



Council Chambers,  
BERRIGAN NSW 2712

Sir/Madam,

The Ordinary Meeting of the Council of the Shire of Berrigan will be held in the **Council Chambers**, Berrigan, on **20<sup>th</sup> September, 2017** when the following business will be submitted:-

**9:00AM**

**Public Question Time**

**COUNCIL MEETING**

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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 20<sup>th</sup> September, 2017

### **BUSINESS PAPER**

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#### **1. APOLOGIES**

#### **2. DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST**

#### **3. VISITORS ATTENDING MEETING**

#### **4. CONFIRMATION OF MINUTES**

**RECOMMENDATION** – that the Minutes of the meeting held in the Council Chambers on Wednesday 16<sup>th</sup> August, 2017 be confirmed.

#### **5.1 FINANCE – ACCOUNTS**

**AUTHOR:** Finance Manager

**STRATEGIC OUTCOME:** Good government

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

**RECOMMENDATION** – that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 August 2017, be received and that the accounts paid as per Warrant No. 08/17 totaling \$3,017,953.25 be confirmed.

Items requiring Council Resolution

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**REPORT**

- a) A Financial Statement covering all funds of the Council indicating the Bank Balances as at 31 August 2017 is certified by the Finance Manager.
- b) The Finance Manager certifies that the Cash Book of the Council was reconciled with the Bank Statements as at 31 August 2017.
- c) The Finance Manager certifies the Accounts, including the Petty Cash Book made up to 31 August 2017, totaling \$3,017,953.25 and will be submitted for confirmation of payment as per Warrant No. 08/17
- d) The Finance Manager certifies that all Investments have been placed in accordance with:
  - i. Council's Investment Policy,
  - ii. Section 625 of the Local Government Act 1993 (as amended),
  - iii. the Minister's Amended Investment Order gazetted 11 January 2011,
  - iv. clause 212 of the Local Government (General) Regulations 2005, and
  - v. Third Party Investment requirements of the Office of Local Government Circular 06-70.
- e) As normal, August has seen an increase in total funds held compared to the end of July. This increase results from the receipt of the normally scheduled Financial Assistance Grant and the payment of the first instalment (and in some instance the full year balance) of Council Rates. Funds are expected to drop slightly in September.

Items requiring Council Resolution

Statement of Bank Balances as at 31 August 2017

**Bank Account Reconciliation**

Cash book balance as at 1 August 2017	\$ 2,867,191.53
Receipts for August 2017	\$ 3,962,640.31
Term Deposits Credited Back	\$ -
	<b>\$ 6,829,831.84</b>

*Less Payments Statement No 08/17*

Cheque Payments V075784 - V075788	\$ 22,898.07
Electronic Funds Transfer (EFT) payroll	\$ 543,330.21
Electronic Funds Transfer (EFT) Creditors E027061 - E027253	\$ 1,431,040.88
Term Deposits Invested	\$ 1,000,000.00
Loan repayments, bank charges, etc	\$ 20,684.09
Total Payments for August 2017	<u>\$ 3,017,953.25</u>
<b>Cash Book Balance as at 31 August 2017</b>	<b><u>\$ 3,811,878.59</u></b>

Bank Statements as at 31 August 2017	\$ 3,812,451.27
Plus Outstanding Deposits	
Less Outstanding Cheques/Payments	\$ 572.68
<b>Reconciliation Balance as at 31 August 2017</b>	<b><u>\$ 3,811,878.59</u></b>

**INVESTMENT REGISTER**

INSTITUTION	DEPOSIT NO.	TERM (days)	RATE	MATURITY DATE	INSTITUTION TOTAL
AMP	125/16	181	2.75%	4/09/2017	\$ 2,000,000.00
AMP	117/15	273	2.75%	22/12/2017	\$ 2,000,000.00
AMP	133/17	271	2.60%	28/05/2018	\$ 1,000,000.00
Goulburn Murray Credit Union	131/17	180	2.75%	20/11/2017	\$ 2,000,000.00
Goulburn Murray Credit Union	124/16	275	2.75%	13/01/2018	\$ 2,000,000.00
Bendigo Bank	128/16	270	2.85%	17/09/2017	\$ 2,000,000.00
Bendigo Bank	122/16	184	2.65%	30/11/2017	\$ 2,000,000.00
Central Murray Credit Union	130/17	365	3.05%	1/03/2018	\$ 1,000,000.00
Central Murray Credit Union	104/14	365	2.70%	18/07/2018	\$ 2,000,000.00
Central Murray Credit Union	126/16	365	2.70%	31/08/2018	\$ 2,000,000.00
Defence Bank Limited	102/14	183	2.60%	4/10/2017	\$ 2,000,000.00
Defence Bank Limited	106/14	270	2.70%	24/12/2017	\$ 1,000,000.00
Defence Bank Limited	129/17	365	2.80%	28/02/2018	\$ 1,000,000.00
ME Bank	127/16	182	2.65%	28/11/2017	\$ 2,000,000.00
ME Bank	132/17	182	2.65%	8/01/2018	\$ 2,000,000.00
T-CORP HOURGLASS AT CALL		AT CALL			\$ -
					<b>\$ 26,000,000.00</b>

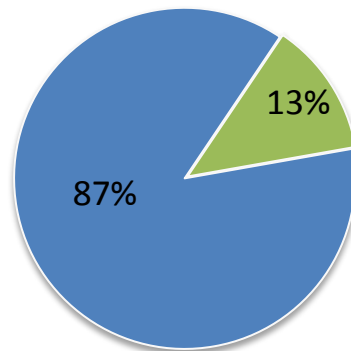
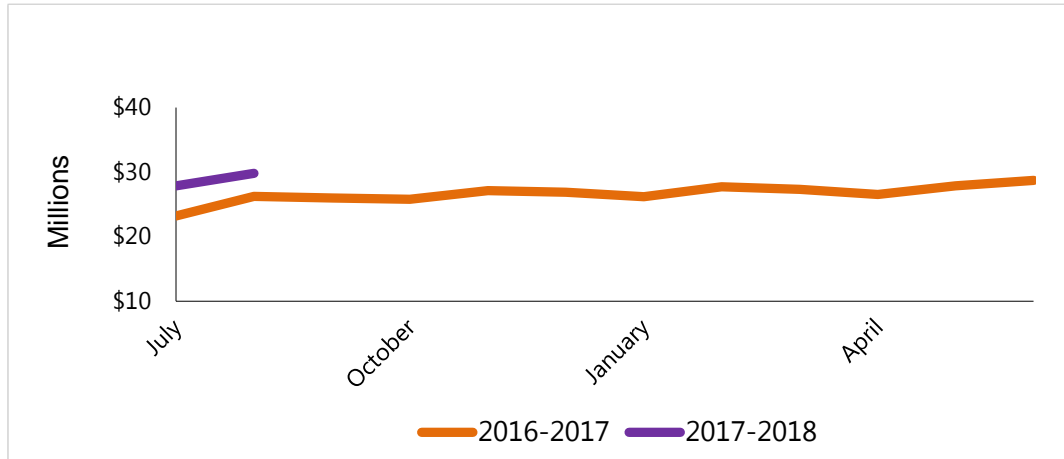
**Total Funds Held at 31 August 2017** **\$29,811,878.59**

Carla von Brockhusen - Finance Manager

RESOLUTION

Items requiring Council Resolution

Total Cash and Investments



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

	Central	AMP	Bendigo	Defence Bank	Goulburn	ME Bank	NAB
Percentage	16.77%	16.77%	13.42%	13.42%	13.42%	13.42%	12.79%
Amount	\$5,000,000	\$5,000,000	\$4,000,000	\$4,000,000	\$4,000,000	\$4,000,000	\$3,811,879

R E S O L U T I O N

Items requiring Council Resolution

Prior Financial Institution	Previous Investment			Current Financial Institution	New Investment		
	Term (Days)	Amount	Interest Rate		Term (Days)	Amount	Interest Rate
				AMP	271	\$1M	2.60%
CMCU	365	\$2M	3.05%	CMCU	365	\$2M	2.70%

RESOLUTION

Items requiring Council Resolution

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**5.2 BAROOGA ADVANCEMENT GROUP  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 02.036.1

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Barooga Advancement Group Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Barooga Advancement Group Committee of Management:

President: Simon Klaver  
Vice President: Trevor Elliston  
Secretary/Treasurer: Neil Duffield  
Committee: Cr John Bruce  
Karen Bruce  
Ian Yeaman  
Melissa Bowden  
Allison Barton  
Jacky Klaver  
Sheila Duffield  
Bob Davis  
Leanne May  
Nicola Foster  
Lyn Woodhead

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**REPORT:**

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



Items requiring Council Resolution

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**5.3 BAROOGA RECREATION RESERVE  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 21.101.2

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Barooga Recreation Reserve Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Barooga Recreation Reserve Committee of Management:

President: Ray Nye  
Vice President: Max Steward  
Secretary/Treasurer: Michael O'Dwyer  
Committee: Wes Sutton  
Ben O'Dwyer  
Tim Nolan  
Vince Ballerini  
Kristie Primmer  
Deb Kruz  
Sheilah Keamy  
Jason Brooks  
Nick DeMaio

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**REPORT:**

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

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Items requiring Council Resolution

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**5.4 BERRIGAN CONSERVATION GROUP & TIDY TOWN COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 11.128.1

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Berrigan Conservation Group and Tidy Town Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Berrigan Conservation Group and Tidy Town Committee of Management:

President: Mark Ryan  
Secretary: Carol Cottam  
Treasurer: Jude Lawrence  
Committee: Maree Ryan  
John Lane  
Clara Way  
Leigh Rogers  
Robin Cobb  
Carla von Brockhusen  
Christina von Brockhusen  
Tracy Dunn  
Jiq Sloan  
Peter Cobb

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**REPORT:**

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

Items requiring Council Resolution

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**5.5 BERRIGAN SHIRE YOUTH DEVELOPMENT COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 02.036.7

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Berrigan Shire Youth Development Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Berrigan Shire Youth Development Committee of Management:

President: Cr Denis Glanville  
Secretary: Jo Ruffin  
Treasurer: Warwick Douglas  
Committee: Penny Jones  
Tracey Doohan  
Catherine Healy  
Cr John Taylor

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**REPORT:**

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

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Items requiring Council Resolution

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**5.6 BERRIGAN WAR MEMORIAL HALL  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 05.101.1

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Berrigan War Memorial Hall Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Berrigan War Memorial Hall Committee of Management:

**President: Neville Dalgliesh  
Secretary: Ian Rendell  
Treasurer: Bruce Rendell  
Committee: Marnie Steer  
Steve Malcolm**

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**REPORT:**

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

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Items requiring Council Resolution

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**5.7 BERRIGAN WAR MEMORIAL SWIMMING  
POOL COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 26.160.1

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Berrigan War Memorial Swimming Pool Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Berrigan War Memorial Swimming Pool Committee of Management:

President: Sue Chisholm  
Vice President: Peter Cobb  
Secretary: Doris Fowler  
Treasurer: Jude Lawrence  
Committee: Tom Pyle  
Heather Pyle  
Gary Lehre  
Barb Fox  
Gayle Andreske  
Carla von Brockhusen  
Christina von Brockhusen

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**REPORT:**

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

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Items requiring Council Resolution

