



Council Chambers,
BERRIGAN 2712

Sir/Madam,

The Ordinary Meeting of the Council of the Shire of Berrigan will be held in the **Council Chambers**, Berrigan, on **15th June, 2016**, 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, 15th June, 2016

BUSINESS PAPER

1. **APOLOGIES**
2. **DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST**
3. **VISITORS ATTENDING MEETING**
10:00am Presentation of Australian Citizenship
– Mr Tony WILLIAMS
4. **CONFIRMATION OF MINUTES**
RECOMMENDATION – that the Minutes of the meeting held in the Council Chambers on Wednesday 18th May, 2016 be confirmed.

5.1 FINANCE – ACCOUNTS

AUTHOR: Finance Manager

STRATEGIC OUTCOME: Good government

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

FILE NO:

RECOMMENDATION – that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 May 2016, be received and that the accounts paid as per Warrant No. 05/16 totalling \$4,326,783.62 be confirmed.

REPORT

The Finance Manager certifies the Accounts, including the Petty Cash Book made up to 31 May 2016, totalling \$4,326,783.62 and will be submitted for confirmation of payment as per Warrant No. 05/16

Items requiring Council Resolution

May has seen an increase in total funds compared to the end of April. This increase is a result of the receipt of the fourth instalment of rates and the Financial Assistance Grant.

The cash position is once again better (\$2.4 M) than the same period last year.

The general pattern in cash holdings over the year is still comparable however. Total funds held are expected to decrease in June as creditor payments are finalised for the 2015/2016 financial year.

Statement of Bank Balances as at 31 May 2016

Bank Account Reconciliation

Cash book balance as at 1 May 2016	\$ 2,946,942.20
Receipts for May 2016	\$ 3,059,039.47
Term Deposits Credited Back	\$ 2,000,000.00
	<u>\$ 8,005,981.67</u>

Less Payments Statement No 05/16

Cheque Payments V075645 - V075653	\$ 15,380.31
Electronic Funds Transfer (EFT) payroll	\$ 464,367.45
Electronic Funds Transfer (EFT) Creditors E023735 - E023971	\$ 1,814,102.59
Term Deposits Invested	\$ 2,000,000.00
Loan repayments, bank charges, etc	\$ 32,933.27
Total Payments for May 2016	<u>\$ 4,326,783.62</u>
Cash Book Balance as at 31 May 2016	<u>\$ 3,679,198.05</u>

Bank Statements as at 31 May 2016

Plus Outstanding Deposits	\$ 5,686,593.25
Less Outstanding Cheques/Payments	<u>\$ 2,007,395.20</u>
Reconciliation Balance as at 31 May 2016	<u>\$ 3,679,198.05</u>

INVESTMENT REGISTER

INSTITUTION	DEPOSIT NO.	TERM (days)	RATE	MATURITY DATE	INSTITUTION TOTAL
AMP	115/15	180	2.90%	12/07/2016	\$ 2,000,000.00
AMP	117/15	182	3.00%	25/08/2016	\$ 2,000,000.00
Bank of Queensland	120/15	182	2.90%	7/06/2016	\$ 1,000,000.00
Bank of Queensland	119/15	180	3.05%	10/09/2016	\$ 2,000,000.00
Bendigo Bank	122/16	365	3.00%	31/05/2017	\$ 2,000,000.00
Central Murray Credit Union	104/14	90	2.80%	14/06/2016	\$ 2,000,000.00
Defence Bank Limited	102/14	180	3.00%	2/07/2016	\$ 1,000,000.00
Defence Bank Limited	106/14	180	3.00%	2/10/2016	\$ 1,000,000.00
ME Bank	114/15	183	2.85%	9/08/2016	\$ 2,000,000.00
My State Bank	121/16	123	3.00%	7/06/2016	\$ 2,000,000.00
NAB	108/14	180	2.85%	6/08/2016	\$ 1,000,000.00
NAB	109/14	180	2.95%	26/08/2016	\$ 1,000,000.00
NAB (LIRS LOAN)	110/15	180	3.05%	3/10/2016	\$ 1,630,000.00
					<u>\$ 20,630,000.00</u>

