 2023.
Attachment No. 1.1
- 2) Tourism & Business Development Officer's Report for June 2023.
Attachment No. 1.2
- 3) Road Safety Officer's Report for June 2023.
Attachment No. 1.3
- 4) Community Development Officer's Report for June 2023.
Attachment No. 1.4
- 5) Allawah Community Care Report for June 2023.
Attachment No. 1.5

General Manager's Note

The above reports are operating reports only for use by Senior Staff. They are submitted to Council as part of Agenda A for information only.

2a) INFORMATION PAPERS

The following papers have been **distributed** with Council's supplementary material as being matters of information/interest to Councillors. If Councillors desire any further information on the matters distributed, then that can be raised with the General Manager.

- 1) Draft Minutes of the Riverina Eastern Regional Organisation of Councils held 23rd June 2023. Attachment No. 2.1
- 2) Draft Minutes of the Riverina Joint Organisation held 23rd June 2023. Attachment No. 2.2

Note: The Minutes of the Section 355 Committees are for notation only and this does not necessarily mean any action recommended has been endorsed by Council. The Section 355 Committee will need to follow the appropriate due process to action any recommendations.

RESOLVED on the motion of Clr Maslin and seconded by Clr Crocker that the correspondence listed in Agenda A be received. 102/07/2023

5) GENERAL MANAGER'S REPORT

5.1 GENERAL MANAGER REPORTS

GM1) TENDER RFT 2023/04 – DWELLING HOUSE AT 14 DUNROBIN STREET, COOLAMON (LF734, T.03-05, SC420)

Council received two tenders for the construction of a dwelling at 14 Dunrobin Street, Coolamon. This tender process was subject of a report to the May Council Meeting and delegation was provided to the Mayor, Deputy Mayor and General Manager to make an assessment of the tenders and to engage the successful Contractor.

The tenders Council received were from:

- 1) Paul Tokley Constructions - \$595,000
- 2) Hurst Constructions - \$645,975

Both tenders were conforming tenders with Paul Tokley nominating 16 weeks or 80 working days for the project's completion and Hurst Constructions nominating 20 weeks or 100 days for project completion.

The reason for the assessment of this tender and delegation report was to fast track the construction of this dwelling in preparation for workers for Allawah Lodge. The Committee resolved to award the tender to Paul Tokley Constructions for \$595,000 and all tender documents have been signed.

The house has commenced construction.

Recommendation

That Council endorse the actions of the Delegated Committee.

RESOLVED on the motion of Clr Lewis and seconded by Clr Hutcheon that Council endorse the actions of the Delegated Committee. 103/07/2023

GM2) PROGRAMME GUIDELINES FOR THE NSW LOCAL RECOVERY GRANT (G.03-91, SC1465)

This Grant was provided by the Office of Local Government (OLG) as the Administering Agency for the jointly funded Commonwealth and NSW State Government, Local Government Recovery Grant, see attached correspondence.

Attachment No. 3.1

- ➔ At the time this funding was announced, Council made a preliminary submission indicating the proposed works. This was undertaken in conjunction with a report to Council. (See Attached). Attachment No. 3.2

Council focused their projects on resilience and ensuring that infrastructure work either repaired/cleaned up existing Council managed land, or made improvements to existing infrastructure to prepare for future wet weather events.

Council are now required to formally provide details and information associated with the projects in order to commence the programme of works.

The matters identified at the initial funding announcement are still relevant to Council's operations and would meet the criteria of eligible projects.

Recommendation

That Council submit the following works under the Local Government Recovery Grant:

- \$400,000 Upgrade to the Storage Capacity of Effluent Reuse Water at the Coolamon Showground
- \$100,000 towards the drainage improvements to the Coolamon Showground.
- \$100,000 towards cleanup and improvements to the Ardlethan Showground/Ardlethan Cemetery.
- \$400,000 towards the improvements and increased capacity to the Water Reuse System for Coolamon Parks and Gardens.

RESOLVED on the motion of Clr Lewis and seconded by Clr Hatty that Council submit the following works under the Local Government Recovery Grant:

104/07/2023

- **\$400,000 Upgrade to the Storage Capacity of Effluent Reuse Water at the Coolamon Showground**
- **\$100,000 towards the drainage improvements to the Coolamon Showground.**
- **\$100,000 towards cleanup and improvements to the Ardlethan Showground/Ardlethan Cemetery.**
- **\$400,000 towards the improvements and increased capacity to the Water Reuse System for Coolamon Parks and Gardens.**

GM3) SOUTHERN SPORTS ACADEMY (S.07-01, SC589)

- Council has received a request from the Southern Sports Academy to sponsor athletes that emanate from within the Coolamon Shire Local Government Area. These up and coming athletes have been selected for their sporting abilities to pursue a higher level of sporting achievement. [Attachment No. 4](#)

Council receives this request annually and has always contributed \$200.00 per athlete.

Listed below are the names of the athletes represented in the Academy from the Coolamon Shire:

Name	Town	Sport
Matilda Wickson	Coolamon	Hockey
Summer Griffiths	Ganmain	Netball

Recommendation

- 1) That Council contribute \$200.00 to support Matilda Wickson and Summer Griffiths in the Southern Sports Academy Elite Young Athletes Programme.
- 2) That Council write to congratulate both Matilda and Summer on their selection in the Southern Sports Academy.

RESOLVED on the motion of Clr Maslin and seconded by Clr Crocker: [105/07/2023](#)

- 1) **That Council contribute \$200.00 to support Matilda Wickson and Summer Griffiths in the Southern Sports Academy Elite Young Athletes Programme, and**
- 2) **That Council write to congratulate both Matilda and Summer on their selection in the Southern Sports Academy.**

GM4) LRCIP4 (G.03-72-04, SC1478)

Council has now received the phase 4 LRCI Grant Guidelines. This was previously indicated by the new Federal Government that it would be maintained. Coolamon Shire's allocation is an amount of \$1,218,008.00 comprising of;

Part A - \$772,445.00 for approved local road and community infrastructure projects; and,

Part B – \$445,563.00 for approved road projects in Regional/Rural areas.

→ A copy of the guidelines has been attached. **Attachment No. 5**

Council staff are still managing a significant grants workload and it is thought appropriate that large projects are considered for the Part A allocation to reduce project management requirements of staff. All work is to be completed by the end of June 2025.

Council has previously discussed providing Cabins at the Caravan Park for both current worker shortages and future tourism potential. Applications were submitted under previous funding opportunities but were unsuccessful.

In addition, staff have previously raised issues with upgrading the Library and Community Centre for better disabled access.

We have also discussed some solar/battery issues that would benefit Council and Community users to better distribute power and reduce reliance on the grid.

Projects	Costs
1. Cabins at the Caravan Park	\$600,000
2. Upgrading Library/Community Centre	\$120,000
3. Net Zero Projects. Battery/Solar	\$52,445
Total:	\$772,445

In regards to the road allocation there were several jobs that were not completed in the previous LRCIP due to some cost overruns. In particular, additional budget allocation to Matong Hall after final tenders were received and increased drainage work costs.

Council has the opportunity to include these projects in this round of funding. There were 3 rear lane seals in Coolamon at \$70,000 and drainage work in Ardlethan.

There is also general culvert repairs/replacement along the Ardlethan Road and we can include the footpath to the Sportsground in Ganmain by bringing forward from our Future Works Programme. We also have the opportunity to seal and reseal the Coolamon and Ganmain Walking Trails, thus protecting the asset for 15 years.

Projects	Costs
Laneway Seals - Coolamon	\$70,000
Drainage Ardlethan (Mullins Street)	\$20,000
Culvert Replacement and Reset (Ardlethan Road)	\$90,000
Seal/Reseal Coolamon/Ganmain Walking Trail	\$200,000
Footpath – Ford Street, Ganmain (Loch to Sports Club)	\$65,563

Recommendation

That Council proceed with the projects as identified in this report.