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**5.8 FINLEY RECREATION RESERVE  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 21.101.7

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Finley Recreation Reserve Committee of Management.
- B) 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  
Vice President: Russell Anderson  
Secretary: Matt Whitty  
Treasurer: Paul Evans  
Committee: Lindsay Donkin  
Ashley Haynes  
Helen Lewis  
Lynda Whiley  
Chris Shaw  
Jenny Isedale  
Derek Noffke  
Michael Archer  
Rick Gardiner  
Pat Kelly

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**REPORT:**

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

Items requiring Council Resolution

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**5.9 RETREAT HALL COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 05.101.5

**RECOMMENDATION:** - that the Council:

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

President: Steven Kydd  
Secretary: Rosemary Tilley  
Treasurer: Kerryanne Kydd  
Committee: Dorothy Wright  
Marj Maxwell  
John Beer  
Lorraine Beer  
Stephen Barnes  
Colin Taylor  
Gil Taylor  
Ruth Kydd

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**REPORT:**

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

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Items requiring Council Resolution

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**5.10 TOCUMWAL RAIL PRESERVATION  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 04.074.1

**RECOMMENDATION:** - that the Council:

- A) revoke existing members of the Tocumwal Rail Preservation Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Tocumwal Rail Preservation Committee of Management:

President: Lion Glennis Pohlner

Vice President: Barbara Bell

Secretary: Lidy Soule

Treasurer: Sun Lui

Gary Beer

Helen Beer

Gail Bourke

Arthur Dixon

Brian Folliard

Kate Folliard

Dawn Huxtable

Balaji Rao

Len Soule

Carol Wigg

Sandra Williams

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**REPORT:**

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



Items requiring Council Resolution

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**5.11 TOCUMWAL RECREATION RESERVE  
COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 21.101.13

**RECOMMENDATION:** - that the Council:

- C) revoke existing members of the Tocumwal Recreation Reserve Committee of Management.
- D) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Tocumwal Recreation Reserve Committee of Management:

President/Treasurer: Alan Jones  
Vice President: Jim Cullen  
Secretary: Barbara Cullen  
Committee: Bill Fuller  
Mark Barker  
David Baldwin  
Paul McCallum  
Carl Cummins  
Malcolm Haynes  
Liz Lang  
Rebecca Loughridge

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**REPORT:**

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

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Items requiring Council Resolution

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**5.12 TOCUMWAL FORESHORE COMMITTEE OF MANAGEMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 05.101.7

**RECOMMENDATION:** - that the Council:

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

President: Ross Bodey  
Vice President: Ann Way  
Secretary/Treasurer: Judy Carlon  
Committee: Bob Bowman  
Bill Greig  
Anthony Hore  
Ian Bowman  
Marilyn Bowman  
Ron Peterson  
Ken Swanwick  
Wendy Terry  
Geoff Terry  
Sue Trewallah  
Paul Nelson

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**REPORT:**

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

Items requiring Council Resolution

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**5.13 ANNUAL RETURNS – VOLUNTEER COMMITTEES OF MANAGEMENT**

**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:** 12.174.4

**RECOMMENDATION:** - that the Council note the annual returns submitted by the following Volunteer Committees of Management

- Barooga Advancement Group
- Barooga Recreation Reserve
- Berrigan War Memorial Hall
- Berrigan War Memorial Swimming Pool
- Berrigan Tidy Towns & Conservation Group
- Finley Community Help Group
- Finley Recreation Reserve
- Finley School of Arts and War Memorial Hall
- Retreat Hall
- Tocumwal Foreshore
- Tocumwal Friends of the Library
- Tocumwal Historic Aerodrome Museum
- Tocumwal Rail Preservation
- Tocumwal Recreation Reserve
- Tocumwal War Memorial Hall

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**REPORT:**

The Council has a range of volunteer committees of management established under s355 of the *Local Government Act* 1993 who provide local government services on behalf of the Council.

These volunteer committees are required to submit an annual return to the Council at the end of every financial year.

The return contains information on the membership of their committee, their income, and expenditure, their assets and other information required for various reports required by the Council's auditors and/or other levels of government.

Committees were given until 31 August 2017 to submit their annual returns.

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### Items requiring Council Resolution

The table below summarises the financial position of those committees who submitted their return by the due date.

Committee	Year ending 30 June 2017		Cash and investments 30 June 2017
	Income	Expenditure	
Barooga Advancement Group	\$0.00	\$0.00	\$17,012.45
Barooga Recreation Reserve	\$67,185.13	\$52,830.64	\$23,194.52
Berrigan War Memorial Hall	\$11,687.35	\$5,650.96	\$8,894.85
Berrigan War Memorial Pool	\$51,477.94	\$37,345.52	\$52,212.31
Berrigan Tidy Towns & CG	\$292.35	\$1,025.60	\$6,239.08
Finley Community Help Group	\$68,384.32	\$55,052.81	\$65,464.29
Finley Recreation Reserve	\$38,088.00	\$31,211.00	\$31,197.89
Finley School of Arts & WMH	\$14,952.11	\$6,356.07	\$16,491.72
Retreat Hall	\$498.00	\$1,070.47	\$7,444.40
Tocumwal Foreshore	\$138,901.87	\$65,119.63	\$316,695.49
Tocumwal Friends of the Library	\$436.86	\$550.00	\$2,744.76
Tocumwal Historic Aerodrome Museum	\$16,490.07	\$6,687.75	\$94,146.06
Tocumwal Rail Preservation	\$590.00	\$1,138.84	\$2,861.19
Tocumwal Recreation Reserve	\$23,864.10	\$43,776.16	\$3,678.20
Tocumwal War Memorial Hall	\$13,853.80	\$14,305.96	\$46,903.01
<b>TOTALS</b>	<b>\$446,701.90</b>	<b>\$322,121.41</b>	<b>\$695,180.22</b>

At the time of writing, the following committees have not submitted returns

- Barooga Community Botanical Gardens
- Berrigan Shire Youth Development
- Berrigan Sportsground
- Boomanoomana Landcare (not currently active)
- Finley Railway Park
- Finley Showgrounds and Sporting Complex
- Finley Tidy Towns (not currently active)
- Finley War Memorial Swimming Pool
- Fullers Road Landcare
- Mary Lawson Wayside Park and Log Cabin Museum
- Native Dog Landcare

This response is an improvement from 2015/16 but there is still work to be done to achieve 100% compliance. The quality of the reports submitted has also improved.

Reminder letters have been sent to these committees who have not yet responded.

Copies of the submitted returns are available for perusal at the Council administration office.

Items requiring Council Resolution

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**5.14 DEVELOPMENT APPLICATION 21/18/DA/DM  
- STRAWBERRY FIELDS MUSIC FESTIVAL  
2017**

**AUTHOR: TOWN PLANNER**

**STRATEGIC OUTCOME: Diverse and resilient business**

**STRATEGIC OBJECTIVE: 4.2 Diversify and promote local tourism**

**FILE NO: 21/18/DA/DM**

**RECOMMENDATION: that the Council approve the Development Application 21/18/DA/DM for the Strawberry Fields Festival 2017 subject to the following conditions:**

**1. Approved Plans**

The development shall be implemented substantially in accordance with the details set out on the Strawberry Fields Site Map, Event Plan, Alcohol Management Plan, Economic Impact Report, Emergency Management Plan, Fire Management Plan, Medical Management Plan, Risk Assessment, Security Management Plan, Traffic Management Plan, Waste Plan, Water Activities Management Plan, the application form and any supporting information received with the application except as amended by the conditions specified hereunder.

**2. Pollution**

All necessary precautions must be taken to ensure that pollution of waterways does not occur in accordance with the provisions of section 120 of the *Protection of the Environment Operations Act 1997*.

**3. Impact on Adjoining Properties**

Measures must be taken to minimise and control the emission of dust and noise from the property to ensure that there is minimal impact on adjoining properties.

**4. Combustible Material**

The event site and camping areas must be grazed and / or slashed prior to the event so as to reduce combustible material and reduce the risk of harm by fire.

**5. Aboriginal Place or Objects**

Activities on the site must not harm or desecrate any Aboriginal place or object in accordance with the *National Parks and Wildlife Act 1974*. Should any Aboriginal object be discovered and / or harmed in, on or under the land, the event organisers must notify the NSW Office of Environment and Heritage.

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Items requiring Council Resolution

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6. Mosquito Borne Diseases

Precautions must be undertaken prior to, and during, the event to reduce the potential for exposure to mosquito borne diseases given that there are large areas of stagnant water in close proximity to the site. The Murrumbidgee Local Health District of the NSW Department of Health in Wagga Wagga can be contacted on (02) 6933 9100 for advice.

7. Food Stall Holders

All food stall holders must operate in accordance with the *NSW Food Act 2003* to ensure that the health and well-being of patrons is maintained.

8. Public Health

All showers, toilets and drinking water management systems must comply with NSW Health Requirements and the *Public Health Act 2012* and Regulation 2012. This also includes meeting the *Australian Drinking Water Guidelines 2011* and any subsequent amendments.

9. Emergency Services

All emergency service organisations in the locality must be notified at least two weeks prior to the event to ensure that all resources will be available in case of emergency.

10. Fencing

Appropriate fencing must be provided and maintained between the event site and adjoining properties throughout the event in order to contain patrons and prevent stock escaping.

11. Security

All security personnel must be licensed and boundaries with adjoining properties are to be monitored at all times with patrons warned upon entry that penalties apply if caught trespassing. Sufficient security personnel must be employed to achieve the above requirement and a security presence must be maintained from Thursday until Tuesday noon. This condition is added to maintain site safety and ensure patrons do not encroach on adjoining properties.

12. Native Vegetation

Any destruction or injury to native vegetation is to be undertaken in accordance with the provisions of the *Native Vegetation Act 2003* and where necessary an approval obtained from the Murray Catchment Management Authority.

13. Litter

Garbage bins must be provided throughout the area and the site must be inspected following the event to ensure all litter is collected and disposed of appropriately. At the cessation of the event a site

Items requiring Council Resolution

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inspection must be arranged with Council officers to ensure that there is no refuse remaining on site.

**14. Site Inspection**

An inspection by Council officers prior to the event must be arranged and undertaken to ensure all conditions of consent have been met and the proposal has been implemented in accordance with the submitted documents.

**15. Traffic Management**

Provision must be made on site for extensive traffic queuing areas and a sufficient number of traffic management staff employed to direct traffic in an orderly manner to ensure that queuing on Lower River Road does not occur at peak times or in the event of access to the camping areas being obstructed.

**16. Liquor Licensing**

A valid liquor license issued by the NSW Independent Liquor and Gaming Authority must be in place for the event and all persons responsible for the sale of alcohol must possess accredited Responsible Service of Alcohol certificates. Evidence of this must be provided to Council prior to commencement of the event.

**17. Access**

A wide, all weather access track must be provided to ensure that response vehicles will be able to access the site in the case of an emergency. Emergency Access from Lower River Road must be from a separate entrance to ensure that neighbouring land owner's access is not impeded at all times.

**18. Water Activities Management**

No infrastructure of any type (e.g. buoy, netting or barrier) is to be place in the river that might encourage persons to enter the water or swim out to hold on to it.

