



Council Chambers,
BERRIGAN. 2712

Sir/Madam,

The Ordinary Meeting of the Council of the Shire of Berrigan will be held in the **Council Chambers**, Berrigan, on **18th June, 2014**, when the following business will be submitted:-

9.00AM

Public Question Time

COUNCIL MEETING

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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 June, 2014

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 21st May, 2014 be confirmed.

5.1 FINANCE – ACCOUNTS

AUTHOR: Finance Manager

RECOMMENDATION – that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 May 2014, be received and that the accounts paid as per Warrant No.05/14 totalling \$4,435,564.21 be confirmed.

REPORT

- a) A Financial Statement covering all funds of the Council indicating the Bank Balances as at 31 May, 2014 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 31 May 2014.
- c) The Finance Manager certifies thee Accounts, including the Petty Cash Book made up to 31 May 2014, totalling \$4,435,564.21 and will be submitted for confirmation of payment as per Warrant No. 05/14.

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Items requiring Council Resolution

d) The Finance Manager certifies that all Investments have been placed in accordance with Council's Investment Policy, Section 625 of the *Local Government Act* 1993 (as amended), the Minister's Amended Investment Order gazetted 11 January 2011, clause 212 of the Local Government (General) Regulations 2005 and Third Party Investment requirements of the Department of Local Government Circular 06-70.

e) May has seen a decrease in total funds compared to the end of April. This decrease is despite the receipt of the fourth instalment of rates and the Financial Assistance Grant. Whilst receipts have been strong, there have been large capital projects payments (in particular Recreation Reserve Project payments).

However, the cash position is comparable with the same period last year. This represents the general pattern in cash holdings over the year. Total funds held are expected to decrease in June as creditor payments are finalised for the 2013/2014 financial year.

Changes in Investment Portfolio for May 2014

Previous Investment			New Investment		
Prior Financial Institution	Amount	Interest Rate	Current Financial Institution	Amount	Interest Rate
Central Murray C/U	\$1,000,000.00	4.15%	Goulburn Murray C/U	\$1,000,000.00	3.50%
Goulburn Murray C/U	\$1,000,000.00	3.75%	Defence Bank	\$1,000,000.00	3.65%
Commonwealth Bank	\$1,000,000.00	3.90%	NIL		

Items requiring Council Resolution

Statement of Bank Balances as at 31 May 2014Bank Account Reconciliation

Cash book balance as at 1 May 2014	\$1,675,362.17
Receipts for May 2014	\$ 2,274,640.25
Transfers from NAB at Call Account/Term Deposits Credited Back	\$ 3,000,000.00
	<u>\$6,950,002.42</u>
Less Payments Statement No 05/14	
Cheque Payments V75299-V75323	\$ 55,051.99
Electronic Funds Transfer (EFT) payroll	\$ 353,672.24
Electronic Funds Transfer (EFT) creditors E018035-E018341	\$ 2,011,557.93
Transfers to NAB At Call Account/Term Deposits Invested	\$ 2,000,000.00
Loan repayments, bank charges, etc	\$ 15,282.05
Total Payments for May 2014	<u>\$ 4,435,564.21</u>
Cash Book Balance as at 31 May 2014	<u>\$2,514,438.21</u>
Bank Statements as at 31 May 2014	\$ 2,520,023.33
Plus Outstanding Deposits	
Less Outstanding Cheques	\$ 5,585.12
Reconciliation Balance as at 31 May 2014	<u>\$2,514,438.21</u>

INVESTMENT REGISTER

INSTITUTION	DEPOSIT NO.	TERM (days)	RATE	MATURITY DATE	INSTITUTION TOTAL
National Australia Bank	01/09	At Call	2.60%		\$ 508,873.68
Central Murray Credit Union	95/13	90	4.00%	14/06/2014	\$ 1,000,000.00
Central Murray Credit Union	100/14	90	4.00%	20/06/2014	\$ 1,000,000.00
Bendigo Bank	85/11	90	3.50%	12/06/2014	\$ 2,000,000.00
WAW Credit Union	83/11	180	3.85%	27/10/2014	\$ 2,000,000.00
Defence Bank Limited	102/14	90	3.65%	29/08/2014	\$ 1,000,000.00
Hume	91/12	270	3.80%	9/09/2014	\$ 1,000,000.00
Hume	87/11	180	3.70%	27/07/2014	\$ 1,000,000.00
Hume	97/13	180	3.70%	3/06/2014	\$ 1,000,000.00
Bank Of Queensland	90/12	270	3.80%	11/07/2014	\$ 2,000,000.00
AMP	99/13	270	3.90%	12/09/2014	\$ 1,000,000.00
Goulburn Murray Credit Union	101/14	90	3.50%	16/08/2014	\$ 1,000,000.00
					<u>\$ 14,508,873.68</u>

Total Funds Held at 31 May 2014**\$17,023,311.89**

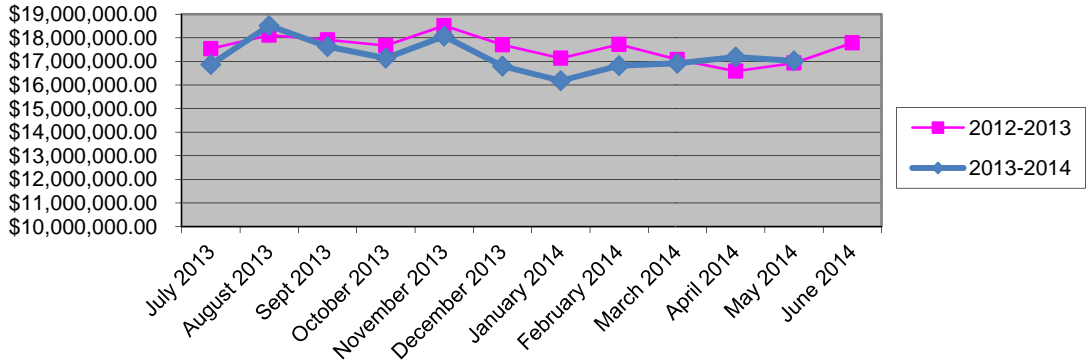
Carla von Brockhusen - Finance Manager

RESOLUTION

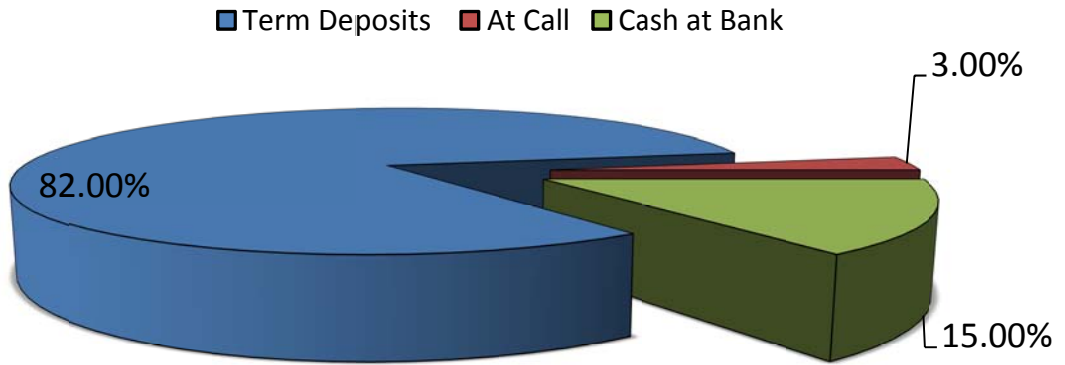
Items requiring Council Resolution

RESOLUTION

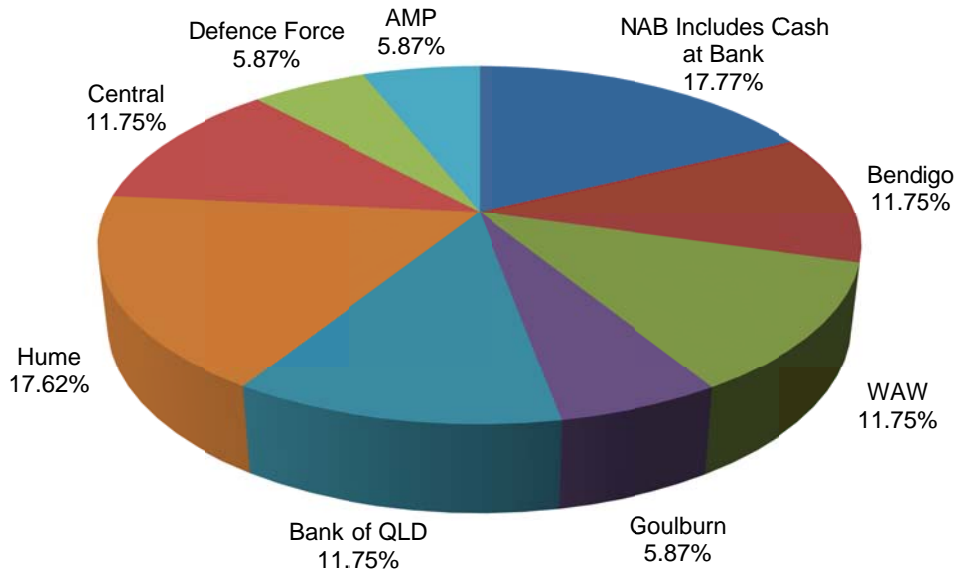
Summary of Total Fund Held at Month End



Funds Held By Council at Month End



Funds held with each Institution Company at Month End



Items requiring Council Resolution

**5.2 DOCUMENTS FOR SIGNING AND SEALING –
SALE OF LOT 15 LEWIS CRESCENT, FINLEY**

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 05.005.9

RECOMMENDATION: - that the Council sign and seal all documents related to the sale of Lot 15 DP 1097289 being 13 Lewis Crescent, Finley.

REPORT:

Councillors may recall that it previously subdivided land at Finley to create 17 residential blocks for resale.

To date, 14 of those Lots have been sold.

Agreement has now been reached to sell an additional Lot being No. 13 Lewis Crescent for an amount of \$34,000.

To complete the sale the Council needs to resolve to sign and seal all documents related to the sale.

Two Lots now remain for sale from the original subdivision.

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Items requiring Council Resolution

5.3 AERODROME PROMOTION COMMITTEE OF MANAGEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

STRATEGIC OBJECTIVE: 4.2 Strengthen and diversify the local economy

FILE NO: 30.160.3

RECOMMENDATION: - that the Council:

1. Appoint Mr Tim Becroft and Mr Eddie Madden to the “business operators” positions on the Aerodrome Promotions Committee of Management;
2. Appoint Mr Dick Gower to the “hangar owner” position on the Aerodrome promotion Committee of Management;
3. Continue to advertise for nominations for consideration for appointment to the “community representative” position on the Aerodrome Promotion Committee of Management;
4. Convene the inaugural meeting of the Aerodrome Promotion Committee of management as soon as practical.

REPORT:

The Council at its meeting held on 16th April 2014 resolved “that the Council:

1. Pursuant to s355 of the Local Government Act form a committee known as the Tocumwal Aerodrome Business and Economic Development Committee of Management with such Committee to have following complement

2 x business operators based at Tocumwal Aerodrome
 1 x hangar owner (not being a business operator referred to above)
 1 x Berrigan Shire Council Economic Development Officer
 1 x Community representative

With the Committee having a quorum of 3 and all members having voting rights

Items requiring Council Resolution

2. Pursuant to s377 of the Local Government Act delegate to the Committee formed in (1), above, the power to promote the business and economic development of the Tocumwal aerodrome and to use a budget of \$10,000 provided by the Council for this purpose”.

Given the above resolution, the business operators and hangar owners (or those that are soon to be one) based at the Tocumwal Aerodrome were invited to nominate for the above positions and an advertisement was published, also calling for nominations for the community representative position.

Business Operators

Of the total of 3 business operators at the Aerodrome only 2 have been nominated to the available position being:

Mr Tim Becroft of Tocumwal Aviation Services Pty Ltd; and

Mr Eddie Madden of SportAviation Pty Ltd

Both of the above have had a long term involvement at the Aerodrome and Mr Madden is currently the Council’s contracted Reporting Officer.

The gentlemen offer a breadth of experience an interests that would be of benefit to the Committee.

Hangar Owner

Only two nominations were received from “hangar owners” and both are presently owners of vacant land being:

Mr Dick Gower; and

Mr Roger Miller.

Both of the above are Melbourne base and have a long standing involvement in the aviation industry and would be good additions to the Committee.

Mr Miller has indicated that if Mr Gower nominated he believes that his network of aviation contacts would be better suited to the position.

Given the above it is suggested that Mr Gower be appointed to the Committee.

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Items requiring Council Resolution

Community Representative

No nominations were received.

Given the above, the Council has two choices:

Firstly it could adopt the position that the lack of receipt of any nominations indicated a lack of community interest in the position and modify the Committee's complement to eliminate the position or perhaps include a Councillor.

Secondly, it activate the Committee with the position vacant and continue to attempt to garner nominations from the community.

It is suggested that the second option be pursued in the short term and if no representatives can be secured then the position on the Committee be deleted at a later date.

Items requiring Council Resolution

5.4 CROWN LANDS**AUTHOR:** General Manager**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.1 Support sustainable use of our natural resources and built landscapes**FILE NO:****RECOMMENDATION:** - that the Council make a submission in relation to the Crown Lands Legislation White Paper generally in accordance with the report.

REPORT:

The NSW Dept of Trade and Investment has released a White Paper considering Crown Lands legislation. A copy of the White Paper is circulated with this agenda as appendix "A" or can be accessed at the following link http://www.lpma.nsw.gov.au/crown_land/management/crown_land_legislation_white_paper

A Frequently Asked Questions publications is also circulated with this agenda as appendix "B" or can be accessed at the following link http://www.lpma.nsw.gov.au/_data/assets/pdf_file/0007/196432/Crown_land_s_Management_Review_FAQ_accessible.pdf

Crown Land in NSW is managed under eight separate pieces of legislation that have not been reviewed for 25 years. The review aims to:

- Reduce red tape and duplication
- Allow land with predominantly local values to be owned or managed by councils
- consider travelling stock reserves (TSRs) to determine their best future management
- to simplify the reserve management system
- increase/improve flexibility measures for Western Lands leases
- introduce new, consolidated Crown lands legislation
- Crown Lands to transition to a Public Trading Enterprise

The White Paper poses a number of questions to which it is seeking response from interested parties.

Items requiring Council Resolution

In considering the White Paper and its questions, the document is not that lengthy and does give a good guide to what is being proposed and why. Some areas for discussion are not of great interest to the Council.

I attended an information session regarding the White Paper that was presented by LGNSW.

From that information the following relevant points were made:

- Crown Land is all land that is not State Forest, Nation Park or freehold.
- In NSW that Crown Land comprises 580,000 parcels and 34,000 Reserves.
- A management review was initially conducted amongst 11 state agencies and Depts.
- That management review presented a series of recommendations to the government most of which have been supported.
- Most of those recommendations require further development and consultation.
- The government hopes to maximize productive use of Crown Land through simplified management.
- Productive use can be environmental, social or economic.
- Simplified management will be encouraged through simpler consolidated legislation.
- The State will continue to hold control of land for its existing or future purposes ie hospitals, schools etc.
- Other Crown Land will be reserves for future essential uses by other authorities.
- Land will predominately local values are proposed to be passed to Councils – probably in freehold. This will most likely include land of which the Council is currently trustee and other vacant Crown Land.
- The Council would manage the above land under the Local Government Act not Crown Lands legislation.
- Travelling Stock Routes have not yet been reviewed and this could be a key issue for the Council.
- Lands already managed by Trusts other than the Council will most likely stay with those Trusts.
- Crown Roads where developed will be managed under the Roads Act which gives the Council power to open, close or sell these in its own right.
- Crown Lands legislation will need to be harmonized with Roads and Maritime Services legislation where abuttal exists ie riverfronts.
- In terms of any transfer of lands to Councils a negotiation model is being developed as are definition of what constitutes state or local interests.

Items requiring Council Resolution

- At this stage there doesn't seem to be a process about what happens if the Council is given Crown Lands and then sells it. It could be that Councils might be required to invest any sale proceeds in other community land or return these to the State (my thoughts only). Windfall gains to a Council are of concern to the Minister.
- The issue of categorization of any land proposed to be transferred to the Council is a critical issue.
- No land will be forcibly transferred to a Council.
- There is an aim to encourage business development.
- There are questions about how the existing grants programs will continue.
- The government is concerned that there is a lot of lazy land and as highlighted earlier it wants this land to move into productive use.
- The proposals are not about cost shifting they are about the best utilization of land and having the best land manager for the best outcome.

From a staff perspective the overall proposal looks positive however there is obviously no legislation to see yet and there has obviously been no negotiation about local issues.

That said, there are some issues that need to be clarified to be entirely satisfied with the proposal.

Firstly, it is critical that if land is to be transferred to the Council that the land categorization process is done correctly and to the Council's satisfaction to ensure that it doesn't find itself with all land that it can't do anything with except provide public open space.

Under the Local Government Act all land must be classified as operational or community.

Broadly operational land is that land that the Council uses to conduct its business ie offices, depots, libraries, drains etc. operational land is a trading asset of the Council – there is no restriction on sale etc.

Community land is land that the community has access to and can be used usually for a purpose ie a park, public open space. Community land cannot be traded or otherwise secured to preclude the public's use.

If land is incorrectly classified or a change is required from community land this can only be achieved through an amendment to the Council's LEP – not a simple task.

An example of where this might become an issue could vacant Crown Land at Hamilton Street Finley. This doesn't really have any social, economic or

Items requiring Council Resolution

environment purpose other than some vacant public space. If this was classified as community land then its purpose would not change, there would be no added value for the community and the Council would have to maintain it. If however that land was classified as operational land the Council could sell and, say, reinvest the proceeds in Finley Recreation Reserve development. That is maximize the benefit of another piece of land and at the same time free up the original land for some other development – in this case possibly housing.

Secondly, is the issue of the future of travelling stock routes.

Whilst it unclear what is actually proposed any transfer to the Council could have mixed results such as:

- Clarifying the legal status of roads on TSR's
- Allowing adjustments of TSR's to cater for existing or new encroachments such as residential development.
- Becoming responsible for more areas that are effectively used for recreation purposes ie Pumps Beach.

Thirdly, what will happen in the future if an existing Community Trust resigns or becomes inoperative? Will that land somehow be transferred to the Council ie The Blowhole or Finley Lake.

Fourthly is the continued ability to attract grants that are available Crown Land. This has not been considered to date but the BSC community has previously benefitted from these and continued access would obviously be preferred. Whilst that position is obviously preferred it must be recognized that these grants were provided from income generated from Crown Land that may no longer be available.

The items that the White Paper is expressly seeking comment on are set out below.