RESOLVED on the motion of Clr Maslin and seconded by Clr Crocker that the following projects be nominated in relation to Council's LRCIP4 allocation:

106/07/2023

LCRIP4a	
Projects	Costs
1. Cabins at the Caravan Park	\$500,000
2. Upgrading Library/Community Centre	\$120,000
3. Net Zero Projects. Battery/Solar	\$52,445
4. Community Art	\$50,000
5. CCTV	\$50,000
Total:	\$772,445

LRCIP4b	
Projects	Costs
Laneway Seals - Coolamon	\$70,000
Drainage Ardlethan (Mullins Street)	\$20,000
Culvert Replacement and Reset (Ardlethan Road)	\$90,000
Seal/Reseal Coolamon/Ganmain Walking Trail	\$200,000
Footpath – Ford Street, Ganmain (Loch to Sports Club)	\$65,563
Total:	\$445,563

GM5) CROWN LAND IN MARRAR (L.02-02, SC570)

- Council has received a second letter from Crown Lands reaffirming that the land Coolamon Shire Council has identified in Marrar for purchase and prospective housing will not be considered for sale. Attachment No. 10

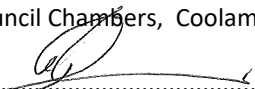
This is the second letter, the first was sent to the Department, the second to the Minister, requesting a review of the initial decision.

As can be seen there appears to be no change in the position from Crown Lands. This is quite disappointing in view of the fact that they have asked Councils to identify vacant land and opportunities for housing.

Recommendation

For Council information.

RESOLVED on the motion of Clr Lewis and seconded by Clr Hutcheon that the report be received and that Council continue to advocate for the Crown Land identified in Marrar be made available for housing. 107/07/2023


..... MAYOR


..... GENERAL MANAGER.

5.2) EXECUTIVE MANAGER, CORPORATE & COMMUNITY SERVICES' REPORTS

CS1) FINANCE REPORT TO 30TH JUNE 2023

DATE INVESTED	INSTITUTION	RATING	INVESTMENT TYPE	AMOUNT INVESTED	TERMS (days)	RATE	MATURITY DATE
21/07/2022	Judo Bank	NR (Govt Guarantee)	Term Deposit	\$ 250,000	365	3.95%	21/07/2023
22/07/2022	Bank of Queensland	A2/BBB+	Term Deposit	\$ 1,000,000	367	4.00%	24/07/2023
25/01/2023	Bank of Queensland	A2/BBB+	Term Deposit	\$ 1,000,000	182	4.30%	26/07/2023
3/08/2022	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	365	4.25%	3/08/2023
14/09/2022	NAB	A1/A+	Term Deposit	\$ 1,000,000	365	4.10%	14/09/2023
9/09/2022	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	365	3.75%	9/09/2023
23/09/2022	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	365	3.75%	23/09/2023
1/10/2022	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	365	3.95%	1/10/2023
4/10/2022	AMP	A2/BBB	Term Deposit	\$ 1,000,000	365	4.60%	4/10/2023
13/04/2023	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	182	4.80%	12/10/2023
19/04/2023	Beyond Bank	A2/BBB	Term Deposit	\$ 750,000	183	4.50%	19/10/2023
25/11/2022	AMP	A2/BBB+	Term Deposit	\$ 500,000	334	4.60%	25/10/2023
2/05/2023	NAB	A1/A+	Term Deposit	\$ 500,000	184	4.50%	2/11/2023
9/05/2023	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	182	4.90%	7/11/2023
9/05/2023	Bank of Queensland	A2/BBB+	Term Deposit	\$ 1,000,000	184	4.75%	9/11/2023
13/02/2023	NAB	A1/A+	Term Deposit	\$ 2,000,000	273	4.55%	13/11/2023
25/11/2022	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	364	4.60%	24/11/2023
1/02/2023	NAB	A1/A+	Term Deposit	\$ 1,000,000	365	4.50%	1/02/2024
2/03/2023	Beyond Bank	A2/BBB	Term Deposit	\$ 1,001,512	366	4.20%	2/03/2024
19/05/2023	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	364	5.10%	17/05/2024
29/05/2023	AMP	A2/BBB+	Term Deposit	\$ 500,000	365	5.20%	28/05/2024
13/06/2023	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	365	5.45%	12/06/2024
TOTAL INVESTED				\$ 20,501,512			

I hereby certify that the above investments have been made in accordance with Section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government (General) Regulation 2021* and Council's Investment Policy.

 (Samantha Jennings, Finance Manager)

RESTRICTED CASH, CASH EQUIVALENTS & INVESTMENTS (as at 30 June 2022)

External Restrictions - included in liabilities

Specific purpose unexpended grants	1,673,201.90
Allawah Lodge Bonds & Payments	4,356,548.65
Allawah Village Loan Licences	3,874,000.84
Home Care Packages	167,474.94
	<u>10,071,226.33</u>

External Restrictions - other

Developer contributions - general	90,211.90
Specific purpose grants (recognised as revenue)	809,254.87
Sewerage Services	2,256,858.36
Domestic Waste Management	849,242.40
Stormwater Management	10,524.83
Other - Community Transport	270,928.00
	<u>4,287,020.36</u>

Internal Restrictions

Plant & vehicle replacement	1,000,000.00
Employees Leave Entitlements	1,700,000.00
Deferred Works	73,760.00
Ardlethan Preschool (non-grant)	58,769.64
Asset management/replacement	4,500,000.00
Financial Assistance Grant Advance	3,159,565.00
Swimming Pools	75,000.00
Rehabilitation of Gravel Pits	215,000.00
Coolamon Early Childhood Centre	442,957.02
Allawah Lodge	939,413.99
Allawah Village	326,777.40
	<u>12,491,243.05</u>

TOTAL RESTRICTIONS

26,849,489.74

UNRESTRICTED

256,067.11

TOTAL CASH, CASH EQUIVALENTS & INVESTMENTS

27,105,556.85

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

COOLAMON SHIRE COUNCIL
INCOME STATEMENT

for the period 1st July 2022 to 30th June 2023

	JUNE 2023	MAY 2023	APRIL 2023	2022/2023 ORIGINAL BUDGET	2021/2022 ACTUAL
Income from continuing operations					
Rates & annual charges	4,148,709.85	4,149,123.52	4,149,882.89	4,098,921.47	4,066,634.90
User charges & fees	5,803,760.26	5,226,794.71	4,748,265.56	5,267,323.00	5,640,141.22
Other revenues	452,843.32	278,756.13	265,129.14	411,415.51	416,162.55
Grants & contributions provided for operating purposes	8,811,085.78	3,983,771.82	3,315,968.09	3,738,847.50	8,092,033.99
Grants & contributions provided for capital purposes	2,309,119.83	1,420,491.25	355,103.55	6,142,114.12	4,256,954.12
Interest and investment revenue	756,113.42	273,022.91	187,217.37	470,895.67	206,245.44
Other income	383,364.53	357,473.00	325,637.59	395,006.77	365,328.47
Net gain from the disposal of assets	188,960.94	188,960.94	188,960.94	303,665.45	-188,544.76
Internals	0.00	0.00	0.00		0.00
Total income from continuing operations	22,853,957.93	15,878,394.28	13,536,165.13	20,828,189.49	22,854,955.93
Expenses from continuing operations					
Employee benefits and on-costs	7,520,588.72	6,773,095.68	5,954,559.92	6,669,700.00	7,098,263.90
Materials & services	6,218,081.26	5,215,094.50	4,462,571.35	5,290,118.64	5,496,606.78
Borrowing costs	24,313.69	18,969.17	17,959.34	10,000.00	23,321.75
Depreciation, amortisation & impairment	3,761,793.21	3,699,276.89	3,636,732.39	4,393,790.00	4,189,169.06
Other expenses	472,615.04	471,665.04	391,009.14	451,187.33	379,243.79
Net loss from the disposal of assets					
Total expenses from continuing operations	17,997,391.92	16,178,101.28	14,462,832.14	16,814,795.97	17,186,605.28
Operating result from continuing operations	4,856,566.01	(299,707.00)	(926,667.01)	4,013,393.52	5,668,350.65
Net operating result for the year before grants and contributions provided for capital purposes	2,547,446.18	-1,720,198.25	-1,281,770.56	-2,128,720.60	1,411,396.53

This is Page No. 11 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 20th July 2023.