No pollution (including litter) from the development should enter or impact on the adjacent river (as required by the *Protection of the Environment Operations Act 1997*).

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## Items requiring Council Resolution

## REPORT:

Site

The subject site (over 4 individual properties) is adjacent to the Murray River, is located on Lower River Road, Tocumwal and is also identified as Lot 17 DP752304, Lot 2 DP 1077754 & Lots 22 + 23 DP 1109568. The site is approximately 10km west of the township of Tocumwal and has a combined area of 141.28ha in size. The site is located within Zone RU1 – Primary Production Zone under the provisions of the *Berrigan Local Environmental Plan 2013* (BLEP), and is currently used for low intensity agriculture. The land is designated both bushfire prone and flood prone under the provisions of the BLEP. There is a large area of approximately 10ha that is vacant of vegetation (excluding grass) in the north-west corner of the site. Otherwise, the site consists largely of open woodland native vegetation, with some cleared areas as indicated on the aerial photo below. Adjoining properties are generally similar in nature with the nearest permanent residence located approximately 1.5km 'as the crow flies' from the site.



Figure 1 – Aerial Photo showing subject site, star indicating approximate location of main stages



## Items requiring Council Resolution

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### Proposal

This proposal is for the 2017 Strawberry Fields Festival event, which is which is a multi-day music & arts festival that has been held in the Berrigan Shire annually each November since 2011. The organisers of the event state that it 'attracts a multicultural and diverse audience and intends to not only entertain its patrons but to encourage an appreciation of the environment, providing opportunities for youth to engage with environmental organisations such as the Wilderness Society, TreeCredits, and community charitable initiatives'. Past surveys of the 2015 & 2016 events have revealed that 80% of the audience is aged 18-35 and travel to the event from Melbourne, regional Victoria and regional NSW. The audience is non-aggressive and the event itself is very relaxed. Primary features include:

- 3 different stages for live music and DJs, as well as a Tea Lounge for Acoustic Musicians;
- Cafe's, food and retail precinct operating throughout the weekend;
- Guest speakers and workshops featured during the day time;
- Art installations from all over the world;
- Small boutique bar featuring Craft Beer and Cider;
- Majority of patrons camping on site throughout weekend.

Overall, it is important to emphasise that the event was founded with the intention of achieving the following three goals:

1. **Provide a platform for young, local and upcoming talent;**
2. **Create a unique environment for showcasing art and music;**
3. **Celebrate the wild Australian bush.**

### EVENT PARTICULARS

The event is likely to attract up to 6,000 patrons (maximum number of tickets available), with approximately 500 additional staff and volunteers, which is exactly the same as the Festival held in 2016. Gates to the venue will open on Thursday 16 November 2017 at 2:00pm, but only to the individuals who have a pre purchased a Vehicle Pass (only 500 in number). All patrons must have vacated the property by 2:00pm Monday 20 November 2017, after which time only Event Staff will remain in attendance to complete site clean-up and pack down. During the event, entrance gates will close from 1:00am - 9:00am with the exception of the movements of Event Staff, emergency services and other special circumstances.

Speakers and workshops will feature during the day time with primary entertainment running from 4pm Friday 17<sup>th</sup> November to 2:30am Saturday 18<sup>th</sup> November, 9am Saturday 19<sup>th</sup> Nov to 3:30am Sunday 19<sup>th</sup> November and then from 9am to 8pm Sunday 20<sup>th</sup> November. The Tea Lounge (acoustic music) will operate to midnight on Sunday. Stage closures will be in effect during the late hours of the night on Friday, Saturday and Sunday nights to reduce potential noise impact and encourage rest.

### Items requiring Council Resolution

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All patrons are to have vacated the property by 2pm Monday 20<sup>th</sup> November, after which time only Event Staff will remain to complete site clean-up. Staff and contractors will overall attend the site intermittently from 30 October 2017 to December 2017 to complete activities including, but not limited to:

- Site evaluation & Planning;
- Delivery of machinery and infrastructure;
- Completion of site preparation works;
- Construction of temporary event structures;
- Pack down and removal of temporary event structures;
- Removal of machinery and infrastructure;
- Clean up and restoration of venue.

Operational Management is quite extensive, and the Strawberry Fields team is an established and experienced group who have worked with the Berrigan Shire Staff over a number of years. The Event Directors have overall responsibility for the design and operation of the event, and overall responsibility to monitor the festival's contracted suppliers and service providers. The event directors have also attended all necessary consultations and led the dialogue with key Stakeholders.

The directors have also submitted a number of plans with the development application for the festival. These include a detailed and comprehensive Event Plan has been prepared and provided in support of this application (**See Appendix A**). This Plan is best read in conjunction with the Site Maps (**See Appendix B**) which contain the location for a large Emergency Evacuation Point (at the aforementioned vacant area of the top of the site), a secondary Emergency Evacuation Point located at the South-Eastern most section of the site; traffic processing area, extensive camping areas, crew camping area, markets areas, stages, toilet facilities, waste management and emergency services. The Other Plans include:

1. Alcohol Management Plan (**See Appendix C**);
2. Economic Impact Report (**See Appendix D**);
3. Emergency Management Plan (**See Appendix E**);
4. Fire Management Plan (**See Appendix F**);
5. Medical Management Plan (**See Appendix G**).
6. Risk Assessment (**See Appendix H**);
7. Security Management Plan (**See Appendix I**);
8. Traffic Management Plan (**See Appendix J**);
9. Waste Plan (**See Appendix K**); and
10. Water Activities Management Plan (**Appendix L**).

## Items requiring Council Resolution

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### **Major Improvements from previous events**

As this festival is approaching its seventh consecutive year within the Berrigan Shire, there are a number of issues which are highlighted and identified as improvements from the 2016 Festival. These include, but are not limited to;

- Roads & Emergency Access
- Medical
- Traffic
- Patron Education / Responsibility
- Fire Management Assessment & Modelling
- Economic Benefits Modelling
- Increase in Community Funding

### **Response to issues with previous events**

#### **Roads & Emergency Access**

As many locals are aware, the year 2016 brought about significant flooding, which had a significant impact on the site. The organisers have invested heavily in committing to an upgrade of all key internal roads within the venue. These upgrades are being staged in the lead up to the event. A dedicated separate Emergency Services Gate and Road has been identified and will be for the sole purpose of Emergency Service Vehicles. This gate will be manned 24/7 by Security services to ensure that access to the Emergency Services is not impeded at any time during the event.

#### **Medical**

Following the February 2016 Strawberry Fields Festival debrief and in subsequent direct consultations with stakeholders, the event directors have received feedback from representatives NSW Health on opportunities to improve the medical services provided in relation to the Event to alleviate reliance on local NSW Health services. After taking on this feedback the Event has invested in a number of key strategic upgrades to our medical services and patron transport strategy.

One of the significant changes to the Festival in 2017 is the introduction of a 24-hour onsite Medical Centre, which will allow better treatment of presentations outside of the entertainment hours and ensure that local resources are not used, including hospitals. Non Urgent Medical Transfers for injured patrons that require further treatment but do not require to be transported in an Ambulance will also be introduced. Particulars of these changes can be found in Appendix G.

## Items requiring Council Resolution

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### Traffic

The 2017 Event will see the introduction of a number of measures in order to better manage traffic along Lower River Road. These are detailed in Appendix J and include:

- “Stop and Go” at critical points on Lower River Road
- Speed Reduction on Lower River Road
- VMS directional signage
- Egress Management

During the time of the year that the festival is operating it is traditionally harvest time for the local community. Lower River Road is 100 km/h on most days of the year. To increase safety and avoid frustration all Stop and Go staff will be requested to make the trucks a priority for clearance.

### Patron Education / Responsibility

One particular change which will greatly benefit the wider community is that every driver (of those who purchase the 500 Vehicle Passes) will be able to visit the professionally trained BMF harm minimisation service to complete a complementary Drug & Alcohol test and receive guidance on the results. While Drug & Alcohol testing services have been offered at the Event for 4 years, this will be the first time that undergoing the testing is fully subsidised for every driver and thus encourages 100% uptake in responsible driving practices by all patrons. For further information, one can refer to the Road Safety Initiatives section of the Event Plan (Appendix A).

### Fire Management Assessment & Modelling

Whilst there have been no major fire incidents in previous years, the event directors decided to take a proactive approach to fire management and conduct an intensive review of all site conditions, risks, and opportunities to improve through a rigorously upgraded Fire Management Plan. The new Fire Management Plan (Appendix F) has again been completed by Firetac Australia, and will take into account the specific "site related" information (vegetation growth/type and distribution) and fire behavioural forecasting (relevant to the region).

### Economic Benefits Modelling

For the first time, an Economic Impact Report (Appendix D) has been submitted alongside the Development Application. Lawrence Consulting was commissioned by the proponent to undertake an assessment of the economic impact of Strawberry Fields 2016, together with the associated visitor impact, on the Berrigan Shire, and beyond. This modelling identified a total impact of \$1.2million in the Berrigan Shire and \$2.5million in the Greater Region as a result of the Event. The report also states that approximately 7.3 full-time equivalent (FTE) employment position in the Berrigan Shire and 13.6 FTEs in the Greater Boarder Region.

### Increase in Community Funding

## Items requiring Council Resolution

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The Event Directors have pledged to donate over \$25,000.00 to their Community Grants Program. This is up from \$15,000.00 from 2016.

### Report

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

- **Relevant State Environmental Planning Policy provisions**

Deemed SEPP - *Murray Regional Environmental Plan No 2—Riverine Land (MREP2)* applies to riverine land of the River Murray within Berrigan Shire. This proposal is located within the area to which this Plan applies. One of this SEPP's main objectives is 'to ensure that appropriate consideration is given to development with the potential to adversely affect the riverine environment of the River Murray'. As a temporary use of the land the proposal does not trigger any specific referral or consultation requirements under the provisions of this plan and it is not inconsistent with the general aim of the plan to enhance the riverine environment for the benefit of all users. Given the limited duration of the event and the substantial environmental commitments provided by the proponent in the Event Plan, it is considered that the provisions of MREP2 have been satisfied.

The second is *State Environmental Planning Policy (Rural Lands) 2008*, which aims 'to facilitate the orderly and economic use and development of rural lands for rural and related purposes'. The site is not considered to be prime agricultural land given the extensive scrub & native vegetation and that it is mainly used for low intensity agriculture and sporadic grazing from time to time. The Strawberry Fields Event is therefore considered to be a welcomed addition to economic generation for Agricultural Land, which is in line with Rural Planning Principle (c), under section 7 of this SEPP.

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

One of the BLEP Primary Production Zone's objectives is 'to permit development that enhances the agricultural and horticultural production potential of land in the locality. This festival meets this objective, especially as one of the festival's goals is to celebrate the Australian bush. Additionally, this development will meet another objective as it encourages 'diversity in primary industry enterprises and systems appropriate for the area'. The aforementioned limited duration will ensure limited conflict between land uses within this zone.

## Items requiring Council Resolution

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### Clause 2.8 – Temporary Use of Land

This application is being assessed under Clause 2.8 of the *Berrigan Local Environmental Plan 2013*. Clause 2.8 allows for developments of this nature so long as the use does not compromise future development of the land, or have detrimental economic, social, amenity or environmental effects on the land. The maximum period under this clause is 52 days. It is anticipated that the entire time of bump in, the festival and bump out will be 30 October to December (Approximately 32 days), and therefore will not exceed 52 days.

