



Council Chambers,
BERRIGAN NSW 2712

Sir/Madam,

The Ordinary Meeting of the Council of the Shire of Berrigan will be held in the **Council Chambers**, Berrigan, on **18th July, 2018** when the following business will be submitted:-

9:00AM

Public Question Time

COUNCIL MEETING

1.	APOLOGIES	3
2.	DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST	3
3.	VISITORS ATTENDING MEETING.....	3
4.	CONFIRMATION OF MINUTES	3
5.1	FINANCE - ACCOUNTS	3
5.2	CORPORATE CREDIT CARDS POLICY.....	8
5.3	GENERAL MANAGER'S PERFORMANCE REVIEW	15
5.4	FINLEY LOG CABIN MUSEUM COMMITTEE OF MANAGEMENT	16
5.5	PUBLIC LIBRARIES NSW CONFERENCE	18
5.6	PUBLIC LIBRARY FUNDING.....	19
5.7	CENTRAL MURRAY COUNTY COUNCIL.....	23
5.8	TOCUMWAL AERODROME MUSEUM PROJECT	25
5.9	DEVELOPMENT APPLICATION 111/18/DA/D5 - CARPORT	26
5.10	DEVELOPMENT APPLICATION 147/18/DA/DM - CONCEPT DEVELOPMENT FOR ECO- TOURIST FACILITY	39
5.11	DRAINAGE AND STREETScape IMPROVEMENT ENGAGEMENT STRATEGY: JERLIDERIE STREET, BERRIGAN	49
5.12	GRANT OPPORTUNITIES	51
5.13	TENDER T14/17/18 – DESIGN AND CONSTRUCTION OF TOCUMWAL SPLASH PARK	55
6.1	RIVERINA AND MURRAY JOINT ORGANISATION.....	56
6.2	DRAFT RIVERINA MURRAY SPORT AND RECREATION STRATEGY.....	57
6.3	EASY TO DO BUSINESS – SERVICE NSW	58
6.4	DEVELOPMENT DETERMINATIONS FOR MONTH OF JUNE 2018	59
6.5	T12/17/18 - WATER METER REPLACEMENT AND AUTOMATIC METER READING NETWORK FOR BERRIGAN SHIRE	63
7.	CLOSED COUNCIL	64
8.	MINUTES OF THE CORPORATE SERVICES COMMITTEE	66
8.	MAYOR'S REPORT	68
9.	DELEGATES REPORT	69
10.	GENERAL BUSINESS	70
11.	CLOSE OF MEETING	

No business, other than that on the Agenda, may be dealt with at this meeting unless admitted by the Mayor.

ROWAN PERKINS
GENERAL MANAGER



Council Meeting

Wednesday 18th July, 2018

BUSINESS PAPER

1. APOLOGIES

2. DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST

3. VISITORS ATTENDING MEETING

4. CONFIRMATION OF MINUTES

RECOMMENDATION – that the Minutes of the meeting held in the Council Chambers on Wednesday 20th June 2018, be confirmed.

5.1 FINANCE - ACCOUNTS

AUTHOR: Finance Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 12.066.1

RECOMMENDATION: - that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 30 June 2018, be received and that the accounts paid as per Warrant No. 06/18 totaling \$4,249,288.39 be confirmed.

Items requiring Council Resolution

REPORT:

- a) A Financial Statement covering all funds of the Council indicating the Bank Balances as at 30 June 2018 is certified by the Finance Manager.
- b) The Finance Manager certifies that the Cash Book of the Council was reconciled with the Bank Statements as at 30 June 2018.
- c) The Finance Manager certifies the Accounts, including the Petty Cash Book made up to 30 June 2018, totaling \$4,249,288.39 and will be submitted for confirmation of payment as per Warrant No. 06/18
- d) The Finance Manager certifies that all Investments have been placed in accordance with:
 - i. [Council's Investment Policy](#),
 - ii. [Section 625 of the Local Government Act 1993 \(as amended\)](#),
 - iii. [the Minister's Amended Investment Order gazetted 11 January 2011](#),
 - iv. [clause 212 of the Local Government \(General\) Regulations 2005](#), and
 - v. Third Party Investment requirements of the Office of Local Government Circular 06-70
- e) June has seen an increase in total funds compared to the end of May 2018 of \$1.6M. This increase represents the normal cash pattern of a decrease of funds (from payment of all available June invoices), being offset by the receipt of \$2.31m in 2018-19 Financial Assistance Grant (FAG) similar to the prior financial year

This advance payment represents two quarters of FAG payments. Under current accounting standards this is required to be treated as income in the period in which it is received (22 June 2018). This is not additional funding; these funds are already allocated to fixed budget in the 2018-19 financial year as part of the Long Term Financial Plan.

In comparison to June last year the cash position has increased almost \$3.23m – \$2.31m in advance FAG and the remaining \$0.9 resulting from a combination of factors, predominately in the water and sewer funds and the success of the Council in attracting grant funding.

Total funds held are expected to increase in July as the new rating year commences. The balance of the 2018-19 allocation of the Financial Assistance Grant instalment (normally paid in July) has not as yet had a payment date advised.

Items requiring Council Resolution

Statement of Bank Balances as at 30 JUNE 2018

Bank Account Reconciliation

Cash book balance as at 1 JUNE 2018	\$ 4,355,844.18
Receipts for JUNE 2018	\$ 3,852,940.47
Term Deposits Credited Back	\$ 2,000,000.00
	<u>\$ 10,208,784.65</u>

Less Payments Statement No 06/18

Cheque Payments V075834 - V075842	\$ 84,152.32
Electronic Funds Transfer (EFT) payroll	\$ 491,579.67
Electronic Funds Transfer (EFT) Creditors E029127 - E029381	\$ 1,652,905.25
Term Deposits Invested	\$ 2,000,000.00
Loan repayments, bank charges, etc	\$ 20,651.15
Total Payments for JUNE 2018	<u>\$ 4,249,288.39</u>

Cash Book Balance as at 30 JUNE 2018

\$ 5,959,496.26

Bank Statements as at 30 JUNE 2018

\$ 6,038,858.31

Plus Outstanding Deposits

Less Outstanding Cheques/Payments

\$ 79,362.05

Reconciliation Balance as at 30 JUNE 2018

\$ 5,959,496.26

INVESTMENT REGISTER

INSTITUTION	DEPOSIT NO.	TERM (days)	RATE	MATURITY DATE	INSTITUTION TOTAL
AMP	125/16	365	2.75%	5/06/2019	\$ 2,000,000.00
AMP	136/18	273	2.65%	17/10/2018	\$ 2,000,000.00
AMP	133/17	365	2.75%	28/05/2019	\$ 1,000,000.00
Goulburn Murray Credit Union	124/16	365	2.75%	15/05/2019	\$ 2,000,000.00
Bendigo Bank	134/17	365	2.60%	13/09/2018	\$ 2,000,000.00
Bendigo Bank	128/16	365	2.60%	21/09/2018	\$ 2,000,000.00
Central Murray Credit Union	104/14	365	2.70%	18/07/2018	\$ 2,000,000.00
Central Murray Credit Union	126/16	365	2.70%	31/08/2018	\$ 2,000,000.00
Defence Bank Limited	106/14	180	2.70%	29/06/2018	\$ 1,000,000.00
Defence Bank Limited	138/18	275	2.80%	10/01/2019	\$ 2,000,000.00
Defence Bank Limited	102/14	365	2.80%	4/04/2019	\$ 2,000,000.00
ME Bank	132/17	212	2.59%	8/08/2018	\$ 2,000,000.00
ME Bank	139/18	272	2.80%	25/03/2019	\$ 2,000,000.00
WESTPAC	137/18	367	2.74%	8/04/2019	\$ 2,000,000.00
T-CORP HOURGLASS AT CALL		AT CALL			\$ -
					<u>\$ 26,000,000.00</u>

Total Funds Held at 30 JUNE 2018

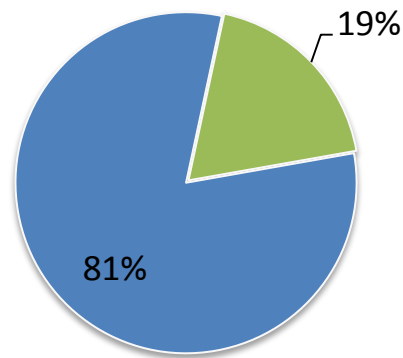
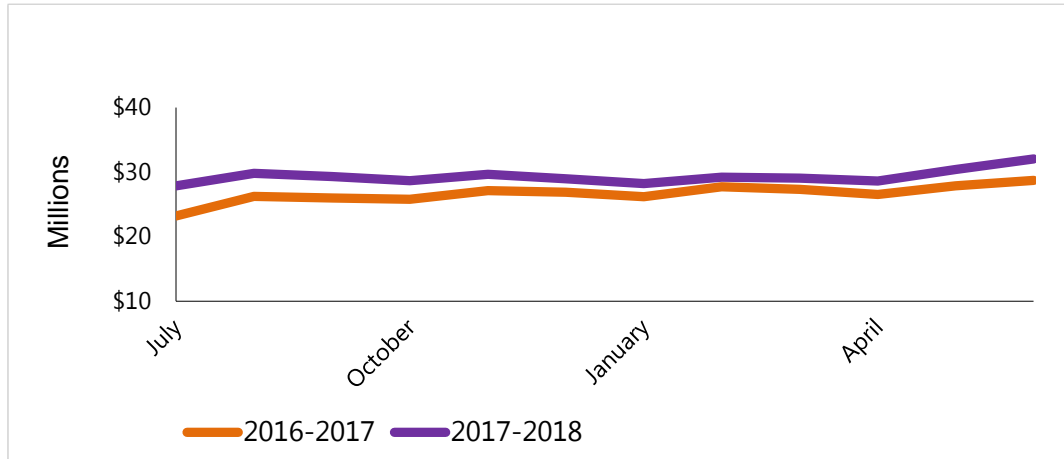
\$31,959,496.26

Carla von Brockhusen - Finance Manager

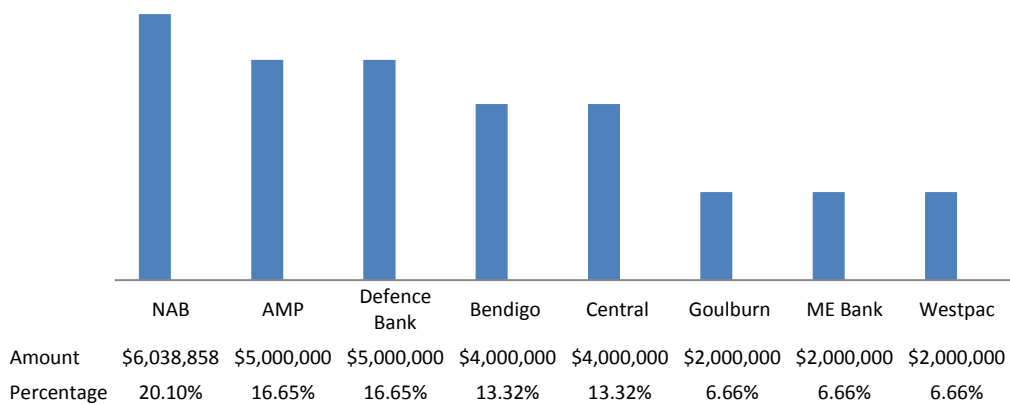
RESOLUTION

Items requiring Council Resolution

Total Cash and Investments



■ Term Deposits ■ At Call T-Corp ■ Cash at Bank



R
E
S
O
L
U
T
I
O
N

Items requiring Council Resolution

Prior Financial Institution	Term (Days)	Amount	Interest Rate	Current Financial Institution	Term (Days)	Amount	Interest Rate
AMP (CURVES)	274	\$2,000,000.00	2.60%	AMP (CURVES)	365	\$2,000,000.00	2.75%
BENDIGO BANK	182	\$2,000,000.00	2.60%	ME BANK	272	\$2,000,000	2.80%

RESOLUTION

Items requiring Council Resolution

5.2 CORPORATE CREDIT CARDS POLICY

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 12.019.1

RECOMMENDATION: - that the Council adopt the policy for Corporate Credit Cards as set out below:

92 CORPORATE CREDIT CARDS

Version 01

File Reference No: 12.019.1

Strategic Outcome: Good government

Date of Adoption: 18/07/2018

Date for Review: 20/07/2022

Responsible Officer: Director Corporate Services

1. POLICY STATEMENT

The use of a Corporate Credit Card can be an efficient procurement method for the Council, saving the Council time and money. Additionally, some services and suppliers, such as booking flights, accommodation and online subscriptions mandate use of a credit card.

