



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 **Wednesday 16th March, 2016**, when the following business will be submitted:-

9.00AM

Public Question Time

COUNCIL MEETING

1.	APOLOGIES	3
2.	DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST	3
3.	VISITORS ATTENDING MEETING.....	3
4.	CONFIRMATION OF MINUTES.....	3
5.1	FINANCE – ACCOUNTS	3
5.2	BAROOGA COMMUNITY BOTANICAL GARDENS COMMITTEE OF MANAGEMENT	8
5.3	FINLEY SHOWGROUND & SPORTING COMPLEX COMMITTEE OF MANAGEMENT	9
5.4	FINLEY RECREATION RESERVE COMMITTEE OF MANAGEMENT	10
5.5	FINLEY WAR MEMORIAL SWIMMING POOL COMMITTEE OF MANAGEMENT	11
5.6	BERRIGAN SPORTSGROUND – INSTALLATION OF CULVERT ...	12
5.7	REQUEST TO USE THE FINLEY WAR MEMORIAL HALL FOR GALA EVENT.....	14
5.8	BERRIGAN SHIRE LOCAL HERITAGE FUND 2015/2016.....	16
5.9	VARIATION OF THE BERRIGAN DEVELOPMENT CONTROL PLAN 2014 NEEDED TO APPROVE DEVELOPMENT APPLICATION 85/16/DA/D1 – BEING THE CONSTRUCTION OF A BRICK VENEER DWELLING & ATTACHED GARAGE + STORAGE SHED.....	17
5.10	REVOCATION OF LOCAL POLICY FOR RELOCATION OF PREVIOUSLY USED RESIDENCES – ADOPTED 21 JUNE 2006...	23
5.11	HALF COST SCHEME 03/15/16 FOOTPATH CONSTRUCTION – TUPPAL STREET, FINLEY (BOTH SIDES, MURRAY STREET TO DENISON STREET).....	24
5.12	HALF COST SCHEME 04/15/16 FOOTPATH CONSTRUCTION – HENNESSY STREET, TOCUMWAL (SOUTH SIDE, HANNAH STREET TO CHARLOTTE STREET)	28

Items requiring Council Resolution

5.13	HALF COST SCHEME 05/15/16 FOOTPATH CONSTRUCTION – BRUTON STREET, TOCUMWAL (SOUTH SIDE FROM CARAVAN PARK TO ANTHONY AVENUE)	33
5.14	HALF COST SCHEME 06/15/16 FOOTPATH CONSTRUCTION – MURRAY STREET, FINLEY (WEST SIDE, SCOULLAR STREET TO TONGS STREET)	43
5.15	HALF COST SCHEME 07/15/16 FOOTPATH CONSTRUCTION – BUCHANANS ROAD, BAROOGA (WEST SIDE, LAWSON DRIVE TO HUGHES STREET).....	50
5.16	FUEL CARD POLICY	56
5.17	SALE OF LAND.....	61
5.18	EVENT FUNDING APPLICATION – LIONS CLUB OF FINLEY.....	62
5.19	EVENT FUNDING APPLICATION – SOUTHERN RIVERINA HEALTH AND WELLBEING EXPO.....	64
5.20	MERGER TRANSITION.....	66
5.21	LEGISLATIVE COMPLIANCE POLICY.....	68
5.22	EQUAL EMPLOYMENT OPPORTUNITY, WORKPLACE BULLYING AND HARASSMENT POLICY.....	69
6.1	SENIORS & YOUTH PHOTO EXPO.....	70
6.2	LAND SALES	72
6.3	FAITH IN A BASIN FUTURE.....	73
6.4	MINUTES OF RAMROC MEETING.....	74
6.5	WH & s COMMITTEE.....	75
6.6	DEVELOPMENT DETERMINATIONS FOR MONTH OF FEBRUARY 2016	76
7	CLOSED COUNCIL	80
7.1	MEETING WITH PROPOSED CONSULTANTS	82
	RESOLUTIONS FROM THE CLOSED COUNCIL MEETING	87
8.1	MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 23 RD FEBRUARY, 2016.....	88
9.	MAYOR’S REPORT	90
10.	DELEGATES REPORT	91
11.	GENERAL BUSINESS	92
12.	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, 16th March, 2016

BUSINESS PAPER

1. **APOLOGIES**
2. **DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST**
3. **VISITORS ATTENDING MEETING**

9.00 am	Mr Austin Evans, Faith in a Basin Future
10.30 am	Presentation of Australian Citizenship – Ms Jully-Ann NDLOVU

4. **CONFIRMATION OF MINUTES**
RECOMMENDATION – that the Minutes of the meeting held in the Council Chambers on Wednesday 17th February, 2016 and Extraordinary Council meeting held on Wednesday 2nd March, 2016, be confirmed.

5.1 FINANCE – ACCOUNTS

AUTHOR: Finance Manager

STRATEGIC OUTCOME: Good government

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

RECOMMENDATION – that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 29 February 2016, be received and that the accounts paid as per Warrant No. 02/16 totalling \$5,441,659.89 be confirmed.

REPORT

- a) A Financial Statement covering all funds of the Council indicating the Bank Balances as at 29 February 2016 is certified by the Finance Manager.

Items requiring Council Resolution

- b) The Finance Manager certifies that the Cash Book of the Council was reconciled with the Bank Statements as at 29 February 2016. The Finance Manager certifies the Accounts, including the Petty Cash Book made up to 29 February 2016, totalling \$5,441,659.89 and will be submitted for confirmation of payment as per Warrant No. 02/16
- c) The Finance Manager certifies that all Investments have been placed in accordance with:
- i. Council's Investment Policy,
 - ii. Section 625 of the Local Government Act 1993 (as amended),
 - iii. the Minister's Amended Investment Order gazetted 11 January 2011,
 - iv. clause 212 of the Local Government (General) Regulations 2005, and
 - v. Third Party Investment requirements of the Office of Local Government Circular 06-70.
- d) February has shown an increase in total funds held at the end of January. The increase is due to the receipt of the third instalment of the Financial Assistance Grant and Rates and is comparable with the same period last year.
- Overall funds are \$4.6M higher than the same period last year, although the Council is expecting to payout some very large orders for roadworks in the near future. As a result total funds held are expected to reduce in March.

Items requiring Council Resolution

Statement of Bank Balances as at 29 February 2016

Bank Account Reconciliation

Cash book balance as at 1 February 2016	\$ 4,518,174.20
Receipts for February 2016	\$ 4,865,815.84
Term Deposits Credited Back	\$ -
	\$ 9,383,990.04

Less Payments Statement No 02/16

Cheque Payments V075623 - V075628	\$ 8,411.17
Electronic Funds Transfer (EFT) payroll	\$ 464,268.12
Electronic Funds Transfer (EFT) Creditors E023084 - E023254	\$ 936,187.28
Term Deposits Invested	\$ 4,000,000.00
Loan repayments, bank charges, etc	\$ 32,793.32
Total Payments for February 2016	\$ 5,441,659.89
Cash Book Balance as at 29 February 2016	\$ 3,942,330.15

Bank Statements as at 29 February 2016

Bank Statements as at 29 February 2016	\$ 3,942,984.15
Plus Outstanding Deposits	
Less Outstanding Cheques	\$ 654.00
Reconciliation Balance as at 29 February 2016	\$ 3,942,330.15

INVESTMENT REGISTER

INSTITUTION	DEPOSIT NO.	TERM (days)	RATE	MATURITY DATE	INSTITUTION TOTAL
AMP	117/15	182	3.00%	25/08/2016	\$ 2,000,000.00
AMP	115/15	180	2.90%	13/07/2016	\$ 2,000,000.00
Central Murray Credit Union	104/14	365	3.25%	19/03/2016	\$ 2,000,000.00
Defence Bank Limited	106/14	365	3.20%	4/04/2016	\$ 1,000,000.00
Defence Bank Limited	102/14	180	3.00%	2/07/2016	\$ 1,000,000.00
Hume	112/15	180	2.75%	7/03/2016	\$ 1,000,000.00
Bank of Queensland	119/15	183	2.80%	15/03/2016	\$ 2,000,000.00
Bank of Queensland	120/15	182	2.90%	7/06/2016	\$ 1,000,000.00
ME Bank	114/15	91	2.85%	8/02/2016	\$ 2,000,000.00
ME Bank	118/15	182	2.90%	25/05/2016	\$ 2,000,000.00
My State Bank	121/16	123	3.00%	7/06/2016	\$ 2,000,000.00
NAB	108/14	180	2.85%	6/08/2016	\$ 1,000,000.00
NAB	109/14	180	2.95%	28/08/2016	\$ 1,000,000.00
NAB (LIRS LOAN)	110/15	90	2.95%	3/04/2016	\$ 1,630,000.00
					\$ 21,630,000.00

Total Funds Held at 29 February 2016

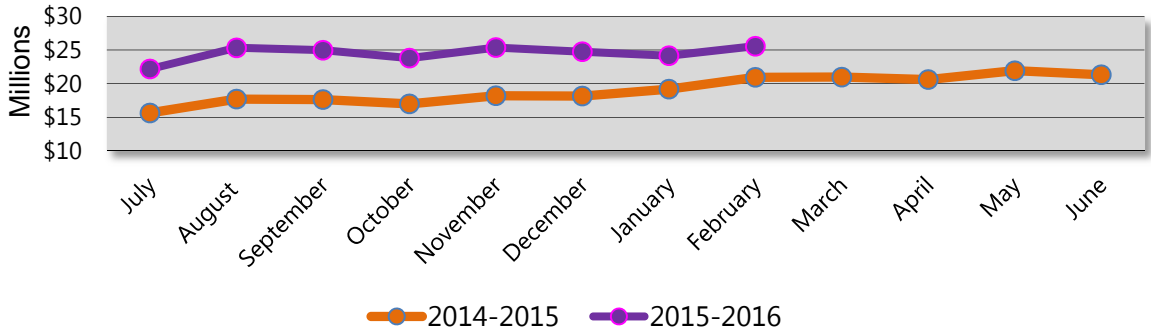
\$25,572,330.15

Carla von Brockhusen - Finance Manager

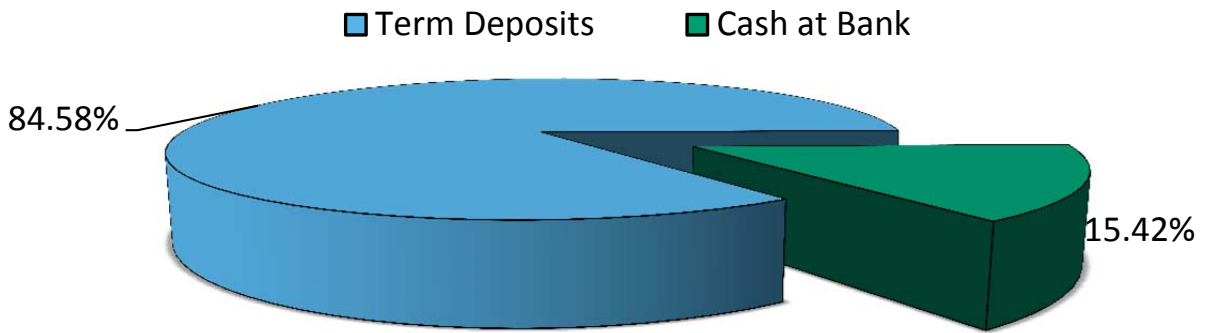
RESOLUTION

Items requiring Council Resolution

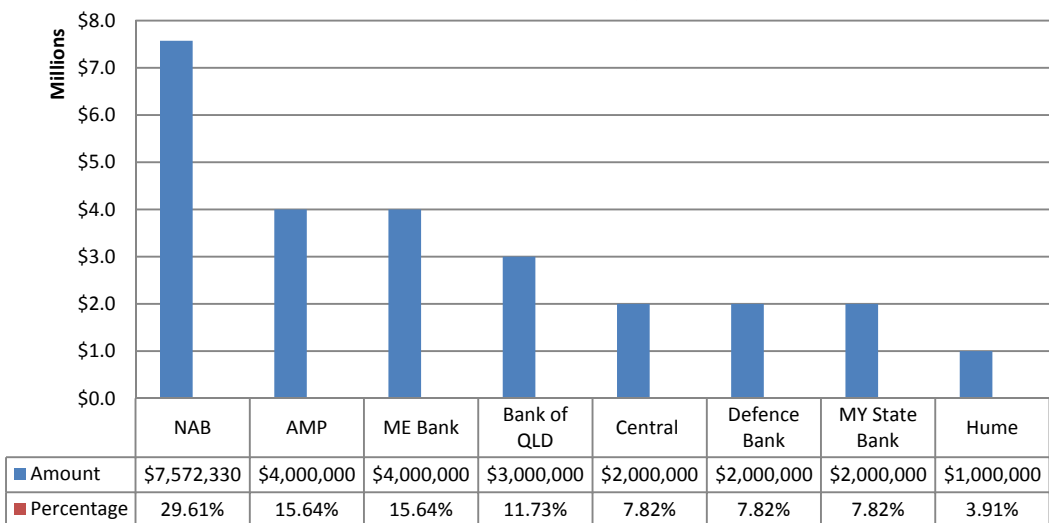
Total Funds Held



Funds Held by Type



Funds Held by Institution



NON-FUNCTIONAL

Items requiring Council Resolution

Changes in Investment Portfolio for February 2016

Previous Investment			New Investment		
Prior Financial Institution	Amount	Interest Rate	Current Financial Institution	Amount	Interest Rate
NAB	\$1,000,000	2.85%	NAB	\$1,000,000	2.85%
ME BANK	\$2,000,000	2.85%	ME BANK	\$2,000,000	2.85%
NAB	\$1,000,000	2.95%	NAB	\$1,000,000	2.95%
AMP	\$2,000,000	2.90%	AMP	\$2,000,000	3.00%

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Items requiring Council Resolution

**5.2 BAROOGA COMMUNITY BOTANICAL GARDENS
COMMITTEE OF MANAGEMENT**

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 21.101.1

RECOMMENDATION: - that the Council:

- A) Revoke existing members of the Barooga Community Botanical Gardens Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the BAROOGA COMMUNITY BOTANICAL GARDENS Committee of Management:

President	Lynn Knight
Secretary	Ruth Burnett
Treasurer	Murray Burnett
Committee	Jan Cullen, R wright, W Wright, C Wigg, I Twigg, M Nixon, G Brentnall, G Backhouse, V Rankin

REPORT:

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

Items requiring Council Resolution

**5.3 FINLEY SHOWGROUND & SPORTING COMPLEX
COMMITTEE OF MANAGEMENT**

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 21.101.8

RECOMMENDATION: - that the Council:

- A) Revoke existing members of the Finley Showground & Sporting Complex Committee of Management.
- C) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the FINLEY SHOWGROUND & SPORTING COMPLEX Committee of Management:

President	Brian Hill
Secretary	
Treasurer	
Committee	Keith Kennedy, Gordon Close, David Webb, Bill Rowlands, Graeme Fisher, Troy Royston, Matt Mueller, Roger Sutton, Steward Webster, Mick Wanes, Troy Marshall, Cheryl Taig, Roz Gustin, Kerry Lang.