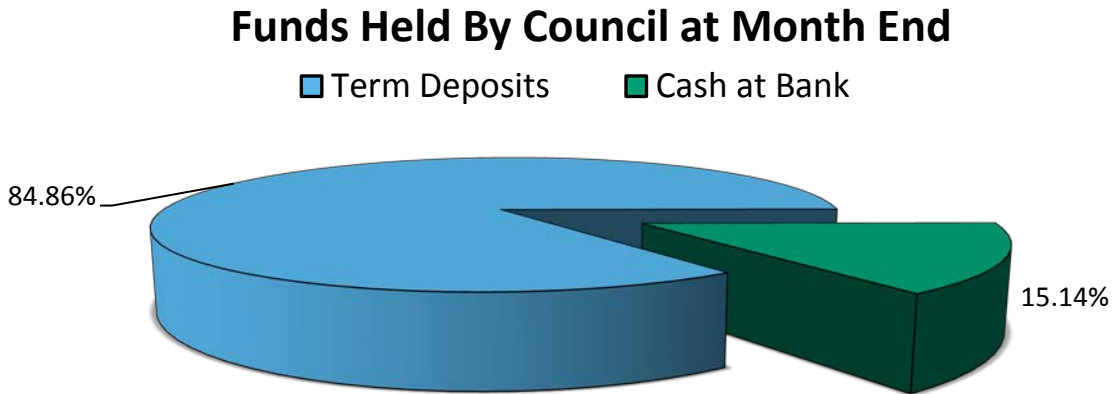
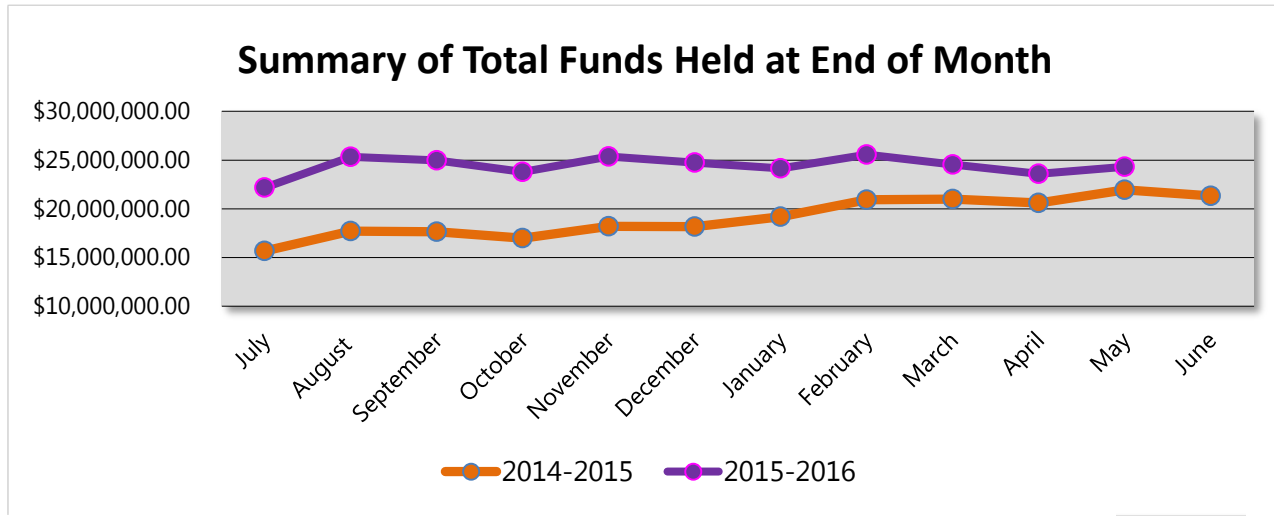
Total Funds Held at 31 May 2016