Credit cards must be subject to appropriate controls in order to protect Council funds, maintain the integrity of governance processes and maintain public confidence in Council operations. The Council is obliged to maintain an effective system of internal control, in accordance with the Local Government (General) Regulation 2005 to address the significant risks of fraud and misuse of corporate credit cards.

Items requiring Council Resolution

2. PURPOSE

The purpose of this policy is to ensure that Berrigan Shire Council is able to make use of the procurement efficiencies associated with the use of a Corporate Credit Card while maintaining transparency in the Council's operations and ensuring that the integrity of the Council is maintained.

3. SCOPE

This policy applies to all officials of Berrigan Shire Council with responsibility for the use or administration of a Corporate Credit Card.

4. OBJECTIVE

This policy is developed to assist the Council with Delivery Plan Objective 2.1.3.1

Coordinate Council investments, financial management, financial operations and processing

5. DEFINITIONS

Cardholder – A Council official issued a Corporate Credit Card

Corporate Credit Card – A plastic card, containing a magnetic strip or microchip, issued by an authorised Financial Institution that allows the extending of credit for the purchase of goods and services or cash advances, by authorised cardholders, within the agreed terms and conditions of its use

Council official – A Councillor or employee of Berrigan Shire Council

6. POLICY IMPLEMENTATION

6.1 Issuing

The Mayor or the Councillors will not be issued with Corporate Credit Cards.

The General Manager will be issued with a Corporate Credit Card, made out in his/her name. The credit limit will be set by the Responsible Accounting Officer.

Only the General Manager can authorise the issue of additional cards to Council employees and the credit limits to be applied.

Each credit card issued shall bear the name of the cardholder and the name of Berrigan Shire Council.

Items requiring Council Resolution

Corporate Credit Cards are issued to the position not the person. They are not a personal benefit that comes with the job but a Council resource.

6.2 Responsibilities

Cardholders are responsible for:

1. Ensuring credit cards are maintained in a secure manner and guarded against improper use.
2. Reporting immediately any card that is lost, stolen or otherwise compromised to the card issuer and the Responsible Accounting Officer.
3. Ensuring cards are used only for official business purposes
4. Ensuring adequate funds are available to cover expenditure before it is incurred
5. Ensuring expenditure is approved by a Council official with an authority to incur expenditure
6. Retaining and promptly submitting all documents (i.e. invoices receipts, etc.) supporting transactions on the card
7. Returning the card to the Council upon termination of employment
8. Using the credit cards within the guidelines set out by the Council and the provider.

Failure to comply with any of these requirements could result in the card being withdrawn from the Council official.

In the event of loss/theft through negligence or non-compliance with these requirements, any liability charged by the provider against the Council may be passed onto the Council official. In addition, disciplinary action may be taken against the Council official in line with the provisions of the Local Government (State) Award and/or the Council's Code of Conduct.

6.3 Usage

The use of a Corporate Credit Card is required to be consistent with the letter and the spirit of the Council's Code of Conduct and the Council's Procurement and Disposal Framework.

In line with the Council's Procurement Framework, the cardholder is responsible for ensuring all transactions made on the card are made in the best interests of the Council and the community.

Items requiring Council Resolution

6.3.1 Permitted use

Credit Cards provide an option for purchasing and payment when access to Council's online purchasing system is not available.

The use of Credit Cards is not intended to avoid the application of existing internal controls. Credit Card transactions are to be for "one off" purchases or payments where time is of the essence or Credit Card is the only accepted method of payment.

Credit Cards provide flexibility to make purchases in the following circumstances.

- Outside business hours when a council purchase order cannot be obtained.
- When employees are working outside the Shire and purchase orders are not available.
- When Credit Card is the only acceptable means of payment such as online purchasing of travel and accommodation.

6.3.2 Prohibited use

The Corporate Credit Card cannot be used to obtain cash advances – other than in the case of a genuine emergency. The onus is on the cardholder to justify any cash advance to the satisfaction of the Council.

Charging personal transactions to Corporate Cards is not acceptable – other than in the case of a genuine emergency. The onus is on the cardholder to justify any personal transactions to the satisfaction of the Council.

Reimbursement for return of goods and/or services must be credited directly to the Card account and not to the cardholder in the form of cash or credit.

The Corporate Credit Card must not be linked to any personal loyalty program such as frequent flyer programs and the like.

Deliberate misuse of a Corporate Credit Card will be treated as a breach of the Council's Code of Conduct. In addition, deliberate misuse will be reported to relevant authorities in line with the Council's Fraud Control Policy.

Items requiring Council Resolution

6.4 Administration

6.4.1 Cardholder

The cardholder must formally acknowledge in writing his/her issue of the card and the obligations set down in this policy and any associated procedures.

If a Cardholder uses their card to make a purchase, the Cardholder must:

1. Produce their card to the supplier of the goods or services to be purchased;
2. Ensure the correct particulars are recorded on the sales voucher prior to signing the voucher;
3. Retain the copy of the sales voucher given by the supplier;
4. Obtain and retain a tax invoice

Where a purchase is made online or by telephone, a sales voucher and tax invoice shall be printed for retention or forwarded to Council by the vendor.

6.4.2 Others

The Responsible Accounting Officer must maintain a record of all cards issued, including the name of the cardholder and the credit limit.

The Responsible Accounting Officer is to verify and sign off that all transactions on the statement are incurred on behalf of the Berrigan Shire Council. The authorisation is to ensure the transactions are business related and the cardholder has supplied supporting documentation. Any unusual transactions must be followed up with the cardholder immediately.

At the request of the Council, by resolution, the General Manager will commission the Council's External Auditor to undertake a specific audit of the Council's Corporate Credit Card transactions.

7. RELATED LEGISLATION, POLICIES AND STRATEGIES

7.1 Legislation, Regulation and external standards

- *Local Government Act 1993*
- Local Government (General) Regulation 2005
- Division of Local Government Circular 04/04 – Appropriate Controls on the Use of Council Issued Credit Cards
- Audit Office of NSW – Guide to Better Practice – Corporate Credit Card
- NSW Treasury – Credit Card Use Best Practice Guide

Items requiring Council Resolution

7.2 Council policies and procedures

- Code of Conduct
- Procurement Framework
- Fraud Control Policy
- Fraud Control Plan

REPORT:

The Council is in the process of obtaining a Corporate Credit Card for use by the Council when purchasing goods and services.

At present the Council does not have a Corporate Credit Card and has made use of various workarounds to manage payments where a credit card is the preferred (or required) method of procurement. Over time these workarounds have become more difficult to manage and Council staff are of the opinion that a Corporate Credit Card is now necessary.

While use of a Corporate Credit Card has many advantages in terms of convenience and efficiency, they also create an opportunity for misuse and fraud –this could be perpetrated by Council officials or by others.

The Corporate Credit Card Policy above is an attempt to mitigate some of the risks inherent in the operation of a Corporate Credit Card system. The policy puts in place a series of controls – including restriction of access and administrative controls – designed to prevent or minimise the Council's exposure to misuse of its Corporate Credit Card.

The policy will be supported by additions to the Council's Procurement Manual setting out the procedures that must be followed by Council staff responsible for the reconciliation, authorisation and payment of the transactions made using the Corporate Credit Card.

Options

In writing the policy put forward for consideration, Council staff have made a series of choices about the appropriate level of controls required. When considering this policy, the Council may wish to review some of these controls.

Issue of credit cards to Mayor and Councillors

This policy explicitly rules out the issuing of Corporate Credit Cards for Councillors – including the Mayor. This choice was made on the basis of minimising the risk to both the Council and the Councillors of any misuse – inadvertent or otherwise.

Items requiring Council Resolution

The Council may wish to reconsider this position – either now or in the future – if a business case can be made that the benefit to the Council outweighs the inherent risks.

Issue of credit cards to Council staff

The intention with this policy is for the Council to have the one Corporate Credit Card – issued in the name of the General Manager – for use for all appropriate Council purchasing.

The policy however provides the General Manager with some discretion to issue additional cards if he considers it necessary and worthwhile. This is designed to give the General Manager some flexibility to manage the operations of the Council.

Prohibited use

The policy in general disallows cash withdrawals and use of the card for private purposes – in line with recommendations from the NSW Audit Office, the Independent Commission against Corruption, NSW Treasury and the Office of Local Government.

It does allow for a partial exemption from these prohibitions in the case of a “genuine emergency”. A “genuine emergency” is difficult to define precisely but should be something unusual, unexpected and likely to lead to a threat to the operations of the Council or the personal safety or wellbeing of a Council official. The use of a card for a genuine emergency should be able to withstand scrutiny.

While allowing use of the Corporate Credit Card in these ways allows for some flexibility, it does create some risk – in that one person’s “genuine emergency” is another person’s “minor inconvenience”.

Audit

This policy allows for the Council to request an audit of Corporate Credit Card use – which of course the Council has the right to do in any case. The use of the card will be audited by the Council’s external auditors as part of their audit of the Council’s financial statements. This audit is more about ensuring the Council’s controls are adequate rather than a systematic check that each transaction is authorised and valid.

The Council could, if it chose, amend this policy to have an external or internal audit specifically related to the use of the Corporate Credit Card conducted on a regular basis.

Items requiring Council Resolution

5.3 GENERAL MANAGER'S PERFORMANCE REVIEW

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Strengthen strategic relationships and partnerships with community, business and government

FILE NO: PF

RECOMMENDATION: - that the Council conduct the General Manager's End of Year Performance Review as part of the August, 2018 Council meeting.

REPORT:

The Council is due to conduct the end of year performance review of the General Manager and also the annual salary review at the August Council meeting.

**R
E
S
O
L
U
T
I
O
N**

Items requiring Council Resolution

5.4 FINLEY LOG CABIN MUSEUM COMMITTEE OF MANAGEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 04.074.1

RECOMMENDATION: - that the Council:

- A) revoke existing members of the Finley Log Cabin Museum Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Finley Log Cabin Museum Committee of Management:

President:	Chris Braybon
Vice President:	Henry Matheson
Secretary:	Maureen Bevan
Treasurer:	Ray Koschel
Committee:	
	C Breust
	L Donkin
	P Horneman
	D Thomas
	K Jenkins
	N Reese
	A Matheson
	M Matheson
	C Drury
	P Ryan
	P Brooks
	I Matheson
	M Kable
	K Bevan
	D Dalmenico
	M Walsh

Items requiring Council Resolution

	P Matheson
	D Wark
	M Wark
	G Mudge
	H Sweeny
	W Braybon
	J Magill
	M Koschel

REPORT:

Advice of committee members has been received and should be endorsed by the Council.

**R
E
S
O
L
U
T
I
O
N**

Items requiring Council Resolution

5.5 PUBLIC LIBRARIES NSW CONFERENCE**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Supported and engaged communities**STRATEGIC OBJECTIVE:** 3.2 Support community engagement through life-long learning, culture and recreation**FILE NO:** 03.095.2**RECOMMENDATION:** - that Cr Glanville be authorised to represent the Council at the NSW Public Libraries Association conference in Coffs Harbour on 27-30 November, 2018.

REPORT:

The NSW Public Libraries Association (NSWPLA) 2018 Annual Conference will be held in Coffs Harbour on 27-30 November, 2018.

Information regarding the conference is available on the NSWPLA website at <https://nswpla.org.au/switch2018/>. Full registration for the conference at “early bird” rates is \$650. This does not include travel and accommodation costs. It has been the practice of the Council in past years to send the Library Manager and a Councillor to the Annual Conference.

Cr Glanville has expressed an interest in representing the Council at the conference this year. As per the Council’s [Policy for the Payment of Expenses and the Provision of Facilities for Mayors and Councillors](#), Cr Glanville’s attendance must be authorised by the Council – where possible at a full meeting of the Council.

Items requiring Council Resolution

5.6 PUBLIC LIBRARY FUNDING**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Supported and engaged communities**STRATEGIC OBJECTIVE:** 3.2 Support community engagement through life-long learning, culture and recreation**FILE NO:** 03.095.2**RECOMMENDATION:** - that the Council:

1. endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
2. make representation to our local State Member, Mr. Austin Evans, in relation to the need for additional funding from the NSW State Government for the provision of public library services.
3. write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
4. take a leading role in activating the campaign locally.
5. endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.
6. formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

REPORT:

The NSW Public Libraries Association (NSWPLA) and Local Government NSW (LGNSW) are asking for the support of Berrigan Shire Council in their advocacy to State Government for additional funds for Public Libraries. An “explainer” attached as **Appendix “A”** provides a summary of their argument for additional support from the NSW government.