REPORT:

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

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Items requiring Council Resolution

5.4 FINLEY RECREATION RESERVE COMMITTEE OF MANAGEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 21.101.7

RECOMMENDATION: - that the Council:

- A) Revoke existing members of the Finley Recreation Reserve Committee of Management.
- D) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the FINLEY RECREATION RESERVE Committee of Management:

President	Barry Dawe
Secretary	Matt Whitty
Treasurer	Paul Evans
Committee	Lindsay Donkin, Ashley Haynes, Helen Lewis, Lynda Whiley, Chris Shaw, Russell Anderson, Amanda Lyons, Michael Archer, Rick Gardner, Pat Kelly, Brian Hill, Matt Hannan

REPORT:

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

Items requiring Council Resolution

**5.5 FINLEY WAR MEMORIAL SWIMMING POOL
COMMITTEE OF MANAGEMENT**

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 26.160.2

RECOMMENDATION: - that the Council:

A) Revoke existing members of the Finley War Memorial Swimming Pool Committee of Management.

E) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the FINLEY WAR MEMORIAL SWIMMING POOL Committee of Management:

President	Robyn O'Leary
Secretary	Linda Turley
Treasurer	Debbie Shumack
Committee	Barry Dawe, Kate Armstrong, Paul Burns, Maureen Shaulders, Shirley Callaway, Mandy Smith, Sharon White

REPORT:

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

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Items requiring Council Resolution

5.6 BERRIGAN SPORTSGROUND – INSTALLATION OF CULVERT

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Supported and engaged communities

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

FILE NO: 21.101.3

RECOMMENDATION: - the direction of the Council is sought

REPORT:

The Berrigan Sportsground Committee of Management has written to the Council to express its disappointment with an invoice it received for the installation of a culvert at its new entrance at Stafford St, Berrigan. A copy of the letter is attached as Appendix "A".

The new culvert was required when the Berrigan Sportsground committee decided to relocate the main entrance to the Sportsground from Jerilderie Street – a location where the Traffic Committee has identified some safety concerns – to Stafford Street.

Council staff discussed the likely costs for the works with the Committee but unfortunately there was no formal advice provided to the Committee about the liability for the works or their expected costs. While the Committee considers the costs of the works excessive, it should be noted that the committee was not charged for the cost of the pipe – it was only charged for the headwalls and installation.

The Committee has not asked the Council to withdraw the invoice – in part or in full. Instead it is asking the Council for financial assistance to construct a gate, fence and ticket box for the new entrance. The Committee states that it intended to fund these works itself but finds itself unable to after receipt of the invoice for the culvert.

The Committee estimates the gate, fence and ticket box will cost around \$3,500 with the use of volunteer labour.

Options

The Council has the following options.

Items requiring Council Resolution

1. Agree to fund the works immediately – in part or in full
2. Refer the request to the 2016/17 budget – in part or in full
3. Refuse the request

While there does appear to be a genuine misunderstanding between Council staff and the Committee, these sorts of works are generally expected to be paid by the relevant Committees of Management – unless other arrangements are made. As mentioned above, the Council had already found savings through the re-use of a suitable pipe.

The Committee is also contending that the relocation was in response to a safety concern and that the Council have a role to assist in the mitigation of that risk.

The Council has limited financial scope to make additions to its budget at this time of year – its available funds have been committed elsewhere. The Council should also be cognisant of its obligations under the s23A guidelines issued by the OLG for *Council Decision Making during Merger Proposal Periods*. Expenditure outside the Council's adopted budget requires "clear and compelling" grounds. Considering the works in the 2016/17 operating budget would avoid both concerns.

On the other hand, the Committee would be looking to have the works complete before the start of the football/netball season and from the Council's point-of-view this would also be a positive outcome.

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Items requiring Council Resolution

5.7 REQUEST TO USE THE FINLEY WAR MEMORIAL HALL FOR GALA EVENT

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Supported and engaged communities

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

FILE NO: 05.101.3

RECOMMENDATION: - that the Council permits the Friends of the Scots Presbyterian Church Association Inc. to use the Finley War Memorial Hall for four Gala Days to be held on:

1. Saturday 9 April 2016
2. Saturday 25 June 2016
3. Saturday 10 September 2016
4. Saturday 12 November 2016

Subject to:

1. Providing evidence of suitable public liability insurance to a minimum of \$20 million, noting the Council's interest.
2. Preparation of a Risk Management Plan for each event, noting the identified defects in the Hall.
3. Compliance with all other statutory and regulatory obligations that may apply.

REPORT:

The Friends of the Scots Presbyterian Church Association Inc. have requested permission to book the Finley School of Arts and the Finley War Memorial Hall for four Gala Days.

The dates requested are:

1. Saturday 9 April 2016
2. Saturday 25 June 2016
3. Saturday 10 September 2016
4. Saturday 12 November 2016

The Gala Day will include market stalls, light refreshments and entertainment.

Items requiring Council Resolution

Background

In November 2015, Council staff conducted a risk assessment of the use of the Finley War Memorial Hall. While the risk assessment was based on the use of the hall for basketball, it did identify some concerns with the venue – including the floor and the seating.

As a result of the risk assessment, the Council directed the Finley War Memorial Hall and School of Arts Committee of Management to refer any requests to use the Finley War Memorial Hall to the Council to determine. This was to ensure that Council staff could assess the use of the hall against its identified risks.

Bookings for the Finley School of Arts remain the responsibility of the volunteer Committee of Management.

Comment

The risk assessment of the Finley War Memorial Hall was specifically based around its use for basketball. The findings of that report are not generally applicable to other, less active uses of the venue.

The proposed use of the hall by the Friends of the Scots Presbyterian Church Association Inc. is unlikely to be affected by the defects noted in the report.

It should be noted that parking is limited at the Finley War Memorial Hall and event organisers may need to consider traffic management and access for the disabled and frail aged. Consideration will need to be given to cater for patrons unable to use the existing toilet facilities.

Recommendations

While the risk associated with the proposed events is low, if the Council agrees to permit the use of the hall it would be prudent for the Council to attach some conditions to mitigate any risk exposure from the Council.

These conditions should be consistent with the Council's Event Management Policy and include:

1. Evidence of suitable public liability insurance, to a minimum of \$20 million noting the Council's interest
2. Risk Management Plans for the events, noting the identified defects in the hall

The Friends of the Scots Presbyterian Church Association Inc. would also be obliged to meet all other statutory and regulatory obligations around

The Council is under no obligation to permit the use of the War Memorial Hall for this event.

Items requiring Council Resolution

**5.8 BERRIGAN SHIRE LOCAL HERITAGE FUND
2015/2016**

AUTHOR: Town Planner

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 26.128.2

RECOMMENDATION: that a grant of \$4,798.00 is offered for the painting of the
interior of St Alban's Anglican Church, 13-19 Finley Street, Tocumwal.

REPORT:

Following the call for applications for the Local Heritage Fund 2015/2016 involving publication of notices in local papers and direct mail out to heritage listed properties only one application was received. Upon assessment in accordance with NSW Office of Environment and Heritage Guidelines it is recommended that this application for a financial grant be issued.

The guidelines incorporate consideration of a number of factors including whether the property is heritage listed or located in a conservation area, project scope and whether there is a long term plan in place, access to funding in previous years, the quality of the application and the heritage conservation value of the proposed works.

The single application is summarised below:

1. Interior Painting of the St Alban's Anglican Church, Tocumwal

Costs: \$10,898.00

Grant Sought: \$4,798.00

Comment: Council has become aware that the interior of the Church requires somewhat urgent attention to enhance its appearance and to ensure its use into the future. It has been approximately 14 years since the Church was last repainted. Having assessed this application in accordance with NSW Office of Environment and Heritage guidelines it is recommended that a grant of \$4,798.00 is recommended.

Items requiring Council Resolution

5.9 VARIATION OF THE BERRIGAN DEVELOPMENT CONTROL PLAN 2014 NEEDED TO APPROVE DEVELOPMENT APPLICATION 85/16/DA/D1 – BEING THE CONSTRUCTION OF A BRICK VENEER DWELLING & ATTACHED GARAGE + STORAGE SHED

AUTHOR: TOWN PLANNER

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 85/16/DA/D1

RECOMMENDATION: that the Development Application 85/16/DA/D1 for the Construction of a brick veneer dwelling & attached garage + storage shed be approved subject to the following conditions:

1. Approved Plans

The development shall be implemented in accordance with the details set out on the plans David Sanders Homes Project No P2344 (Sheets 1-20), Fair Dinkum Sheds Job No YRWG13690 (Sheets 1-6) and on the application form and on any supporting information received with the application except as amended by the conditions specified hereunder.

2. Appointment of PCA and Notice of Commencement

No work is to commence until the person granted development consent has:

- (a) obtained a Construction Certificate for each structure**
- (b) appointed a PRINCIPAL CERTIFYING AUTHORITY**
- (c) has notified the Council of the appointment**
- (d) has given the Council at least 2 days notice of the intention to commence erection of the building.**

(Section 81A EP&A Act 1979)

3. Critical Stage Inspections

The Principal Certifying Authority for building or subdivision work carried out on a site is required to be satisfied that the work has been inspected on such occasions as are prescribed by the regulations or other occasions

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Items requiring Council Resolution

required by the principal certifying authority, before the issue of a Certificate of Occupancy or Subdivision Certificate for the building or work. (Section 109E EP&A Act 1979)

4. Occupation

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

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

(Section 109C(1)(c) and 109H EP&A Act 1979)

5. Permitted hours for building work

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

6. Stormwater

Roofwater from the buildings must be piped underground to the existing stormwater disposal system located at the rear of the property in accordance with the Building Code of Australia and Relevant Australian Standards to ensure runoff does not affect neighbouring properties.

7. Compliance with Building Code of Australia

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

8. Excavations and backfilling

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

Items requiring Council Resolution

9. Signs to be erected on building & demolition site

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

10. Toilet facilities

- a. Toilet facilities are to be provided, at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out, at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.
- b. Each toilet provided:
 - (i) must be a standard flushing toilet, and
 - (ii) must be connected: - to a public sewer, or - if connection to a public sewer is not practicable, to an accredited sewage management facility approved by the Council, or - if connection to a public sewer or an accredited sewage management facility is not practicable, to some other sewage management facility approved by the Council.
- c. The provision of toilet facilities in accordance with this clause must be completed before any other work is commenced.

11. Waste

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

12. BASIX

Prior to the issue of a Final Occupation Certificate, documentary evidence must be provided to the Principle Certifying Authority to demonstrate fulfilment of the commitments listed in each relevant BASIX Certificate for this development, as required by the Environmental Planning & Assessment Act 1979.

13. Smoke Alarms

The Environmental Planning and Assessment Amendment (Smoke Alarms) Regulation 2006 requires that all existing buildings used for sleeping must be fitted with smoke alarms that comply with Australian Standard (AS) 3786-1993. Prior to the issuing of a Final Occupation Certificate for the

Items requiring Council Resolution

works specified in this consent, the Principle Certifying Authority must be satisfied that the smoke alarm/s are installed and operate correctly.

14. Use

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

Division:
In Favour:
Against:

REPORT:

The subject site is located at 35 Keogh Drive, Tocumwal which is also identified as Lot 40 on Deposited Plan 1118257 and is 5,775m² in size. The subject property is located approximately 1.5km north-east of the township of Tocumwal. The site is located within Zone R5 – Large Lot Residential Zone under the provisions of the *Berrigan Local Environmental Plan 2013 (BLEP 2013)*, and is currently vacant. The property is generally surrounded by similar land uses to the north and west, being large dwelling houses and varying sizes of storage sheds. To the east, the predominant surrounding land use is rural/agricultural and to the south is the Tocumwal Stormwater Drainage Retention Area. Below is an aerial photo showing the site and neighbouring properties.

Items requiring Council Resolution

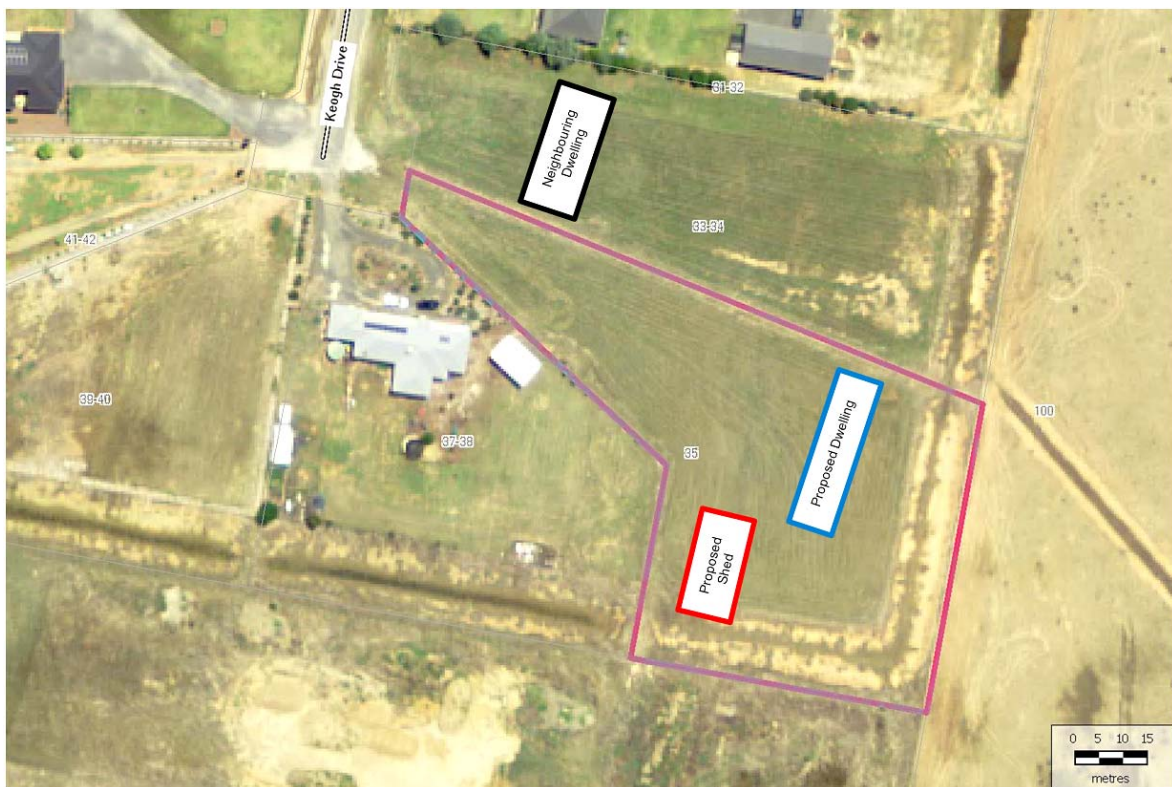


Figure 1 – Aerial Photo showing subject site, proposed dwelling & shed and neighbouring properties

Proposal

The proposed brick veneer dwelling is approximately 293m² containing a 79m² attached garage/small workshop area. The new 3 bay storage shed will be a 20 metres x 10 metres, containing a 3.5 metres eave height and 4.5 metres ridge height. Under the Berrigan LEP 2013, the property is within the R5 Large Lot Residential Zone, which permits the construction of a Dwelling & Attached Garage along with a Storage Shed upon obtaining development consent.