\$24,309,198.05

Carla von Brockhusen - Finance Manager

RESOLUTION

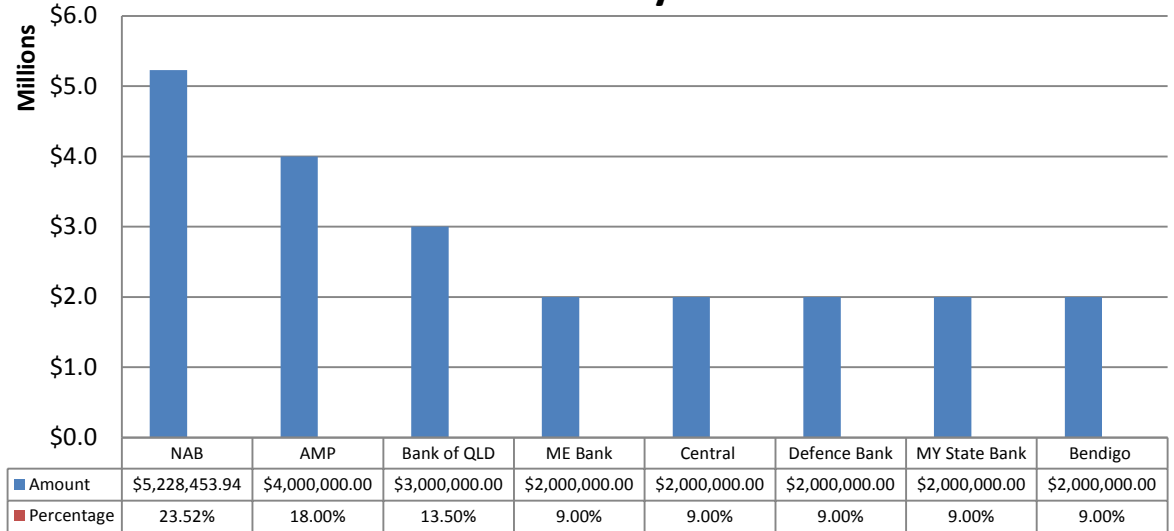
Items requiring Council Resolution



RESOLUTION

Items requiring Council Resolution

Funds Held by Institution



Changes in Investment Portfolio for May 2016

Prior Financial Institution	Previous Investment		Current Financial Institution	New Investment	
	Amount	Interest Rate		Amount	Interest Rate
ME BANK	\$2,000,000.00	2.90%	BENDIGO BANK	\$2,000,000.00	3.00%

Items requiring Council Resolution

5.2 RATES AND CHARGES 2016/17**AUTHOR:** Revenue Officer**STRATEGIC OUTCOME:** Good government**STRATEGIC OBJECTIVE:** 2.2 Ensure effective governance by Council of Council operations and reporting**FILE NO:****RECOMMENDATION:** See below

REPORT:

The various rates and fees & charges are based upon the Council's Integrated Plans that are considered elsewhere in the agenda and also Council's Rating and Revenue Policy at the Council Ordinary meeting on 18 May 2016.

RATES AND CHARGES

The following rates and charges resolutions will, if adopted, implement the Council's intended rating model to achieve an overall permissible increase to Ordinary Rates income of **1.8%** (as per IPART rate peg). The increase in annual charges has been set at **2.5%** increase.

MAKING OF RATES AND CHARGES FOR 2016/2017

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

GENERAL FUND – Ordinary Rates

In accordance with *Section 535 of the Local Government Act, 1993*, (herein referred to as "the Act"), that pursuant to Section 494 of the Act, **Ordinary Rates** for the following rating categories, **for the 1st July 2016 to the 30th June 2017**, shall now be made by resolution;

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **0.6495 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

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

RESOLUTION

Items requiring Council Resolution

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **0.83995 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area categorised as **RESIDENTIAL**.

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **0.83995 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

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

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **0.6789 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as:

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

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **1.1061 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – BAROOGA**.

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **3.6237 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – BERRIGAN**.

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **3.0318 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – FINLEY**.

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **1.2413 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as **RESIDENTIAL – TOCUMWAL**.

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **1.1061 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

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

Items requiring Council Resolution

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **3.6237 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

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

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **3.0318 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

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

IT IS HEREBY RESOLVED – that Council make and levy an Ordinary Rate of **1.2413 cents** per dollar of land value on all rateable land within the Berrigan Shire Council local government area sub-categorised as

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

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

- rateable land sub-categorised as **MINING BAROOGA** on which an Ordinary Rate of **1.1061 cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING BERRIGAN** on which an Ordinary Rate of **3.6237cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING FINLEY** on which an Ordinary Rate of **3.0318 cents** per dollar of land value be made and levied; and,
- rateable land sub-categorised as **MINING TOCUMWAL** on which an Ordinary Rate of **1.2413 cents** per dollar of land value be made and levied.

WATER FUND

-Annual Charges

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as “the Act”), that Annual Water Supply charges, pursuant to the provisions of Sections 501 of the Act, **for the 1st July 2016 to 30th June 2017**, shall now be made by resolution;

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Items requiring Council Resolution

IT IS HEREBY RESOLVED – pursuant to the provisions of Section 501 of the Act that Council make and levy **Water Access Charges** on all properties in accordance with the **Rating and Revenue Policy 2016/17** (other than the land herein specified in the First Schedule under the conditions given), which is:-

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

pursuant to,

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

under the following criteria:-

-for rateable properties

A compulsory annual fixed charge of **\$510.00** be made and levied for availability to the water supply system (known as the **Water Access Charge**) and levied for each supply to the property or multiples of each charge if the property is deemed to have multiple supplies/connections.

-for non-rateable properties

A compulsory annual fixed charge of **\$510.00** be made and levied for the recovery costs for providing access to the water supply system (known as the **Water Access Charge**) or multiples of each charge if the property is deemed to have multiple supplies/connections.