### Clause 5.9 – Preservation of trees or Vegetation & Clause 6.5 – Terrestrial Biodiversity

Section 5.9 of the *Berrigan Local Environmental Plan 2013* contains an objective to preserve the amenity of the area, including biodiversity values, through the preservation of trees and other vegetation. This development does not require removal of any vegetation of native tree species.

### Clause 5.11 – Bush Fire Hazard Reduction

As mentioned before, part of the land has been identified as bushfire prone. A Fire Management Plan (Appendix F) was submitted by the applicant when lodging this development application. The Executive summary highlights the improvements to the 2106 Fire Management Plan, which includes:

- ✓ Improved road access – upgrade works performed on all internal access roads;
- ✓ Perimeter access roads being developed – (western side being investigated);
- ✓ Increased “on-site” fire-water capacity to enhance fire-fighting operations;
- ✓ Planned “fuel reduction” activities to reduce “fuel loads prior to event (Nov 2017);
- ✓ Increased fire-fighting resources (equipment/personnel) proposed for 2017 event;
- ✓ Expansion of “shelter-in-place” locations/preparations (fuel reduced to < 100mm);
- ✓ Agreed (in principle) timeframes for fuel reduction works;
- ✓ On-going monitoring of Fire Safety conditions leading up to event
- ✓ Clear “response” arrangements for “Extreme/Catastrophic” Fire Danger days.
- ✓ Relocation of “Emergency Services” compound - enhances response times.

The Plan highlights that ‘whilst high fire danger conditions may apply at any time, it is generally understood that the statutory **Fire Danger Period** for the district will be from October 2017 – April 2018 (the exact dates yet to be confirmed) however this can be subject to change depending upon local conditions’. Therefore, in preparation for the event, the organisers (in conjunction with the Event Fire Commander) have developed Trigger Points & Actions to ‘aid in the minimisation of risk persons attending the festival site

## Items requiring Council Resolution

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may be exposed to'. These include continual monitoring of weather conditions and NSW RFS/BoM operational information feeds will be undertaken throughout the festival period commencing during the "bump-in" phase. A **during-event** forecast of Extreme or above Extreme Fire Danger will trigger suspension / re-scheduling of activities and entertainment or cancelling, depending on the situation.

Finally, there are significant areas of the site which can be used in the event of an emergency including: 10ha to the North; 20ha to the East and 15 ha to the South East.

### Clause 6.2 – Flood Planning

The main objective of Clause 6.2 of the LEP is to minimise the flood risk to life and property associated with the use of land. It also states that a consent authority must not grant development consent unless it is 'satisfied that the development is compatible with the flood hazard of the land'. Whilst the current dam levels of the Murray River at the time of writing are of a height can cause minor flooding, it is extremely unlikely that the event would suffer from intense flash flooding that would cause risk to property and life. In the event where there is flooding similar to that experienced in 2016, the event organisers would be in a position to cancel the Festival. However, if minor flooding was to occur, the stages and market areas are not located in low lying sections of the subject site. Overall, the risk analysis submitted with this application has identified flooding as a high; however generally flooding in this location has at least 5 days warning.

### Other BLEP Provisions

There are no heritage items which are being demolished or removed as per clause 5.10 of the *Berrigan Local Environmental Plan*. Finally, conditions of consent will be added to the development approval to ensure that the associated earthworks comply with clause 6.1, which is to ensure that earthworks will not have a detrimental impact on environmental functions and processes, neighbouring uses, cultural or heritage items or features of the surrounding land.

- **Relevant Berrigan Development Control Plan 2014 (DCP) provisions**

In taking into account provisions of the *Berrigan Development Control Plan 2014*, Strawberry Fields Festival does not fit neatly into a specific chapter. The proposal is consistent with the objectives of Commercial Development, especially which encourages orderly and economic development within the Shire having regard to its commercial and retail needs. Below is a list of some of the headings found under chapters of the DCP which will be used in this assessment:

## Items requiring Council Resolution

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### Access

Section 3.4 of the DCP relates to parking and access. Previous events have proven that the site is already capable of large vehicle access which already occurs on a sporadic basis for the day-to-day operation of the festival. This meets the important controls under this section of the DCP which requires that development must be designed with sufficient turning areas for the vehicles expected to require access to the site. A condition of consent will require the access driveway to be of a state that will allow emergency vehicles to be able enter and leave safely without having an adverse impact on road traffic. The site map submitted with the application also shows the Traffic Processing Area to ensure that car entering the festival will also not cause impact of existing road traffic. Finally, the internal access track (which will be upgraded in time for the Festival) will be all weather and sufficient width for emergency vehicles as mentioned previously.

### Traffic & Car Parking

As mentioned in the improvements section, the 2017 Festival has seen significant changes to assist with the impacts to Lower River Road. Additionally, Festival Directors have worked with Council's Engineering Service Manager who submitted the plans to the Council's Local Traffic Committee for approval. The recommendation from the Committee was to approve the plans which included speed restrictions along Tuppal Road and Lower River Road.

The use of Riverina Traffic Services will greatly assist the safety of all road users. It should be noted that the festival organisers continue to encourage patrons to use

### Flood Prone Land

This chapter of the DCP has generally been address in the aforementioned Flood Planning (Clause 6.2 of the *Berrigan LEP 2013*).

### Notification Policy

This chapter of the DCP is addressed later in the report, in the Submission section. That application has advertised in the *Cobram Courier* and the *Southern Riverina News* for the required period (14+ days) and neighbours were notified. Additionally, the stakeholders as well as all organisations with an interest in the event were individually notified by email.



### Items requiring Council Resolution

- **Other Likely Impacts of Development**

Below is a list of other matters included for this assessment:

Primary Matters	Comment
Public Domain	Suitable pedestrian linkages are provided within the site. All patrons will camp on the venue premises. The majority of the property has been designated for camping, complete with toilets, path lighting and access to free drinking water.
Utilities	<p>The Event will utilise stand-alone electrical Generators that distribute power effectively across the site. Each Gen Set is bunded, self-contained and run on Diesel. Back-up Gen sets will also be available in the unlikely event of generator breaking down.</p> <p>The event plan has also stated that there will be a number of free potable drinking water stations situated around the Event, both within the Event entertainment area and the Camping Area. This water will be delivered by a local supplier, stored in holding tanks and then distributed throughout the site via a temporary plumbing system.</p>
Environmental Impacts	Any significant environmental impacts are considered to be short term in nature due to the limited duration of the event. The proposal was referred to the Environmental Protection Authority (EPA) for comment with no objection received.
Noise	Noise control measures which have been successful in past years are also going to be operational at this year's Festival. These include strategic placement of stages and monitoring of volumes. Overall, there has been a reduction of entertainment hours.
Natural Hazards	A comprehensive emergency management plan has been submitted establishing the administrative structure and procedures for the handling of emergencies including natural hazards ( <b>See Appendix E</b> ).
Safety, security and crime prevention	At any one time a minimum of 25 professional security officers will be on duty, patrolling the perimeter, gate entry, primary traffic intersections, and festival area. Security personnel will be in constant 2-way radio contact with the venue's site office and ECC, first-aid officer and event supervisors and will be advised to act at their own discretion.

RESOLUTION

### Items requiring Council Resolution

Social Impact	This proposal has the potential to have a negative impact in terms of social cohesion in the locality. This has been mitigated as far as is possible through notification and consultation with residents in the locality and wider Tocumwal community organisations.
Economic Impact	As mentioned previously in the major improvements from previous events section of this report, there is no doubt that the Festival has a significant positive economic impact for not only the Township of Tocumwal and the Berrigan Shire, but for the Greater border region.
Swimming	As mentioned above, this proposed site will have a designated swimming area in the Murray River, located at the south of the site. A Water Activities Management Plan ( <b>found in Appendix I</b> ) provides an overview of the plans, strategies and processes being applied to the management of water based recreational activities. The event directors have again engaged Lifeguard Services Australia as the key provider of water management facilities at the festival. This swimming point will be setup to provide the safest possible access for patron swimming based on the natural attributes of the area. It will be attended at all daylight hours by multiple lifeguards with Senior First Aid and a minimum Cert III in Aquatic Search & Rescue, supported by Quick Response Boats. At night time the area will be closed off, lit, and patrolled by security guards to prevent patron swimming.

### Submissions

The proposed event was extensively advertised, with immediate neighbouring property owners being notified and the application was referred to a number of public authorities and emergency service organisations. The main event planning documents were also placed on the Berrigan Shire's Website. Written submissions on the proposal were accepted until Friday 8<sup>th</sup> September 2017. At the close of agenda (12 September 2017), a total of 150 submissions had been received (146 in support, two neutral, and two in opposition).

1. A number of group submissions of approximately 140 individuals were submitted to Council supporting the event. The submissions highlighted the benefit to local businesses, contractors and services. Additionally, the individuals acknowledged that Strawberry Fields gives 'back to the local community by providing funding and donations'.
2. A representative of the Berrigan Country Women's Association of NSW expressed approval for the Festival to continue. The CWA benefited from a grant of \$1,500.00 which went towards replacements of chairs.

### Items requiring Council Resolution

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3. The son of a neighbouring property owner contacted the Berrigan Shire to express his support for the festival. Whilst he no longer lives in the Shire, he expressed that 'he was a big fan of what the Strawberry Fields crew has done for Tocumwal and the community'.
4. Another former Deniliquin local, now living in Melbourne, emailed Council to support the event. In particular, he advised that he and his partner have attended every year since 2011 and have even camped alongside his two brothers (23 and 29 years old) as well both his parents (being over 50 years old). 'The fact that an event like this can bring families and friends together who now live apart from each other is a truly unique and wonderful thing'. He also especially highlighted the benefit to the community of the \$25,000.00 Community Grants Scheme.
5. A local business emailed in to place on record their support. They highlight their connection with the Tocumwal Pool, and stated that Strawberry Fields Festival grant allows the pool to run at a reduced price.
6. The Manager of Operations South for the NSW Roads & Maritime Services (RMS) Navigation reviewed the application. RMS noted the circumstances where holding the Festival an alternative location without direct access to the water was not feasible, and thus recommended that the application impose consent conditions (9 in total) that ensure the proponent adequately address all risks associated.
7. A senior team leader of the South West NSW Office of Environment and Heritage (OEH) outlining no objection to the application. However, they did stress that if any Aboriginal objects were discovered that their office be contact immediately and the Festival would need to cease operations.
8. A Senior Environmental Health Officer of Murrumbidgee Local Health District wrote to Council. In particular, they stated no objection but recommended a number of conditions relating to patrons' health (address toilets, water etc.).
9. A Senior Constable of the NSW Police Deniliquin Local Area Command submitted a formal letter opposing the Festival. It was their belief that 'holding of this event is not in the interest of the public safety'. Additionally, they stated that 'the event location has been reviewed and serious concerns have been identified with regard to the only access and egress for event patrons...once inside the festival property there does not appear to be sufficient evacuation from the site in the event of a bush fire. There is a very real risk of significant harm (or death) to event patrons, event staff and emergency services in the case of a significant fire event'.