Items requiring Council Resolution

Berrigan Shire Council has invested significantly in library services over the past 15 years, spending over \$3 million in capital expenditure to build new, modern libraries in each of our communities – with plans to expand the Tocumwal library as well.

The Council spends \$600,000 annually on its public libraries, which have over 24,000 visits and 30,000 loans annually as well as providing electronic resources and a range of programs.

Whilst Council receives funds from State Government, these have gradually declined. In 2015/16, State funding for Public Libraries covered only 7.5% of the total costs of operating the 368 libraries across NSW. The level of State Government funding for NSW public libraries has reached crisis point. This is an historic issue that has been ignored by successive NSW governments. The key issues are that:

- NSW public libraries receive the lowest per-capita funding from their State Government compared to all other states in Australia
- NSW councils are currently paying 92.5% of the costs to operate public libraries, up from 77% in 1980
- In 2015-16, NSW State Government funding for public libraries was only \$26.5M compared to a contribution of \$341.1M from Local Government. NSW councils are paying 12 times more than the State Government to provide library services to their communities.
- The total funding available through the NSW Public Library Funding Strategy is not indexed to population growth or consumer price index (CPI), thereby contributing to the ongoing attrition of State Government funding.
- The 2018-2019 State Budget delivered a 5% cut to current funding and cut access to all infrastructure funding for metropolitan areas
- Physical and virtual visitation, library borrowing and participation in library programs continue to increase year on year.
- Libraries play a major part in supporting the achievement of government literacy targets.
- Libraries provide collections, programs and spaces for marginalised groups including older people, refugee and multicultural communities, and people who are digitally disadvantaged.

In 2011, the NSW State Government made a pre-election commitment to comprehensively review the level and allocation of funding for NSW public libraries. The Library Council of NSW worked with the NSW Public Libraries Association and the State Library of NSW to develop an evidence-based submission.

The resulting submission *Reforming Public Library Funding*, recommending a fairer, simpler and more transparent method for the distribution of funds, was presented to the State Government in October 2012. Despite the undertaking

Items requiring Council Resolution

of the State Government to comprehensively review funding for its public libraries, the recommendations of *Reforming Public Library Funding* were ignored and the funding model was neither reviewed nor improved.

In 2016, the then Minister for the Arts, the Hon. Troy Grant, undertook to review the matter of State Government funding for NSW libraries at the conclusion of the Fit For the Future program. It can be reasonably assumed that Fit For the Future has concluded, yet there has been no review of library funding nor any mention of libraries in the Government's pre-election undertakings. At the 2016 LGNSW Conference, the Premier Mike Baird committed to reviewing library funding.

The NSW Public Libraries Association has joined forces with Local Government NSW to establish a library funding advocacy initiative in the lead up to the 2019 NSW State election. The *Renew Our Libraries* strategy will be rolled out over the next 8 months to persuade the Government that its network of 368 public libraries has reached a funding flashpoint that, without significantly increased and sustainable funding, is at risk of imminent service reduction. The success of this approach relies heavily on the support of NSW councils, their libraries and their communities.

It should be noted that the following motion (submitted by the Blue Mountains City Council) was unanimously endorsed at the Local Government NSW 2017 Conference:

That Local Government NSW works with the NSW Public Libraries Association (NSWPLA) to develop a strategic partnership to:

- a) increase public awareness of the multiple roles that Local Government Public Libraries play in supporting the educational, social, cultural and economic outcomes in local communities*
- b) advocate, in the lead up to the March 2019 State election, for improved State Government funding for Local Government Public Libraries in NSW to enable public libraries to meet the growing needs of our local communities.*

As previously noted, this is not a party-political issue as every government since 1980 shares the blame for the current funding situation. Nevertheless, it is worth noting that the NSW Opposition released its Library Funding Policy on 26 March 2018 with an undertaking to increase overall funding to all suburban and regional NSW public libraries by \$50 million in the first term of government. This is a very significant pledge insofar as it is the first policy from any political party in recent history that undertakes to provide a significant and specified increase in state funding for public libraries.

NSW public libraries are governed by the *Library Act 1939*, a legislative instrument that was initially introduced to ensure the provision and ongoing sustainability of libraries through State Government and Local Government

Items requiring Council Resolution

collaboration, and providing up to 50% of the funding required to establish and operate libraries. Since then local government has increasingly carried the funding burden with the situation deteriorating significantly since the 1980s. As a result, there are examples of attrition in library staffing, opening hours, collections, services and programs in a number of councils across the state.

Disappointingly, the 2018-19 NSW state budget delivered a 5% cut to current library funding and cut access to all infrastructure funding for metropolitan areas. The State Government has completely ignored the recommendation of its own expert panel, the Library Council of NSW which, in consultation with the State Library of NSW and the NSW Public Libraries Consultative Committee, recommended an increase in public library funding to \$30M in 2018-19. The public library grant funding component, which has been a budget inclusion for many years, has been scrapped entirely. This component financed a competitive grant project which has part-funded countless library infrastructure and service projects over many years.

The NSW public library network is at serious risk. Neither this Council nor the broader NSW Local Government sector can continue with the high degree of uncertainty about the level of ongoing State Government funding for public libraries.

NSWPLA and LGNSW are requesting that the Council support urgent action from the NSW local government sector and NSW Public Libraries Association / Local Government NSW, to reverse the ongoing deterioration of state funding for public libraries to ensure that local councils will not be forced to continue meeting the funding shortfall.

Items requiring Council Resolution

5.7 CENTRAL MURRAY COUNTY COUNCIL**AUTHOR:** General Manager**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.2 Retain the diversity and preserve the health of our natural landscapes and wildlife**FILE NO:** 11.160.1**RECOMMENDATION:** - that the Council advise the Central Murray County Council that:

1. It does not support the winding up of the Central Murray County Council and request that this be reflected in any submission that it make to be wound up; and
2. In the event that the Central Murray County Council is wound up the Council requests that the following equipment be provided to it:
 - The Finley Depot including sheds and demountables and all equipment, fixtures and fittings contained therein.
 - 2 Ranger utilities based at Finley.
 - Portable spray mate.
 - Boat, trailer, motor and spraymate
 - 2 x staff tablets
 - 2 x mobile telephones.
 - Noxious weeds signs
 - 1 x compressor.
 - Chemical bulk storage and pumps.
3. And further that the two Finley staff be transferred to the Council

REPORT:

As Councillors may recall the two other member Councils of the Central Murray County Council have resolved to wind up the County Council. This leaves the Council with no option other than to proceed with a different future model to fulfil its responsibilities in relation to the control of noxious weeds.

The Council has previously resolved to the effect of managing its own affairs despite the increased cost of this option over that of the Central Murray County Council.

Items requiring Council Resolution

Given the proposed winding up of the County Council on the 30th June 2019, the Council needs to secure its share of the equity of the County Council to facilitate commencement of its operations.

It should be noted that any effective legal windup of the County Council may occur well after 30th June 2019.

The assets and staff indicated in the above recommendation are basically what the Council requires to commence its activities on 1st July 2019.

The council's preferred transfer of assets and staff is obviously subject to agreement of the Central Murray County Council with any disparity of transfers of equity being resolved through a transfer of cash.

R
E
S
O
L
U
T
I
O
N

Items requiring Council Resolution

5.8 TOCUMWAL AERODROME MUSEUM PROJECT**AUTHOR:** Strategic & Social Planning Coordinator**STRATEGIC OUTCOME:** Diverse and resilient business**STRATEGIC OBJECTIVE:** 4.2 Diversify and promote local tourism**FILE NO:** 26.109.2**RECOMMENDATION:** - that the Council discuss the project proposal submitted by Hirst Projects and provide a direction.

REPORT:

The Tocumwal Aerodrome Museum administratively is a Section 335 Committee of the Council. The museum's collection is housed in the old Tocumwal Bowls Club and is operated by Bob Brown on a volunteer and by appointment basis.

The Council recognises the heritage value of the Collection and has in the past six months been actively scoping options firstly for securing the Collection and secondly, opportunities to realise the visitor potential of the Collection. These are issues on which Council Officers now require a direction.

Central to all discussions to date is the premise that the co-location of the museum with an established business or agency. As, any other model is likely to be unsustainable due the condition of the collection and the ongoing costs associated with its preservation, contemporary presentation and operation. There is also a sense of urgency about the future of the Collection driven by:

- The fragility of the Collection – should not be moved again as frequent moves have damaged the Collection.
- The age of the Museum Committee Members and the Collection's primary steward Bob Brown.
- Insecurity of tenure – there are currently no formal arrangements in place with the Tocumwal Lions Club the new owners of the old Tocumwal Bowls Club.

Attached as **Appendix "B"** is a project proposal submitted by Hirst Projects. The Directors of Hirst Projects Sally Hirst and Dr. Robin Hirst are industry recognised research, art and culture governance professionals having held Executive level positions with Museums Victoria in addition to national and state Gallery and Museum advisory and Board positions.

Items requiring Council Resolution

**5.9 DEVELOPMENT APPLICATION 111/18/DA/D5
- CARPORT****AUTHOR:** Town Planner**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.1 Support sustainable use of our natural resources and built landscapes**FILE NO:** 111/18/DA/D5**RECOMMENDATION:** - that Development Application No. 111/18/DA/D5 – Carport be approved subject to the following conditions:

1. The mezzanine floor of the carport must be reduced in size to a maximum 50% of the floor area of the carport so as to minimize the impact of the structure on the adjoining property and the streetscape. Prior to the submission of an application for a construction certificate an amended plan of the structure reflecting the above requirement must be submitted to Council for endorsement.

2. Occupation

The structure must not be occupied or used until the Principal Certifying Authority has received and determined the application for an “Occupation Certificate”.

A Final Occupation Certificate must not be issued unless all required certificates have been received and the building is suitable for occupation or use in accordance with its classification under the Building Code of Australia.

(Section 109C(1)(c) and 109H *Environment Planning & Assessment Act 1979 (EP&A Act 1979)*)

3. Use

This approval is granted for the carport to be used for storage purposes normally associated with a residence. No other use is permitted for the carport unless prior approval is obtained from Council.

Items requiring Council Resolution

4. **Appointment of PCA and Notice of Commencement**
No work is to commence until the person granted development consent has:
 - a) obtained a Construction Certificate for each structure
 - b) appointed a PRINCIPAL CERTIFYING AUTHORITY
 - c) notified the Council of the appointment
 - d) appointed a principal contractor for the building work who must be the holder of a contractor licence if any residential building work is involved.
 - e) given the Council at least 2 days notice of the intention to commence erection of the building. (Section 81A *EP&A Act 1979*)

5. **Construction Certificate**
No work is to commence until the person granted development consent has had the detailed plans and specifications endorsed by the Council or other accredited certifier and has received a "Construction Certificate" [Section 81A *EP&A Act 1979*].

6. **Critical Stage Inspection**
The Principal Certifying Authority for building or subdivision work carried out on a site is required to be satisfied that the work has been inspected on such occasions as are prescribed by the regulations or other occasions required by the principal certifying authority, before the issue of a Certificate of Occupancy or Subdivision Certificate for the building or work. (Section 109E *EP&A Act 1979*)

7. **Waste**
A garbage receptacle for the reception of all waste materials from the site shall be provided prior to building work commencing and shall be maintained and serviced for the duration of the work.

8. **Permitted hours for building work**
All building work shall be carried out only between the hours of 7.00am and 6.00pm Monday to Friday inclusive, 8.00am and 5.00pm Saturdays. No work shall be carried out on Sundays and public holidays.

9. **Compliance with Building Code of Australia**
All building work must be carried out in accordance with the provisions of the Building Code of Australia

Items requiring Council Resolution

10. Excavations and backfilling

- (a) All excavations and backfilling associated with the erection or demolition of a building must be executed safely and in accordance with appropriate professional standards.
- (b) All excavations associated with the erection or demolition of a building must be properly guarded and protected to prevent them from being dangerous to life or property.

11. Protection of public places

- a. If the work involved in the erection or demolition of a building:
 - (i) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
 - (ii) building involves the enclosure of a public place, a hoarding or fence must be erected between the work site and the public place.
- b. If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place.
- c. The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place.
- d. Any such hoarding, fence or awning is to be removed when the work has been completed.

12. Signs to be erected on building & demolition site

- a. A sign must be erected in a prominent position on any work site on which work involved in the erection or demolition of a building is being carried out:
 - (i) stating that unauthorised entry to the work site is prohibited, and
 - (ii) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
- b. Any such sign is to be removed when the work has been completed. (Clause 78H of Regulation).

