

Meeting commenced at 3.00pm.

BUSINESS:

- 1) Apologies
- 2)
 - a. Confirmation of Minutes of the Meeting held 20th August, 2020.
 - b. Matters arising out of Minutes. (Not elsewhere reported)
- 3) Correspondence
 - a. Agenda A (Information Only)
 - b. Agenda B
- 4) General Manager's Report
 - 4.1 General Manager's Report
 - 4.2 Executive Manager, Corporate & Community Services' Report
 - 4.3 Executive Manager, Engineering & Technical Services' Report
 - 4.4 Executive Manager, Development & Environmental Services' Report
- 5) Reports: Delegates/Mayor/Councillors

PRESENT: Clr John Seymour, Clr David McCann, Clr Jeremy Crocker, Clr Kathy Maslin, Clr Colin McKinnon, Clr Alan White, Clr Bruce Hutcheon and Clr Steven Jones.

STAFF: Tony Donoghue, General Manager;
Courtney Armstrong, Executive Manager, Corporate & Community Services;
Tony Kelly, Executive Manager, Engineering & Technical Services;
Colby Farmer, Executive Manager, Development & Environmental Services.

APOLOGY: Clr Kerrilee Logan.

1) APOLOGY:

RESOLVED on the motion of Clr McCann and seconded by Clr Hutcheon that the apology of Clr Logan be accepted. 172/09/2020

2a) CONFIRMATION OF MINUTES OF THE MEETING HELD 20TH AUGUST, 2020.

RESOLVED on the motion of Clr Crocker and seconded by Clr Jones that the Minutes of the Meeting held 20th August, 2020 as circulated be confirmed and adopted. 173/09/2020

2b) MATTERS ARISING OUT OF THE MINUTES

There were no matters arising out of the Minutes.

3) CORRESPONDENCE

AGENDA A (FOR INFORMATION ONLY)

1a) ACTIVITY REPORTS

General Manager's Note

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

- 1) Operating Statistics of the Coolamon Shire Library for August 2020.
Attachment No. 1.1
- 2) Community Development Officer's Report for August 2020.
Attachment No. 1.2
- 3) Tourism and Business Development Officer's Report for August 2020.
Attachment No. 1.3
- 4) Road Safety Officer's Activity Report for August 2020.
Attachment No. 1.4

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.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

- 1) Draft Minutes of the Riverina Joint Organisation (RivJO) Board Meeting held 27th August, 2020. [Attachment No. 2.1](#)
- 2) Draft Minutes of the Riverina Eastern Regional Organisation of Councils (REROC) Board Meeting held 27th August, 2020. [Attachment No. 2.2](#)
- 3) A copy of the motion from Coolamon Shire Council to the LGNSW 2020 Annual Conference. [Attachment No. 2.3](#)
- 4) Minutes of the Advance Ardlethan Committee Meeting held 7th September, 2020. [Attachment No. 2.4](#)
- 5) Minutes of the Advance Ganmain Committee Meeting held 2nd September, 2020. [Attachment No. 2.5](#)
- 6) Minutes of the Coolamon Showground Management Committee Meeting held 14th September, 2020. [Attachment No. 2.6](#)

RESOLVED on the motion of Clr White and seconded by Clr Maslin that the Correspondence listed in Agenda A be received and adopted. [174/09/2020](#)

4) GENERAL MANAGER REPORTS

4.1) GENERAL MANAGER REPORTS

Clr Seymour vacated the chair. Tony Donoghue undertook the role of Returning Officer.

GM1) ELECTION OF MAYOR, COMMITTEES AND DELEGATES (C.11-01)

1) ELECTION OF MAYOR - LOCAL GOVERNMENT (GENERAL) REGULATIONS 2005, CLAUSE 394, SCHEDULE 7)

The Regulations provide the following:-

- The General Manager (or a person appointed by the General Manager) is the Returning Officer.
- A Councillor may be nominated without notice for election as Mayor.
- The nomination is to be made in writing by two or more Councillors (one of whom may be the nominee).
- The nomination is not valid unless the nominee has indicated consent to the nomination in writing.
- The nomination is to be delivered or sent to the Returning Officer.
- The Returning Officer is to announce the names of the nominees at the Council Meeting at which the election is to be held.
- If only one Councillor is nominated that Councillor is elected.
- If more than one Councillor is nominated the Council is to resolve whether the election is to proceed by preferential ballot, by ordinary ballot or by open voting.
- The election is to be held at the Council Meeting at which the Council resolves on the method of voting.

DEFINITIONS

Ballot has its normal meaning of secret ballot and open voting means voting by a show of hands or similar means.

- **Distributed** with this agenda are copies of nomination forms for use in respect of the election of the Mayor. Attachment No. 3.1

The General Manager advised that he had received only one nomination, that being Councillor John Seymour for the position of Mayor. Cllr Seymour accepted nomination.

In accordance with the Local Government Act, the General Manager advised the Council that Councillor Seymour had been elected to the position of Mayor for two years or until the next Election, whichever occurs first.

- 2) ELECTION OF DEPUTY MAYOR – LOCAL GOVERNMENT ACT 1993 (SECTION 231)

The position of Deputy Mayor is an optional position. The Deputy Mayor may exercise any function of the Mayor at the request of the Mayor or if the Mayor is prevented by illness, absence or otherwise, from exercising the function or if there is a casual vacancy in the office of Mayor.

Council has traditionally elected such a person and the election procedures are the same as for the Mayor.

- **Distributed** with this agenda are copies of nomination forms for use in respect of the election of the Deputy Mayor. Attachment No. 3.2

The General Manager advised that he had received only one nomination, that being Councillor Bruce Hutcheon for the position of Deputy Mayor. Cllr Hutcheon accepted nomination.

In accordance with the Local Government Act, the General Manager advised the Council that Councillor Hutcheon had been elected to the position of Deputy Mayor for two years or until the next Election whichever occurs first.

3) DETERMINATION OF DATE AND TIME OF MEETING

The Local Government Act requires that Council should meet at least ten times per annum, each time being in a different month. (Section 365). It is appropriate therefore that Council determine the date and time for its Ordinary Meeting. Current policy is that Council meets on the third Thursday of the month commencing at 3.00pm.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr White that the Ordinary Meeting of Council be held at 3.00pm on the third Thursday of the month. 175/09/2020

4) APPOINTMENT OF DELEGATES

The following delegates are appointed usually for the term of Council unless Council proposes changes. The Organisations are external to Council's Administration.

	ORGANISATION	DELEGATES
a	Riverina Regional Library	<ul style="list-style-type: none"> • Clr K Logan • General Manager, T Donoghue • Alternate Delegate: Executive Manager, Corporate & Community Services, C Armstrong
b	Traffic Facilities Committee	<ul style="list-style-type: none"> • Executive Manager, Engineering & Technical Services, T Kelly
c	Riverina Eastern Regional Organisation of Councils (REROC)	<ul style="list-style-type: none"> • Mayor, Clr J Seymour • General Manager, T Donoghue
d	Goldenfields Water County Council	<ul style="list-style-type: none"> • Clr D McCann
e	Local Emergency Management Committee	<ul style="list-style-type: none"> • Executive Manager, Engineering & Technical Services, T Kelly • General Manager, T Donoghue • Clr Dave McCann
f	Eastern Riverina Arts	<ul style="list-style-type: none"> • Community Development Officer, J Inch
g	Noxious Weeds Authority Joint Venture Operating Committee	<ul style="list-style-type: none"> • Clr J Seymour • Clr C McKinnon • Executive Manager, Engineering & Technical Services, T Kelly

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

h	NSW Rural Fire Service Agreement Committee	<ul style="list-style-type: none"> • Clr C McKinnon
i	Riverina Regional Weeds Committee	<ul style="list-style-type: none"> • Clr K Maslin
j	Riverina Joint Organisation	<ul style="list-style-type: none"> • Mayor, Clr J Seymour • <i>Associate Member: General Manager, Tony Donoghue</i>

RESOLVED on the motion of Clr McCann and seconded by Clr Hutcheon that the following delegates be appointed: 176/09/2020

	ORGANISATION	DELEGATES
a	Riverina Regional Library	<ul style="list-style-type: none"> • Clr K Logan • General Manager, T Donoghue • Alternate Delegate: Executive Manager, Corporate & Community Services, C Armstrong
b	Traffic Facilities Committee	<ul style="list-style-type: none"> • Executive Manager, Engineering & Technical Services, T Kelly
c	Riverina Eastern Regional Organisation of Councils (REROC)	<ul style="list-style-type: none"> • Mayor, Clr J Seymour • General Manager, T Donoghue
d	Goldenfields Water County Council	<ul style="list-style-type: none"> • Clr D McCann
e	Local Emergency Management Committee	<ul style="list-style-type: none"> • Executive Manager, Engineering & Technical Services, T Kelly • General Manager, T Donoghue • Clr Dave McCann
f	Eastern Riverina Arts	<ul style="list-style-type: none"> • Community Development Officer, J Inch
g	Noxious Weeds Authority Joint Venture Operating Committee and Riverina Regional Weeds Committee	<ul style="list-style-type: none"> • Clr J Seymour • Clr C McKinnon • Executive Manager, Engineering & Technical Services, T Kelly
h	NSW Rural Fire Service Agreement Committee	<ul style="list-style-type: none"> • Clr C McKinnon
i	Riverina Joint Organisation	<ul style="list-style-type: none"> • Mayor, Clr J Seymour • <i>Associate Member: General Manager, Tony Donoghue</i>

5) COUNCIL COMMITTEE STRUCTURE

The following Committees are structured as Council Committees and (with the exception of the General Manager's Performance Review Committee) cannot make binding decisions. Their role is to review issues directed to them and to make recommendations to the following Council Meeting.

- Committee of a Whole

All Councillors

- To consider matters referred to this Committee that are in accordance with the relevant sections of the Local Government Act 1993 and to then make recommendations to the open Council Meeting.

- General Manager Performance Review Panel

Councillor J Seymour

Councillor B Hutcheon

Councillor D McCann

- To implement a General Manager Performance Appraisal System that is in accordance with the Guidelines issued by the Office of Local Government.
- To determine the General Manager's Performance Agreement and to undertake the Performance Appraisal in its entirety.
- To review and adjust the current General Manager's Employment Contract and the total Remuneration Package subject to Clause 8.3 of that Contract (refers to Performance Appraisal) and the Guidelines.

- Executive Management Committee

General Manager, T Donoghue (Chairman)

Executive Manager, Engineering & Technical Services, T Kelly

Executive Manager, Corporate & Community Services, C Armstrong

Executive Manager, Development & Environmental Services, C Farmer

- To consider operational issues as determined by the General Manager.
- To review and prepare budgets and other financial documentation prior to submission to Council.
- To review Council's Strategic 10 Year Plan prior for submission to Council.

- To undertake policy and strategic review issues prior to Council consideration.

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- Consultative Committee
General Manager, T Donoghue
Mr J Mitchell
Mrs N Johnson

- Council by law is required to constitute a Consultative Committee. The Committee considers issues of an industrial nature with recommendations coming to Council.

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- Audit, Risk & Improvement Committee
Mr Ray Smith, Bland Shire Council
Ms Alison Balind, Bland Shire Council
Clr Bruce Hutcheon
Clr Alan White
Alternate Delegate: Clr Dave McCann

Note:

Cootamundra-Gundagai Audit, Risk & Improvement Committee
Tony Donoghue
Courtney Armstrong

-
- Work Health & Safety Committee

Elected Representatives:

- *Works Staff* - Stephen Buttigieg
- *Parks & Gardens and Maintenance* - Craig Whitmore
- *Assets, Waste and Contractors* - Jason Mitchell
- *Coolamon Early Childhood Centre* - Karina Bourke
- *Administration* - Margaret Payton
- *Allawah Lodge* - Jenny Smith
- *Allawah Community Care* - Karly Robinson

Management Appointed:

- Courtney Armstrong
- Scott Buchanan

Human Resources / Risk Management Officer:

- Nyrelle Johnson

- Under Work, Health & Safety Legislation, Council Staff are entitled to request the formation of a Work, Health & Safety Committee.

RESOLVED on the motion of Clr White and seconded by Clr McCann that Council's Committee Structure be adopted as follows: 177/09/2020

- **Committee of a Whole**
All Councillors

- To consider matters referred to this Committee that are in accordance with the relevant sections of the Local Government Act 1993 and to then make recommendations to the open Council Meeting.

- **General Manager Performance Review Panel**
Councillor J Seymour
Councillor B Hutcheon
Councillor D McCann

- To implement a General Manager Performance Appraisal System that is in accordance with the Guidelines issued by the Office of Local Government.
- To determine the General Manager's Performance Agreement and to undertake the Performance Appraisal in its entirety.
- To review and adjust the current General Manager's Employment Contract and the total Remuneration Package subject to Clause 8.3 of that Contract (refers to Performance Appraisal) and the Guidelines.

- **Executive Management Committee**
General Manager, T Donoghue (Chairman)
Executive Manager, Engineering & Technical Services, T Kelly
Executive Manager, Corporate & Community Services, C Armstrong
Executive Manager, Development & Environmental Services, C Farmer

- To consider operational issues as determined by the General Manager.
- To review and prepare budgets and other financial documentation prior to submission to Council.

- To review Council's Strategic 10 Year Plan prior for submission to Council.
 - To undertake policy and strategic review issues prior to Council consideration.
 - **Consultative Committee**
General Manager, T Donoghue
Mr J Mitchell
Mrs N Johnson
 - Council by law is required to constitute a Consultative Committee. The Committee considers issues of an industrial nature with recommendations coming to Council.
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- **Audit, Risk & Improvement Committee**
Mr Ray Smith, Bland Shire Council
Ms Alison Balind, Bland Shire Council
Clr Bruce Hutcheon
Clr Alan White
Alternate Delegate: Clr Dave McCann

Note:

Cootamundra-Gundagai Audit, Risk & Improvement Committee
Tony Donoghue
Courtney Armstrong

- **Work Health & Safety Committee**

Elected Representatives:

- *Works Staff* - Stephen Buttigieg
- *Parks & Gardens and Maintenance* - Craig Whitmore
- *Assets, Waste and Contractors* - Jason Mitchell
- *Coolamon Early Childhood Centre* - Karina Bourke
- *Administration* - Margaret Payton
- *Allawah Lodge* - Jenny Smith
- *Allawah Community Care* - Karly Robinson

Management Appointed:

- Courtney Armstrong
- Scott Buchanan

Human Resources / Risk Management Officer:

- Nyrelle Johnson

6) DELEGATION OF VARIOUS AUTHORITIES TO COMMITTEES AND COUNCIL STAFF

Pursuant to a new Council being elected it is the responsibility of that Council to either reaffirm or revoke previous delegations to Council Staff and Committees. Delegations made to Staff or Committees allow the organisation to function without constant reference to Council. Decisions made are generally in accordance with Council's policies and as such expedite the decision making process. The following is a formal list of delegations that have existed in the past or have evolved through general practice.

DELEGATIONS FROM COUNCIL TO THE MAYOR

That subject to the requirements of the Local Government Act 1993 and regulations there under and any expressed policy of Council or the requirements or regulations under any other Act and pursuant to Section 377 of the Local Government Act 1993, the MAYOR, Clr John Seymour be authorised to exercise or perform on behalf of the Coolamon Shire Council the following powers, authorities, duties and functions:

- To carry out any function conferred on and duty imposed on the Mayor under any Act or regulation.
- To carry out the general supervision, control and direction of the General Manager.
- To approve Applications of Leave by the General Manager.
- To sign cheques drawn on Council's bank accounts in conjunction with the General Manager or any other Staff Member authorised by the General Manager.
- To affix the Common Seal of Council in conjunction with the General Manager to any necessary document pursuant to or consequent upon any decision of Council.
- To respond to media publicity on Council matters and to issue media releases and make statements to the media on behalf of Council.
- Approve attendance by Elected Members and Senior Staff at Conferences and Seminars etc., within New South Wales and the ACT to a maximum of three days and within budget provisions.

- Authorise urgent works up to an amount of \$20,000.

DELEGATIONS FROM COUNCIL TO DEPUTY MAYOR

That subject to the requirements of the Local Government Act 1993 and regulations there under and any expressed policy of Council or the requirements or regulations under any other Act and pursuant to Section 377 of the Local Government Act 1993, the DEPUTY MAYOR, Cllr Bruce Hutcheon be authorised to exercise on behalf of Coolamon Shire Council the following powers, authorities, duties and functions:

- To carry out the statutory functions of the Mayor and exercise the delegations conferred upon the Mayor whenever the Mayor is absent from the Council area or is otherwise unable to carry out his duties.
- To affix the Common Seal of the Council in conjunction with the General Manager to any necessary document pursuant to or consequent upon any decision of Council.

FUNCTIONS OF THE GENERAL MANAGER

In pursuance of Section 335 of the Local Government Act, 1993 the GENERAL MANAGER, Anthony Gerard Donoghue has the following functions:

- 1) The General Manager is generally responsible for the efficient and effective operation of the Council's organisation and for ensuring the implementation, without undue delay, of decisions of the Council.
- 2) The General Manager shall have the following particular functions:
 - the day to day management of the Council;
 - to exercise such of the functions of the Council as are delegated by the Council to the General Manager;
 - to appoint staff in accordance within the organisation structure and resources approved by the Council provided. The General Manager may appoint or dismiss Senior Staff only after consultation with the Council;
 - to direct and dismiss staff; and
 - to implement the Council's equal employment opportunity management plan.

- 3) The General Manager has such other functions as may be conferred or imposed on the General Manager by or under this or any other Act.

These functions include but are not limited to the following:

- To carry out the regular services and operations of the Council within the sums voted by the Council for expenditure thereon and in accordance with any policy or resolution of the Council.
- To perform or authorise any action necessary to comply with any decision, policy or code of Council, any statutory requirements of the Local Government Act or regulation or any other law, rule or regulation affecting Council.
- Reject any application within the prescribed period if it is not clear as to the approval sought or if it is not easily legible.
- Request any additional information that is reasonably necessary to determine any application.
- Authorise the purchase of stationery; seek quotes for office equipment and acceptance of quotes for amounts covered within the Budget.
- Letters of reference may be issued by the General Manager under Council's letterhead at his discretion.
- Grant the tenancy on behalf of Council to permanent residents of Kindra Lodge, Centenary Lodge, Ganmain Aged Persons Units, Ardlethan Aged Persons Units, Allawah Lodge, Allawah Village and other Council dwellings subject to such discussions on appropriateness of tenants with the Mayor.
- To sign purchase orders on Council's behalf.
- To determine the matters which are to be included in the Business Papers subject to the inclusion of the following items whenever they arise, namely:-
 - a) Reports on matters which cannot be determined under Delegated Authority.
 - b) Reports required to be submitted under any Act or regulation.

- c) Reference to any deputations which the Council has agreed to receive.
 - d) Matters requiring a determination of policy.
 - e) Reports directed by Council to be submitted.
 - f) Matters essential for the Council's information.
 - g) Matters requiring a vote of money.
 - h) Matters where the General Manager is of the opinion that any application should be refused.
- To reply to all routine correspondence not involving a monetary vote by Council, not effecting Council policy and not requiring the consideration of Council.
 - To authorise the payment of salaries and wages of the employees of the Council within the sums voted by the Council for expenditure thereon.
 - To authorise payment of accounts in respect of works or votes authorised by Council or associated with the functions of Council.
 - To approve applications for extension of time to pay accounts where acceptable case is made out.
 - To sign cheques drawn on Council's bank account and authorise and transmit electronic transfers from Council's bank account in conjunction with any other person authorised to sign cheques or electronic transfers on Council's behalf.
 - Refund of Trust Fund Deposits including Contract Deposits on the recommendation and certification of the appropriate servant.
 - Accept quotations for the purchase of and replacement of light vehicles.
 - To authorise approval of leave of absence for all Staff of the Council.
 - To apply to wages and salaries any automatic award variations basic wage variation or cost of living adjustments subject to official notification from Local Government NSW or total financial resource allocation in Council's Operational Plan.

- To approve attendance by Council Officers and Staff at Conferences and Seminars which are conducted by or endorsed by the Office of Local Government and other relevant authorities and/or Local Government NSW.
- To approve attendance by Staff at training courses included in Council's Staff Training Programme together with associated User Group Meetings and for which funds are available in Council's Budget.
- To authorise Council Staff to attend Professional Conferences in accordance with Councils policy.

DELEGATIONS OF AUTHORITY TO THE GENERAL MANAGER

That pursuant to Section 377 of the Local Government Act, 1993, Council delegates to the GENERAL MANAGER, Anthony Gerard Donoghue the functions of Council under the Local Government Act, 1993 other than those functions which, pursuant to sub-section (1) of that section, cannot be delegated by the Council.

That pursuant to Section 381 of the Local Government Act, 1993, Council delegates to the GENERAL MANAGER, Anthony Gerard Donoghue the exercise of functions conferred or imposed on Council employees under other Acts.

The General Manager shall exercise the functions herein delegated in accordance with and subject to:

- (i) the provisions of the Local Government Act, 1993 and other relevant legislation; and
- (ii) each and every policy of the Council adopted by resolution and current at the time of the exercise of the function herein delegated.

The delegations under Section 377 and 381 of the Local Government Act, 1993 include but are not limited to the following:

Local Government Act, 1993

- (a) Chapter 6 - Services Function
 - (i) PART 2 - PUBLIC LAND
 - s.54 - Issue of Land Classification Certificates.
- (b) Chapter 7 - Regulatory Function

(i) PART 1 - APPROVALS

- s.68 - Approval of activities specified in the table (Section 68 Local Government Act), except in so far as the Local Government Act, 1993, the regulations or a local policy adopted by the Council allows the activity to be carried out without approval.
- s.82 - To modify provisions of Clauses 54 and 55 of the (Approvals) Regulations.
- s.94 - Determination of Applications by granting approval, either conditionally or subject to conditions, or by refusing approval.
- s.95 - Exercising Council's power for deferred commencement of approvals.
- s.96 - Exercising Council's power to grant Staged Approval.
- s.97 - Exercising Council's power to apply Conditions concerning security.
- s.98 - Exercising Council's power to impose Other Conditions.
- s.99 - Giving of notice to applicants of determination of Applications.
- s.100 - Review of Determination where made by a delegation of Council.
- s.106 - Exercising Council's power to amend an approval, in accordance with the procedures outlined in Section 106.
- s.107 - Exercise Council's power to extend or review an approval.
- s.108-109 - Exercise Council's power to revoke or modify an approval in any of the following circumstances:
- (a) if the approval was obtained by fraud, misrepresentation or concealment of facts;
 - (b) for any cause arising after the granting of the

approval which, had it arisen before the approval was granted, would have caused the Council not to have granted the approval (or not have granted it in the same terms);

- (c) for any future failure to comply with a requirement made by or under the Local Government Act, 1993 relating to the subject of the approval; and
- (d) for any failure to comply with a condition of the approval.