..... MAYOR

..... GENERAL MANAGER.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

COOLAMON SHIRE COUNCIL
INCOME STATEMENT BY FUND

	June 2023		TOTAL
	CONSOLIDATED		
	GENERAL FUND	SEWERAGE FUND	
Income from continuing operations			
Rates & annual charges	3,425,042.25	723,667.60	4,148,709.85
User charges & fees	5,803,760.26	0.00	5,803,760.26
Other revenues	443,992.28	8,851.04	452,843.32
Grants & contributions provided for operating purposes	8,811,085.78	0.00	8,811,085.78
Grants & contributions provided for capital purposes	2,271,384.03	37,735.80	2,309,119.83
Interest and investment revenue	691,228.25	64,885.17	756,113.42
Other income	383,364.53		383,364.53
Net gain from the disposal of assets	188,960.94	0.00	188,960.94
Internals	75,921.00	(75,921.00)	0.00
Total income from continuing operations	22,094,739.32	759,218.61	22,853,957.93
Expenses from continuing operations			
Employee benefits and on-costs	7,337,118.27	183,470.45	7,520,588.72
Materials & services	5,949,813.49	268,267.77	6,218,081.26
Borrowing costs	24,313.69		24,313.69
Depreciation & amortisation	3,552,386.25	209,406.96	3,761,793.21
Other expenses	472,615.04	0.00	472,615.04
Total expenses from continuing operations	17,336,246.74	661,145.18	17,997,391.92
Operating result from continuing operations	4,758,492.58	98,073.43	4,856,566.01
Net operating result for the year before grants and contributions provided for capital purposes	2,487,108.55	60,337.63	2,547,446.18

This is Page No. 12 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 20th July 2023.

.....
MAYOR

.....
GENERAL MANAGER.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

COOLAMON SHIRE COUNCIL
BALANCE SHEET

for the period 1st July 2022 to 30th June 2023

	JUNE 2023	MAY 2023	APRIL 2023	2022/2023	
				ORIGINAL BUDGET (ADJ FOR OPENING BALS)	2021/2022 ACTUAL
ASSETS					
Current assets					
Cash and cash equivalents	6,321,478.08	2,071,363.89	3,525,299.38	3,302,156.69	5,104,044.52
Investments	20,501,512.33	22,501,512.33	22,001,512.33	19,800,000.33	22,001,512.33
Receivables	2,294,919.92	1,280,558.90	(3,278,278.53)	919,874.73	919,874.73
Inventories	2,292,538.97	2,276,071.25	2,279,906.38	3,904,282.79	2,298,206.98
Other					
Total current assets	31,410,449.30	28,129,506.37	24,528,439.56	27,926,314.54	30,323,638.56
Non-current assets					
Investments					
Receivables	280,092.35	280,092.35	280,092.35	248,082.35	280,092.35
Inventories	429,149.05	429,149.05	429,149.05	429,149.05	429,149.05
Infrastructure, property, plant & equipment	271,992,840.13	270,693,753.78	269,547,543.09	270,549,416.70	260,834,465.06
Accumulated Dep'n - Infrastructure, PP&E	(60,953,903.87)	(60,891,387.55)	(60,828,843.05)	(61,986,073.81)	(57,592,283.81)
Accumulated Imp't - Infrastructure, PP&E	0.00	0.00	0.00	0.00	0.00
Total non-current assets	211,748,177.66	210,511,607.63	209,427,941.44	209,240,574.29	203,951,422.65
Total assets	243,158,626.96	238,641,114.00	233,956,381.00	237,166,888.83	234,275,061.21
LIABILITIES					
Current liabilities					
Payables	7,714,910.82	8,368,175.63	7,911,265.82	7,563,967.24	8,829,433.14
Contract Liabilities	6,837,052.32	6,812,289.58	3,215,286.40		1,673,201.90
Borrowings	0.00	0.00	0.00	0.00	0.00
Employee benefit provisions	1,969,062.54	1,974,441.04	1,968,801.06	2,121,841.25	1,987,941.25
Provisions	0.00	0.00	0.00	0.00	0.00
Other	1,433.38	6,312.86	8,092.84	4,883.03	4,883.03
Total current liabilities	16,522,459.06	17,161,219.11	13,103,446.12	9,690,691.52	12,495,459.32
Non-current liabilities					
Payables	4,241.62	4,241.62	4,241.62	4,241.62	4,241.62
Borrowings	0.00	0.00	0.00	0.00	0.00
Employee benefit provisions	131,302.97	131,302.97	131,302.97	131,302.97	131,302.97
Provisions	1,075,019.30	1,075,019.30	1,075,019.30	1,085,019.30	1,075,019.30
Total non-current liabilities	1,210,563.89	1,210,563.89	1,210,563.89	1,220,563.89	1,210,563.89
TOTAL LIABILITIES	17,733,022.95	18,371,783.00	14,314,010.01	10,911,255.41	13,706,023.21
Net assets	225,425,604.01	220,269,331.00	219,642,370.99	226,255,633.42	220,569,038.00
EQUITY					
Retained earnings	111,568,642.35	106,412,369.34	105,785,409.33	112,398,671.76	106,712,076.34
Reserves	113,856,961.66	113,856,961.66	113,856,961.66	113,856,961.66	113,856,961.66
Internal Assets/Liabilities	0.00	0.00	0.00		0.00
Trust Transfer					
Total equity	225,425,604.01	220,269,331.00	219,642,370.99	226,255,633.42	220,569,038.00

This is Page No. 13 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 20th July 2023.

..... MAYOR

..... GENERAL MANAGER.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

COOLAMON SHIRE COUNCIL
BALANCE SHEET BY FUND

	June 2023		COOLAMON SHIRE TOTAL
	CONSOLIDATED GENERAL FUND	SEWERAGE FUND	
ASSETS			
Current assets			
Cash and cash equivalents	4,298,774.41	2,022,703.67	6,321,478.08
Investments	20,501,512.33		20,501,512.33
Receivables	2,226,129.96	68,789.96	2,294,919.92
Inventories	2,292,538.97		2,292,538.97
Other			0.00
Total current assets	29,318,955.67	2,091,493.63	31,410,449.30
Non-current assets			
Investments			0.00
Receivables	280,092.35		280,092.35
Inventories	429,149.05		429,149.05
Infrastructure, property, plant & equipment	249,960,108.59	22,032,731.54	271,992,840.13
Accumulated Depreciation	(52,909,856.26)	(8,044,047.61)	(60,953,903.87)
Accumulated Impairment	0.00		0.00
Total non-current assets	197,759,493.73	13,988,683.93	211,748,177.66
Total assets	227,078,449.40	16,080,177.56	243,158,626.96
LIABILITIES			
Current liabilities			
Payables	7,714,910.82	0.00	7,714,910.82
Contract Liabilities	6,837,052.32		6,837,052.32
Interfunding			0.00
Interest bearing liabilities	0.00		0.00
Employee benefit provisions	1,969,062.54		1,969,062.54
Provisions	0.00		0.00
Other	1,292.72	140.66	1,433.38
Total current liabilities	16,522,318.40	140.66	16,522,459.06
Non-current liabilities			
Payables	4,241.62		4,241.62
Interest bearing liabilities	0.00		0.00
Employee benefit provisions	131,302.97		131,302.97
Provisions	1,075,019.30		1,075,019.30
Total non-current liabilities	1,210,563.89	0.00	1,210,563.89
TOTAL LIABILITIES	17,732,882.29	140.66	17,733,022.95
Net assets	209,345,567.11	16,080,036.90	225,425,604.01
EQUITY			
Retained earnings	102,135,224.70	9,433,417.65	111,568,642.35
Reserves	107,210,342.41	6,646,619.25	113,856,961.66
Internal Assets & Liabilities			0.00
Trust Transfer			0.00
Total equity	209,345,567.11	16,080,036.90	225,425,604.01

This is Page No. 14 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 20th July 2023.