Items requiring Council Resolution

Item	Comment
How would developing one new piece of legislation to manage the Crown land estate benefit the community?	Consolidation of the legislation will remove confusion of what legislation applies parcels of Crown Land and will also remove contradictions between individual pieces of legislation.
Are the objects and provisions proposed for the new legislation appropriate to support Crown land management in the 21 st Century?	Broadly, yes.
Do you have any comments on the proposal to allow local councils to manage Crown land under local government legislation rather than under the Crown Lands Act?	The LGA provisions impose appropriate controls on the management of community land albeit this is presently under review.
What are your views about the proposed new management structure for Crown reserves?	It removes an unnecessary layer of management.
Do you have any further suggestions to improve the governance standards for Crown reserves?	No.
Are there any additional activities that should be considered as 'low impact' activities in order to streamline landowner's consent?	No.
Are there any other ways to streamline arrangements between the State and local governments?	No
In addition to the suggestions provided, are there any other ways to ensure that the public is notified of the proposed use or disposal of Crown land - and their views taken into account – that would be appropriate to include in the new legislation?	No – from the Council's perspective there are appropriate controls in the LGA that relate to the sale of both community and operational land.
Do you support the concept of a consistent, market based approach to rents, with rebates and waivers for hardship and public benefits for certain uses of Crown land applied where appropriate?	Provided that such approach can be independently supported and fully recognizes both community benefit and community input.
Is five years a reasonable amount of time to give tenure holders who currently pay below the statutory minimum rent to move to paying the minimum level of rent as required under the new legislation.	This should be tied to existing tenancy agreements etc.
To avoid rent arrears issues for incoming tenure-holders, should the new legislation automatically transfer any rental debt to a	Arrears should be the responsibility of the incumbent occupier and should

RESOLUTION

Items requiring Council Resolution

Item	Comment
new tenure-holder on settlement, or require any outstanding arrears to be paid prior to transfer or settlement?	be settled before any transfer can occur. This is considered to be a civil debt attached to a person not the land.
What kinds of lease conditions should be considered 'essential', for the purposes of providing for civil penalties?	Commercial lease plus provisions for recognition of Native Title recognition etc.
Should Crown land be able to be used for all forms of carbon sequestration activities?	No comment
What additional activities do you think should be permitted on Western Lands leases without the need for approval?	No comment
Bearing in mind the fragile nature of much land in the Western Division, in what situations do you think it would be appropriate to allow Western Lands leases to be converted to freehold?	No comment
What are your views about the proposal to strengthen the compliance framework for Crown lands?	Enforcement rather than the compliance framework is considered to be the key issue.
Do you have any suggestions or comments about proposals for the following: Auditing Officer powers Offences and penalties Other provisions	No comment
Do you support the repeal of the minor legislation listed?	Yes – this primarily related to legislation that covers specific sites ie Wagga Wagga Racecourse.
Do you see any disadvantages that would need to be addressed?	Potential loss of grants. Land categorization processes.

Broadly, the proposal appears to be worthy of support and subject to review of the actual detail could result in a good outcome for the community. The test will be whether the government can actually achieve it aims by truly "letting go" of its control.

Submissions in relation to the proposal have been called for and close on 20th June, 2014.

Items requiring Council Resolution

**5.5 FINANCIAL ASSISTANCE GRANT
INDEXATION****AUTHOR:** General Manager**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:** 15.128.4**RECOMMENDATION:** - that the Council write to The Hon Warren Truss MP Deputy Prime Minister and Minister for Infrastructure and Regional Development advising him it does not accept that a one off increased grant for the Roads to Recovery Program in 2015/2016 will offset the loss of Financial Assistance Grant indexation for three years.

REPORT:

The Hon Warren Truss MP, Deputy Prime Minister and Minister for Infrastructure and Regional Development has sent the following letter to the Mayor

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Items requiring Council Resolution

**The Hon Warren Truss MP**

Deputy Prime Minister
 Minister for Infrastructure and Regional Development
 Leader of The Nationals
 Member for Wide Bay

PDR ID: MC14-001011

3 June 2014

Cr Bernard Curtin
 Mayor
 Berrigan Shire Council
 PO Box 137
 BERRIGAN NSW 2712

Dear Mayor

I am writing to inform you of some of the decisions in the 2014 Federal Budget which will affect Local Government.

On coming to office, the new Coalition Government faced a \$47 billion budget deficit for the 2013-14 financial year and \$123 billion of projected deficits to 2016-17. Already Australians are footing a \$1 billion interest bill every month on Labor's debt.

This Budget begins the task of restoring budget integrity for the long-term, making savings in recurrent expenditure so we can invest in the infrastructure necessary to rebuild our national economy.

The Coalition Government's 2014-15 Budget outlined a \$50 billion investment across Australia to deliver vital transport infrastructure for the 21st Century.

The Budget includes many large scale commitments which will trigger more than \$125 billion in infrastructure investment but importantly there is also a significant boost to road funding at the local level.

As a part of this agenda, we have committed \$2.5 billion for the continuation of the Roads to Recovery Programme to support the maintenance and upgrade of local roads. This includes an additional payment of \$350 million to councils during the 2015-16 financial year.

To fix dangerous and accident-prone sections of local roads and streets, \$565 million will be provided through the ongoing Black Spot Programme. This includes an extra \$100 million in both the 2015-16 and 2016-17 financial years.

BERRIGAN SHIRE COUNCIL	
6 JUN 2014	
FILE	
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COPY TO	GM
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ACKNOWLEDGE Y / N	

RESOLUTION

Items requiring Council Resolution

I am pleased to confirm that the Government's Bridges Renewal Programme will commence in 2014-15. Partnering with local councils and State Governments, this programme will invest \$300 million in Commonwealth funding into the repair and replacement of local bridges. I will be releasing the guidelines for this new programme in the near future and they will be available on the Department of Infrastructure and Regional Development's website <www.infrastructure.gov.au>.

To improve productivity and safety in the heavy vehicle industry the Australian Government has committed to continue the Heavy Vehicle Safety and Productivity Programme with \$200 million available over the next five years for projects such as road enhancements, rest areas and technology trials. Additionally, on top of our major capital commitments to the national highway network, we have allocated \$229 million to a new National Highway Upgrade Programme that will provide funding for improvements to Australia's national highways through works such as shoulder and centreline widening, overtaking lanes and pavement improvements.

In addition to these road and bridge infrastructure programmes, the Budget also confirmed a \$314 million investment in 300 projects in local communities through our Community Development Grants Programme, which is designed to deliver the Coalition's election commitments and some residue projects from the previous Government.

The Government's new \$1 billion National Stronger Regions Fund aims to promote economic development through investment in infrastructure projects at a local level. The programme will help communities with lower than average socioeconomic circumstances and higher than average unemployment by improving local facilities, creating jobs and building needed infrastructure. The programme guidelines will be announced shortly and grants from the programme will commence next year. Funding has also been provided to support a network of regional development advisory committees across the nation.

The Assistant Minister for Infrastructure and Regional Development, the Hon Jamie Briggs MP, and I have recently released *Building Stronger Regional Communities*, a publication outlining the many Budget initiatives that will benefit non-metropolitan and regional communities. We are focused on delivering a strategic plan that generates economic growth and supports thousands of jobs in key regional areas across Australia. This document highlights the considerable measures within the Budget that may be of interest to local governments across the country and is also available on the Department of Infrastructure and Regional Development website.

The Coalition Government understands that this is a tough Budget and we have not hidden from that. All Australians are being asked to play a part in repairing our nation's financial woes, including Local Government.

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Items requiring Council Resolution

The Local Government Financial Assistance Grant will not be indexed for three years. However, additional funding for infrastructure investment, along with the Roads to Recovery, Bridges Renewal and Black Spot programmes, is expected to offset the indexation pause.

I trust that this information is of assistance to your Council and I look forward to engaging with councils in Canberra during the Australian Local Government Association's National General Assembly later this month.

Yours sincerely



WARREN TRUSS

Items requiring Council Resolution

Whilst most of the letter is a statement of the government's budget intentions the first paragraph of the last page is of major concern.

It appears from the paragraph that the Deputy Prime Minister believes that a one off contribution of \$625,000 in increased Roads to Recovery in 2015/2016 and increased Black Spot and Bridge Renewal grants will offset the anticipated 10 year loss of \$3,375,000 created by the loss of indexation of the Financial Assistance Grant for three years.

For Councillors information the following is the estimated short fall created by the loss of grant indexation for three years:

2014/2015	\$105,000
2015/2016	\$213,000
2016/2017	\$323,000
2017/2018	\$367,940
2018/2019	\$375,299
2019/2020	\$382,805
2020/2021	\$390,461
2021/2022	\$398,270
2022/2023	\$406,235
2023/2024	\$414,360
Total	\$3,3376,370

From the above it can be seen that the Council will in the long term be approx. \$400,000 short in budgeted revenue which was based on an average indexation rate of 2.5% pa.

Whilst the budget has not yet been approved, it can be assumed that the Council has the following options to absorb this loss being:

- Reduced capital works in areas other than roads and associated infrastructure;
- Reduced ability to provide for community "wants" whether capital or otherwise; or
- Elimination of recurrent operational programs.

Whilst, again, details are yet to be seen the Council will most likely not be able to reduce roads expenditure without threatening its eligibility to receive Roads to Recovery grants. Under this program a Council is required to maintain its own, historic level of roads expenditure to receive the grant. This is intended to stop Council reducing their own roads expenditure and replacing it with grant funds.

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Items requiring Council Resolution

The other broad option open to the Council to offset the indexation losses is to seek a rate variation to increase rates by about 7% (over the rate capping allowance) on a permanent basis.

Whilst none of the above are attractive options if the Government doesn't change its position one or a combination of all of the above will have to be utilized to offset the loss if the Council is to remain viable.

The ALGA has written to the Council asking it to commence a campaign with local members firstly by advising them of local implications of the proposal and secondly by asking them if they support the decision.

In relation to that I have already written to Sussan Ley as follows:

Dear Sussan

REMOVAL OF INDEXATION TO FINANCIAL ASSISTANCE GRANTS

I write in relation to the above that is proposed to be implemented by your Government as a part of the recently announced budget.

Whilst it is appreciated that this is not a proposal of your personal making, it is important that you understand the impact that it will, if implemented, have upon Berrigan Shire Council.

Like most rural councils, FAG is a significant component of revenue. FAG/RLR is over 25% of Councils revenue and nearly 50% of its untied revenue.

Over the four years of the Council's Delivery Program the loss of indexation will see the Council \$1,009,000 worse off than it would otherwise have been.

Alternatively, over the 10 year period of the Council's long term Financial Plan the council will be \$3,375,000 worse off. This equals to about an 8% to 10% rate increase every year to make up for loss of the indexation. The loss continues every year because each year will see a FAG of approximately 7.5% less than it would have been.

As you may be aware, the rate pegging provisions enforced in NSW mean that the Council is unlikely to be able to recover these losses. Smaller councils do not have the capacity to absorb these units.

It is also important to appreciate that this loss of revenue will need to be recovered from actual service delivery and not from roads and other infrastructure.

Items requiring Council Resolution

If the Council were to reduce its roads expenditure (which reflects its single largest budget area) it would contravene the Commonwealth requirements to continue to be eligible to receive Roads to Recovery Grants.

Just to put that into perspective, the council could;

- *Close all of its libraries,*
- *Discontinue funding of recreational facilities;*
- *Dismiss 8 staff*
- *Discontinue essential drainage works;*
- *Close its pools;*
- *etc.*

Sussan, this is in my opinion, a very poor piece of public policy that will have a disproportional long term effect on rural Australia, and I believe, unrecognized consequences particularly for rural Councils.

This latest proposal, when put on top of the impact of the water buy backs and mismanagement of river flows is really a cruel kick in the guts for the Berrigan Shire Council community.

I urge you to make your fellow members of the Government aware of these impacts before this is actually implemented.

If you have any queries in relation to this matter do not hesitate to contact me.

This situation is a significant one for the Council and some discussion around what other action can be taken would be appropriate.

It is unclear whether the Deputy Prime Minister is aware of the long term impact of the proposal or whether he is hoping a bit of spin will solve the problem.

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Items requiring Council Resolution

5.6 LOCAL GOVERNMENT COMPLIANCE AND ENFORCEMENT – SUMMARY OF DRAFT REPORT

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.3 Strengthen strategic relationships and partnerships with community, business and government

FILE NO: 14.145.3

RECOMMENDATION: - that the Council make a submission to IPART in relation to its draft recommendations contained within its draft Report “local government compliance and enforcement” in terms of the table contained within the report below.

REPORT:

The Independent Pricing and Regulatory Tribunal (IPART) has released a draft report on Local Government compliance and enforcement. The report contains a series of draft recommendations with the intent of reducing “red tape” and costs borne by regulators and the community.

IPART are currently seeking submissions on the report and its recommendations.

According to IPART:

The NSW Government has a target of \$750 million in reduced ‘red tape’ for business and the community by June 2015. To help achieve this target, IPART was asked to undertake a series of reviews. One of the first areas for review has focused on reforming licensing in NSW.

This review aims to identify all licence types in NSW and prioritise those where reform would produce the most red tape savings. We have also developed a Framework and Guide for regulators to use when assessing their existing or new licences.

Our draft recommendations are expected to:

- *reduce red tape to businesses and individuals by at least \$177.7 million per year*
- *save councils approximately \$42.4 million per year*

Items requiring Council Resolution

- *save the NSW Government about \$1.3 million per year*
- *provide net benefits to the community of NSW of \$220.5 million per year”.*

This review directly impacts on local government and some of the recommendations are likely to be considered controversial by some and are set out below.

From an overall perspective there are concerns that the recommendations will, while potentially reducing costs to end users and improving access to information,

- Increase costs to Councils and the State; and
- Reduce a Council's capacity to set local policy direction.

Many of the recommendations can be supported and several are not relevant to the Council.

Draft Recommendation	Comment
<p>A new partnership between State Government and local government</p>	
<p>1 Subject to cost benefit analysis, the NSW Department of Planning and Infrastructure (DoPI) should engage in a Partnership Model with local government, similar to the Food Regulation Partnership, to enhance the capacity and capability of councils to undertake their regulatory functions. This should include:</p> <ul style="list-style-type: none"> • enshrining the partnership model in legislation • clear delineation of regulatory roles and responsibilities • a risk-based approach to regulation supported by a compliance and enforcement policy • use and publication of reported data to assess and assist council performance • a dedicated consultation forum for strategic consultation with councils • ability for councils to recover their efficient regulatory costs • a system of periodic review and 	<p>Supported in a general sense however need to question who will fund the operation of the dedicated local government unit to provide:</p> <ul style="list-style-type: none"> • a council hotline to provide support and assistance • a password-protected local government online portal • guidelines, advice and protocols • standardised compliance tools (e.g., forms and templates) • coordinated meetings, workshops and training with councils and other stakeholders.

Items requiring Council Resolution

Draft Recommendation	Comment
<p>assessment of the partnership agreement</p> <ul style="list-style-type: none"> • a dedicated local government unit to provide: <ul style="list-style-type: none"> • a council hotline to provide support and assistance • a password-protected local government online portal • guidelines, advice and protocols • standardised compliance tools (e.g., forms and templates) • coordinated meetings, workshops and training with councils and other stakeholders. 	
<p>2 Subject to cost benefit analysis, the NSW Environment Protection Authority should engage in a Partnership Model with local government, similar to the Food Regulation Partnership (as per Draft Recommendation 1).</p>	<p>Supported.</p>
<p>Improving the regulatory framework at the State Level</p>	
<p>3 The Better Regulation Office (BRO) should revise the NSW Guide to Better Regulation (November 2009) to include requirements for developing regulations involving regulatory or other responsibilities for local government, in particular:</p> <ul style="list-style-type: none"> • consideration of whether a regulatory proposal involves responsibilities for local government • clear identification and delineation of State and local government responsibilities • consideration of the costs and benefits of regulatory options on local government • assessment of the capacity and capability of local government to administer and implement the 	<p>Supported with reservation about who funds the proposal.</p>

Items requiring Council Resolution

Draft Recommendation	Comment
<p>proposed responsibilities, including consideration of adequate cost recovery mechanisms for local government</p> <ul style="list-style-type: none"> • consultation with local government to inform development of the regulatory proposal • if establishing a jointly provided service or function, agreement with local government as to the objectives, design, standards and shared funding arrangements, and development of an implementation and compliance plan. 	
<p>4 The NSW Government should establish better regulation principles with a statutory basis.</p> <p>This would require:</p> <ul style="list-style-type: none"> • amendment of the <i>Subordinate Legislation Act</i> 1989 (NSW) or new legislation, and • giving statutory force to the NSW Guide to Better Regulation (November 2009) and enshrining principles in legislation. 	<p>No comment until it is clear what is actually proposed.</p>
<p>5 The NSW Government should maintain the register of local government regulatory functions (currently available on IPART's website) to:</p> <ul style="list-style-type: none"> • manage the volume of regulation delegating regulatory responsibilities to local government • be used by State agencies in the policy development of regulations to avoid creating duplications or overlaps with new or amended functions or powers. 	<p>Supported.</p>
<p>6 The BRO should:</p> <ul style="list-style-type: none"> • Develop a Regulators' Compliance Code for local government, similar to 	<p>Only a low level of support due to reservations regarding increased bureaucracy and lack of local</p>

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
<p>the one currently in operation in the UK, to guide local government in undertaking enforcement activities. This should be undertaken in consultation with the NSW Ombudsman and State and local government regulators.</p> <ul style="list-style-type: none"> • Include local government regulators in its Regulators' Group or network. • Develop simplified cost benefit analysis guidance material for local government to undertake proportional assessments of the costs and benefits of regulatory actions or policies, including consideration of alternatives. • Develop simplified guidance for the development of local government policies and statutory instruments. 	<p>decision making.</p>
<p>7 The NSW Ombudsman should be given a statutory responsibility to develop and maintain a more detailed model enforcement policy and updated guidelines for use by councils to guide on-the-ground enforcement:</p> <ul style="list-style-type: none"> • The model policy should be developed in collaboration with State and local government regulators. • The model policy should be consistent with the proposed Regulators' Compliance Code, if adopted. • The NSW Ombudsman should assist councils to implement the model enforcement policy and guidelines, through fee-based training. • All councils should adopt the new model enforcement policy, make the policy publicly available and train compliance staff in exercising discretion and implementation of the policy. 	<p>Not supported – as enforcement is a low level activity for this Council and the recommendation would increase operational costs for little practical outcome.</p>

Items requiring Council Resolution

Draft Recommendation	Comment
8 The <i>Local Government Act</i> 1993 (NSW) should be amended to abolish Local Orders Policies (LOPs), as the function of LOPs will be replaced by adoption of the new model enforcement policy.	No comment.
9 The NSW Government should publish and distribute guidance material for: councils in setting their regulatory fees and charges (to apply to fees and charges, where councils have discretion), and State agencies in setting councils regulatory fees and charges. This guidance material should include <ul style="list-style-type: none"> • principles and methodologies for estimating efficient costs, setting fees and charges, and • reviewing and updating these fees and charges over time. 	Supported and could be applied to IPART itself!
Enhancing regulatory collaboration amongst councils	
10 The <i>Local Government Act</i> 1993 (NSW) should be amended to remove any impediments to, or facilitate the easier use of, shared regulatory services. In particular, consideration should be given to: <ul style="list-style-type: none"> • removing or amending section 379 – which currently restricts the delegation of a council’s regulatory functions under Chapter 7 of the <i>Local Government Act</i>, including to shared services bodies • amending section 377, which prohibits any delegation by a council of the acceptance of tenders. 	Supported. This would allow ROCs to jointly tender on behalf of members or allow Councils to act together.
If Regional Organisations of Councils (ROCs) continue as the preferred form of council collaboration,	Supported.