(ii) PART 2 - ORDERS

s.124 - Order a person to do or refrain from doing a thing specified in Column 1 Table No.2 (Chapter 7 - Orders) if the circumstances specified opposite in Column 2 of the Table exists and the person comes within the description opposite it in Column 3 of the Table.

s.125 - Order a person responsible for a public nuisance to abate such nuisance.

s.132 - Give notices of an Order under Section 121.

(c) Chapter 8 - Ancillary Functions

(i) PART 1 - ACQUISITION OF LAND

s.186-187 - Negotiate on Council's behalf for the acquisition of land for the purpose of exercising any of the functions, up to the stage of presenting offers to Council for determination.

(ii) PART 2 - ENTRY ON TO LAND AND OTHER POWERS

s.191-192 - Authorise Council employees (or other persons) to enter any premises for the purpose of enabling the Council to exercise its functions.

s.194 - Authorise the use of force for the purposes of entering premises.

s.201 - Make application to an authorised Justice for the

issue of a Search Warrant.

- (d) Chapter 11 – How Are Councils Staffed
 - (i) PART 3 – PUBLIC OFFICER
 - s.342 - Designate a member of staff as a Public Officer.
 - s.353 - Prohibit staff from engaging in private employment or contract work outside Council.
 - (e) Chapter 12 - Operation of Councils
 - (i) PART 3 - SALE OF COUNCIL PROPERTY - PLANT AND EQUIPMENT
To dispose of Council plant and equipment by way of sale at the best offer received when:
 - (1) The sale of such item of plant and equipment is approved in the current year's annual operating plan and budget or approved by the Asset Management Committee; or
 - (2) The item of plant, equipment or material is obsolete, unserviceable and/or surplus to Council's requirements and the sale of such item of plant or equipment represents the most cost effective option.
 - (ii) PART 4 – INSURANCE
 - s.382 - Make arrangements for adequate insurance against public liability and professional liability.
 - (f) Chapter 15 - Council Finances
 - (i) PART 3 - ORDINARY RATES
 - s.514 - Determine and declare the categorisation of land for the purpose of making an ordinary rate.
 - s.515 - Determine and declare the categorisation of land as farmland.
 - s.516 - Determine and declare the categorisation of land as residential.

- s.517 - Determine and declare the categorisation of land as mining.
- s.518 - Determine and declare the categorisation of land as business.
- s.519 - Determine and declare the categorisation of vacant land.
- s.520 - Issue notices of categorisation of land.
- s.523 - Review determinations of categorisation of land.
- s.525 - Determine applications for change of categorisation of land.
- s.548A - Determine applications for aggregation of land values by Council and to adjust and re-levy accordingly.
- (ii) PART 5 - LEVYING OF RATES AND CHARGES
- s.552 - Determination of what land may be subject to a water supply special rate or charge.
- s.553 - Determination of time at which land becomes subject to special rate or charge.
- (iii) PART 6 - RATEABLE LAND
- s.555 - Determination of what land is exempt from all rates.
- s.556 - Determination of what land is exempt from all rates, other than water supply special rates and sewerage special rates.
- (iv) PART 7 - PAYMENT OF RATES AND CHARGES
- s.564 - Approval of agreements as to periodical payment of rates and charges.
- s.567 - Write-off accrued interest on rates or charges payable by a rateable owner if, in the General Manager's opinion:-

- (a) the rateable owner is unable to pay the accrued interest for reasons beyond the rateable owner's control; or
- (b) payment of the accrued interest would cause the rateable owner hardship. Section 569 - Issue and serve notices on occupiers for liability for payment of unpaid rates and charges.

(v) LOCAL GOVERNMENT GENERAL REGULATION (2005)

- cl.131 - To write off Rates and Charges in accordance with the regulation under this clause.
- To write off Rates and Charges up to \$10,000 in accordance with this clause (errors, at law or cost effectiveness).
 - To write off debts to Council up to \$500.00 in accordance with this clause.

(vi) PART 13 - INVESTMENTS

- s.625 - Arrange the investment of money that is not, for the time being, required by the Council for any other purpose.

Money may only be invested in the following:

- (a) in any security authorised by the Trustee Act; or
- (b) in a form of investment notified by order of the Minister published in the Government Gazette.

(vii) LOCAL GOVERNMENT GENERAL REGULATION, 2000

- cl.144 - To apply water restrictions under the terms of this clause.

Council delegates to the General Manager the functions, powers, duties and authorities conferred upon it by the following Acts:

- Aged Care Act, 1997
- Children and Young Persons (Care and Protection) Act, 1998

- Companion Animals Act, 1998 & Regulations
Part 5 Division 1 relating to the declaration of dangerous dogs, the consideration of objections by owners of proposed dangerous dogs, revocation of dangerous dog declarations where it is appropriate to do so and to authorise persons for the purposes of that Act.
- Contaminated Land Management Act, 1997 & Regulations
- Environmental Planning and Assessment Act, 1979 & Regulations
 - i) The authority to determine development applications lodged for consent under Part 4 of the Environmental Planning & Assessment Act, 1979 which:
 - a) Comply with the provisions of any Environmental Planning Instrument;
 - b) Are consistent with relevant Development Control Plans, Codes or Policies adopted by the Council;
 - c) May be considered under Part 4 Division 2 (Existing Use) of the Environmental Planning & Assessment Act, 1979;
 - d) Are the subject of public submissions to which the objection relates;
 - (i) solely to the type of development proposed;
 - (ii) to possible market competition arising, if the development is approved;
 - (iii) to a design standard contained within an adopted Development Control Plan, Code or Policy;
 - (iv) to an issue that may be reasonably alleviated by the imposition of a condition of development consent.
 - ii) The authority to, on behalf of the Director-General, prepare Section 65 Certificates and Section 69 Reports to the Minister to approve such amendments.
(N.B. Council must still apply to the Director to complete the relevant documents under Sections 65 and 69 of the Act).
 - iii) The authority to impose conditions on a development consent granted under Part 4 of the Environmental Planning & Assessment Act, 1979, which are:
 - (a) for a purpose identified in Section 80A of the Environmental Planning and Assessment Act 1979;
 - (b) in accordance with the terms of any environmental planning instrument;
 - (c) in accordance with any development control plan, code or policy adopted by the Council;

- (d) requirements specified by any public authority or public undertaking.
- iv) The authority to refuse a development application which:
 - (a) is prohibited under the provisions of any environmental planning instrument;
 - (b) does not comply with the statutory provisions of the Environmental Planning & Assessment Act, 1979;
 - (c) does not contain adequate information to enable assessment under the relevant heads of consideration listed in Section 76(C) of the Environmental Planning & Assessment Act, 1979.
- v) The authority to determine any request for reconsideration or variation of a condition of development consent under Section 96 of the Environmental Planning & Assessment Act, 1979.
- vi) The authority to approve an extension of any development consent in accordance with the provisions of Section 95 of the Environmental Planning & Assessment Act, 1979.
- vii) The function of the Council in relation to Part 5 of the Environmental Planning & Assessment Act, 1979 for an activity which is not of a prescribed kind or an activity that is not likely to significantly affect the environment.
- viii) The authority to reject a development application within 7 days after its receipt if it is not clear as to the development consent sought or it is not easily legible.
- ix) The function of the Council under Section 118B of the Environmental Planning and Assessment Act 1979 to authorise a person to carry out inspections for the purposes of that Act, the regulations under that Act and any environmental planning instrument under that Act.
- x) The function of the Council under Section 123 of the Environmental Planning and Assessment Act 1979 to bring proceedings to remedy or restrain a breach of that Act.
- xi) Authority to forward a Draft Local Environmental Plan under Section 68 of the Environmental Planning & Assessment Act, 1979 to the Department of Planning where no public submissions are received as a result of the public exhibition

required under Section 66 of the Act.

- xii) Authority to vary any numeric standard contained within any Council code, policy or development control plan by up to 10% provided the development still meets the objectives of the particular code, policy or development control plan.
- xiii) The authority to require the lodgement of a cash bond or bank guarantee for work outstanding in any partly completed development with the amount of the bond being sufficient to complete the approved work allowing for inflation and administration costs or as provided for in Council's policy.
- xiv) The authority to act on Council's behalf in relation to legal proceedings lodged with the Land & Environment Court as follows:
 - (a) To determine the nature of action to be taken to defend the appeal and thereafter institute any action deemed necessary in the circumstances.
 - (b) To negotiate on matters in issue during conferences between parties when presided over by an assessor appointed by the Land & Environment Court and to delegate such authority to the Director - Works and/or the Director – Environmental & Community Services, where appropriate.
- xv) The function of the Council under Section 10.7(2) and 10.7(5).
- xvi) The authority to issue Certificates under Part 4A including Construction, Occupation, Compliance and Subdivision Certificates.
- xvii) Part 6 - Division 1A Power of Entry onto Land and Other Powers.
- xviii) Issue Notice of Intent under Section 21H for an Order under Section 121B.
- ixx) Issue Orders under Section 121B.

- Environmental Planning & Assessment Amendment Act, 1997
 - a. Approving application which:
 - 1. Comply with the provisions of an environmental planning instrument.
 - 2. Are consistent with relevant Development Control Plans, Codes or Policies adopted by Council.
 - 3. May be considered under Part 4, Division 10, Existing Uses.
 - 4. Are the subject of public submissions to which the objection relates:
 - i) solely to the type of development proposal.
 - ii) to possible market competition arising, if the development is approved.
 - iii) to a design standard contained within an adopted Development Control Plan, Code or Policy.
 - iv) to an issue that may be reasonably alleviated by the imposition of a condition of development consent.
 - (v) To make decisions on matters in issues during any mediation between parties whether presided over by a mediator appointed by the Court (Commissioner) or by a commercial mediator appointed to determine such matters.
 - b. Imposing conditions on a development consent granted under Part 4 which are:
 - 1) For a purpose identified in Section 80A.
 - 2) In accordance with the terms of an environmental planning instrument.
 - 3) In accordance with any Development Control Plan, code or policy adopted by Council.
 - 4) Requirements specified by any public authority or public undertaking including a Commissioner appointed by the Land & Environment Court.
 - c. Refusing application which:
 - 1) are prohibited under the provisions of any environmental planning instrument.
 - 2) do not comply with the statutory provisions of the Environmental Planning and Assessment Amendment Act, 1997.
 - 3) do not contain adequate information to enable assessment under the matters for consideration listed in Section 79C.

- d. The authority to approve an extension of any development consent in accordance with the provisions of Section 95A.
 - e. The authority to determine any request for reconsideration or variation of a condition of development consent under Section 96.
 - f. The authority to revoke or modify a development consent under Section 96A.
 - g. The authority to determine, issue or revoke the following certificates in accordance with the provisions of:
 - a) Section 109C – Part 4
 - 1) Compliance Certificates
 - 2) Construction Certificates
 - 3) Occupation Certificates
 - 4) Subdivision Certificates
 - b) Section 149A
 - 5) Building Certificates
 - h. The function of the Council to determine in relation to Part 5A for an activity which is not a prescribed activity that is not likely to significantly affect the environment.
 - i. The function of the Council under Section 188A to authorise a person to enter any premises in accordance with Sections 118B – 118K.
 - j. The functions of the Council in the giving of orders to do or to refrain from doing such things as specified in the Table detailed in Section 121B if the circumstances specified opposite it in Column 2 of the Table exist and the person comes within the description opposite it in Column 3 of the Table.
 - k. The function of the Council to authorise an employee of Council to issue Penalty Notices in accordance with Section 127A.
- Government Information (Public Access) Act 2009
 - Food Act, 2003 & Regulations
 - Heritage Act, 1977
 - Impounding Act, 1993

- Independent Commission Against Corruption Act, 1998
- Biodiversity Conservation Act 2016
- Biosecurity Act 2015
- Work Health & Safety Act 2011 & Regulations 2017
- Privacy and Personal Information Protection Act, 1998
- Health Records and Information Privacy Act 2002
- Protection of the Environment Operations Act, 1997 & Regulations
 - s.91 - Issue Clean Up Notices
 - s.92 - Undertake clean up and recover costs in relation to reasonable costs and expenses.
 - s.94 - Recover costs
 - s.96 - Issue Prevention Notices
 - s.98 - Take action where a person does not comply with Prevention Notice
 - s.187 - Appoint authorised officers
 - s.224 - Serve a Penalty Notice
 - s.264 - Issue Noise Control Notices
- Public Health Act, 2010 & Regulations
 - s.105 - Inspection of Records
 - s.108 - Power of Entry
 - s.110 - Power of Authorised Officer to require answers
 - s.111 - Requirement to provide information and documents
 - s.112 - Power of Authorised Officers to direct name and address to be provided
 - s.126 - Authorised Officer
 - s.127 - To exercise all functions of Authorised Officers
- Roads Act, 1993
- Rural Fires Act, 1997 & Regulations
 - s.66 - Issue notices requiring owners or occupiers (not being a public authority) of land to carry out bush fire hazard reduction work.
 - s.67 - Resolve objections to Section 66 Notices.
 - s.70 - Enter on land and carry out bush fire hazard reduction work.
 - Div2A - Investigate bush fire hazard complaints.
 - s.100D, 100E, 100F & 100G - Issue bush fire hazard certificates.

s.100H - Remedy and restraint for breaches under Sections 100F and 100G by bringing proceedings in the Land & Environment Court.

s.131 - To serve penalty notices on a person.

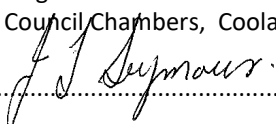
- State Emergency & Rescue Management Act, 1989
- State Records Act, 1998
- Swimming Pools Act, 1992
 - s.27 - Power to Appoint Inspector
 - s.28 - Power of Entry and Inspection
 - s.24 - Issue Compliance Certificates
 - s.34 - Serve Notices
 - s.35 - Issue Penalty Notices
- Transport Administration Act 1988
- Waste Minimisation Act
- Water Management Act, 2010 & Regulations
- Workers Compensation Act, 1987

RESOLVED on the motion of Clr Crocker and seconded by Clr Hutcheon that the following delegations be approved: 178/09/2020

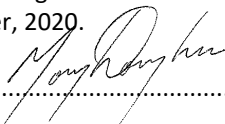
DELEGATIONS FROM COUNCIL TO THE MAYOR

That subject to the requirements of the Local Government Act 1993 and regulations there under and any expressed policy of Council or the requirements or regulations under any other Act and pursuant to Section 377 of the Local Government Act 1993, the MAYOR, Clr John Seymour be authorised to exercise or perform on behalf of the Coolamon Shire Council the following powers, authorities, duties and functions:

- **To carry out any function conferred on and duty imposed on the Mayor under any Act or regulation.**
- **To carry out the general supervision, control and direction of the General Manager.**
- **To approve Applications of Leave by the General Manager.**


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MAYOR


.....

GENERAL MANAGER.

- To sign cheques drawn on Council's bank accounts in conjunction with the General Manager or any other Staff Member authorised by the General Manager.
- To affix the Common Seal of Council in conjunction with the General Manager to any necessary document pursuant to or consequent upon any decision of Council.
- To respond to media publicity on Council matters and to issue media releases and make statements to the media on behalf of Council.
- Approve attendance by Elected Members and Senior Staff at Conferences and Seminars etc., within New South Wales and the ACT to a maximum of three days and within budget provisions.
- Authorise urgent works up to an amount of \$20,000.

DELEGATIONS FROM COUNCIL TO DEPUTY MAYOR

That subject to the requirements of the Local Government Act 1993 and regulations there under and any expressed policy of Council or the requirements or regulations under any other Act and pursuant to Section 377 of the Local Government Act 1993, the DEPUTY MAYOR, Cllr Bruce Hutcheon be authorised to exercise on behalf of Coolamon Shire Council the following powers, authorities, duties and functions:

- To carry out the statutory functions of the Mayor and exercise the delegations conferred upon the Mayor whenever the Mayor is absent from the Council area or is otherwise unable to carry out his duties.
- To affix the Common Seal of the Council in conjunction with the General Manager to any necessary document pursuant to or consequent upon any decision of Council.

FUNCTIONS OF THE GENERAL MANAGER

In pursuance of Section 335 of the Local Government Act, 1993 the GENERAL MANAGER, Anthony Gerard Donoghue has the following functions:

- 1) The General Manager is generally responsible for the efficient and effective operation of the Council's organisation and for ensuring the implementation, without undue delay, of decisions of the Council.

2) The General Manager shall have the following particular functions:

- the day to day management of the Council;
- to exercise such of the functions of the Council as are delegated by the Council to the General Manager;
- to appoint staff in accordance within the organisation structure and resources approved by the Council provided. The General Manager may appoint or dismiss Senior Staff only after consultation with the Council;
- to direct and dismiss staff; and
- to implement the Council's equal employment opportunity management plan.

3) The General Manager has such other functions as may be conferred or imposed on the General Manager by or under this or any other Act.

These functions include but are not limited to the following:

- To carry out the regular services and operations of the Council within the sums voted by the Council for expenditure thereon and in accordance with any policy or resolution of the Council.
- To perform or authorise any action necessary to comply with any decision, policy or code of Council, any statutory requirements of the Local Government Act or regulation or any other law, rule or regulation affecting Council.
- Reject any application within the prescribed period if it is not clear as to the approval sought or if it is not easily legible.
- Request any additional information that is reasonably necessary to determine any application.
- Authorise the purchase of stationery; seek quotes for office equipment and acceptance of quotes for amounts covered within the Budget.
- Letters of reference may be issued by the General Manager under Council's letterhead at his discretion.
- Grant the tenancy on behalf of Council to permanent residents

of Kindra Lodge, Centenary Lodge, Ganmain Aged Persons Units, Ardlethan Aged Persons Units, Allawah Lodge, Allawah Village and other Council dwellings subject to such discussions on appropriateness of tenants with the Mayor.

- To sign purchase orders on Council's behalf.
- To determine the matters which are to be included in the Business Papers subject to the inclusion of the following items whenever they arise, namely:
 - a) Reports on matters which cannot be determined under Delegated Authority.
 - b) Reports required to be submitted under any Act or regulation.
 - c) Reference to any deputations which the Council has agreed to receive.
 - d) Matters requiring a determination of policy.
 - e) Reports directed by Council to be submitted.
 - f) Matters essential for the Council's information.
 - g) Matters requiring a vote of money.
 - h) Matters where the General Manager is of the opinion that any application should be refused.
- To reply to all routine correspondence not involving a monetary vote by Council, not effecting Council policy and not requiring the consideration of Council.
- To authorise the payment of salaries and wages of the employees of the Council within the sums voted by the Council for expenditure thereon.
- To authorise payment of accounts in respect of works or votes authorised by Council or associated with the functions of Council.
- To approve applications for extension of time to pay accounts where acceptable case is made out.
- To sign cheques drawn on Council's bank account and authorise and transmit electronic transfers from Council's bank account in conjunction with any other person authorised to sign cheques or electronic transfers on Council's behalf.

- Refund of Trust Fund Deposits including Contract Deposits on the recommendation and certification of the appropriate servant.
- Accept quotations for the purchase of and replacement of light vehicles.
- To authorise approval of leave of absence for all Staff of the Council.
- To apply to wages and salaries any automatic award variations basic wage variation or cost of living adjustments subject to official notification from Local Government NSW or total financial resource allocation in Council's Operational Plan.
- To approve attendance by Council Officers and Staff at Conferences and Seminars which are conducted by or endorsed by the Office of Local Government and other relevant authorities and/or Local Government NSW.
- To approve attendance by Staff at training courses included in Council's Staff Training Programme together with associated User Group Meetings and for which funds are available in Council's Budget.
- To authorise Council Staff to attend Professional Conferences in accordance with Councils policy.

DELEGATIONS OF AUTHORITY TO THE GENERAL MANAGER

That pursuant to Section 377 of the Local Government Act, 1993, Council delegates to the GENERAL MANAGER, Anthony Gerard Donoghue the functions of Council under the Local Government Act, 1993 other than those functions which, pursuant to sub-section (1) of that section, cannot be delegated by the Council.

That pursuant to Section 381 of the Local Government Act, 1993, Council delegates to the GENERAL MANAGER, Anthony Gerard Donoghue the exercise of functions conferred or imposed on Council employees under other Acts.

The General Manager shall exercise the functions herein delegated in accordance with and subject to:

- (i) the provisions of the Local Government Act, 1993 and other relevant legislation; and
- (ii) each and every policy of the Council adopted by resolution and current at the time of the exercise of the function herein delegated.

The delegations under Section 377 and 381 of the Local Government Act, 1993 include but are not limited to the following:

Local Government Act, 1993

- (a) Chapter 6 - Services Function
 - (i) PART 2 - PUBLIC LAND
 - s.54 - Issue of Land Classification Certificates.
- (b) Chapter 7 - Regulatory Function
 - (i) PART 1 - APPROVALS
 - s.68 - Approval of activities specified in the table (Section 68 Local Government Act), except in so far as the Local Government Act, 1993, the regulations or a local policy adopted by the Council allows the activity to be carried out without approval.
 - s.82 - To modify provisions of Clauses 54 and 55 of the (Approvals) Regulations.
 - s.94 - Determination of Applications by granting approval, either conditionally or subject to conditions, or by refusing approval.
 - s.95 - Exercising Council's power for deferred commencement of approvals.
 - s.96 - Exercising Council's power to grant Staged Approval.
 - s.97 - Exercising Council's power to apply Conditions concerning security.
 - s.98 - Exercising Council's power to impose Other Conditions.
 - s.99 - Giving of notice to applicants of determination of Applications.

- s.100 - Review of Determination where made by a delegation of Council.
- s.106 - Exercising Council's power to amend an approval, in accordance with the procedures outlined in Section 106.
- s.107 - Exercise Council's power to extend or review an approval.
- s.108-109 - Exercise Council's power to revoke or modify an approval in any of the following circumstances:
- (a) if the approval was obtained by fraud, misrepresentation or concealment of facts;
 - (b) for any cause arising after the granting of the approval which, had it arisen before the approval was granted, would have caused the Council not to have granted the approval (or not have granted it in the same terms);
 - (c) for any future failure to comply with a requirement made by or under the Local Government Act, 1993 relating to the subject of the approval; and
 - (d) for any failure to comply with a condition of the approval.