The main issue which needs to be considered when undertaking this assessment is that the proposed development is located within a close proximity to the northern & western side boundaries. The *Berrigan Development Control Plan 2014* chapter 2.5 aims to achieve attractive streetscapes through consistency in building setbacks. Given the size of blocks within the R5 Zone, the minimum building setbacks also aims to provide amenity and privacy between neighbouring dwellings. This chapter's planning controls state that the dwelling and shed must have a minimum building setback from side boundaries of 5 metres in the R5 Zone.

In this particular application, the site plan attached in Appendix "B" indicates that the dwelling and shed are located at the rear of the property, given the unique shape of the block. The plan also shows that the dwelling is only **3 metres** from the northern side boundary and the shed is only **2 metres** from the western side boundary.

Items requiring Council Resolution

In order to approve this development application, a variation from the planning controls concerning side setbacks stated in the *DCP* is required. This variation is recommended for this application given that the proposed dwelling is located some 50 metres from the neighbouring dwelling at 33-34 Keogh Drive, and the proposed shed is also located at least 50 metres from the dwelling and shed located at 37-38 Keogh Drive. Therefore, there will be no adverse impact to amenity or privacy on either of the neighbouring properties. Additionally, as part of the notification process, Council advised the two aforementioned neighbouring properties of the proposal via mail on 18 February 2016. To date there has been no formal or informal submission received about the development.

Finally, on all other accounts the development will not largely impact the character and amenity of the already existing built and natural environments. Overall, the development meets the objectives of the Berrigan DCP 2014 chapter 2.2 concerning streetscape given that high quality materials and finishes are being used on the exteriors of the buildings.

The increase in stormwater runoff, whilst not creating a significant environmental impact, will need to be managed and drained appropriately to the existing stormwater drainage located at the rear of the property.

Conclusion / Legislation

In assessing this development application, the relevant parts of Section 79C of the *Environmental Planning and Assessment Act 1979* have been taken into account. It is clear that this development, given its size and design, is within the public interest given the suitability of its location and its subsequent low impact on the surrounding natural and built environment.

Items requiring Council Resolution

**5.10 REVOCATION OF LOCAL POLICY FOR
RELOCATION OF PREVIOUSLY USED
RESIDENCES – ADOPTED 21 JUNE 2006****AUTHOR:** Development Manager**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of
Council operations and reporting**FILE NO:****RECOMMENDATION:** that Local Policy for Relocation of Previously Used
Residences, which was adopted on the 21 June 2006, be revoked.

REPORT:

Policy No. 36, Local Policy for the Relocation of Previously Used Residences, was adopted on the 18 February 2015. This Policy amended the previous Policy so as to reflect Councils' current accepted policy format and to include a further provision for the imposition of a refundable cash bond of \$10,000 for each development of the provision of a bank guarantee for that amount prior to the commencement of work to ensure that projects are completed within an acceptable time frame and to an acceptable standard.

The previous Policy, adopted on 21 June 2006, has not been formally revoked and it is recommended that this be done to reduce the potential for conflicting advice to be given to developers and the community with regard to future developments of this nature.

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Items requiring Council Resolution

5.11 HALF COST SCHEME 03/15/16 FOOTPATH CONSTRUCTION – TUPPAL STREET, FINLEY (BOTH SIDES, MURRAY STREET TO DENISON STREET)

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE:1.3 Connect and protect our communities

FILE NO: 28.167.3 & HCS 03/15/16

RECOMMENDATION: - that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Tuppal Street, Finley (Both Sides) between Murray Street and Denison Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 03/15/16 as set out below.

**SCHEDULE: SCHEME NO. 03/15/16
FOOTPATH CONSTRUCTION – TUPPAL STREET, FINLEY (BOTH SIDES,
MURRAY STREET TO DENISON STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Berrigan Shire Council Business Paper, Wednesday 16th March, 2016

Items requiring Council Resolution

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
DP794365 6 TUPPAL STREET FINLEY NSW 2713	50%	25.19	\$2,267.10	\$1,133.55	\$113.36	\$1,246.91	\$1,133.55
DP270701 65-69 MURRAY STREET FINLEY NSW 2713	25%	47.00	\$4,230.00	\$1,057.50	\$105.75	\$1,163.25	\$3,172.50
Berrigan Shire Council	0.00%	336.40	\$30,276.00	\$0.00	\$0.00	\$0.00	\$30,276.00
	TOTAL	408.59	\$36,773.10	\$2,191.05	\$219.11	\$2,410.16	\$34,582.05

Items requiring Council Resolution

REPORT:

Council's 2015/16 Capital Works Program includes the construction of a footpath at Tuppal Street, Finley from Murray Street to Denison Street on both sides.

Works on the south side are planned to be partially funded from contributions from owners in accordance with Council's policy 'Administration of Contributory Footpath and Kerb and Gutter Schemes pursuant to clauses 217, 218 & 219 of the Roads Act 1993'.

Works on the north side are along the Finley Bowling Club site and there is some existing footpath that is partially on road reserve and partially on Bowling Club land. No contribution is being sought from the Bowling Club in this instance due to the existing path and the need to retain the alignment on part of their site.

Affected owners have been advised of the proposed works and contributions in accordance with the policy and asked to advise of their agreement or otherwise to participate in the scheme. The notification advised them that if they did not respond by 5th February for Footpath Schemes 03/15/16, it would be assumed that they did not object.

Set out in the recommendation are the details of scheme 03/15/16, refer to the map below showing the affected properties. Red shading indicates that the landowner is NOT in agreement. Green shading indicates that the landowner IS in agreement and Yellow shading indicates those that have not responded to the Council's notification letter. Note: all properties shaded red are based on written responses.

Copies of letters received are attached as Appendix "C".

The proposed footpath works have been identified in the Pedestrian Access and Mobility Plan adopted by Council on 16th July, 2014 as being required to provide connectivity for pedestrian routes. While there are always equity issues related to contributions for footpath construction and usage, Council is restricted by the Roads Act in application of charges and has developed its policy around these restrictions.

To date there have been two submission made by affected property owners: one in favour of the half cost scheme and one against the half cost scheme

It is recommended that the half cost scheme proceed as it has been identified in the Pedestrian Access and Mobility Plan adopted by council 16th July, 2014.

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Items requiring Council Resolution



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Items requiring Council Resolution

5.12 HALF COST SCHEME 04/15/16 FOOTPATH CONSTRUCTION – HENNESSY STREET, TOCUMWAL (SOUTH SIDE, HANNAH STREET TO CHARLOTTE STREET)

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 28.167.4 & HCS 04/15/16

RECOMMENDATION: - that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Hennessy Street, Tocumwal (South Side) between Hannah Street and Charlotte Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 04/15/16 as set out below.

**SCHEDULE: SCHEME NO. 04/15/16
FOOTPATH CONSTRUCTION – HENNESSY STREET, TOCUMWAL (SOUTH SIDE, HANNAH STREET TO CHARLOTTE STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

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Berrigan Shire Council Business Paper, Wednesday 16th March, 2016

Items requiring Council Resolution

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 2 // DP758981 83-85 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 3 // DP758981 107-109 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 1 // DP758981 79-81 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 12 // DP543113 87 HENNESSY STREET TOCUMWAL	50.00%	20.12	\$1,810.80	\$905.40	\$90.54	\$995.94	\$905.40
Lot 1 // DP758981 99-101 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 2 // DP758981 103-105 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 13 // DP615436 89 HENNESSY STREET TOCUMWAL	50.00%	20.12	\$1,810.80	\$905.40	\$90.54	\$995.94	\$905.40
BERRIGAN SHIRE COUNCIL	0.00%	212.3	\$19,107.00	\$0.00	\$0.00	\$0.00	\$19,107.00
	TOTAL	453.24	\$40,791.60	\$10,842.30	\$1,084.23	\$11,926.53	\$29,949.30

Items requiring Council Resolution

REPORT:

Council's 2015/16 Capital Works Program includes the construction of a footpath at Hennessy Street, Tocumwal from Hannah Street to Charlotte Street on the South side.

Most of these works were planned to be partially funded from contributions from owners in accordance with Council's policy 'Administration of Contributory Footpath and Kerb and Gutter Schemes pursuant to clauses 217, 218 & 219 of the Roads Act 1993'.

Affected owners have been advised of the proposed works and contributions in accordance with the policy and asked to advise of their agreement or otherwise to participate in the scheme. The notification advised them that if they did not respond by 5th February, 2016 for Footpath Schemes 04/15/16, it would be assumed that they did not object.

Set out above in the recommendation are the details of scheme 04/15/16, refer below to map below showing the affected properties. Red shading indicates that the landowner is NOT in agreement. Green shading indicates that the landowner IS in agreement and Yellow shading indicates those that have not responded to the Council's notification letter or attended the site meeting. Note: Properties shaded red are based on written responses or verbal advice at the site meeting.

Copies of letters received are attached as Appendix "D".

The proposed footpath works have been identified in the Pedestrian Access and Mobility Plan adopted by Council on 16th July, 2014 as being required to provide connectivity for pedestrian routes. While there are always equity issues related to contributions for footpath construction and usage, Council is restricted by the Roads Act in application of charges and has developed its policy around these restrictions.

A site meeting was held on Hennessy Street, Tocumwal to discuss proposed half cost scheme footpath from Charlotte Street to Hannah Street on the 16th February, 2016. All property owners that attended the meeting were not in favour of the proposed half cost scheme. In total 7 people attended the meeting representing 6 of the affected properties. All property owners that attended the meeting were against the idea of a footpath on the south side of Hennessy Street from Charlotte to Hannah Street mainly for financial reasons. One resident indicated that if the scheme was at a lesser cost then they would consider it. To date 6 of the 7 property owners are against the proposed half cost scheme

The current budget for the project is \$47,000 offset by owners' contributions of \$21,500 and while the total estimated cost is within the budget the owners'

Items requiring Council Resolution

contribution has been overestimated as Council ownership of the water tower site and the large lot of crown land at Hannah Street has not been taken into account. This can be offset by a contribution from the water fund for 50% of the cost of the water tower frontage (\$3,600) and anticipated savings in the Buchanans Road.

It is recommended that the proposed half cost scheme proceed as it has been identified the Pedestrian Access and Mobility Plan adopted by Council on the 16th July 2014 and will provide a necessary link to residential areas to the east.

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Items requiring Council Resolution

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Items requiring Council Resolution

5.13 HALF COST SCHEME 05/15/16 FOOTPATH CONSTRUCTION – BRUTON STREET, TOCUMWAL (SOUTH SIDE FROM CARAVAN PARK TO ANTHONY AVENUE)

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE:1.3 Connect and protect our communities

FILE NO: 28.167.4 & HCS 05/15/16

RECOMMENDATION: - that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Bruton Street, Tocumwal (South Side from Caravan Park to Anthony Avenue) and make a charge on abutting property owners in accordance with the Schedule for Scheme 05/15/16 as set out below.

SCHEDULE: SCHEME NO. 05/15/16 FOOTPATH CONSTRUCTION – BRUTON STREET, TOCUMWAL (SOUTH SIDE FROM CARAVAN PARK TO ANTHONY AVENUE)

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

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Items requiring Council Resolution

Property	Owner's %	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 6 // DP537937 18-32 DENISON STREET TOCUMWAL	25.00%	125.77	\$11,319.30	\$2,829.83	\$282.98	\$3,112.81	\$8,489.48
Lot 7 // Sec 27 // DP75898 1-3 JERILDERIE STREET NORTH TOCUMWAL	25.00%	35.15	\$3,163.50	\$790.88	\$79.09	\$869.96	\$2,372.63
Lot 6 // DP1068277 73 BRUTON STREET TOCUMWAL	50.00%	17.00	\$1,530.00	\$765.00	\$76.50	\$841.50	\$765.00
Lot 3 // DP1068277 67 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 7 // Sec 28 // DP758981 1-5 BRUTON STREET TOCUMWAL	25.00%	38.77	\$3,489.30	\$872.33	\$87.23	\$959.56	\$2,616.98
Lot 1 // DP106827 63 BRUTON STREET TOCUMWAL	50.00%	17.90	\$1,611.00	\$805.50	\$80.55	\$886.05	\$805.50
Lot 5 // DP1068277 71 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 2 // DP106827 65 BRUTON STREET TOCUMWAL	50.00%	20.00	\$1,800.00	\$900.00	\$90.00	\$990.00	\$900.00
Lot 4 // DP1068277 69 BRUTON STREET TOCUMWAL	50.00%	15.60	\$1,404.00	\$702.00	\$70.20	\$772.20	\$702.00
Lot 5 // DP537937 2-4 PARKES STREET TOCUMWAL	50.00%	45.69	\$4,112.10	\$2,056.05	\$205.61	\$2,261.66	\$2,056.05
Lot 6 // Sec 27 // DP758981 27-29 BRUTON STREET TOCUMWAL	25.00%	60.45	\$5,440.50	\$1,360.13	\$136.01	\$1,496.14	\$4,080.38
Lot 6 // Sec 28 // DP758981 33-35 BRUTON STREET TOCUMWAL	25.00%	48.41	\$4,356.90	\$1,089.23	\$108.92	\$1,198.15	\$3,267.68

Items requiring Council Resolution

Lot 1 // Sec 26 // DP758981 15-17 BRUTON STREET TOCUMWAL	25.00%	10.80	\$972.00	\$243.00	\$24.30	\$267.30	\$729.00
Lot 3 // Sec 26 // DP758981 1-3 BAROOGA STREET NORTH TOCUMWAL	25.00%	46.50	\$4,185.00	\$1,046.25	\$104.63	\$1,150.88	\$3,138.75
Lot 2 // Sec 26 // DP758981 19-21 BRUTON STREET TOCUMWAL	25.00%	52.31	\$4,707.90	\$1,176.98	\$117.70	\$1,294.67	\$3,530.93
BERRIGAN SHIRE COUNCIL	0.00%	463.00	\$41,670.00	\$0.00	\$0.00	\$0.00	\$41,670.00
	TOTAL	1030.15	\$92,713.50	\$16,113.15	\$1,611.32	\$17,724.47	\$76,600.35

Items requiring Council Resolution

REPORT:

Council's 2015/16 Capital Works Program includes the construction of a footpath at Bruton Street, Tocumwal (South Side from the Caravan Park to Anthony Avenue). This program provides for construction of half of the proposed footpath with the balance of funding being proposed in the 2016/17 works program.