13. Works in Road Reserve

No work is to be carried out beyond the property boundary on any road reserve, naturestrip, footpath, concrete kerb,

Items requiring Council Resolution

paved area, building or supply service without the prior written consent of the Council, in order to protect community assets and eliminate potential hazards to the community in the "public place".

An "Application for Works, Structures and Activities on a Council Road" must be submitted to Council, along with relevant plans and the determined fee. Consent must be obtained, before commencement of any work.

14. Asbestos Material

Work involving the removal of more than ten (10) square meters of asbestos containing material must be undertaken by a NSW licensed contractor as required by the NSW Work Health and Safety Regulations 2011.

Prior to commencement of any work, the Principal Certifying Authority must be provided with:

Written notice is to include the following details:

- a) a copy of a signed contract with a person licensed to remove asbestos,
- b) the contract must specify the landfill site to which the asbestos containing material is to be delivered.

15. Roofwater

Roofwater from the carport must be drained underground to Councils stormwater pit located in the Sandy Lane corridor directly north of the subject site and north of Sandy Lane in accordance with the Building Code of Australia and Relevant Australian Standards. This is to ensure that stormwater runoff is not directed to Sandy Lane or cause damage or flooding to occur to neighbouring properties.

REPORT:

History

On 15 March 2018, Council received a Development Application for a carport, to be located at 11 Town Beach Road, Tocumwal. In accordance with Council's *Development Control Plan*, Council notified all affected neighbouring properties about the proposed development and invited submissions.

Items requiring Council Resolution



1. *Figure 1 – Aerial Photo showing subject site and neighbouring properties (satellite imagery from 2010)*

Council received one formal submission on the 11 April 2018 opposing the development. In response to the opposition, the applicant volunteered revised plans and drawings on 29 May 2018 which reduced the northern quarter of the shed's height from 5.5 metres to the eaves to 3.4 metres. The revised plan is the subject of this development application.

Proposal

The Development Application is for a proposed carport to be located at 11 Town Beach Road, Tocumwal. The carport will be used for general residential storage, vehicle parking, motorcycle storage and boat storage.

Gross Floor Area

The proposed carport will be 24 metres by 10 metres, with a total gross floor area of 240 meters² (see figure 2 below).

Items requiring Council Resolution

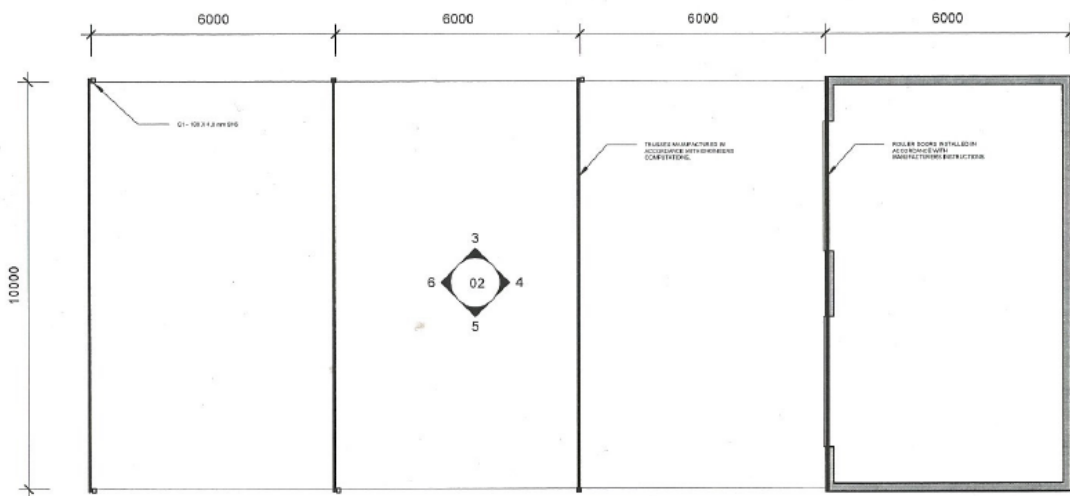


Figure 2 – floor plan of the proposed carport

Configuration

A description of the bulk and scale for the proposed carport is broken up into three sections and is described as follows:

- The northern section (6 metres long) will be 3.4 metres high to the eave with a 10° roof pitch. In this section, the proposed carport will be open on either side.
- The middle section (12 metres long) will be 5.5 metres high to the eave with a 10° roof pitch. In this section, the proposed carport will contain a Mezzanine and will be enclosed with colorbond material from 3.4 metres to the eaves. The area from 3.4 metres high to the ground level will be open on either side.
- The southern section (6 metres long) will be 5.5 metres high to the eave with a 10° roof pitch. In this section, the proposed carport will be totally enclosed with colorbond material. It will have two roller doors for access (from Sandy Lane).

The proposed carport will have a concrete floor and utilise steel for the frame and colorbond for the sections of the walls to be enclosed. Figure 3-5 below provide elevation drawings for the proposed carport.

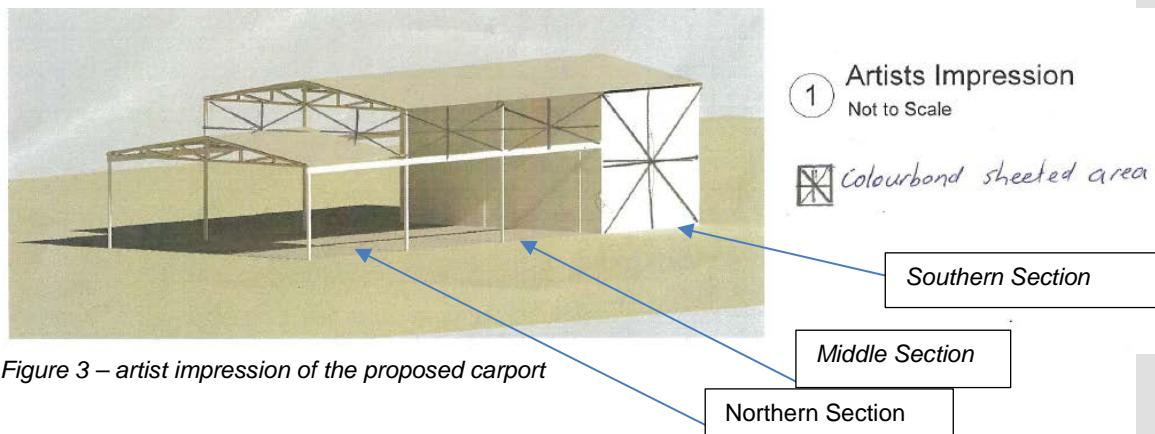


Figure 3 – artist impression of the proposed carport

RESOLUTION

Items requiring Council Resolution

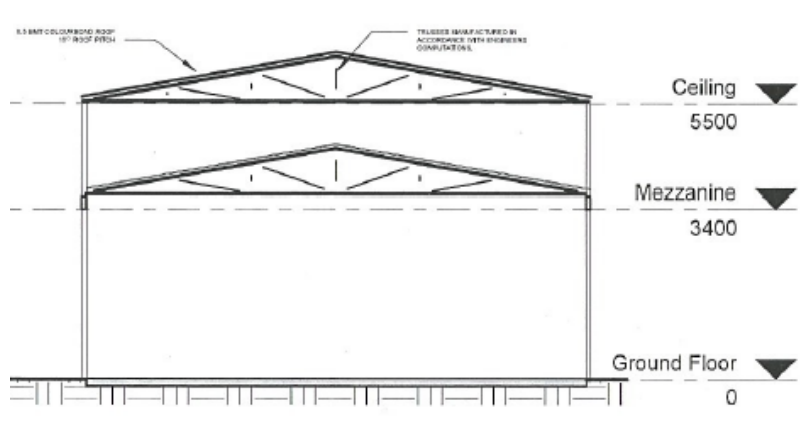


Figure 4 – elevation drawings of the proposed carport (street view from Sandy Lane)

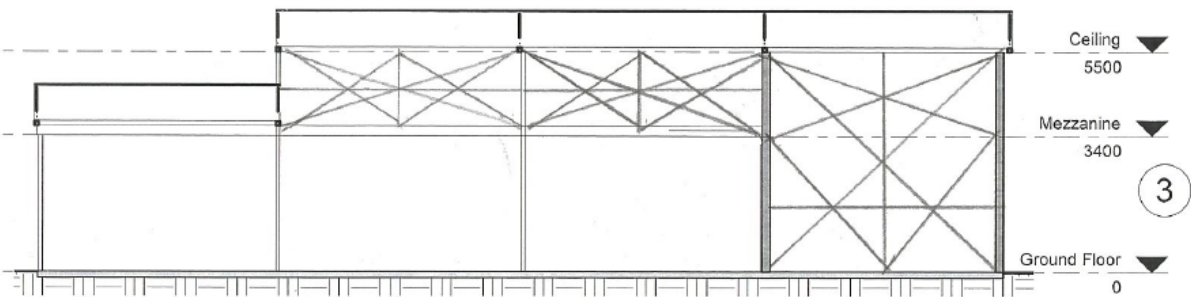


Figure 5 – elevation drawings of the proposed carport

NO-HUTCHER-COURT

Items requiring Council Resolution

Setbacks

The proposed carport will have a setback of 200 mm from the eastern and southern boundary and 1.2 metres from Sandy Lane (on the northern boundary), see figure 6 below.

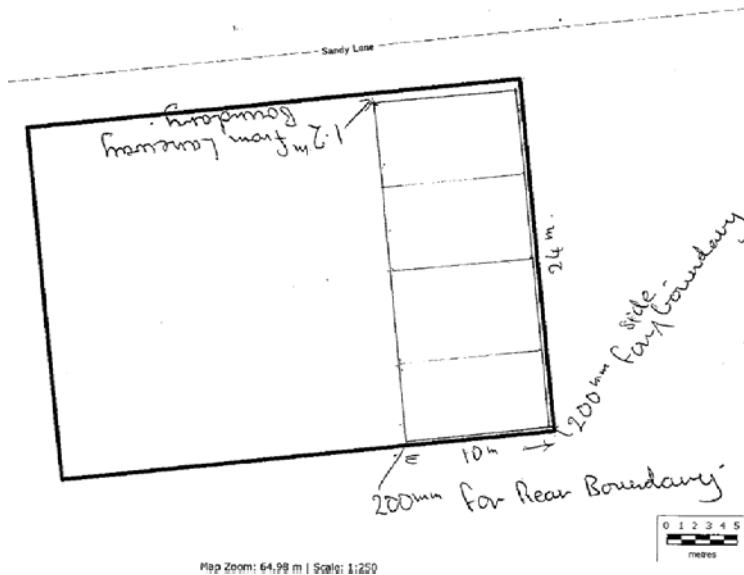


Figure 6 – site plan for the proposed carport

Subject Site and Locality

The subject site is located at 11 Town Beach Road, Tocumwal, which is also identified as Lot 41 DP616085. The subject site has a total area of 885 metres². The lot is zoned RU5 Village in the *Berrigan Local Environmental Plan 2013* (BLEP). Currently the subject site has been improved by the construction of a Dwelling and a carport. The existing carport is proposed to be replaced with the carport subject to this development application. The existing carport is approximately 3 metres high and setback 5 metres from Sandy Lane. The existing carport gains access via Sandy Lane.

The subject site has a garden area on the north/east section of the lot (in particular includes a large tree) between Town Beach Road and the proposed carport.

Items requiring Council Resolution



Figure 7 – street view of the location of the proposed carport

Surrounding Land uses

A description of the land uses surrounding the subject site is as follows:

- To the south, the neighbouring Lot has an established residential dwelling and garage. The Lot is set approximately 2 metres higher than the subject site and utilises a retaining wall to level the site for the existing dwelling onsite.
- To the east, the neighbouring lot has an established dwelling that is set slightly lower than the subject site. The dwelling is setback approximately 19 metres from Sandy Lane. There is significant vegetation between the dwelling and the proposed carport. The dwelling gains access from Sandy Lane due to the topography of Boyd Street making access problematic for the site and its residential address is Sandy Lane.



Figure 9 - subject site with 1 metre contour overlay



Figure 10 – view south from subject site

- To the north of the subject site is Sandy Lane. Further north of Sandy Lane has a Lot with an established two storey residential dwelling built with a raised living area to gain a view of the Murray River. Further east along Sandy Lane is a Lot with a unit development set at a similar ground level to the subject site.

Items requiring Council Resolution

- To the west of the subject site is Town Beach Road, the levee bank for the Murray River, then vacant land vegetated with native trees and then the Murray River.