Items requiring Council Resolution

Draft Recommendation	Comment
consideration should also be given to whether the Act should specify how and in what form ROCs should be established (including whether management frameworks should be prescribed).	
11 The NSW Government should encourage and develop incentives to form collaborative arrangements in relation to regulatory functions. This should include training, guidance and promotion of leading practice collaborative arrangements, and the establishment of a small repayable fund to assist in setting up shared regulatory services. Councils could obtain a loan with a concessional rate of interest that is repayable within a specified period. This should tend to be cost neutral over time, as cost savings to councils would be achieved from the collaborative arrangements.	The collaborative element could be supported. Is borrowing funds for operational costs seriously being promoted?
Improving the regulatory framework at the local level	
12 The <i>Local Government Act</i> 1993 (NSW) should be amended to: <ul style="list-style-type: none"> • remove duplication between approvals under <i>the Local Government Act</i> 1993 (NSW) and other Acts, including the <i>Environmental Planning & Assessment Act</i> 1979 (NSW) and <i>Roads Act</i> 1993 (NSW) in terms of: footpath restaurants; mobile vendors; installation of amusement devices; installation and operation of manufactured homes; stormwater drainage approvals • remove low-risk activities from the list of activities currently requiring approval under section 68 of the <i>Local Government Act</i>, including: 	Could be supported in a general sense.

Items requiring Council Resolution

Draft Recommendation	Comment
<p>Busking; Set up, operation or use of a loudspeaker or sound amplifying device; and Deliver a public address or hold a religious service or public meeting</p> <ul style="list-style-type: none"> • allow for longer duration and automatic renewal of approvals provide more standard exemptions or minimum requirements from section 68 • approvals, where possible, initially in the areas of: footpath restaurants; A-frames or sandwich boards; skip bins; domestic oil or solid fuel heaters • abolish Local Approvals Policies (LAPs) or, alternatively: reduce the consultation period to 28 days in line with Development Control Plans; remove sunseting clauses; require Ministerial approval only for amendments of substance; centralise LAPs in alphabetical order in one location on DLG’s website; consolidate activities within 1 LAP per council; and DLG to provide a model LAP in consultation with councils • enable councils to recognise section 68 approvals issued by another council (i.e., mutual recognition of section 68 approvals), for example with mobile vendors and skip bins. 	
<p>13 The NSW Government, as part of its reforms of the <i>Local Government Act</i> 1993 (NSW), should amend the Act to provide a modern, consolidated, effective suite of compliance and enforcement powers and sanctions for councils and council enforcement officers.</p> <p>The powers would be applicable to all new State Acts or regulations. This suite should be based on the best of</p>	<p>Supported.</p>

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
<p>existing provisions in other legislation and developed in consultation with the NSW Ombudsman, Better Regulation Office, State and local government regulators. This should include effective cost recovery mechanisms to fund enforcement activities.</p>	
<p>14 Councils should support the use of alternative and internal review mechanisms (for example, the NSW Ombudsman, NSW Small Business Commissioner, and private providers of ADR services) to provide business and the community with a path of redress for complaints (not including complaints concerning penalty notices) that is less time consuming and costly than more formal appeal options.</p>	<p>This could be supported however access to and cost of these alternative review mechanisms is a key issue.</p>
<p>Improving regulatory outcomes</p>	
<p>15 As part of the State's Quality Regulatory Services initiative, the NSW Government should require all State agencies that devolve regulatory responsibilities to local government to:</p> <ul style="list-style-type: none"> • consider councils' responsibilities in developing their risk-based approach to compliance and enforcement • consider councils' responsibilities in defining the regulatory outcomes and setting monitoring mechanisms to measure the outcomes, and • identify what information needs to be obtained from councils in relation to their regulatory activities to measure regulatory outcomes and how this data will be used or published to assess and assist council performance. <p>These requirements should be</p>	<p>Supported and should also consider Council costs.</p> <p>Timeframe is considered extremely optimistic.</p>

Items requiring Council Resolution

Draft Recommendation	Comment
developed in consultation with local government regulators and commence by the end of 2014.	
Planning	
<p>16 DoPI, in consultation with key stakeholders and on consideration of existing approaches, should:</p> <ul style="list-style-type: none"> • identify which development consent conditions may be applied across council areas, including regional groupings of councils, and which conditions will vary across council areas • then develop (where appropriate) a standardised and consolidated set of development consent conditions for councils to utilise for different forms of development. 	Not supported as it will severely impact upon a Council's discretion to apply controls relevant to individual applications and local circumstances.
17 The NSW Government (eg, DoPI) should enable building owners to submit Annual Fire Safety Statements online to councils and the Commissioner of the Fire and Rescue Service.	Supported.
Building and construction	
<p>18 The NSW Government should:</p> <ul style="list-style-type: none"> • subject to a cost benefit analysis, create a stronger, single State regulator, the Building Authority, containing, at a minimum, the roles of the Building Professionals Board and the building trades regulation aspects of NSW Fair Trading, and • create a more robust, coordinated framework for interacting with councils through instituting a 'Partnership Model' (as discussed in Chapter 2). 	Supported.
19 The Building Professionals Board or Building Authority (if adopted)	No comment

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
<p>should:</p> <ul style="list-style-type: none"> • initially, modify its register of accredited certifiers to link directly with its register of disciplinary action • in the longer term, create a single register that enables consumers to check a certifier's accreditation and whether the certifier has had any disciplinary action taken against them at the same time. 	
<p>20 Councils seeking to impose conditions of consent above that of the Building Code of Australia (BCA) (now part of the National Construction Code (NCC) must conduct a cost benefit analysis (CBA) justifying the benefits of these additional requirements and seek approval from an independent body, such as IPART, under a 'gateway' model.</p>	<p>No comment.</p>
<p>21 Certifiers should be required to inform council of builders' breaches if they are not addressed to the certifier's satisfaction by the builder within a fixed time period. Where councils have been notified, they should be required to respond to the certifier in writing within a set period of time. If council does not respond within the specified period, then the certifier can issue an occupation certificate.</p>	<p>Not supported. Councils can do this for their own certifiers. Private certifiers should resolve their own issues with builders on the parties they are engaged by.</p>
<p>22 The Building Professionals Board (BPB) or Building Authority (if adopted) should incorporate into the current Principal Certifying Authority signage information setting out contact details for specific complaints (e.g., offsite impacts like building refuse or run-off and onsite issues). The BPB or Building Authority should trial the use of such a sign in a specific local government area to see</p>	<p>Can be supported but hardly a significant issue.</p>

Items requiring Council Resolution

Draft Recommendation	Comment
if time is reduced in redirecting complaints for councils, the BPB/Authority and certifiers.	
Public health, safety and the environment	
23 All councils should adopt the NSW Food Authority's guidelines on mobile food vendors. This will allow for food safety inspections to be conducted in a mobile food vendor's 'home jurisdiction', which will be recognised by other councils.	Generally supported but does not consider how to regulate food vendors based in another State i.e. NSW is not an island.
24 The NSW Food Authority, in consultation with councils, should stipulate a maximum frequency of inspections by councils of retail food businesses with a strong record of compliance to reduce over-inspection and costs.	Supported.
<p>25 The NSW Food Authority should finalise its internal review and work with councils to implement its reforms within 18 months of its review being completed to:</p> <ul style="list-style-type: none"> • remove any regulatory overlap (e.g., of related retail and non-retail food business on the same premises) • develop a single register of notification for all food businesses, or a suitable alternative, to avoid the need for businesses to notify both councils and the Food Authority • review the notification system to determine whether negligible risk food businesses should be exempt from the requirement to notify • ensure the introduction of the standard inspections template for use by all councils in NSW, to enhance the consistency of inspections across the State. 	Supported.

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
<p>26 DLG should:</p> <ul style="list-style-type: none"> • develop a 'model' risk-based inspections program to assist councils in developing their own programs under the <i>Swimming Pools Act 1992</i> (NSW) • issue guidance material on the implementation of amendments to the <i>Swimming Pools Act 1992</i> (NSW) • provide a series of workshops for councils (by region) on how to implement and comply with their new responsibilities under the <i>Swimming Pools Act 1992</i> (NSW) • promote the use of shared services or 'flying squads' for swimming pool inspections, if a backlog becomes apparent under the new regulatory regime • review the <i>Swimming Pools Act 1992</i> (NSW) in less than 5 years to determine whether the benefits of the legislative changes clearly outweigh the costs. 	<p>Not aware of this being an issue for any Council. Any backlog issues can occur now through appropriate resource sharing with other Councils and appropriate delegation by the General Manager.</p>
<p>27 Ageing, Disability and Home Care, in consultation with the Division of Local Government, should:</p> <ul style="list-style-type: none"> • develop a 'model' risk based inspections program, including an inspections checklist, to assist councils in developing their own programs under the <i>Boarding Houses Act 2012</i> (NSW) • issue guidance material on the implementation of the <i>Boarding Houses Act 2012</i> (NSW) • co-ordinate a series of workshops for council employees (by region) on how to implement and comply with responsibilities under the <i>Boarding Houses Act 2012</i> (NSW). 	<p>No comment.</p>
<p>28 DoPI, in consultation with the EPA and other relevant stakeholders, should:</p>	<p>Low level of support.</p>

Items requiring Council Resolution

Draft Recommendation	Comment
<ul style="list-style-type: none"> • develop standard waste management requirements for inclusion in the NSW Housing and NSW Industrial and Commercial Codes, which establishes site waste management standards and requirements for exempt and complying development, and • remove the need for applicants to submit separate Waste Management Plans to councils for these types of developments. 	
Parking and road transport	
<p>29 Councils should either:</p> <ul style="list-style-type: none"> • solely use the State Debt Recover Office (SDRO) to handle parking fine requests for review or appeals to remove current confusion, duplication and reduce costs, or • adopt the SDRO's guide for handling representations where a council is using SDRO's basic service package and retains the role of handling parking fine requests for review or appeals, to ensure consistency and fairness across the state. 	No comment
<p>30 DLG should review and, where necessary update, its free parking area agreement guidelines (including model agreements). Councils should then have a free parking area agreement in place consistent with these guidelines.</p>	No comment.
<p>31 That the NSW Government:</p> <ul style="list-style-type: none"> • notes the potential red tape savings and net benefits that could accrue to NSW through the National Heavy Vehicle Regulator (NHVR) providing: • technical assistance to councils in certifying local roads for access by heavy vehicles, and • guidelines to councils for assessing 	The need for this is unclear however it would likely impact on the Council's ability to approve certain uses.

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
<p>applications for heavy vehicle access to local roads in relation to potential amenity and safety impacts; and</p> <ul style="list-style-type: none"> in the event of delay in the NHVR providing these elements of the national reforms, funds an interim unit to provide this assistance to local government. 	
Companion animal management	
<p>32 DLG should allow for an optional 1-step registration process, whereby:</p> <ul style="list-style-type: none"> the owner could microchip and register their pet at the same time the person completing the microchipping would act as a registration agent for councils either by providing access to online facilities (per recommendation below) or passing the registration onto councils (on an opt-in, fee-for-service basis). 	Supported.
<p>33 DLG should allow for online companion animals registration (including provision to change details of registration online).</p>	Supported.
<p>34 DLG should implement targeted, responsible pet ownership campaigns with councils in particular locations/communities of concern with the input of industry experts, providing accessible facilities for desexing where these campaigns are rolled out.</p>	No comment.
<p>35 DLG should amend the companion animals registration form so an owner's date of birth is mandatorily captured information, as well as other unique identifiers such as driver's licence number or official photo ID number or Medicare number.</p>	This appears to be a gross breach of privacy laws as there is no legitimate need for this information. Not supported.

Items requiring Council Resolution

Draft Recommendation	Comment
36 DLG should amend the <i>Companion Animals Act 1998</i> (NSW) to enable fees to be periodically indexed by CPI	Supported.
Other areas	
37 The NSW Government should amend section 125 of the <i>Roads Act 1993</i> (NSW) to extend the lease terms for footway restaurants to 10 years, subject to lease provisions ensuring adequate access by utility providers.	No comment
38 DLG should collect data on the time taken for Section 68 approvals to be processed by councils. This data should be collated and reported as an indicator of performance in this area to reduce delays.	No comment other than more reports!
39 Councils should issue longer-term DAs for periods of 3-5 years for recurrent local community events (subject to lodging minor variations as section 96 EP&A Act amendments).	Supported and should be extended to other authorities i.e. RMS approvals for ANZAC Day.
Findings on best practice	
1 The use of portable technology such as iPads by council enforcement officers (e.g., in tree assessments by Sutherland Shire Council) has the potential to cut costs to councils and the public.	Minor issue which this Council pursues in any case.
2 Greater use of existing networks such as AELERT and HCCREMS (Hunter Councils Inc.) provide greater resources, consistency of approach and build expertise or capability in undertaking council environmental compliance activities.	No comment

Items requiring Council Resolution

Draft Recommendation	Comment
<p>3 Councils would benefit from the use of the following self-assessment tools: the Hunter Council Inc. (HCCREMS) Compliance System Self-assessment tool to assess regulatory capacity to enhance regulatory performance the Hunter Council Inc (HCCREMS) Electronic Review of Environmental Factors (REF) Template to assist councils in undertaking Part 5 assessments under the <i>Environmental Planning & Assessment Act</i> 1979 (NSW) of their own activities the Smart Compliance Approach, currently used by Newcastle City Council and adapted from the US EPA, to provide a framework for using performance data to achieve better regulatory outcomes the NSW EPA's online "Illegal Dumping: A Resource for NSW Agencies" tool/guide available through AELERT and EPA websites.</p>	No comment.
<p>4 Publication of more significant individual local government regulatory instruments on a central site, such as the 'NSW Legislation' website, will allow a stocktake, and facilitate review and assessment, of such instruments. These regulatory instruments would be formal plans or policies developed by councils under State legislation (e.g., Local Environmental Plans, Development Control Plans, Local Approvals Policies and Local Orders Policies).</p>	No comment
<p>5 The use of 'SmartForms' by councils, through the Federal Government's 'GovForms' or individual council websites, reduces costs to businesses and councils by enabling online submission and</p>	Supported.

Items requiring Council Resolution

Draft Recommendation	Comment
payment of applications directly to councils.	
6 The provision of guidance material to assist businesses in obtaining approvals and complying with regulatory requirements, such as the guidance provided by the Federal Government's Australian Business Licence and Information Service (ABLIS) or the Queensland Local Government Toolbox (www.lgtoolbox.qld.gov.au), can reduce the regulatory burden on businesses and the community.	No comment
7 Projects like the Electronic Housing Code provide considerable benefits to businesses and the community by providing a single, consistent, time-saving, online process to obtain an approval.	The Council is participating the trial Electronic Housing Code project.
8 The development of central registers (e.g., Companion Animals register) by State agencies that devolve regulatory responsibilities to councils can substantially reduce administrative costs for regulated entities and councils, and assist with more efficient implementation of regulation (eg, assist with data collection and risk analysis).	No comment
11 Where proponents seek to develop infrastructure on public land owned by the council, providing notice of the relevant leasing or licencing options and conditions likely to be attached to the use of the land (where practical) prior to the requirement for a DA to be submitted could reduce unnecessary costs for proponents.	Supported and already occurs.

RESOLUTION

Items requiring Council Resolution

Draft Recommendation	Comment
12 Councils can use Order powers under the <i>Environmental Planning & Assessment Act</i> 1979 (NSW) (e.g., under s121O) to allow certain modifications to developments. This circumvents the need for the applicant to obtain additional council approvals or development consents when there are concerns with existing structures (eg, safety concerns).	Supported.
13 Council policies that identify, prioritise and if possible, fast-track emergency repair works within existing regulatory processes (e.g., urgent tree trimming work following a storm or urgent repair works following a flood) would reduce costs.	No comment
14 Broadening the scope of DLG's current Promoting Better Practice program would strengthen its assessment of regulatory performance. Greater promotion of DLG's better practice findings amongst all councils would improve regulatory outcomes.	No comment.

A copy of the relevant fact sheet is circulated with this agenda as Appendix "C" and can be accessed at http://www.ipart.nsw.gov.au/files/7c6ffa95-71f0-49d0-8b11-a3330097edba/Fact_Sheet_-_Local_government_compliance_and_enforcement_%e2%80%93_summary_of_Draft_Report_-_May_2014.pdf

A copy of the full draft report can be found at http://www.ipart.nsw.gov.au/files/35f184df-adb7-47dd-abec-a333009a8260/Draft_Report_-_Local_government_compliance_and_enforcement_-_October_2013.pdf

The Council has the option to make a submission in relation to the draft recommendations if it wishes by 4th July 2014

Items requiring Council Resolution

5.7 NSW LOCAL ROADS CONGRESS 2014**AUTHOR:** Director Technical Services**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.3 Strengthen strategic relationships and partnerships with community, business and government**FILE NO:****RECOMMENDATION:** -that the Council support the outcomes of the NSW Local Roads Congress 2014 by writing to State and Australian Government MP's seeking their support for the outcomes, while highlighting that it is critical that any redistribution of road funds not reduce current funding for rural roads in individual Councils.

REPORT:

The NSW Local Roads Congress was held in Sydney on the 2nd June, 2014.

Attached as Appendix "D" is the Congress Communique that was released following the Congress and identifies issues currently facing local government in relation to roads and sets out the actions supported by the attendees.

The actions are generally those already supported by Berrigan Shire in relation to rate pegging, Federal financial assistance grants and asset management.

The one area of the recommendations that is of some concern is the push to change the basis of distribution of road funding directed to local government from the current formula base to a more needs based system. This could have the undesirable effect of redirecting funding from well managed councils to those that have poor condition roads. While there is no dispute regarding the need for additional funding for councils with large road lengths and low populations it must not be achieved by reducing the road funding of councils such as ours. This would only result in our roads deteriorating at a much faster rate and general condition of roads within the State reducing rather than improving.