Most of these works were planned to be partially funded from contributions from owners in accordance with Council's policy 'Administration of Contributory Footpath and Kerb and Gutter Schemes pursuant to clauses 217, 218 & 219 of the Roads Act 1993'.

Affected owners have been advised of the proposed works and contributions in accordance with the policy and asked to advise of their agreement or otherwise to participate in the scheme. The notification advised them that if they did not respond by 8th February, 2016 for Footpath Schemes 05/15/16, it would be assumed that they did not object.

Set out below are the details of scheme 05/15/16, as forwarded to affected residents, along with Map 1 showing the affected properties. Red shading indicates that the landowner is NOT in agreement. Green shading indicates that the landowner IS in agreement and Yellow shading indicates those that have not responded to the Council's notification letter. Note: all properties shaded red are based on written responses and there were no additional residents opposed to the scheme at the meeting.

Copies of letters received are attached as Appendix "E".

A site meeting was held on Bruton Street Tocumwal to discuss proposed half cost scheme footpath from the Caravan Park to Anthony Avenue on the 18th February 2016. The majority of the property owners that attended the meeting were not in favour of the proposed half cost scheme. There were some property owners that attended the meeting that were in favour of the proposed half cost scheme and some that were against it. A gravel path was suggested by some of the residents similar to the ones in Berrigan and Tocumwal. It was also suggested by some of the residents that the path should be placed on the northern side. There was also a request for the apportionment costs to be reviewed if the scheme was to proceed to take account of the odd shaped blocks that is resulting in high costs per property.

To date there are a total of 15 properties that will be affected by the half cost scheme of which 9 are against the proposed scheme.

The apportionment issues were reviewed and a revised costing table prepared as shown in the recommendation above. The attached Maps 2 shows the blocks and original apportionment while Map 3 shows the proposed apportionment.

Items requiring Council Resolution

The current budget for the 2 years is \$100,000 offset by owners' contributions of \$46,000 and while the total estimated cost is within the budget the owners' contribution has been significantly over-estimated. The adoption of the recommendation will result in an additional \$22,600 cost to Council. This could be funded by making additional provision in next year's budget or by utilizing funds that are currently still in the budget for Takari Street footpath project that Council has resolved not to proceed with.

It is recommended that proposed half cost scheme proceed on the southern side of Bruton Street using the modified cost apportionment as set out in the recommendation above. There are already significant numbers of people using this route and as Tocumwal expands in population the need for a footpath will become greater.

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Items requiring Council Resolution

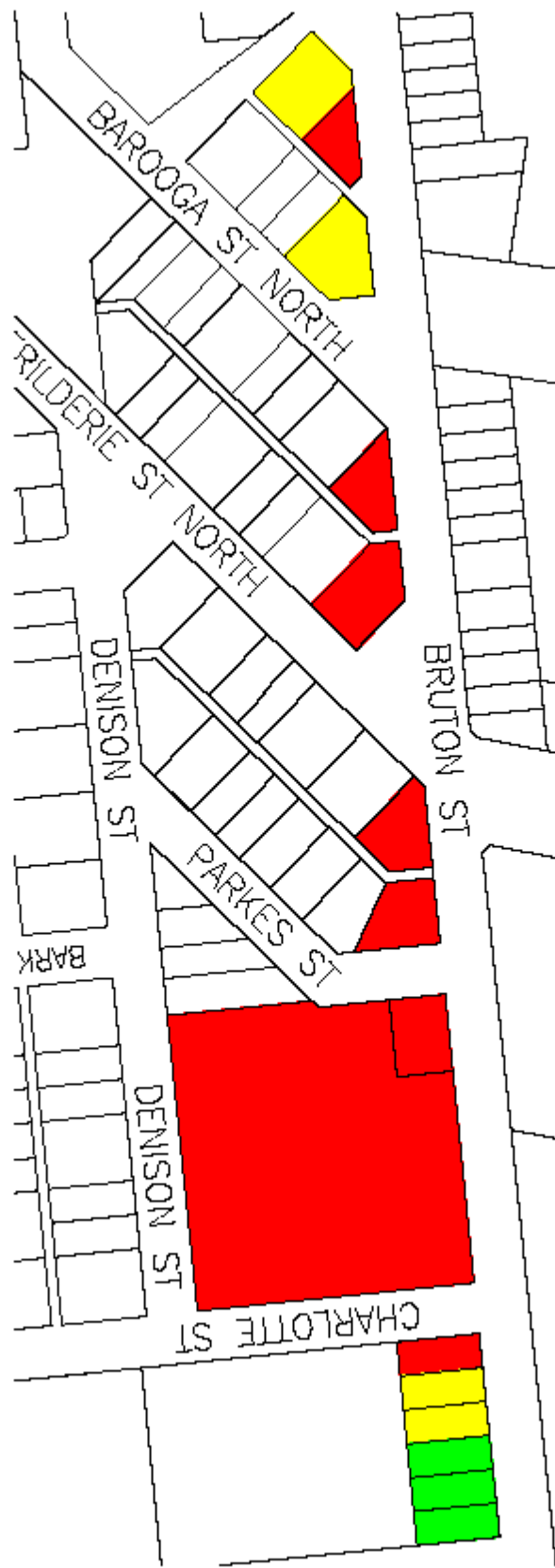
Original Cost Apportionment Table

Property	Owner's %	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 6 // DP537937 18-32 DENISON STREET TOCUMWAL	25.00%	125.77	\$11,319.30	\$2,829.83	\$282.98	\$3,112.81	\$8,489.48
Lot 7 // Sec 27 // DP75898 1-3 JERILDERIE STREET NORTH TOCUMWAL	25.00%	35.15	\$3,163.50	\$790.88	\$79.09	\$869.96	\$2,372.63
Lot 6 // DP1068277 73 BRUTON STREET TOCUMWAL	50.00%	17.00	\$1,530.00	\$765.00	\$76.50	\$841.50	\$765.00
Lot 3 // DP1068277 67 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 7 // Sec 28 // DP758981 1-5 BRUTON STREET TOCUMWAL	25.00%	38.77	\$3,489.30	\$872.33	\$87.23	\$959.56	\$2,616.98
Lot 1 // DP106827 63 BRUTON STREET TOCUMWAL	50.00%	17.90	\$1,611.00	\$805.50	\$80.55	\$886.05	\$805.50
Lot 5 // DP1068277 71 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 2 // DP106827 65 BRUTON STREET TOCUMWAL	50.00%	20.00	\$1,800.00	\$900.00	\$90.00	\$990.00	\$900.00
Lot 4 // DP1068277 69 BRUTON STREET TOCUMWAL	50.00%	15.60	\$1,404.00	\$702.00	\$70.20	\$772.20	\$702.00
Lot 5 // DP537937 2-4 PARKES STREET TOCUMWAL	50.00%	45.69	\$4,112.10	\$2,056.05	\$205.61	\$2,261.66	\$2,056.05
Lot 6 // Sec 27 // DP758981 27-29 BRUTON STREET TOCUMWAL	50.00%	60.45	\$5,440.50	\$2,720.25	\$272.03	\$2,992.28	\$2,720.25

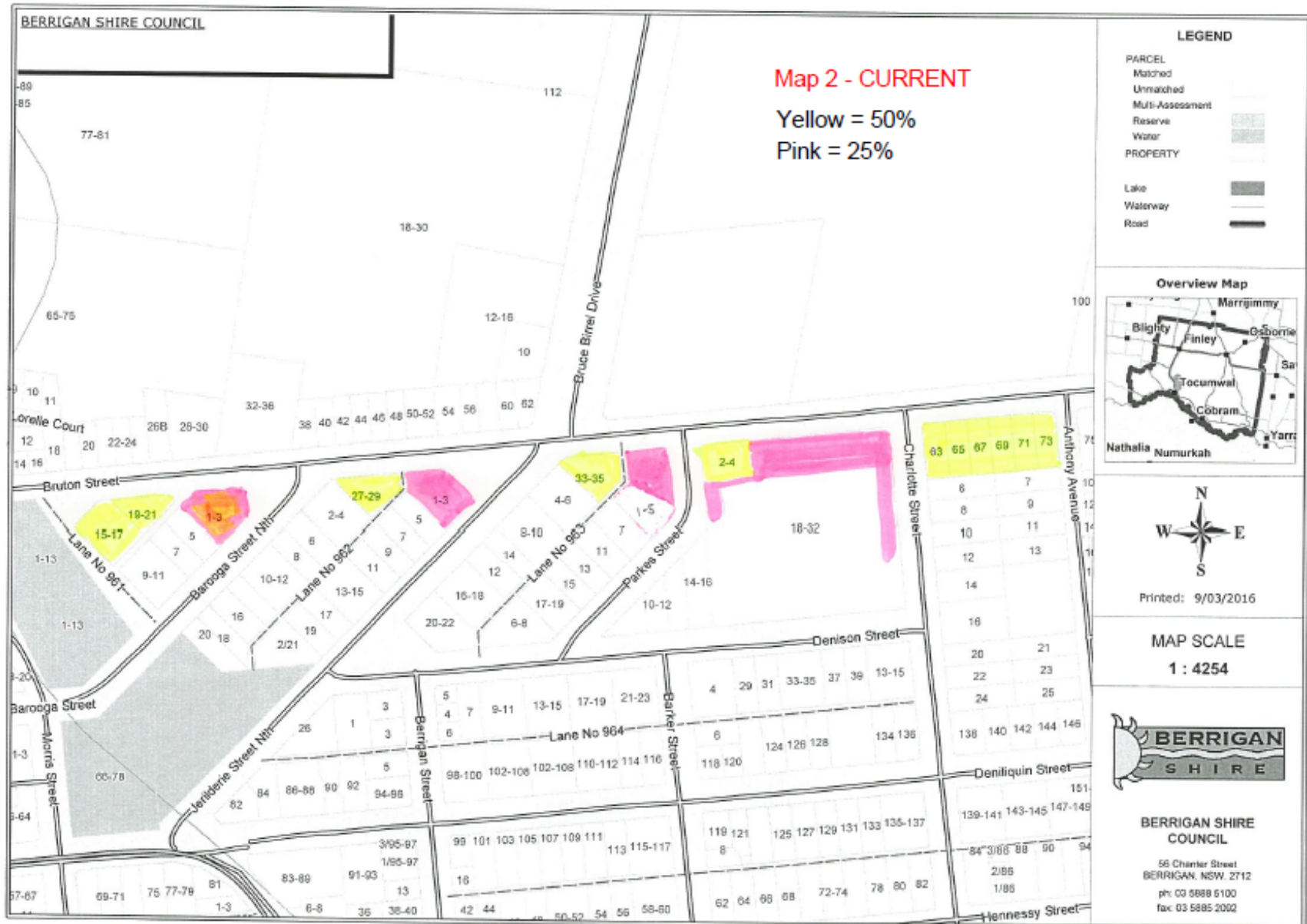
Items requiring Council Resolution

Lot 6 // Sec 28 // DP758981 33-35 BRUTON STREET TOCUMWAL	50.00%	48.41	\$4,356.90	\$2,178.45	\$217.85	\$2,396.30	\$2,178.45
Lot 1 // Sec 26 // DP758981 15-17 BRUTON STREET TOCUMWAL	50.00%	10.80	\$972.00	\$486.00	\$48.60	\$534.60	\$486.00
Lot 3 // Sec 26 // DP758981 1-3 BAROOGA STREET NORTH TOCUMWAL	25.00%	46.50	\$4,185.00	\$1,046.25	\$104.63	\$1,150.88	\$3,138.75
Lot 2 // Sec 26 // DP758981 19-21 BRUTON STREET TOCUMWAL	50.00%	52.31	\$4,707.90	\$2,353.95	\$235.40	\$2,589.35	\$2,353.95
BERRIGAN SHIRE COUNCIL	0.00%	463.00	\$41,670.00	\$0.00	\$0.00	\$0.00	\$41,670.00
	TOTAL	1030.15	\$92,713.50	\$19,982.48	\$1,998.25	\$21,980.72	\$72,731.03