..... MAYOR

..... GENERAL MANAGER.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

COOLAMON SHIRE COUNCIL
INTERNAL & EXTERNAL RESTRICTIONS

for the period 1st July 2022 to 30th June 2023

	2022/2023				
	JUNE 2023	MAY 2023	APRIL 2023	BUDGET (ADJ FOR OPENING BALS)	2021/2022 ACTUAL
<i>EXTERNALLY RESTRICTED</i>					
Contract Liabilities	6,762,890.00	6,790,133.81	7,035,554.88	262,804.00	1,673,201.90
Allawah Lodge Accommodation Payments	3,502,694.29	3,804,463.99	3,809,795.53	4,356,548.65	4,356,548.65
Allawah Village Loan-Licence	4,041,621.84	4,177,981.66	4,177,981.66	4,019,572.84	3,874,000.84
Home Care Packages	49,663.99	55,203.27	59,448.52	167,474.94	167,474.94
Developer Contributions	139,792.42	40,631.38	127,441.06	79,362.38	90,211.90
Grant Revenues	57,859.24	169,055.76	301,818.54	43,809.87	809,254.87
Sewerage Fund	2,022,703.67	2,362,753.36	2,357,375.98	2,329,618.58	2,256,858.36
Waste Management	753,071.44	762,460.25	812,226.90	635,104.55	849,242.40
Stormwater Management Reserve	0.00	0.00	0.00	18,939.83	10,524.83
Other - Community Transport	315,645.86	317,206.01	324,062.36	270,928.00	270,928.00
	17,645,942.75	18,479,889.49	19,005,705.43	12,184,163.64	14,358,246.69
<i>INTERNALLY RESTRICTED</i>					
Plant Replacement Reserve	0.00	1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00
Employees Leave Entitlements Reserve	1,700,000.00	1,700,000.00	1,700,000.00	1,793,500.00	1,700,000.00
Deferred Works Reserve	350,915.60	57,790.00	57,790.00	15,970.00	73,760.00
Ardlethan Preschool	75,887.64	75,887.64	75,887.64	78,269.64	58,769.64
Asset Management	0.00	1,000,000.00	1,500,000.00	4,959,469.39	4,500,000.00
Financial Assistance Grant	4,762,788.00	0.00	0.00	0.00	3,159,565.00
Swimming Pools Reserve	75,000.00	75,000.00	75,000.00	40,000.00	75,000.00
Gravel Pits Rehabilitation Reserve	215,000.00	215,000.00	215,000.00	255,000.00	215,000.00
CECC Asset Mgt Reserve	230,440.12	534,549.40	558,805.24	442,133.02	442,957.02
Allawah Lodge Asset Mgt Reserve	961,459.10	888,670.52	1,052,384.54	1,092,091.65	939,413.99
Allawah Village Asset Mgt Reserve	460,848.75	217,707.59	231,837.69	360,513.71	326,777.40
	8,832,339.21	5,764,605.15	6,466,705.11	10,036,947.41	12,491,243.05
Unrestricted	344,708.45	328,381.58	54,401.17	881,045.98	256,067.11
TOTAL CONSOLIDATED CASH	26,822,990.41	24,572,876.22	25,526,811.71	23,102,157.02	27,105,556.85

This is Page No. 15 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 20th July 2023.

..... MAYOR

..... GENERAL MANAGER.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 20th JULY 2023.

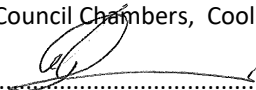
RATE COLLECTIONS

	ARREARS BFWID	LEVIES INC INTEREST	TOTAL	COLLECTIONS TO DATE	% TO TOTAL	ADJUSTMENTS INC. PENS CONCESSIONS	ADJ TOTAL	% TO TOTAL	COLLECTABLE BALANCE
30/06/2003	306,605.81	1,898,703.89	2,205,309.70	1,835,999.04	83.25%	91,588.07	2,113,721.63	86.86%	277,722.59
30/06/2004	280,098.47	2,046,478.99	2,326,577.46	2,026,927.48	87.12%	120,381.35	2,206,196.11	91.87%	179,268.63
30/06/2005	181,374.69	2,093,391.77	2,274,766.46	2,007,655.59	88.26%	108,062.35	2,166,704.11	92.66%	159,048.52
30/06/2006	163,566.58	2,177,733.43	2,341,300.01	2,053,546.06	87.71%	107,810.50	2,233,489.51	91.94%	179,943.45
30/06/2007	185,519.90	2,263,824.06	2,449,343.96	2,109,364.30	86.12%	109,735.74	2,339,608.22	90.16%	230,243.92
30/06/2008	236,912.33	2,430,638.25	2,667,550.58	2,270,148.93	85.10%	125,016.41	2,542,534.17	89.29%	272,385.24
30/06/2009	277,343.62	2,510,814.21	2,788,157.83	2,430,968.28	87.19%	126,285.29	2,661,872.54	91.33%	230,904.26
30/06/2010	239,371.45	2,620,971.16	2,860,342.61	2,439,927.60	85.30%	124,428.43	2,735,914.18	89.18%	295,986.58
30/06/2011	309,194.09	2,751,252.92	3,060,447.01	2,665,018.26	87.08%	129,574.37	2,888,309.47	92.27%	223,291.21
30/06/2012	239,162.46	2,889,022.55	3,128,185.01	2,813,831.03	89.95%	128,513.54	3,129,781.50	93.38%	184,779.61
30/06/2013	207,935.41	3,050,359.63	3,258,295.04	2,922,614.40	89.70%	126,448.22	3,265,370.38	91.92%	263,964.07
30/06/2014	230,807.22	3,161,011.38	3,391,818.60	3,001,406.31	88.49%	124,775.36	3,451,284.12	90.28%	335,520.44
30/06/2015	263,562.88	3,312,496.60	3,576,059.48	3,115,763.68	87.13%	124,774.16	3,639,119.79	91.73%	300,944.76
30/06/2016	335,520.44	3,429,230.03	3,764,750.47	3,338,175.03	88.67%	125,630.68	3,692,442.83	91.77%	303,728.87
30/06/2017	300,944.76	3,516,272.23	3,817,216.99	3,388,713.96	88.77%	119,664.22	3,771,333.96	91.49%	320,825.83
30/06/2018	303,728.87	3,587,269.31	3,890,998.18	3,450,508.13	88.68%	119,064.99	3,896,985.13	90.55%	368,193.86
30/06/2019	319,410.16	3,696,639.96	4,016,050.12	3,528,791.27	87.87%	117,560.40	4,049,514.09	91.24%	354,640.21
30/06/2020	368,193.86	3,798,880.63	4,167,074.49	3,694,873.88	88.67%	291,013.91	4,169,271.52	95.42%	190,868.79
30/06/2021	342,642.82	4,117,642.61	4,460,285.43	3,978,402.73	89.20%	121,671.86	4,170,755.95	96.92%	128,583.34
30/06/2022	190,868.79	4,101,559.02	4,292,427.81	4,042,172.61	94.17%				
2022/2023									
31/07/2022	126,583.34	4,209,276.12	4,335,859.46	51,490.95	1.19%	118,168.29	4,217,691.17	1.22%	4,166,200.22
31/08/2022	126,583.34	4,213,801.21	4,340,384.55	1,539,846.59	35.48%	120,515.16	4,219,869.39	36.49%	2,680,022.80
30/09/2022	126,583.34	4,219,005.50	4,345,588.84	1,783,663.60	41.05%	121,408.87	4,224,179.97	42.23%	2,440,516.37
31/10/2022	126,583.34	4,219,009.64	4,345,592.98	1,925,993.96	44.32%	122,533.90	4,223,059.08	45.61%	2,297,065.12
30/11/2022	126,583.34	4,222,708.70	4,349,292.04	2,390,052.90	54.95%	123,208.90	4,226,083.14	56.55%	1,836,030.24
31/12/2022	126,583.34	4,228,876.13	4,355,459.47	2,566,719.66	58.93%	123,458.90	4,232,000.57	60.65%	1,665,280.91
31/01/2023	126,583.34	4,231,578.29	4,358,161.63	2,620,084.91	60.12%	123,796.40	4,234,365.23	61.88%	1,614,280.32
28/02/2023	126,583.34	4,231,795.90	4,358,379.24	3,109,151.37	71.34%	124,296.40	4,234,082.84	73.43%	1,124,951.47
31/03/2023	126,583.34	4,232,790.86	4,359,374.20	3,331,700.89	76.43%	125,790.17	4,233,584.03	78.70%	901,883.14
30/04/2023	126,583.34	4,233,700.17	4,360,283.51	3,395,890.88	77.88%	125,958.92	4,234,324.59	80.20%	838,433.71
31/05/2023	126,583.34	4,234,520.96	4,361,104.30	3,931,476.49	90.15%	126,718.29	4,234,386.01	92.85%	302,909.52
30/06/2023	126,583.34	4,235,465.24	4,362,048.58	4,092,839.63	93.83%	127,055.79	4,234,992.79	96.64%	142,153.16

Recommendation

That the Finance Report to 30th June 2023 be received.