The Congress calls on Local Government in NSW to:

- i) support the Congress outcomes by writing to the relevant Ministers and their local State and Australian government MPs seeking their support for the outcomes outlined herein;***
- ii) support the expenditure of all FAG Roads Component Funding on roads.***

Items requiring Council Resolution

- iii) Continue to pursue improved asset management across all Councils through capacity building and peer support;*
- iv) Continue to strive for gains in efficiency in service delivery.*

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Items requiring Council Resolution

5.8 TENANCY AGREEMENT – CENTRAL ARCADE TOILETS**AUTHOR:** Development Manager**STRATEGIC OUTCOME:** Diverse and resilient business**STRATEGIC OBJECTIVE:** 2.3 Strengthen strategic relationships and partnerships with community, business and government**FILE NO:** 05.101.4**RECOMMENDATION:** - that the Council:

1. offer rent of \$652 monthly to the owners of the Central Arcade located at 138-144 Murray Street, Finley for the provision of toilet facilities, subject to annual CPI increases, for the general public when the complex is open and;
2. advise the owners in writing that, should the offer not be accepted, their responsibilities with regard to the provision of toilet facilities within the shopping centre for staff and customers as required under the provisions of the Building Code of Australia are continued to be met.

REPORT:**Background**

Council currently leases the toilets located within the Central Arcade shopping complex at 138-144 Murray Street, Finley for general public use during opening hours.

Tenancy agreements have been in place since 1995 at an initial cost of \$3,000 per annum which increased to \$4,500 in 2001. Increases have been irregular in recent years however rental costs have generally exceeded CPI rises.

Current situation

A new tenancy agreement of \$7,380 per annum, or \$615 monthly, was signed for the 2012/13 financial year with an agreement from the owner that this would last for 3 years.

In July 2013, the agents operating on behalf of the owners advised Council that due to increased costs the rent would increase to \$913 per month or \$10,956 per annum.

RESOLUTION

Items requiring Council Resolution

Continuing negotiations have been held with the owner who has advised that the provision of these facilities are required to be cost neutral and has offered the following reasons for the proposed increase:

- the complex is now open longer hours
- increased cost of contractors to undertake cleaning
- cleaning agents, supplies etc costs increased
- increased rates, power and water costs
- increased insurance costs

Whilst it can be acknowledged that costs have increased over time, it should be noted that the current cost for rental of the toilets is slightly higher than what would have been required if an annual CPI rise of 3% had been applied to the 2001 cost to Council.

The proposed changes requested by the owners represent a 48.5% increase in the cost of providing toilet facilities for the public at the Arcade location.

The owner's assertion that the provision of toilet facilities should be cost neutral should not require Council to cover all costs associated with the provision of toilets at the arcade complex. Had Council not arranged to provide those facilities to the general public by contributing to the running costs, the owners would still have been required to provide those facilities at their own cost for staff and customers utilizing the business premises within the arcade.

It is considered that it would be appropriate to continue to offer the owner an amount commensurate with previous costs including annual CPI increases in accordance with past practices, however the amount should be based upon the increase foregone in the 2013/14 year. This would equate to \$652 monthly or \$7824 annually.

Should this arrangement not be supported by the owners then the provision of suitable toilet facilities in a central location would need to be considered. Given the limited availability of land close to the central business district and the cost of providing the infrastructure and continuing maintenance this may not be cost effective. Council's Director Corporate Services has undertaken preliminary calculations of the costs associated with the provision of alternative toilet facilities which in the long term would cost approximately twice as much as being paid at present.

It is recommended that the owners be advised that Council will offer the above amount and also be advised of their responsibilities under the Building Code of Australia with regard to the provision of toilet facilities within shopping centres.

Items requiring Council Resolution

5.9 ANTI-LITTER SIGNS - BERRIGAN**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities**FILE NO:** 11.128.1

RECOMMENDATION: - that the Council advise the Berrigan Conservation Group and Tidy Towns Committee and the Berrigan and District Development Association that it does not support installation of anti-litter signs provided by the Packaging Stewardship Forum on the approaches to Berrigan.

REPORT:

The Berrigan Conservation Group and Tidy Towns Committee – a volunteer Committee of the Council – wishes the Council to install anti-litter signage at the approaches to Berrigan.

The aim of the signs is to deter people from littering in the town, especially motorists throwing litter from their vehicles onto the road. The outcome is intended to be a reduction in litter needed to be collected from the approaches to Berrigan and a generally “tidy town”.

Installation of the proposed signs is supported by the Berrigan and District Development Association (BDDA).

Copies of letters of support from the Committee and BDDA along with a mock-up of the proposed sign are attached as Appendix “E”.

While the aim and intentions of the Committee are laudable, Council staff have some concerns about the need and efficacy of the proposed signs.

- There is little evidence of a significant litter problem in Berrigan. Obviously a reduction in litter would be a good outcome but the current litter problem appears to be manageable. The work of the volunteer committee in this task – in conjunction with Council – is much appreciated.
- There is little evidence that signage would be effective in addressing the problem. Those people who are inclined to litter do not appear to be the type who would be inclined to take note of signage.

Items requiring Council Resolution

- The new signs add to the multiplicity of signs already greeting motorists approaching Berrigan. Changes and additions to signage would be better addressed as part of the Council's overall town entrances strategy.

The signs are supplied by the Packaging Stewardship Forum (PSF), an initiative of the Australian Food and Grocery Council. The cost of installing the signs is negligible (around \$200 each).

If the Council wishes to install the signs, it will need to provide a letter of approval to PSF, indicating its consent to the installation of the signs.

Items requiring Council Resolution

5.10 PUBLIC LIBRARIES NSW 2014 ANNUAL CONFERENCE**AUTHOR: General Manager****STRATEGIC OUTCOME: Supported and engaged communities****STRATEGIC OBJECTIVE: 3.2 Support community engagement through life-long learning, culture and recreation****FILE NO: 04.039.1****RECOMMENDATION: - that Councillor ??? and the Library Manager attend the 2014 Public Libraries NSW conference at Mudgee from Tuesday 11 November until Friday 14 November, 2014.**

REPORT:

The Public Libraries NSW (PLNSW) Annual Conference will be held at Mudgee from Tuesday 11 November until Friday 14 November 2014. Details on the conference, including a list of speakers are attached as Appendix "F".

The Council has traditionally sent the Library Manager and the Councillor appointed as the Council delegate to PLNSW to the conference. The current delegate is Cr Denis Glanville, however the Council may choose to send another Councillor, more than one Councillor or not to send a Councillor.

Travel arrangement will also need to be considered with the conference commencing on Tuesday afternoon and finishing around midday Friday.

A detailed conference program will be issued at a later date but "early bird" booking prices are only available until 31 July 2014.

RESOLUTION

Items requiring Council Resolution

5.11 LGNSW 2014 ANNUAL CONFERENCE**AUTHOR: General Manager****STRATEGIC OUTCOME: Good government****STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting****FILE NO: 04.039.1****RECOMMENDATION: - that the Mayor, Deputy Mayor, Councillor ??? and the General Manager (or his delegate) attend the 2014 LGNSW Annual Conference.**

REPORT:

The LGNSW Annual Conference will be held at Coffs Harbour from Sunday 19th October until Tuesday 14th October 2014.

The Council has a policy of the Mayor, Deputy Mayor, one other Councillor and the General Manager attending the industry representative group annual conference. The "other" Councillor attending has been targeted at allowing new Councillors experience at least one annual conference during their first term.

Additionally, as the election of the Mayor and Deputy Mayor will occur during September the actual Councillors attending will be resolved at that time, however at this stage preliminary bookings can be arranged along with accommodation. This will be an ongoing issue, probably for all Councils, unless the conference date is changed.

Given the location, it may be that travel needs to commence on Saturday and conclude on Wednesday.

I will be on leave at the time of the conference and if the Council wishes it can either allow one of the Directors to attend or have no staff attend.

Following feedback from last year's conference LGNSW will try to provide opportunities for both consolidated themed discussions and consideration of individual motions submitted by Councils.

LGNSW is asking Council to nominate key issues for the themed discussions and also calling for motions for consideration.

Items requiring Council Resolution

Further information will be provided as the conference develops.

RESOLUTION

Items requiring Council Resolution

5.12 STREET RENAMING WORKING PARTY

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO: 28.110.1

RECOMMENDATION: - that the direction of Council is sought

REPORT:

Council Officers since July 2012 have on an intermittent basis been liaising with the Local Emergency Management Committee, Council and local communities on issues related to the renaming of duplicated and unnamed streets in the Shire.

The following describes the decision making context and chronology of this issue.

Local Emergency Management Committees (LEMC) established by Section 28 of the *State Emergency and Rescue Management Act* are responsible for the prevention of, preparation for, response to, and recovery from emergencies in NSW local government areas.

The Berrigan Shire Local Government Area LEMC includes representation from the following services:

- NSW Fire and Rescue
- NSW Ambulance
- NSW Police
- NSW Rural Fire Service
- Tocumwal Search and Rescue
- NSW State Emergency Services (SES); and the
- Berrigan Shire Council

This Committee meets three times a year and has in recent years been chaired by Berrigan Shire Council Officers.

Items requiring Council Resolution

At this Committee's meeting 12th July 2012 advice was sought from Council Officers on the process used for the creation and naming of streets.

The minutes of this meeting note the following

the existence of Morris Drive and Morris Street in Tocumwal is confusing. The LEMO replied that all street names are submitted to the Geographical Names Board, within Land & Property Information to be ratified. Once gazetted, the names are registered and added to a database that is distributed for use by public and mapping authorities. Where a private road is created within a subdivision and not registered on a plan, then locality issues do arise from time to time. Marg Wehner replied that authorities have been distributing updated property information to NSW RFS on an informal basis. The LEMO replied that official updates from LPI that occurred on a quarterly basis, now appear to be distributed on an annual basis.

The minutes highlight a number of issues which are the responsibility of member agencies and within their ambit and which have in the past also been brought to Council Officers attention these being:

1. Confusion that results from interrupted urban and duplicated street names
2. Delays that can be experienced when private roads are not registered
3. Fragmented distribution and timeliness of property information and database updates

Local government in New South Wales is the naming authority therefore Council is responsible for taking actions related to street names which will facilitate the 'prevention of, preparation for, response to' emergencies.

The following is a brief chronology of actions taken by Council and Council Officers in response to this issue:

19 December 2012 Ordinary Council Meeting

Council noted the minutes of the Local Emergency Service Committee which stated:

- *That the committee endorse Council's direction to rename/renumber various streets within the Berrigan Shire. Moved: Mervyn Reed - Seconded: Paul Jones – Carried- Council to supply paper map of proposed changes to next meeting. - Ongoing Agenda Item for LEMC (8th November 2012)*

Items requiring Council Resolution

16 January 2013 Ordinary Council Meeting

Council noted a report prepared for it describing the process Council Officers would use to investigate the issues that would arise for affected residents and ratepayers from any decision to re-name streets or re-number properties.

22 May 2013 – 31 July 2013

A community engagement program was conducted with directly affected ratepayers and affected persons advised that

- The re-naming of interrupted streets will facilitate timely access to all properties by emergency services
- Council's decision making will be informed by consultation with affected property owners
- The selection of road names will be undertaken in accordance with NSW Legislative requirements and Council's Street and Public Place Naming Policy; and
- Once Council has endorsed a proposed name it will advertise via Public Notice its intention to adopt a proposed name and seek written submissions on the proposed name change.

7 August 2013 Committee Meeting

Council Officers prepared a report on the engagement program undertaken with affected ratepayers and residents. This report also presented to Council a petition by Warmatta Street (East) residents and ratepayers.

This report recommended the following principles as a guide for Council decision making on this issue

1. *Risk posed to Council and residents when emergency services cannot easily locate a property in an emergency*
2. *Council Policy and NSW Geographical Names Board Guidelines*
3. *That where possible streets/sections of street starting with number one remain unchanged*
4. *That local conventions with respect to numbering of streets be used*
5. *That duplicated street / road names in a town are no longer permitted by the NSW Geographical Names Board*
6. *That where possible that if two adjacent but separate streets can be continued that this is considered as a solution*

Items requiring Council Resolution

21 August 2013 Ordinary Council Meeting

Council resolved to adopt the recommendations of the Corporate Services Committee 7 August specifically

that Council adopt the suggested name changes, as shown below, and commence the statutory process for the required renaming:

16 October 2013 Ordinary Council Meeting

A number formal submissions were received by Council at this meeting in summary these included

Petitions Against	Signatories
Warmatta Street (East)	17
Adams Street 35 - 105	18
Tuppal Street 2 - 36	27
Concerned Ratepayers	87
Submissions Against	Number of Submissions
Against Including Petitions	21
Submissions For	Number of Submissions
For Street Specific	4
For Street Change objection to proposed name	1

Representatives of the Concerned Ratepayers Group also spoke to their submission at this meeting.

Council Officers prepared a report for Council which recommended that Council

1. Note the submissions received by it as part of the consultation undertaken about the suggested renaming of interrupted urban streets and unnamed service lanes in the retail centres of Tocumwal, Finley and Berrigan
2. Resolve that due to the potential risks posed to Council and residents by the confusion that does arise for emergency services needing to access properties (in an emergency) in streets which are interrupted and or unnamed lanes that Council in accordance with the provisions of the Councils *Street and Public Place Naming Policy*, the *Roads Act 1993* and the *Roads (General) Regulation 2008* adopt the following street names:

RESOLUTION

Items requiring Council Resolution

TOCUMWAL		
Current Street Name/ Section	Recommended new name	Background to recommended new name
Tuppal Street 2 - 36	Boyd Street	Early holder of land included in Tuppal & Barooga Stations pastoral leases
Tuppal Street 38 - 120	Falkiner Street	Early owner of Tuppal Station
Adams St 35 - 49	Becomes Cobram Street	Natural continuation of the street (suggested at street meeting)
Adams Street 51 - 102	Calaway Street	Original Shire engineer 1906
Lane (between River and Morris Street)	Sandy Lane	Long standing family name in the Tocumwal area
Charlotte Street 71 - 92	Centurion Track	Multiple generations residents of Charlotte Street ex service personnel (suggestion came from street meeting)
Anzac Avenue 26 -35	Browne Street	Natural continuation of the street
Browne Street 2 -19	Browne Street	Re-numbering needed to accommodate inclusion of Anzac Avenue as part of Browne Street
Hillson Street 13 - 20	Ball Court	Shire President 1943 JP Ball

FINLEY		
Current Street Name/ Section	Recommended new name	Rationale for new name
Warmatta Street (West of Murray Street)	Pinnuck Street	Shire President 1934 G Pinnuck 1967 HE Pinnuck 1971 HE Pinnuck
Headford Street (West of Murray Street)	Ulupna Street	Town called Ulupna after 'Murray Hut' and before 'Finley' Parish name Farm name
Osborne Street (West of Murray Street)	Scoullar Street	Shire President 1937 OG Scoullar
Townsend Street (West of Murray Street)	McNamara Street	Early farmer, storekeeper and owner of Finley Free Press

Items requiring Council Resolution

BERRIGAN		
Current Street Name/ Section	Recommended new name	Background to recommended new name
Horsfall (East of Creed Street)	Aitken Street	Shire President 1930 DW Aitken
Horsfall (off Cobram Street)	Whitney Street	Long standing Berrigan Doctor

3. Resolve that it will take the following actions to support residents and business affected by the change:
- a) In accordance with *Roads Act 1993, Roads Regulation 2008 Naming of Roads* that it publish Notice of the new name in the NSW Government Gazette and in local newspapers and inform the prescribed authorities listed in Reg. 9 (b) of the Regulation
 - b) Update national street address data bases used by banks, insurance companies, power companies, government departments
 - c) Write to all affected property owners advising them of the new street name and property address
 - d) Use an unaddressed mail service to deliver general advice of the street name change to all premises in an affected street
 - e) Install and improve street signs in the affected streets
 - f) Write to local banks, neighbouring Councils in Victoria and NSW and advise them of the changes
 - g) Provide to local business on request or through local Chambers an electronic copy of affected addresses and new addresses in excel format so that local business can more easily update their data bases
 - h) Print and deliver to all households translation tables for any street or section of street in their town that may be changed
 - i) Assist older residents and the disabled through its Library and Home and Community Care Service with any problems they may experience with change of address

RESOLUTION

Items requiring Council Resolution

Current Situation

Council in response to the submissions received resolved 16 October 2013 to form a working party consisting of Councillors Morris, Jones and Hill, staff, two Local Emergency Management Committee representatives, Community Representatives (2 Tocumwal and 2 Finley). This resolution was subsequently re-affirmed at Council's Ordinary Council Meeting 18 December 2013.

In response to Council's resolution that a working group be formed and invitation to nominate representatives the Concerned Ratepayers letter of acceptance stated the following

The resident's group of Tocumwal and Finley commend the Councillors for their decision to form a working group to further consider the issue of the street naming proposal ...

...As I understand your letter, you are seeking two representatives from Tocumwal and two from Finley to be appointed to the working group. I wish to advise that the representatives will be: Finley: Dr David Petersen phone 03 5883 3833 (business hours) Mrs Sue Hand phone 03 5883 1317 (business hours) Tocumwal Mrs Mary Reid phone 03 5874 2126 Mrs Cheryl Johnson phone 03 5874 2483

At the next meeting of the Local Emergency Services Committee (7 March 2014) members discussed Council's decision to form a working party and resolved the following:

... That Council be advised of the continued support of the LEMC for the street/road renaming project and that Merv Reed and Bruce Purves be nominated as the LEMC representatives on the Council Working Party to be convened to progress the matter.

Moved: Tina Hooper

Seconded: Kylie Marquart

In the past two month's a number of attempts have been made to organise a time that can accommodate Councillors, Community Representatives and LEMC representatives. Based on the June and July availabilities of nominated representatives mid August 2014 is likely to be the earliest possible date – 10 months after Council originally resolved that it would convene a working party to inform its decision-making on this issue.

It has now been 24 months since this issues it was raised by the LEMC at its July 2012 meeting and 12 months since feedback was sought from community members at street meetings.

From a collaborative relationship development and community engagement perspective it is becoming increasingly apparent that should further delays be

Items requiring Council Resolution

experienced that it is likely that when a decision is ultimately made by Council to:

a) Proceed

Or

b) not proceed with the renaming of duplicated streets and unnamed streets

that its reputation in relation to:

- How it engages with its community,
- Its statutory responsibilities under Section 28 of the *State Emergency and Rescue Management Act*; and
- The timeliness of its decision-making will suffer accordingly.

RESOLUTION

Items requiring Council Resolution

5.13 **CONSULTATION ON THE EXPANSION OF THE EPA WASTE LEVY ACROSS NSW**

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO:

RECOMMENDATION: - that the Council make a submission in relation to the NSW EPA Extension of the Waste Levy Options Paper indicating its first preference being Option 1 – Not expanding the levy and its second preference being Option 4 Implementing an opt-in levy system where Councils currently located outside the levy area can choose to implement a waste levy at set or chosen rates.