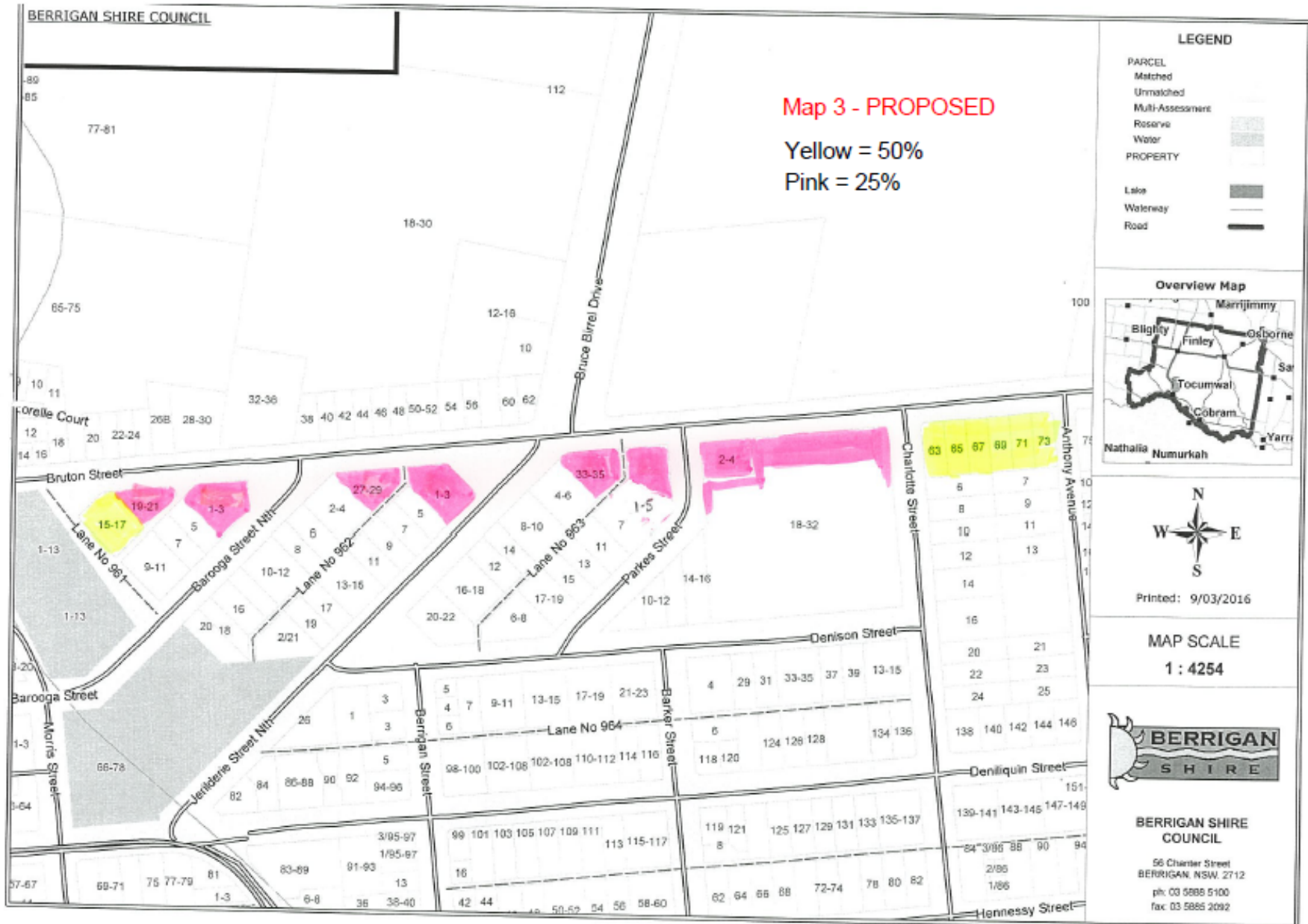
Items requiring Council Resolution



Items requiring Council Resolution



Items requiring Council Resolution



Items requiring Council Resolution

5.14 HALF COST SCHEME 06/15/16 FOOTPATH CONSTRUCTION – MURRAY STREET, FINLEY (WEST SIDE, SCOLLAR STREET TO TONGS STREET)

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 28.167.3 & HCS 06/15/16

RECOMMENDATION: - that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Murray Street, Finley (West Side) between Scoullar Street and Tongs Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 06/15/16 as set out below.

**SCHEDULE: SCHEME NO. 06/15/16
FOOTPATH CONSTRUCTION – MURRAY STREET, FINLEY (WEST SIDE, SCOLLAR STREET TO TONGS STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

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Items requiring Council Resolution

Property	Owner's %	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 12 // DP546361 295-301 MURRAY STREET FINLEY	50.00%	49.82	\$4,483.80	\$2,241.90	\$224.19	\$2,466.09	\$2,241.90
Lot 10 // DP29248 293 MURRAY STREET FINLEY	50.00%	16.79	\$1,511.10	\$755.55	\$75.56	\$831.11	\$755.55
Lot D // DP370594 287 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP370594 285 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot 133 // DP752283 277-283 MURRAY STREET FINLEY	50.00%	31.95	\$2,875.50	\$1,437.75	\$143.78	\$1,581.53	\$1,437.75
Lot 1 DP758412 275 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 2 // DP758412 273 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 3 // DP758412 271 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 4 // DP758412 269 MURRAY STREET FINLEY	50.00%	17.35	\$1,561.50	\$780.75	\$78.08	\$858.83	\$780.75
Lot 5 // DP758412 267 MURRAY STREET FINLEY	50.00%	16.2	\$1,458.00	\$729.00	\$72.90	\$801.90	\$729.00
Lot 6 // DP758412 265 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 7 // DP758412 263 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75

Items requiring Council Resolution

Lot 8 // DP758412 261 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 10 // DP758412 255-259 MURRAY STREET FINLEY	50.00%	8	\$720.00	\$360.00	\$36.00	\$396.00	\$360.00
Lot D // DP103408 289-291 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP103408 289-291 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP24073 319-321 MURRAY STREET FINLEY NSW 2713	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot D // DP24073 319-321 MURRAY STREET FINLEY NSW 2713	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 13 // DP24073 317 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 14 // DP24073 315 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 15 // DP24073 313 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 16 // DP24073 311 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 17 // DP24073 307-309 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 18 // DP24073 307-309 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 19 // DP24073 303-305 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 20 // DP24073 303-305 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30

Items requiring Council Resolution

BERRIGAN SHIRE COUNCIL	0.00%	19.5	\$1,755.00	\$0.00	\$0.00	\$0.00	\$1,755.00
	TOTAL	566.51	\$50,985.90	\$ 24,615.45	\$ 2,461.55	\$ 27,077.00	\$ 26,370.45

Items requiring Council Resolution

REPORT:

Council's 2015/16 Capital Works Program includes the construction of a footpath at Murray Street, Finley from Scoullar Street to Tongs Street on the west side.

Most of these works were planned to be partially funded from contributions from owners in accordance with Council's policy 'Administration of Contributory Footpath and Kerb and Gutter Schemes pursuant to clauses 217, 218 & 219 of the Roads Act 1993'.

Affected owners have been advised of the proposed works and contributions in accordance with the policy and asked to advise of their agreement or otherwise to participate in the scheme. The notification advised them that if they did not respond by Monday 9th February for Footpath Schemes 06/15/16, it would be assumed that they did not object.

Set out above in the recommendation are the details of scheme 06/15/16, refer to the map below showing the affected properties. Red shading indicates that the landowner is NOT in agreement. Green shading indicates that the landowner IS in agreement and Yellow shading indicates those that have not responded to the Council's notification letter or attended the site meeting. Note: Properties shaded red are based on written responses or verbal advice at the site meeting.

Copies of letters received are attached as Appendix "F".

The proposed footpath works have been identified in the Pedestrian Access and Mobility Plan adopted by Council on 16th July, 2014 as being required to provide connectivity for pedestrian routes. While there are always equity issues related to contributions for footpath construction and usage, Council is restricted by the Roads Act in application of charges and has developed its policy around these restrictions.

A site meeting was held on Murray Street Finley to discuss proposed half cost scheme footpath from Tongs Street to Scoullar Street on the 19th February, 2016. The majority of the property owners that attended the meeting were not in favour of the proposed half cost scheme. In total 9 people attended the meeting representing 8 of the affected properties. It was suggested by some of the residents that the footpath be constructed on the eastern side Murray Street. However, the majority of the pedestrian traffic will commence and terminate on the western side of Murray Street between Tongs Street and Scoullar Street. There were concerns raised at the meeting by the residents about the existing trees and the need for their removal as the roots would cause uplift in the footpath. It was explained that the trees are due to come out as part of the Finley Town Entries Project.

Items requiring Council Resolution

Some of the affected properties have been identified to contain harmful asbestos as part of the Mr Fluffy scheme and some of the property owners have concerns if they will be there when the scheme is implemented.

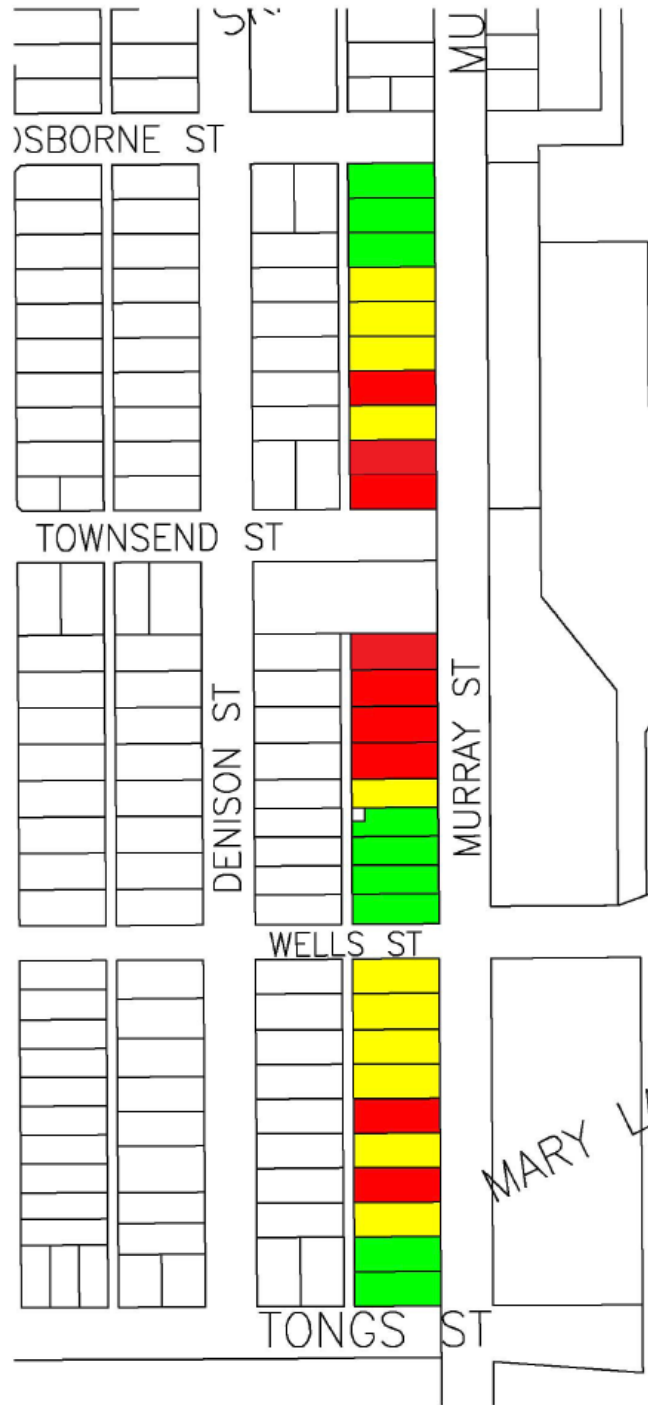
To date, a total of 21 property owners will be affected by the scheme. There have been 9 responses received in total, 5 for 7 against and no response has been given by the remaining properties. Therefore, it could be assumed that there are 14 property owners are in favour of the proposed scheme and 7 against it.

The current budget for the project is \$45,000 offset by owners' contributions of \$18,000 and while the total estimated cost of \$5,985 is higher than the budget the owners' contribution has been underestimated by about the same amount and therefore the net cost to Council is within budget.

It is recommended that the scheme proceed as these works have been identified in the Pedestrian Access and Mobility Plan adopted by Council on 16th July, 2014.

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Items requiring Council Resolution



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 Items requiring Council Resolution

5.15 HALF COST SCHEME 07/15/16 FOOTPATH CONSTRUCTION – BUCHANANS ROAD, BAROOGA (WEST SIDE, LAWSON DRIVE TO HUGHES STREET)

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Supported and engaged communities

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 28.167.1 & HCS 07/15/16

RECOMMENDATION: - that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Buchanans Road, Barooga (West Side) between Lawson Drive and Hughes Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 07/15/16 as set out below.

SCHEDULE: SCHEME NO. 07/15/16
FOOTPATH CONSTRUCTION – BUCHANANS ROAD, BAROOGA (WEST SIDE, LAWSON DRIVE TO HUGHES STREET)

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Items requiring Council Resolution

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
LOT 1 DP 1121364 56 LAWSON DRIVE BAROOGA	25%	32.18	\$2,896.20	\$724.05	\$72.41	\$796.46	\$2,172.15
LOT 2 DP 1121364 34 BUCHANANS ROAD	50%	12.02	\$1,081.80	\$540.90	\$54.09	\$594.99	\$540.90
LOT 3 DP 1121364 36 BUCHANANS ROAD	50%	20.40	\$1,835.55	\$917.78	\$91.78	\$1,009.55	\$917.78
LOT 49 DP 1045702 38 BUCHANANS ROAD	50%	23.80	\$2,142.00	\$1,071.00	\$107.10	\$1,178.10	\$1,071.00
LOT 50 DP 1045702 40 BUCHANANS ROAD	50%	16.00	\$1,440.00	\$720.00	\$72.00	\$792.00	\$720.00
LOT 51 DP 1045702 42 BUCHANANS ROAD	50%	19.00	\$1,710.00	\$855.00	\$85.50	\$940.50	\$855.00
LOT 52 DP 1045702 44 BUCHANANS ROAD	50%	14.70	\$1,323.00	\$661.50	\$66.15	\$727.65	\$661.50
LOT 53 DP 1045702 46 BUCHANANS ROAD	50%	14.70	\$1,323.00	\$661.50	\$66.15	\$727.65	\$661.50
LOT 54 DP 1045702 48 BUCHANANS ROAD	50%	15.20	\$1,368.00	\$684.00	\$68.40	\$752.40	\$684.00
LOT 55 DP 1045702 50 BUCHANANS ROAD	50%	14.60	\$1,314.00	\$657.00	\$65.70	\$722.70	\$657.00
LOT 56 DP 1045702 52 BUCHANANS ROAD	50%	12.40	\$1,116.00	\$558.00	\$55.80	\$613.80	\$558.00
LOT 57 DP 1045702 54 BUCHANANS ROAD	50%	11.60	\$1,044.00	\$522.00	\$52.20	\$574.20	\$522.00
LOT 58 DP 1045702 56 BUCHANANS ROAD	50%	12.00	\$1,080.00	\$540.00	\$54.00	\$594.00	\$540.00
LOT 59 DP 1045702 58 BUCHANANS ROAD	50%	15.00	\$1,350.00	\$675.00	\$67.50	\$742.50	\$675.00

Items requiring Council Resolution

LOT 60 DP 1045702 60 BUCHANANS ROAD	50%	23.60	\$2,124.00	\$1,062.00	\$106.20	\$1,168.20	\$1,062.00
LOT 16 DP 778361 35 HUGHES STREET BAROOGA	25.00%	16.00	\$1,440.00	\$360.00	\$36.00	\$396.00	\$1,080.00
Berrigan Shire Council	0.00%	18.40	\$1,656.00	\$0.00	\$0.00	\$0.00	\$1,656.00
	TOTAL	291.595	\$26,243.55	\$11,209.73	\$1,120.97	\$12,330.70	\$15,033.83

Items requiring Council Resolution

REPORT:

Council's 2015/16 Capital Works Program includes the construction of a footpath at Buchanans Road, Barooga from Lawson Drive to Hughes Street on the west side.