RESOLVED on the motion of Clr Crocker and seconded by Clr Hatty that the Finance Report to the 30th June 2023 be received. 108/07/2023



MAYOR



GENERAL MANAGER.

CS2) POLICY REVIEW (P.12-01, SC316)

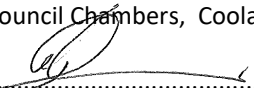
➔ As part of Council's ongoing policy review, the following policy is presented by staff: Attachment No. 6

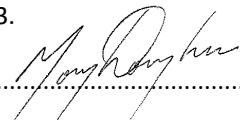
- Sick Leave Policy (minor wording changes and inclusion of limitation paragraph similar to award provisions relating to sick leave payouts on employee's death).

Recommendation

That the Sick Leave Policy as presented be adopted.

RESOLVED on the motion of Clr Hatty and seconded by Clr Crocker that the Sick Leave Policy as presented be adopted. 109/07/2023

.......... MAYOR

..........GENERAL MANAGER.



SICK LEAVE POLICY

Date Adopted	20 July 2023		
Council Minute	109/07/2023		
Version	Version 3		
Policy Responsibility	Corporate & Community Services		
Review Timeframe	Every 4 years		
Last Review Date	July 2023	Next Scheduled Review	July 2027

OBJECTIVE

To provide to Staff a benefit, outside of the conditions of the award system, that if, while a current employee, they suffer death from illness or misadventure then their estate will receive the benefit of their accumulated sick leave at the time of death.

GENERAL

Accumulated sick leave shall be paid at the current rate of pay for that particular employee upon termination of the employee's services with the Coolamon Shire Council when that termination is by reason of death from illness or misadventure.

Payment is limited to sick leave calculated to retirement age in accordance with relevant legislation and shall not be payable if the death arises out of or in the course of employment such that it is compensable under the *Workers Compensation Act 1987 (NSW)*.

REVIEW

This policy may be reviewed at any time or as required in the event of legislative changes. Unless otherwise required the policy will be reviewed at least once during a term of Council.

Version 3 Adopted: Council Meeting held 20 July 2023 (Minute No. 109/07/2023)

Version 2 Re-Adopted: Council Meeting 19 May 2022 (Minute No 90/05/2022)

Version 2 Re-adopted: Council Meeting held 21 June 2018 (Minute No. 121/06/2018)

Version 2 Adopted: Council Meeting held 16 May 2013 (Minute No. 117/05/2013)

Version 1 Adopted: Council Meeting held 14 September 2005 (Minute No. 373/9/2005)

5.3) EXECUTIVE MANAGER, ENGINEERING & TECHNICAL SERVICES' REPORTS

ES1) SHIRE ROADS RESHEETING, STABILISATION AND MAINTENANCE

The following roads have received attention:

1) MAINTENANCE

- Poverty Lane (Ardlethan Road to Matong North Road)
- Currajong Lane (Rannock Road to Old Wagga Road)
- Blairs Lane (Rannock Road to Dennis Lane)
- Devlin Road (Redrops Lane to Poverty Lane)
- Pattisons Lane (Mary Gilmore Way to Carlilse Park Road)
- Halbischs Lane (Canola Way to Pritchards Lane)
- Croziers Lane (Halbischs Lane to Kockibitoo Road)
- Carlisle Park Road (Ardlethan Road to Mangledorfs Lane)
- Elliots Lane (Kockibitoo Road to Old Roping Pole Road)
- Freers Lane (Rannock Road to Ariaah Road)
- Mannings Lane (Rannock Road to Dennis Lane)
- Dennis Lane (Mannings Lane to Mollers Lane)
- Freers Lane (Rannock Road to Ariaah Road)
- Menzies Lane (Rannock Road to Ariaah Road)

2) RESHEETING

- Devlin Road (Redrops Lane to Poverty Lane)
- Marrarvale Lane (Coolamon Road to Marrar South Road)
- Manglesdorfs Lane (Mary Gilmore Way to Ariaah Road)
- Tilyards Lane (Ariaah Road to Rannock Road)
- Pattisons Lane (Mary Gilmore Way to Carlilse Park Road)
- East West Road (Rannock Road to Old Wagga Road)
- Currajong Lane (Rannock Road to Old Wagga Road)

Council's three Grader Gangs are still focused on unsealed resheets and maintenance but the constant rain events are making progress challenging. Various road sections have failed due to saturated pavements but unfortunately there is little that can be done until improved weather conditions prevail.

ES2) BUSINESS PARK

Planting of nature strip and creation of granite path are complete. Fencing of lots 1-6 is progressing, when conditions permit the remainder of fencing will occur when rail siding which is scheduled to start late July and completed by late September 2023 is completed. All other works are complete excluding concreting of main open drainage which will occur when conditions permit.

ES3) LRCIP

1) Wallace Street Drainage (Douglas to Dunrobin Street)

Contractors have completed all pipe, inlet pit and reinstatement of concrete dish works, bringing this project to a conclusion.

2) Wallace Street East Side (Wade to Stinson Street) 255m – K&G

Contractors have poured kerb and gutter with Council staff backfilling at front/rear of kerb in addition to connecting stormwater outlets.

Sealing at front of kerb will be included in next programme scheduled for early October and final dressing of nature strip will occur as soon as conditions permit.

ES4) TOWN WORKS

Loch Street – North & South (Grant to Gresham Street) K&G 246m

Contractors have poured kerb and gutter to south of Loch Street with north side to occur when conditions permit. Backfilling against kerb and gutter will also follow when conditions allow.

Recommendation

That the Executive Manager, Engineering & Technical Services' Reports (ES1 to ES4) be noted.

RESOLVED on the motion of Clr Crocker and seconded by Clr McKinnon that the Executive Manager, Engineering & Technical Services' Reports (ES1 to ES4) be noted. 110/07/2023

ES5) BIOSECURITY WEEDS OFFICER'S REPORT (N.02-01, SC284)

Biosecurity Weeds Officer Reports

Activities

- Finalisation of the Weeds Action Program is complete with reporting to be done this month.
- Private property inspections carried out in the town and village areas.
- African Boxthorn continue to be monitored and controlled.
- Coolatai control undertaken at Marrar by RENWA staff.
- High risk roadways inspected across the Shire.
- Staff have completed inspections of high-risk pathways and sites.
- Staff attended Prohibited matter workshop in Wagga.
- Monitoring of Biocontrol sites undertaken.
- RENWA staff in regular contact with neighbouring Councils and LLS staff.

WAP Targets Addressed:

- 1.1 High risk species and pathways identified and managed.
- 1.22 Discussion of High Risk Weeds list at Regional level.
- 2.1 Timely detection of new incursions.
- 2.11 Regional inspection program implemented. High risk sight inspection.
- 3.22 Impacts reduced, (control applied) to priority pathways.
- 4.3.2.2 Work collaboratively with other agencies.

Recommendation

That the report be noted.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Maslin that the report be noted. 111/07/2023

ES6) ROAD SAFETY OFFICER (R.08-01, SC335)

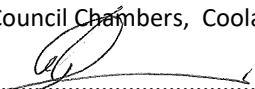
Following the resignation of Karen Trethowan, Tom Walker has been appointed in the role commencing on 26th June 2023 and as per the previous arrangement will service the Shires of Bland, Junee, Coolamon and Temora as the host Council.