REPORT:

The Environment Protection Authority (EPA) has written to advise that it is commencing a targeted consultation program with regional councils regarding potential changes to the scope of the NSW waste levy.

In 2012 the Minister for the Environment commissioned the consultancy firm KPMG to undertake an independent review of the waste levy. As part of the review, KPMG recommended extending the waste levy across the whole of NSW, exempting small regional landfills receiving less than 5,000 tonnes per annum from the requirement to pay the levy.

In response to the review, the NSW Government released the \$465.7 million *Waste Less, Recycle More* initiative, supporting 15 of the 17 recommendations made by KPMG to reform the operation of the levy and use of its revenue. However, the NSW Government did not support the KPMG recommendation to extend the levy across the State and instructed the EPA to undertake an extensive consultation process with potentially affected councils.

To assist with the consultation process the EPA has developed a levy options paper, which is which is circulated with this agenda as Appendix "G".

The consultation paper proposes four options which it is seeking feedback being:

Items requiring Council Resolution

1. Not expanding the levy;
2. Extending the levy across NSW;
3. Expanding the levy across NSW while exempting regional landfills that receive less than 5,000 tonnes per annum (the KPMG recommendation)
4. Implementing an opt-in system where Councils currently outside the levy area can choose to implement a waste levy at set or chosen rates.

Under the existing levy system the state retains two thirds of the levy collected with one third redirected to waste and environmental programs. Whilst this might not apply to the present proposal there is a high risk that a similar model would be implemented.

The EPA is requesting that Councils indicated their preferred and also their next preferred option if option 1 is in fact their preferred option.

By a simple assessment it is considered that option 1 should be preferred with option 4 being the next preferred because:

- Any option to collect a weight based levy would require the installation and operation of weighbridges which the EPA estimated would each have a cost between \$62,000 - \$102,000 and with operational cost of about \$50,000 pa.
- If the Council considered such installation it would have to either provide the above facilities at both Berrigan and Tocumwal or close Tocumwal to waste other than recyclables.
- It is ineffective to introduce increased costs to users where two thirds of the revenue raised is given to the state.
- There is no guarantee that the Council would receive any funds from the remaining one third of funds available for distribution.
- It would be more effective, if the Council wanted to, to increase tipping charges retain the funds itself and spend such funds on waste projects.

The Council's total tipping fees are approx. \$115,000 pa.

It is suggested that from a practical perspective the Council should make a submission indicating a preference for option 1 with option 4 being its next preference.

Submissions close 20th June 2014.

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Items requiring Council Resolution

5.14 INTEGRATED PLANS

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO: 04.121.4

RECOMMENDATION: - that the Council, having given consideration to the submissions received adopt the following plans and policies

1. Council's review of the Berrigan Shire Council *Resourcing Strategy 2013 – 2023* and its associated plans, namely the
 - *Long Term Financial Strategy and Plan 2013 – 2023*
 - *Asset Management Strategy and Plan 2013 – 2023*
 - *Workforce Management Strategy and Plan 2013 – 2017*
2. Berrigan Shire Council's review of the *Delivery Program 2013 – 2017*
3. Berrigan Shire Council *Rating and Revenue Policy 2014 – 2015*
4. Berrigan Shire Council *Annual Operational Plan 2014 – 2015*

REPORT:

In accordance with the provisions of the *Local Government Act 1993* (s403 – 404) Council at its Ordinary Council Meeting 21 May 2014 endorsed for public exhibition and comment its review of the following integrated plans

- a) *Berrigan Shire Council Resourcing Strategy 2013 – 2023* inclusive of
 - a. *Berrigan Shire Council Long term Financial Management Plan 2013 – 2023*;
 - b. *Berrigan Shire Council Workforce Management Strategy and Action Plan 2013 – 2017*; and the
 - c. *Berrigan Shire Council Asset Management Strategy 2013 – 2023*
- b) *Berrigan Shire Council Delivery Program 2013 – 2017* inclusive of
 - a. *Berrigan Shire Capital Works Program 2013 – 2017*

Items requiring Council Resolution

- c) Council's Draft *Rating and Revenue Policy* 2014; and
- d) *Berrigan Shire Council Draft Operational Plan* 2014 / 2015 which, also includes
- a. Council's *Draft Fees and Charges* 2014/ 2015 and
 - b. *Draft Operational Budget* 2014 / 2015

Council's suite of plans has been placed on public exhibition for a period of 28 days from the 21 May, 2014 – 12 June, 2014. At the time of writing two submissions have been received from the *Berrigan Conservation and Tidy Town Committee* and the *Berrigan District and Development Committee Inc.* requesting that Council's budget includes funding for community led development of walking tracks in Berrigan. Copies of the submissions received are appended to this report attached as Appendix "H".

In response to these submissions the letter writers' have been invited to attend Council's 18 June, 2014 Ordinary Council Meeting. At the time of writing it is not known if further representations will be made.

Should further submissions be received on this or other matters related to Council's Integrated Plans these will be forwarded to Councillors for their consideration prior to the next meeting.

Council Officers during the exhibition period received from the Valuer General's Office 6 June, 2014 an update of the Valuer General's Supplementary Listing of property values throughout the Shire.

This updated listing effects the calculation of Council rates. Council officers prompted by this advice have re-calculated the exhibited rate in the dollar and these changes are now reflected in Council's *Draft Rating and Revenue Policy* 2014 (Appendix "I"); *Draft Annual Operational Plan* 2014/15 Section 3 (Appendix "J").

This change to the exhibited rate and new rate is also described in following table

	Exhibited Rate	New Rate
Residential Riverland Tocumwal and Barooga	0.8364 cents	0.83792 cents
Tocumwal Residential and Business	1.1999 cents	1.2074 cents
Barooga Residential and Business	1.0631 cents	1.0623 cents
Finley Residential and Business	2.9023 cents	2.9014 cents
Farmland	0.6197 cents	0.6202 cents
Residential Rural	0.65072 cents	0.6488 cents
Berrigan Residential and Business	3.4432 cents	3.4427 cents

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Items requiring Council Resolution

Council Officers have also given consideration to the Commonwealth Government's 2014/15 Budget Statement. Specifically, its intention to pause the indexation of FAG inclusive of the RLR component and the likely effect of this on Council's budget and forecast revenue from this source and note that over a four-year period it is likely to be in excess of one million dollars.

For Council's Capital Works Program 2014/15, draft budget 2014/15 and draft Annual Operational Plan 2014/15 this will effectively reduce by \$100,000 FAG and RLR grant revenue.

When the final outcome is known Council Officers', in conjunction with Council, will review the program of capital works and associated forecasts based on actual income received from the FAG and RLR grant scheme. This is likely to be part of the September 2014 Quarterly Review.

Other matters related to the Draft Operational Plan include a correction to the *Draft Fees and Charges* 2014/15 attached as an Appendix to the May 2014 Council Minutes. This correction involved the reinstatement of applicable charges for the Memorial Walls at Council's cemeteries, inadvertently omitted in the version appended to the May 2014 Agenda. The Draft Fees and Charges exhibited and appended as Appendix "K" include this fee.

Items requiring Council Resolution

5.15 RATES AND CHARGES 2014/15

AUTHOR: Revenue Officer

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO:

RECOMMENDATION: See below

REPORT:

The various rates and fees & charges are based upon the Council's Integrated Plans that are considered elsewhere in the agenda and also Council's Rating and Revenue Policy.

RATES AND CHARGES

The following rates and charges resolutions will, if adopted, implement the Council's intended rating model to achieve an overall permissible increase to Ordinary Rates income of **2.3%** (as per IPART rate peg). The increase in annual charges has been set at **3%** increase.

MAKING OF RATES AND CHARGES FOR 2014/2015

The making of rates and charges must be made by resolution of Council, pursuant to *Sections 534 and 535 of the Local Government Act 1993*, as set out below.

GENERAL FUND – Ordinary Rates

In accordance with *Section 535 of the Local Government Act, 1993*, (herein referred to as "the Act"), that pursuant to Section 494 of the Act, **Ordinary Rates** for the following rating categories, **for the 1st July 2014 to the 30th June 2015**, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **0.6202 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

- **FARMLAND - BAROOGA**
- **FARMLAND - BERRIGAN**
- **FARMLAND - FINLEY**
- **FARMLAND - TOCUMWAL**
- **FARMLAND – GRAVEL PITS**

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Items requiring Council Resolution

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **0.83792 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area categorised as **RESIDENTIAL**.

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **0.83792 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

- **RESIDENTIAL RIVER LAND – BAROOGA**
- **RESIDENTIAL RIVER LAND – TOCUMWAL**

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **0.6488 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

- **RESIDENTIAL RURAL – BAROOGA**
- **RESIDENTIAL RURAL – BERRIGAN**
- **RESIDENTIAL RURAL – FINLEY**
- **RESIDENTIAL RURAL - TOCUMWAL**

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **1.0623 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – BAROOGA**.

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **3.4427 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – BERRIGAN**.

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **2.9014 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – FINLEY**.

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **1.2074 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – TOCUMWAL**.

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **1.0623 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

- **BUSINESS HOSPITALITY- BAROOGA**
- **BUSINESS INDUSTRIAL – BAROOGA**
- **BUSINESS ORDINARY – BAROOGA**
- **BUSINESS RURAL – BAROOGA**

Items requiring Council Resolution

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **3.4427 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

- **BUSINESS HOSPITALITY- BERRIGAN**
- **BUSINESS INDUSTRIAL – BERRIGAN**
- **BUSINESS ORDINARY – BERRIGAN**
- **BUSINESS RURAL - BERRIGAN**

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **2.9014 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

- **BUSINESS HOSPITALITY- FINLEY**
- **BUSINESS INDUSTRIAL – FINLEY**
- **BUSINESS ORDINARY – FINLEY**
- **BUSINESS RURAL – FINLEY**

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate of **1.2074 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

- **BUSINESS HOSPITALITY- TOCUMWAL**
- **BUSINESS INDUSTRIAL – TOCUMWAL**
- **BUSINESS ORDINARY – TOCUMWAL**
- **BUSINESS RURAL - TOCUMWAL**

IT IS HEREBY RECOMMENDED – that Council make and levy an Ordinary Rate on all rateable land, as detailed below;

- rateable land sub-categorised as **MINING BAROOGA** on which an Ordinary Rate of **1.0623 cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING BERRIGAN** on which an Ordinary Rate of **3.4427 cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING FINLEY** on which an Ordinary Rate of **2.9014 cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING TOCUMWAL** on which an Ordinary Rate of **1.2074 cents** per dollar of land value be made and levied.

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Items requiring Council Resolution

WATER FUND

-Annual Charges

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act"), that Annual Water Supply charges, pursuant to the provisions of Sections 501 of the Act, **for the 1st July 2014 to 30th June 2015**, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – pursuant to the provisions of Section 501 of the Act that Council make and levy **Water Access Charges** on all properties in accordance with the **Rating and Revenue Policy 2014/15** (other than the land herein specified in the First Schedule under the conditions given), which is:-

- a) land that is supplied with water from a water pipe of the Council; or
- b) land that is situated within 225 meters of a water pipe of the Council, whether the land has frontage or not to the public road (if any) in which the water pipe is laid, even though the land is not actually supplied with water from any water pipe of the Council,

pursuant to,

water being able to be supplied to some part of the land from a standpipe at least 1 metre in height from the ground level, if such a pipe were laid and connected to the Council's main;

under the following criteria:-

-for rateable properties

A compulsory annual fixed charge of **\$474.00** be made and levied for availability to the water supply system (known as the **Water Access Charge**) and levied for each supply to the property, or multiples of each charge if the property is deemed to have multiple supplies/connections.

-for non-rateable properties

A compulsory annual fixed charge of **\$474.00** be made and levied for the recovery costs for providing access to the water supply system (known as the **Water Access Charge**) or multiples of each charge if the property is deemed to have multiple supplies/connections.

-Water Supply Special Rate or Charge

In accordance with Section 535 of the Act that a Water Supply Charge pursuant to the provisions of Section 551 of the Act, for the period defined by the relevant meter reading periods/cycles, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that pursuant to Section 552, of the Act that Council make and levy a **Water Restriction Relief Charge**, in

Items requiring Council Resolution

accordance with **Council's Rating and Revenue Polices and 2014/2015 Fees and Charges**, for that amount and the applicable water restriction period shown therein, during the **2014/15** water meter reading cycle year.

WATER CONSUMPTION CHARGES – All Town supplies

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act") that a **Water Consumption Charge**, pursuant to the provisions of Section 502 of the Act, for the period defined by the relevant meter reading periods/cycles, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that pursuant to Section 502, 539 and 540 of the Act that Council make and levy **Water Consumption Charges**, in accordance with **Council's 2014/15 Rates and Revenue Policies and 2014/15 Fees and Charges**, based on the appropriate tariff charge per measure, or estimate of measure, and for the applicable water restriction period, as shown therein, during the **2014/15 Reading Cycle Periods 1, 2, 3 and 4**.

SEWER FUND

-Annual Charges

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act"), that an Annual Charge pursuant to the provisions of Section 501 of the Act, known as the **Sewerage Supply Charge**, for the **1st July 2014 to the 30th June 2015**, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that pursuant to the provisions of Section 501 of the Act, that Council make and levy **Sewerage Supply Charges**, for the availability of the service, on each rateable assessment on land within the designated sewerage supply areas, (other than the land herein specified in the First Schedule under the conditions given), as detailed below:

Sewerage Supply area	Charge
Barooga	\$477.00
Berrigan	\$477.00
Finley	\$477.00
Tocumwal	\$477.00

-Sewerage Pedestal Charge

In accordance with Section 535 of the Act, that a Sewer Charge, pursuant to the provisions of Section 501, 502 and 552, known as the **Sewerage Pedestal Charge**, for **1 July 2014 to 30th June 2015**, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that Council make and levy a **Sewerage Pedestal Charge** as detailed below:

RESOLUTION

Items requiring Council Resolution

- in Barooga, Berrigan, Finley and Tocumwal rating areas,
 - for all non-rateable properties a charge of \$103.00 per cistern/toilet;
 - for all rateable properties, for each additional cistern/toilet in excess of two (2), a charge of \$103.00.

-Sewer Maintenance Charge

In accordance with Section 535 of the Act that a Sewer Charge, pursuant to the provisions of Section 501 and 552 of the Act, known as the **On-Site Sewer Maintenance Charge**, for the **1st July, 2014 to the 30th June 2015**, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that Council make and levy a charge on each rateable assessment meeting criteria as stipulated in Council's Rating and Revenue Policy, as detailed below:

Name of Charge	Charge
On-Site Sewer Maintenance Charge	\$91.00

FIRST SCHEDULE – Developer Concessions

That land hereunder will be exempt from Annual Water and Sewer Charges for the period **1st July, 2014 to 30th June, 2015**, or until sold, leased, rented or otherwise occupied during this period:

<u>ASSESSMENT</u>		
<u>NO</u>	<u>ADDRESS</u>	<u>DESCRIPTION</u>
00346-00000000-000	1-3 HUGHES STREET, BAROOGA	LOT 3 DP 1105784
00653-00000000-000	13-14 KEOGH DRIVE, TOCUMWAL	LOT 23 DP 1100718
00456-00000000-000	35 TAKARI STREET, BAROOGA	LOT 51 DP 1123204
00553-00000000-000	6 IVIE AVENUE, BAROOGA	LOT 35 DP 1093869
11724-00000000-000	66-68 TOCUMWAL STREET, FINLEY	LOT 4 DP 286051
00442-00000000-000	LOT 18 FLIGHT PLACE, TOCUMWAL	LOT 18 DP 1077717
00443-00000000-000	LOT 19 FLIGHT PLACE, TOCUMWAL	LOT 19 DP 107717
00671-00000000-000	LOT 541 BUSHLANDS ROAD, TOCUMWAL	LOT 541 DP 1107605
00121-00000000-000	LOT 542 BUSHLANDS ROAD, TOCUMWAL	LOT 542 DP 1107605
00647-00000000-000	TAKARI STREET, BAROOGA	LOT 22 DP 1099696
00685-00000000-000	10 MAVIS STEWARD DRIVE, BAROOGA	LOT 5 DP 1102913
00699-00000000-000	6 RUSSELL COURT, BAROOGA	LOT 19 DP 1102913
00708-00000000-000	12 BEATRICE COURT, BAROOGA	LOT 28 DP 1102913

Items requiring Council Resolution

00709-00000000-000	11 BEATRICE COURT, BAROOGA	LOT 29 DP 1102913
00710-00000000-000	10 BEATRICE COURT, BAROOGA	LOT 30 DP 1102913
00711-00000000-000	9 BEATRICE COURT, BAROOGA	LOT 31 DP 1102913
00712-00000000-000	8 BEATRICE COURT, BAROOGA	LOT 32 DP 1102913
00713-00000000-000	7 BEATRICE COURT, BAROOGA	LOT 33 DP 1102913
00715-00000000-000	5 BEATRICE COURT, BAROOGA	LOT 35 DP 1102913
00716-00000000-000	4 BEATRICE COURT, BAROOGA	LOT 36 DP 1102913
00717-00000000-000	3 BEATRICE COURT, BAROOGA	LOT 37 DP 1102913
00718-00000000-000	2 BEATRICE COURT, BAROOGA	LOT 38 DP 1102913
00730-00000000-000	25 GYPSIE CRESENT, BAROOGA	LOT 39 DP 1110847
00732-00000000-000	21 GYPSIE CRESENT, BAROOGA	LOT 41 DP 1110847
00733-00000000-000	19 GYPSIE CRESENT, BAROOGA	LOT 42 DP 1110847
00737-00000000-000	11 GYPSIE CRESENT, BAROOGA	LOT 46 DP 1110847
00738-00000000-000	9 GYPSIE CRESENT, BAROOGA	LOT 47 DP 1110847
00739-00000000-000	7 GYPSIE CRESENT, BAROOGA	LOT 48 DP 1110847
00741-00000000-000	1-3 GYPSIE CRESENT, BAROOGA	LOT 50 DP 1110847
00742-00000000-000	2 GYPSIE CRESENT, BAROOGA	LOT 51 DP 1110847
00743-00000000-000	4 GYPSIE CRESENT, BAROOGA	LOT 52 DP 1110847
00744-00000000-000	6 GYPSIE CRESENT, BAROOGA	LOT 53 DP 1110847
00745-00000000-000	8 GYPSIE CRESENT, BAROOGA	LOT 54 DP 1110847
00747-00000000-000	12 ISABEL AVENUE, BAROOGA	LOT 56 DP 1110847
00792-00000000-000	BUSHLAND ROAD, TOCUMWAL	LOT 29 DP 286078
00835-00000000-000	PINEWOOD LANE, TOCUMWAL	LOT 18 DP 285573
00851-00000000-000	33 TAKARI STREET, BAROOGA	LOT 52 DP 1123204
00852-00000000-000	8 IVIE AVENUE, BAROOGA	LOT 34 DP 1093869
00854-00000000-000	4 BEVERLEY PLACE, BAROOGA	LOT 55 DP 1123204
00859-00000000-000	9 BEVERLY PLACE, BAROOGA	LOT 60 DP 1123204
00860-00000000-000	10 BEVERLY PLACE, BAROOGA	LOT 61 DP 1123204
00862-00000000-000	29 TAKARI STREET, BAROOGA	LOT 63 DP 1123204
00892-00000000-000	BAROOGA - TOCUMWAL ROAD, BAROOGA	LOT 1 DP 1131416
00893-00000000-000	107-109 SNELL ROAD, BAROOGA	LOT 2 DP 1131416
00895-00000000-000	95-99 SNELL ROAD, BAROOGA	LOT 4 DP 1131416
00897-00000000-000	156 DENILQUIN STREET, TOCUMWAL	LOT 51 DP 1131677
00898-00000000-000	154 DENILQUIN STREET, TOCUMWAL	LOT 52 DP 1131677
00901-00000000-000	30 ANTHONY AVENUE, TOCUMWAL	LOT 55 DP 1131677
00903-00000000-000	26 ANTHONY AVENUE, TOCUMWAL	LOT 57 DP 1131677
00904-00000000-000	24 ANTHONY AVENUE, TOCUMWAL	LOT 58 DP 1131677
00905-00000000-000	22 ANTHONY AVENUE, TOCUMWAL	LOT 59 DP 1131677
00907-00000000-000	18 ANTHONY AVENUE, TOCUMWAL	LOT 61 DP 1131677
00908-00000000-000	16 ANTHONY AVENUE, TOCUMWAL	LOT 62 DP 1131677
00909-00000000-000	2 MAJUDA COURT, TOCUMWAL	LOT 63 DP 1131677