Most of these works were planned to be partially funded from contributions from owners in accordance with Council's policy 'Administration of Contributory Footpath and Kerb and Gutter Schemes pursuant to clauses 217, 218 & 219 of the Roads Act 1993'.

Affected owners have been advised of the proposed works and contributions in accordance with the policy and asked to advise of their agreement or otherwise to participate in the scheme. The notification advised them that if they did not respond by 8th February for Footpath Schemes 07/15/16, it would be assumed that they did not object.

Set out below are the details of scheme 07/15/16 along with a map showing the affected properties. Red shading indicates that the landowner is NOT in agreement. Green shading indicates that the landowner IS in agreement and Yellow shading indicates those that have not responded to the Council's notification letter or advised verbally of their support.

Copies of letters received are attached as Appendix "G".

The proposed footpath works have been identified in the Pedestrian Access and Mobility Plan adopted by Council on 16th July, 2014 as being required to provide connectivity for pedestrian routes. While there are always equity issues related to contributions for footpath construction and usage, Council is restricted by the Roads Act in application of charges and has developed its policy around these restrictions.

A site meeting was held on Buchanans Road Barooga to discuss proposed half cost scheme footpath from Hughes Street to Lawson Drive on the 17th February, 2016. The majority of the property owners that attended the meeting were not in favour of the proposed half cost scheme. In total 11 people attended the meeting representing 8 of the affected properties. All property owners that attended the meeting were against the idea of a footpath on the south side of Buchanan Road from Hughes Street to Lawson Drive mainly for financial reasons

To date we have received 11 questionnaires have been received opposed to the proposed half cost scheme and no questionnaires have been received if favour of the half cost scheme. However, the initial letters sent out indicated that if no response had been received before the 8th of February that it would be assumed that the property owner was in favour of the proposed footpath and half cost scheme.

The current budget for the project is \$40,000 offset by owners contributions of \$22,000 and the estimated costs are within budget and should allow some savings to be used for balancing other footpath works.

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Items requiring Council Resolution

It is recommended that the proposed half cost scheme proceed as it has been identified in the Pedestrian Access and Mobility Plan adopted by council on 16th July 2014.

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Items requiring Council Resolution



RESOLUTION

 Items requiring Council Resolution

5.16 FUEL CARD POLICY**AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:** 12.046.1, 23.067.3**RECOMMENDATION:** - that the Council adopt the following Policy for Fuel Card use**1. POLICY STATEMENT**

Berrigan Shire has no bulk fuel storage and therefore vehicles and plant are required to purchase fuel from private fuel retailers. To facilitate this, all vehicles and heavy plant operated by the Council have been provided with cards allowing employees to purchase fuel on the Council's account.

A framework for the effective use of these cards is required.

2. PURPOSE

The purpose of this policy is to:

- Provide a convenient and accessible method of refuelling for Council vehicles and heavy plant.
- Allow for the accurate recording of – and accounting for – fuel purchased by Council employees
- Eliminate, as far as possible, the risk of fraud and/or theft using Council-issued fuel cards.

3. SCOPE

This policy covers:

- the purchase of fuel for all Council vehicles and heavy plant, and
- authorisation and use of Council-provided fuel cards

4. OBJECTIVE

This policy is developed to assist the Council with the following Delivery Plan Objectives:

Items requiring Council Resolution

2.2.2 Council operations support ethical, transparent and accountable corporate governance

5. DEFINITIONS

Council official – as defined in the Council Code of Conduct. It includes Councillors, Council employees and Council volunteers.

Non-minor plant – Any plant item capable of transporting an plant operator – includes but not limited to trucks, cars, heavy plant, utilities, tractors and ride-on mowers.

Minor plant – Equipment that uses fuel but is not defined as Non-minor on plant – includes generators, chainsaws, leaf-blowers, whipper-snippers and push mowers.

Fuel card – A card issued by a fuel retailer used to purchase fuel at a petrol station.

6. POLICY IMPLEMENTATION

6.1. Issue of fuel cards

The Finance Manager must approve the issuing of any fuel card.

Each item of Non-minor plant is to be issued a fuel card, to be used solely for the purchase of fuel for that item of plant. The Finance Manager will also issue fuel cards to be used for minor plant.

Each fuel card must also be issued to an individual Council officer. When issued with the card, the Council officer will be required to acknowledge their responsibility for the card and any transactions made using that card.

The Finance Manager will ensure a register of fuel cards issued is kept. The register must include, for each card:

- The plant item to which it belongs
- The Council officer responsible for the card

6.2. Use of fuel cards

As a general rule, fuel cards must only be used in line with the Council's procurement framework and procedures, as determined from time to time.

In general, fuel cards will be restricted to allow for the purchase of appropriate fuel for the vehicle for which they have been issued. At the discretion of the

Items requiring Council Resolution

General Manager, an exception to this restriction can be made for cards issued to selected Council officers.

Fuel cards must only be used for the item or items of plant for which they have been issued.

Council officers issued with a fuel card are responsible for ensuring that information provided at the point of sale is accurate and complete.

Council officers responsible for a fuel card may allow other Council officers to use their card. It is the responsibility of the Council officer issued the card to ensure that use of the card by others is in line with this policy and other procedures.

6.3. Accountability

All fuel cards will have a Personal Identification Number (PIN), to be used when purchasing fuel.

On resignation, all fuel cards issued to the Council officer are to be returned to the Finance Manager.

The Finance Manager must regularly review the usage of fuel cards and report any issues arising to the General Manager.

Suspected misuse of fuel cards must be investigated as per the Council's Fraud Control Policy. Council officers misusing issued fuel cards will be subject to disciplinary action up to and including dismissal. Theft of fuel will be reported to police.

7. RELATED POLICIES OR STRATEGIES

7.1. Legislation

- *Local Government Act 1993*
- *Local Government Regulation 1994*
- *Local Government (State) Award 2014*

7.2. Council policies and guidelines

- Berrigan Shire Council Code of Conduct
- Procurement Policy
- Fraud Control Policy
- Fraud Control Plan
- Private Use of Motor Vehicles Policy

Items requiring Council Resolution

RESOLUTION

Items requiring Council Resolution

REPORT:

As reported to the Council at the Council meeting held on 17 February 2016, an investigation by the Council's external auditors has identified some areas of improvement in the Council's financial controls with regard to fuel cards.

To this end, this proposed policy is the first step to addressing those recommended improvements.

The policy has three key principles:

1. Cards are to be issued to individuals, who are responsible for all transactions on that card.
2. Cards are only to be used for the item of plant to which they are attached. Items of minor plant (chainsaws, push mowers and the like) will have their own, shared card.
3. There will be regular reviews of fuel card use.

The policy will be supported by a range of procedures and other administrative controls to minimise the risk of fraud and misuse to the Council. Council officers issued with fuel cards will be provided training on their appropriate use.

Items requiring Council Resolution

5.17 SALE OF LAND

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: 05.005.09

RECOMMENDATION: - that the Council sell Lot 1 DP 338228 Peppertree Road and sign and seal all document related to the sale.

REPORT:

The Council owns Lot 1 DP338228 Peppertree Road which was formally a sandpit and comprises 4.047 ha.

The Council has no further use for the site and it has been rehabilitated.

Sale of the site was discussed at officer level when developing the 2015/2016 Operational Plan however as an oversight it was not included for Council consideration.

The possible sale of the site is being brought to the Council now rather than waiting for inclusion in the 2016/2017 Operational Plan because:

1. The site has a residential use entitlement that will expire under the Council's LEP in 2018 and an earlier sale would give any purchaser an extended opportunity to plan and develop any residential use;
2. Under previous Management Plan provisions of the Local Government Act a Council was required to include any land sales in its annual plan however, this is no longer the case with the replacement Integrated Planning and Reporting provisions so there is actually no need to wait.

The land is classified as "operational" in the Council's Land Register and can therefore be sold.

Whilst the actual sale value of the land is difficult to predict the addition of the residential use is obviously significant.

 Items requiring Council Resolution

5.18 EVENT FUNDING APPLICATION – LIONS CLUB OF FINLEY
AUTHOR: Economic Development Officer
STRATEGIC OUTCOME: Diverse and resilient business
STRATEGIC OBJECTIVE: 4.3 Diversify and promote local tourism
FILE NO: 08.063.3
RECOMMENDATION: - that the Council allocates \$2,500 to the Lions Club of Finley Show and Shine and Swap.

REPORT:

The Lions Club of Finley will host a swap meet in conjunction with the Southern Riverina Vehicle and Machinery Clubs Show and Shine event on the 10th of April 2016 at the Finley Showgrounds. This weekend will also see the Finley Garage Sales held around the town.

This type of event is very popular and will draw a regional audience to Finley for the day. The club has, perhaps, underestimated the number of people who are likely to attend.

The requested amount of funding, \$2,500, is to assist with the marketing plan of local newspaper and regional radio advertising and posters and flyers. The cost of the marketing program was amended after the funding application had been submitted to include the radio advertising program and has been written into the application as an amendment to the budget. Following the success of the Berrigan Sporties Show and Shine radio marketing campaign, which was funded through the Council Event Funding program, regional radio is considered a good program for the marketing of this type of the event.

Under Councils Event Funding criteria this event satisfies the following key indicators:

- It is a new event for Finley and the type of event that is known to attract crowds in this region. (Note the growth of the Berrigan and Cobram Swap Meets)
- The event is designed as an attractor and will also cater to visitors that are already here.

The funding application form from the committee is included with the agenda as appendix "H".

The event impact summary is based on 500 people attending and spending \$25 per person.

Items requiring Council Resolution

Event Impact Summary

Berrigan Shire - Lions Club of Finley Swap Meet - Modelling the effect of \$12,525 from a Sports and Recreation Activities event with Local significance

	Output (\$)	Value-added (\$)	Wages & salaries (\$)	Employment (annual FTE)	Resident Jobs (annual FTE)
Direct impact	11,395	5,450	3,404	0	
Industrial impact	1,453	562	387	0	
Consumption impact	9,590	4,387	3,049	0	
Total impact on Berrigan Shire economy	22,439	10,399	6,839	0	0.1

Source: [National Institute of Economic and Industry Research \(NIEIR\)](#) ©2015.

Compiled and presented in economy.id by [.id](#), the population experts.

Note: All \$ values are expressed in 2012-13 base year dollar terms.



 Items requiring Council Resolution

**5.19 EVENT FUNDING APPLICATION –
 SOUTHERN RIVERINA HEALTH AND
 WELLBEING EXPO**
AUTHOR: Economic Development Officer
STRATEGIC OUTCOME: Diverse and resilient business
STRATEGIC OBJECTIVE: 4.3 Diversify and promote local tourism
FILE NO: 08.063.3
RECOMMENDATION: - that the Council allocates \$1.700 to the Southern Riverina Health and Wellbeing Expo.

REPORT:

A new committee has been formed to run the 3rd Health, Fitness and Wellbeing Expo in Berrigan. The Expo was held in 2013 and 2014 with the 2015 one having been deferred to 2016.

The Expo has a new venue at the Berrigan Racecourse and it is hoped they will attract up to 500 people to the 2 day event. This type of event is largely untested in the region although the previous Berrigan events have attracted approximately 100 people to each.

The Event plan is well thought out and detailed. The marketing plan, although detailed in possible activities, has no clear target market and is a rather “scatter gun” approach. A further meeting with the applicant revised the original application from \$5,000 to \$1,700 and the request to fund the radio campaign and part of the Banners and flyers project is a good starting point for an event in its infancy.

Under Councils Event Funding criteria this event satisfies the following key indicators:

- The event is run over two days and could attract overnight stays
- The event is in a traditional shoulder season for visitation
- The event is designed as an attractor and will also cater to visitors that are already here.

The funding application form from the committee is included with the agenda as appendix “I”.

Items requiring Council Resolution

Event Impact Summary

Berrigan Shire - Southern Riverina Health and Wellbeing Expo - Modelling the effect of \$5,020 from a Arts and Heritage event with Local significance

	Output (\$)	Value-added (\$)	Wages & salaries (\$)	Employment (annual FTE)	Resident Jobs (annual FTE)
Direct impact	4,568	2,220	1,475	0	
Industrial impact	568	221	154	0	
Consumption impact	4,124	1,887	1,311	0	
Total impact on Berrigan Shire economy	9,261	4,328	2,941	0	0.1

Source: [National Institute of Economic and Industry Research \(NIEIR\)](#) ©2015.

Compiled and presented in economy.id by [.id](#), the population experts.

Note: All \$ values are expressed in 2012-13 base year dollar terms.



Items requiring Council Resolution

5.20 MERGER TRANSITION**AUTHOR:** General Manager**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:****RECOMMENDATION:** - for discussion

REPORT:

At the recent March 2016 meeting of the Corporate Services Committee the need for effective transition to any new merged Council was discussed.

This matter was also considered when the Council resolved to form a transition working group with Jerilderie Shire Council. Jerilderie Shire Council stated at that time that while it was supportive of such a working group it could not participate until its responses to its merger proposal was completed. Since that initial response that Council no has another proposal to respond to and it is assumed that any participation is further delayed.