Tom grew up in Temora and has more recently worked for both AFL Riverina and Cricket NSW in Competition Management, is highly competent and eager to get involved.

Recommendation

For Council information.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr Hatty that the report be noted. 112/07/2023


..... MAYOR


.....GENERAL MANAGER.

5.4) EXECUTIVE MANAGER, DEVELOPMENT & ENVIRONMENTAL SERVICES' REPORTS

HS1) DEVELOPMENT ACTIVITY REPORT FOR THE PERIOD ENDING 30TH JUNE, 2023 (B.05-03, SC58)

Summary

This report advises of the Development Application activity for the month of June 2023.

Development Activity Table

Application Number	Type	Address	Determination	Value
CDC 2023/12	Modification – Studio 9m X 7m with attached Verandahs	17 Wade Street, COOLAMON	Approved	\$19,000
DA 2022/19.2	Modification – New Dwelling	Lot 284; Coolamon Road, COOLAMON	Approved	\$520,000
DA 2022/46.2	Minor Internal changes to Dwelling & Garage	148 Mirrool Street North, COOLAMON	Approved	\$700,000
DA 2023/10.3	Modification - New Residential Storage Shed	14 Mandamah Street BECKOM	Approved	\$60,000
DA 2023/17	Rear Attached Patio with Fireplace	69 Wallace Street South, COOLAMON	Approved	\$15,000
DA 2023/19	Alterations & Additions to Existing Dwelling	43 Mirrool Street South, COOLAMON	Approved	\$100,000
DA 2023/21	New Residential Storage Shed	Bruce Street North, COOLAMON	Approved	\$60,000
DA 2023/23	New Residential Storage Shed	3090 Coolamon Road, COOLAMON	Approved	\$80,000
DA 2023/26	Three (3) Bedroom Dwelling	11 Learys Lane, COOLAMON	Approved	\$585,000
DA 2023/32	Caravan Storage Shed 10m x 6m	2-4 Mirrool Street South, COOLAMON	Approved	\$12,000
DA 2023/38	Subdivision (2 Lots)	6-8 Methul Street South, COOLAMON	Approved	\$5,000
DA 2023/41	New Residential Storage Shed 7m X 10m	7 Mimosa Street, COOLAMON	Approved	\$18,500
TOTAL:		12		\$2,174,500

Financial Implications

There are nil financial implications to Council as a result of this report.

Consultation

Applications have been notified and exhibited in accordance with Council's Development Control Plan as required.

Recommendation

That Council receive and note this report on development activity for the period up to 30th June, 2023.

RESOLVED on the motion of Clr Maslin and seconded by Clr Hatty that Council receive and note this report on development activity for the period up to 30th June, 2023. 113/07/2023

HS2) PROPOSED VOLUNTARY PLANNING AGREEMENT - ROCKWOODS INVESTMENT GROUP PTY LTD - WALLEROOBIE QUARRY (DA 2021/44)

Summary

This report provides information to Council on the re-exhibition of the Voluntary Planning Agreement (VPA) from Rockwoods Investment Group Pty Ltd, previously presented to Council and exhibited and re-exhibited after minor amendments to the VPA.

Background

As Council may be aware Milbrae Quarries Pty Ltd lodged a development application on the 3 May 2021 for the continued operation and extension of a Quarry (Wallerobie Quarry).

***Note:** Subsequent to the lodgment of the Development Application, Rockwoods Investment Group Pty Ltd purchased the quarry site from Milbrae Quarries Pty Ltd.*

The site is located at Lot: 1, DP: 1225817 or 1 Seberrys Lane, Walleroobie, NSW.

The project encompasses the following scope of works:

The development proposal seeks development consent for the continued operation and expansion of the Quarry which includes the following:

- An extension of operations resulting in a total disturbance area of up to approximately 62ha.
- An increase to the extraction rate from 120000 tpa to 300 000tpa.
- Importation of up to 1500tpa of concrete washout and other construction materials for recycling.
- Product transportation involving a maximum of 104 laden trucks per day and a peak of 12 laden trucks per hour.
- Creation of new egress / exit from the site onto Seberrys Lane.
- Erection of new Office and Amenities Building (20.05 m long x 5.45 m wide) and attached carport (20.05 m long x 4.75 m wide).
- Ongoing operations for a period of 25 years from the commencement of operations under the new development consent.

The development involves the following activities:

- Extraction of material from the site to produce up to 300000tpa of Quarry products.
- Importation of up to 1500tpa of concrete washout and other construction materials for recycling and incorporation in products produced within the Quarry.
- Crushing and screening of fragmented rock and imported materials on site using a fixed processing plant.
- Pre-coating of up to 30 000tpa of Quarry products.
- Transportation of up to 300 000tpa of Quarry products within the Coolamon LGA and the broader Riverina Region.
- Progressive and final rehabilitation of the site.
- The application has been assessed by Council and required referral agencies. There has been two (2) briefing meetings held with Council, the applicant and the NSW Regional Planning Panel. The applicant and Council are currently addressing comments from the Planning Panel prior to a determination meeting being held.

Council previously endorsed the letter of offer and the exhibition of a draft VPA.

Voluntary Planning Agreements

A Voluntary Planning Agreement (VPA) is an agreement entered into by a planning authority (such as Council or the Minister for Planning) and a developer.

VPAs are provided for under Subdivision 2 of Division 4 of Part 6 of the Environmental Planning and Assessment Act 1979 (EP&A Act) which provides the statutory framework for planning agreements.

The Environmental Planning and Assessment Regulation 2021 (the EP&A Regulation) provides a framework for planning agreements. The EP&A Regulation outlines the procedural requirements for the use of planning agreements as well as the making, amending and revocation of planning agreements and the public notice of planning agreements.

The Act declares them to be 'a voluntary agreement or other arrangement' between 'developers' and 'planning authorities' under which developers are required to make a monetary contributions, dedicate land free of cost, or provide any other material public benefits, or any combination, towards public purposes.

'Public purposes' are defined to include (without limitation):

- the provision of, or recoupment of the cost of providing, public amenities or public services, affordable housing, or transport or other infrastructure,
- the funding of recurrent expenditure in relation to such things,
- the monitoring of the planning impacts of development, and
- the conservation or enhancement of the natural environment.

The contents of VPAs must specify a number mandatory matters, which are:

- the land, the environmental planning instrument change (ie. planning proposal), and the development to which they apply,
- the benefits to be provided by the developer, and when and how this will be done,
- whether section 94 and other compulsory development contributions provisions apply, or are excluded from applying, to the subject development,
- a dispute resolution mechanism, and
- a suitable means of enforcement in the event of a breach by the developer.

Proposed VPAs must be the subject of public notice and public inspection for 28 days. Where practicable, this must occur in connection with public notice and public inspection of proposed instrument changes or development applications.

Planning authorities that are participating in planning agreements should follow the following fundamental principles:

- Planning agreements must be governed by the fundamental principle that planning decisions may not be bought or sold.
- Planning authorities should not allow planning agreements to improperly fetter the exercise of statutory functions with which they are charged.
- Planning authorities should not use planning agreements as a means of revenue raising, to overcome spending limitations, or for other improper purposes.
- Planning authorities should not be party to planning agreements in order to seek public benefits that are unrelated to particular development.
- Planning authorities should not, when considering applications to change environmental planning instruments or development applications, take into consideration planning agreements that are wholly unrelated to the subject-matter of the application, or attribute disproportionate weight to a planning agreement.
- Planning authorities should not allow the interests of individuals or interest groups to outweigh the public interest when considering planning agreements.
- Planning authorities should not improperly rely on their statutory position in order to extract unreasonable public benefits from developers under planning agreements.

- Planning authorities should ensure that their bargaining power is not compromised or their decision-making freedom is not fettered through a planning agreement.
- Planning authorities should avoid, wherever possible, being party to planning agreements where they also have a stake in the development covered by the agreements.