### Items requiring Council Resolution

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10. An adjoining land owner email in a letter of support for the event. In particular, they expressed that 'any minor and temporary inconveniences caused by this event are far outweighed by the positive returns generated'.
11. A second adjoining landowner opposed the granting of approval until various issues were addressed. These included issues relating to Location, Concept & Ethos, Scheduling, Event Construction and Pack down, Public Access, Entertainment, Capacity, Audience and inaccuracies of the improvements from 2016.

#### **Response to Submissions**

The two submissions submitted which are opposing the granting of approval are serious and issues pertained within them need to be adequately address.

Firstly, the neighbouring land owner does raise important concerns traffic and access. In addressing these concerns, the submitted information states that traffic along Lower River Road will be monitored by Riverina Traffic Services, which will improve the safety of all motorists and local users. Access to the site will be improved by the Event Organisers closer to the date of the Festival. Council is not in a position to comment on or the Event Concept or Ethos, as this is not a planning consideration. A condition of consent will ensure access to their property is no impeded. Entertainment hours have also been reduced.

In response to the NSW Police Local Area Command, who queried activity surrounding illegal and illicit substances, the event directors have improved their messaging surrounding personal responsibility. These measures are detailed above in the improvements from 2016 section.

#### **Public Interest**

The proponent has demonstrated that the event is to be well organised and continues to improve every year since in commencement. It is worth noting the positive economic impacts likely to result from the attraction of up to 6,000 patrons to the outskirts of Tocumwal. In addition to the potential benefits of those attending taking a detour into the township of Tocumwal the applicant proposes to actively support local businesses by renting out local motels and B&Bs for staff accommodation, engaging local contractor and equipment hire and providing complementary free market stalls to residents of Tocumwal. Furthermore, the applicants have acknowledged that the local community plays a key role in sustaining the festival. In response to this goodwill, the event allocates \$1.00 from every ticket sold to a community fund – to be on forwarded to local charities.

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**Conclusion / Legislation**

The assessment of this development application has been undertaken to especially consider the relevant parts of Section 79C of the *Environmental Planning and Assessment Act 1979* (NSW). Upon taking into account these considerations, the proposal for the Strawberry Fields Festival will be an important income generating business for the Township of Tocumwal and surrounding townships. This development is seen of high importance given that it will generate further employment for local people, promote tourism to the Berrigan Shire as well as provide a much needed social outlet for the young people of the area.

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Items requiring Council Resolution

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**5.15 STREET TREE WATERING**

**AUTHOR:** Director Technical Services

**STRATEGIC OUTCOME:** Sustainable natural and built landscapes

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

**FILE NO:** 28.167.5

**RECOMMENDATION:** - that the Council seek expressions of interest to provide street tree watering services.

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**REPORT:**

Over the past few years Council has been actively planting large numbers of street trees in an effort to improve the amenity of town entries and streetscapes generally.

This has generated a significant time demand for watering of these trees until they are well established and this is putting a lot of pressure on existing maintenance and gardening staff and reducing the amount of time they have to adequately maintain the growing areas of lawn and gardens that make our townships attractive.

It is recommended that Council seek expressions of interest from outside Council's staff resources to have this essential watering carried out in a timely manner.

The proposal is for Council to provide a tandem trailer fitted with a 2000L water tank that can be towed by a vehicle provided by the service provider. It will also be necessary for the provider to carry out some minor maintenance of the watering ponds around trees including weed control on an as needs basis.

The time required for this work is estimated at one full time equivalent for the period from October to April.

The proposed method of engagement would be on a contract basis for the provision of the vehicle and labour on an hourly basis with some productivity and quality measures built into the contract specification.

It is envisaged that we may receive interest from both private parties and not for profit organisations/community groups.

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## Items requiring Council Resolution

**5.16 HALF COST SCHEME 01/17/18 KERB AND GUTTER CONSTRUCTION DROHAN STREET, BERRIGAN – SOUTH SIDE (40M FROM DRUMMOND STREET)**

**AUTHOR:** Director Technical Services

**STRATEGIC OUTCOME:** Supported and engaged communities

**STRATEGIC OBJECTIVE:** 3.1 Create safe, friendly and accessible communities

**FILE NO:** 28.167.2 & HCS 01/17/18

**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 kerb and gutter in Drohan Street, Berrigan (South Side) from Drummond Street for 40m and make a charge on the abutting property owners in accordance with the Schedule for Scheme 01/17/18 as set out below.

**SCHEDULE: SCHEME NO. 01/17/18  
K KERB AND GUTTER CONSTRUCTION DROHAN STREET, BERRIGAN – SOUTH SIDE (40M FROM DRUMMOND STREET)**

Estimated full unit rate is \$140.00 excluding GST per linear metre, inclusive of survey, design, construction and supervision.

Property	Owner's Percentage	Frontage (m)	Total Cost\$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
LOTS 22 & 23 SECTION A DP2425	25%	40	\$5,600	\$1,400	\$140	\$1,540	\$4,200

**REPORT:**

Council is currently constructing kerb and gutter and associated drainage and roadworks in Drummond Street, Berrigan from Corcoran Street to Drohan Street and this involves a contribution from adjoining owners as part of Half Cost Scheme 02/15/16.

The owner of the property on the east side at the intersection of Drohan Street is concerned that the works are inadequate in that they finish on the intersection and will not adequately drain in front of their house.

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Items requiring Council Resolution

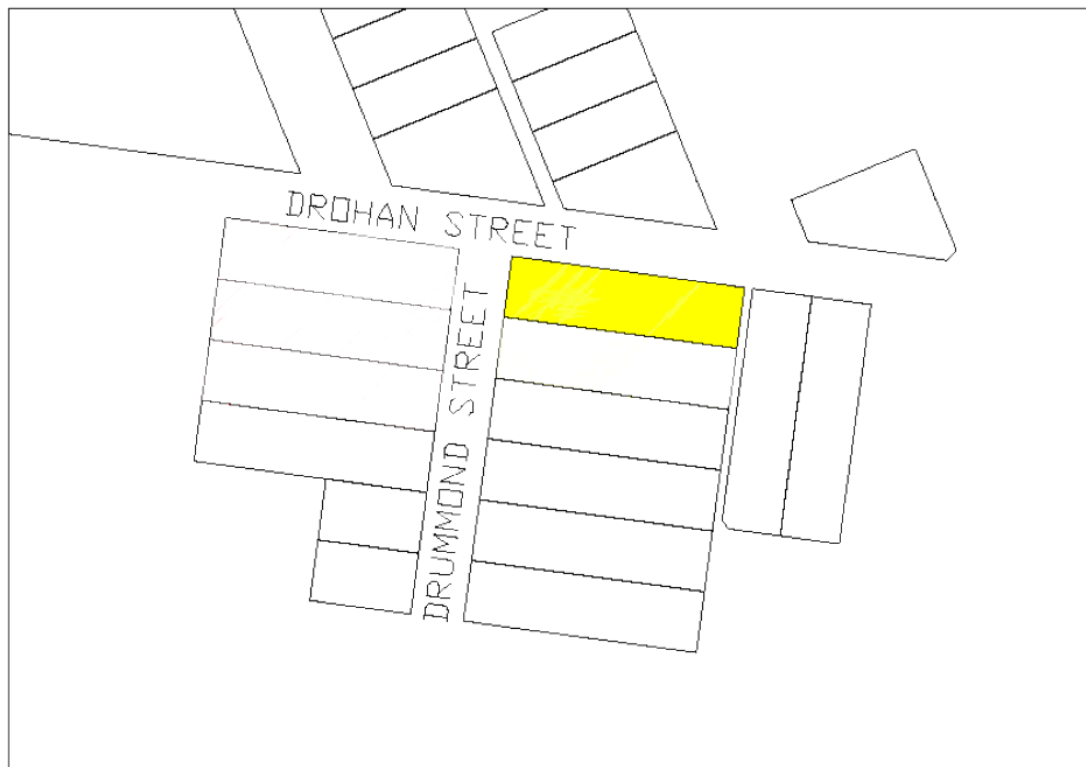
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I have inspected the site and agree that the works would be far more effective if the kerb and gutter was extended for 40m along Drohan Street past the front of the house and driveway.

The owners have willingly participated in the existing scheme to contribute half cost of their Drummond Street frontage and have requested we extend the works as a contributory scheme for Drohan Street for 40m.

Council's current practice is to charge 25% of the cost for the long boundary of lots and in this case that would be 25% for the Drohan Street boundary.

While this work has not been budgeted it is intended to fund it from savings in current works or by reducing the scope of other budgeted works.





Items requiring Council Resolution

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**5.17 SUSPENSION OF ALCOHOL FREE ZONE –  
CHANTER STREET BERRIGAN**

**AUTHOR:** Director Corporate Services

**STRATEGIC OUTCOME:** Supported and engaged communities

**STRATEGIC OBJECTIVE:** 3.1 Create safe, friendly and accessible communities

**FILE NO:** 24.128.1

**RECOMMENDATION:** - that the Council, subject to Police approval and development consent being given, suspend the Alcohol Free Zone for the area closed to traffic on Chanter Street, Berrigan from 6:00pm to 11:00pm on Friday 1 December 2017 in accordance with Section 645 of the *Local Government Act 1993*.

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**REPORT:**

The Berrigan and District Development Association (BDDA) are proposing to hold their annual Market Night in Berrigan on Friday, 1 December 2017.

For this event, the adjacent roads will be closed to traffic from 6.00pm to 11.00pm – subject to Council and police approval.

Elements of the event require approval under the *Local Government Act 1993* and this is taking place through other existing Council procedures.

The BDDA has requested the restrictions on alcohol consumption be lifted during this period for the area closed to traffic. A map of the area is shown at the end of the report.