(ii) PART 2 - ORDERS

- s.124 - Order a person to do or refrain from doing a thing specified in Column 1 Table No.2 (Chapter 7 - Orders) if the circumstances specified opposite in Column 2 of the Table exists and the person comes within the description opposite it in Column 3 of the Table.
- s.125 - Order a person responsible for a public nuisance to abate such nuisance.
- s.132 - Give notices of an Order under Section 121.

(c) Chapter 8 - Ancillary Functions

(i) PART 1 - ACQUISITION OF LAND

s.186-187 - Negotiate on Council's behalf for the acquisition of land for the purpose of exercising any of the functions, up to the stage of presenting offers to Council for determination.

(ii) PART 2 - ENTRY ON TO LAND AND OTHER POWERS

s.191-192 - Authorise Council employees (or other persons) to enter any premises for the purpose of enabling the Council to exercise its functions.

s.194 - Authorise the use of force for the purposes of entering premises.

s.201 - Make application to an authorised Justice for the issue of a Search Warrant.

(d) Chapter 11 – How Are Councils Staffed

(i) PART 3 – PUBLIC OFFICER

s.342 - Designate a member of staff as a Public Officer.

s.353 - Prohibit staff from engaging in private employment or contract work outside Council.

(e) Chapter 12 - Operation of Councils

(i) PART 3 - SALE OF COUNCIL PROPERTY - PLANT AND EQUIPMENT

To dispose of Council plant and equipment by way of sale at the best offer received when:

(1) The sale of such item of plant and equipment is approved in the current year's annual operating plan and budget or approved by the Asset Management Committee; or

(2) The item of plant, equipment or material is obsolete, unserviceable and/or surplus to Council's requirements and the sale of such item of plant or equipment represents the most cost effective option.

(ii) PART 4 – INSURANCE

s.382 - Make arrangements for adequate insurance against public liability and professional liability.

(f) Chapter 15 - Council Finances

(i) PART 3 - ORDINARY RATES

s.514 - Determine and declare the categorisation of land for the purpose of making an ordinary rate.

s.515 - Determine and declare the categorisation of land as farmland.

s.516 - Determine and declare the categorisation of land as residential.

s.517 - Determine and declare the categorisation of land as mining.

s.518 - Determine and declare the categorisation of land as business.

s.519 - Determine and declare the categorisation of vacant land.

s.520 - Issue notices of categorisation of land.

s.523 - Review determinations of categorisation of land.

s.525 - Determine applications for change of categorisation of land.

s.548A - Determine applications for aggregation of land values by Council and to adjust and re-levy accordingly.

(ii) PART 5 - LEVYING OF RATES AND CHARGES

s.552 - Determination of what land may be subject to a water supply special rate or charge.

s.553 - Determination of time at which land becomes subject to special rate or charge.

(iii) PART 6 - RATEABLE LAND

s.555 - Determination of what land is exempt from all rates.

s.556 - Determination of what land is exempt from all rates, other than water supply special rates and sewerage special rates.

(iv) PART 7 - PAYMENT OF RATES AND CHARGES

s.564 - Approval of agreements as to periodical payment of rates and charges.

s.567 - Write-off accrued interest on rates or charges payable by a rateable owner if, in the General Manager's opinion:

- (a) the rateable owner is unable to pay the accrued interest for reasons beyond the rateable owner's control; or
- (b) payment of the accrued interest would cause the rateable owner hardship. Section 569 - Issue and serve notices on occupiers for liability for payment of unpaid rates and charges.

(v) LOCAL GOVERNMENT GENERAL REGULATION (2005)

cl.131 - To write off Rates and Charges in accordance with the regulation under this clause.

- To write off Rates and Charges up to \$10,000 in accordance with this clause (errors, at law or cost effectiveness).
- To write off debts to Council up to \$500.00 in accordance with this clause.

(vi) PART 13 - INVESTMENTS

s.625 - Arrange the investment of money that is not, for the time being, required by the Council for any other purpose.

Money may only be invested in the following:

- (a) in any security authorised by the Trustee Act; or
- (b) in a form of investment notified by order of the Minister published in the Government Gazette.

(vii) LOCAL GOVERNMENT GENERAL REGULATION, 2000

cl.144 - To apply water restrictions under the terms of this clause.

Council delegates to the General Manager the functions, powers, duties and authorities conferred upon it by the following Acts:

- **Aged Care Act, 1997**
- **Children and Young Persons (Care and Protection) Act, 1998**
- **Companion Animals Act, 1998 & Regulations**
Part 5 Division 1 relating to the declaration of dangerous dogs, the consideration of objections by owners of proposed dangerous dogs, revocation of dangerous dog declarations where it is appropriate to do so and to authorise persons for the purposes of that Act.
- **Contaminated Land Management Act, 1997 & Regulations**
- **Environmental Planning and Assessment Act, 1979 & Regulations**
 - i) The authority to determine development applications lodged for consent under Part 4 of the Environmental Planning & Assessment Act, 1979 which:
 - a) Comply with the provisions of any Environmental Planning Instrument;
 - b) Are consistent with relevant Development Control Plans, Codes or Policies adopted by the Council;
 - c) May be considered under Part 4 Division 2 (Existing Use) of the Environmental Planning & Assessment Act, 1979;
 - d) Are the subject of public submissions to which the objection relates;
 - (i) solely to the type of development proposed;
 - (ii) to possible market competition arising, if the development is approved;
 - (iii) to a design standard contained within an adopted

- Development Control Plan, Code or Policy;**
- (iv) to an issue that may be reasonably alleviated by the imposition of a condition of development consent.
- ii) The authority to, on behalf of the Director-General, prepare Section 65 Certificates and Section 69 Reports to the Minister to approve such amendments.
(N.B. Council must still apply to the Director to complete the relevant documents under Sections 65 and 69 of the Act).
- iii) The authority to impose conditions on a development consent granted under Part 4 of the Environmental Planning & Assessment Act, 1979, which are:
- (a) for a purpose identified in Section 80A of the Environmental Planning and Assessment Act 1979;
 - (b) in accordance with the terms of any environmental planning instrument;
 - (c) in accordance with any development control plan, code or policy adopted by the Council;
 - (d) requirements specified by any public authority or public undertaking.
- iv) The authority to refuse a development application which:
- (a) is prohibited under the provisions of any environmental planning instrument;
 - (b) does not comply with the statutory provisions of the Environmental Planning & Assessment Act, 1979;
 - (c) does not contain adequate information to enable assessment under the relevant heads of consideration listed in Section 76(C) of the Environmental Planning & Assessment Act, 1979.
- v) The authority to determine any request for reconsideration or variation of a condition of development consent under Section 96 of the Environmental Planning & Assessment Act, 1979.
- vi) The authority to approve an extension of any development consent in accordance with the provisions of Section 95 of the Environmental Planning & Assessment Act, 1979.
- vii) The function of the Council in relation to Part 5 of the Environmental Planning & Assessment Act, 1979 for an activity which is not of a prescribed kind or an activity that is

not likely to significantly affect the environment.

- viii) The authority to reject a development application within 7 days after its receipt if it is not clear as to the development consent sought or it is not easily legible.
- ix) The functions of the Council under Division 9.2 of the Environmental Planning and Assessment Act 1979 to authorise a person to carry out inspections for the purposes of that Act, the regulations under that Act and any environmental planning instrument under that Act.
- x) The functions of the Council under Divisions 9.5 and 9.6 of the Environmental Planning and Assessment Act 1979 to bring proceedings to remedy or restrain a breach of that Act.
- xi) Authority to forward a Draft Local Environmental Plan under Section 58 of the Environmental Planning & Assessment Act 1979.
- xii) Authority to vary any numeric standard contained within any Council code, policy or development control plan by up to 10% provided the development still meets the objectives of the particular code, policy or development control plan.
- xiii) The authority to require the lodgement of a cash bond or bank guarantee for work outstanding in any partly completed development with the amount of the bond being sufficient to complete the approved work allowing for inflation and administration costs or as provided for in Council's policy.
- xiv) The authority to act on Council's behalf in relation to legal proceedings lodged with the Land & Environment Court as follows:
 - (a) To determine the nature of action to be taken to defend the appeal and thereafter institute any action deemed necessary in the circumstances.
 - (b) To negotiate on matters in issue during conferences between parties when presided over by an assessor appointed by the Land & Environment Court and to delegate such authority to the Director - Works and/or the Director – Environmental & Community Services,

where appropriate.

- xv) The functions of the Council under Division 6.7 of the Environmental Planning and Assessment Act 1979.
 - xvi) The authority to issue Certificates under Division 6.3 of the Environmental Planning and Assessment Act 1979 including Construction, Occupation, Compliance and Subdivision Certificates.
 - xvii) Part 9 – Section 9.2 Power of Entry onto Land and Other Powers.
 - xviii) Issue Notice of Intent under Part 4 of Schedule 5 for an Order.
 - ixx) Issue Orders under Part 1, Schedule 5 of the Environmental Planning and Assessment Act 1979.
- **Environmental Planning & Assessment Act, 1979**
 - a. Approving application which:
 - 1. Comply with the provisions of an environmental planning instrument.
 - 2. Are consistent with relevant Development Control Plans, Codes or Policies adopted by Council.
 - 3. May be considered under Part 4, Division 10, Existing Uses.
 - 4. Are the subject of public submissions to which the objection relates:
 - i) solely to the type of development proposal.
 - ii) to possible market competition arising, if the development is approved.
 - iii) to a design standard contained within an adopted Development Control Plan, Code or Policy.
 - iv) to an issue that may be reasonably alleviated by the imposition of a condition of development consent.
 - v) To make decisions on matters in issues during any mediation between parties whether presided over by a mediator appointed by the Court (Commissioner) or by a commercial mediator appointed to determine such matters.
 - b. Imposing conditions on a development consent granted under Part 4 which are:
 - 1) For a purpose identified in Section 4.17.

- 2) In accordance with the terms of an environmental planning instrument.
 - 3) In accordance with any Development Control Plan, code or policy adopted by Council.
 - 4) Requirements specified by any public authority or public undertaking including a Commissioner appointed by the Land & Environment Court.
- c. Refusing application which:
- 1) are prohibited under the provisions of any environmental planning instrument.
 - 2) do not comply with the statutory provisions of the Environmental Planning and Assessment Amendment Act, 1979.
 - 3) do not contain adequate information to enable assessment under the matters for consideration listed in Section 4.15.
- d. The authority to approve an extension of any development consent in accordance with the provisions of Section 4.54.
- e. The authority to determine any request for reconsideration or variation of a condition of development consent under Section 4.55.
- f. The authority to revoke or modify a development consent under Section 4.57
- g. The authority to determine, issue or revoke the following Certificates in accordance with the provisions of:
- a) Section 6.3
 - 1) Compliance Certificates
 - 2) Construction Certificates
 - 3) Occupation Certificates
 - 4) Subdivision Certificates
 - b) Section 6.24
 - 5) Building Certificates
 - c) Section 10.7
 - 6) Planning Certificates
- h. The function of the Council to determine in relation to Division 5.1 for an activity which is not a prescribed activity that is not likely to significantly affect the environment.

- i. The function of the Council under Section 9.16 to authorise a person to enter any premises.
 - j. The functions of the Council under Section 9.34 of the Environmental Planning and Assessment Act 1979 in the giving of orders to do or to refrain from doing such things as specified under Section 9.34 of the Environmental Planning and Assessment Act 1979, Schedule 5, Part 1.
 - k. The function of the Council to authorise an employee of Council to issue Penalty Notices in accordance with Section 127A.
- **Government Information (Public Access) Act 2009**
 - **Food Act, 2003 & Regulations**
 - **Heritage Act, 1977**
 - **Impounding Act, 1993**
 - **Independent Commission Against Corruption Act, 1998**
 - **Biodiversity Conservation Act 2016**
 - **Biosecurity Act 2015**
 - **Work Health & Safety Act 2011 & Regulations 2017**
 - **Privacy and Personal Information Protection Act, 1998**
 - **Health Records and Information Privacy Act 2002**
 - **Protection of the Environment Operations Act, 1997 & Regulations**
 - s.91 - Issue Clean Up Notices
 - s.92 - Undertake clean up and recover costs in relation to reasonable costs and expenses.
 - s.94 - Recover costs
 - s.96 - Issue Prevention Notices
 - s.98 - Take action where a person does not comply with Prevention Notice
 - s.187 - Appoint authorised officers
 - s.224 - Serve a Penalty Notice
 - s.264 - Issue Noise Control Notices

- **Public Health Act, 2010 & Regulations**
 - s.105 - Inspection of Records
 - s.108 - Power of Entry
 - s.110 - Power of Authorised Officer to require answers
 - s.111 Requirement to provide information and documents
 - s.112 Power of Authorised Officers to direct name and address to be provided
 - s.126 Authorised Officer
 - s.127 To exercise all functions of Authorised Officers

- **Roads Act, 1993**

- **Rural Fires Act, 1997 & Regulations**
 - s.66 - Issue notices requiring owners or occupiers (not being a public authority) of land to carry out bush fire hazard reduction work.
 - s.67 - Resolve objections to Section 66 Notices.
 - s.70 - Enter on land and carry out bush fire hazard reduction work.
 - Div2A - Investigate bush fire hazard complaints.
 - s.100D, 100E, 100F & 100G - Issue bush fire hazard certificates.
 - s.100H - Remedy and restraint for breaches under Sections 100F and 100G by bringing proceedings in the Land & Environment Court.
 - s.131 - To serve penalty notices on a person.

- **State Emergency & Rescue Management Act, 1989**

- **State Records Act, 1998**

- **Swimming Pools Act, 1992**
 - s.27 - Power to Appoint Inspector
 - s.28 - Power of Entry and Inspection
 - s.24 - Issue Compliance Certificates
 - s.34 - Serve Notices
 - s.35 - Issue Penalty Notices

- **Transport Administration Act 1988**

- **Waste Minimisation Act**

- **Water Management Act, 2010 & Regulations**

- **Workers Compensation Act, 1987**

7) SECTION 355 COMMITTEES

Council is required to reappoint its Committees that have been structured under Section 355 of the Local Government Act 1993. That particular Section allows Council to delegate authority to individuals or Committees to carry out functions on behalf of Council, or to take the care, control and management of various facilities. A number of these Committees are made up purely of citizen representation whilst others do have Council delegates. In a number of instances there may be a Councillor Representative on the Committee but that has been purely a personal choice rather than Council actually nominating them as a delegate or Council actually needing representation on that particular Committee. Council Staff do not need to be nominated as delegates to the Committees and they can attend the various meetings as and when required depending on the agenda for each particular meeting.

• Advance Ardlethan Committee

Committee Members:

Dell Garrett, Diane McDermott, Aileen Bound, Jenny Kuemmel, ~~Ann Popple~~, Karen Wood, Bessie Brill, Lyn Litchfield, June Currie, Rex Brill, Sandra Werner, Ian Bonny, Sue Diggleman, Peter Symes, Bill Cobbett, **Gail Barker, Jenny Poutney, Geoff Poutney, Carolyn Ferris, Graham Teagle.**

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Ardlethan Hall
 - ~~ACDC Facility~~
 - **Ardlethan Museum**
- ii) To represent the Community of Ardlethan to consult, engage and work with Council to achieve outcomes identified for the Ardlethan Community included in Coolamon Shire's Community Strategic Plan or otherwise.
- iii) To carry out general promotional activities for the benefit of the Ardlethan Community.
- iv) To conduct fundraising activities within the Community on behalf of the Advance Ardlethan Committee.

- **Advance Ganmain Committee**

Committee Members:

Bernadette Bodel, Michael Quinn, Cathryn Booth, Val Brill, Melissa Corbett, Bronwyn Hatty, Rudi Linklater, Guy Purcell, Renee Lucas, Megan Hardman, Cayley Tonacia, Adele Hearn, Annaleise Guthrie, Kendra Kerrisk **Helen Dedini, Kim Peat, Jackie Grainger.**

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Ganmain Hall
 - Ganmain Haystack
 - ii) To represent the community of Ganmain to consult, engage and work with Council to achieve outcomes identified for the Ganmain Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Ganmain Community.
 - iv) To conduct fundraising activities within the Community on behalf of the Advance Ganmain Committee.
-

- **Advance Marrar Committee**

Committee Members:

Joanne Langtry, Ian Charlton, David Fox, Collette Wallace, ~~John Pattison~~, Cathie Fox, Tom Pattison, Brendan Pattison, Kirsty McKelvie, Michael O'Donnell, **Chris O'Donnell.**

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Marrar Hall
 - Marrar Recreation Reserve

- ii) To represent the Community of Marrar to consult, engage and work with Council to achieve outcomes identified for the Marrar Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Marrar Community
 - iv) To conduct fundraising activities within the Community on behalf of the Advance Marrar Committee.
-

- **Advance Matong Committee**

Committee Members:

Sonya Currie, Annette Quinn, Bill Karlburg, Dave Greenwell, Leslie Greenwell and Dennis Ashcroft.

Objective:

- i) To represent the Community of Matong to consult, engage and work with Council to achieve outcomes identified for the Matong Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - ii) To carry out general promotional activities for the benefit of the Matong Community.
 - iii) To conduct fundraising activities within the Community on behalf of the Advance Matong Committee.
-

- **Beckom Hall & Community Committee**

Committee Members:

Paul Bray, Marie Whyte, Janesse Bundy, Colin Thew, ~~Errol Thomson~~, ~~Julie Thomson~~, Linda Griffin, Paul Griffin, Anne Stewart, Jim Bundy, Paul Horan, Margie Rees, Mike O'Hare, Graham Maslin, Kathy Maslin, ~~Leo Griffin~~, ~~Stan Maslin~~, ~~Judy Maslin~~, Kevin Popple, Ellie Walton, Lyn Mason, Maurine Wykes, Neil Wykes, Christine Fairman.

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Beckom Hall
 - Soldiers Memorial Hall
 - Beckom Community Park
 - ii) To represent the community of Beckom to consult, engage and work with Council to achieve outcomes identified for the Beckom Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Beckom Community.
 - iv) To conduct fundraising activities within the Community on behalf of the Beckom Hall & Community Committee.
-

• **Ardlethan Sewerage Community Committee**

Committee Members:

Clr John Seymour, Clr Kathy Maslin, Clr Steve Jones, Dianne McDermott, Brett Wood, Jim Slater, President of Advance Ardlethan Committee and Secretary of Advance Ardlethan Committee.

Objective:

To act as community liaison and consultation for seeking funding and ultimate construction of the Ardlethan Sewerage Scheme.

This Committee can be deleted.

• **Ardlethan Showground Management Committee**

Committee Members:

~~Keith Shannon~~, Jenny Keummel, Del Garrett, Roz Nisbet, Ralph Nisbet, Harry McDougal, ~~Janice Lewis~~, ~~Ferg Clark~~, ~~Eliza Clark~~, ~~Graeme Teagle~~, ~~Helen Hickey~~, ~~Nobby Clark~~, Janet Poppo, ~~Paul Little~~, Mike O'Hare, Jack

~~Stewart, Renee Osborne,~~ Gale Barker; Margie Rees; Graeme Ryan;
Marcia Ryan

Objective:

- i) The Committee is vested with general control over the Ardlethan Showground Reserve and is responsible for the general maintenance of all assets contained within this Reserve area.
 - ii) To conduct fundraising activities within the Community on behalf of the Ardlethan Showground Management Committee.
 - iii) To control and regulate the community use of the Showground Reserve, including the collection of fees associated with the use and operation of the facility.
-

• **Community Drug Action Team**

Committee Members:

John Piltz, Eileen Knox, ~~Catrina Kendall, Stephanie Perrot.~~

Council Delegates:

Clr Bruce Hutcheon, Clr Alan White, Clr Jeremy Crocker, Tony Donoghue, Jessica Inch

Objective:

- i) To work with all communities and all sections of those communities within the Coolamon Shire on Drug and Alcohol issues.
- ii) To liaise with the Drug and Alcohol Team from NSW Health on appropriate Drug and Alcohol Education Programs.
- iii) To manage and implement Drug and Alcohol Education Programs throughout the Community including but not limited to Schools and all Sporting Clubs.
- iv) To liaise with NSW Police on Drug and Alcohol issues within the Coolamon Shire Community on behalf of that Committee.

- v) To conduct fundraising activities within the Coolamon Shire that support the above terms of reference.

- **Coolamon Shire Community Benefit Fund Committee**

Committee Members:

Bill Thompson, Karen Wood, Alan White, Terrey Kiss, Barrie Logan, Angela McCann, **Bruce Hutcheon**.

Council Delegate:

Tony Donoghue

Objective:

The Coolamon Shire Community Benefit Fund Committee is to assess applications for funding from the Community Benefit Fund to assist residents of the Coolamon Shire with disaster situations such as:

- a. A natural disaster such as a fire, flood or storm,
- b. Serious illness or injury
- c. Financial assistance required due to a crisis situation

- **Coolamon Shire Photographic Competition**

Committee Members:

Daniel Smith, Bronwyn Hatty, Helen McLoughlin, Jodie Harris.

Council Delegate:

Jessica Inch, Laura Munro.

Objective:

To co-ordinate and manage the "Capture Coolamon Shire Photographic Competition"

- **Coolamon Showground Management Committee**

Committee Members:

Wendy Dennis, Helen Turner, Barry Brill, Mike Minogue.

Council Delegates:

Clr Jeremy Crocker, Colby Farmer

Objective:

- i) The Committee is vested with general control over the Coolamon Showground Reserve and is responsible for the general maintenance of all assets contained within this Reserve area.
- ii) To conduct fundraising activities within the Community on behalf of the Coolamon Showground Management Committee.
- iii) To control and regulate the community use of the Showground Reserve, including the collection of fees associated with the use and operation of the facility.

- **Friends of the Coolamon Up-to-Date Cultural Precinct**

Committee Members:

Sandra West, Peter Lucas, Wayne Pearse, Bill Levy, Angela McCann, Chris Berry, Joanne Berry, Mel Mayer.

(Local History Group) – Marc Canino, Sharon Fitzgerald, Chris Mutton, Faye Bouquet, Clyde Goode, Shirley Underwood.

Council Delegates:

Clr John Seymour, Clr Dave McCann.