Figure 11 – street view to lot to the north of the subject of the site



Figure 12 – existing dwelling to the north subject site

Sandy Lane

Due to existing use of Sandy Lane as an access road, many Lots along Sandy Lane have infrastructure either gaining access from Sandy Lane or even fronting their development to the laneway. For example the existing unit development to the north of the subject site has the southern units fronting and gaining access from Sandy Lane. See figure 13 below of an aerial view of development along Sandy Lane.



Figure 13 – aerial view of development along Sandy Lane (image from 2010)

Items requiring Council Resolution

Assessment

There are a number of potential impacts related to a proposal of this type which must be addressed if development approval is to be granted.

- **Relevant State Environmental Planning Policy provisions**

The State Environmental Planning Policy which needs to be taken into account in the assessment of this application is deemed SEPP - *Murray Regional Environmental Plan No 2—Riverine Land* applies to riverine land of the River Murray within Berrigan Shire. One of this SEPP's main objectives is 'to ensure that appropriate consideration is given to development with the potential to adversely affect the riverine environment of the River Murray. As the current building is located more than 100 metres from the River, and does not cause adverse impact, this development proposal will also not cause any adverse impact to the riverine land.

- **Relevant *Berrigan Local Environmental Plan 2013 (BLEP)* and *Berrigan Development Control Plan 2014 (BDCP)* provisions**

The proposed carport is permissible with consent within the RU5 Village Zone under the BLEP when it achieves the objectives of the RU5 – Village Zone. The objectives of the Village Zone is to provide for a range of land uses, services and facilities that are associated with a rural village whilst enhancing and maintaining the unique village character of Berrigan, Barooga, Finley and Tocumwal. To assist in assessing development if it meets the objectives of the zones, the *Berrigan Development Control Plan 2014 (BDCP)* provides guidance and control mechanisms for appropriate development. Chapter 2 of the BDCP relates to Residential Development, which this development is classified. The objectives and control guidelines of the relevant sections within chapter 2, which the proposed development relates, are assessed in **Appendix "C"**.

Neighbour Notification

The main issue which needs to be considered when undertaking this assessment is that the proposed development is located in close proximity to the eastern and southern Lot boundaries and thus has the ability to impact on the neighbouring property. As per the provisions in the BDCP, notification was given to the landowners of the neighbouring properties on the southern and eastern side of the Lot from 23 May 2018 for 14 days to make them aware that the development may affect their property. One formal submission was made on the proposal.

Summary of Formal Submission

A summary of the submission made to Council on the proposed development and an assessment on points raised is provided in **Appendix "D"**.

Items requiring Council Resolution

Overall Assessment

An overall assessment takes into considering the objectives of the BLEP RU5 – Village Zone, the BDCP, relevant planning regulations and policy and the submitters objections.

Taking into consideration the BDCP objectives, the bulk and scale of the proposed development has been assessed as larger than the existing built form in the neighbouring environment (in particular along Sandy Lane), is larger compared to recently approved development proposals in the Shire for carports, garages and residential storage sheds and is generally to be in proportion with the size of the Lot that it is to be placed. Due to the bulk and scale of the proposal, it has been assessed that the proposal would not meet the objectives for creating an aesthetically pleasing residential neighbourhood, particularly by not meeting the objectives for making a positive contribution to the Sandy Lane streetscape. As per the objectives of the BDCP, proposed development would generally not be a compatible size with the existing and likely development in the residential precinct. In regards to meeting the objectives for outbuildings, even though the proposed structure will be replacing an old structure with new materials, the comments from the submitter of the impacts of the bulk and scale of the structure having an impact on residential amenity have been noted. The total floor area and height of an outbuilding have been considered as larger than existing and future development in the neighbouring environment and would generally not meet the outbuildings objectives of the BDCP.

It should be noted however that due to the topography of the land in the general area, the rear section of the carport is cut back into the sandhill and adjoins a high retaining wall which supports the dwelling, shed and other structures located on the adjoining property at the rear, which reduces its prominence in the landscape somewhat. Another mitigating factor is the agreement of the proponent to remove the mezzanine floor for the first 25% of the structure when viewed from Sandy Lane thereby stepping the roof line down which also reduces the impact of the structure within the landscape.

An assessment in regards to the BLEP, as the proposal would generally not meet the objectives of multiple sections of the BDCP, it would not therefore generally meet the objectives of the BLEP to enhance and maintain the unique village character of the Shire.

The submitters discussion points on the impacts of the proposed development with reduced setbacks and the bulk and scale of the development as having an effect on the Sandy Lane streetscape and the residential amenity of the neighbourhood environment have been noted.

Items requiring Council Resolution

Conclusion

In assessing this development application, the relevant parts of Section 4.15 of the *Environmental Planning and Assessment Act 1979* have been taken into account. Whilst the development is permissible in the RU5 Village Zone, there are a number of factors in this situation that have been considered in the determination in an assessment against the BLEP and the BDCP that considers the proposal to bulk and scale to be large in comparison to existing development in the neighbouring environment (particularly Sandy Lane) and on the size Lot for the subject site, that would generally not achieve the objectives of multiple objectives in the BDCP and the BLEP.

In considering this development proposal it would appear that there are three options available for consideration.

1. Due to the bulk and scale of the structure and impact on the locality and adjoining property the application be refused.
2. Consent be granted subject to a condition of consent that the mezzanine floor be further reduced in size to mitigate potential impact on the adjoining property and the locality.
3. Approve the application given that the applicant has already compromised by reducing the length of the mezzanine floor and that the existing vegetation located on the adjoining property effectively screens the proposed development from that property.

Recommendation

That the Council consider the options above.

Items requiring Council Resolution

**5.10 DEVELOPMENT APPLICATION 147/18/DA/DM
- CONCEPT DEVELOPMENT FOR ECO-
TOURIST FACILITY****AUTHOR:** Town Planner**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.1 Support sustainable use of our natural resources and built landscapes**FILE NO:** 147/18/DA/DM**RECOMMENDATION:** - that Development Application 147/18/DA/DM for a concept approval for Eco-Tourist Facility be approved subject to the following conditions:**1. Approved Plans**

The development shall be implemented substantially in accordance with the details set out on Eslers Land Consulting, REF 32569 PR, on the application form and on any supporting information received with the application except as amended by the conditions specified hereunder.

2. Site Development

No work is to be carried out on the site, the subject of this concept development consent, unless consent is subsequently granted to carry out development on that part of the site following a further development application in respect of that part of the site.

REPORT:**History**

On 7 June 2018, Council received a Development Application for a concept approval for an Eco-Tourist Facility, to be located at 76 Platypus Drive, Barooga. In accordance with Council's *Development Control Plan*, Council notified all affected neighbouring properties about the proposed development and invited submissions.

Items requiring Council Resolution



Figure 1 – Aerial Photo showing subject site (satellite imagery from 2011)

Council received two formal submissions on the 21 and 22 June 2018 opposing the development.

Proposal

The proposal is a concept approval for an Eco-Tourist Facility. The proposal will transform the existing residence onsite to a tourist residency facility and build an additional dwelling to be occupied as a 'care-taker' facility. The applicant volunteered then as per the success of the proposal and uptake of tourists to use the facilities, they envisage building three further eco-tourism cabins. To access the three cabins it is proposed to develop an additional access driveway along the southern boundary. As there is substantial vegetation along the Murray River in the riparian zone, west of the proposed development, the applicant envisages developing the units in an already cleared area that will overlook the natural bushland to provide an eco-tourism development.

Within the application, there is a site plan indicating the indicative location of proposed dwellings and a proposed access to cabins by the southern boundary. There are also indicative designs for the cabins that are fully self-contained cabins ranging single storey one bedroom or two bedroom. For the care-takers residence there is an indicative design of a two storey home with 4 bedrooms, study, upper living area with master bathroom with ensuite and a downstairs kitchen with combined living and dining area and an alfresco area.

Total number of staff envisaged is five people. The maximum number of staff on duty at any one time is two. Maximum number of clients/customers expected at any one time is 12 people.

Items requiring Council Resolution



Figure 2 – proposed concept plan for the subject site

Subject Site and Locality

The subject site is located at 76 Platypus Drive, Barooga which is also identified as Lot 3 DP253590 and has a total area of 16.68 hectares. The lot is zoned RU1 Primary Production in the *Berrigan Local Environmental Plan 2013* (BLEP). Currently the subject site has been improved by the construction of a Dwelling and farm type buildings. The subject site abuts the Bullanginya Lagoon, a watercourse network from the Murray River and a portion of the subject site has substantial native vegetation. This portion of the subject site has been identified as flood prone and bushfire prone. Further west of the subject site, is National Parks forest land.

There is one existing driveway on the subject site to access Platypus Drive. Platypus Drive is not sealed, being treated with gravel and is a no-through road. The entry to Platypus Drive is via the Barooga-Tocumwal Road, within the 100 kilometre zone. The southern section of Platypus Drive abuts a portion of the Barooga Golf Course with no formal entry to the Golf Course.



Figure 3 – existing residence on the subject site



Figure 4 – adjacent native vegetation area

Items requiring Council Resolution



Figure 5 – possible location of the 3 cabins (south of subject site)



Figure 6 – possible location of care-taker residence



Figure 7 – proposed location of an additional access onsite driveway

A site visit to the subject site conducted on 3 July 2018 with the applicant, revealed that there is no vegetation to be removed in the general location of the proposed development. There is rural type boundary fence for the subject site.

The neighbouring land uses are generally of a similar nature to the existing development on the subject site, with a dwelling per site and farm type development. The Lots along Platypus Drive are unique to the area as they are on average 16 hectare Lots, the result of a subdivision from the previous Berrigan Shire planning legislation. There are three existing dwellings along Platypus Drive (a fourth dwelling being on the subject site). They have an approximate setback of 87, 63 and 33 metres to Platypus Drive.

Items requiring Council Resolution

See below an overlay of the Biodiversity overlay indicating the biodiversity on the subject site.



Figure 8 – BERP Terrestrial Biodiversity Map Overlay over the subject site

Assessment

There are a number of potential impacts related to a proposal of this type which must be addressed if development approval is to be granted.

Environmental Planning and Assessment Act 1979 - Concept Approval

As per the Act, a concept approval is a development application that sets out concept proposals for the development of a site, and for which detailed proposals for the site or for separate parts of the site are to be the subject of a subsequent development application.

As per the Act, the consent authority, when considering under section 4.15 the likely impact of the development the subject of a concept development application, need only consider the likely impact of the concept proposals and does not need to consider the likely impact of the carrying out of development that may be the subject of subsequent development applications.

Note: the proposals for detailed development of the site will require further consideration under section 4.15 when a subsequent development application is lodged.

Further Development Application/s will be required for the proposed development and a subsequent neighbour notification will be provided to notify neighbouring properties of the proposed development inviting for comments on the development.

- **Relevant State Environmental Planning Policy provisions**

The only State Environmental Planning Policy which needs to be taken into account in the assessment of this application is deemed SEPP - *Murray*

Items requiring Council Resolution

Regional Environmental Plan No 2—Riverine Land applies to riverine land of the River Murray within Berrigan Shire. One of this SEPP's main objectives is 'to ensure that appropriate consideration is given to development with the potential to adversely affect the riverine environment of the River Murray. As the concept design has the proposed buildings to be located more than 100 metres from the Murray River and its watercourses, and does not cause adverse impact, this development proposal will also not cause any adverse impact. Further assessment of the proposal will be required against this policy with subsequent Development Applications.

- **Riverina Murray Regional Plan 2036 NSW Planning & Environment**

The Riverina Murray is characterised by highly valued rural and biodiversity lands, the Murray and Murrumbidgee Rivers, and an interdependent network of distinctive communities. The proposed development meets the objectives of the Riverina Murray Regional Plan 2036 in regards to tourism development in the Riverina.

- **Relevant *Berrigan Local Environmental Plan 2013 (BLEP)* provisions**

Within the RU1 – Primary Production Zone, Eco-Tourist facilities are permitted with consent. An Eco-Tourism facility is defined under the BLEP as a building or place that provides temporary or short-term accommodation to visitors on a commercial basis and is located adjacent to an area with special ecological or cultural features and is sensitively designed and located so as to minimise bulk, scale and overall physical footprint and any ecological or visual impact. The proposed concept plan is located next to an area with special ecological or cultural features. The proposed concept design will meet the definition as it will be sensitively designed and located next to the ecological or cultural feature areas to minimize impact and it setback sufficiently from Platypus Drive to have little impact on the streetscape.