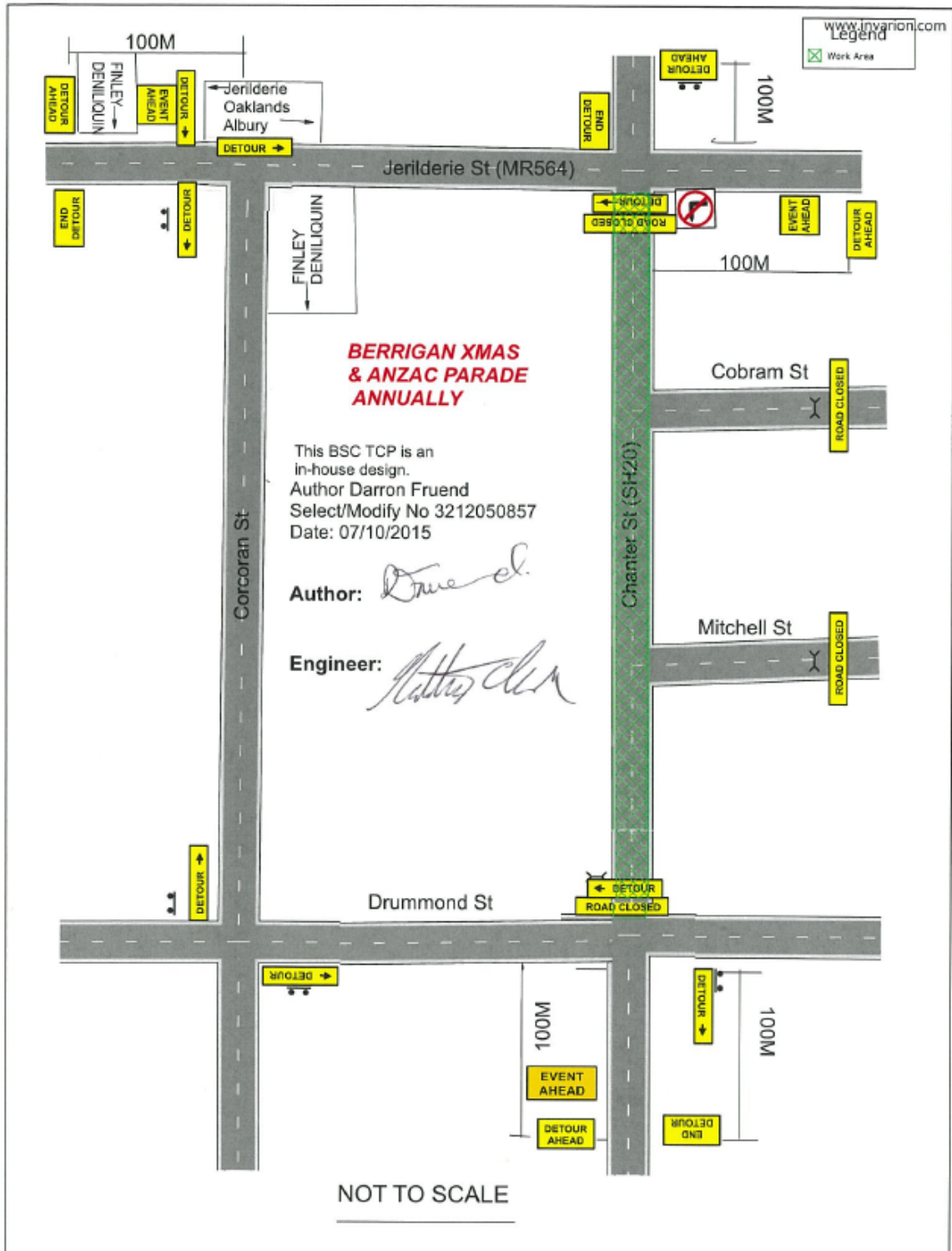
The Council has no set policy on the lifting of alcohol restrictions but it has lifted these restrictions on alcohol consumption for this event in the past. Previous events conducted by this organisation have not created any public disturbance issues.

Under s645 of the *Local Government Act 1993*, the Council may suspend the operation of an Alcohol Free Zone if desired. This power cannot be delegated. If the Council wishes to suspend the operation of the Zone, it must publish notice of the suspension in a newspaper circulating in the area concerned. In addition, the Alcohol-Free Zone guidelines advise that the Council must liaise with the police.

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Items requiring Council Resolution

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Items requiring Council Resolution

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**5.18 ROAD CLOSURE – CLEMENTS ROAD**

**AUTHOR:** Development Manager

**STRATEGIC OUTCOME:** Sustainable natural and built landscapes

**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities

**FILE NO:** PF

**RECOMMENDATION:** - that the Council instigate the procedure to close Clements Road, Berrigan subject to the applicant meeting all costs associated with the closure and transfer of the land.

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**REPORT:**

Council is in receipt of an application from a property owner to close an adjoining unmade public road. The road is named Clements Road which runs south from Piney Road, Berrigan and terminates at another unconstructed road. The main Berrigan irrigation escape drain traverses Clements Road at the southern end of the road which prevents access.

The applicant owns the property on the western side of the road reserve and also owns a property which adjoins part of the road reserve to the east. Another property to the east has frontage to Clements Road as well as frontage to Piney Road. (Refer appendix "M").

Clements Road contains remnant vegetation and an unmade track providing access to the southern section of the applicant's property. There is no current access from the road to the property to the east. The applicant has advised that the existing track will be maintained in future for access to the adjoining property and fire access if required. No clearing of vegetation is envisaged. The closure of the road would enable the applicant to install a gate at the end of the road to enhance security of the property.

The road is not currently maintained by Council and exists in name only.

At this time Clements Road serves no purpose other than property access to the applicant and it is considered that the closure of the road can be supported subject to the applicant meeting all costs associated with the formal closure and purchase of the road.

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Items requiring Council Resolution

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**5.19 CONTRACT OF EMPLOYMENT**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** PF

**RECOMMENDATION:** - that the Council sign and seal the Contract of Employment with the General Manager for a five year period commencing on 18<sup>th</sup> February 2018.

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**REPORT:**

The Council's appointed delegates and the General Manager have successfully negotiated a five year contract of employment commencing from 18<sup>th</sup> February 2018.

The Contract of Employment is in the legislated form and is circulated with this agenda as appendix "N".

The contract, to be formalised, is required to be signed and sealed by the Council.

Assuming that the Council does indeed formalise the Contract of Employment it also needs to adopt the required Performance Agreement that will be presented to a future Council meeting.

I thank the Council for its support in this matter and look forward to a mutually rewarding five years.

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## Items requiring Council Resolution

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### 5.20 STREET RENAMING

**AUTHOR:** Director Corporate Services

**STRATEGIC OUTCOME:** Supported and engaged communities

**STRATEGIC OBJECTIVE:** 3.1 Create safe, friendly and accessible communities

**FILE NO:** 28.110.1

**RECOMMENDATION:** - the direction of the Council is sought.

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#### REPORT:

##### Request

The Council is in receipt of a request for a street renaming from a resident of Barooga Street, Tocumwal.

The resident informs the Council that there remains some confusion with addresses with some property numbers for Barooga St and Barooga St North only 200 metres apart.

The resident has suggested that Barooga St North (or Barooga St) be renamed Dunne St to honour Lance-Sergeant Adrian Leslie Dunne of Tocumwal, killed in action in Dutch New Guinea in 1944.

##### Policy

In December 2016, the Council adopted a Street Naming and Addressing Policy, attached as appendix "O". The policy states that when naming or renaming streets, the Council will take into account "consistency with the relevant legislation and Geographical Naming Board NSW (GNB) principles". The name "Barooga Street North" is not consistent with the street naming principles set down in the NSW Addressing User Manual – specifically:

- Principle 4 – Uniqueness, Duplication
- Principle 8 – Suffixes, Prefixes and Directional Indicators

The Council policy also states:

*The Council acknowledges that many of its existing road and street names and addresses do not meet current GNB naming policies and guidelines. This may be the result of:*

- *Non-continuous roads and streets sharing a name*
- *Duplicate street names with the local government area*
- *The use of suffixes, prefixes and directional indicators (i.e. Old Cobram Road, Barooga St Nth)*

## Items requiring Council Resolution

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- *The use of “ranged” street numbers (i.e.223-229 Murray St Finley)*

*Despite this non-compliance, the Council is not obliged to correct these existing naming issues until such time as it feels it is appropriate.*

*When considering whether to rename and/or re-address existing streets and properties, the Council will consider:*

- *The potential risk to life and property resulting from delayed response from emergency services caused by inconsistent or ambiguous street names and address*
- *The temporary inconvenience to residents and business owners resulting from a change in address.*

*The Council will not move to rename and re-address these roads and streets without consulting with affected residents.*

### **Other issues**

The Council will be aware of the significant issues encountered in the recent renaming of streets in Berrigan, Finley and Tocumwal as a result of the inaction of other NSW agencies in updating their records.

The Council should also note that the same issue with potential confusion also exists with Jerilderie Street and Jerilderie Street North.

### **Options**

The Council is under no obligation to rename any existing roads or streets. That said, it has now been made aware of the risk of confusion by a resident of an affected street and been asked to take action to address that risk.

The Council can:

1. commence the statutory process to rename the affected streets(s) in line with its policy.
2. defer a decision on renaming the street while it seeks further information.
3. refuse the request to rename the street.

Items for Noting

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

**6.1 LEGISLATION UPDATES**

**AUTHOR:** Development Manager

**STRATEGIC OUTCOME:** Good government

**STRATEGIC OBJECTIVE:** 1.2 Retain the diversity and preserve the health of our natural landscapes and wildlife

**FILE NO:** 18.092.1

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**REPORT:**

The NSW Government introduced the *Biodiversity Conservation Act 2016* and the *Local Land Services Act 2013* on 25 August 2017. This new legislation repeals the *Threatened Species Conservation Act 1995*, the *Nature Conservation Trust Act 2001*, and parts of the *National Parks and Wildlife Act 1974*.

These reforms introduce a new biodiversity scheme, an expanded biodiversity certification program and a new Biodiversity Conservation Trust.

The Acts, together with the associated Regulations, outline the framework for assessment and approval of biodiversity impacts associated with developments that require consent under the *Environmental Planning and Assessment Act 1979*.

In addition, State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017 (SEPP), has been introduced. It regulates clearing in urban and environmental zones where clearing does not otherwise require development consent under the EP&A Act.

NOTING

Items for Noting

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**6.2 MINUTES OF AUGUST RAMROC MEETING**

**AUTHOR:** General Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 14.099.2

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**REPORT:**

Circulated with this agenda as appendix "P" is a copy of the minutes of a RAMROC meeting held on 9<sup>th</sup> August 2017.



Items for Noting

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**6.3 NSW RURAL FIRE SERVICE**

**AUTHOR:** Director Corporate Services

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 09.106.3

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**REPORT:**

There are a range of matters relating to the NSW Rural Fire Service (RFS) for the consideration by the Council.

**Funding methodology**

The Council received a response this month from the RFS Commissioner regarding concerns with the new funding methodology it raised in October and December 2016. The response is attached as appendix "Q".

In summary, the response notes the Council's concerns but argues that the new methodology is a significant improvement on the previous arrangements.

**Funding allocations**

The RFS Commissioner has also informed the Council about its funding allocation from the NSW Rural Fire Fighting Fund for 2017/18. The letter from the Commissioner, along with the schedule of allocations, is attached as appendix "R".

The major item in the allocation is the purchase of a new CAT 1 appliance for Barooga at \$319,400.

While this allocation is nominally made to Berrigan Shire Council, the funds, and any equipment purchased from the funds are controlled by the RFS.

**Accounting for RFS assets**

The accounting treatment of Rural Fire Service assets has been an ongoing issue for NSW local government for some time.

**NOTING**

## Items for Noting

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Section 119 of the *Rural Fires Act 1997* states:

*All firefighting equipment purchased or constructed wholly or partly from money to the credit of the Fund is to be vested in the council of the area for or on behalf of which the firefighting equipment has been purchased or constructed*

In reality, the Council has no control over the purchase, disposal, operation, maintenance, distribution or condition of RFS equipment, despite its apparent vesting in the Council.

Note that the same section of the *Rural Fires Act*, the RFS requires the concurrence of the Council if any of the equipment vested in it is to be used outside the Council area. This concurrence has not been regularly sought or given from this Council by the RFS – not has it been reasonably expected. The assets are under the control of the RFS.

On this basis, the Council not included RFS equipment in its financial statements relying on the formal definition of an asset shown in the Australian Accounting Standards Board (AASB) Statement of Accounting Concepts 4 (SAC 4) *Definition and Recognition of the Elements of Financial Statements*

*The second essential characteristic of an asset is control, which relates to the capacity of the entity to benefit from the asset in the pursuit of its objectives and to deny or regulate the access of others to that benefit. **The entity controlling an asset is the one that can, depending on the nature of the asset, exchange it, use it to provide goods or services, exact a price for others' use of it, use it to settle liabilities, hold it, or perhaps distribute it to owners.***

This accounting treatment of RFS assets is explicitly permitted by the NSW Local Government Code of Accounting Practice and Financial Reporting issued by the Office of Local Government.