Objective:

- i) To facilitate the operation of the Up-to-Date Store Precinct, and to develop a vibrant cultural and conference centre for the Shire.

- ii) To work alongside the Precinct Co-ordinator to implement regular and ongoing activities and events which raises the profile of the Coolamon Shire and the Precinct.
 - iii) To research and recommend ideas and initiatives for the development and enhancements to the Up-to-Date Store Precinct.
 - iv) To work co-operatively with the Precinct Co-ordinator to achieve the goals and objectives set out in the Strategic Plan.
-

- **Local Heritage Fund Committee**

Committee Members:

Karen Wood, Rose Higgins, Cliff Hamilton, Guy Purcell.

Council Delegates:

Clr Kathy Maslin, Clr Bruce Hutcheon, Clr John Seymour, Clr Dave McCann, Clr Alan White.

Objective:

To make recommendations for the disbursement of the Local Heritage Fund with the recommendations being submitted to Council for approval.

- **Kindra Bike and Walking Trail Management Committee**

Committee Members:

Ian Jennings, Terrey Kiss, Dick Jennings, Mick O'Neill.

Council Delegate:

Tony Kelly.

Objective:

- i) The Committee is vested with control over the licensed area of the bike/walking trail and is responsible for the general management and maintenance of all work associated with this track.
- ii) To conduct fundraising activities within the community on behalf of the Kindra Bike and Walking Trail Management Committee.

- iii) The authority to grant approval to events subject to the applicant providing Public Liability that meets the interest of Coolamon Shire Council, the State Forests and the Wiradjuri Aboriginal Land Council.
 - iv) In regard to any approvals, the applicant must submit to the Committee the appropriate Risk Management Plans covering all Risk Management and Forest Management Plans.
 - v) The Committee investigate the establishment of a bike/walking off-road trail between Coolamon and Ganmain
 - vi) The Committee submit funding applications where appropriate, that may assist in the establishment of an off-road trail and/or the creation of a green corridor between Coolamon and Ganmain.
-

- **Rannock Community Centre – Reserve No. 89397**

Committee Members:

Bruce Chant, Bruce Rollins, Barry Dennis, Royston Moncrieff, Murray Higman, Felicity Grinter, Merrill Rollins.

Objective:

- i) To provide management control over the Rannock Community Centre being responsible for the general maintenance of this asset.
 - ii) To conduct fundraising activities within the Community on behalf of the Rannock Community Centre.
-

- **Volunteer Workers**

That the following persons be authorised to operate Council equipment on behalf of the following Communities:

Beckom: Natt Herden, Kevin Popple

Marrar: Ron Curtis, Roy Walker, Chris Nicholes

Matong: John Doherty, David Greenwell, Annette Quinn, Amanda Ashcroft

**GM1) ELECTION OF MAYOR, COMMITTEES AND DELEGATES (C.11-01)
(Continued)**

7) SECTION 355 COMMITTEES

• Coolamon Showground Management Committee

In accordance with the Minutes of the latest Coolamon Showground Management Committee Meeting, a recommendation has been made to include Mike Minogue as a new Committee Member.

Committee Members:

Mike Minogue to be added to Committee.

RESOLVED on the motion of Clr Maslin and seconded by Clr McCann that the Section 355 Committees listed below be appointed: 179/09/2020

• Advance Ardlethan Committee

Committee Members:

Dell Garrett, Diane McDermott, Aileen Bound, Jenny Kuemmel, Karen Wood, Bessie Brill, Lyn Litchfield, June Currie, Rex Brill, Sandra Werner, Ian Bonny, Sue Diggelman, Peter Symes, Bill Cobbett, Gail Barker, Jenny Poutney, Geoff Poutney, Carolyn Ferris, Graham Teagle.

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Ardlethan Hall
 - Ardlethan Museum
- ii) To represent the Community of Ardlethan to consult, engage and work with Council to achieve outcomes identified for the Ardlethan Community included in Coolamon Shire's Community Strategic Plan or otherwise.
- iii) To carry out general promotional activities for the benefit of the Ardlethan Community.
- iv) To conduct fundraising activities within the Community on behalf of the Advance Ardlethan Committee.

- **Advance Ganmain Committee**

Committee Members:

Bernadette Bodel, Michael Quinn, Cathryn Booth, Val Brill, Melissa Corbett, Bronwyn Hatty, Rudi Linklater, Guy Purcell, Renee Lucas, Megan Hardman, Cayley Tonacia, Adele Hearn, Annaleise Guthrie, Kendra Kerrisk, Helen Dedini, Kim Peat, Jackie Grainger.

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Ganmain Hall
 - Ganmain Haystack
 - ii) To represent the community of Ganmain to consult, engage and work with Council to achieve outcomes identified for the Ganmain Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Ganmain Community.
 - iv) To conduct fundraising activities within the Community on behalf of the Advance Ganmain Committee.
-

- **Advance Marrar Committee**

Committee Members:

Joanne Langtry, Ian Charlton, David Fox, Collette Wallace, Cathie Fox, Tom Pattison, Brendan Pattison, Kirsty McKelvie, Michael O'Donnell, Chris O'Donnell.

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Marrar Hall
 - Marrar Recreation Reserve

- ii) To represent the Community of Marrar to consult, engage and work with Council to achieve outcomes identified for the Marrar Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Marrar Community
 - iv) To conduct fundraising activities within the Community on behalf of the Advance Marrar Committee.
-

- **Advance Matong Committee**

Committee Members:

Sonya Currie, Annette Quinn, Bill Karlburg, Dave Greenwell, Leslie Greenwell and Dennis Ashcroft.

Objective:

- i) To represent the Community of Matong to consult, engage and work with Council to achieve outcomes identified for the Matong Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - ii) To carry out general promotional activities for the benefit of the Matong Community.
 - iii) To conduct fundraising activities within the Community on behalf of the Advance Matong Committee.
-

- **Beckom Hall & Community Committee**

Committee Members:

Paul Bray, Marie Whyte, Janesse Bundy, Colin Thew, Linda Griffin, Paul Griffin, Anne Stewart, Jim Bundy, Paul Horan, Margie Rees, Mike O'Hare, Graham Maslin, Kathy Maslin, Kevin Popple, Ellie Walton, Lyn Mason, Maurine Wykes, Neil Wykes, Christine Fairman.

Objective:

- i) To control, manage and maintain the following assets on Council's behalf:-
 - Beckom Hall
 - Soldiers Memorial Hall
 - Beckom Community Park
 - ii) To represent the community of Beckom to consult, engage and work with Council to achieve outcomes identified for the Beckom Community included in Coolamon Shire's Community Strategic Plan or otherwise.
 - iii) To carry out general promotional activities for the benefit of the Beckom Community.
 - iv) To conduct fundraising activities within the Community on behalf of the Beckom Hall & Community Committee.
-

• **Ardlethan Showground Management Committee**

Committee Members:

Jenny Keummel, Del Garrett, Roz Nisbet, Ralph Nisbet, Harry McDougal, Janet Popple, Mike O'Hare, Gale Barker; Margie Rees; Graeme Ryan; Marcia Ryan.

Objective:

- i) The Committee is vested with general control over the Ardlethan Showground Reserve and is responsible for the general maintenance of all assets contained within this Reserve area.
 - ii) To conduct fundraising activities within the Community on behalf of the Ardlethan Showground Management Committee.
 - iii) To control and regulate the community use of the Showground Reserve, including the collection of fees associated with the use and operation of the facility.
-

- **Community Drug Action Team**

Committee Members:

John Piltz, Eileen Knox,

Council Delegates:

Clr Bruce Hutcheon, Clr Alan White, Clr Jeremy Crocker, Tony Donoghue, Jessica Inch

Objective:

- To work with all communities and all sections of those communities within the Coolamon Shire on Drug and Alcohol issues.
- To liaise with the Drug and Alcohol Team from NSW Health on appropriate Drug and Alcohol Education Programs.
- To manage and implement Drug and Alcohol Education Programs throughout the Community including but not limited to Schools and all Sporting Clubs.
- To liaise with NSW Police on Drug and Alcohol issues within the Coolamon Shire Community on behalf of that Committee.
- To conduct fundraising activities within the Coolamon Shire that support the above terms of reference.

- **Coolamon Shire Community Benefit Fund Committee**

Committee Members:

Bill Thompson, Karen Wood, Alan White, Terrey Kiss, Barrie Logan, Angela McCann, Bruce Hutcheon.

Council Delegate:

Tony Donoghue

Objective:

The Coolamon Shire Community Benefit Fund Committee is to assess applications for funding from the Community Benefit Fund to assist residents of the Coolamon Shire with disaster situations such as:

- a. A natural disaster such as a fire, flood or storm,
 - b. Serious illness or injury
 - c. Financial assistance required due to a crisis situation
-

- **Coolamon Shire Photographic Competition**

Committee Members:

Daniel Smith, Bronwyn Hatty, Helen McLoughlin, Jodie Harris.

Council Delegate:

Jessica Inch, Laura Munro.

Objective:

To co-ordinate and manage the “Capture Coolamon Shire Photographic Competition”

- **Coolamon Showground Management Committee**

Committee Members:

Wendy Dennis, Helen Turner, Barry Brill, Mike Minogue.

Council Delegates:

Clr Jeremy Crocker, Colby Farmer.

Objective:

- i) The Committee is vested with general control over the Coolamon Showground Reserve and is responsible for the general maintenance of all assets contained within this Reserve area.
 - ii) To conduct fundraising activities within the Community on behalf of the Coolamon Showground Management Committee.
 - iii) To control and regulate the community use of the Showground Reserve, including the collection of fees associated with the use and operation of the facility.
-

- **Friends of the Coolamon Up-to-Date Cultural Precinct**

Committee Members:

Sandra West, Peter Lucas, Wayne Pearse, Bill Levy, Angela McCann,
Chris Berry, Joanne Berry, Mel Mayer.
(Local History Group) – Marc Canino, Sharon Fitzgerald, Chris Mutton,
Faye Bouquet, Clyde Goode, Shirley Underwood.

Council Delegates:

Clr John Seymour, Clr Dave McCann.

Objective:

- i) To facilitate the operation of the Up-to-Date Store Precinct, and to develop a vibrant cultural and conference centre for the Shire.
 - ii) To work alongside the Precinct Co-ordinator to implement regular and ongoing activities and events which raises the profile of the Coolamon Shire and the Precinct.
 - iii) To research and recommend ideas and initiatives for the development and enhancements to the Up-to-Date Store Precinct.
 - iv) To work co-operatively with the Precinct Co-ordinator to achieve the goals and objectives set out in the Strategic Plan.
-

- **Local Heritage Fund Committee**

Committee Members:

Karen Wood, Rose Higgins, Cliff Hamilton, Guy Purcell.

Council Delegates:

Clr Kathy Maslin, Clr Bruce Hutcheon, Clr John Seymour, Clr Dave McCann, Clr Alan White.

Objective:

To make recommendations for the disbursement of the Local Heritage Fund with the recommendations being submitted to Council for approval.

- **Kindra Bike and Walking Trail Management Committee**

Committee Members:

Ian Jennings, Terrey Kiss, Dick Jennings, Mick O'Neill.

Council Delegate:

Tony Kelly.

Objective:

- i) The Committee is vested with control over the licensed area of the bike/walking trail and is responsible for the general management and maintenance of all work associated with this track.
- ii) To conduct fundraising activities within the community on behalf of the Kindra Bike and Walking Trail Management Committee.
- iii) The authority to grant approval to events subject to the applicant providing Public Liability that meets the interest of Coolamon Shire Council, the State Forests and the Wiradjuri Aboriginal Land Council.
- iv) In regard to any approvals, the applicant must submit to the Committee the appropriate Risk Management Plans covering all Risk Management and Forest Management Plans.
- v) The Committee investigate the establishment of a bike/walking off-road trail between Coolamon and Ganmain
- vi) The Committee submit funding applications where appropriate, that may assist in the establishment of an off-road trail and/or the creation of a green corridor between Coolamon and Ganmain.

- **Rannock Community Centre – Reserve No. 89397**

Committee Members:

Bruce Chant, Bruce Rollins, Barry Dennis, Royston Moncrieff, Murray Higman, Felicity Grinter, Merrill Rollins.

Objective:

- i) To provide management control over the Rannock Community Centre being responsible for the general maintenance of this asset.
 - ii) To conduct fundraising activities within the Community on behalf of the Rannock Community Centre.
-

• **Volunteer Workers**

That the following persons be authorised to operate Council equipment on behalf of the following Communities:

Beckom: Natt Herden, Kevin Popple
Marrar: Ron Curtis, Roy Walker, Chris Nicholes
Matong: John Doherty, David Greenwell, Annette Quinn, Amanda Ashcroft

GM2) FINANCIAL ASSISTANCE GRANTS (G.03-02, SC202)

→ Council has been provided with a summary of Council's estimated Financial Assistance Grants (FAGs) for the 2020/21 period. FAGs are federal money (from general taxation) that is allocated to the NSW State Government, who in turn through an allocation system, then pass this onto Local Government. Whilst the information and data used to allocate this money is somewhat complex, it is broken into two components. Those being a general purpose component and local roads. A copy of this information is provided for Councillors information.

Attachment No. 4

The upshot of this allocation is that Council's FAGs grants will increase by approximately 3.2% and Council's entitlement is as follows:

Year	General Purpose \$	Local Roads \$	Total \$	
2019-20 final	\$2,505,952.00	\$1,258,854.00	\$3,764,806.00	Change
2020-21 est	\$2,551,356.00	\$1,334,182.00	\$3,885,538.00	3.2%

Recommendation

For Council information.

RESOLVED on the motion of Clr Jones and seconded by Clr McCann that the report be received and noted. 180/09/2020

GM3) EMERGENCY SERVICES FUNDING (E.03-04, SC637)

Council will recall that correspondence was sent to Steph Cooke seeking changes to the way Emergency Services are managed in New South Wales.

→ Steph Cooke has subsequently received a reply from Scott Farlow, Parliamentary Secretary to The Treasurer in regard to our enquiries. (See attached).

Attachment No. 5

Part of this request was to develop a more equitable and transparent financial model and management of the Emergency Management process. This letter of response indicates that the Government has announced it will not introduce a revised FESL.

Recommendation

For Council information.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr McKinnon that the report be received and noted. 181/09/2020

GM4) GAMING MACHINE ENTITLEMENTS (P.06-01, SC310)

→ Council has previously sent correspondence expressing concerns about the impact of regulations around GME's. Council has now received a response from The Honourable Victor Dominello MP, Minister for Customer Services in regard to these concerns about gaming machine entitlements and the impact that this has on the ongoing viability of country hotels. A copy of this letter is attached.

Attachment No. 6

Council has previously endorsed that this discussion and advocacy continue.

Recommendation

For Council information.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Maslin that the report be received and noted. 182/09/2020

GM5) DONATION TO SHOALHAVEN CITY COUNCIL (S.05-02, SC558)

Council will recall that during the dreadful fires of the last summer, the Coolamon community raised funds that they wished to donate to help those in need. In addition, Council resolved to add money towards this donation to be put towards community infrastructure within the Shoalhaven City Council area.

- ➔ Information has now been provided by Shoalhaven City Council that this donation went towards replacing the playground at Hoylake Grove Reserve in Lake Conjola. A copy of the Media Release is attached. Attachment No. 7

This donation was one of several raised by the communities of the Coolamon Shire that went towards communities or individuals in fire ravaged areas.

Recommendation

For Council information.

RESOLVED on the motion of Clr Maslin and seconded by Clr Jones that the report be received and noted. 183/09/2020

GM6) SCCF ROUND 2 ALLOCATION TO THE ARDLETHAN RECREATION RESERVE FACILITY UPGRADE (G.03-57-05, SC1075)

All works associated with the project have now been completed.

The facility has now been provided with new netball/tennis courts and cricket practice nets. A new hotwater system was provided and soft fall to their new playground. At the completion of this project, Council held money associated with management of the project as per the Funding Agreement.

In the past Council has been approving this money being donated back to the sporting body for capital infrastructure work.

In this regard the Ardlethan Recreation Reserve required connection to the Sewerage Network and this met the requirements of the previous donation made by Council. This cost was approximately \$11,500.

Recommendation

That Council note the finalisation of this project and that Council donate money towards the connection of this property to the Sewerage Network.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Maslin that Council note the finalisation of this project and that Council donate money towards the connection of this property to the Sewerage Network. 184/09/2020

GM7) ALLAWAH VILLAGE (A.05-04, SC8)

Council has a portion of land in Allawah Village that is available for an additional self care unit. Currently there are 25 units, one of which is in Ganmain.

This portion of land was being left vacant as land available for an Ambulance Station. With the new Ambulance Station operational on neighbouring land, this land is now available for consideration of use by Council.

It is thought appropriate that Council construct a new unit on this location. The cost of this would be approximately \$250,000 and would be added to the Allawah Village Complex. This would allow a small area left over for either ancillary uses to the Village (such as formal carparking) or expansion opportunities for the Medical Centre.

The construction of this unit was proposed in the 2020-2024 Delivery Programme to occur in the 2022 financial year at a cost of \$300,000.

Recommendation

That Council call for tenders to construct an additional unit in Allawah Village.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr Maslin that Council call for tenders to construct an additional unit in Allawah Village. 185/09/2020

GM8) CROWN RESERVES (L.02-02, SC570)

Council has received correspondence from Crown Lands in regard to two separate Crown Reserves, advising that the current Crown Land Managers have requested to be removed from this responsibility and seeking if Council would be willing to take over as the Land Managers.

1) MATONG CROWN RESERVES

There are a variety of land portions that are currently under the Trustees associated with the Matong Public Hall and Football Ground.

- Lot 13, DP 903226, Lot 2, Section 13, DP 758657 – Lands associated with the Historic Football Oval and Tennis Courts

This has toilets, oval infrastructure and old tennis courts located on the site. *Note that Lot 3, DP 514163 is the small triangle block that holds Goldenfields infrastructure and is managed by them.*

- Lots 2 and 3, Section 6, DP 758657 - This land is associated with the Matong Hall

This land includes the Hall and toilets to the rear. Also standing on the site is the War Memorial fence and entry gate that was erected in memory of War Veterans from the Matong District.

- ➔ The current Land Managers for both properties have requested that they be removed. Please see attached. **Attachment No. 8.1**

During the previous rounds of Community Funding opportunities, Council approached the Trustees, over the last couple of years, to enquire as to their intentions of fixing the Hall. Council were willing to determine if there was a solution for both the Trustees and the Matong Community. At the time the Trustees were reluctant to undertake any work.

The Hall has been slowly deteriorating and has reached a point of dilapidation that makes it hard to justify repairs and maintenance. It is thought that any new hall facilities would need to be completely rebuilt. The heritage significance of the hall is minimal as a structure but would have significant social importance within the community. The Hall does have War Memorial gates and wall at the entrance to the property and this would be the most significant physical heritage item associated with this land.

Just because the Trustees are seeking to be removed, does not necessarily mean Council must take on this ageing infrastructure. Coolamon Shire Council has long held the opinion that the Matong Community does need a central meeting point for social occasions, however, the existing location and state of the current facilities would require a serious rethink on appropriate locations.

By becoming the Land Manager for any Crown land there will be responsibilities around developing a Management Plan, undertaking any Native Title assessments and conducting ongoing management.

It is recommended that Council meet with Crown Lands to discuss both Reserves with a view to determining a position in regard to the township of Matong.

2) RESERVE – LOT 177, DP 750867, WILSON STREET, ARDLETHAN

- ➔ This Public Recreation Reserve is managed by the Lions Club of Ardlethan and was proposed for the purposes of a Skate Park. They have since requested to be removed as Land Managers. (See attached)

Attachment No. 8.2

Currently on this site there are no structures.

This was land previously used as part of the Small Bore Rifle building that has subsequently been demolished. The surrounding land to the South and West was determined as ownership of the Narrandera Aboriginal Land Council under a Native Title Claim.

Council has other land surrounding Ardlethan that it manages, predominantly as Flora and Fauna Reserves and if desired, the addition of this land would have minimal impact on this role.

Council would be taking on the responsibility of producing a Management Plan and any Native Title implications. The ongoing responsibilities would be issues around weed control, fire mitigation and cleanliness.

Currently Council has no need or purpose to manage this land.

It is recommended that Council not accept Lot 177, DP 750867, Wilson Street, Ardlethan as part of the Crown Land that it manages

Recommendation

- 1) That Council meet with Crown Lands to discuss Lot 13, DP 903226, Lot 2, Section 13, DP 758657 and Lots 2 and 3, Section 6, DP 758657 with a view to determining a position in regard to the township of Matong.
- 2) That Council not accept Lot 177, DP 750867, Wilson Street, Ardlethan as part of the Crown Land that it manages.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Hutcheon that Council meet with Crown Lands and the Matong community to discuss Lot 13, DP 903226, Lot 2, Section 13, DP 758657 and Lots 2 and 3, Section 6, DP 758657

with a view to determining a position in regard to the township of Matong.
186/09/2020

FURTHER RESOLVED on the motion of Clr Maslin and seconded by Clr Jones that that Council not accept Lot 177, DP 750867, Wilson Street, Ardlethan as part of the Crown Land that it manages. 187/09/2020

GM9) COVID-19 EVENT RESTRICTIONS (E.07-01, SC491)

This report provides an update on upcoming events and current COVID-19 restrictions.

1) DITCH THE DUST AT NYE

Council has previously endorsed to merge Ditch the Dust and NYE together as the first date of 11 April was cancelled due to COVID-19.

At this point current NSW Government restrictions will not allow for this large event to go ahead. Council staff are meeting monthly to assess if this may change. Council staff will continue to monitor restrictions and advice from the NSW Government. If restrictions ease, Council has a staged plan to deliver this event to our community.

The stages that Council staff have identified are (if restrictions ease):

Stage 1 – End of September: Confirm Fireworks

Stage 2 – End of October: Bands, kid’s entertainment and food vans

Stage 3 – Mid November: Final Decision and end date

If restrictions have not eased by the aforementioned, that feature will now longer be an option if the event goes ahead.

Council staff have discussed that even if restrictions ease it may look like a very different event, with a high possibility that the event would not include any of its usual features. This would be because of COVID-19 Safe Plan requirements and timing around getting suppliers. It may be a “Bring your esky” event with no added entertainment. This would be assessed within the monthly discussions and consideration would have to be given around the importance of this within our community and would people attend.