The objectives of the RU1 – Primary Production Zone is to:

- 1) encourage primary industry production and to encourage diversity in primary industry enterprises. An assessment against this objective indicates that due to the Lots along Platypus Drive being of a unique size to the average Lot size in the RU1, being approximately 16 hectares, the possibility of providing a sustainable primary industry use on this size Lot is problematic. A eco-tourism facility would provide an alternative to develop the land.
- 2) It is also to permit low-key tourist and visitor accommodation that is compatible with the scenic amenity, and promotes the character of the area. As discussed above, the proposed development will meet the objectives of the BLEP as it will be a low-key tourist and visitor accommodation that will be directly adjacent to the Murray River and its watercourse without impacting on the environmentally sensitive area. It has been assessed as being compatible with the scenic amenity and promoting the character of the area.

Items requiring Council Resolution

The proposed concept design also meets the objectives of the Eco-Tourist Facilities Clause 5.13 of the BLEP. This highlights the need to consider minimal impacts on the environmental qualities of the site in developing buildings or services.

- **Relevant Development Control Plan(s) provisions**

Chapter 2 of the *Berrigan Development Control 2014* (BDCP), which although it is on a rural Lot, it does relate to the Residential Development objectives. However also given the size of the Lot, there is sufficient setbacks and it is assessed as having generally little impact to the neighbouring environment and the streetscape of Platypus Drive.

Neighbour Notification

The main issue which needs to be considered when undertaking this assessment is that the proposed development differs substantially to the existing land uses and there may be possible impacts on neighbouring development. The Neighbouring properties along Platypus Drive were notified of the proposed concept development. Notification was given to the landowners of the neighbouring properties from 7 June 2018 for 14 days to make them aware that the development may affect their property. Two formal submissions were made to the proposal.

Summary of Formal Submission

The two submissions received from neighbouring Lots are summarised below.

Submitter One

The submitter believes that the proposed concept plan will affect their security which will be compromised due to as many as 24 plus people living on this rural block, position of proposed access drive is directly adjacent to their boundary which will create noise and dust impacts. The proposed development will increase the fire risk due to holiday type people. The submitter believes that the development, depending on cottage site placement, may impend their rural view and will significantly increase road usage on Platypus Drive, as this road is only gravel and rarely gets maintained.

Submitter two

If there are to be 5 to 6 dwellings on the land, there would be much more traffic on Platypus Drive and consequently a great increase in dust and noise. If an extra access to Lot 3 is approved where indicated, directly opposite the entry to Lot 6, that will result in significant increase in dust, noise and vehicle movement and cause a large disruption to my living and working conditions. Should the submitter have livestock on their land, livestock would be disinclined to graze over one quarter of their property. As there is no town water available in Platypus Drive the existing houses have a bore to supply

Items requiring Council Resolution

water for drinking and gardens. With an extra 4 dwellings there will be a large increase in the amount of bore water used, and that will affect the amount available to all existing dwellings as some have discovered in recent years. Because the area is zoned Rural, the submitter purchased their Lot to enable them to pursue some agricultural activities and maintain a rural aspect to the environment without the density of living in town. Upon further receipt of information from Council they would be able to be more specific regarding the effect of this development and the impact on their land and lifestyle.

Response to Submissions

The proposed development provides for 4 new dwellings on the site, which are for temporary use for visitors. As this is a concept development only and the applicant has volunteered that the development would grow slowly over time depending on the popularity of the business, and the concept design is for an optimal number of dwellings. Further development applications will be required for the proposed dwellings and the application will be referred to neighbouring properties to provide comment on any potential impacts. In regards to water supply to the proposed concept approval and other finer details, this would be further considered in more detail in a subsequent Development Application. The exact location of the proposed dwellings is only concept approval at this stage, and will be further considered in a Development Application. At which time, appropriate setbacks from neighbouring boundaries will be considered and neighbour notification will be provided to enable comment on the locations.

See below, comments on possible impacts from vehicle movements. In regards to security, there is a proposed care-takers residence on the site to overall manage the site and to ensure the site is effectively managed. The proposed dwellings will be required to consider Bush Fire Protection mechanisms. The proposed development will attract visitors to the area that will promote the unique characteristics of the area.

- **Further review of a subsequent Development Application**

As the proposal is a Concept Approval, further Development Application will be required for any development on the site. In a subsequent Development Application, further consideration will be required on aspects such as locating an appropriate location for dwellings, considering things like identify areas as flood prone and bush fire protection elements. See figure 9 below, a general indication of potential flood prone areas on the subject site.

Items requiring Council Resolution



Figure 9 – BLEP 2013 flooding overlay mapping

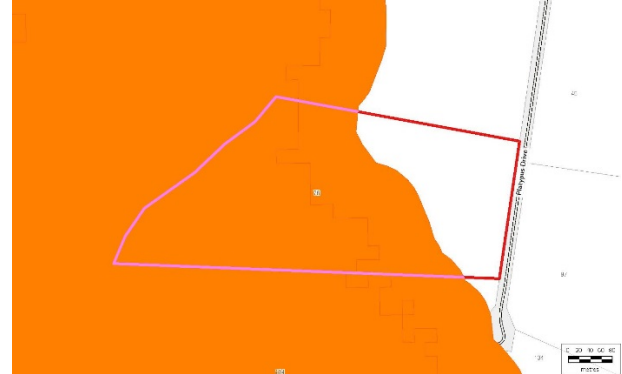


Figure 10 – BLEP 2013 bushfire overlay mapping

- **Potential Traffic Impacts Assessment**

The proposed concept design proposes 4 additional dwellings and a second access driveway from Platypus Drive. The total number of people on site could be 5 staff (maximum of 2 staff on site at any one time), and 12 clients. Considering 2 (or possibly more) clients may drive in one vehicle, the total number of vehicles onsite could be 7-9. If the vehicle enters and leaves the site once a day (considering that clients would be staying and therefore wouldn't need to leave at the end of the day, however there are incidental car trips including to gather essential items, tourist visits and to access sporting facilities such as the Barooga Golf Course which is in the vicinity of the subject site, this could increase the traffic movements on the road to 18 additional vehicle movements in one given day.

Given that Platypus Drive is a local road that is a no-through road, an additional access driveway onto Platypus Drive has been assessed as having minimal impact on road usage.

In regards to dust and noise, given that Platypus Drive is not sealed and is treated with gravel, the total number of vehicle trips on a gravel road may collectively impact on neighbouring Lots. However, as this is concept design only at this stage, further dwelling proposals will require a Development Application and will be assessed on their merit and possible impacts on the neighbouring environment. For one additional dwelling for example the impacts from vehicle movements would be assessed as having a minimal impact.

Conclusion / Legislation

In assessing this development application, the relevant parts of Section 4.15 of the *Environmental Planning and Assessment Act 1979* have been taken into account. It is clear that this development, given the contribution it makes to economic development and that it provides an avenue for an eco-tourism development, is within the public interest.

Items requiring Council Resolution

Recommendation

The proposed concept design for an eco-tourism facility will allow a low-key tourism type development and attract visitors to the area showcasing the natural features of the area. The submissions received outlining the negative impact surrounding potential noise and dust generation has been noted however given that the proposed dwellings will require a subsequent Development Application and that the applicant has volunteered that development will be in stages depending on the demand of the tourist-accommodation, potential impacts of each collective dwelling will be referred to neighbours for comment and will be assessed on each occasion. As the development is setback substantially from Platypus Drive there would be minimal impact on the existing character of the area. Overall it is considered that this proposal can be supported.

R
E
S
O
L
U
T
I
O
N

Items requiring Council Resolution

5.11 DRAINAGE AND STREETScape IMPROVEMENT ENGAGEMENT STRATEGY: JERLIDERIE STREET, BERRIGAN**AUTHOR:** Strategic & Social Planning Coordinator**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities**FILE NO:** 04.121.5**RECOMMENDATION:** - that the Council

1. Adopt the Drainage and Streetscape Improvement Engagement Strategy attached as Appendix "E"
2. Select two tree species for a poll of Berrigan residents based on the recommendations in the Arborist's Report attached as Appendix "F"

REPORT:

The **Drainage and Streetscape Improvements Engagement Strategy Jerilderie Street, Berrigan** has been developed to identify the relevant stakeholders and stakeholder groups that will be engaged as part of the Council's decision to commence drainage works and the installation of kerb and gutters in Jerilderie Street, Berrigan.

Of concern to the Council and Berrigan residents is that these works will require the removal of existing street trees on the eastern side of Jerilderie Street. Further the avenue of Pepper Corn trees on the western side of Jerilderie Street, Berrigan will also be negatively impacted by heavy pruning and the excavation associated with drainage works and the reconfiguration of the current open drain.

The appended Engagement Strategy and action plan has been developed with reference to the following:

1. Berrigan Shire Council's Community Engagement Framework (2016)
2. Berrigan Shire Council Delivery Program 2017 – 2021
3. Berrigan Shire Council Capital Works Program – Kerb and Guttering
4. Berrigan Town Concept Plan
5. Berrigan Shire Council Tree List
6. Arborist Report July 2018 (Axiom Tree Management)

This engagement strategy identifies

- a) The extent of Community Engagement to be undertaken

Items requiring Council Resolution

- a) Key Messages
- b) How each stakeholder group will be engaged; and
- c) Responsibility for implementation.

Central to this Strategy is the recommendation that Berrigan residents in addition to be provided information about the scope of works that residents via a letter box drop are invited to choose the tree species that will replace the trees on the eastern side of the Jerilderie Street, Berrigan.

This Engagement Strategy has been developed with the assistance of Berrigan residents, local business and Council Officers. Councilors' should note that the appended 'Strategy' also recommends that residents and local business are advised that:

- The trees (the avenue of pepper corns) on the western side of Jerilderie Street **will not be** removed, as part of this project.
- The health of these trees will be negatively impacted by heavy pruning and the excavation associated with drainage works and the reconfiguration of the current open drain; and that
- No decision has been made by the Council on the medium to long term management of this avenue of trees.

This recommendation is based on community feedback that previous discussions and consultations had not included the possibility of and negative impact of drainage works on the avenue of Pepper Corn trees on the western side of the of Jerilderie Street, Berrigan.

Items requiring Council Resolution

5.12 GRANT OPPORTUNITIES

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 3.2 Support community engagement through life-long learning, culture and recreation

FILE NO: 15.128.3

RECOMMENDATION: - the direction of the Council is sought

REPORT:

Over the past two weeks, the NSW government has announced a range of grant funding opportunities to assist with improving sports and cultural infrastructure. These are:

1. [Infrastructure Grants](#) (CLUBGrants Category 3)
 - a. Sport & Recreation (\$100,000 to \$300,000)
 - b. Arts & Culture (\$50,000 to \$200,000)
 - c. Emergency Preparedness (\$10,000 to \$200,000)
2. [Regional Cultural Fund](#)
3. [Local Sport Grant Program](#)

Infrastructure Grants

The Infrastructure Grants program is run by the NSW Office of Responsible Gambling (ORG) using funds from CLUBGrants Category 3. It funds built infrastructure supporting any of the three streams above. Local government is required to match any funding amount requested.

ORG has announced the opening and closing dates of the next three rounds of funding.

Round	Open date	Close date
July 2018	2 July 2018	23 July 2018
September 2018	3 September 2018	24 September 2018
October 2018	2 October 2018	22 October 2018

Regional Cultural Fund

The Regional Cultural Fund was established by the NSW Government “to support the development of cultural infrastructure in regional NSW that enables bold, exciting and diverse arts and cultural activities”.

Items requiring Council Resolution

To be eligible, projects must meet the following conditions:

- The infrastructure must be based in NSW and be primarily for arts and culture use.
- The application must demonstrate a co-contribution from non-Regional Cultural Fund sources. This may be in the form of cash or in-kind support. (There is no minimum co-contribution but larger contributions will be “viewed favourably” in the assessment process)
- The application must show evidence of community consultation and how the project will improve arts, screen, cultural or heritage outcomes for communities.

There is no minimum or maximum funding amount but projects seeking more than \$250,000 will need to provide additional information, including a business case in the required format.

Applications are now open and close on **21 September 2018**.

Local Sport Grant Program

The Local Sport Grant Program is offered by the NSW Office of Sport and aims to “increase regular and on-going participation opportunities in sport and active recreation”.

The program is available to “Incorporated, not-for-profit grassroots sport clubs”. Local Government authorities are **ineligible** to apply.