-Water Supply Special Rate or Charge

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

WATER CONSUMPTION CHARGES – All Town supplies

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

IT IS HEREBY RESOLVED – that pursuant to Section 502, 539 and 540 of the Act that Council make and levy **Water Consumption Charges**, in accordance with **Council's 2016/17 Rates and Revenue Policies and 2016/17 Fees and Charges**, based on the appropriate tariff charge per

Items requiring Council Resolution

measure, or estimate of measure, and for the applicable water restriction period, as shown therein, during the **2016/17 Reading Cycle Periods 1, 2, 3 and 4.**

SEWER FUND

-Annual Charges

In accordance with *Section 535 of the Local Government Act, 1993* (herein referred to as "the Act"), that an Annual Charge pursuant to the provisions of Section 501 of the Act, known as the **Sewerage Supply Charge**, for the **1st July 2016 to the 30th June 2017**, shall now be made by resolution;

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

Sewerage Supply area	Charge
Barooga	\$513.00
Berrigan	\$513.00
Finley	\$513.00
Tocumwal	\$513.00

-Sewerage Pedestal Charge

In accordance with Section 535 of the Act, that a Sewer Charge, pursuant to the provisions of Section 501, 502 and 552, known as the **Sewerage Pedestal Charge**, for **1 July 2016 to 30th June 2017** shall now be made by resolution;

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

- in Barooga, Berrigan, Finley and Tocumwal rating areas,
- for all non-rateable properties a charge of \$109.00 per cistern/toilet;
- for all rateable properties, for each additional cistern/toilet in excess of two (2), a charge of \$109.00.

-Sewer Maintenance Charge

In accordance with Section 535 of the Act that a Sewer Charge, pursuant to the provisions of Section 501 and 552 of the Act, known as the **On-Site Sewer Maintenance Charge**, for the **1st July 2016 to the 30th June 2017** shall now be made by resolution;

RESOLUTION

Items requiring Council Resolution

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

Name of Charge	Charge
On-Site Sewer Maintenance Charge	\$95.00

FIRST SCHEDULE – Developer Concessions

That land hereunder will be exempt from Annual Water and Sewer Charges for the period **1st July 2016 to 30th June 2017** or until sold, leased, rented or otherwise occupied during this period:

Assessment No	Description	Parcel Address Line 1
00442-00000000-000	18//DP1077717	LOT 18 FLIGHT PLACE, TOCUMWAL
00443-00000000-000	19//DP1077717	LOT 19 FLIGHT PLACE, TOCUMWAL
00456-00000000-000	51//DP1123204	35 TAKARI STREET, BAROOGA
00553-00000000-000	35//DP1093869	6 IVIE AVENUE, BAROOGA
00647-00000000-000	22//DP1099696	TAKARI STREET, BAROOGA
00653-00000000-000	23//DP1100718	13-14 KEOGH DRIVE, TOCUMWAL
00685-00000000-000	5//DP1102913	10 MAVIS STEWARD DRIVE, BAROOGA
00699-00000000-000	19//DP1102913	6 RUSSELL COURT, BAROOGA
00708-00000000-000	28//DP1102913	12 BEATRICE COURT, BAROOGA
00709-00000000-000	29//DP1102913	11 BEATRICE COURT, BAROOGA
00710-00000000-000	30//DP1102913	10 BEATRICE COURT, BAROOGA
00711-00000000-000	31//DP1102913	9 BEATRICE COURT, BAROOGA
00712-00000000-000	32//DP1102913	8 BEATRICE COURT, BAROOGA
00713-00000000-000	33//DP1102913	7 BEATRICE COURT, BAROOGA
00715-00000000-000	35//DP1102913	5 BEATRICE COURT, BAROOGA
00716-00000000-000	36//DP1102913	4 BEATRICE COURT, BAROOGA
00718-00000000-000	38//DP1102913	2 BEATRICE COURT, BAROOGA
00732-00000000-000	41//DP1110847	21 GYPSIE CRESCENT, BAROOGA
00733-00000000-000	42//DP1110847	19 GYPSIE CRESCENT, BAROOGA
00738-00000000-000	47//DP1110847	9 GYPSIE CRESCENT, BAROOGA
00739-00000000-000	48//DP1110847	7 GYPSIE CRESCENT, BAROOGA
00744-00000000-000	53//DP1110847	6 GYPSIE CRESCENT, BAROOGA
00792-00000000-000	29//DP286078	10 BUSHLANDS ROAD, TOCUMWAL
00835-00000000-000	18//DP285573	10 PINWOOD LANE, TOCUMWAL
00851-00000000-000	52//DP1123204	33 TAKARI STREET, BAROOGA
00852-00000000-000	53//DP1123204	2 BEVERLEY PLACE, BAROOGA
00854-00000000-000	55//DP1123204	4 BEVERLEY PLACE, BAROOGA
00860-00000000-000	61//DP1123204	10 BEVERLEY PLACE, BAROOGA