Council staff advised that a final decision would have to be made by mid-November. If restrictions have not eased by this date unfortunately the event will be cancelled.

2) AUSTRALIA DAY 2021

Council staff have commenced preparations for Australia Day 2021. With current COVID-19 restrictions staff are predicting that this event will require changes to meet the COVID-19 Safe Plan requirements.

Council staff intend to meet monthly to assess how this event will work in much the same process outlined as NYE. As restrictions currently stand, Council staff propose:

- Invite only – Will include nominees, family members, Councillors and other dignitaries
- Seated indoor (or marquee) event in Beckom
- Catering for event will be based on the level of restrictions at the time
- Live stream proceedings

Nominations for this Australia Day awards will open in October.

Recommendation

That Council endorse the proposed process for Ditch the Dust at NYE and Australia 2021 with currently COVID-19 restrictions.

RESOLVED on the motion of Clr McCann and seconded by Clr White that Council endorse the proposed process for Ditch the Dust at NYE and Australia 2021 with currently COVID-19 restrictions. 188/09/2020

GM10) ALLAWAH LODGE - ALLAWAH CLINICAL GOVERNANCE COMMITTEE (A.05-02, SC7)

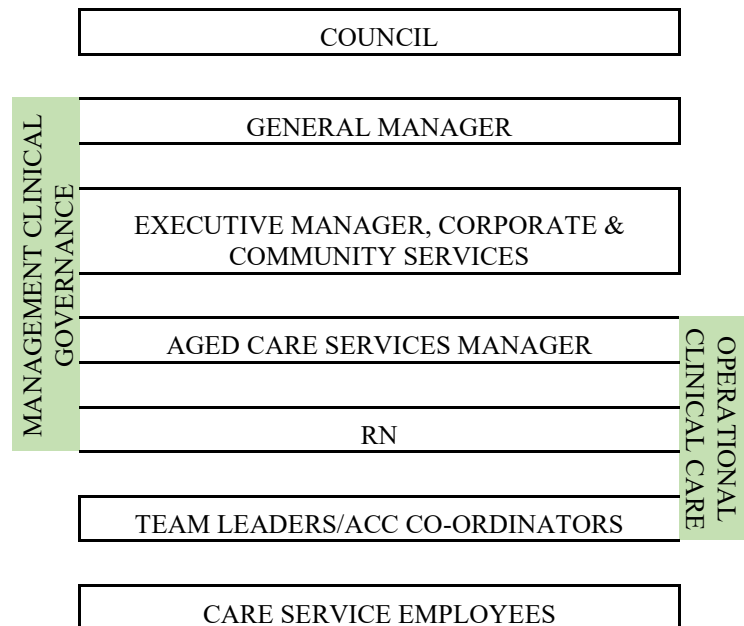
As part of the recent Audit process, it was thought appropriate to develop a formal structure that provides the delegation and support to the Clinical Governance and Care of Allawah residents.

As a Council owned facility, Council delegates the General Manager to be the legal entity that operates and is responsible for Allawah Lodge.

For this structure, Council requires a Clinical Governance Team to be established.

The Clinical Governance Team is proposed to be:

- General Manager
- Executive Manager, Corporate & Community Services
- Aged Care Services Manager
- Registered Nurse



Recommendation

That Council adopt the Allawah Clinical Governance Committee comprising the above persons.

RESOLVED on the motion of Clr Maslin and seconded by Clr McCann that Council adopts the Allawah Clinical Governance Committee comprising the following persons: 189/09/2020

- **General Manager**
- **Executive Manager, Corporate & Community Services**
- **Aged Care Services Manager**
- **Registered Nurse**

4.2 EXECUTIVE MANAGER, CORPORATE & COMMUNITY SERVICES' REPORTS

CS1) FINANCE REPORT

Recommendation

That the report be received.

RESOLVED on the motion of Clr Crocker and seconded by Clr White that the report be received. 190/09/2020

DATE INVESTED	INSTITUTION	RATING	INVESTMENT TYPE	AMOUNT INVESTED	TERMS (days)	RATE	MATURITY DATE
3/06/2020	Macquarie Bank	A1/A+	Term Deposit	\$ 1,000,000	91	0.85%	2/09/2020
9/06/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	92	1.35%	9/09/2020
22/06/2020	Macquarie Bank	A1/A+	Term Deposit	\$ 1,000,000	91	0.85%	21/09/2020
17/04/2020	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	182	1.85%	16/10/2020
5/08/2020	NAB	A1/A+	Term Deposit	\$ 1,000,000	91	0.70%	4/11/2020
27/05/2020	AMP	A2/BBB+	Term Deposit	\$ 500,000	180	1.65%	23/11/2020
27/05/2020	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	182	1.65%	25/11/2020
4/06/2020	NAB	A1/A+	Term Deposit	\$ 1,000,000	181	0.88%	2/12/2020
14/06/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	92	1.35%	14/12/2020
17/07/2020	AMP	A2/BBB+	Term Deposit	\$ 500,000	182	0.90%	15/01/2021
24/04/2020	Macquarie Bank	A1/A+	Term Deposit	\$ 1,000,000	273	1.65%	22/01/2021
29/07/2020	AMP	A2/BBB+	Term Deposit	\$ 1,000,000	180	0.80%	25/01/2021
13/08/2020	AMP	A2/BBB+	Term Deposit	\$ 2,000,000	182	0.80%	11/02/2021
2/05/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	304	1.70%	2/03/2021
10/05/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 2,000,000	304	1.70%	10/03/2021
19/05/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	304	1.70%	19/03/2021
29/05/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 2,000,000	304	1.70%	29/03/2021
1/06/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	304	1.70%	1/04/2021
23/04/2020	Macquarie Bank	A1/A+	Term Deposit	\$ 1,000,000	365	1.70%	23/04/2021
23/06/2020	Beyond Bank	A2/BBB	Term Deposit	\$ 1,000,000	365	1.40%	23/06/2021
TOTAL INVESTED				\$ 22,000,000			

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 2005* and Council's Investment Policy.


(Samantha Jennings, Finance Manager)

UNAUDITED RESTRICTED CASH, CASH EQUIVALENTS & INVESTMENTS (as at 30 June 2020)

External Restrictions - included in liabilities	
Specific purpose unexpended grants	1,056,768.83
Allawah Lodge Bonds & Payments	4,148,285.63
Allawah Village Loan Licences	3,502,501.96
Home Care Packages	484,493.73
	9,192,050.15
External Restrictions - other	
Developer contributions - general	63,834.53
Specific purpose grants (recognised as revenue)	993,495.23
Sewerage Services	1,624,359.98
Domestic Waste Management	889,467.80
Stormwater Management	64,569.62
Other - Community Transport	230,864.00
	3,866,591.16
Internal Restrictions	
Plant & vehicle replacement	1,000,000.00
Employees Leave Entitlements	1,420,000.00
Deferred Works	127,574.10
Ardlethan Preschool (non-grant)	19,542.72
Asset management/replacement	3,500,000.00
Financial Assistance Grant Advance	1,950,938.00
Swimming Pools	35,000.00
Rehabilitation of Gravel Pits	148,000.00
Coolamon Early Childhood Centre	343,432.11
Allawah Lodge	920,231.02
Allawah Village	540,952.33
	10,005,670.28
TOTAL RESTRICTIONS	23,064,311.59
UNRESTRICTED	350,511.89
TOTAL CASH, CASH EQUIVALENTS & INVESTMENTS	23,414,823.48

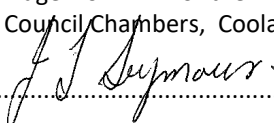
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

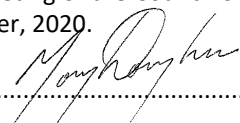
COOLAMON SHIRE COUNCIL
INCOME STATEMENT

for the period 1st July 2020 to 30th June 2021

	AUGUST 2020	JULY 2020	2020/2021 BUDGET	2019/2020 ACTUAL UNAUDITED
Income from continuing operations				
Revenue:				
Rates & annual charges	3,810,157.38	3,740,406.86	3,932,000.00	3,742,001.11
User charges & fees	854,755.37	503,000.39	4,231,000.00	4,335,819.02
Interest and investment revenue	(22,334.72)	(41,238.53)	317,000.00	378,187.16
Other revenues	117,133.02	55,854.23	591,000.00	908,847.28
Grants & contributions provided for operating purposes	1,278,245.07	194,886.69	6,476,000.00	6,899,636.98
Grants & contributions provided for capital purposes	255,791.73	4,200.00	2,153,000.00	5,937,046.59
Internals	0.00	0.00		0.00
Other income:				
Net gain from the disposal of assets	28,323.94	0.00	362,000.00	197,249.54
Total revenues from continuing operations	6,322,071.79	4,457,109.64	18,062,000.00	22,398,787.68
Expenses from continuing operations				
Employee benefits and on-costs	1,114,401.53	490,853.94	6,480,000.00	6,308,405.41
Borrowing costs	0.00	0.00	7,000.00	53,271.67
Materials & contracts	516,437.92	194,210.00	2,943,000.00	3,791,299.72
Depreciation, amortisation & impairment	0.00	0.00	4,123,000.00	3,883,354.37
Other expenses	601,670.15	470,120.59	1,638,000.00	1,637,937.76
Net loss from the disposal of assets				
Total expenses from continuing operations	2,232,509.60	1,155,184.53	15,191,000.00	15,674,268.93
Operating result from continuing operations	4,089,562.19	3,301,925.11	2,871,000.00	6,724,518.75
Net operating result for the year before grants and contributions provided for capital purposes	3,833,770.46	3,297,725.11	718,000.00	787,472.16

This is Page No. 72 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.

..... MAYOR

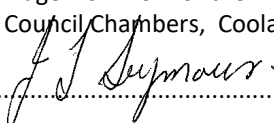
.....GENERAL MANAGER.

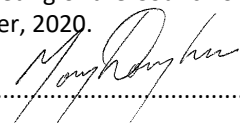
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

COOLAMON SHIRE COUNCIL
INCOME STATEMENT BY FUND

August 2019			
	CONSOLIDATED		
	GENERAL FUND	SEWERAGE FUND	TOTAL
Income from continuing operations			
Revenue:			
Rates & annual charges	3,221,744.81	588,412.57	3,810,157.38
User charges & fees	707,187.37	147,568.00	854,755.37
Interest and investment revenue	(22,334.72)	0.00	-22,334.72
Other revenues	117,133.02	0.00	117,133.02
Grants & contributions provided for operating purposes	1,276,145.07	2,100.00	1,278,245.07
Grants & contributions provided for capital purposes	(160.27)	255,952.00	255,791.73
Internals	0.00	0.00	0.00
Other income:			
Net gain from the disposal of assets	28,323.94	0.00	28,323.94
Total revenues from continuing operations	5,328,039.22	994,032.57	6,322,071.79
Expenses from continuing operations			
Employee benefits and on-costs	1,082,484.47	31,917.06	1,114,401.53
Borrowing costs	0.00		0.00
Materials & contracts	490,631.68	25,806.24	516,437.92
Depreciation & amortisation	0.00	0.00	0.00
Other expenses	586,263.65	15,406.50	601,670.15
Total expenses from continuing operations	2,159,379.80	73,129.80	2,232,509.60
Operating result from continuing operations	3,168,659.42	920,902.77	4,089,562.19
Net operating result for the year before grants and contributions provided for capital purposes	3,168,819.69	664,950.77	3,833,770.46

This is Page No. 73 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.

..... MAYOR

.....GENERAL MANAGER.

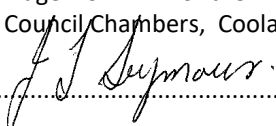
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

COOLAMON SHIRE COUNCIL
BALANCE SHEET

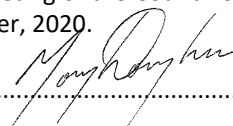
for the period 1st July 2020 to 30th June 2021

	AUGUST 2019	JULY 2019	2020/2021 BUDGET (ADJ FOR OPENING BALS)	2019/2020 ACTUAL UNAUDITED
ASSETS				
Current assets				
Cash and cash equivalents	2,831,642.37	1,389,944.84	1,549,307.45	1,414,822.48
Investments	22,000,001.00	22,000,001.00	22,000,001.00	22,000,001.00
Receivables	1,696,107.79	2,997,221.27	742,456.10	742,329.33
Inventories	243,350.92	247,084.78	635,001.46	260,331.23
Other				
Total current assets	26,771,102.08	26,634,251.89	24,926,766.01	24,417,484.04
Non-current assets				
Investments				
Receivables	0.00	0.00	302,000.00	0.00
Inventories	454,168.42	454,168.42	453,770.87	454,168.42
Infrastructure, property, plant & equipment	230,519,020.67	229,922,181.09	235,581,037.03	229,734,149.67
Accumulated Dep'n - Infrastructure, PP&E	(48,566,750.84)	(48,566,750.84)	(52,689,494.86)	(48,566,750.84)
Accumulated Imp't - Infrastructure, PP&E	0.00	0.00	0.00	0.00
Other	(2,315.93)	(1,843.75)	(2,033.19)	-2,033.19
Total non-current assets	182,404,122.32	181,807,754.92	183,645,279.85	181,619,534.06
Total assets	209,175,224.40	208,442,006.81	208,572,045.86	206,037,018.10
LIABILITIES				
Current liabilities				
Payables	8,929,185.32	8,985,982.42	9,421,288.97	9,881,599.49
Overdraft			0.00	
Interest bearing liabilities	0.00	0.00	0.00	0.00
Provisions	1,893,602.00	1,891,224.39	2,010,660.12	1,892,543.72
Total current liabilities	10,822,787.32	10,877,206.81	11,431,949.09	11,774,143.21
Non-current liabilities				
Payables	2,866.83	2,866.83	2,497.99	2,866.83
Interest bearing liabilities	0.00	0.00	0.00	0.00
Provisions	560,674.64	560,674.64	568,212.53	560,674.64
Total non-current liabilities	563,541.47	563,541.47	570,710.52	563,541.47
TOTAL LIABILITIES	11,386,328.79	11,440,748.28	12,002,659.61	12,337,684.68
Net assets	197,788,895.61	197,001,258.53	196,569,386.25	193,699,333.42
EQUITY				
Retained earnings	101,334,018.16	100,546,381.08	100,114,971.77	97,244,455.97
Reserves	96,454,877.45	96,454,877.45	96,454,414.48	96,454,877.45
Internal Assets/Liabilities	0.00	0.00		0.00
Trust Transfer				
Total equity	197,788,895.61	197,001,258.53	196,569,386.25	193,699,333.42

This is Page No. 74 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.



MAYOR



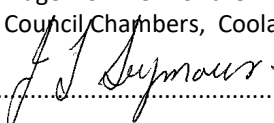
GENERAL MANAGER.

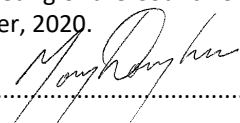
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

COOLAMON SHIRE COUNCIL
BALANCE SHEET BY FUND

August 2019			
	CONSOLIDATED GENERAL FUND	SEWERAGE FUND	COOLAMON SHIRE TOTAL
ASSETS			
Current assets			
Cash and cash equivalents	1,122,746.77	1,708,895.60	2,831,642.37
Investments	22,000,001.00		22,000,001.00
Receivables	1,192,780.02	503,327.77	1,696,107.79
Inventories	243,350.92		243,350.92
Other			0.00
Total current assets	24,558,878.71	2,212,223.37	26,771,102.08
Non-current assets			
Investments			0.00
Receivables	0.00		0.00
Inventories	454,168.42		454,168.42
Infrastructure, property, plant & equipment	210,604,997.35	19,914,023.32	230,519,020.67
Accumulated Depreciation	(41,564,966.91)	(7,001,783.93)	(48,566,750.84)
Accumulated Impairment	0.00		0.00
Other	(2,315.93)		(2,315.93)
Total non-current assets	169,491,882.93	12,912,239.39	182,404,122.32
Total assets	194,050,761.64	15,124,462.76	209,175,224.40
LIABILITIES			
Current liabilities			
Payables	8,929,185.32	0.00	8,929,185.32
Interfunding			0.00
Interest bearing liabilities	0.00		0.00
Provisions	1,893,602.00		1,893,602.00
Total current liabilities	10,822,787.32	0.00	10,822,787.32
Non-current liabilities			
Payables	2,866.83		2,866.83
Interest bearing liabilities	0.00		0.00
Provisions	560,674.64		560,674.64
Total non-current liabilities	563,541.47	0.00	563,541.47
TOTAL LIABILITIES	11,386,328.79	0.00	11,386,328.79
Net assets	182,664,432.85	15,124,462.76	197,788,895.61
EQUITY			
Retained earnings	91,916,198.30	9,417,819.86	101,334,018.16
Reserves	90,748,234.55	5,706,642.90	96,454,877.45
Internal Assets & Liabilities			0.00
Trust Transfer			0.00
Total equity	182,664,432.85	15,124,462.76	197,788,895.61

This is Page No. 75 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.

..... MAYOR

.....GENERAL MANAGER.

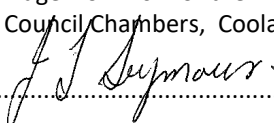
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

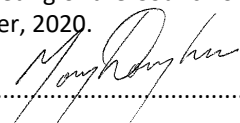
COOLAMON SHIRE COUNCIL
INTERNAL & EXTERNAL RESTRICTIONS

for the period 1st July 2020 to 30th June 2021

	AUGUST 2019	JULY 2019	2020/2021	
			BUDGET (ADJ FOR OPENING BALS)	2019/2020 ACTUAL UNAUDITED
<i>EXTERNALLY RESTRICTED</i>				
Contract Liabilities	1,054,990.09	1,078,582.94	1,056,768.83	1,056,768.83
Allawah Lodge Accommodation Payments	4,147,460.08	4,147,460.08	4,148,285.63	4,148,285.63
Allawah Village Loan-Licence	3,502,501.96	3,502,501.96	3,592,264.96	3,502,501.96
Home Care Packages	494,319.80	484,493.73	484,493.73	484,493.73
Developer Contributions	63,834.53	63,834.53	69,533.53	63,834.53
Grant Revenues	160,191.17	971,532.25	117,195.23	993,495.23
Sewerage Fund	1,708,895.60	1,614,258.62	1,641,562.31	1,624,359.98
Waste Management	1,007,662.16	857,309.10	946,192.36	889,467.80
Stormwater Management Reserve	105,264.54	105,284.99	48,344.62	64,569.62
Other - Community Transport	246,676.88	252,415.52	230,864.00	230,864.00
	12,491,796.81	13,077,673.72	12,335,505.20	13,058,641.31
<i>INTERNALLY RESTRICTED</i>				
Plant Replacement Reserve	1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00
Employees Leave Entitlements Reserve	1,420,000.00	1,260,000.00	1,499,000.00	1,420,000.00
Deferred Works Reserve	101,911.54	130,790.00	28,284.10	127,574.10
Ardlethan Preschool	28,891.23	26,416.96	19,542.72	19,542.72
Asset Management	3,500,000.00	3,500,000.00	3,500,000.00	3,500,000.00
Financial Assistance Grant	0.00	0.00	1,950,938.00	1,950,938.00
Swimming Pools Reserve	35,000.00	35,000.00	55,000.00	35,000.00
Gravel Pits Rehabilitation Reserve	148,000.00	148,000.00	168,000.00	148,000.00
CECC Asset Mgt Reserve	389,929.57	338,404.25	358,115.39	343,432.11
Allawah Lodge Asset Mgt Reserve	1,522,494.11	847,374.35	440,739.37	920,231.02
Allawah Village Asset Mgt Reserve	472,463.69	499,656.36	581,660.03	540,952.33
	8,618,690.14	7,785,641.92	9,601,279.60	10,005,670.28
Unrestricted	3,721,156.42	2,526,630.20	1,612,879.57	350,511.89
TOTAL CONSOLIDATED CASH	24,831,643.37	23,389,945.84	23,549,664.37	23,414,823.48

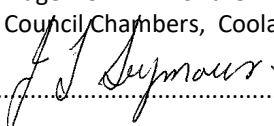
This is Page No. 76 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.

..... MAYOR

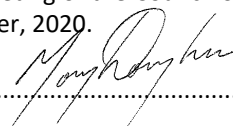
.....GENERAL MANAGER.

RATE COLLECTIONS

	ARREARS BFWD	LEVIES INC. INTEREST	TOTAL	COLLECTIONS TO DATE	% TO TOTAL	ADJUSTMENTS INC. PENS CONCESSIONS	ADJ TOTAL	% TO TOTAL	COLLECTABLE BALANCE
31/08/2003	280,098.47	2,030,567.42	2,310,665.89	552,682.60	23.92%	99,416.03	2,211,249.86	24.99%	1,658,567.26
31/08/2004	181,374.69	2,074,680.79	2,256,055.48	477,399.35	21.16%	105,671.55	2,150,383.93	22.20%	1,672,984.58
31/08/2005	163,566.58	2,150,297.78	2,313,864.36	703,888.31	30.42%	105,176.98	2,208,687.38	31.87%	1,504,799.07
31/08/2006	185,519.90	2,228,402.63	2,413,922.53	686,537.38	28.44%	106,058.44	2,307,864.09	29.75%	1,621,326.71
31/08/2007	236,912.33	2,410,090.04	2,647,002.37	670,180.72	25.32%	117,989.76	2,529,012.61	26.50%	1,858,831.89
31/08/2008	277,343.62	2,493,027.96	2,770,371.58	613,559.42	22.15%	117,339.70	2,653,031.88	23.13%	2,039,472.46
31/08/2009	239,371.45	2,566,302.58	2,805,674.03	782,339.20	27.88%	120,986.57	2,684,687.46	29.14%	1,902,348.26
31/08/2010	292,105.99	2,704,117.82	2,996,223.81	741,132.23	24.74%	123,252.92	2,872,970.89	25.80%	2,131,838.66
31/08/2011	239,162.46	2,851,336.37	3,090,498.83	782,158.97	25.31%	124,934.50	2,965,564.33	26.37%	2,183,405.36
31/08/2012	207,935.41	2,986,757.72	3,194,693.13	890,111.95	27.86%	126,528.35	3,068,164.78	29.01%	2,178,052.83
31/08/2013	230,923.44	3,129,180.21	3,360,103.65	922,713.93	27.46%	124,096.84	3,236,006.81	28.51%	2,313,292.88
31/08/2014	263,562.88	3,285,814.30	3,549,377.18	829,247.65	23.36%	119,661.73	3,429,715.45	24.18%	2,600,467.80
31/08/2015	335,520.44	3,394,298.07	3,729,818.51	1,091,402.37	29.26%	121,811.97	3,608,006.54	30.25%	2,516,604.17
31/08/2016	300,944.76	3,487,399.70	3,788,344.46	1,042,917.80	27.53%	124,652.38	3,663,692.08	28.47%	2,620,774.28
31/08/2017	303,728.87	3,567,981.97	3,871,710.84	1,194,571.78	30.85%	116,519.77	3,755,191.07	31.81%	2,560,619.29
31/08/2018	319,410.16	3,661,932.07	3,981,342.23	1,222,999.11	30.72%	114,757.98	3,866,584.25	31.63%	2,643,585.14
31/08/2019	368,193.86	3,776,704.41	4,144,898.27	1,188,590.24	28.68%	115,820.44	4,029,077.83	29.50%	2,840,487.59
2020/2021									
31/07/2020	342,642.82	4,017,095.68	4,359,738.50	303,348.63	6.96%	117,176.29	4,242,562.21	7.15%	3,939,213.58
31/08/2020	342,642.82	4,023,933.68	4,366,576.50	1,341,376.91	30.72%	120,795.04	4,245,781.46	31.59%	2,904,404.55



MAYOR



GENERAL MANAGER.