RESOLUTION

Items requiring Council Resolution

00910-00000000-000	3 MAJUDA COURT, TOCUMWAL	LOT 64 DP 1131677
00911-00000000-000	4 MAJUDA COURT, TOCUMWAL	LOT 65 DP 1131677
00912-00000000-000	5 MAJUDA COURT, TOCUMWAL	LOT 66 DP 1131677
00913-00000000-000	6 MAJUDA COURT, TOCUMWAL	LOT 67 DP 1131677
00914-00000000-000	7 MAJUDA COURT, TOCUMWAL	LOT 68 DP 1131677
00918-00000000-000	11 MAJUDA COURT, TOCUMWAL	LOT 72 DP 1131677
00919-00000000-000	12 MAJUDA COURT, TOCUMWAL	LOT 73 DP 1131677
00920-00000000-000	13 MAJUDA COURT, TOCUMWAL	LOT 74 DP 1131677
00921-00000000-000	14 MAJUDA COURT, TOCUMWAL	LOT 75 DP 1131677
00922-00000000-000	15 MAJUDA COURT, TOCUMWAL	LOT 76 DP 1131677
00950-00000000-000	4 PUTTER COURT, BAROOGA	LOT 110 DP 1133352
00951-00000000-000	5 PUTTER COURT, BAROOGA	LOT 111 DP 1133352
00984-00000000-000	4 BELINDA COURT, TOCUMWAL	LOT 17 DP 270154
00987-00000000-000	1 BELINDA COURT, TOCUMWAL	LOT 20 DP 270154
00999-00000000-000	BAROOGA - TOCUMWAL ROAD, BAROOGA	LOT 7 DP 1138900
01000-00000000-000	BAROOGA - TOCUMWAL ROAD, BAROOGA	LOT 8 DP 1138900
01003-00000000-000	83-87 SNELL ROAD, BAROOGA	LOT 12 DP 1138900
01004-00000000-000	89-83 SNELL ROAD, BAROOGA	LOT 13 DP 1138900
01008-00000000-000	55-61 NANGUNIA STREET, BAROOGA	LOT 1 DP 1138754
01009-00000000-000	51-53 NANGUNIA STREET, BAROOGA	LOT 2 DP 1138754
01028-00000000-000	95 MURRAY STREET, TOCUMWAL	LOT 13 DP 1148243
01035-00000000-000	3 RIVERVIEW COURT, BAROOGA	LOT 3 DP 1150036
01039-00000000-000	7 RIVERVIEW COURT, BAROOGA	LOT 7 DP 1150036
01040-00000000-000	8 RIVERVIEW COURT, BAROOGA	LOT 8 DP 1150036
01086-00000000-000	40 KELLY STREET, TOCUMWAL	LOT 872 DP 1174505
01087-00000000-000	42 KELLY STREET, TOCUMWAL	LOT 873 DP 1174505
01119-00000000-000	37 LIBERATOR PLACE, TOCUMWAL	LOT 24 DP 1190776
01120-00000000-000	41 LIBERATOR PLACE, TOCUMWAL	LOT 25 DP 1190776
01121-00000000-000	2 LIBERATOR PLACE, TOCUMWAL	LOT 26 DP 1190777
01122-00000000-000	4 LIBERATOR PLACE, TOCUMWAL	LOT 27 DP 1190777
01123-00000000-000	8 LIBERATOR PLACE, TOCUMWAL	LOT 28 DP 1190777
01124-00000000-000	12 LIBERATOR PLACE, TOCUMWAL	LOT 29 DP 1190777
01125-00000000-000	16 LIBERATOR PLACE, TOCUMWAL	LOT 30 DP 1190777
01126-00000000-000	22 LIBERATOR PLACE, TOCUMWAL	LOT 31 DP 1190777
01127-00000000-000	26 LIBERATOR PLACE, TOCUMWAL	LOT 32 DP 1190777
01128-00000000-000	32 LIBERATOR PLACE, TOCUMWAL	LOT 33 DP 1190777
01129-00000000-000	38 LIBERATOR PLACE, TOCUMWAL	LOT 34 DP 1190777
01130-00000000-000	42 LIBERATOR PLACE, TOCUMWAL	LOT 35 DP 1190777
01133-00000000-000	14 BABS COURT, TOCUMWAL	LOT 1 DP 1193573

Items requiring Council Resolution

11150-00000000-000	44 JERILDERIE STREET, TOCUMWAL	LOT 6 DP 270548
13166-00000000-000	TAKARI STREET, BAROOGA	LOT 21 DP 1099696
13176-00000000-000	1 WISE COURT, TOCUMWAL	LOT 1 DP 1036181

DOMESTIC WASTE MANAGEMENT SERVICES CHARGE

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act"), that a **Domestic Waste Management Services Charge** pursuant to the provisions of Sections 496, 501, 502 and 504 of the Act, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that the charge, for the period **1st July 2014 to 30th June 2015**, to be made and levied upon each parcel of rateable land for which the service is available, being for the **availability** of regular removal of domestic waste, as follows:

1. **Domestic Waste Collected - \$256.00** made for the availability of one bin of the size and pattern and service approved by the Council;
2. **Domestic Waste Collected – Additional - \$173.00** made for an additional bin of the size and pattern and service approved by the Council;
3. **Domestic Waste Uncollected - \$52.00** made on residential vacant land;

WASTE MANAGEMENT GARBAGE CHARGE

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act"), that **Garbage charges**, pursuant to the provisions of Sections 501 and 502 of the Act, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that the charge, for the period **1st July 2014 to 30th June 2015**, to be made upon each parcel of rateable land within the garbage collection area for which the service is available for the regular removal of waste as approved by Council, as follows:

1. **Garbage Charge - \$242.00** made for the availability of one bin of the size and pattern approved by the Council;
2. **Garbage and Recycling Collected Charge - \$356.50** made for the availability of bins of the size and pattern and service approved by the Council;
3. **Recycling Collected Charge - \$115.00** made for the availability of an additional bin of the size and pattern and service approved by the Council.

RESOLUTION

Items requiring Council Resolution

STORMWATER MANAGEMENT SERVICE CHARGE – Sections 496A and 501 of the Local Government Act, 1993

In accordance with Section 535 of the Local Government Act, 1993 (herein referred to as “the Act”), that a **Stormwater Management Service Charge**, pursuant to the provisions of Section 496A of the Act, and clause 125A and clause 125AA of the Local Government (General) Regulation 2005, shall now be made by resolution;

IT IS HEREBY RECOMMENDED – that a Stormwater Management Service Charge of:

- **\$25.00** be made and levied, for the period **1st July 2014 to 30th June 2015**, on each parcel of urban property that is liable for the charge, whether the works or service is either provided or proposed to be provided; or
- **\$12.50** be made and levied for the period **1st July 2014 to 30th June 2015**, on each parcel of urban strata property that is liable for the charge, whether the works or service is either provided or proposed to be provided.

INTEREST ON OVERDUE RATES AND CHARGES – Section 566, Local Government Act, 1993

IT IS HEREBY RECOMMENDED - that in accordance with the provisions of Section 566 of the Local Government Act 1993, that the **interest rate** to apply on overdue rates and charges for the period **1st July, 2014 to 30th June 2015**, will be charged at **8.5%** per annum on a daily basis.

Items requiring Council Resolution

Late Item admitted with the permission of the Mayor

5.16 LOAN TO ARCAV AIR PTY LTD FOR REFUELLING FACILITIES AT TOCUMWAL AERODROME

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

STRATEGIC OBJECTIVE: 4.4 Connect local, regional and national road, rail, and aviation infrastructure

FILE NO: 30.160.3

RECOMMENDATION: - that the Council sign and seal the following documents relating to a loan of \$43,785 to ARCAV AIR Pty Ltd to provide refueling facilities at the Tocumwal Aerodrome:

1. Heads of Agreement;
2. Variation of Lease;
3. Loan Agreement; and
4. General Securities Deed.

REPORT:

At its August 2013 Corporate Services Committee meeting the Committee considered the following report:

The Tocumwal Aerodrome is serviced by a fuel supply system provided by ARCAV AIR Pty Ltd and trading as Aero Refuellers. Aero Refuellers acquired the fuel installation from Mobil Australia that completed and operated the original installation.

The availability of a reliable fuel supply is obviously a critical component in operating the aerodrome from both a safety and commercial perspective.

The existing fuel facility is located on Council owned land that is leased to Aero Refuellers until 2016 with three five year options beyond that.

The lease rental is \$660 pa + GST and includes power, water and telephone cost. The lease is therefore low rent to assist with the continued provision of the fuel service.

The lease also includes a clause requiring Aero Refuellers to provide a multi card purchasing system.

Issues

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Items requiring Council Resolution**Late Item admitted with the permission of the Mayor**

The present fuel supply arrangement has seen two ongoing issues that need to be addressed if the fuel supply is to adequately meet the needs of the Council and aerodrome users.

Firstly, the purchase of fuel requires the use of an "Aero Refuellers" card which is effectively a credit account from the Company. This restricts access to the fuel supply to holders of those cards only.

This creates obvious problems for casual users of the aerodrome and has created many dissatisfied aerodrome users that arrive only to find that they cannot access the fuel supply.

Secondly the quality of the card reader and the cards has seen many holders of the Aero Refuellers cards also unable to access the fuel supply. Despite repeated attempts by the Company this issues has not been satisfactorily addressed.

The Council and users have continued to lobby Aero Refuellers to replace the payment system by the provision of a multi card reader system (similar to an EFPOS system) and as required by the lease.

This lobbying has been largely unsuccessful basically because the fuel supply itself is commercially marginal and there is a significant risk that if, pushed, the service will be simply withdrawn and the equipment relocated to a more viable site.

Options

Given that the above is unsatisfactory for all parties a range of options exist to address the issue.

In considering the options a central component is common to them all and that is to provide the multi card reading system and to eliminate the reliability issue requires replacement of both the existing card reader and also the fuel bowser. The cost of the combined unit is presently quoted as \$42,195. This equipment is however only a part of the overall fuel supply system.

This cost is compounded by an annual profit margin of \$15,000. That is, it will require about three years to recover the cost of the replacement component alone and disregarding other operating costs.

Council staff recently met with Company representatives to find a way forward with the issue and some of those options are considered below.

The improvement options are set out below along with the obvious issues associated with them.

Items requiring Council Resolution

Late Item admitted with the permission of the Mayor

The “do nothing” option is not considered worthy of evaluation.

Option	Advantages	Disadvantages
<i>Council acquires the existing fuel supply assets and upgrades bowser and card reader.</i>	<ul style="list-style-type: none"> • <i>Secures long term service by a benevolent provider.</i> • <i>Provides capacity for some longer term increase in aerodrome revenue streams</i> 	<ul style="list-style-type: none"> • <i>Unknown but significant capital cost in start up purchase.</i> • <i>Still requires investment in new equipment.</i> • <i>The Council has no practical expertise in providing such a service and would require third party support through some form of maintenance agreement.</i>
<i>The Council require Aero Refuellers to comply with its lease and provide the required equipment</i>	<ul style="list-style-type: none"> • <i>Equipment is upgraded and existing issues resolved.</i> • <i>Experienced independent service provider continues to provide a required service</i> 	<ul style="list-style-type: none"> • <i>Could the Council as a limited fuel purchaser provide fuel at a competitive cost?</i> • <i>It is highly likely that the Company will simply quit its lease and withdraw its service and assets.</i> • <i>Either no fuel supply is available or the Council secures or provides a new fuel installation.</i>
<i>The Council agrees to finance the required equipment purchase via a loan facility.</i>	<ul style="list-style-type: none"> • <i>Equipment is upgraded and existing issues resolved.</i> • <i>Experienced independent service provider continues to provide a required service.</i> 	<ul style="list-style-type: none"> • <i>The Council must consider community input before such a facility could be provided.</i> • <i>There is a risk that the Company will be unable to repay any loan funds advanced.</i> • <i>The Council would incur a financing cost if interest is not charged.</i>

RESOLUTION

Items requiring Council Resolution

Late Item admitted with the permission of the Mayor

None of the above options are all that desirable however the least worst is to provide the finance for the required bowser and card reader system. Ironically it is probably the lowest risk option assuming the continued fuel supply is seen as essential for the ongoing development of the Aerodrome.

In discussions with the Company it has put forward to financing options.

Firstly is to increase the existing lease rental by the required amount and change payments from annual to monthly.

Secondly is to make a loan to the Company.

Both options are based on a five year term.

The first option is not practically workable as it is fundamentally based on a lease not a loan agreement. It also provides no security over the proposed assets.

The second option would require a specific loan arrangement subject to security over the entire fuel system (not just the bowser and card reader). The lease and loan agreement would need to operate in parallel so a default in either would trigger a default in the other. This proposal would provide better security for the Council both in relation to the security of the debt and also to continue to be able to provide a fuel supply.

Based on a five year term and a purchase price of \$42,195 for the bowser and card reader monthly repayments of \$703.25 or \$777.09 if a 4% interest rate was applied (based upon predicted future term deposit rates).

If the Council is of a mind to provide the requested finance it would be required to publicly advertise its intention to do so for a period of 28 days before considering any submissions and making a final resolution.

The financial impact of any loan amount is a cash one rather than a budgetary one. That is, as the lone amount is represented by a debtor account it does not impact upon the Council's adopted budget and is an exchange of assets ie from cash to a debtor.

Conclusion

The fundamental issues to be resolved are:

- *Does the Council have a role in resolving the current fuel supply issues at the Tocumwal Aerodrome; or*

Items requiring Council Resolution

Late Item admitted with the permission of the Mayor

- *Should the Council allow commercial decisions of the other parties resolve the issue and by default accept the consequences of those decisions.*

Discussion and resolution would be appreciated.

As a result of its considerations the Committee made the following recommendation which was subsequently adopted by the Council at its meeting held on 21st August 2014.

that pursuant to Section 356 of the Local Government Act the Council give notice of its intention to loan an amount of up to \$45,000 to Aero Refuellers for the provision of a new fuel bowser and multi card reader at the Tocumwal Aerodrome with such loan to be repaid over five years and subject to interest of 4% per annum subject to security over the entire fuel system at the Tocumwal Aerodrome being provided to the Council and further that the Mayor and General Manager be delegated authority to negotiate specific terms of the proposed loan with Aero Refuellers.

As an aside to the intention of this report the Council advertised its intention to make the loan with no submissions received.

Given the main thrust of the above resolution the required documents have been signed by ARCAV AIR Pty Ltd and assuming that the Council wishes to proceed with the proposal, it too, now needs to sign and seal the following documents:

1. Heads of Agreement;
2. Variation of Lease;
3. Loan Agreement; and
4. General Securities Deed.

The documents have been prepared in accordance with the Council's resolution other than the specific loan amount which is \$43,785.

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Items for Noting

RECOMMENDATION – that Items for Noting numbered 6.1 to 6.12 Inclusive be received and noted.

6.1 **REFORMING LICENSING IN NSW – SUMMARY OF DRAFT REPORT**

AUTHOR: **General Manager**

STRATEGIC OUTCOME: **Good government**

STRATEGIC OBJECTIVE: **2.2 Ensure effective governance by
Council of Council operations and
reporting**

FILE NO:

REPORT:

According to IPART “The NSW Government has a target of \$750 million in reduced ‘red tape’ for business and the community by June 2015. To help achieve this target, IPART was asked to undertake a series of reviews. One of the first areas for review has focused on reforming licensing in NSW.

This review aims to identify all licence types in NSW and prioritise those where reform would produce the most red tape savings. We have also developed a Framework and Guide for regulators to use when assessing their existing or new licences.

Our recommended reforms of priority licences are expected to reduce red tape to individuals and businesses by between \$117 million and \$130 million per year. When considering the community as a whole, this provides between \$108 million and \$129 million in net benefits each year ‘.