RESOLUTION

Items requiring Council Resolution

00862-00000000-000	63//DP1123204	29 TAKARI STREET, BAROOGA
00893-00000000-000	2//DP1131416	107-109 SNELL ROAD, BAROOGA
01008-00000000-000	1//DP1138754	55-61 NANGUNIA STREET, BAROOGA
01009-00000000-000	2//DP1138754	51-53 NANGUNIA STREET, BAROOGA
01028-00000000-000	13//DP1148243	95 MURRAY STREET, TOCUMWAL
01029-00000000-000	1//DP1194758	1 LA BELLE COURT, TOCUMWAL
01035-00000000-000	3//DP1150036	3 RIVERVIEW COURT, TOCUMWAL
01039-00000000-000	7//DP1150036	7 RIVERVIEW COURT, TOCUMWAL
01040-00000000-000	8//DP1150036	8 RIVERVIEW COURT, TOCUMWAL
01145-00000000-000	4//DP1194758	4 LA BELLE COURT, TOCUMWAL
01146-00000000-000	6//DP1194758	11 LA BELLE COURT, TOCUMWAL
01149-00000000-000	9//DP1194758	8 LA BELLE COURT, TOCUMWAL
01153-00000000-000	13//DP1194758	11 PINWOOD LANE, TOCUMWAL
10457-00000000-000	5//DP1194758	19 BAROOGA ROAD, TOCUMWAL
10584-00000000-000	12//DP735548	160 MURRAY STREET, TOCUMWAL
11150-00000000-000	1//DP270548	44 JERILDERIE STREET, TOCUMWAL
11724-00000000-000	4//DP286051	66-68 TOCUMWAL STREET, FINLEY
12414-00000000-000	1//DP1126444	ENDEAVOUR STREET, FINLEY
13166-00000000-000	21//DP1099696	TAKARI STREET, BAROOGA
13176-00000000-000	1//DP1036181	1 WISE COURT, TOCUMWAL
13193-00000000-000	37//SL89/531	27, 33 & 37 DEAN STREET, TOCUMWAL

DOMESTIC WASTE MANAGEMENT SERVICES CHARGE

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

IT IS HEREBY RESOLVED – that the charge, for the period **1st July 2016 to 30th June 2017**, to be made and levied upon each parcel of rateable land for which the service is available, being for the **availability** of regular removal of domestic waste, as follows:

1. **Domestic Waste Collected - \$272.00 made for the availability of one bin of the size and pattern and service approved by the Council;**
2. **Domestic Waste Collected – Additional - \$182.00 made for an additional bin of the size and pattern and service approved by the Council;**
3. **Domestic Waste Uncollected - \$54.00 made on residential vacant land;**

RESOLUTION

Items requiring Council Resolution

WASTE MANAGEMENT GARBAGE CHARGE

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

IT IS HEREBY RESOLVED – that the charge, for the period **1st July 2016 to 30th June 2017**, to be made upon each parcel of rateable land within the garbage collection area for which the service is available for the regular removal of waste as approved by Council, as follows:

1. **Garbage Charge - \$255.00 made for the availability of one bin of the size and pattern approved by the Council;**
2. **Garbage and Recycling Collected Charge - \$375.00 made for the availability of bins of the size and pattern and service approved by the Council;**
3. **Recycling Collected Charge - \$121.00 made for the availability of an additional bin of the size and pattern and service approved by the Council.**

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

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

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

- **\$25.00** be made and levied, for the period **1st July 2016 to 30th June 2017**, on each parcel of urban property that is liable for the charge, whether the works or service is either provided or proposed to be provided; or
- **\$12.50** be made and levied for the period **1st July 2016 to 30th June 2017**, on each parcel of urban strata property that is liable for the charge, whether the works or service is either provided or proposed to be provided.

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

COUNCIL HEREBY RESOLVES - that in accordance with the provisions of Section 566 of the Local Government Act 1993, that the **interest rate** to apply on overdue rates and charges for the period **1st July 2016 to 30th June 2017**, will be charged at **8%** per annum on a daily basis.

Items requiring Council Resolution

5.3 ROAD CULVERT TRANSFERS FROM MURRAY IRRIGATION LTD TO CUSTOMERS**AUTHOR:** Director Technical Services**STRATEGIC OUTCOME:** Sustainable natural and built landscapes**STRATEGIC OBJECTIVE:** 1.3 Connect and protect our communities**FILE NO:** 32.159.1

RECOMMENDATION: - that the Council advise Murray Irrigation Ltd that it supports the process set out in Proposal 2, as set out below, for the transfer of road culverts to customers and agree to the proposed amendment to Clause 5.16 of the MIL/Council lease.