Regardless of the above, and without committing endless resources, the Council does need to progress its thinking in relation to any merger and what change this may involve and what indeed those change priorities are.

LGNSW and the Dept. Premier and Cabinet are both producing material for Councils affected by merger proposals and one from the Dept Premier and Cabinet is circulated as Appendix "J" for information.

Identification and consideration of the change issues would obviously be best addressed outside the Council's formal meeting arrangements, at least in the initial stages.

The question therefore how to best address and progress the issue?

In my mind the issues will progress through different stages involving different participants.

Initially a wide group of Councillors and staff should convene to, in effect, brainstorm the issue to identify all anticipated changes. Following this some priority should be attached to the identified changes.

Items requiring Council Resolution

Those priorities should be confirmed by the Council.

One priorities action plans for each change can be developed by smaller groups of Councillors and staff, which again would need to be confirmed by the Council.

In a nutshell what I am suggesting as the appropriate way forward seems to be initial informal meeting(s) to identify and prioritize areas of change and the break down to smaller groups to progress individual issues.

The Council could also consider the formation of a project management group to oversee the entire issue and which would report to it.

Of concern is the uncertainty of the whole merger issue and how it affects this Council which means that at this stage this can only be a planning process.

For discussion.

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Items requiring Council Resolution

5.21 LEGISLATIVE COMPLIANCE POLICY**AUTHOR:** Enterprise Risk Manager**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:** 27.121.2**RECOMMENDATION:** That Council revoke the Legislative Compliance Policy No. 62, adopted 17th October, 2007.**REPORT:**

A recent review of the policy registration system identified that when the Legislative Compliance Policy was adopted by Council on 19th February, 2014, there was no resolution put forward to revoke the existing policy. Therefore, Council currently has two policies still existing, requiring the policy which was adopted on 17th October, 2007 to be revoked.

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Items requiring Council Resolution

**5.22 EQUAL EMPLOYMENT OPPORTUNITY,
WORKPLACE BULLYING AND
HARASSMENT POLICY**

AUTHOR: Enterprise Risk Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 27.121.2

RECOMMENDATION: that the Council revoke the Equal Employment Opportunity, Workplace Bullying and Harassment Policy No 72, adopted 21st April, 2011.

REPORT:

A recent review of the policy registration system identified that when the Equal Employment Opportunity Policy was adopted by Council on 16th April, 2014, and the Discrimination, Workplace Bullying and Harassment Policy was adopted by Council on 21st May, 2014, there was no resolution put forward to revoke the existing policy. Therefore, Council currently has two policies still existing, requiring the policy which was adopted on 21st April, 2011 to be revoked.

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Items for Noting

RECOMMENDATION – that Items for Noting numbered 6.1 to 6. Inclusive be received and noted.

6.1 SENIORS & YOUTH PHOTO EXPO

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Supported and engaged communities

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

FILE NO: 03.160.9 & 03.160.1

REPORT

This year the New South Wales Seniors Festival will be held from 1 April 2016 – 10 April 2016. Previously known as Seniors Week the NSW Seniors is the largest festival for seniors in the Southern Hemisphere. The Seniors Festival is designed to thank, celebrate and recognise seniors for the role they play and the contributions they make to the NSW community.

The Seniors Festival is for persons:

- over 60 years
- over 50 years if an Aboriginal or Torres Strait Islander
- over 50 years with a life-long disability

Youth Week 8 April 16 – 17 April 2016 celebrates young people and their contribution to their local communities. It is the largest annual youth participation event in Australia. Council was successful in securing a matching grant from Communities New South Wales for the staging of this year's Youth Week activities.

This year because the Seniors Festival Theme is Grow Young and the two events crossover a combined Seniors and Youth Photo Expo is planned to celebrate and recognise the skills and interests of our older and younger residents.

Planned in conjunction with Aged Care Service Providers – Amaroo, Finley Regional Care and the Tocumwal Lions Hostel with the assistance of the Finley Returned Services Club, Finley High School and local public schools entries for the Digital Photo Expo – Through My Eyes are currently being received.

Items for Noting

The Photo Expo will be launched at a Luncheon for Seniors to be held at the Finley Returned Services Club 5 April 2016. At this luncheon local entertainer Ray McCartney will be the Master of Ceremonies Seniors while local school students will provide the entertainment. Seniors will also at the luncheon have an opportunity to vote for the best photo by a Senior or Young Person.

Online voting will continue during Youth Week with older residents also having the chance to vote at pop up Digital Photo Exhibitions to be displayed during Youth Week at Council's Libraries and at Aged Care Service Providers.

The winners will be announced at the end of Youth Week and the results published 20 April 2016 in the Southern Riverina News, Cobram Courier and on Council's website. Prizes will be funded from Council's Youth Week Grant

Items for Noting

6.2 LAND SALES

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

REPORT:

The final lot in the Malone Mews/Lewis Crescent subdivision is now in the process of being sold.

This land was originally put on the market and has taken approximately 10 years to sell the 17 available lots.

In a financial sense the Council achieved overall gross sales of \$652,000 against an original gross estimate of \$659,000.

The subdivision was the second stage subdivision of land acquired from NSW State Rail in the mid 1990's

The Council's lot at 6 Ingo Renner Drive has also been sold.

Councillors may recall that this was a piece of contaminated land which the Council exchanged for the outstanding rates and charges.

Following the decontamination of the land it has been sold at about a break even position when the decontamination cost and original outstanding rates and charges are considered.

Items for Noting

6.3 FAITH IN A BASIN FUTURE

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:

REPORT:

Cr Austin Evans, Mayor of Murrumbidgee Shire Council, has been invited to address the Council at "Question Time" in accordance with discussions at the February 2016 Council meeting.

Cr Evans also presented the issue at the recent RAMROC meeting including a powerpoint presentation.

A copy of the powerpoint presentation is circulated for information as Appendix "K".

Items for Noting

6.4 MINUTES OF RAMROC MEETING**AUTHOR: General Manager****STRATEGIC OUTCOME: Good government****STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting****FILE NO: 14.099.2**

REPORT:

Minutes of a meeting of RAMROC held on 2nd March 2016 are circulated with this agenda as Appendix "L".

Items for Noting

6.5 WH & S COMMITTEE

AUTHOR: Enterprise Risk Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 3.1 Create safe, friendly and accessible communities

FILE NO: 22.112.1

REPORT

Minutes of the last Work Health & Safety Committee meeting held on 11th February, 2016 are attached as Appendix "M".

Items for Noting

6.6 DEVELOPMENT DETERMINATIONS FOR MONTH OF FEBRUARY 2016

AUTHOR: Support Officer

STRATEGIC OUTCOME: Good government

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

REPORT: APPLICATIONS DETERMINED FOR FEBRUARY

Application	Description	Property Location	Applicant	Owner	Status	Value	Days Taken		
77/16/DA/DM	New Bowling Greens & Facility	BAROOGA ROAD, TOCUMWAL NSW 2714 (Lot2//DP1096569)	Mr Colin Brown	TOCUMWAL GOLF CLUB	Approved 04-02-2016	\$ 450000.00	Active 9	Total 9	
78/16/DA/D5	3 Car Garage	40 MARIAN DRIVE, TOCUMWAL NSW 2714 (Lot64//DP789897)	Mr Barry Clark	MR BR CLARK & MRS EJ COURTNEY-CLARK	Approved 02-02-2016	\$ 19000.00	Active 4	Total 4	
79/16/DA/D5	Carpport	111 VERMONT STREET, BAROOGA NSW 3644 (Lot52//DP610619)	Mr Ray Zito	MR R ZITO	Approved 03-02-2016	\$ 5000.00	Active 5	Total 5	
80/16/DA/D1	Dwelling & Attached Garage	7 BUSHLANDS ROAD, TOCUMWAL NSW 2714 (Lot31//DP1058006)	Ms Kerry Davies	MS KE DAVIES	Approved 08-02-2016	\$ 240000.00	Active 4	Total 4	
47/16/CD/M1	Dwelling & Carport	26 BELINDA COURT, TOCUMWAL NSW 2714 (Lot16//DP270154)	William & Anne Nolan	MR W J & MRS A M NOLAN	Approved 03-02-2016	\$ 250000.00	Active 1	Total 1	
81/16/DA/D5	Residential Storage Shed	Site #91, 13 BUSHLANDS ROAD, TOCUMWAL NSW 2714 (Lot4//DP718085)	Mr Andrew Wilmot	BUSHLANDS RESORT LIMITED	Approved 11-02-2016	\$ 1000.00	Active 4	Total 4	
82/16/DA/D5	Residential Storage Shed	Site #98, 13 BUSHLANDS ROAD, TOCUMWAL NSW 2714 (Lot4//DP718085)	Mr Andrew Wilmot	BUSHLANDS RESORT LIMITED	Approved 11-02-2016	\$ 1000.00	Active 4	Total 4	
83/16/DA/D3	Removal of Transportable Office & Construction of Shed	94-104 DENILIQWIN ROAD, TOCUMWAL NSW 2714 (Lot117//DP752296)	Mr David Walsh	MR D E WALSH	Approved 18-02-2016	\$ 47000.00	Active 7	Total 7	
86/16/DA/D1	Dwelling & Shed	32 LIBERATOR PLACE, TOCUMWAL NSW 2714 (Lot33//DP1190777)	CPE Constructions	R & E GOWER PTY LTD	Approved 29-02-2016	\$ 200000.00	Active 9	Total 9	
49/16/CD/M4	Pergola	14 MOMALONG STREET, BERRIGAN NSW 2712 (Lot3C//DP320146)	MS Constructions	MR WL MILNE & MRS AJ MILNE	Approved 19-02-2016	\$ 4500.00	Active 1	Total 1	
51/16/CD/M6	Additions to Dwelling	9 ARRAMAGONG STREET, BAROOGA NSW 3644 (Lot1//DP258208)	Mrs Serena Patterson	MS S PATTERSON	Approved 22-02-2016	\$ 6000.00	Active 1	Total 1	

NOTING

Items for Noting

52/16/CD/M6	Pergola	43 HENNESSY STREET, TOCUMWAL NSW 2714 (Lot2/10/DP758981)	Robert & Joan Burns	MR R BURNS & MRS J BURNS	Approved 23-02-2016	\$ 8100.00	Active 1	Total 1
53/16/CD/M6	Pergola	10 DUNDON CLOSE, TOCUMWAL NSW 2714 (Lot10/DP285573)	Ali Ahmed	MR J E VARLEY AND MRS D VARLEY	Approved 26-02-2016	\$ 13612.00	Active 3	Total 3
90/16/DA/D5	Residential Storage Shed	5 ROBERT FULLER COURT, TOCUMWAL NSW 2714 (Lot271/DP44490)	Mr Ronald Loversidge	MR R G & MRS D J LOVERSIDGE	Approved 29-02-2016	\$ 10000.00	Active 2	Total 2

APPLICATIONS PENDING DETERMINATION AS AT 4/3/2016

Application No.	Date Lodged	Description	Property Location
84/16/DA/D1	10-02-2016	Relocated Dwelling	43-47 WILLIAM STREET, BERRIGAN NSW 2712 (Lot10/33/DP3353)
85/16/DA/D1	11-02-2016	BV Dwelling, Attached Garage & Residential Storage Shed	35 KEOGH DRIVE, TOCUMWAL NSW 2714 (Lot40/DP1118257)
48/16/CD/PC	11-02-2016	BV Dwelling & Attached Garage	91 BRUTON STREET, TOCUMWAL NSW 2714 (Lot27//DP1089280)
50/16/CD/M5	19-02-2016	Inground Fibreglass Swimming Pool	45 RACECOURSE ROAD, TOCUMWAL NSW 2714 (Lot1//DP305005)
87/16/DA/D2	19-02-2016	Use of Land for Childcare Centre	239-241 MURRAY STREET, FINLEY NSW 2713 (Lot15//DP260805)
88/16/DA/D1	24-02-2016	Dwelling & Attached Garage	3 PINWOOD LANE, TOCUMWAL NSW 2714 (Lot22//DP285573)
89/16/DA/D5	24-02-2016	Carport & Residential Storage Shed	10 CHARLOTTE STREET, TOCUMWAL NSW 2714 (Lot9//DP1068277)
92/16/DA/D9	29-02-2016	Subdivision	336 HOGANS ROAD, FINLEY NSW 2713 (Lot125//DP752304)

TOTAL APPLICATIONS DETERMINED / ISSUED

	This Month (February)	Year to Date	This Month's Value	Year to Date Value
<i>Development Applications Determined</i>	9	86	\$973,000	\$24,769,540
<i>Construction Certificates Issued</i>	4	58	\$234,000	\$10,551,360
<i>Complying Development Cert. Issued</i>	5	54	\$282,212	\$6,438,560
<i>Local Activity Approvals Issued</i>	6	74	0	