There are four project types within the Program:

1. Sport Development
2. Community Sport Events
3. Sport Access
4. Facility Development

All types have a minimum amount available of \$250 except for Facility Development which has a minimum grant of \$1,000. The maximum grant available is \$20,000 for Facility Development

Organisations must contribute to the project, the higher the contribution the more favourable it will be looked upon.

Applications are open now and close **24 August 2018**.

Options

Council staff have listed some projects below that the Council may wish to consider when determining whether to submit a funding application under any

Items requiring Council Resolution

of these schemes. The Council may have its own projects that it wishes to consider for submission.

The Council should be aware that timelines are relatively tight and most of these projects will need to be properly scoped and costed for submission. The alternative is for the Council to bear the risk of any blowouts in cost or time.

Sport and Active Recreation projects

The Council is limited in its selection of Sport and Active Recreation projects as the projects need to be either very small and able to be delivered by the sporting groups themselves or quite large.

The Council should also consider if its selected projects are in line with the strategies set down by the NSW Officer of Sport in its draft Riverina-Murray Sport and Active Recreation Plan 2018-2023 (RMSARP)

Project	RMSARP strategy	Cost	Comment
Tocumwal Recreation Reserve scoreboard	1.8	\$80,000	Will address burden on volunteers and local clubs but may be difficult to argue that it will increase participation.
Finley Showgrounds Change Rooms	4.5	\$200,000	Has had limited support from the public in previous surveys.
Barooga Adventure Park – further stages	4.4	\$300,000	Will build on the Council's adopted plan for the Barooga foreshore and earlier stages of delivery.
Bike trails and walking paths	4.4	variable	Scalable and enjoys support from the community.
Tocumwal Foreshore – fishing platforms	4.4	unknown	Still some planning issues to overcome before works can start
Barooga skate facility	4.4	\$100,000	Has had limited support in the past. Has the potential to either complement or compete against regional skate facility in Cobram.

Arts and Culture projects

The Council has more scope to consider a range of arts and culture infrastructure projects. The Council will need to consider its own capacity to

Items requiring Council Resolution

deliver funding to these projects given its already heavy commitment to deliver community infrastructure.

Project	Cost	Comment
Tocumwal Foreshore amphitheatre	\$350,000	Still some planning issues to overcome before works can start
Tocumwal Historic Air Museum	unknown	Project unlikely to be able to properly scoped and costed by submission closing date
Railway Park, Finley – art installation	unknown	Not seen as a priority at this stage at Railway Park in comparison to landscape works
Combined performing arts improvements – Berrigan, Finley and Tocumwal	unknown	Has merit but project is largely unscoped at this stage.
Projector-based Silo Art – Berrigan and Finley	unknown	Has merit and is a feature of the recently drafted town plans. The project is unscoped and uncoded.

Items requiring Council Resolution

5.13 TENDER T14/17/18 – DESIGN AND CONSTRUCTION OF TOCUMWAL SPLASH PARK**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Supported and engaged communities**STRATEGIC OBJECTIVE:** 3.2 Support community engagement through life-long learning, culture and recreation**FILE NO:** T14/17/18**RECOMMENDATION:** - that the Council hold an extraordinary Council meeting at 9.00am on 1 August 2018 at the Berrigan Shire Council chambers for the purpose of considering Tender T14/17/18 – Design and Construction of Tocumwal Splash Park

REPORT:

As part of the Council's overall Tocumwal Foreshore enhancement project funded under the Regional Growth Environment and Tourism Fund (RGETF), the Council has sought tenders for the design and construction of a splash park. The Council is currently assessing the tenders it received in response.

The tender evaluation panel, accompanied by Councillors and members of the Tocumwal Foreshore Committee of Management have conducted a tour of splash parks in the region – to assist with the tender evaluation before making a recommendation to the Council meeting. At the time of writing, the process of collating the thoughts and ideas of the panel following this meeting is not yet complete.

In order to have the project completed in time for this summer, it is important that the tender is awarded and a contract signed as soon as possible. While there is not time for this to occur in a thorough manner at this meeting, the Council could if it wished, do so at an extraordinary meeting to held in conjunction with the Committee meetings on 1 August. The alternative is a two week delay until the ordinary Council meeting on 15 August.

**R
E
S
O
L
U
T
I
O
N**

Items for Noting

RECOMMENDATION – that Items for Noting numbered 6.1 to 6.5 inclusive be received and noted.

6.1 RIVERINA AND MURRAY JOINT ORGANISATION

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 14.099.2

REPORT:

Circulated with this agenda as **Appendix “G”** are the minutes of the inaugural meeting of the Riverina and Murray Joint Organisation (RAMJO) held on 29th June 2018.

The meeting was largely procedural and set in place the basic operational issues that RAMJO needed to adopt to commence operations from 1st July 2018.

Items for Noting

6.2 **DRAFT RIVERINA MURRAY SPORT AND RECREATION STRATEGY**

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 3.2 Support community engagement through life-long learning, culture and recreation

FILE NO:

REPORT:

The NSW Sport Draft Sport and Active Recreation Plan complements the NSW Department of Planning and Environment's Riverina Murray Regional Plan and will be used to inform decision making including NSW government and Commonwealth investment in sports and active recreation infrastructure, planning, administration and events. The draft Sport and Active Recreation Plan takes into account the Riverina Murray region's three cities of Albury, Wagga Wagga and Griffith, in addition to 23 local centres identifying these as key places for sporting and active recreation activities.

As part of the formal consultation process, Council Officers noted the following in an online submission to NSW Sports. Namely that the Berrigan Shire Council supports the Office of Sport's development of place-based planning and opportunities this approach provides for Council to realise the sporting and recreational aspirations of its communities' identified in our Community Strategic Plan. Further that the Berrigan Shire Council is keen to optimise its communities' investment in sport and recreation infrastructure: the basis of the Council's Sports Tourism Strategy. Noting also that as an NSW / Victorian border LGA the Berrigan Shire Council has a long and established track record in hosting Victorian and NSW State and Regional Championships in Golf, Cricket, and Bowls. In addition to Masters Cricket and National championships in junior cricket.

Our submission noted that the 'draft' Strategy does not include cross-border collaboration, participation and demand by NSW/Vic cross-border sporting clubs, cross-border regional sporting associations, and cross-border event organisers. Missing also was the Murray Regional Tourism Board's Destination Plan's focus on promoting sports-related events and increasing access to the River - via water sports and adventure trails.

Items for Noting

6.3 EASY TO DO BUSINESS – SERVICE NSW**AUTHOR:** General Manager**STRATEGIC OUTCOME:** Diverse and resilient business**STRATEGIC OBJECTIVE:** 4.1 Strengthen and diversify the local economy and invest in local job creation and innovation**FILE NO:**

REPORT:

Service NSW is establishing an “Easy To Do Business” program with the aim of simplifying the process the small business startups need to go through to get their businesses up and running.

The program is initially aimed at cafes, small bars and restaurants that presently have to deal with 13 agencies, 75 regulations and complete 48 forms and is seeking to consolidate these into a form of one stop shop for approvals for permits etc. This does not include planning or building consents.

Service NSW is seeking to engage the Council in this process and the Mayor and General Manager are meeting with its representatives on Monday 16th July 2018, which is after the close of this agenda.

The purpose of this report is to advise the Council that a late report may be presented in relation to this.

Items for Noting

6.4 DEVELOPMENT DETERMINATIONS FOR MONTH OF JUNE 2018

AUTHOR: Executive Support Officer

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 7.143.7

REPORT:

APPLICATIONS DETERMINED FOR JUNE

APPLICATION	DESCRIPTION	PROPERTY LOCATION	APPLICANT	OWNER	STATUS	VALUE	DAYS TAKEN	
126/18/DA/D5	PERGOLA	7 RIVERVIEW COURT, BAROOGA NSW 3644 (LOT7//DP1150036)	GV CARPORTS	MR RD & MRS SM POLLOCK	APPROVED 06-06-2018	\$10560.00	ACTIVE 6	TOTAL 34
131/18/DA/D5	CARPORT	12 AMAROO AVENUE, BAROOGA NSW 3644 (LOT18//DP537902)	ANTHONY WIDDISON	MR AJ WIDDISON	APPROVED 01-06-2018	\$7000.00	ACTIVE 19	TOTAL 19
133/18/DA/D1	TRANSPORTABLE DWELLING	489 CHINAMANS ROAD, TOCUMWAL NSW 2714 (LOT11//DP1133460)	ALICE STEWART	MR AJ & MRS AI STEWART	APPROVED 06-06-2018	\$20000.00	ACTIVE 20	TOTAL 20
134/18/DA/D5	RESIDENTIAL STORAGE SHED	37 BANKER STREET, BAROOGA NSW 3644 (LOT5/6//DP758057)	MICHAEL & CATHERINE SUTTON	MR MG & MRS CA SUTTON	APPROVED 06-06-2018	\$24000.00	ACTIVE 19	TOTAL 19
137/18/DA/D6	ADDITIONS TO DWELLING	43-45 CHANTER STREET, BERRIGAN NSW 2712 (LOT1//DP220131)	CARLA VON BROCKHUSEN	MS C VON BROCKHUSEN	APPROVED 15-06-2018	\$50000.00	ACTIVE 0	TOTAL 19
52/18/CD/M4	CARPORT	64 KELLY STREET, TOCUMWAL NSW 2714 (LOT28//DP258237)	O'HALLORAN PROPERTY SERVICE PTY LTD	MR JA SHAW & MRS JL SHAW	APPROVED 06-06-2018	\$8091.00	ACTIVE 5	TOTAL 5
139/18/DA/DM	BOUNDARY FENCE	19-21 JERSEY STREET, TOCUMWAL NSW 2714 (LOT11//DP514751)	SERGIO REDEGALLI	MR S H REDEGALLI & MRS A Z REDEGALLI	APPROVED 15-06-2018	\$2000.00	ACTIVE 12	TOTAL 12
53/18/CD/M6	ADDITIONS TO DWELLING	139 DENISON STREET, FINLEY NSW 2713 (LOT2//DP513363)	COLIN MCNAMARA	MR D WASTLE & MRS H L WASTLE	APPROVED 06-06-2018	\$19965.00	ACTIVE 5	TOTAL 5
143/18/DA/D1	BV DWELLING & ATTACHED GARAGE RESIDENTIAL STORAGE SHED	101-105 SNELL ROAD, BAROOGA NSW 3644 (LOT3//DP1131416)	MS CONSTRUCTIONS PTY LTD	MR DR & MRS MS LAWS	APPROVED 15-06-2018	\$462000.00	ACTIVE 11	TOTAL 11
144/18/DA/D5	DOUBLE VEHICLE GARAGE	9 AITKEN STREET, BERRIGAN NSW 2712 (LOT4/1//DP758097)	JAMES WHELAN	MR JP WHELAN	APPROVED 26-06-2018	\$6900.00	ACTIVE 15	TOTAL 15
145/18/DA/D1	BV DWELLING & ATTACHED GARAGE	6 MALONE MEWS, FINLEY NSW 2713 (LOT7//DP1097289)	G J GARDNER HOMES	MS MD MCLEOD	APPROVED 27-06-2018	\$370619.00	ACTIVE 15	TOTAL 15
54/18/CD/M4	PERGOLA	7 RUSSELL COURT, BAROOGA NSW 3644 (LOT18//DP1102913)	TRENT & ALLANA DYSON	MR TR DYSON & MRS AA DYSON	APPROVED 14-06-2018	\$4000.00	ACTIVE 5	TOTAL 5

Items for Noting

55/18/CD/M5	INGROUND FIBREGLASS SWIMMING POOL	21 AVA COURT, TOCUMWAL NSW 2714 (LOT25//DP270154)	POOLSIDE COBRAM	MR TP & MRS M HACK	APPROVED 20-06-2018	\$31700.00	ACTIVE 9	TOTAL 9
148/18/DA/D5	PATIO COVER	70-80 BUCHANANS ROAD, BAROOGA NSW 3644 (LOT114//DP752274)	APOLLO PATIOS VICTORIA	MR H G EDGE	APPROVED 27-06-2018	\$59404.00	ACTIVE 13	TOTAL 13
151/18/DA/DM - M	MODIFICATION TO 93/04/DA/D2 RETAINING WALLS CUT & FILL	19-25 BANKER STREET, BAROOGA NSW 3644 (LOT5//DP242485)	WARATAH VILLAGE PTY LTD	MCHUSEN PTY LTD	APPROVED 29-06-2018	\$5000.00	ACTIVE 8	TOTAL 8
56/18/CD/MM	DEMOLITION OF DWELLING	8 HILLSON STREET, TOCUMWAL NSW 2714 (LOTA//DP358840)	MACCA'S DEMOLITION	MR D G MCKENZIE & MS H CHESTER	APPROVED 27-06-2018	\$ 25156.00	ACTIVE 5	TOTAL 5
1/19/CD/PC	PRIVATE CERTIFIER BV DWELLING & ATTACHED GARAGE	6 CHARLOTTE STREET, TOCUMWAL NSW 2714 (LOT7//DP1068277)	MASTER BUILDERS VICTORIA	T PUTTICHAYANAN	APPROVED 21-06-2018	\$ 243603.00	ACTIVE 0	TOTAL 0