*Councils have the option to continue to recognise or not to recognise Rural Fire Services assets in their accounts until such time as the control issue is agreed upon with the Rural Fire Service.*

This argument from the Council has been accepted by the Council's auditors in the past however the NSW Audit Office have indicated that it expects the Council to bring to account RFS equipment in its 2016/17 financial statements. Where the value of these assets is not shown in the Council's statements, the auditors will report an unadjusted difference in their Report on the Conduct of the Audit. Where the difference is material, the auditors may issue a qualified audit opinion on the Council's financial statements.

## Items for Noting

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A qualified audit opinion would be a severe reputational risk for the Council and should be avoided if at all possible – regardless of the Council's own philosophical position on the definition of an asset. The problem for the Council is that it has no information on these assets to allow it to include them in its financial statements, let alone assess if their value is material. The Council has no information on what RFS assets are vested in Council, their fair value (at current replacement cost or otherwise), their condition, their net realizable value, any impairments that apply etc.

The Council requested this information from the RFS Southern Border Team. The Council has received the following response:

*The NSW Rural Fire Service will be providing as much information as it holds to the Audit Office of NSW in a process to be coordinated by the Audit Office.*

*Council is the owner of all NSW Rural Fire Service red fleet vehicles due to the vesting provisions of the Rural Fires Act 1997.*

This is a concern for Councils statewide and Local Government NSW and the NSW Local Government Finance Professionals are working on a sector-wide response. The Finance Manager and I are also working with our contract auditor to achieve an acceptable solution.

The medium to long term solution is for the NSW parliament to amend the *Rural Fires Act* to remove local government in its entirety. There appears to be little political will for any amendment at present.

## Items for Noting

**6.4 STRONGER COUNTRY COMMUNITIES FUND****AUTHOR:** Director Corporate Services**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting**FILE NO:** 15.128.33**REPORT:**

In line with the Council's resolution at the ordinary meeting on 16 August 2017, the Council has lodged the following applications for funding under the Stronger Country Communities Fund. The Council has been allocated \$788,296 in Round 1 of this program.

The NSW Government will conduct a telephone survey of 100 Berrigan Shire residents regarding these projects. It will then use those results to determine which, if any, of these projects it will fund.

Reference No	Item	Project Cost	Contribution	Funding Request
SCCF1B-127	Replacement and upgrade of netball courts at Berrigan Sportsground	\$225,934	\$43,000	\$182,934
SCCF1B-128	Replacement and upgrade of skate park at Rotary Park in Finley	\$211,800	\$50,000	\$161,800
SCCF1B-129	Extension of the Tocumwal Library	\$250,000	\$0	\$250,000

## Items for Noting

Reference No	Item	Project Cost	Contribution	Funding Request
SCCF1B-130	Installation of a Challenge playground at Barooga Foreshore	\$150,000	\$0	\$150,000
SCCF1B-131	Refurbishment of the change rooms and kiosk facilities at the Finley Showgrounds and Sporting Complex	\$170,000	\$0	\$170,000
SCCF1B-132	Extension of walking path network at Tocumwal	\$180,500	\$0	\$180,500
<b>TOTALS</b>		<b>\$1,188,234</b>	<b>\$93,000</b>	<b>\$1,095,234</b>

Note that an application for the half-court basketball facility in Hayes Park, Berrigan was not submitted. In preparing the application, it became clear that the total project would not exceed \$100,000 – the minimum project size permissible under this funding stream.

This project will be reassessed to determine if it can be funded under other funding streams or combined with similar projects in other towns to bring it to a suitable scale.

A decision on these applications is expected by November/December 2017.

**NOTING**

## Items for Noting

**6.5 DEVELOPMENT DETERMINATIONS FOR MONTH OF AUGUST 2017****AUTHOR:** Executive Support Officer**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting**FILE NO:****REPORT:**  
**APPLICATIONS DETERMINED FOR AUGUST**

Application	Description	Property Location	Applicant	Owner	Status	Value	Days	Taken
145/17/DA/D2	Change of Use Industrial Warehouse to Veterinary Clinic	ENDEAVOUR STREET, FINLEY NSW 2713 (Lot14//DP869876)	Phil Wilkins Design P/L	FINLEY BUILDING COW PTY LTD	MOO Approved 02-08-2017	\$ 650000.00	Active 24	Total 24
147/17/DA/D9	10 Subdivision	1-58 MORRIS DRIVE, TOCUMWAL NSW 2714 (Lot31//DP270154)	Mr Bill Fuller	DOMILAC LTD	PTY Approved 03-08-2017	\$ 0.00	Active 25	Total 25
6/18/DA/D1	Transportable Dwelling	21 COUNTRY COURT, BAROOGA NSW 3644 (Lot5//DP286044)	Mr Brian Baldwin	MR TJ FISHER AND MRS EE FISHER	Approved 15-08-2017	\$ 54000.00	Active 25	Total 25
7/18/DA/DM	Change of Use - Public House to Dwelling	2-8 CHANTER STREET, BERRIGAN NSW (Lot2//DP854461)	Mr Bruce Gavin & Ms Joanna Castle	MR B GAVIN & MRS JFM CASTLE	Approved 22-08-2017	\$ 0.00	Active 28	Total 28
10/18/DA/DM	Demolition of 3x Buildings	82-90 MURRAY STREET, FINLEY NSW 2713 (Lot11//DP17183)	Mr Richardson	Andrew FINLEY BAKERY AND PATISSERIE	Approved 10-08-2017	\$ 19500.00	Active 17	Total 17
11/18/DA/D5	Residential Storage Shed	3-4 KEOGH DRIVE, TOCUMWAL NSW 2714 (Lot30//DP1100718)	Ms Marcia Burke	MS MJ BURKE	Approved 02-08-2017	\$ 9360.00	Active 11	Total 11
13/18/DA/D5	Storage Shed	14-16 DENISON STREET, TOCUMWAL NSW 2714 (Lot13//DP630518)	Mr John McCallum	MR D J MCCALLUM AND MRS J MCCALLUM	Approved 10-08-2017	\$ 16000.00	Active 15	Total 15
15/18/DA/DM	Upgrade of Truck Wash & Construction of Toilet Block	DALES ROAD, FINLEY NSW 2713 (Lot10//DP1165802)	Berrigan Council	Shire BERRIGAN SHIRE COUNCIL	Approved 08-08-2017	\$ 497000.00	Active 13	Total 13
16/18/DA/D5	Residential Storage Shed	109 JERILDERIE STREET, BERRIGAN NSW 2712 (Lot19//X/DP3041)	Stephen Wagstaff & Colleen Prentice	MR S WG & MRS CM PRENTICE	Approved 17-08-2017	\$ 19700.00	Active 17	Total 17
17/18/DA/D5	Residential Storage Shed	8 RIVERVIEW COURT, BAROOGA NSW 3644 (Lot8//DP1150036)	BMC Welding	MS E L DUNN	Approved 08-08-2017	\$ 8000.00	Active 6	Total 6
18/18/DA/D1	BV Dwelling Attached Garage Residential Storage Shed	20 RILEY COURT, TOCUMWAL NSW 2714 (Lot54//DP1054776)	Mr Steven Bell	MR S G & MRS M BELL	Approved 21-08-2017	\$ 300000.00	Active 14	Total 14

NOTION

Items for Noting

19/18/DA/D5	Residential Storage Shed	8 PINewood LANE, TOCUMWAL NSW 2714 (Lot17//DP285573)	G & E Quick	MR GJ QUICK AND MRS EM QUICK	Approved 18-08-2017	\$ 7120.00	Active 11	Total 11
20/18/DA/D6	Additions to Dwelling	1 KARJEN COURT, BAROOGA NSW 3644 (Lot5//DP252193)	D.M Construction	Bowden MR MJ GAYNOR	Approved 25-08-2017	\$ 79000.00	Active 12	Total 12
4/18/CD/M4	Patio	21 ANTHONY AVENUE, TOCUMWAL NSW 2714 (Lot229//DP1135941)	Apollo Patios	MR R & MRS R CONBOY	Approved 16-08-2017	\$ 15000.00	Active 4	Total 4
22/18/DA/D1	Dwelling	65 LYSAGHT STREET, BERRIGAN NSW 2712 (Lot23/B/DP2425)	J & R Ware Builders	MR JS WARE AND MISS RR GALE	Approved 28-08-2017	\$ 40000.00	Active 9	Total 9
5/18/CD/PC	Verandah	1746 NEWELL HIGHWAY, FINLEY NSW 2713 (Lot132//DP752283)	BW & A National	MR NJ ASHLEY COOPER AND MS SJ BICKERTON	Approved 04-08-2017	\$ 29000.00	Active 1	Total 1
6/18/CD/M1	BV Dwelling & Attached Garage	14 BEATRICE COURT, BAROOGA NSW 3644 (Lot26//DP1102913)	Simonds Homes	MR J GREATOREX	M Approved 22-08-2017	\$ 175369.00	Active 4	Total 4
7/18/CD/M1	BV Dwelling & Attached Garage	2 RUSSELL COURT, BAROOGA NSW 3644 (Lot23//DP1102913)	Simonds Homes	MR J GREATOREX	M Approved 22-08-2017	\$ 175369.00	Active 4	Total 4
8/18/CD/M1-M	Modification to BV Dwelling & Attached Garage	52/17/CD/M1-M GOLF COURSE ROAD, BAROOGA NSW 3644 (Lot9//DP253590)	Hadar Homes	MRS CA FISHER	Approved 17-08-2017	\$ 0.00	Active 1	Total 1
9/18/CD/M4	Pergola	40 BUCHANANS ROAD, BAROOGA NSW (Lot50//DP1045702)	Danielle & Jarra Beveridge	MR J BEVERIDGE	M Approved 22-08-2017	\$ 7500.00	Active 2	Total 2
10/18/CD/M5	Inground Fibreglass Swimming Pool	20 RILEY COURT, TOCUMWAL NSW 2714 (Lot54//DP1054776)	Poolside Cobram	MR S G & MRS J M BELL	Approved 31-08-2017	\$ 50020.00	Active 6	Total 6

APPLICATIONS PENDING DETERMINATION AS AT 12/09/2017

Application No.	Date Lodged	Description	Property Location
21/18/DA/D1	10-08-2017	Strawberry Fields Festival 2017	LOWER RIVER ROAD, TOCUMWAL NSW 2714 (Lot 17//DP752304)
23/18/DA/D1	15-08-2017	BV Dwelling & Attached Garage	2-36 HANNAH STREET, TOCUMWAL NSW 2714 (Lot 225//DP752296)
26/18/DA/D2	24-08-2017	Car Wash & Storage Sheds	137-143 JERILDERIE STREET, BERRIGAN NSW 2712 (Lot 10//DP1152614)
29/18/DA/D5	05-09-2017	-Carport	14 BARINYA STREET, BAROOGA NSW 3644 (Lot 2071//DP703885)
30/18/DA/D5	06-09-2017	Outdoor Wash Room	47 CALAWAY STREET, TOCUMWAL NSW 2714 (Lot 5/18//DP758981)
11/18/CD/MM	06-09-2017	Demolition of Residence Associated with Loose-Fill Asbestos	8 WHITE STREET, FINLEY NSE 2713 (Lot 2//DP225674)
31/18/DA/D5	06-09-2017	Residential Storage Shed	17-21 TONGS STREET, FINLEY NSW 2713 (Lot 180//DP752283)
32/18/DA/D1	06-09-2017	Dwelling & Garage	321 CLOSES ROAD, FINLEY NSW 2713 (Lot 1//DP134547)
33/18/DA/D2	06-09-2017	Extension to Supermarket	20-22 DENILQUIN STREET, TOCUMWAL NSW 2714 (Lot 9//DP667960)