Proposal 2

It is proposed that, for assets with the following characteristics, the Councils agree that MIL may transfer its operation and maintenance responsibilities to the landholders:

- The asset is a pipe culvert with a fence to fence configuration;
- The culvert is constructed using RCP RRJ Class 2 or HDPE PN8;
- The culvert has a minimum clear cover (to the top of the pipe) of:
 - o 800mm from the top of the centre of the road surface;
 - o 400mm from the bottom of the table drains; and
 - o 600mm from the natural surface elsewhere in the road reserve.
 - o The culvert will withstand SM1600 traffic loading.

To allow for this transfer, the following steps must be completed:

- **Step 1 – Amendment to Council/MIL Lease:** MIL and the Councils must enter into a Deed of Variation to vary clause 5.16 of the Councils' lease agreements to allow for the transfer of MIL's lease for the relevant asset to the Customer. **It is therefore proposed that clause 5.16 be amended to the following:**
 - “Murray Irrigation **may, by agreement with the Council,** assign transfer sublet mortgage part with possession of the Lease Land or any part of the Leased Land”.
- **Step 2 – Transfer of Obligations to Landholder:** MIL, the Landholder and the council enter into a Deed of Transfer to formalize the transfer of MIL's rights and obligations for the relevant asset to the Landholder. The Deed of Transfer will provide that the rights contained therein are from that

Items requiring Council Resolution

point onwards attached to that landholding and must be transferred to any future successor of the landholding. **The obligations of the Landholder are to be registered on title by means of a Positive covenant in favour of the Council.**

- **Step 3 – Transfer of Obligations to Future Successors of the Landholding:** the Deed of Transfer will require that:
 - A covenant be registered on title
 - In addition, the following occur prior to any instrument for the Transfer of Land being executed and registered:
 - The Landholder provide to the Successor a signed copy of the Deed of Transfer; and
 - A Deed of Accession be executed by all parties to the transfer (including the Council) which formally transfers those responsibilities from the Landholder to the Successor.

The Council will issue the Deed of Accession to the Landholder when it receives an application for an information (conveyancing) certificate. The Deed of Accession will be conditional upon the Transfer of Land instrument being registered.

REPORT:

Murray Irrigation Limited is currently negotiating with some of its customers to transfer ownership of supply channels to the owners of the properties where the channels are situated.

This applies to supply channels that serve only one property, but, can involve a road crossing where the customer has property on both sides of the road.

I have recently been advised of two current proposals where MIL wishes to transfer ownership of the channel and responsibility for a road crossing and they have requested advice from Council as to whether such a transfer would be acceptable and, if so, under what conditions.

The current legal status of the structures are defined in the CATT agreement between Council and MIL and effectively they are owned by Council and leased to MIL with MIL having the responsibility of operation and maintenance. They cannot legally transfer the assets to other parties without Council approval.

Council has in the past issued permits for private irrigation crossings of public roads and the following are the typical conditions that have been applied to such approvals.

Items requiring Council Resolution

- 2.1** Failure to reinstate the opening to the satisfaction of the Berrigan Shire Council or comply with the conditions of consent will result in a written notice to rectify which will be served upon the applicant. The consent holder shall within seven (7) days pull down, take up and reconstruct any part of the works which in the opinion of the Council are unsatisfactory.
- 2.2** Where works are found to be unsafe upon inspection by the Council, a verbal direction or written notice will be served upon the consent holder to immediately undertake works to rectify the problem and make the site safe. The rectifications shall be completed within 24 hours of the notice being served or direction given.
- 5.6 Irrigation Culvert Crossing**
The pipe is to be reinforced concrete pipe, rubber ring jointed and minimum diameter of 375mm.
- The pipe is to extend from fence to fence for the full width of the road reserve. Headwalls to be provided at each end of the culvert.
- Minimum cover to top of pipe is not less than 450mm below the table drain and not less than 900mm below the road pavement surface. Council does not accept any responsibility for damage caused to the pipe by works carried out on the road following its installation where these conditions are not achieved.
- 9.1** Where expense is incurred by Council for repair of damage to surrounding footpaths, kerb and gutter, road pavements, water supply pipes etc., as a result of works undertaken by the consent holder or a sub-contractor, the actual cost incurred will be charged by sundry debtor notice to the holder of this consent.
- 9.2** Notwithstanding anything herein contained, full responsibility for any damages caused as a result of the work carried out under this permit is to be borne by the person to whom the consent is issued.
- 11.1** Works “as executed” drawings showing the actual location and level of the installed conduit or pipe shall be submitted to the Council by the permit holder within seven (7) days of the completion date of works.

Items requiring Council Resolution

The transfer of the responsibility for the MIL structures is in essence no different to a property owner seeking a road opening permit to install a new crossing.

However, the transfer of MIL assets to private responsibility could increase Council's risk in having future maintenance and repairs carried out and also the risk of recouping costs of removing and making good, should the asset be abandoned.