APPLICATIONS PENDING DETERMINATION AS AT 05/07/2018

Application No.	Date Lodged	Description	Property Location
111/18/DA/D5	15-03-2018	CARPORT	11 TOWN BEACH ROAD, TOCUMWAL NSW 2714 (Lot41//DP616085)
135/18/DA/D1	15-05-2018	DWELLING	BUSHLANDS ROAD, TOCUMWAL NSW (Lot19//DP286078)
136/18/DA/D1	18-05-2018	DWELLING	BUSHLANDS ROAD, TOCUMWAL NSW 2714 (Lot5//DP286078)
147/18/DA/DM	07-06-2018	CONCEPT APPROVAL FOR ECO-TOURIST FACILITY	76 PLATYPUS DRIVE, BAROOGA NSW 3644 (Lot3//DP253590)
149/18/DA/DM	13-06-2018	STRAWBERRY FIELDS FESTIVAL 2018	TUPPAL ROAD, TOCUMWAL NSW 2714 (Lot9//DP752296)
150/18/DA/D1	15-06-2018	BV DWELLING & ATTACHED GARAGE	5 TAKARI STREET, BAROOGA NSW 3644 (Lot2//DP1228179)
1/19/DA/D5	03-07-2018	PATIO AREA	7 BEVERLEY PLACE, BAROOGA NSW 3644 (Lot58//DP1123204)
2/19/DA/DM	04-07-2018	AIRCRAFT HANGAR	2 LIBERATOR PLACE, TOCUMWAL NSW 2714 (Lot26//DP1190777)
3/19/DA/D1	04-07-2018	BV DWELLING & ATTACHED GARAGE	163 RACECOURSE ROAD, TOCUMWAL NSW 2714 (Lot1//DP1242015)

TOTAL APPLICATIONS DETERMINED / ISSUED (including modifications)

	This Month (June)	Year to Date	This Month's Value	Year to Date Value
<i>Development Applications (DA)</i>	12	148	\$1,026,983	\$15,147,394
<i>Construction Certificates (CC)</i>	6	96	\$2,175,760	\$13,589,026
<i>Complying Development Certificates (CDC)</i>	6	57	\$332,515	\$4,765,005
<i>Local Activity (s.68)</i>	3	75	0	0

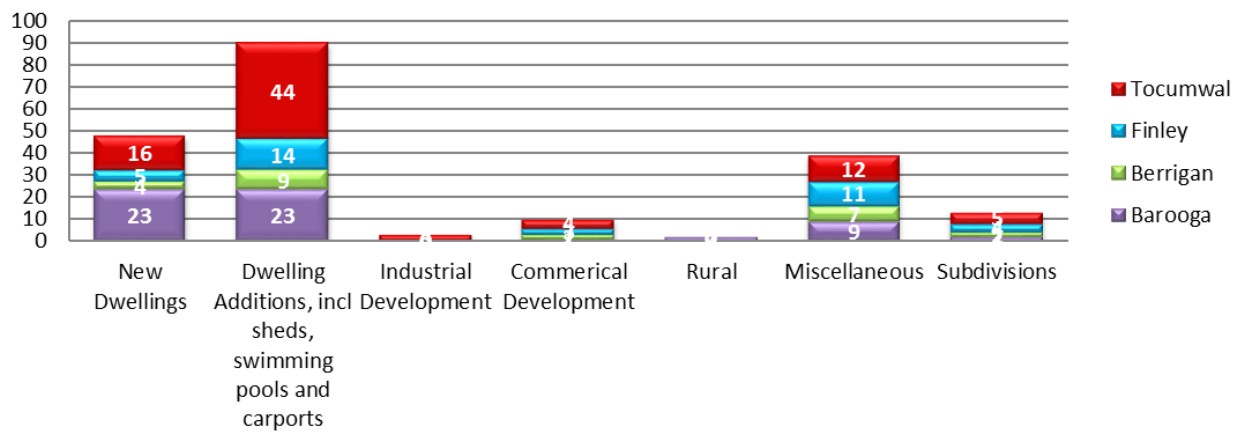
NOTING

Items for Noting

OTHER CERTIFICATES ISSUED FOR JUNE

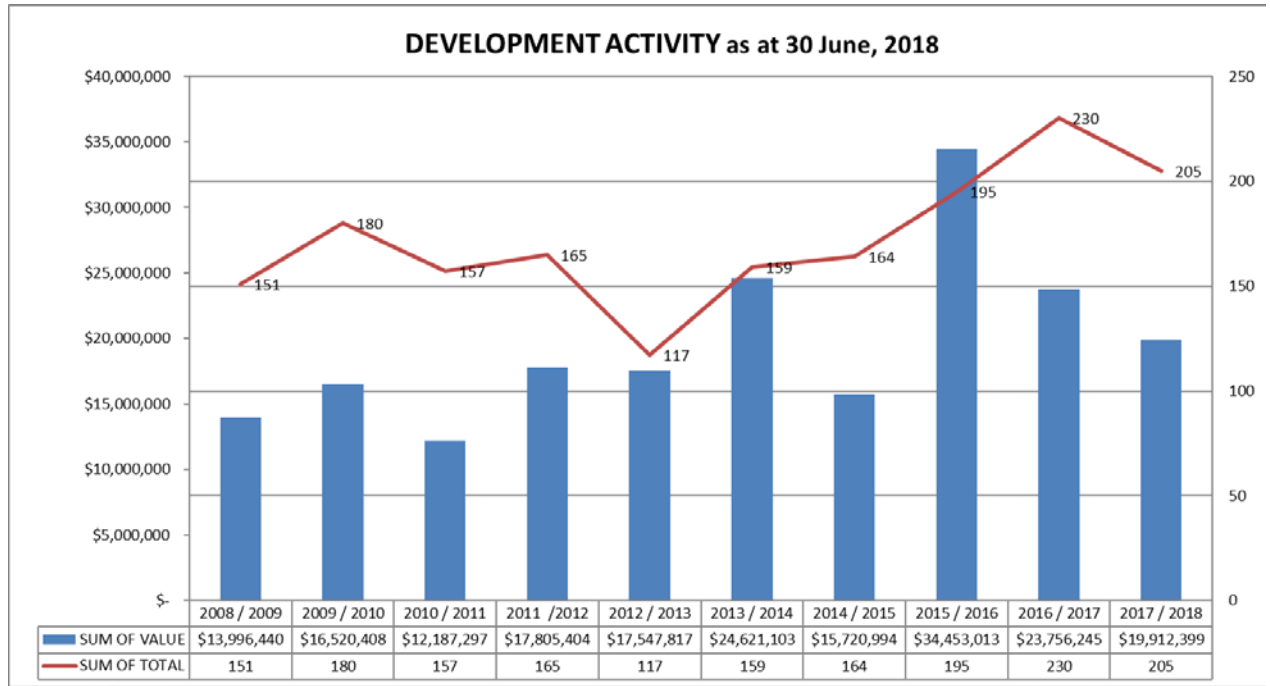
	s10.7(2) Planning Certificate		s10.7(5) Certificate		735A Certificate Outstanding Notices or Orders under LG Act 1993		S9.34 Certificate Outstanding Notices or Orders under EP&A Act 1979		s6.24 Building Certificate		Swimming Pool Certificate	
	June	Year Total	June	Year Total	June	Year Total	June	Year Total	June	Year Total	June	Year Total
BAROOGA	15	135	0	4	1	5	0	0	0	1	0	5
BERRIGAN	7	41	1	5	2	10	0	2	0	0	0	2
FINLEY	18	117	2	27	0	9	0	6	0	0	0	2
TOCUMWAL	14	139	0	1	0	5	0	1	0	4	2	9
TOTAL	54	432	3	37	3	29	0	9	0	5	2	18

DEVELOPMENT ACTIVITY 2017/2018 as at 30 June, 2018



GZ-HON

Items for Noting



NOTION

Items for Noting

**6.5 T12/17/18 - WATER METER REPLACEMENT
AND AUTOMATIC METER READING
NETWORK FOR BERRIGAN SHIRE****AUTHOR: Director Corporate Services****STRATEGIC OUTCOME: Good government****STRATEGIC OBJECTIVE: 2.2 Strengthen strategic relationships and
partnerships with community, business
and government****FILE NO: T12/17/18**

REPORT:

In February 2018 requests were lodged via VendorPanel for Water Meter Replacement and Automatic Meter Reading Network for Berrigan Shire with the closing date for submissions being 14th March, 2018.

Submissions were received from Cadia Group, Itron Australasia Pty Ltd and Taggle Systems.

The submissions were evaluated by an evaluation panel consisting of Matthew Hansen, Director Corporate Services, Fred Exton, Director Technical Services and Darren Bell, Technology and Innovation Officer. The evaluation panel reported to the General Manager with a recommendation that he accept the offer from Itron Australasia Pty Ltd for a total cost of \$1,857,004.12 (GST inc) in accordance with the revised schedule for a mix of magflo and mechanical meters and subject to the inclusion of the 15 year sliding scale warranty for meters.

The General Manager accepted the recommendation on Council's behalf and a copy of the panel's evaluation documentation is provided in the confidential section of the agenda for the information of Councillors.

This project is funded from specific allocations in previous and current budgets adopted by the Council in its Operational Plans and the price is within the net budgeted amount of \$1,708,000 (ex GST).

Items requiring Council Resolution

7. CLOSED COUNCIL

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the council, councillors, council staff or council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

7.1 T12/17/18 - WATER METER REPLACEMENT AND AUTOMATIC METER READING NETWORK FOR BERRIGAN SHIRE

This item is classified CONFIDENTIAL under section 10A(d)(i) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

Items requiring Council Resolution

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or

It is not in the public interest to reveal the commercial information provided by the consultant.

RECOMMENDATION - that the Council move into a closed session to consider the following business together with any reports tabled at the meeting.

And further that pursuant to section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above and that the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

7.1 T12/17/18 - WATER METER REPLACEMENT AND AUTOMATIC METER READING NETWORK FOR BERRIGAN SHIRE

Council closed its meeting at The public and media left the Chamber.

Open Council resumed at

RESOLUTIONS FROM THE CLOSED COUNCIL MEETING

The following resolutions of the Council while the meeting was closed to the public were read to the meeting by the Mayor:

R
E
S
O
L
U
T
I
O
N

Committee meeting reports

8. MINUTES OF THE CORPORATE SERVICES COMMITTEE

RECOMMENDATION – that recommendations numbered 5. to 7. inclusive of the Corporate Services Committee Meeting held on 4th July, 2018 be adopted.

5. ACTION PLAN – 2016/17 AUDIT MANAGEMENT LETTER

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 12.019.1

RESOLVED Crs Morris and Glanville that the Committee note the Action Plan – Audit Management Letter 2016/17 July 2018 review attached as Appendix “A”

6. INTERIM AUDIT MANAGEMENT LETTER -2017/18 FINANCIAL STATEMENT AUDIT

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 12.019.1

RESOLVED Crs Morris and Taylor that the Council note the Interim Management Letter, including the response from management, for the year ended 30 June 2018 and

1. Assign responsibility for implementing the recommendations in the Management Letter as per the management response; and
2. That the General Manager or his delegate will present to the next Corporate Services Committee an action plan, including a

Committee meeting reports

timetable, to implement the recommendations – consistent with the management response

3. That the Corporate Services Committee monitor progress against the action plan via regular reports to the committee from the General Manager or his delegate.

7. REQUEST TO WAIVE TIPPING FEES

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.1 Support sustainable use of our natural resources and built landscapes

FILE NO:

RESOLVED Crs Glanville and Taylor that the Council allow Finley Community Help Group Inc. a 12-month exemption from waste disposal fees to a limit of 4m³ per year.

Items requiring Council Resolution

8. **MAYOR'S REPORT**

**R
E
S
O
L
U
T
I
O
N**

RECOMMENDATION – that the Mayor's Report be received.

Items requiring Council Resolution

9. DELEGATES REPORT

RESOLUTION

Items requiring Council Resolution

10.

GENERAL BUSINESS

RESOLUTION