NOTIFICATION

Items for Noting

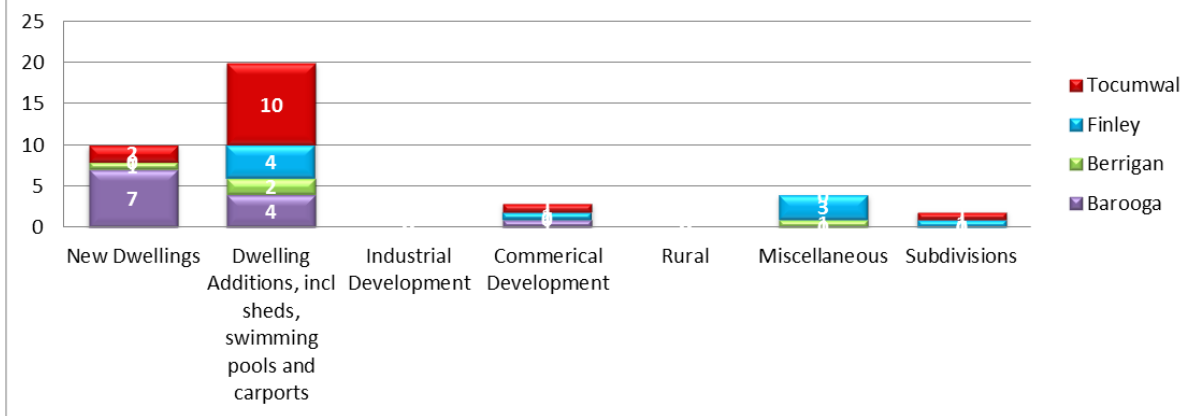
**TOTAL APPLICATIONS DETERMINED / ISSUED (including modifications)**

	This Month (Aug)	Year to Date	This Month's Value	Year to Date Value
<i>Development Applications (DA)</i>	14	29	\$1,699,680	\$3,515,788
<i>Construction Certificates (CC)</i>	10	22	\$1,116,493	\$2,269,235
<i>Complying Development Certificates (CDC)</i>	7	10	\$452,258	\$781,768
<i>Local Activity (s.68)</i>	9	14	0	0

**OTHER CERTIFICATES ISSUED FOR AUGUST**

	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	
	Aug	Year Total	Aug	Year Total	Aug	Year Total	Aug	Year Total	Aug	Year Total	Aug	Year Total
BAROOGA	5	16	1	1	0	1	0	0	0	0	0	0
BERRIGAN	3	6	1	1	1	1	0	0	0	0	0	0
FINLEY	12	22	0	5	0	4	0	1	0	0	0	1
TOCUMWAL	12	22	0	0	1	1	0	0	0	1	4	5
<b>TOTAL</b>	<b>32</b>	<b>66</b>	<b>2</b>	<b>7</b>	<b>2</b>	<b>7</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>4</b>	<b>6</b>

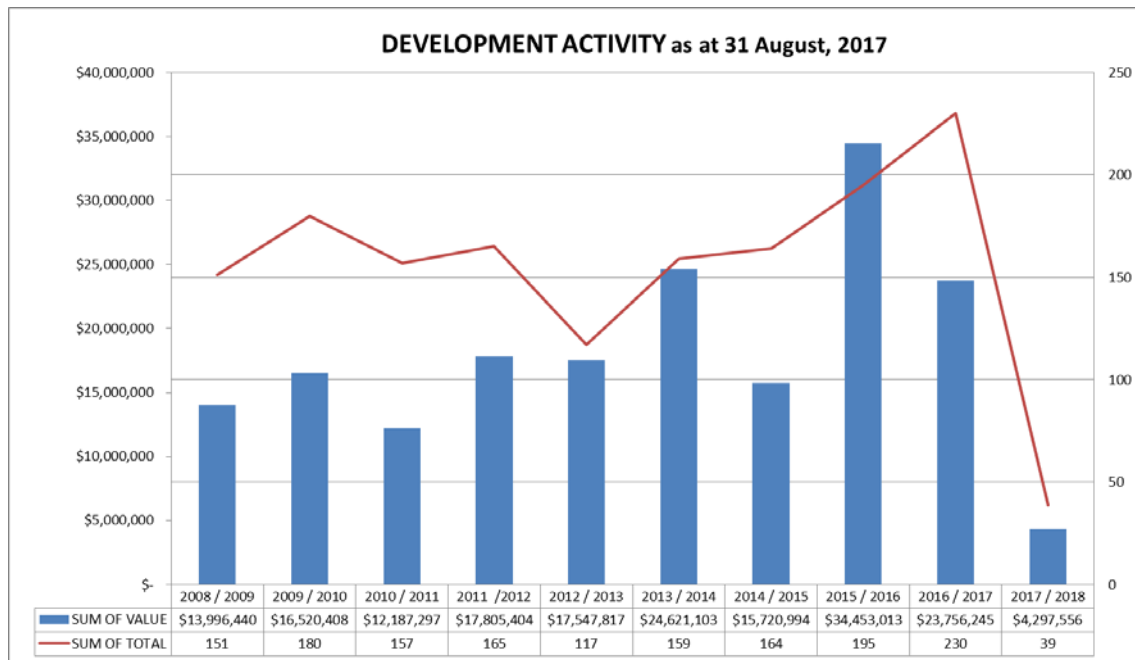
**DEVELOPMENT ACTIVITY 2017/2018 as at 31 August, 2017**



NOTING



Items for Noting



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Committee meeting reports

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**7.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE**

**RECOMMENDATION – that recommendations numbered 1 to 4 inclusive of the Local Traffic Committee Meeting held on 30<sup>th</sup> August, 2017 be adopted.**

**1. Application for Strawberry Fields Lower River Road Tocumwal, NSW 2714**

All parties agreed that there were no issues regarding the approval of the supplied traffic control plan and that any issues regarding signage from a police point of view would firstly be raised with the Event Operations Manager (Jeff Moss) and that should the police require a water cart for dust suppression to contact Berrigan Shire Council.

**RECOMMENDATION NO.1 - that**

the Council approves the traffic control plans for the Strawberry Fields Festival submitted by Jess Moss for speed restrictions on Lower River Road and Tuppal Road from the 16 of November until the 20 of November, 2017.

**2. 2017/2018 COBRAM BAROOGA CYCLE CLUB RACE PERMIT APPLICATION**

All parties agreed that Berrigan Shire Council should grant consent for the Cobram Barooga Cycle Club to hold its weekly race event from December, 2017 until November, 2018.

**RECOMMENDATION NO.2 - that**

the application for Cobram Barooga Cycle Club be approved for race events every Saturday from 1 December, 2017 to 30 November, 2018.

**3. No Parking Signs**

All parties agreed that Berrigan Shire Council should install signage to indicate caravan parking on Murray Street either end of the CBD directing campers towards the Endeavour Street parking.

**RECOMMENDATION NO.3 - that**

the Council install car and trailer parking directional signage at corners of:

1. Wollamai and Murray Street, Finley,
2. Wollamai and Endeavour Street Finley,
3. Pinnuck Street and Murray Street, Finley and
4. Endeavour Street and Pinnuck Street Finley

to indicate the location of suitable parking for cars with trailers.

Committee meeting reports

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**4. Lane No. 948 – Tocumwal, NSW 2714**

All parties were in favour of the recommendation.

**RECOMMENDATION NO.4** - that

the section of Lane No. 948, from the existing car park to Morris Street, Tocumwal to be restricted to one way vehicular traffic (to travel from west to east) in the interests of public safety and that relevant signage be erected to indicate traffic flow changes.

Committee meeting reports

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**7.2 MINUTES OF THE CORPORATE SERVICES COMMITTEE MEETING**

**RECOMMENDATION** – that recommendations numbered 1 to 3 inclusive of the Corporate Services Committee Meeting held on 6<sup>th</sup> September, 2017 be adopted.

**5. LIONS PARK, TOCUMWAL**

**AUTHOR:** Director Corporate Services

**STRATEGIC OUTCOME:** Supported and engaged communities

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

**FILE NO:** 15.128.29

**RECOMMENDATION NO. 1** - that the Council note the report on Lions Park, Tocumwal.

**6. BUSINESS AWARDS REVIEW**

**AUTHOR:** Economic Development Officer

**STRATEGIC OUTCOME:** Diverse and resilient business

**STRATEGIC OBJECTIVE:** 4.1 Strengthen and diversify the local economy and invest in local job creation and innovation

**FILE NO:** 02.023.2

**RECOMMENDATION NO. 2** - that the Council not conduct any further Business Awards and that a wider discussion to be held at the 2018 Corporate Workshop in relation to its business development activity.

Committee meeting reports

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**7. EVENT FUNDING: BERRIGAN SPORTIES SHOW AND SHINE**

**AUTHOR:** Economic Development Officer

**STRATEGIC OUTCOME:** Diverse and resilient business

**STRATEGIC OBJECTIVE:** 4.2 Diversify and promote local tourism

**FILE NO:** 08.063.3

**RECOMMENDATION NO. 3** - that the Council funds the Berrigan Sporties Show and Shine Event to the requested amount of \$9,880.00.

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Committee meeting reports

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**7.3 MINUTES OF THE TECHNICAL SERVICES COMMITTEE MEETING**

**RECOMMENDATION** – that recommendations numbered 1 to 2 inclusive of the Technical Services Committee Meeting held on 6<sup>th</sup> September, 2017 be adopted.

**5. TOCUMWAL AERODROME SUBDIVISION REQUESTS FOR ACCESS**

**AUTHOR:** Engineering Services Manager

**STRATEGIC OUTCOME:** Sustainable natural and built landscapes

**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities

**FILE NO:**

**RECOMMENDATION NO. 1** – that the Council officers present a further report to the Council regarding issues with the subdivision at Tocumwal Aerodrome.

**6. FINLEY PHARMACY DISABLED RAMP ACCESS**

**AUTHOR:** Engineering Services Manager

**STRATEGIC OUTCOME:** Sustainable natural and built landscapes

**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities

**FILE NO:**

**RECOMMENDATION NO. 2** –that the Council refuse the current application and consult with the property to identify alternative solutions.

Items requiring Council Resolution

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**8. MAYOR'S REPORT**

**RECOMMENDATION** – that the Mayor's Report be received.

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Items requiring Council Resolution

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9. DELEGATES REPORT

RESOLUTION



Items requiring Council Resolution

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10. GENERAL BUSINESS

RESOLUTION