The prospect of a number of such transfers could therefore increase Council's financial risk if adequate provisions are not made to ensure the property owners are held responsible in perpetuity.

MIL have suggested the following proposal for dealing with these transfers and it would appear to be a reasonable solution. The transfer of obligations from MIL to the landholder would obviously include the provisions in the CAAT agreement Clauses 5.11 and 5.12 relating to indemnifying Council and keeping effected public liability insurance.

Proposal 2

It is proposed that, for assets with the following characteristics, the Councils agree that MIL may transfer its operation and maintenance responsibilities to the landholders:

- The asset is a pipe culvert with a fence to fence configuration;
- The culvert is constructed using RCP RRJ Class 2 or HDPE PN8;
- The culvert has a minimum clear cover (to the top of the pipe) of:
 - o 800mm from the top of the centre of the road surface;
 - o 400mm from the bottom of the table drains; and
 - o 600mm from the natural surface elsewhere in the road reserve.
- o The culvert will withstand SM1600 traffic loading.

To allow for this transfer, the following steps must be completed:

- **Step 1 – Amendment to Council/MIL Lease:** MIL and the Councils must enter into a Deed of Variation to vary clause 5.16 of the Councils' lease agreements to allow for the transfer of MIL's lease for the relevant asset to the Customer. **It is therefore proposed that clause 5.16 be amended to the following:**

“Murray Irrigation may, by agreement with the Council, assign transfer sublet mortgage part with possession of the Lease Land or any part of the Leased Land”.
- **Step 2 – Transfer of Obligations to Landholder:** MIL, the Landholder and the council enter into a Deed of Transfer to formalize the transfer of

Items requiring Council Resolution

MIL's rights and obligations for the relevant asset to the Landholder. The Deed of Transfer will provide that the rights contained therein are from that point onwards attached to that landholding and must be transferred to any future successor of the landholding. **The obligations of the Landholder are to be registered on title by means of a Positive covenant in favour of the Council.**

- **Step 3 – Transfer of Obligations to Future Successors of the Landholding:** the Deed of Transfer will require that:
 - A covenant be registered on title
 - In addition, the following occur prior to any instrument for the Transfer of Land being executed and registered:
 - The Landholder provide to the Successor a signed copy of the Deed of Transfer; and
 - A Deed of Accession be executed by all parties to the transfer (including the Council) which formally transfers those responsibilities from the Landholder to the Successor.

The Council will issue the Deed of Accession to the Landholder when it receives an application for an information (conveyancing) certificate. The Deed of Accession will be conditional upon the Transfer of Land instrument being registered.

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Items requiring Council Resolution

5.4 TRUCK PARKING NUISANCE – JERILDERIE STREET, BERRIGAN

AUTHOR: Executive Engineer

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 30.106.1

RECOMMENDATION: that the Council take no action in relation to tree planting in Jerilderie Street, Berrigan to alleviate truck parking nuisance until after the Town Entry Improvement Project consultation and recommendations are available.

REPORT:

A resident of Jerilderie Street, Berrigan has complained about trucks parking and decoupling outside his residence at all hours of the day and night.

The complaint received may be seen in Appendix A.

On Monday the 11th of April, 2016 a meeting was held to discuss the issues raised and how they should be dealt with. Cr O'Neil, Cr Jones, Matthew Clarke, Ian Fuzzard and John Jones attended this meeting.

From the meeting it was found that in order to discourage trucks, the following actions could be implemented:

1. A designated truck parking area be created. It was suggested that a suitable location would be the road reserve adjacent to the Berrigan Tank Paddock.
2. Trees could be planted in the parking lanes in order to prevent trucks from parking, similar to the solution used in Dean Street, Tocumwal.

Set out below are photographs of the area concerned, the area proposed for truck parking in front of the tank paddock and the recent tree plantings in Tocumwal.

Items requiring Council Resolution



RESOLUTION

Items requiring Council Resolution

RESOLUTION



Items requiring Council Resolution



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Items requiring Council Resolution



Discussions held with RMS representatives at the local traffic committee indicate that they would like Berrigan Shire Council to recommend a suitable location for truck parking in Berrigan.

While the nuisance issue of trucks parking in the area is acknowledged and the suggestions can be supported in principle, there are several issues that would need resolution before proceeding. These include: varieties of trees; location of trees; suitability of proposed truck parking area; funding for both truck parking and tree planting; timing of works.

Council is proposing to commence investigation and community consultation in relation to the improvement of the amenity of the Berrigan town entrances later this year and the results of this process should provide the answers to some of the above issues.

It is considered, therefore, that it would not be appropriate to take action in relation to this issue until after the town entrance design and community consultation are completed.

The Director Technical Services advises that expressions of interest for the Town Entrance Improvement consultancy will be sought in July/August of this year.