4.3 EXECUTIVE MANAGER, ENGINEERING & TECHNICAL SERVICES' REPORTS

ES1) SHIRE ROAD RESHEETING, STABILISATION AND MAINTENANCE

The following roads have received attention:

1) MAINTENANCE

- Parmenters Lane (Coolamon Road to Tooyal Road)
- Croziers Lane (Kockibitoo Road to Halbischs Lane)
- Coffin Rock Road (Marrar North Road to boundary)
- Tooyal Road (Coolamon Road to Parmenters Lane)
- Pykes Lane (Coolamon Road to Learys Lane)
- Hawthornes Lane (Rannock Road to Stinsons Lane)
- The Rocks Road (Menangle Street to Old Roping Pole Road)
- Coxs Lane (Devlin Street to end)
- McRaes Lane (Coffin Rock road to end)
- Ramp Road (Murrulebale Road to Coffin Rock Road)
- Old Roping Pole road (The Rocks road to Roping Pole Road)
- Lesterfield Lane (Canola Way to boundary)
- Brushwood North Road (Canola Way to Ardlethan Road)
- Chamberlains Lane (Coolamon Road to Canola Way)
- Boundary Lane (Millwood Road to Lesterfield Lane)
- Bradleys Lane (Millwood Road to Lesterfield Lane)

2) RESHEETING

- Croziers Lane (Kockibitoo Road to Halbischs Lane)
- McRaes Lane (Coffin Rock road to end)
- Chamberlains Lane (Coolamon Road to Canola Way)

ES2) FIXING LOCAL ROADS – BYGOO ROAD

The reconstruction of 4.87kms of Bygoo Road has been split into two stages with the first stage (2.44 to 4.89kms from Keogh Avenue) 2.45kms scheduled to commence on 15th September, 2020 and be completed with sealing on 20th October 2020 prior to harvest. The second stage is scheduled to occur in February/March 2021.

Recommendation

That the Executive Manager, Engineering & Technical Services' Reports (ES1 to ES2) be noted.

RESOLVED on the motion of Clr Jones and seconded by Clr White that the Executive Manager, Engineering & Technical Services' Reports (ES1 to ES2) be noted. 191/09/2020

ES3) BIOSECURITY WEEDS REPORT (N.02-01, SC284))

Biosecurity Weeds Officer Reports

Activities

- High risk roadways inspected across the Shire.
- Staff have completed roadside inspections of high risk sites and pathways.
- Coolatai continues to be inspected and treated.
- St John's Wort is starting to germinate, with the improved season expect to see a large increase in plants this year.
- Blue Helitrope inspected, no germination as yet.

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.
- 4.5.1 Increase in operator competency (training)

Recommendation

For Council information.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Maslin that the report be received. 192/09/2020

ES4) LUCAS LANE – CONDITION ASSESSMENT (R.09-12, SC346)

→ Council is in receipt of correspondence regarding the condition of Lucas Lane (Rannock Road to Ardlethan Road) 2.15kms, and request for hierarchical review to permit all weather access. See attached. Attachment No. 9.1

1) HIERARCHICAL CLASSIFICATION

As per Council's 2018 Road Review, this section of road is classified as 5 – *Minor Road (unformed limited harvest/emergency maintenance only)*. In reviewing the appropriateness of this classification, the existing conditions are observed:

- The applicant is the only landholder landlocked warranting retention in maintenance hierarchy. All other landholders have access onto higher hierarchy roads such as Rannock Road and Ardlethan Road. (Plan attached). Attachment No. 9.2
- The road is not a bus or mail route.
- One dwelling is located at the western end of the road, four properties border the road but have frontage onto higher hierarchy roads and does provide a short linking benefits between major roads (Ardlethan Road and Rannock Road).
- Traffic volumes were obtained in the week 3rd to 10th August 2020 and revealed an annual average daily traffic count of 4.4 (9 cars/bike, 22 trucks).
- Alternate and preferred route is to follow sealed network onto Ardlethan Road, Ardlethan Road/Rannock Road intersection and back out (4.2kms sealed –v- 2.5kms unsealed).

When applying this data to the hierarchical review calculation sheet, the total score is unchanged and classification of 5 – *Minor road (unformed limited harvest/emergency maintenance only)*.

2) ROAD CONDITION

Following an approach from the landholder, Council Staff met the individual onsite for an inspection on the 22nd July 2020 and followed up with additional inspections on 3rd August and 1st September 2020. Observations from inspections are as follows: Attachment No. 9.3

- 0.0 to 1.24kms from Rannock Road

The road is earth formed, well ironed out, easily trafficable with only minor rutting and erosion evident. Only minor grader maintenance to address rutting and erosion required.

- 1.24 to 1.57kms from Rannock Road

This is a low lying section of the road where it is crossed by a drainage path. Due to the drainage path and lack of fall downstream, water tends to pool in this location resulting in extensive deep rutting and difficult to navigate in wet conditions. The road is unformed earth and application of gravel over the 330m section will address access issues in wet events. Due to low hierarchical designation, lack of downstream fall, drainage volume and width of drainage path, the cost of culvert installation cannot be justified.

- 1.57 to 2.15kms from Rannock Road

Through this section the road ascents up to Ardlethan Road, displays evidence of previous gravel patch maintenance, well earth formed in other sections and free of defects. No maintenance action required.

3) ROAD USAGE

As indicated by the traffic counts, vehicle usage is very low at 4.4 vehicles/day (70% heavy vehicles). One residence is located 290m from Ardlethan Road and it is expected this would be the main route to and from residence. In correspondence with applicant, it has been noted that they lease the neighbouring property fronting Rannock Road and plan to construct internal road and operation pad to service both owned and leased land.

The access point is at chainage 1.2kms from Rannock road and just at the commencement of the low lying water course section. The applicant also noted they are a Temora based operation, preference for upgrade of western section of Lucas Lane and access onto Rannock Road.

4) PROPERTY ACCESS

Council's Property Access Policy states "Council will provide access at the nearest point of the property parcel. This access point will be onto the higher designated road". When applying this policy, there is only one property parcel (applicant) not fronting higher hierarchy road other than

Lucas Lane requiring provision of access. Council satisfy their policy via Lucas Lane (Lot 4 to Ardlethan Road 500m) which is onto a Regional road, this section of Lucas Lane can best withstand proposed operations and already has residence accessing onto it.

In summary, the hierarchical designation of 5 – *Minor road (unformed limited harvest/emergency maintenance only)* is considered appropriate and Council's property access obligations are fulfilled via western end of Lucas Lane. Chainage 1.24 to 1.57kms (330m) is considered a hazardous state and will require emergency attention to satisfy hierarchical designation.

Recommendation

That Council apply gravel to 1.24 to 1.57kms and grader harvest maintenance to remaining sections of Lucas Lane to satisfy hierarchical designation 5.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Crocker that Council apply gravel to 1.24 to 1.57kms and grader harvest maintenance to remaining sections of Lucas Lane to satisfy hierarchical designation 5. 193/09/2020

ES5) SAFE AND SECURE WATER PROGRAMME – COOLAMON STP AUGMENTATION (S.03-03, SC362)

Council have recently received the final Coolamon STP Augmentation Business Case from Public Works with the Executive Summary as follows:

Executive Summary

The town of Coolamon, NSW, is located in the Riverina region of NSW, approximately 500 km south west of Sydney.

The Coolamon Sewage Treatment Plant (STP) was built in the 1960's and is a trickling filter (TF) based STP with the capacity of 1,500 equivalent persons (EP). Council has been recycling the effluent from the Coolamon STP for re-use on sporting fields since the mid-1960s. Therefore, no discharge point was required.

However, currently the inflows are too high to practically provide total reuse (additional storage and irrigation). The following solution has been proposed:

- Upgrade the STP to treat sewage to suitable effluent quality for environmental release during wet weather flows.
- Expand the recycled water irrigation scheme to have additional storage and include crop irrigation to allow for 100% reuse in 50% of the years.

- Construct a new effluent discharge point to the east of Coolamon to allow for wet weather environmental discharges.

Council has been invited to submit a business case for the STP augmentation under the Safe and Secure Water Program (SSWP).

This Business Case only focuses on the requirement to upgrade the STP to improve the effluent quality. Separate investigations will be required for the effluent management which will take place on other sites.

The proposed STP upgrades will include the following:

- Augmentation of the existing inlet works
- Provision of a new 2,850 EP IDEA secondary treatment tank
- Provision of a 900 kL balance tank
- A new effluent pump
- A UV disinfection unit for effluent discharge and municipal reuse
- An electrical system including a power supply upgrade
- A telemetry system with SCADA integration to allow remote monitoring of all the sites
- Possible expansion of the newly installed solar PV system
- Provision of 3 sludge lagoons, and sludge drying beds
- A supernatant pump station
- Utilisation of existing maturation ponds for storage, effluent polishing and disinfection of effluent for crop irrigation
- A new amenities building which will include a control room and a laboratory
- Decommissioning of the existing TF plant
- Demolition of the existing STP once the new plant is commissioned

Council is eligible for up to 75% co-funding under the Safe and Secure Water Program. The long-term (30-year) financial plan (LTFP) includes upgrading the STP. Council originally budgeted for \$7 Million for 2023/24, based on the 30-year Capital Works Schedule for Sewerage with the assumption of 75% co-contribution.

The current project costs are \$6.1 Million. However, Council would need to invest in additional projects for the agricultural irrigation upgrade and discharge point as separate projects. The cost of these upgrades would need to be determined in additional investigations and the LTFP updated.

Council's updated financial plan will incorporate the capital and ongoing financial commitments required to deliver the project and assess the impact on typical residential bills to ensure that these are sustainable.

In preparing the Business Case, a number of other studies/documents have been developed and include:

- Coolamon STP Augmentation Concept Design.
- Review Environmental Factors.
- Irrigation Management Plan.
- Coolamon Recycled Water Irrigation Scheme Operational Environmental Management Plan (irrigation of agricultural crops).
- Air Quality Impact Assessment.

- These documents are **tabled** for Councillor's information.

In recent correspondence from NSW Planning, Industry and Environment, Coolamon STP received a risk score of 4 and that at this stage, only projects with the highest risk rating (5) can be considered for funding under the current SSWP. Projected cost within the Business Case identify 23/24 for Detail Design and Tendering and 24/25 Construction.

As indicated in the Executive Summary, Irrigation storage, usage and discharge are current issues for Council with a developing town, will require attention in coming years and considered in upcoming budgets.

Recommendation

For Council information.

RESOLVED on the motion of Cllr White and seconded by Cllr Hutcheon that the Coolamon STP Augmentation Business Case be adopted. 194/09/2020

↑ **ADJOURNMENT**

The Meeting adjourned at 4.05pm for a presentation to Peter Dennis on his retirement and to recognize the service that he has made over the last 42 years to the Coolamon Shire Council.

The meeting reconvened at 4.45pm.

ES6) ARDLETHAN SEWERAGE SCHEME (S.03-02, SC361)

The Ardlethan Sewer Scheme is nearing completion with minor finishing works to occur at STP and seal repairs to urban areas. A summary of the cost are as follows:

STW Contract	716,193.00
Reticulation Contract	2,281,400.00
Reticulation Variations	142,621.85
Pump Station Contract	161,400.00
Design	315,943.54
Project Management	196,172.89
Non Contract Expenditure	437,988.64
Total	\$4,251,719.92

The Non Contract Council expenditure equated to \$437,988.64. To reduce costs, Council identified a number of components for it to provide and includes supply of, crushed gravel, cracker dust, rock, fencing, easement creation, electricity, vegetation clearing, concrete reinstatement, seal reinstatement, water service, compaction testing, rail protection officer and stump grinding. These costs have come in at just within the projected budget of \$458,000. Of the contract components, reticulation was the only item to identify variations at a cost of \$142,621.85.

These variations have accrued for many reasons over the project and include:

Alteration to underbore from trench to avoid concrete path, stencilcrete and Aria Street reinstatement	63,569.00
Rock excavation (multiple locations)	43,866.00
Septic tank replacement due to tree removal	4,917.60
Tin Mines service location, design alteration and additional manhole	14,903.75
Pump Station Fitout	15,365.00
Total	\$142,621.85

All variations have been assessed and deemed justifiable by both the Project Manager and Council. In anticipation of additional costs, these variation funds will be drawn from deferred annual sewer inspection works allocation.

Recommendation

For Council information.

RESOLVED on the motion of Clr McCann and seconded by Clr Hutcheon that the variations to the contract be adopted. 195/09/2020

ES7) COFFIN ROCK ROAD (R.09-12, SC346)

- In mid June, Council received correspondence from a landholder regarding the condition of Coffin Rock Road (unnamed laneway – “Waerawi” Property Access, 3.4kms) and request for it to be upgraded. Sections of this road are identified as a boundary road between Coolamon and Junee and a site meeting was arranged with attendance by Coolamon and Junee Engineers, John Seymour and the applicant. Attachment No. 10.1

The main concerns of the applicant include:

- Increased use of the road by heavy vehicles due to google maps identifying this as a route option and livestock movements to Cootamundra Abattoir.
 - The road is too narrow.
- Both Coolamon and Junee Councils considered the issues raised by the applicant and replied with response letter dated 8th July, 2020. Attachment No. 10.2

In summary, the response correspondence notes:

- Coolamon Shire Council is the responsible authority for section un-named laneway – “Waerawi” property access.
- Hierarchy is 4 – largely earth formed (minor gravel maintenance to worse sections only).
- Council will install signage to avoid unnecessary use of road in addition to gravel maintenance to satisfy hierarchical designation.
- Murrulebale Lane was sealed in 2007 at a cost of approximately \$1 Million following heavy campaigning from the community and is the preferred route for heavy vehicles passage to the Olympic Highway.

In addition to these comments, it should be noted that google maps provide multiple routes to desired destinations, these routes do not take into consideration road standard and often paper roads are selected as a route. It is motorist’s responsibility to determine if a road actually exists, consider road conditions and if route is suitable for travel purpose. The route options provided by the various internet mapping software do not dictate Council’s hierarchical

designations as it does not provide a true reflection on the demand of Council's Road Network.

Should the applicant not wish to have trucks pass through his property, they are free to direct them to Murrulebale Lane.

- Gravel maintenance as previously noted has recently been provided and condition is of a standard which easily satisfies its hierarchical designation. Signage has also been installed at the intersections of the unnamed laneway and "Waerawi" access to permit heavy vehicles to turn around if required. Attachment No. 10.3

In short, this section of road is very much considered a convenience route and alternate high standard routes provided at considerable expense to Council are available.

Recommendation

For Council consideration.

RESOLVED on the motion of Clr McCann and seconded by Clr Jones that the report be received. 196/09/2020

ES8) ARDLETHAN A-DOUBLE FIELD TRIAL (R.09-05, SC339)

Following a number of requests via the NHVR from GrainCorp and transport operators for access of A-Double Road Trains to Ardlethan Grain Modal Centre, a field trial has been performed to determine suitability.

- The request is for A-Double (bogie axle, 11 axle and tri-axle dolly, 12 axle) Road Trains up to 30m from Burley Griffin Way to GrainCorp and Emerald Grain Modal Centres. The field trial was attended by Transport NSW representatives, Council Engineers and Heavy Vehicle Operators. Attachment No. 11

The field trial was successful and all parties were satisfied that the vehicle was suitable for passage along the route without concern of damage to Council infrastructure or hazard to public. Consent request submitted through the regulator have since been approved and pre-approval of vehicle and route provided to NHVR for a 12 month period.

Following the initial 12 months pre-approved period, Council will have the option to extend the pre-approval period for up to 3 years or gazette the route for the subject vehicle. At any time, Council have the option to rescind the consent should issues arise.

Recommendation

For Council information.

RESOLVED on the motion of Clr White and seconded by Clr McKinnon that the report be received. 197/09/2020

ES9) RESIDENTIAL REAR LANE ACCESS (R.09-03, SC337)

In recent meetings with Emergency Serviced providers, it has been brought to Council's attention that there are a number of residences at the rear of shopfronts along Cowabbie Street, Coolamon that only have access via the rear lane.

- ➔ The main concern of the Emergency Service providers is that in the event of a call-out, access is via the rear lane, no address is available, difficult to identify destination and could result in delays with undesirable consequences. An assessment of the main street has been performed with 10 such locations identified. Attachment No. 12.1

- ➔ A solution to this issue would be to name the two laneways as occurs in many cities and towns across Australia. As per Council's Road Naming Policy (attached) it is to utilize the list of past Councillors and Ex-Servicemen as a reference point. As an alternate option, Council may wish to consider the historic use of some main street buildings and adopt a rear lane name that acknowledges past usage. Attachment No. 12.2

Recommendation

For Council consideration.

RESOLVED on the motion of Clr McCann and seconded by Clr White that the lane to the west of Cowabbie Street between Mann Street and Loughnan Street be named Blacksmiths Lane and the lane to the east of Cowabbie Street between Mann Street and Loughnan be named Wheelrights Lane. 198/09/2020

**ES10) NATIONAL CLASS 3 ROAD TRAIN PRIME MOVER MASS AND DIMENSION
EXEMPTION NOTICE 2020 (R.09-05, SC339)**

→ Council is in receipt of correspondence from the NHVR seeking consent of Class 3 Road Train Prime Mover Mass and Dimension Exemption Notice 2020. An information sheet has been provided by the NHVR with key points as follows:

Attachment No. 18

- When a road train decouples to a single trailer, the road train steer axle mass exemption no longer applies. To deliver the single trailer, a different prime mover is required.
- This notice will provide flexibility for the road train operator to complete the task with existing prime mover.
- Only mass exemption is to steer axle, max 7.1 tonne up from 6.0 tonne.
- Typically, a road train prime mover is longer than standard and additional length can cause combination to exceed existing prescribed length limits. The only impact would be to 26m B-Doubles extended to 27m.

The additional steer axle load and length for B-Doubles will have negligible impact on Council's Road Network and justification for refusal cannot be provided.

Recommendation

That Council provide consent to National Class 3 Road Train Prime Mover Dimension Exemption Notice 2020.

RESOLVED on the motion of Clr McKinnon and seconded by Clr White that Council provide consent to National Class 3 Road Train Prime Mover Dimension Exemption Notice 2020. 199/09/2020

4.4 EXECUTIVE MANAGER, DEVELOPMENT & ENVIRONMENTAL SERVICES' REPORTS

HS1) DEVELOPMENT ACTIVITY REPORT FOR THE PERIOD ENDING 31ST AUGUST 2020 (B.05-03, SC58)

Summary

This report advises of the Development Application activity for the month of August 2020.

Development Activity Table

Application Number	Type	Address	Determination	Value
DA 2020/48	Change of Use – Handcrafted Furniture & Gift Shop	121 Cowabbie Street, Coolamon	Approved	N/A
DA 2020/44	New Shed	16 Hare Street, Marrar	Approved	\$30,000.00
DA 2020/49	New Shed	Keough Avenue, Ardlethan	Approved	\$30,000.00
DA 2020/52	New Shed	93 Mirrool Street North, Coolamon	Approved	\$9,500.00
CDC 2020/10	New Inground Swimming Pool	46 Lewis Street South, Coolamon	Approved	\$20,000.00
DA 2020/53	Installation of Shipping Container	67 Wallace Street South, Coolamon	Approved	\$8,200.00
CDC 2020/11	New Inground Swimming Pool	41-43 Wattle Lane, Coolamon	Approved	\$39,000.00
DA 2020/58	New Shed	60 Learys Lane, Coolamon	Approved	\$19,500.00
CDC 2020/12	New Single Dwelling	169 Cowabbie Street, Coolamon	Approved	\$285,000.00
DA 2020/61	New Carport	59 Devlin Street, Coolamon	Approved	\$2,500.00
DA 2020/63	New Garage & Carport	62 Warri Street, Ardlethan	Approved	\$9,400.00
DA 2020/51	New Carport & Installation of Shipping Container	14-16 Logan Street, Coolamon	Approved	\$11,200.00
CDC 2020/13	New Shed	21 Cassiterite Crescent, Ardlethan	Approved	\$19,900.00
DA 2020/34	New Single Dwelling & Attached Garage	3095 Coolamon Road, Coolamon	Approved	\$499,000.00
TOTAL: 14			14	\$983,200.00

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 31st August, 2019.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr Jones that Council receive and note this report on development activity for the period up to 31st August, 2020. 200/09/2020

HS2) BUILDING AND ASSET PROJECT STATUS REPORT (B.05-01, SC56)

Summary

This report provides a brief update on the status of various building projects within the Shire.

Project Status

Project Item	Commencement Date	Estimated Completion Date
Ardlethan Museum	February 2020	September 2020
Allawah Stage 2 and 3	May 2020	Commenced
Beckom Hall Upgrades	March 2020	Completed
Coolamon Child Care Centre	November 2020	Completed
Ganmain Historical Society	June 2020	Completed
Coolamon Showground Upgrade Works - various	2020	Basically completed
Coolamon SES / RFS Shed Upgrade	March 2020	Completed
Ardlethan Showground	June 2020	December 2020
LRCIP - Ardlethan Entries	February 2021	April 2021
LRCIP -Ardlethan Museum Solar	July 2020	September 2020
LRCIP - Mullins Centre Solar	July 2020	September 2020
Ardlethan Preschool Landscaping	July 2020	September 2020
LRCIP -Beckom Park Upgrade	August 2020	October 2020
LRCIP -Ganmain Plaza Landscaping	August 2020	November 2020
LRCIP - UTDS Landscaping and Storage	September 2020	March 2021

Recommendation

That Council note the report titled 'Building Project Status Report'.