The “top 32” licences to be reviewed are set out below:

Table 5.1 'Top 32' priority licences (for 'significant' NSW Government department/agency licences)

Number	Licence type	Department ^a	Agency ^a	Licence area	Assessment 1 Licence numbers (median = 814)		Assessment 2 Licence revenue (median = \$35,581)		Assessment 3 Policy score (original median = 0.42)	Reform Multiplier (median = 0.58)	Also raised in submissions received by IPART
					Number of licences	Ranking across all significant licences	Licence revenue ^b (\$)	Ranking across all significant licences			
1	Registration of a Light Vehicle	Transport for NSW	Roads and Maritime Services	14. Private transport	5,718,962 ^c	1	1,814,269,240	1	0.46	0.46	✓
2	Drivers Licence - Car	Transport for NSW	Roads and Maritime Services	14. Private transport	4,432,276	2	106,662,630	4	0.52	0.52	✓
3	Registration of Firearms	AGD	NSW Police Force	7. Firearms /weapons	771,636	5	-	180	0.55	0.55	✓
4	Drivers Licence - Rider	Transport for NSW	Roads and Maritime Services	14. Private transport	525,002	6	-	180	0.52	0.52	✓
5	Owner Builder Permit ^d	DFS	NSW Fair Trading	15. Residential or commercial works	450,346 ^d	8	-	180	0.41	0.70	
6	NSW Photo Card	Transport for NSW	Roads and Maritime Services	14. Private transport	304,080	10	3,088,827	21	0.51	0.51	✓
7	Recreational Fishing Fee	DTIRIS	Department of Primary Industries	3. Culture or recreation	267,518	14	13,400,000	7	0.48	0.71	✓
8	Registration of a Commercial or Recreational Vessel	Transport for NSW	Roads and Maritime Services	14. Private transport	226,634	17	4,817,868 ^e	18	0.47	0.47	
9	Drivers Licence - Heavy Rigid	Transport for NSW	Roads and Maritime Services	14. Private transport	202,892	18	-	180	0.50	0.50	✓
10	Home Building Licence	DFS	NSW Fair Trading	12. Occupational (eg, required to practice in professional occupation)	179,918	20	32,043,599	5	0.46	1.08	
11	Registration of a Heavy Vehicle ^d	Transport for NSW	Roads and Maritime Services	14. Private transport	160,194 ^c	21	264,198,492	3	0.43	0.43	✓
12	Working with Children Check	Education and Communities	Office of Communities	1. Ageing, disability or children	85,479	27	-	180	0.51	0.63	
13	Conditional Registration	Transport for NSW	Roads and Maritime Services	14. Private transport	77,172	28	2,173,234	29	0.44	0.44	✓
14	Permit to Acquire Firearms (PTA)	AGD	NSW Police Force	7. Firearms /weapons	62,789	30	1,437,840	38	0.55	0.55	
15	Bore Water Licence ^f	DTIRIS	Department of Primary Industries	5. Electricity, gas or water	32,630	41	312,933	80	0.62	1.08	
16	Driver Authority - Bus	Transport for NSW	Roads and Maritime Services	17. Public transport	28,218	43	717,150	56	0.56	0.96	
17	Driver Authority - Taxi	Transport for NSW	Roads and Maritime Services	17. Public transport	24,053	44	1,033,820	47	0.63	1.09	
18	Heavy Vehicle Permit	Transport for NSW	Roads and Maritime Services	14. Private transport	22,457	45	1,616,904	34	0.43	0.43	

Number	Licence type	Department ^a	Agency ^a	Licence area	Assessment 1 Licence numbers (median = 814)		Assessment 2 Licence revenue (median = \$35,581)		Assessment 3 Policy score (original median = 0.42)	Reform Multiplier (median = 0.58)	Also raised in submissions received by IPART
					Number of licences	Ranking across all significant licences	Licence revenue ^b (\$)	Ranking across all significant licences			
19	Certificate of Registration as a Real estate Salesperson	DFS	NSW Fair Trading	12. Occupational (eg, required to practice in professional occupation)	18,985	49	-	180	0.59	1.41	✓
20	Real Estate Agent	DFS	NSW Fair Trading	12. Occupational (eg, required to practice in professional occupation)	17,446	50	-	180	0.59	1.41	✓
21	Radiation User Licence	DPC	Environment Protection Authority	6. Environment, plants or animals	13,101	56	1,089,667	46	0.42	0.77	
22	Permit to Conduct a Lottery - Trade Promotion - single promotion	DTIRIS	NSW Office of Liquor, Gaming and Racing	10. Liquor, gaming or racing	11,942	58	895,650	51	0.46	0.59	
23	On-Premises Licence	DTIRIS	NSW Office of Liquor, Gaming and Racing	10. Liquor, gaming or racing	8,020	64	245,000	87	0.49	0.63	
24	Dangerous Goods Driver Licence	DPC	Environment Protection Authority	4. Dangerous goods	7,849	65	100,605	109	0.49	0.88	
25	Plant Health Certificates	DTIRIS	Department of Primary Industries	6. Environment, plants or animals	7,755	66	218,577	91	0.48	0.87	
26	Environment Protection Licence	DPC	Environment Protection Authority	6. Environment, plants or animals	2,352	102	16,700,000	6	0.41	0.74	✓
27	Operator Accreditation - Taxi	Transport for NSW	Roads and Maritime Services	17. Public transport	5,242	74	2,193,900	28	0.67	1.15	
28	Retail Electricity Supplier's Licence	DPC	IPART	5. Electricity, gas or water	30	209	655,000	59	0.49	0.86	
29	Pharmacy Registration and Renewal	NSW Ministry of Health	Health Professional Councils Authority	9. Health or pharmaceutical	1,805	111	552,500	62	0.68	0.79	
30	Natural Gas Retail Suppliers authorisation	DPC	IPART	5. Electricity, gas or water	20	221	520,600	63	0.59	1.04	
31	Natural Gas Reticulator's Authorisation	DPC	IPART	5. Electricity, gas or water	7	241	516,000	64	0.56	0.99	
32	Occupiers Licence (Protected Fauna)	DPC	Office of Environment and Heritage	6. Environment, plants or animals	4,336	80	496,600	66	0.61	1.11	

^a This refers to the Department/Agency who completed the survey response for the licence type.

^b Licence revenue may include rents and taxes, in addition to licence administration charges.

^c Since the completion of the IPART licence survey, we have received a correction from NSW Roads and Maritime Services (RMS) in relation to the number of new, renewed and in force licences for 'Registration of light vehicle' and 'Registration of heavy vehicle': RMS originally reported that there were 692,917 new, 4,816,012 renewed and 5,718,962 in force registrations for light vehicles and 21,102 new, 152,434 renewed and 160,194 in force registrations for heavy vehicles. However it has advised that these figures are in fact 351,991 new, 5,505,969 renewed and 5,555,737 in force registrations for light vehicles and 4,733 new, 215,470 renewed and 159,622 in force registration for heavy vehicles. Figures listed in this report and its appendices are based on the originally reported figures. We will incorporate the corrected figures in our Final Report. This correction does not affect our recommendations or impact analysis.

^d Since the completion of the IPART licence survey, we have received a correction from NSW Fair Trading in relation to the number of 'Owner Builder Permits' in force on 30 June 2012: NSW Fair Trading originally reported that there were 450,346 licences in force; however it has advised that this figure is in fact 17,569. Figures and priority rankings listed in this report and its appendices are based on the originally reported figure of 450,346. We will incorporate the corrected figure in our Final Report. This correction does not affect our recommendations or impact analysis. It should be noted that the corrected figure will change the priority ranking of the Owner Builder Permit from 5 to 19 on the 'Top 32' priority list of licences, and out of the 'Top 10' priority list. This will also result in licences previously ranked number 6 to 19 being promoted to 5 to 18 respectively, and 'Registration of heavy vehicle' moving into the 'Top 10' priority list. As such, the Owner Builder Permit has not been shaded green and Registration of heavy vehicle has been shaded green. Further analysis on registration of heavy vehicles is presented in section 5.2.

Items for Noting

A copy of the relevant fact sheet is circulated with this agenda as appendix "L" and can be accessed at [www.ipart.nsw.gov.au/files/1dc27b46-eb14-4966-ad2f-a33300903ca2/Fact Sheet - Reforming licensing in NSW - summary of Draft Report - May 2014.pdf](http://www.ipart.nsw.gov.au/files/1dc27b46-eb14-4966-ad2f-a33300903ca2/Fact_Sheet_-_Reforming_licensing_in_NSW_-_summary_of_Draft_Report_-_May_2014.pdf)

A copy of the full draft report can be found at: [www.ipart.nsw.gov.au/files/d66a7f16-adb5-4d9c-bd3a-a333009ea2be/Draft Report - Reforming licensing in NSW - Review of licence rationale and design - October 2013.pdf](http://www.ipart.nsw.gov.au/files/d66a7f16-adb5-4d9c-bd3a-a333009ea2be/Draft_Report_-_Reforming_licensing_in_NSW_-_Review_of_licence_rationale_and_design_-_October_2013.pdf)

The council can, if it chooses, make a submission in relation to the proposal by 4th July, 2014.

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Items for Noting

6.2 AUSTRALIAN RURAL ROAD GROUP ANNUAL GENERAL MEETING**AUTHOR:** Director Technical Services**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.3 Strengthen strategic relationships and partnerships with community, business and government**FILE NO:**

REPORT:

The annual general meeting of the Australian Rural Road Group Inc is to be held on 17th June, 2014 in conjunction with the General Assembly of Local Government in Canberra.

Berrigan Shire has generally not participated in the General Assembly and therefore not attended the annual meetings of the ARRG although we have been a member of the group since its formation.

Attached as Appendix "M" is a copy of the agenda for the meeting including a report from the chair on the activities carried out in 2013/2014.

The ARRG is doing some good work and compiling good arguments for investment of additional funds in rural roads. As with the outcomes of the NSW Local Roads Congress reported earlier it is of concern that the adoption of the principles they are developing may result in a redistribution of road funding from councils such as ours to less efficient or more remote councils.

Given the recent development with FAG funding it is important that this Council continue to pressure all levels of government not to reduce road funding for rural areas and to put in place mechanisms that allow funding to increase to levels that will sustain the road network at current levels and allow gradual improvement towards acceptable levels of service.

Items for Noting

6.3 QUOTATION NO. MQ01/14/15 – DELIVERY OF ROADMAKING & SEALING AGGREGATE MATERIALS 2014/2015 YEAR**AUTHOR:** Executive Engineer**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities**FILE NO:** MQ01/14/15

REPORT:

Quotations were called for the delivery of roadmaking and sealing materials for the period 1 July, 2014 to 30 June, 2015 for resheeting jobs. Cartage unit rates will remain fixed for the duration of the financial year.

Works will be allocated on a 'best value' basis by Council staff taking into account price, availability and service capacity/suitability.

Quotations were received from:

- Stephen Haynes Pty Ltd
- Crawford's Earthworks
- R.M. Wood

NOTION

Items for Noting

6.4 QUOTATION NO. MQ02/14/15 – SUPPLY OF ELECTRICAL SERVICES FOR 2014/2015 YEAR**AUTHOR: Executive Engineer****STRATEGIC OUTCOME: Sustainable natural and built landscapes****STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities****FILE NO: MQ02/14/15**

REPORT:

Quotations were called for the supply of electrical services for the period 1 July, 2014 to 30 June, 2015. Prices will remain fixed for the financial year.

Works will be allocated on a 'best value' basis by Council staff taking into account price, availability and service capacity/suitability.

Quotations were received from:

- Cobram Electrical & Data Pty Ltd
- PA & JL Scott
- Pace Electrics
- Mike Dakin Electrical Contractor
- Auselec
- PBS Power Services

Items for Noting

6.5 FEDERAL BUDGET 2014/15**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:** 14.064.2

REPORT:

On Tuesday 13 May 2014, the Federal Budget for the financial year 2014/15 was announced.

The main points for Local Government include:

- “Pausing” the indexation of Financial Assistance Grants (FAGs) over the next three years (2014/15 to 2016/17) – FAGs will not be increased in line with CPI and population increases. The loss of indexation over the three-year period means FAGs will stay at \$2.287 billion per annum nationally until and including 2016/17. Over the forward estimates (2014/15 to 2017/18) a total of \$925 million will be lost in FAGs nationally.
- In NSW, the FAGs indexation freeze will result in losses from forgone increase of approximately \$287.7 million over the forward estimates (\$29.9 million in 14/15, \$62.2 million in 15/16, \$95.8 million in 16/17, and \$99.8 million in 17/18).
- For Berrigan Shire Council, foregone revenue over the four year estimates is just over \$1 million (\$105,000 in 14/15, \$213,000 in 15/16, \$323,000 in 16/17 and \$368,000 in 17/18)
- Funding for the Roads to Recovery (R2R) program has been maintained at \$349.8 million national per annum (\$97.5 million will go to NSW) and the Black Spots funding of \$60 million nationally per annum (\$19.2 million will go to NSW).
- The Australian Government proposes to provide an additional, one-off \$349.8 million R2R funding in 2015/16 and \$200 million Black Spots funding over 2015/16 and 2016/17. This funding is to come from the Asset Recycling program (if and when it is established).

NOTING

Items for Noting

- A new \$300 million program for the renewal of bridges, to be spread over five years, is to begin in 2014/15 (\$60 million per annum nationally).
- Establishing the National Stronger Regions Fund. The fund is to provide \$1 billion nationally over five years from 2015/16 (including \$200 million in 2018/19 and 2019/20) for a competitive grants program to support the construction, expansion and enhancement of infrastructure across Australia. Grants are to be available for projects to be delivered in partnership with Local, State and Territory Governments, private sector and community groups. Funding partners will be required to contribute at least half the total project cost.

Overall, the Federal Budget is a disappointing outcome for Berrigan Shire Council. The reduction in projected income from FAGs is only partially offset by increases in projected infrastructure grants. In addition, the infrastructure funds are either tied to specific projects and/or contestable – unlike the untied FAGs amount.

The reduction in projected FAGs will have a real and significant impact on the ability of this Council to deliver the type and level of services expected by the community.

The General Manager has written to the Hon. Sussan Ley, the local Federal Member of Parliament to express this Council's deep concern with the decision to "pause" the indexation of FAGs.

Items for Noting

6.6 TAFE RIVERINA INSTITUTE AWARDS

AUTHOR: General Manager

STRATEGIC OUTCOME: Supported and engaged communities

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

FILE NO: 02.163.1

REPORT:

The Institute Director of the TAFE Riverina Institute has written to thank the Council for its support of the Institute's Annual Awards Celebration.

The Council provides an annual \$150 award.

The winner of this year's award was Shae Willis has completed a Certificate 3 in Aged Care.

NOTION

Items for Noting

6.7 LGNSW WATER MANAGEMENT CONFERENCE

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 04.039.2

REPORT:

The 2014 LGNSW Water Management Conference will be held at Port Macquarie from Monday 25th until Wednesday 27th August 2014.

This year's conference will discuss the following key themes:

- Review of institutional arrangements for local water utilities in regional NSW. The conference will discuss proposals to reform local water utilities in regional NSW and implications from the recommendations of the Independent Local Government Review Panel.
- Water recycling. The conference will look at trends in, and the ongoing reform of, the regulatory framework for water recycling including economic feasibility and direct potable reuse.
- Drinking Water Quality Management. The conference will look at the progress and challenges of implementing drinking water quality management frameworks in regional NSW.

As part of the conference program, delegates will visit the award-winning Port Macquarie Reclaimed Water Treatment Plant and the construction zone of the 20 megalitre Sancrox Reservoir.

The Port Macquarie Reclaimed Water Scheme supplies Port Macquarie-Hastings Council and commercial premises with an alternative water source. Reclaimed water is used to irrigate council parks and gardens, nurseries, bowling greens, commercial car washing, commercial laundry, toilet flushing, and construction applications. Delegates will be able to view a state-of-the-art reclaimed water treatment facility that includes reverse osmosis, microfiltration and ultraviolet disinfection, and speak directly with the plant operators who will give an overview of the regulatory framework that applies to reclaimed scheme operations.

The Sancrox Reservoir is a 20 megalitre reservoir being constructed to supply the western development areas of Port Macquarie. Construction technique for the 39 metre diameter, 18 metre tall reservoir is via cast in-situ, post-tensioned concrete. Horizontal panels will be poured in place and tensioned

Items for Noting

when cured. Ancillary works in the construction contract include a chlorine dosing building, an access road and lead in pipework for water supply and other services. Delegates will be able to view a large concrete reservoir during the construction phase and will be able to discuss the complexities associated with this type of construction with the contractor on site.

Registration cost is \$490 with travel, accommodation and sustenance.

Any Councillor wishing to attend should obtain an appropriate resolution from the Council.

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Items for Noting

6.8 MENS HEALTH WEEK 2014

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 3.1 Create safe, friendly and accessible communities

FILE NO: 24.160.1

REPORT:

Since June 2012 Council has sponsored an event during Mens Health Week designed to

- Raise community awareness of the impact of our environments: social, work and lifestyle on the health of men and boys
- Facilitate the involvement of individuals, groups and organisations in local activities and events that support and involve the community in promoting men's health and impact of literacy on mens health.

Project partners in this year's event included

- Berrigan Shire Council
- Finley Mens Shed
- Riverina Bluebells
- Finley Medical Centre
- Finley Community Health
- Intereach Finley
- St Lukes – Mental Health Services
-

Upwards of 70 men and their families attended this year's event: a Health Forum for men over 40 years of age that aimed to:

- Introduce men to their local General Practitioners
- Provide information on common health conditions; and how to access
- Local supports and services

Attendees at the forum were asked to rate the following

Survey results

Forum Information was relevant and informative	Rated as Excellent	78%
Information provided by guest speakers	Rated as Excellent	68%
How did you hear about this event	Newspaper	42%
	Word of Mouth	42%

Number of Respondents: 10

Items for Noting

6.9 COMMUNITY MEETING FINLEY TOWN ENTRANCE PROJECT**AUTHOR:** Strategic & Social Planning Coordinator**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.1 Support sustainable use of our natural resources and built landscapes**FILE NO:** 28.182.1

REPORT:

In response to Council's adoption of Tocumwal and Finley as first priorities in its rolling programs of works: town entrances. Council Officers have prepared:

1. Community Engagement Strategy including concept plan developed by the Town Planner
2. Flyer inviting Finley residents and business to a community meeting with light refreshments to be held at the Finley Bowls Club, Monday 23 June 2014.

At the time of writing a flyer is being distributed to all households and post office boxes in Finley the week beginning 16 June 2014.

The community engagement strategy attached as Appendix "N" describes the background to the project, key messages and the purpose of community consultation

Community comments will be incorporated into the design brief/scope of works and a landscape designer has been engaged to produce required drawings and conduct subsequent community meetings.

This is the second community meeting to be undertaken as part of Council's rolling program of works.

NOTING

Items for Noting

6.10 REVIEW OF DRAFT PROTECTION OF THE ENVIRONMENT (WASTE) REGULATION

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 31.160.3

REPORT:

The State Government is presently reviewing the Protection of the Environment Operations (Waste) Regulation.

The above legislation applies to the Council's landfill operations including recyclables.

RAMROC engaged the MRA Consulting Group to review the legislation and to advise members of relevant implication for them if the Regulation is implemented as proposed.

A Report from the MRA Consulting Group is circulated with this agenda as Appendix "O".

- Review of the MRA Consulting Group indicates that the only possible area of concern for the Council are:
- Possible need for CCTV. This would in any case be a good outcome for the Council given the incidents of illegal dumping of asbestos and general theft.
- The need to managed the stockpile of tyres to reduce the holding to lower levels
- The possible application of the waste levy. This is referred to elsewhere in the agenda.

Given the above it is not considered necessary to make any submission in relation to the proposed regulation.

Items for Noting

6.11 WORK HEALTH AND SAFETY COMMITTEE MINUTES

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO: 22.112.1

REPORT:

Minutes of the last Work Health and Safety Committee meeting held on 12th June, 2014 are attached as Appendix "P" for Councillors information.