NOTIFICATION

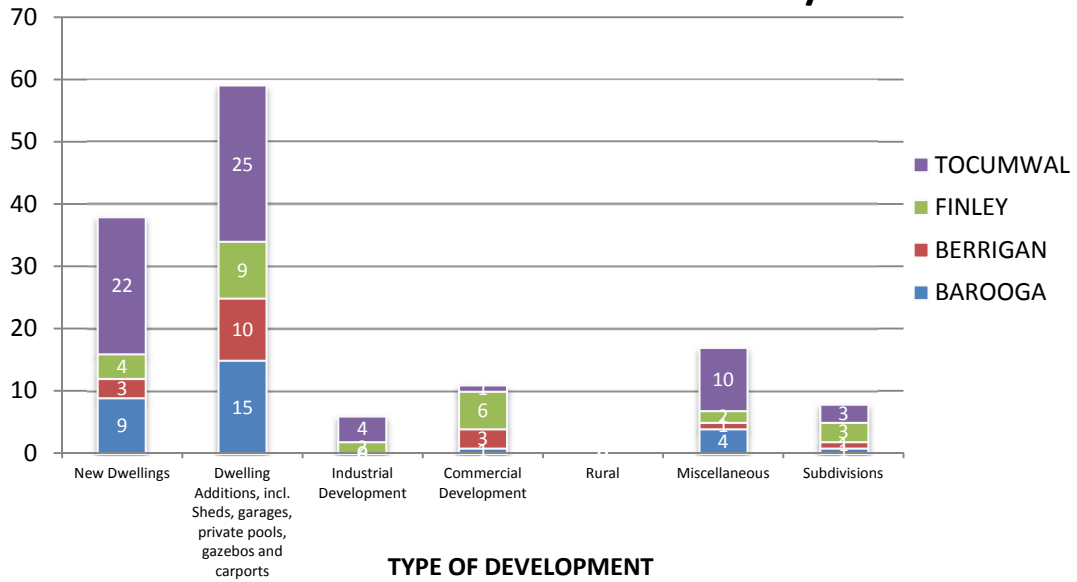
Items for Noting

OTHER CERTIFICATES ISSUED FOR FEBRUARY

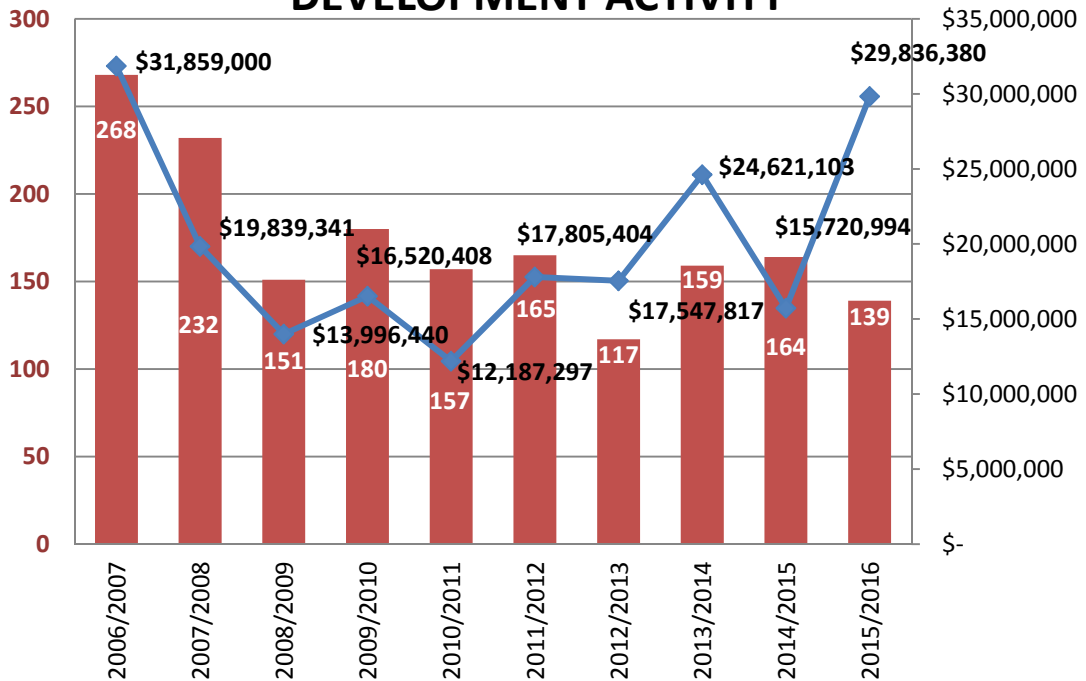
	149(2) Planning Certificate		149(5) Certificate		735A Certificate Outstanding Notices or Orders under LG Act 1993		121zp Certificate Outstanding Notices or Orders under EP&A Act 1979		149(D) Building Certificate		Swimming Pool Certificate	
	Feb	Year Total	Feb	Year Total	Feb	Year Total	Feb	Year Total	Feb	Year Total	Feb	Year Total
BAROOGA	4	71	0	11	0	8	0	5	0	0	0	2
BERRIGAN	9	41	0	0	2	6	1	1	0	0	0	0
FINLEY	14	73	1	4	1	3	1	1	0	0	0	0
TOCUMWAL	17	85	0	0	0	3	0	0	0	1	0	2
TOTAL	44	270	1	15	3	20	2	7	0	1	0	4

Items for Noting

DEVELOPMENT ACTIVITY 2015 / 2016



DEVELOPMENT ACTIVITY



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Items requiring Council Resolution

7 CLOSED COUNCIL

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

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

The matters and information are the following:

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

7.1 MEETING WITH PROPOSED CONSULTANTS

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

RESOLUTION

Items requiring Council Resolution

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

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

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

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

7.1 MEETING WITH PROPOSED CONSULTANTS

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

Confidential Items requiring Council Resolution

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7.1 MEETING WITH PROPOSED CONSULTANTS

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: 05.101.3

RECOMMENDATION: - for discussion

REPORT:

The Council, at its informal meeting held on Tuesday 8th March 2016 considered draft plans for the Finley School of Arts.

As a part of that discussion it was agreed to:

1. Seek modification to the draft concept plans for the Finley School of Arts; and
2. Engage a facilitator for a public meeting at Finley to discuss the concept plans and also, I assume, the future of the Finley War Memorial Hall.

To facilitate the above and to commence planning for the public meeting and broader engagement and strategy representatives of GPG Architects and Susan Benedyka (as proposed facilitator) have been invited to meet with the Council at 2.30 pm.

It is understood that the architects will have both modified and original concept plans for discussion.

Susan will want to discuss the strategy and key messages for the meeting and wider engagement.

A spiel regarding Susan is set out below for information.

“Susan is Managing Director and Principal Consultant at The Regional Development Company, a business she founded in 1997 and which has undertaken more than 1,000 projects across regional Australia since that time.

Confidential Items requiring Council Resolution

Her strength is an ability to work with clients to design fit-for-purpose approaches that result in the creation of positive futures for rural communities. In doing so, she draws on her high-level strategic planning and project management skills, community consultation and engagement expertise and utilises extensive government and non-government networks along with her well-regarded network of rural organisations.

Susan is very well regarded for her ability to facilitate workshops and engage with regional businesses, organisations and communities.

She has an extensive background in rural and regional development, professional qualifications in business and experience in business development, regional community services and economic strategic planning and delivery.

Susan is passionate about regional development and is involved in all aspects of planning, developing, and facilitating positive futures for regional organisations and communities. Her extensive client base includes organisations across Victoria, New South Wales, South Australia and Tasmania.

Susan's great strength is the way in which she uses her highly developed communication and facilitation skills to enable other people's visions to become reality. Often dealing with highly controversial and potentially inflammatory issues, Susan designs forums that allow people to engage and react in a constructive manner. With a broad background in rural and regional development, Susan has created a solid foundation for bringing government and non-government agencies and regional communities and business together, to work productively towards common goals.

Prior to starting her own consultancy, Susan worked as a CEO of a regional city's development corporation and as a Business Manager for NSW State and Regional Development. She is an experienced Director and Fellow of the Australian Institute of Company Directors. Board experience includes the Telstra Foundation, North East Regional Water Authority, North East Catchment Management Authority, Rural Industries Research and Development Corporation and National Rural Women's Advisory Group. Susan also chaired the establishment of the Charles Sturt University Dubbo Campus.

Susan is recognised by the International Association of Facilitators (IAF) as a Certified Professional Facilitator (CPF) and is a fellow of the Australian Institute of Learning Professionals. She is a member of the AICD (Australian Institute of Company Directors), a member of the International Association of Public Participation and uses IAP2 materials in her community consultation work."

Susan is based at Wangaratta.

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Confidential Items requiring Council Resolution

In terms of the engagement of Susan the following briefing document has been provided to her:

“Dear Susan

Further to our conversation of this Wednesday 9 March 2016. I would like to confirm that the Berrigan Shire Council would like to meet with you to scope and clarify the brief for the facilitation of a public community meeting – re: the Redevelopment of the School of Arts Hall Finley.

Date: 16 March 2016

Time: 2.30 pm

Location: Berrigan Shire Council Chambers, 56 Chanter Street, Berrigan, NSW

Background

The School of Arts Hall at Finley is listed as a heritage item the Berrigan Shire Council’s Local Environmental Plan. The venue is used primarily for arts and cultural activities. Built in 1904 the Hall is used by the Finley Amateur Dramatic and Musical Society for its annual production and is also available for casual hire. Managed by a Volunteer Committee of the Council this Committee also manages the Finley War Memorial Hall which is adjacent to the Finley School of Arts Hall and physically connected to the School of Art Hall via an annex.

The Finley War Memorial Hall was built in 1956, through public donations. The War Memorial Hall and the School of Arts share facilities such as toilet blocks and a kitchen. In the past, an organised basketball competition used the War Memorial Hall but in the previous 6 years, it has only been regularly for informal social basketball. Should an organised basketball competition recommence in Finley the War Memorial Hall would not be the best venue for this activity, given the constraints it experiences re: Court area, run offs, state of the floorboards and bearers. An alternate facility owned by the Council at the Finley Showgrounds and Sports Complex – ex Indoor Cricket Stadium is an option that could be explored and has been presented to stakeholders as an option for the redevelopment and relocation of basketball.

As part of the Council’s Asset Management Planning process it has been identified that neither Hall now meets contemporary service standards. There are also basic accessibility concerns including parking for disabled and the frail aged and accessible toilet facilities. Further since alternative venues have been built in Finley and demographics have changed, usage of the War Memorial Hall in particular has declined.

There is some concern in the Finley community about the demolition of a building constructed as a war memorial. The Council has attempted to address these concerns by working with the Finley Returned and Services League sub-branch on an upgrade to Memorial Park – across the road – and

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Confidential Items requiring Council Resolution

the incorporation of the foundation stone of the War Memorial Hall into the new project.

Notwithstanding the decline in both Hall's usage the Council's decision making is informed by the following :

- 1. Both facilities offer poor amenity with toilet facilities that are not accessible and below minimum service standards.*
- 2. Both facilities are underutilised due in part to poor amenity and the local availability of alternative high amenity and accessible venues.*
- 3. Both facilities are no longer 'fit for purpose' and without substantial works will need to be decommissioned.*
- 4. It has been advised that Finley Returned and Services League sub-branch has no interest in assuming care, control or management of the Memorial Hall*
- 5. The current Hall Committee of Management would like to see the site redeveloped and the School of Arts Hall upgraded.*

Options that are available to the Council , and its assessment hence position include:

- 1. **Demolish both facilities and re-develop the site** – not an option*
- 2. **Demolish the Memorial Hall and upgrade the School of Arts Hall** - preferred option*
- 3. **Decommission both facilities** – an option*
- 4. **Upgrade both facilities** – cost prohibitive, does not achieve outcomes around accessibility, and would require that the Council still work with the community on the redevelopment of an alternate venue for basketball: not an option*
- 5. **Work with the community on the development of an alternate venue for basketball** – preferred option*

Expected Outcomes

- 1. Public meeting to be held at Finley on a date to be advised. Likely to be early April 2016*
- 2. Community members that attend a public meeting have the opportunity to hear and consider – the issues described above*
- 3. Council receives feedback from the community about the options considered by the Council and the Council's assessment of each*
- 4. Architect's commissioned by the Council have the opportunity to present concept plan's and with the assistance of the facilitator take and respond to questions about the plans*
- 5. Community has the opportunity to provide comment on the concept plans commissioned by the Council for the Re-development of the School of Arts Hall prior to Council making a final determination on the future of the School of Art Hall and the Finley Memorial Hall.*

The Brief:

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Confidential Items requiring Council Resolution

*Meet with the Council 16th March 2016 to clarify scope and brief
Submit to Council by 23rd March 2016*

- 1. Project management plan – describing requirements re: venue for public meeting, capacity, AV resources or capability required*
- 2. Facilitation deliverables and costs associated therein”*

The purpose of the discussion with the consultants is to:

1. Final the concept plans for use as a part of the consultation process;
and
2. Agree on messages and strategies for the consultation process.

RECOMMENDATION – that the Council move out of closed and into open Council.

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Committee meeting reports

Open Council resumed at

**RESOLUTIONS FROM THE CLOSED
COUNCIL MEETING**

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

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Committee meeting reports

8.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 23RD FEBRUARY, 2016.

RECOMMENDATION – that recommendations numbered 1 to 6 inclusive of the Local Traffic Committee Meeting held on 23rd February, 2016 be adopted.

1. SILO ROAD, TOCUMWAL SPEED ZONE REDUCTION

RECOMMENDATION NO.1- that

- The speed limit along Silo Road, Tocumwal from Tuppal Road to the Newell Highway is reduced from 100km/hr to 80 km/hr to allow safer turning movements to the grain silos and safer passage of vehicles.
- Berrigan Shire Council provides RMS with traffic data in relation to the turning movements and vehicle speeds along Silo Road, Tocumwal to allow RMS to assess the risks and hazards associated with this current speed limit of 100km/hr and the proposed speed limit of 80km/hr.

2. MARIAN DRIVE, TOCUMWAL SPEED ZONE REDUCTION

RECOMMENDATION NO.2- that

- The speed limit to be reduced along the Marian Drive, Tocumwal from 100km/hr to 50km/hr, pending RMS's speed zone review, as there are many residential properties along this road as well as the road being a school bus route.
- Berrigan Shire Council collect and supply traffic data to RMS to assist in RMS's speed zone review of Marian Drive Tocumwal,
- Berrigan Shire Council conduct a questionnaire amongst the residents along Marian Drive to determine the residents views on the current speed limit of 100km/hr and the proposed speed limit of 50 km/hr to assist RMS in the speed zone review

3. TOCUMWAL ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2016

RECOMMENDATION NO.3- that

Committee meeting reports

- The Tocumwal Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Deniliquin Street between Murray Street and Hennessy Street, Tocumwal as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

4. ROAD CLOSURE – ANZAC AVENEUE, TOCUMWAL

RECOMMENDATION NO.4- that

- Anzac Avenue, Tocumwal to be closed to traffic on the 3rd of July, 2016 from 8am to 2pm for the Chamber of Commerce to hold part of their Winter Festival.
- A copy of Berrigan Shire's Public Liability Insurance be provided to Deniliquin Highway Patrol for the event.

5. FINLEY ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2016

RECOMMENDATION NO.5- that

- Finley Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Murray Street between Townsend Street and the Riverina Highway, Finley subject to Berrigan Shire Council's conditions of consent.
- An updated traffic control plan be sent to all parties of the traffic committee.

6. BERRIGAN ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2016

RECOMMENDATION NO.6- that

- Berrigan Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Chanter Street between Drummond Street and Jerilderie Street Berrigan as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

Items requiring Council Resolution

9. MAYOR'S REPORT

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RECOMMENDATION – that the Mayor's Report be received.

Items requiring Council Resolution

10. DELEGATES REPORT

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Items requiring Council Resolution

11.

GENERAL BUSINESS

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