RESOLVED on the motion of Clr McKinnon and seconded by Clr Hutcheon that Council note the report titled 'Building Project Status Report'. 201/09/2020

HS3) QUOTATION REPORT CONSTRUCTION OF NEW POUND FACILITY (RFQ 2020/03) (A.08-02, SC22, SC1346)

Summary

This report provides information to Council in regards to quotations received for the construction of the new Council pound facility.

Background

The current facility is approximately 50 years old and Council requires a new pound facility to house cats and dogs that have been impounded as the current facility does not fully comply with the current standards.

It should be noted that Council has a budget for the construction of the new pound facility. The project has been identified as a required works item for approximately 15 years.

The site is located on the corner of Loughnan Street and Wildman Street, Coolamon (Lot: 247, DP: 750846).

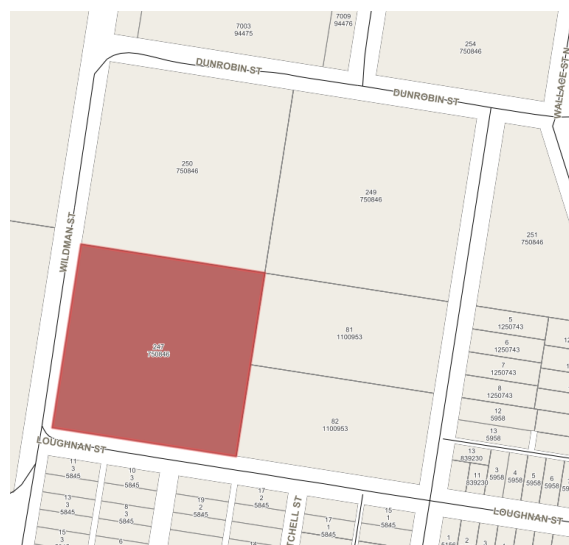


Image 1: Locational Diagram – Development Site

J. J. Seymour
..... MAYOR

Paul Roughton
..... GENERAL MANAGER.

The Project

The project involves the construction of a new pound facility to house a maximum of 7 dogs and 2 cats at any one time. The facility will also include two (2) outdoor dog runs, the installation of a new septic tank system with associated absorption trench, the installation of a 22,700 litre rainwater tank with pump and on-site parking. The building will be constructed using a combination of steel framing and besser blocks.

Quotation Submissions

Council received a total of two (2) quotations during the submission period. Contractors and quotation prices are listed in the following table from lowest to highest tender received.

Contractors	Quotation Price (GST Inc.)	Comments
Coolamon Carpentry	\$166,658.00	The quotation is a conforming quotation and nominates 70 working days for project completion.
BTM Rural Services	\$192,766.98	The quotation is a conforming quotation and nominates 90 working days for project completion.

Table 1: Contractors and Quotation Prices

Quotation Evaluation

Submitted quotations have been evaluated on the following criteria:

- Price
- Experience and
- Inclusions

Both of the above contractors are considered to have relevant experience in both commercial and residential construction projects and it appears that all contractors have included all inclusions listed in plans and specifications for the project (either within lump sum or as separate component cost).

The preferred option of many organisations is the 'traditional working' process which involves sequential lowest price quotation.

Whilst price is one of the common criteria used in the assessment of quotations, it should not be considered as the key determining factor in quotation selection. The lowest quotation is not always necessarily the 'best'.

The use of lowest price quotation may seriously damage an organisations 'financial health and reputation' and may have undesirable and unexpected side effects in the event that a contractor has quoted too low which creates project management and adverse financial outcomes for an organisation. It is not suggested that if Council endorses the lowest quotation referenced in this report that there will be adverse project management and financial outcomes for Council but it is suggested that as an organisation we need to consider the consequences during the decision making process.

After an assessment by Council staff and based on the quotation assessment criteria Coolamon Carpentry have been awarded the project to construct the new pound facility.

Consultation

Internal consultation has been undertaken with relevant council staff.

Council staff requested quotations from four local contractors. Only the two above contractors submitted a quotation for the project.

The quotation period was from 13 July 2020 through until 12 August 2020.

All contractors will be notified by telephone and in writing of Council's decision after the report has been received by Council.

Financial Implications

Council has a budget available of \$80,000.00 for the project.

The quotations received are over the allocated budget.

It is requested that Council consider the allocation of funds to allow the project to commence as soon as possible.

Attachments

→ Project Plans. [Attachment No. 13](#)

Recommendation

- 1) That Council note the report on the Construction of the New Pound Facility Quotations; and
- 2) That Council endorse the allocation of additional funds to allow the project to commence.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr McCann: 202/09/2020

- 1) **That Council notes the report on the Construction of the New Pound Facility Quotations.**
- 2) **That Council endorse the allocation of additional funds to allow the project to commence.**
- 3) **That Council accepts the tender from Coolamon Carpentry to undertake the works.**

HS4) DEVELOPMENT APPLICATION 2020/03 - RETAIL PREMISES (ART GALLERY AND WORKSHOP) AND ATTACHED DWELLING (B.05-03, SC58; RT1003504)

Applicant	Jeremy Park
Owner	Jeremy Michael Raukawa Park & Gai Annette Warren-Park
Development Cost	\$15,000.00 to \$20,000.00
Development Description	<p>The development involves the creation of a retail premises (Art Gallery and Workshop) and dwelling to be situated within an existing premises with additions and internal alterations to facilitate such uses.</p> <p>The premises have had a number of previous land uses, the most recent of which was vacated in 2017. Any previous consents / use rights have since been abandoned and thus the requirement for the submission of a development application for this proposal.</p> <p>The existing building is approximately 97 m2 in area, proposes to demolish approximately 11.5 m2 and add approximately 24.5 m2 of floor area.</p> <p>The development will include the following works:</p>

	<p>Use of the approximately 30 m2 of the front portion of the building for retail purposes in the form of an Art Gallery and Workshop</p> <p>Demolition of an existing dilapidated timber framed skillion addition at the rear of the existing building</p> <p>Erection of a 4 metre x 5 metre rear brick veneer extension, incorporating a mezzanine level) to the rear of the existing premises (in location of current timber framed skillion addition)</p> <p>Internal fit out works including new bathroom (located under proposed mezzanine).</p> <p>The development proposes to operate the retail premises (Art Gallery and Workshop) Thursday – Saturday (Inclusive) between the hours of 10.00 a.m. and 2.00 p.m. and employ the one (1) staff member, who will be the resident artist.</p>
Amended Development Application Description	Not Applicable

Key Considerations

- The development is permissible with consent in the RU5 (Village Zone).
- The development complies with all statutory and non-statutory land use controls.
- There have been submissions by way of objection received in relation to this application.

Assessment

Criteria for the Development Application Report

Determination Body Reason

The application has received submissions in the form of objections and in accordance with Section 14.7 of the Coolamon Development Control Plan 2015 is presented to Council for determination.

Consultation

The development was notified to adjoining land owners for 14 days in accordance with Section 14 of the CDCP 2015. The application was notified from 12 August – 26 August 2020.

5 objections were received in addition to a petition objecting to the proposal containing 113 signatures.

The submissions raised the following matters:

1) Loss of valuable commercial floor space from the main street

Comment:

The application proposes to utilise the front portion of the premises, approximately 30 m² a retail premises for the purpose of an art gallery and workshop. The building is currently un used for commercial purposes and approval of this application will ensure that a commercial use is conducted from the premises.

2) Concerns that the applicant is not genuine in regards to the operation of the commercial component of the proposal and that the real intention is for a dwelling only.

Comment:

Council can only assess the application / proposal based on the documentation submitted. The application clearly demonstrates that the proposal incorporates a retail use in conjunction with a dwelling. The dwelling will be used by the resident artist.

If the applicant does not carry out the development in accordance with the approved consent, Council can consider compliance and enforcement actions. Conditions of consent have been imposed in the consent to address this issue.

The application is required to be assessed on its individual merit and the assessment process cannot take into account what the applicant may not do in terms of compliance with any consent that may be granted for the proposal. The applicant should be given the benefit of the doubt, afforded the principals of natural justice and procedural fairness in that the application is assessed fairly/without bias and on the presumption that they will undertake the development in accordance with the details outlined in the application if the application is approved.

3) Allowing residents to live in the main street, detracts from desired characteristics of the Ganmain Township created by compromised aesthetics and maintenance, relationships with existing commercial businesses, visitors, parking and overall risk to retail and local tourism.

Comment:

The development proposal could be viewed as a mixed use development i.e. a combination of commercial and residential development. Mixed-use developments have the added benefit of creating active and connected communities where people can work, rest, sleep and play.

The application proposes a retail business in the form of an art gallery/art workshop which has significant potential to provide beneficial outcomes to the economy and tourist industry in Ganmain.

The development proposes no works to the front external façade of the building and thus there will be no detrimental effects on aesthetics and the maintenance of the building would only be enhanced via having the building occupied.

Whilst the submissions received in relation to this application raise some valid concerns in respect of maintaining the primacy of commercial precincts within our towns and villages, the application has been assessed against both statutory and non-statutory planning provisions and is for a permissible land use (s). If such development types are considered inappropriate or incompatible with the strategic vision of commercial precincts located within the LGA, Council could investigate this at the time of the next Local Environmental Plan review.

Whilst concerns about whether the applicant intends to operate the commercial component of the development are also reasonable, such matters are more appropriately addressed via a compliance and enforcement process.

If Council refuses the application on unjustified grounds it may result in an appeal process being initiated by the applicant in the Land and Environment Court which will have to be defended by Council.

Reasons for Approval (Summary)

The assessment undertaken by Council Staff has identified that:

- The proposed development is permitted with consent under the Coolamon Local Environmental Plan 2011.
- The proposed development complies with all statutory and non-statutory land use controls as relevant and provided for under both the Coolamon Local Environmental Plan 2011 and the Coolamon Development Control Plan 2015.
- It is considered that impacts identified during the assessment process are acceptable and can be addressed via conditions of development consent.

- It is considered that the potential benefits of the proposed development will outweigh any potential negative impacts associated with subject approval.
- It is considered that the proposed development has the potential to positively contribute to the economic viability of the locality.

Site Location

The development site comprises of an existing single storey double brick premises and associated outbuilding, located at Ford Street, Ganmain incorporating a zero front and northern boundary building setback.

The site is known as Lot: 7 DP: 1174150, 78 Ford Street, Ganmain and incorporates a land area of approximately 155.80 m².

The site is zoned RU5 (Village) and is located in on the eastern edge of the Ganmain Main Street and is surrounded by commercial land uses all of which exist in the RU5 (Village) zone.

The lot and premises is currently serviced by electricity, sewer and water.

Image 1: Site and Locality Plan:



Policy

- Coolamon Local Environmental Plan 2011
- Coolamon Development Control Plan 2015

Assessment

For a complete analysis of the governance, social, environmental and economic considerations please refer to s4.15 Report, attached.

Risk Management Issues

Refusal of the application on unjustified grounds or approval of the application without adequate statutory planning or impact considerations may result in an appeal process in the Land and Environment Court which will have to be defended by Council.

➔ Attachments

1. Section 4.15 Assessment Report. [Attachment No. 14.1](#)
2. Plans. [Attachment No. 14.2](#)
3. Statement of Environmental Effects. [Attachment No. 14.3](#)

Recommendation

That Council approve Development Application 2020/03 for a Retail Premises (Art Gallery and Workshop) and alterations and additions to create a Dwelling, located at 78 Ford Street, Ganmain NSW 2702 (Lot: 7 DP: 1174150), subject to the conditions listed in the attached 4.15 Evaluation Report.

RESOLVED on the motion of Clr Crocker and seconded by Clr White that Council approve Development Application 2020/03 for a Retail Premises (Art Gallery and Workshop) and alterations and additions to create a Dwelling, located at 78 Ford Street, Ganmain NSW 2702 (Lot: 7 DP: 1174150), subject to the conditions listed in the attached 4.15 Evaluation Report. [203/09/2020](#)

The Mayor called for a division

Those voting in favour of the motion: Clr Seymour, Clr Crocker, Clr White, Clr Maslin, Clr Hutcheon, Clr McCann and Clr Jones

Those voting against the motion: Clr McKinnon

**HS5) DEVELOPMENT APPLICATION 2020/60 - INSTALLATION OF TWO (2)
SHIPPING CONTAINERS AT 76 IVERACH STREET NORTH, COOLAMON
(B.05-03, SC58, RT1001306)**

Applicant	Bruce McKinnon
Owner	Bruce McKinnon
Development Cost	\$7,000.00
Development Description	The proposal involves the installation of two (2) shipping containers for residential storage purposes.

Key Considerations

- The development is permitted in the RU5 (Village) Zone with Council consent.
- The Development Proposal does not comply with the relevant shipping container controls specified in the Coolamon Development Control Plan 2015.
- A need to review of Development Controls in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015.

Assessment

Criteria for the Development Application Report

Determination Body Reason

The application has been referred to Council for determination as it does not comply with all of the Development Controls list in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015. Below is a list of the relevant Development Controls, confirmation of compliance and comments.

Development Controls for Shipping Containers

Development Control	Comply	Comments
Must not be visually intrusive when viewed from a public place or neighbouring property, and therefore must be screened and painted in a colour consistent with other development on the site.	No	The shipping containers are not consistent with existing buildings on the site and are visually intrusive from the street. This control can be complied with by conditioning the development consent to ensure that the shipping containers are either painted to match in with existing buildings or are screened so that they cannot be seen from the street.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

Must be provided with a means of exit whereby persons within the container can exit should it be closed from the outside.	To be determined	This would form a condition of development consent and would be required to be complied with prior to the issuing of an Occupation Certificate.
Are not to be located within a front or side setback.	Yes	The shipping containers are proposed to be located in the rear yard and in compliance with the DCP minimum setback requirements.
Are limited to either 1 shipping container or rail carriage per property.	No	The application is seeking consent for the installation of two (2) shipping containers.
Are to be free of major rust or rot and be in a structurally stable condition.	Yes	It is considered that the shipping containers are free of major rust and rot and appear to be in a structurally stable condition.
Must be installed and tied-down to a concrete slab or foundations capable of supporting the weight of the container and its contents.	No	The application has included a detail from a structural Engineer advising of how the containers will be tied-down to a concrete foundation. This is to be completed and inspected by Council staff if the Development Consent is granted by Council.

Note: Detailed assessment of the abovementioned controls can be located in the attached Section 4.15 Assessment.

Consultation

The application was notified to adjoining land owners in accordance with Section 14.3 of the CDCP 2015.

The notification period was from 14/08/2020 until 28/08/2020.

No submissions were received.

Site Location

The subject site is located at, 76 Iverach Street North, Coolamon, (Lot: 8, Section: 1, DP: 5845) Coolamon, NSW.

The site is located on RU5 Village zoned land. The site is 1076.43 m² in area and houses an existing shed on the land. Surrounding properties consist of a combination of RU5 Village Zoned land and RU4 Rural Small Holdings Zoned Land.

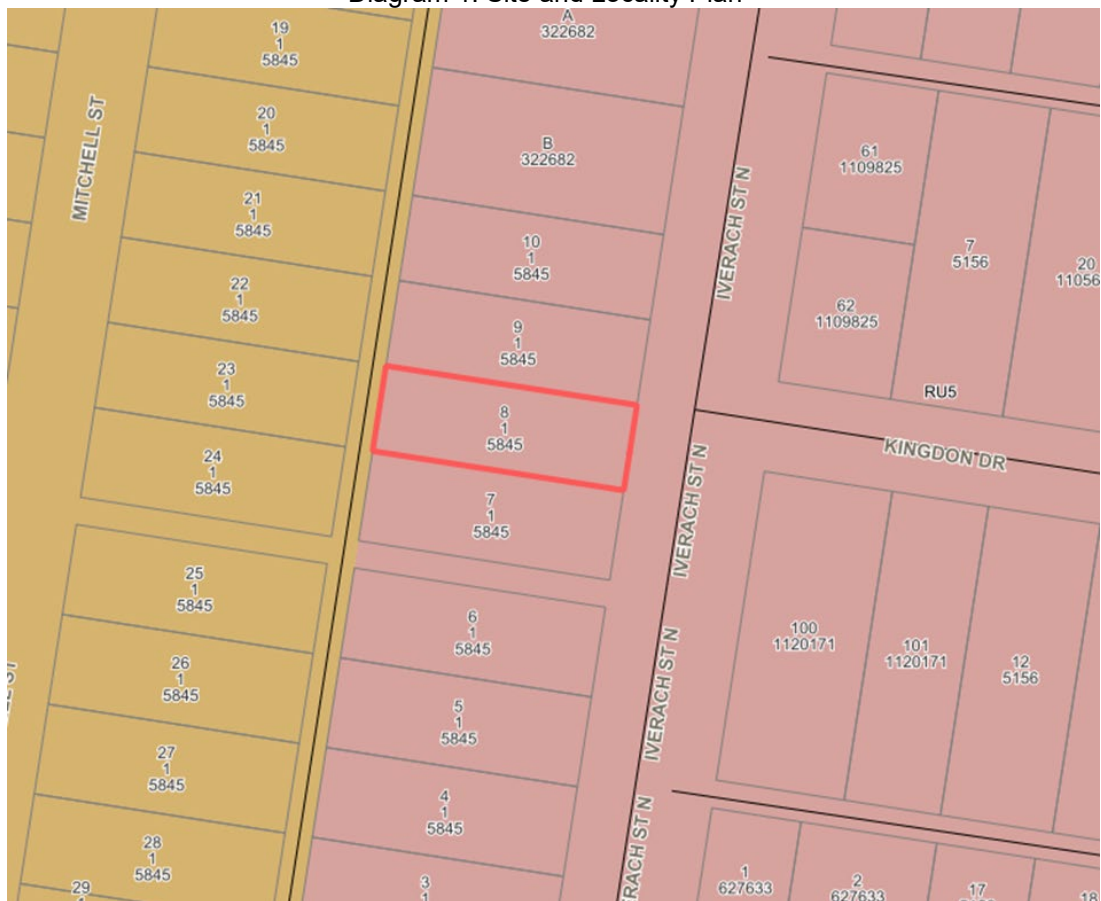
The site is generally flat and devoid of vegetation.

Review of Development Controls

If Council were to approve the subject application it may be considered appropriate for Council to review and amend the Controls listed in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015.

The variation or non-application of development controls may indicate that the controls are no longer relevant or represent the desired built environment development outcomes that Council and the Community seek for the LGA. The variation and inconsistency of application of development controls make it difficult for Council to be able to refuse future applications that have a similar request.

Diagram 1: Site and Locality Plan



Options

There are three (3) options relevant to the consideration of this application:

- 1) Approve the development application, subject to conditions, for the installation of two shipping containers contrary to the relevant development controls in the Coolamon Development Control Plan 2015; or
- 2) Refuse the development application for the installation of two shipping containers in its entirety; or
- 3) Approve the application for the installation of One (1) shipping container only, subject to conditions.

Policy

Coolamon Local Environmental Plan 2011
Coolamon Development Control Plan 2015

Assessment

For a complete analysis of the social, environmental, economic and governance considerations please refer to s 4.15 Report, attached.

The assessment has identified that whilst the proposal does not comply with the DCP control relating to the number of shipping container's allowed on an allotment it has been demonstrated via the assessment that the application should be approved as:

- The shipping containers will be located behind the existing shed and will therefore not have an impact on the overall streetscape;
- The shipping containers will be used for residential storage purposes meaning that the use is therefore unlikely to have an impact on nearby land owners; and
- No submissions were received through the neighbour notification period.

It is staff's view that Section 27 'Shipping Containers & Rail Carriages' of the DCP should remain to allow for only one shipping container to be installed on RU5 Village Zoned Land. As was the case with this application, if a land owner was wanting to install more than one container on a property they would need to go through the development application process, neighbours would be notified and the application would be required to be determined by Council. These applications would need to be assessed on a case by case basis and Council would need to consider the intended uses of the containers, effects to the street scape and amenity to the area.

Risk Management Issues for the Council

Refusal of the application on unjustified grounds or approval of the application without adequate statutory planning or impact considerations may result in an appeal process in the Land and Environment Court which will have to be defended by Council.

Internal / External Consultation

See the Section 4.15 Assessment report for full details of all consultation.

➔ Attachments

1. Site Plan Attachment No. 15.1
2. Statement of Environmental Effects Attachment No. 15.2
3. Photos of shipping containers Attachment No. 15.3
4. Section 4.15 Assessment Report Attachment No. 15.4

Recommendation

That Council consider and approve Development Application 2020/60 for the installation of two (2) shipping containers, at 76 Iverach Street North (Lot: 8, Section: 1, DP:5845), Coolamon.

Clr McKinnon declared a non-pecuniary interest due to his personal relationship (brother) to the applicant of Development Application 2020/60 and left the meeting room at 5.12pm

RESOLVED on the motion of Clr Hutcheon and seconded by Clr McCann:
204/09/2020

- 1) That Council approve Development Application 2020/60 for the installation of two (2) shipping containers, at 76 Iverach Street North (Lot: 8, Section: 1, DP:5845), Coolamon.
- 2) That Council receive a report regarding proposed amendments to the existing Development Control Plan dealing with shipping containers.