Terms of Offer

As previously reported, Council is receipt of a formal letter of offer from Rockwoods Investment Group Pty Ltd submitted to Council on the 16th June 2022.

The proposal tabled an offer which if accepted would result in the non-application of Councils Section 7.11 Plan and in lieu of the contribution rate provided for under the plan would provide as an alternate the following contributions:

Year 1 (FY 23) – 0.50c per tonne
 Year 2 (FY24) – 0.65c per tonne
 Year 3 (FY25) – 0.80c per tonne
 Year 4 (FY26) – 0.90c per tonne
 Year 5 (FY27) – \$1.00 per tonne

All prices would be based on a per tonne over the weighbridge and the above figures would all be subject to annual CPI increases.

The Section 7.11 Contributions that would be applicable to the development under the Plan would be as follows:

		Total Annual Volume	300,000 ton					
Route		Route Description	Council	Annual Ave (%)	Annual Volume (ton)	Haul Dist (km)	Royalty Rate (\$/km)	Annual Contribution
1	Blue	Wallerroobie West, Ardlethan Sth to Wagga Bdy	Coolamon	30	90000	66.92	\$0.0643	\$387,266.04
2	Green	Wallerroobie West, Ardlethan Nth to Newell Hwy & West	Coolamon	12	36000	20.21	\$0.0643	\$46,782.11
3	Red	Wallerroobie West, Ardlethan Nth to Newell Hwy & Nth	Coolamon	18	54000	20.21	\$0.0643	\$70,173.16
4	Pink	Wallerroobie East & Methul	CSC	40	120000	8.3	\$0.0643	\$64,042.80
				Ave Dist	23.128	115.64	TOTAL	\$568,264.11

Amended VPA

The Draft Voluntary Planning Agreement, was previously exhibited by Council, but has now been updated to include provision for a rehabilitation bond and introduction of security bond.

No other changes or amendments were made to the previously endorsed VPA. As a result of the minor amendments and to ensure legislative compliance, Council has undertaken a new round of Public Exhibition of the Draft VPA.

The amended VPA was advertised from the 10th June until the 6th July 2023 in the following mediums:

- Wagga Daily Advertiser
- Temora Independent
- Council Webpage.

No submissions were received during the exhibition period.

Next Steps

Subject to Council noting the exhibition report and endorsing the amendments to the VPA – the VPA will be executed by Council and the proponents.

Consultation

External consultation has been undertaken with the applicant and Council Staff.

Financial Implications

The financial implications associated with this report are considered positive and are outlined above under the proposed terms of the planning agreement as provided for in the letter of offer from the applicant.

➔ Attachments

Amended VPA Attachment No. 7

Recommendation

- 1) That Council Note the Report
- 2) That Council Delegate to the General Manager and the Mayor the ability to formally enter into and execute the Amended Agreement.

RESOLVED on the motion of Clr Maslin and seconded by Clr Lewis: 114/07/2023

- 1) **That Council Note the Report; and**
- 2) **That Council Delegate to the General Manager and the Mayor the ability to formally enter into and execute the Amended Agreement.**

The Mayor called for a division.

Those voting in favour of the motion: All those present

Those voting against the motion: Nil

HS3) DRAFT MODEL CONTAMINATED LAND POLICY (S.11-03, SC389)

Summary

This report presents the Draft Model Contaminated Land Policy to Council and seeks Council's endorsement for the public exhibition of the draft Policy.

Purpose

- To outline amendments made to the RAMROC-REROC Model Contaminated Land Policy adopted by Council in 2017.
- To guide Council's decision-making in a process to adopt the draft Model Contaminated Land Policy (2023) ('draft Model Policy').

General

The draft Model Policy outlines Council's commitment in regard to managing contaminated land in its local government area. This commitment continues to be anchored in the 'contaminated land planning guidelines' (i.e. the SEPP55 Planning Guidelines – Remediation of Land (1998)).

The draft Model Policy is a copy of the current RAMROC-REROC Model Contaminated Land Policy that Council adopted in 2017. It also includes amendments identified in consultation with both Council and with the project steering committee.

These amendments pertain to:

- Incorporating changes in the regulatory landscape related to contaminated land,
- Addressing feedback received from Council on their experiences and learnings in implementing the current RAMROC-REROC Model Contaminated Land Policy, and
- Council's request for additional 'best practice resources'.

Contaminated Land Framework

The contaminated land framework comprises three elements:

- 1) (Draft) Model Contaminated Land Policy (2023),
- 2) Council guidance on Implementing the Contaminated Land Policy, and
- 3) Best practice resources.

This framework was developed by RAMJO and REROC in collaboration with Far North-West Joint Organisation and Dubbo Regional Council. This collaboration sought to establish a 'regional' framework for managing contaminated land in Council business processes.

(Draft) Model Contaminated Land Policy (2023)

The objectives of the draft Model Policy are unchanged, solely on the basis that the *Resilience and Hazards SEPP (2021)* incorporated an unchanged *SEPP55 Planning Guidelines – Remediation of Land (1998)*.

However, the Department of Planning and Environment did release a draft 'contaminated land planning guidelines' (2018) that outlined proposed amendments to the SEPP 55 Planning Guidelines. In consultation with the REROC-RAMJO project steering committee, a number of these amendments have been incorporated in the draft Model Policy including:

- Adding 'Council depots' to the table in Appendix 1 on potential activities that may give rise to site contamination, and
- The 'Initial Evaluation' checklist.

The draft Model Policy has been amended to reflect updates in the regulatory landscape relevant to contaminated land, including:

- The EP&A Act in relation to the 'planning proposal' process (i.e. *Local Planning Direction 4.4*),
- The *Complying development guidelines* in regards to development on land previously subject to management orders under the Contaminated Land Management Act,
- The *Code SEPP* in relation to procedures for 'unexpected finds', and
- The *UPSS Regulation 2019* in relation to 'appropriate regulatory authority' responsibilities related to the design, installation, operation, maintenance and decommissioning of underground petroleum storage systems ('UPSS').

Feedback received from Councils on their experiences and learnings in using the current Model Policy resulted in amendments to the draft Model Policy. This included:

- An update of the risk-based approach for the assessment of site contamination,

- Extending the risk-based approach to include UPSS, and
- To expand the coverage of the 'best practice resources'.

The new 'UPSS' section of the draft Model Policy was developed in consultation with Council and the project steering committee. This new section outlines:

- A procedure to consider the design, installation, operation, maintenance and decommissioning of Underground Petroleum Storage Systems (UPSS) in a development assessment and consent process, and
- An 'optional' risk-based approach for Council to manage its 'appropriate regulatory authority' (ARA) responsibilities under the UPSS Regulation 2019 in regard to the operation and maintenance of UPSS.

The development assessment and consent clauses were developed with guidance and input from Councils. These were tested at the training workshops delivered in May and June 2023 with Councils providing constructive feedback that resulted in amendments to this clause.

The 'optional' risk-based approach for Council to manage its responsibilities, pertains specifically to the monitoring of UPSS sites. Council could monitor these sites to confirm they maintain compliance with Development Consent and/or the UPSS Regulation 2019. The relevant clauses of the draft Model Policy do not commit Council to a UPSS inspection and monitoring requirement. Rather these clauses outline a risk-based approach that Council may elect to implement, and with a view to make informed decisions in regards to a UPSS inspection program. This is consistent with advice received from Councils in our consultations and in the abovementioned training workshops.

This 'optional' risk-based approach has been supplemented with new 'best practice resources' including guidance documents and tools. Some of these have already been used by Council to assess the risk of identified UPSS sites in their local government area.

Implications on Council

The draft Model Policy does not present any new implications on Council in regards to the management of contaminated land. Contaminated land clauses remain unchanged with exception to those related to changes in the regulatory landscape that Council has already implemented.

This includes Local Planning Direction 4.4 where a 'preliminary site investigation' report is required to be attached to a planning proposal when and only when specific conditions are triggered.

The draft Model Policy includes a new section on UPSS. This section outlines requirements of an 'appropriate regulatory authority' under the UPSS Regulation 2019. These requirements are not new and have been applied by Council in development assessment and consent processes for new or significantly modified UPSS.