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Items for Noting

6.12 DEVELOPMENT DETERMINATIONS FOR MONTH OF MAY 2014

AUTHOR: Executive Support Officer

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

REPORT: APPLICATIONS DETERMINED FOR MAY

Application	Description	Property Location	Applicant	Owner	Status	Value	Days Taken	
69/14/DA/D1	Transportable Dwelling	74-76 BAROOGA STREET, BERRIGAN NSW 2712 (Lot1/8/DP758097)	C.M. & C.J. Von Brockhusen	MR C VON BROCKHUSEN AND MRS C VON BROCKHUSEN	Approved 01-05-2014	\$ 35000.00	Active 6	Total 6
70/14/DA/D1	BV Dwelling	23 KAMAROOKA STREET, BAROOGA NSW 3644 (Lot7//DP248812)	Sessions Builders P/L	MR M A BROWN AND MRS A M BROWN	Approved 01-05-2014	\$ 309920.00	Active 4	Total 4
71/14/DA/D1	BV Dwelling & Attached Garage	19 BAROOGA ROAD, TOCUMWAL NSW 2714 (Lot12//DP1062923)	Colin & Kim Curtis P/L	CRAWFAM PTY LTD	Approved 06-05-2014	\$ 465649.00	Active 7	Total 7
72/14/DA/D1	BV Dwelling	52 NGAWA ROAD, BAROOGA NSW 3644 (Lot1//DP306291)	Martin Brooks	MR MJ BROOKS	Approved 27-05-2014	\$ 700000.00	Active 16	Total 16
73/14/DA/D1	BV Dwelling & Attached Garage	36 HUTSONS ROAD, TOCUMWAL NSW 2714 (Lot120//DP1070311)	Metricon Homes	MR MR PETHER & MS JE SALTER	Approved 22-05-2014	\$ 363715.00	Active 7	Total 7
74/14/DA/D5	Residential Storage Shed	50 HONNIBALL DRIVE, TOCUMWAL NSW 2714 (Lot30//DP791586)	Michael Hutchinson	MR MR HUTCHINSON	Approved 21-05-2014	\$ 15000.00	Active 6	Total 6
60/14/CD/M5	Inground Fibreglass Swimming Pool	13-15 HUNTER DRIVE, TOCUMWAL NSW 2714 (Lot26//DP1100718)	Poolside Cobram	MR DG TAINTON AND MRS EC TAINTON	Approved 14-05-2014	\$ 30100.00	Active 1	Total 1
61/14/CD/M1	BV Dwelling & Attached Garage	14 BABS COURT, TOCUMWAL NSW 2714 (Lot1//DP1193573)	Peter & Beverley Babington	MR PJ BABINGTON	Approved 27-05-2014	\$ 296466.00	Active 10	Total 10
62/14/CD/M4	Shed Extension	THORBURNS ROAD, TOCUMWAL NSW 2714 (Lot3//DP856754)	Brent Mcdougall	MR B C MCDOUGALL AND MRS L A G MCDOUGALL	Approved 14-05-2014	\$ 9000.00	Active 1	Total 1
63/14/CD/M4	Residential Storage Shed	41-43 BRUCE BIRRELL DRIVE, TOCUMWAL NSW 2714 (Lot19//DP1091884)	Frederick G. Crighton	MR FG CRIGHTON & MRS GK CRIGHTON	Approved 14-05-2014	\$ 19000.00	Active 1	Total 1
75/14/DA/D8	Community Shed	JERILDERIE ROAD, BERRIGAN NSW 2712 (Lot6//DP606728)	BERRIGAN SHIRE COUNCIL	BERRIGAN SHIRE COUNCIL	Approved 26-05-2014	\$ 80000.00	Active 8	Total 8
64/14/CD/M6	Pergola	89 ADAMS STREET, TOCUMWAL NSW 2714 (Lot32//DP748887)	Mark Budgen	MR MA BUDGEN	Approved 15-05-2014	\$ 19500.00	Active 1	Total 1
65/14/CD/MM	Shade Sail	47 COBRAM STREET,	Jonathon Nicholls	MR J T NICHOLLS	Approved	\$ 800.00	Active	Total

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Items for Noting

	Structure	BERRIGAN NSW 2712 (Lot52//DP245219)			21-05-2014		1	1
76/14/DA/D8	Church Office/Meeting Room	13-19 FINLEY STREET, TOCUMWAL NSW 2714 (Lot8//DP3124)	Rosemary Reed	ST ALBANS ANGLICAN CHURCH	Approved 30-05-2014	\$ 120000.00	Active 5	Total 5
77/14/DA/D8	Demolition of Old Shed and Erection of New Community Shed	93-117 WARMATTA STREET, FINLEY NSW 2713 (Lot74//DP752299)	BERRIGAN SHIRE COUNCIL	DEPARTMENT OF LANDS	Approved 29-05-2014	\$ 26500.00	Active 4	Total 4
78/14/DA/DM	Change of Use - Rural Shed to Part Dwelling	50 RACECOURSE ROAD, BERRIGAN NSW 2712 (Lot52//DP1179688)	Christine Marshall	MS CE MARSHALL	Approved 29-05-2014	\$ 0.00	Active 3	Total 3
67/14/CD/M4	Residential Storage Shed	2 AVA COURT, TOCUMWAL NSW 2714 (Lot27//DP270154)	Nathan Blakelock	MR NK BLAKELOCK & MS CL CLARK	Approved 28-05-2014	\$ 22000.00	Active 1	Total 1

APPLICATIONS PENDING DETERMINATION AS AT 10/06/2014

Application No.	Date Lodged	Description	Property Location
79/14/DA/D9	27-05-2014	3 Lot Subdivision	2-6 WARMATTA STREET, FINLEY NSW 2713 (Lot2//DP524848)
81/14/DA/D5	04-06-2014	Residential Storage Shed	10-12 OSBORNE STREET, BERRIGAN NSW 2712 (Lot7//Sec7//DP758097)
68/14/CD/MM	04-06-2014	Skillion Caravanport	10 COWLEY STREET, TOCUMWAL NSW 2714 (Lot2//DP264549)
82/14/DA/D3	05-06-2014	Railway Line	NEWELL HWY, TOCUMWAL NSW 2714 (Lot315//DP1121397)
69/14/CD/M5	05-06-2014	Inground fibreglass swimming pool	13-15 CHARLOTTE STREET, TOCUMWAL NSW 2714 (Lot5//Sec30//DP758981)

TOTAL APPLICATIONS DETERMINED / ISSUED

	This Month (May)	Year to Date	This Month Value	Year to Date Value
<i>Development Applications Determined</i>	10	81	\$2,115,784.00	\$17,115,168.00
<i>Construction Certificates Issued</i>	7	61	\$1,380,784.00	\$10,102,378.00
<i>Complying Development Cert. Issued</i>	7	64	\$396,866.00	\$4,484,394.00
<i>Local Activity Approvals Issued</i>	6	46	0	0

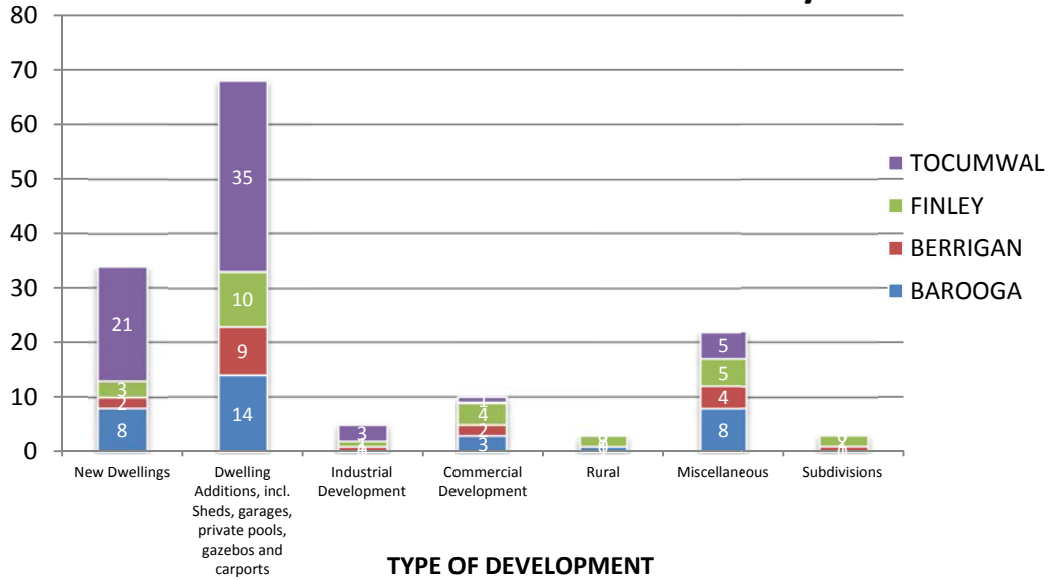
OTHER CERTIFICATES ISSUED FOR MAY

	149(2) Planning Certificate		149(5) Certificate		735A Certificate Outstanding Notices or Orders under LG Act 1993		121zp Certificate Outstanding Notices or Orders under EP&A Act 1979		149(D) Building Certificate		Swimming Pool Certificate	
	May	Year Total	May	Year Total	May	Year Total	May	Year Total	May	Year Total	May	Year Total
BAROOGA	8	89	0	9	0	8	0	7	0	0	0	1
BERRIGAN	6	57	0	3	1	8	0	1	0	0	0	0
FINLEY	14	117	1	5	0	7	0	0	0	2	0	0
TOCUMWAL	7	145	0	23	0	9	0	4	0	3	1	4

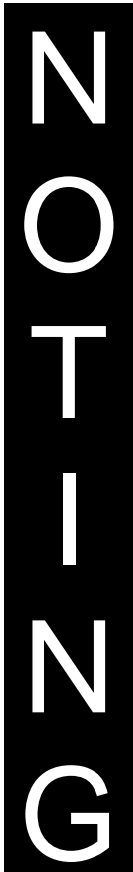
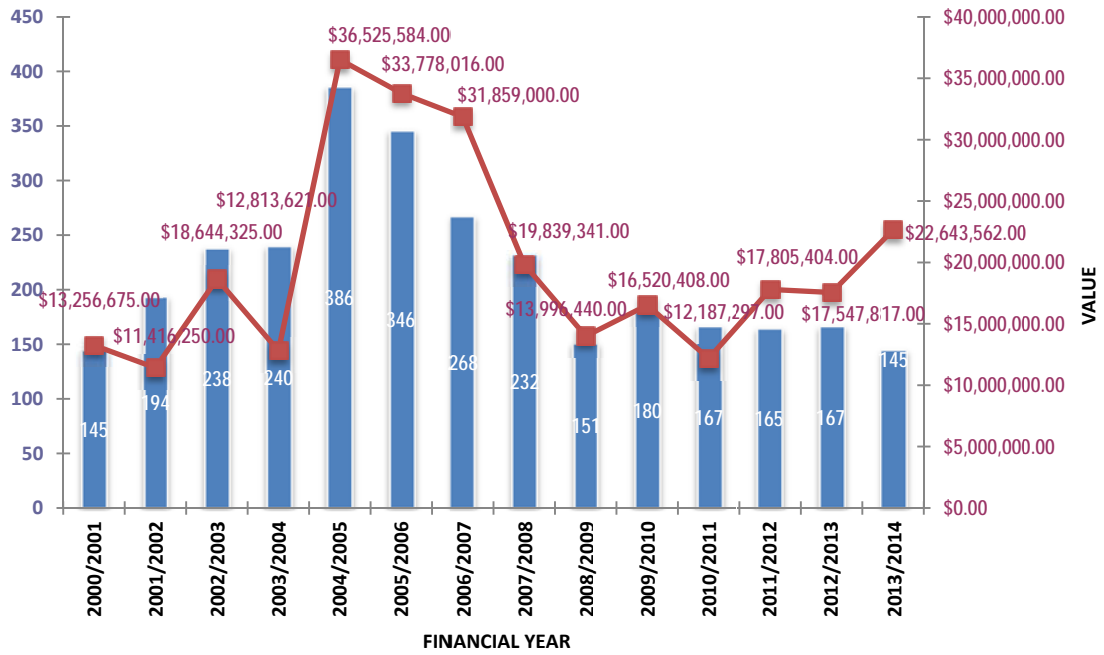
Items for Noting

TOTAL	35	408	1	40	1	32	0	12	0	5	1	5
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DEVELOPMENT ACTIVITY 2013 / 2014



DEVELOPMENT ACTIVITY



Committee meeting reports

7.1 MINUTES OF A CORPORATE SERVICES COMMITTEE MEETING HELD ON WEDNESDAY 4TH JUNE, 2014 IN THE COUNCIL CHAMBERS COMMENCING AT 9.02 AM.

RECOMMENDATION – that recommendations numbered 1 to 3 inclusive of the Corporate Services Committee Meeting held on 4th June, 2014 be adopted.

5.1 FACILITY NAMING POLICY

AUTHOR: Director Corporate Services
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.3 Strengthen strategic relationships and partnerships with community, business and government

FILE NO: 21.101.6

The Council indicated its view in relation to the following points as:

Should facilities be named after living people?

Yes, where such recognition is justified.

If the Council allows facilities to be named after living people, should current Councillors, Council staff and/or volunteer committee members be considered?

Council volunteers may be considered. Councillors and staff may be considered for their non-Council role, i.e. community role.

If the Council allows facilities to be named after living people, should it require approval in advance from the person being honoured?

Yes, in all cases.

Should the Council allow for renaming facilities that already have a name?

Yes, where appropriate and otherwise allowed by Policy.

Should the Council allow for naming facilities after sponsors?

No, but individual rooms and features may be so named. Buildings, parks may not be named after sponsors.

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Committee meeting reports

What documentation and evidence would the Council require to properly consider a naming request?

Enough evidence to satisfy the Council that the honour is deserved.

Should we have a formal public notice and consultation period before any renaming?

No formal public consultation process. Council staff would be required to discreetly consult with the relevant stakeholders.

Should we require the Council to approve these names by formal resolution?

Yes

5.2 DRAFT NEWELL HIGHWAY CORRIDOR STRATEGY

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 28.094.1

RECOMMENDATION NO. 1 - that the Council adopt the draft submission in relation to the draft Newell Highway Corridor Strategy as shown in appendix "A".

5.3 TOCUMWAL INTERMODAL ACCESS IMPROVEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

STRATEGIC OBJECTIVE: 4.4 Connect local, regional and national road, rail, and aviation infrastructure

FILE NO: 08.129.4

RECOMMENDATION NO. 2 - that the Council:

1. Receive the report "Tocumwal Freight Precinct Access Improvement" as circulated as appendix "B".
2. Consider options for progress of improving or not access to the Tocumwal Intermodal facility.
3. Include the project in a lobbying program seeking to gain access to the NSW sign on funds provided by the Commonwealth for agreeing to the Murray Darling Basin Plan. This option would be supported by the results of the joint Council study completed under the Strengthening

Committee meeting reports

Basin Communities project that highlighted that improved transport logistics were a key action that could mitigate the impacts of implementation of the Murray Darling Basin Plan. This action is in progress with a meeting being sought with the NSW Water Minister.

4. Lobby the Roads and Maritime Service along similar lines to the above.
5. Lobby the Federal Government for funding under its "infrastructure" banner, again in terms of the above.

5.4 COUNCIL ISSUES

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2022 objective and strategies inform Council planning and community led projects

FILE NO:

The Council indicated that in relation to:

1. Progress of the issue of the aim of the two Chambers of Commerce, the Berrigan and District Development Association and the Barooga Advancement Group (the Chambers) to employ an executive officer, it has no concerns with the progress of the resolution of the issue.
2. The issue of a draft Tourism strategy to the Chambers it would prefer that when draft documents are being circulated for consultation as a preliminary step to the Council's consideration, these should be clearly indicated that they are working documents being developed for later Council consideration.
3. An article in the southern Riverina News on Wednesday 21st May, 2014 no clarification or guidance was provided.

5.5 POPULATION PROJECTIONS – DEPARTMENT OF PLANNING AND ENVIRONMENT

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.3 Strengthen strategic relationships and partnerships with community, business and government

FILE NO: 14.145.1

The meeting agreed to let the matter unfold in due time.

Committee meeting reports

GENERAL BUSINESS

Truck parking outside Mary Lawson Wayside Rest area

RECOMMENDATION NO. 3 - that the Council refer the matter of truck parking outside Mary Lawson Wayside Rest area to the Local Traffic Committee for appropriate action or other solution.

Library associations amalgamation vote.

RESOLVED Crs: Morris and O'Neill that the Council endorse the action of the General Manager in voting 'yes' on behalf of the Council to the following proposal from Public Libraries NSW:

"that:

- i. Public Libraries New south Wales amalgamate with the NSW Metropolitan Public Libraries Association to become a single association proposed to be called NSW Public Libraries Association on terms consistent with the Associations Incorporation Act 2009 (NSW).
- ii. The purpose of this amalgamation is to enable those councils and public library services which are members to meet on a regular basis for common purposes and to undertake united action.
- iii. The amalgamated association adopt the following objectives:
 - Unified and strong representation to all levels of government, members of Parliament and other bodies on matters of common interest and concern for public libraries in New South Wales.
 - Specifically to represent the public library interests of members to relevant Ministers, Local Government NSW, the Australian Library and Information Association, Public Libraries Australia and other professional and administrative bodies.
 - To support the particular community roles played by libraries, to promote understanding of the value of public libraries and to promote their use.
 - To encourage mutual assistance in the development of library services, to share experience of service provision and co-operatively to undertake suitable review of services and standards.
 - To demonstrate solidarity and self-help amongst councils and libraries, thereby fostering confidence and mutual support amongst libraries, both large and small.
 - To undertake and encourage research and development on matters of interest to public libraries in New South Wales.
 - The Association has the ability to apply for grants and raise finance for specific purposes.

Committee meeting reports

- The Association will operate as a partnership between Councillors, Council staff and public libraries staff.
 - To work with the State Library of NSW for the betterment of the NSW public library network
- iv. That the amalgamated association adopt the Draft NSW Public Libraries Association Constitution in compliance with the Associations Incorporation Act 2009 (NSW) inclusive of the objectives stated above.
- v. That, from the inauguration of the Association until the declaration of the ballot at the first Annual General Meeting, the interim executive shall be composed of the senior officers of the antecedent associations, namely:
- Public Libraries NSW – Chairman, Deputy Chairman, Secretary/Treasurer and Assistance Secretary/Treasurer
 - NSW Metropolitan Public Libraries Association – President, Vice-President, Secretary and Treasurer
- Until such time as the declaration of a ballot for the permanent executive as identified in Section 16 of the Constitution.

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Items requiring Council Resolution

8. MAYOR'S REPORT**R
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N****RECOMMENDATION** – that the Mayor's Report be received.

Items requiring Council Resolution

9. DELEGATES REPORT

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Items requiring Council Resolution

10.

GENERAL BUSINESS

RESOLUTION