The Mayor called for a division

Those voting in favour of the motion: All those present

Those voting against the motion: Nil

Clr McKinnon returned to the meeting room at 5.24pm

**HS6) REPORT FOR AMENDED DEVELOPMENT APPLICATION 2020/56 -
CONCRETE POWDER STORAGE SILO, STORAGE BUNKERS, OFFICE/TOILET
BLOCK, ASSOCIATED CAR PARKING AND LANDSCAPING WORKS
(RT1001762; B.05-03, SC58)**

Applicant	Kevin Macauley
Owner	Kevin Raymond Macauley & Sharen Elizabeth Macauley
Development Cost	\$106,000.00
Development Description	<p>The development proposes the following works:</p> <ul style="list-style-type: none"> ➤ Erection of Concrete Powder Storage Silo with a capacity to hold 43 m3 of powder with dimensions of 3.41 metres wide at widest point and 10 metres in height. ➤ Erection of 9 metre long x 4.2 metre wide x 3.1 metre high, Office and Toilet Block, steel portal frame and colour bond clad. ➤ Erection of 3 x concrete bunkers for product storage incorporating dimensions of 4 metre x 9 metre each bunker. ➤ Creation of designed on site car parking spaces x 5. ➤ Proposed landscaping of the Dunrobin Street Council Road Reserve for frontage of site. <p>The development is an existing concrete batching plant that operates under existing use rights and houses concrete batching plant infrastructure and ancillary structures. The current operations employ up to 4 people at any one time and operates 6 days a week for the following times:</p> <ul style="list-style-type: none"> • Monday to Friday 7.00 am to 5.00 pm; and • Saturday from 8.00 am to 12.00 pm. <p>The site is currently serviced by water, electricity and will be connecting to the Councils Sewerage Network which will be approved under this application via a Section 68 LGA approval.</p>
Amended Development Application Description	Not Applicable

Key Considerations

- The current land use operates under existing use rights as provided for under the Environmental Planning and Assessment Act 1979.
- The Development proposes a variation to the front setback development control required for industrial developments required under the Coolamon Development Control Plan 2015.

Assessment

Criteria for the Development Application Report

Determination Body Reason

The application has been referred to Council for determination as it does not comply with a development control nominated under the Coolamon Development Control Plan 2015.

The office/ toilet block component of the development does not comply with the front setback requirements for industrial development types as identified under Section 28 of the Coolamon Development Control Plan 2015. The front setback requirements for industrial developments require a 10m front set back from the property boundary. The development proposes a front set back of 3 metres for the proposed office / toilet building, which will result in a 7 metre variation to the development standard.

The variation to the setback control could potentially be supported on the following grounds:

- The office will be screened by landscaping and reduce any adverse impact on the streetscape. It will not impose or dominant the streetscape.
- The office building is not a large structure and incorporates dimensions of 9 metres long x 4.2 metres wide x 3.1 metres high – the context and scale of this structure could be considered appropriate in terms of neighbouring and adjoining development.

Consultation

The application was notified to adjoining owners from 10 August 2020 – 24 August 2020. No submissions were received in relation to the proposed modification.

Reasons for Approval (Summary)

The assessment undertaken by Council Staff has identified that:

- The proposed development is permitted as ancillary development to an existing use as provided for under the relevant provisions of the Environmental Planning and Assessment Act 1979 and Regulations.
- It is considered that impacts identified during the assessment process are acceptable and can be addressed via conditions of development consent.
- It is considered that the variation to the building setback requirement for such developments as required under the Coolamon Development Control Plan 2015, will not result in unmanageable/unacceptable impacts on the streetscape and the development, via landscaping, the approval of this application will actually result in an improved streetscape outcome.
- It is considered that the potential benefits of the proposed development will outweigh any potential negative impacts associated with subject approval.
- It is considered that the proposed development has the potential to positively contribute to the economic viability of the locality.
- The development complies with the requirements of the Environmental Planning and Assessment Act 1979 and will not compromise the outcomes sought for the Coolamon Local Environmental Plan 2011 and Coolamon Development Control Plan 2015.

Site Location

The development site comprises two (2) allotments of land being Lots: 9 and 10, Sec: 1, DP: 758277. The site incorporates an area of approximately 4050 m² and contains a number of structures in the form of shed, concrete batching plant infrastructure and materials utilised in the production of cement/concrete.

Whilst the development site fronts both Dunrobin and Wallace Streets, the primary frontage for site access is located on Dunrobin Street.

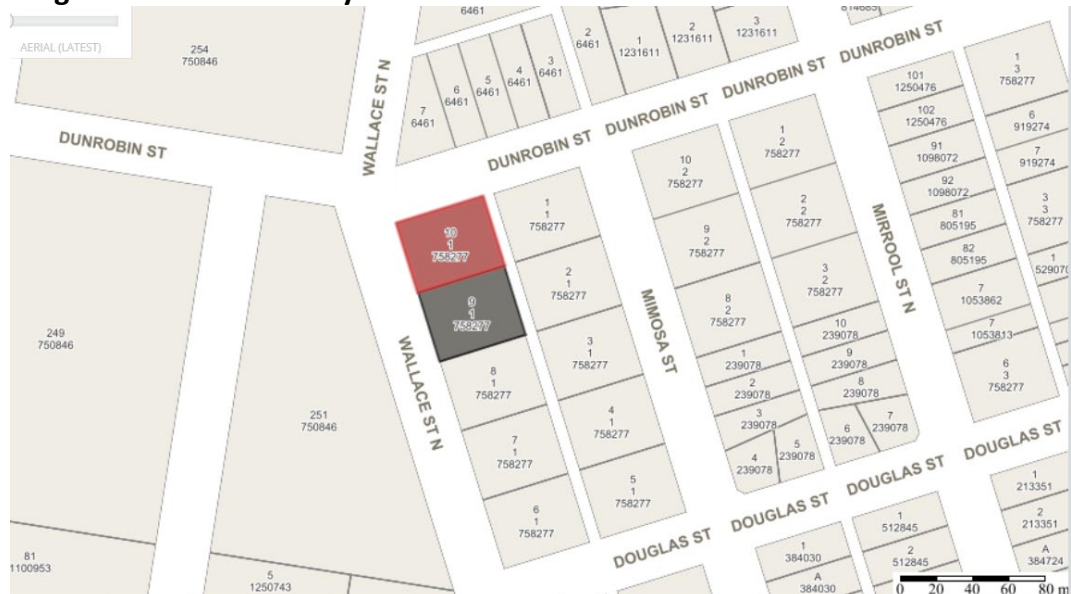
The land is surrounded by existing residential development to the North, South and East and a disused saw mill to the west of the development site.

All infrastructure services are available to the site with the exception of reticulated sewer and the applicant is proposing to connect to the sewer as part of this application.

The subject land does not contain any natural or man - made hazards. There are no easements or covenants located on the site.

There is a paper laneway that adjoins the eastern boundary of the subject allotments.

Diagram: Site and Locality Plan:



Policy

- Coolamon Local Environmental Plan 2011
- Coolamon Development Control Plan 2015

Assessment

For a complete analysis of the governance, social, environmental and economic considerations please refer to s4.15 Report, attached.

Risk Management Issues from the Council

Refusal of the application on unjustified grounds or approval of the application without adequate statutory planning or impact considerations may result in an appeal process in the Land and Environment Court which will have to be defended by Council.

Internal / External Consultation

See the Section 4.15 Evaluation report for full details of all consultation.

➔ Attachments

1. Section 4.15 Assessment Report **Attachment No. 16.1**
2. Plans **Attachment No. 16.2**
3. Statement of Environmental Effects **Attachment No. 16.3**

Recommendation

That Council approve Development Application 2020/56 for the construction of a Concrete Powder Storage Silo, Storage Bunkers, Office/Toilet Block, associated Car Parking and Landscaping Works located at Lots: 9 and 10, Sec: 1, DP: 758277, Dunrobin Street, Coolamon, NSW, 2701, subject to the conditions listed in the attached 4.15 Evaluation Report.

RESOLVED on the motion of Clr Hutcheon and seconded by Clr McKinnon that Council approve Development Application 2020/56 for the construction of a Concrete Powder Storage Silo, Storage Bunkers, Office/Toilet Block, associated Car Parking and Landscaping Works located at Lots: 9 and 10, Sec: 1, DP: 758277, Dunrobin Street, Coolamon, NSW, 2701, subject to the conditions listed in the attached 4.15 Evaluation Report. 205/09/2020

The Mayor called for a division

Those voting in favour of the motion: All present

Those voting against the motion: Nil

HS7) REPORT FOR DEVELOPMENT APPLICATION 2020/55 - INSTALLATION OF 2ND SHIPPING CONTAINER & ROOF COVER - CAINS LANE, COOLAMON (RT1004377; B.05-03)

Applicant	Roslyn Burgess
Owner	Roslyn Burgess
Development Cost	\$9,500.00
Development Description	The proposal involves the installation of a second shipping container with a roof cover over both containers located on the site. The shipping container and roof cover have already been installed, with Council staff identifying that the required consent had not been obtained. The container is being used for agricultural purposes (i.e. storage of hay). The first shipping container is classified as exempt development under the NSW State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.

Key Considerations

- The development is permitted in the RU4 Rural Small Holdings Zoned Land) with Council consent.
- The Development Proposal does not comply with the relevant shipping container controls specified in the Coolamon Development Control Plan 2015.
- A need to review of Development Controls in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015.

Assessment

Criteria for the Development Application Report

Determination Body Reason

The application has been referred to Council for determination as it does not comply with all of the Development Controls list in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015. Below is a list of the relevant Development Controls, confirmation of compliance and comments.

Development Controls for Shipping Containers

Development Control	Comply	Comments
Must not be visually intrusive when viewed from a public place or neighbouring property, and therefore must be screened and painted in a colour consistent with other development on the site.	No	The shipping container is visually intrusive from the road. This control can be complied with by conditioning the development consent to ensure that the shipping containers are either painted or are screened so that they cannot be seen from the road.
Must be provided with a means of exit whereby persons within the container can exit should it be closed from the outside.	To be determined	This would form a condition of development consent and would be required to be complied with prior to the issuing of an Occupation Certificate.
Are not to be located within a front or side setback.	Yes	The shipping container is located in compliance with the DCP minimum setback requirements.
Are limited to either 1 shipping container or rail	No	The application is seeking consent for the installation of second shipping

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

carriage per property.		container on the site. The first shipping container that has been installed on the site is exempt under the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.
Are to be free of major rust or rot and be in a structurally stable condition.	Yes	It is considered that the shipping container is free of major rust and rot and appear to be in a structurally stable condition.
Must be installed and tied-down to a concrete slab or foundations capable of supporting the weight of the container and its contents.	No	The application has included a detail from a structural Engineer advising of how the containers will be tied-down to a concrete foundation and certifying the roof structure that has been constructed. This is to be completed and inspected by Council staff if the Development Consent is granted by Council.

Note: Detailed assessment of the abovementioned controls can be located in the attached Section 4.15 Assessment.

Consultation

The application was notified to adjoining land owners in accordance with Section 14.3 of the CDCP 2015.

The notification period was from 11/08/2020 until 25/08/2020.

No submissions were received.

Site Location

The subject site is located at, Cains Lane, Coolamon, (Lot: 2, DP: 1258662) Coolamon, NSW.

The site is located on RU4 Rural Small Holdings Zoned Land. The site is 11.25Ha in area. Surrounding properties consist of RU4 Rural Small Holdings Zoned Land.

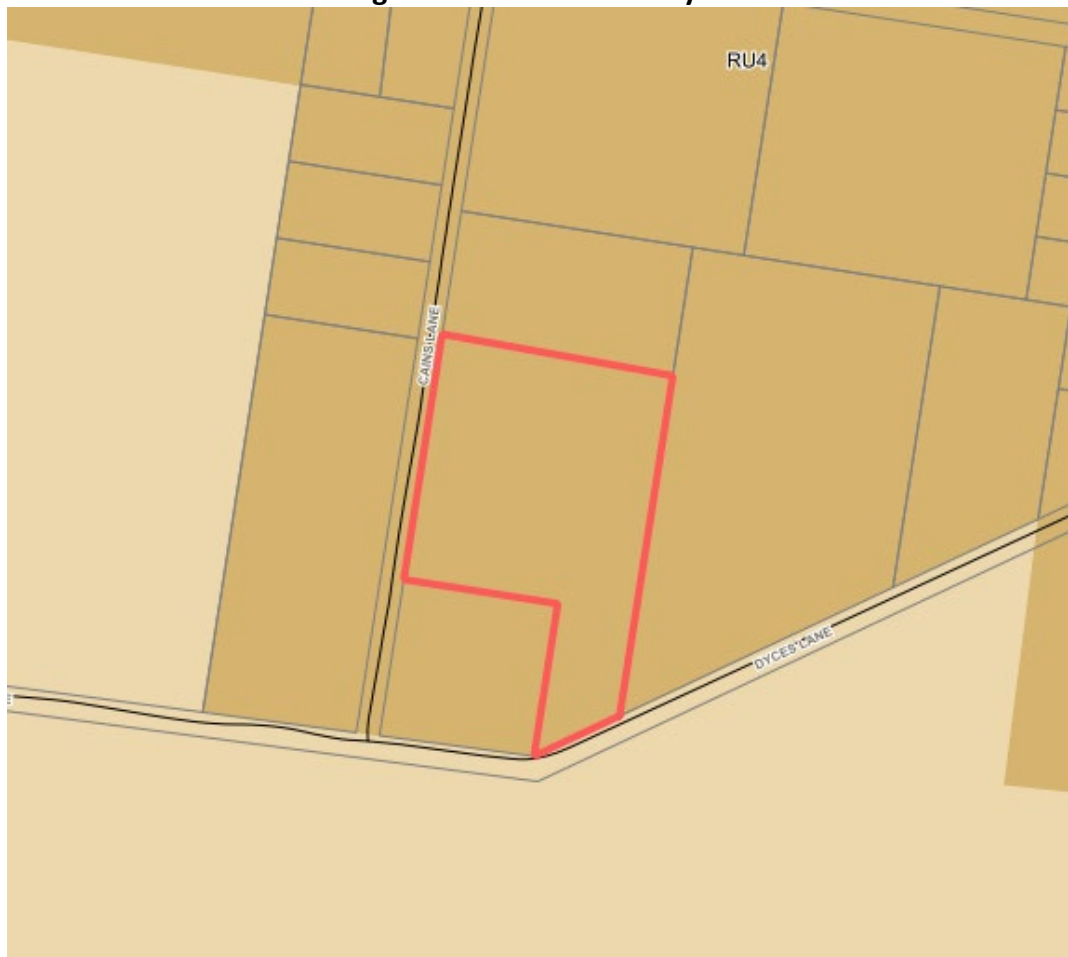
The site is generally flat and devoid of vegetation.

Review of Development Controls

If Council were to approve the subject application it may be considered appropriate for Council to review and amend the Controls listed in Section 27, 'Shipping Containers & Rail Carriages', of the Coolamon Development Control Plan 2015.

The variation or non-application of development controls may indicate that the controls are no longer relevant or represent the desired built environment development outcomes that Council and the Community seek for the LGA. The variation and inconsistency of application of development controls make it difficult for Council to be able to refuse future applications that have a similar request.

Diagram 1: Site and Locality Plan



Options

There are two (2) options relevant to the consideration of this application:

- 1) Approve the development application, subject to conditions, for the installation of a second shipping container and roof cover contrary to the relevant development controls in the Coolamon Development Control Plan 2015; or
- 2) Refuse the development application for the installation of the second shipping container and roof cover in its entirety; or

Policy

Coolamon Local Environmental Plan 2011
Coolamon Development Control Plan 2015

Assessment

For a complete analysis of the social, environmental, economic and governance considerations please refer to s 4.15 Report, attached.

The assessment has identified that whilst the proposal does not comply with the DCP control relating the number of shipping container's allowed on an allotment it has been demonstrated via the assessment that the application should be approved as:

- The shipping container is setback over 200 metres off the front boundary;
- The shipping container does not affect the visual amenity of the area; and
- The shipping container is being used for agricultural purposes which helps complement the intended use of the land.

It is staff's view that Section 27 'Shipping Containers & Rail Carriages' of the DCP should be amended by Council to allow for two shipping containers to be installed on RU4 Rural Small Holdings Zoned Land for the following reasons:

- The land sizes in the RU4 zone allows any potential shipping containers to be located a significant distance off the primary frontage to the allotment;
- Land owners in the RU4 zone see the installation of shipping containers as a viable option to store and protect their animals' food (i.e. hay) as shipping containers are vermin proof;
- The visual amenity of the area is likely to be less affected due to the minimum setbacks required in the RU4 zone. The existing controls regarding protecting the visual amenity by screening or painting the shipping container would still be applied.

Risk Management Issues for the Council

Refusal of the application on unjustified grounds or approval of the application without adequate statutory planning or impact considerations may result in an appeal process in the Land and Environment Court which will have to be defended by Council.

Internal / External Consultation

See the Section 4.15 Assessment report for full details of all consultation.

➔ Attachments

1. Site Plan [Attachment No. 17.1](#)
2. Statement of Environmental Effects [Attachment No. 17.2](#)
3. Photos of shipping containers [Attachment No. 17.3](#)
4. Section 4.15 Assessment Report [Attachment No. 17.4](#)

Recommendation

That Council consider and approve Development Application 2020/55 for the installation of a second shipping container and roof cover, at Cains Lane (Lot: 2, DP: 1258662), Coolamon.

RESOLVED on the motion of Clr McCann and seconded by Clr Hutcheon that Council consider and approve Development Application 2020/55 for the installation of a second shipping container and roof cover, at Cains Lane (Lot: 2, DP: 1258662), Coolamon. [206/09/2020](#)

The Mayor called for a division

Those voting in favour of the motion: All those present

Those voting against the motion: Nil

5) REPORTS: DELEGATES/MAYOR/COUNCILLORS

- Clr Kathy Maslin reported that the Beckom Hall kitchen has been finalised.
- Clr Steve Jones reported that the Ardlethan Showground works have almost been completed.
- Clr Alan White advised that the Coolamon Lions Club will be distributing 12 defibrillators throughout the community.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

- Clr Jeremy Crocker advised that the Coolamon Showground Committee believe that they do not have the resources to maintain a “dog park” if it was located at the Coolamon Showground.

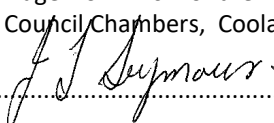
Meeting Closed at 5.45pm.

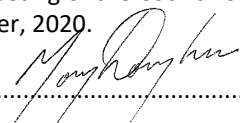
Confirmed and signed during the Meeting held this 15th day of October, 2020.

.....

MAYOR

This is Page No. 116 of the Minutes of the Ordinary Meeting of the Council of the Shire of Coolamon held in the Council Chambers, Coolamon on the 17th September, 2020.


..... MAYOR


.....GENERAL MANAGER.

**ATTACHMENTS FOR THE MEETING HELD
17TH SEPTEMBER, 2020**

ITEMS DISTRIBUTED WITH THE AGENDA

- 1) ACTIVITY REPORTS
 - 1) Operating Statistics of the Coolamon Shire Library for August 2020.
 - 2) Community Development Officer's Report for August 2020.
 - 3) Tourism and Business Development Officer's Report for August 2020.
 - 4) Road Safety Officer's Activity Report for August 2020.
Refer Correspondence Item (1a).

- 2) INFORMATION PAPERS
 - 1) Draft Minutes of the Riverina Joint Organisation (RivJO) Board Meeting held 27th August, 2020.
 - 2) Draft Minutes of the Riverina Eastern Regional Organisation of Councils (REROC) Board Meeting held 27th August, 2020.
 - 3) A copy of the motion from Coolamon Shire Council to the LGNSW 2020 Annual Conference.
 - 4) Minutes of the Advance Ardlethan Committee Meeting held 7th September, 2020.
 - 5) Minutes of the Advance Ganmain Committee Meeting held 2nd September, 2020.
 - 6) Minutes of the Coolamon Showground Management Committee Meeting held 14th September, 2020.
Refer Correspondence Item (2a).

- 3) Nomination forms for the Election of Mayor and Deputy Mayor.
Refer General Manager's Report (GM1), [File No. C.11-01].

- 4) Correspondence from the Local Government Grants Commission concerning Financial Assistance Grants.
Refer General Manager's Report (GM2), [File No. G.03-02].

- 5) Correspondence from Steph Cooke regarding Emergency Services Funding.
Refer General Manager's Report (GM3), [File No. E.03-04].

- 6) Correspondence from The Honourable Victor Dominello MP, in regard to Gaming Machine Entitlements.
Refer General Manager's Report (GM4), [File No. P.06-01].

- 7) A copy of the Media Release from Shoalhaven City Council.
Refer General Manager's Report (GM5), [File No. S.05-02].

- 8) Correspondence in regard to the report on Crown Reserves.
Refer General Manager's Report (GM8), [File No. L.02-02].

- 9) Correspondence in regard to the report on Lucas Lane.
Refer Executive Manager, Engineering & Technical Service's Report (ES4), [File No. R.09-12].

- 10) Correspondence in regard to the report on Coffin Rock Road.
Refer Executive Manager, Engineering & Technical Service's Report (ES7), [File No. R.09-12].

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COOLAMON
HELD IN THE COUNCIL CHAMBERS, COOLAMON ON THE 17TH SEPTEMBER, 2020.

- 11) Correspondence in regard to the report on Ardlethan A-Double Field Trial.
Refer Executive Manager, Engineering & Technical Service's Report (ES8), [File No. R.09-05].
- 12) Correspondence in regard to the report on Residential Rear Lane Access.
Refer Executive Manager, Engineering & Technical Service's Report (ES9), [File No. R.09-03].
- 13) Project Plans for the new Pound Facility in Coolamon.
Refer Executive Manager, Development & Environmental Service's Report (HS3), [File No. A.08-02].
- 14) Correspondence in regard to Development Application 2020/03 for Retail Premises (Art Gallery and Workshop) and Attached Dwelling
Refer Executive Manager, Development & Environmental Service's Report (HS4), [File No. RT1003504].
- 15) Correspondence in regard to Development Application 2020/60 - Installation of two (2) Shipping Containers at 76 Iverach Street North, Coolamon.
Refer Executive Manager, Development & Environmental Service's Report (HS5), [File No. RT1001306].
- 16) Correspondence in regard to Amended Development Application 2020/56 - Concrete Powder Storage Silo, Storage Bunkers, Office/Toilet Block, Associated Car Parking and Landscaping Works.
Refer Executive Manager, Development & Environmental Service's Report (HS6), [File No. RT1001762].
- 17) Correspondence in regard to Development Application 2020/55 - Installation of 2nd Shipping Container & Roof Cover - Cains Lane, Coolamon.
Refer Executive Manager, Development & Environmental Service's Report (HS7), [File No. RT1004377].
- 18) Correspondence from the NHVR seeking consent of Class 3 Road Train Prime Mover Mass and Dimension Exemption Notice 2020.
Refer Executive Manager, Engineering & Technical Service's Report (ES10), [File No. R.09-05].

ITEMS TABLED AT THE MEETING

- 1) A number of studies/documents for the Business Case for the Safe and Secure Water Programme – Coolamon STP Augmentation
Refer Executive Manager, Engineering & Technical Service's Report (ES5), [File No. S.03-03].