The new UPSS section also outlines an 'optional' risk-based approach for Councils to manage the risk associated with the ongoing operation and maintenance of UPSS in their local government area. Councils were provided with training and guidance on this approach, as well as data on UPSS sites in their local government area.

Council is to be provided with 'best practice resources' that relate UPSS requirements to specific Council business processes. These resources will guide and inform Council decision-making processes on the extent to which (if at all) UPSS are managed by Council in their local government area.

Conclusion

The draft Model Contaminated Land Policy (2023) presents no significant changes to how contaminated land is managed by Council in their local government area. It remains anchored in the SEPP55 Planning Guidelines – Remediation of Land (1998), as required by Schedule 6 of the EP&A Act (*vis-à-vis* the 'good faith' defence).

The draft Model Policy has been amended to include UPSS. It presents an 'optional' risk-based approach to guide Council decision-making on the ongoing monitoring of UPSS sites.

Financial Implications

There are no adverse financial implications resulting from the development and subsequent implementation of the policy.

Consultation

Internal consultation has occurred with relevant staff members.

It is proposed that the Draft plan be publicly exhibited for a period of 28 days.

It is further proposed that at the expiration of the exhibition period a report on any submissions and amendments to the plan would be tabled for Council's further consideration.

Attachments

Draft Model Contaminated Land Policy. Attachment No. 8

Recommendation

That Council note the report on the Draft the Draft Contaminated Land Policy and endorse the public exhibition of the Policy for a period of 28 days.

RESOLVED on the motion of Clr Hatty and seconded by Clr McKinnon that Council note the report on the Draft Contaminated Land Policy and endorse the public exhibition of the Policy for a period of 28 days. 115/07/2023

HS4) COOLAMON FLOOD STUDY AND FLOOD RISK MANAGEMENT COMMITTEE (F.04-05, SC1378; G.03-83, SC1413)

Summary

This report presents the minutes of the inaugural Coolamon Flood Risk Management Committee Meeting held on the 22 June 2023.

Background

As Council may recall, in 2021 Council Staff made application to the NSW Department of Environment and Heritage for funding for the undertaking of the Coolamon flood study, floodplain risk management study and plan.

In February 2022, Council was notified by the NSW Office of Environment and Heritage that Councils application for funding under the 2021-22 Floodplain Management Program was successful for a maximum funding amount: \$110,940.00. The funding provided was only for the undertaking of a flood study (phase 1 of a flood risk management process), subsequent funding applications will be required to be made for the undertaking of a floodplain risk management study and plan.

Managing flood risk to the community requires cooperation across all levels of government, and between the government and non-government sector. The National Strategy for Disaster Resilience outlines that flood resilience is a shared responsibility between government and the community.

Flood Risk Management is complex, and therefore requires access to a range of different skills and disciplines, which reside in a variety of agencies and across government levels.

Section 2.2 of the NSW Floodplain Development Manual 2005 requires that the first step in the floodplain management process is the creation of a flood management committee.

The principle role of the Committee is to assist Council in the development and implementation of one or more flood risk management plans for its service area.

The structure and membership of the Committee for the Coolamon Flood Management Process is as follows as suggested in the NSW Floodplain Risk Management Manual:

- Two Councillors of the Coolamon Shire Council.
- Two community representatives appointed by Council.
- Director of Planning & Environmental Services.
- Director of Engineering Services.
- Representatives as nominated from SES and OEH.

Under the Policy, the management of flood liable land remains the responsibility of local government. The State subsidises flood mitigation works to alleviate existing problems and provides specialist technical advice to assist councils in the discharge of their floodplain management responsibilities.

Flood Risk Management Committee

The inaugural Flood Risk Management Committee Meeting was held on the 22 June 2023.

Meeting minutes are attached to this report.

➔ Attachments

Flood Risk Management Committee Minutes from the 22 June 2023

Attachment No. 9

Recommendation

That Council note the minutes from the Flood Risk Management Committee meeting held on the 22 June 2023.

RESOLVED on the motion of Clr Hatty and seconded by Clr Lewis that Council note the Minutes from the Flood Risk Management Committee Meeting held on the 22nd June 2023. 116/07/2023

8) REPORTS: DELEGATES/MAYOR/COUNCILLORS

- Clr McCann reported that the Coolamon Police Officer has transferred and the Police Station is vacant. The position has been advertised Statewide and the NSW Police remain confident that the position will be filled.
- Clr McCann reported on the ongoing RFS issues and Council's requirement to respond to the OLG on the NSW Audit Office's qualification of Council's Financial Statements.
- Clr Lewis reported on a meeting held for the Community Drug Action Team and whether youth focused facilities could be provided in conjunction with the proposed Multi-Function Centre at the Coolamon Showground or a Youth Drop In Centre. CDAT having a membership drive.
Clr McCann requested that the CDAT Committee formally correspond with Council regarding any ideas or proposals they have.
- Clr Lewis reported an offer he received by a community member to assist with the accommodation of Allawah staff.
- Clr Lewis advised that a resident was seeking community support to upgrade a section of Quarry Road.
- Clr McKinnon advised that the Matong mower has been at Council for some time for repair and asked what the issue was.
- Clr Maslin requested that Council inspect Willows Road when it is wet.
- Clr Maslin advised that the Ardlethan community is no longer receiving a doctor's service as the Coolamon Regional Medical Centre is not servicing the community any more. Clr Maslin requested that Council write to the practice to request why this has occurred. Murrumbidgee Local Health District has not fixed the facility used by the doctor.
- Clr Hatty attended the basket weaving organized by Council for NAIDOC week and the school holiday program and funding looks to be well supported.
- Clr Maslin attended the Ardlethan Showground Management Committee meeting where a total separate executive has been voted in.

Meeting Closed at 4.07pm.

Confirmed and signed during the Meeting held this 17th day of August 2023.

.....
MAYOR

.....
..... MAYOR

.....
..... GENERAL MANAGER.

ATTACHMENTS FOR THE MEETING HELD 20TH JULY, 2023

ITEMS DISTRIBUTED WITH THE AGENDA

- 1) ACTIVITY REPORTS
 - 1) Operating Statistics of the Coolamon Shire Library for June 2023.
 - 2) Tourism & Business Development Officer's Report for June 2023.
 - 3) Road Safety Officer's Report for June 2023.
 - 4) Community Development Officer's Report for June 2023.
 - 5) Allawah Community Care Report for June 2023.
- 2) INFORMATION PAPERS
 - 1) Draft Minutes of the Riverina Eastern Regional Organisation of Councils held 23rd June 2023.
 - 2) Draft Minutes of the Riverina Joint Organisation held 23rd June 2023.
- 3) Correspondence regarding the report on the NSW Local Recovery Grant Funding. Refer General Manager's Report (GM2), [File No. G.03-91]
- 4) Correspondence from the Southern Sports Academy seeking sponsorship of Athletes in our LGA. Refer General Manager's Report (GM3), [File No. S.07-01]
- 5) A copy of the Grant Guidelines for the LRCIP4 Funding. Refer General Manager's Report (GM4), [File No. G.03-72-04]
- 6) A copy of the Sick Leave Policy in regard to the Policy Review Report. Refer Executive Manager Corporate & Community Services Report (CS2), [File No. P.12-01]
- 7) Correspondence regarding the amended Proposed Voluntary Planning Agreement from Rockwoods Investment Group Pty Ltd regarding Walleroobie Quarry. Refer Executive Manager, Development & Environmental Services' Report (HS2), [DA 2021/44]
- 8) A copy of the Draft Model Contaminated Land Policy. Refer Executive Manager, Development & Environmental Services' Report (HS3), [File No. S.11-03]
- 9) A Copy of the Flood Risk Management Committee Minutes held 22 June 2023. Refer Executive Manager, Development & Environmental Services' Report (HS4), [File No F.04-05, G.03-83].
- 10) Correspondence from the Department of Planning and Environment regarding Crown Land in Marrar. Refer General Manager's Report (GM5), [File No. L.02-02]