Items requiring Council Resolution

5.5 MAYORAL AND COUNCILLORS ALLOWANCES

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 13.045.1

RECOMMENDATION: - that the Council adopt the following Mayoral and Councillor allowances effective from September, 2016:

Mayoral allowance	\$24,630
Councillor allowance	\$11,290

REPORT:

The Local Government Remuneration Tribunal has reviewed allowances paid to Councillors and the additional allowance paid to the Mayor. Following this review, the Tribunal has determined fees effective from 1st July, 2016 which reflect a 2.5% increase.

Set out below is a summary of the existing and proposed fees:

	Existing	Proposed		Budget
		Min	Max	
Mayor	\$24,030	\$9,080	\$24,630	\$25,100
Councillor	\$11,010	\$8,540	\$11,290	\$90,300

The maximum increase would produce a budget saving of approx. \$450 if the maximum allowable fees are adopted from 1st July, 2016.

If the maximum fees were applied from September, 2016 as is the Council's usual practice, a budget saving of approx. \$1930 will accrue.

The Council has traditionally applied the new allowances from September following the election of Councillors and the Mayor.

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Items requiring Council Resolution

5.6 DOCUMENTS FOR SIGNING AND SEALING**AUTHOR: General Manager****STRATEGIC OUTCOME: Diverse and resilient business****STRATEGIC OBJECTIVE: 4.4 Connect local, regional and national road, rail, and aviation infrastructure****FILE NO: 05.005.4****RECOMMENDATION: - that the Council sign and seal a lease with K & S Freighters Pty Ltd over lot 18 DP 1077717 at Tocumwal Aerodrome for a period of 5 years and with two further options of five years commencing on 31st January 2016 for an annual rental of \$600 plus GST for the provision of an aviation refueling facility.**

REPORT:

The Council has previously leased a lot at Tocumwal Aerodrome to Arcav Pty Ltd (trading as Aero Refuellers) for the operation of an aviation refuelling facility.

The current lease expired during January 2016.

Arcav Pty Ltd has now been acquired by K & S Freighter Pty Ltd.

The refuelling facility is vital to the operation of the aerodrome and this is reflected by the relatively small rental return and the Council's obligation to meet ongoing electricity and telephone outgoings related to the operation of the facility.

As an aside, the financial assistance provided to Arcav Pty Ltd to upgrade the facility has been fully repaid by K & S Freighters Pty Ltd.

Items requiring Council Resolution

**5.7 BERRIGAN LOCAL ENVIRONMENTAL PLAN
2013 (AMENDMENT NO. 3)****AUTHOR: TOWN PLANNER****STRATEGIC OUTCOME: Sustainable natural and built landscapes****STRATEGIC OBJECTIVE: 1.1 Support sustainable use of our natural
resources and built landscapes****FILE NO: 07.094.3**

RECOMMENDATION: - that the Council adopt the Planning Proposal to amend the Berrigan Local Environmental Plan 2013 (LEP) to rezone part Lot 63 DP1127637 (being part 92 Strathvale Road Berrigan) from R5 Large Lot Residential Zone to IN1 General Industrial Zone and increase the Minimum Lot Size from 2 hectares to 10 hectares, be submitted to the Minister for Planning requesting that Amendment No. 3 of Berrigan Local Environmental Plan 2013 be made.

REPORT:**Background:**

At the Ordinary Council meeting held on Wednesday, 19th August 2015, Council resolved that a Planning Proposal be prepared and submitted to the NSW Department of Planning and Environment to amend *Berrigan Local Environmental Plan 2013*. This amendment was to rezone part Lot 63 DP1127637, being part 92 Strathvale Road, Berrigan from R5 Large Lot Residential Zone to IN1 General Industrial Zone – and was to be subsequently submitted for a Gateway Determination in accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*. The Council ultimately considered that this proposal could be supported given the close proximity to the already existing & operational grain storage facility at 14 Strathvale Road, Berrigan.

Gateway Determination

Following the aforementioned Ordinary Council meeting, both a letter and email was sent on 24 February 2016 requesting a Gateway Determination under Section 56(1) of the *Environmental Planning and Assessment Act 1979* as per minutes of the August meeting. On 23 March 2016, Council received return correspondence detailing that the planning proposal had been determined and that the proposal should proceed subject to conditions. These conditions have been addressed as follows:

Items requiring Council Resolution

1. Community Consultation

Under section 56(2)(c) and section 57 of the *Environmental Planning and Assessment Act 1979 (EP&A Act)*, the planning proposal must be made publicly available for a minimum of **28 days**; and notice requirements for public exhibition must be complied with as identified in section 5.5.2 of *A Guide to Preparing LEPs (Department of Planning & Infrastructure 2013)*.

The proposal was placed on public exhibition from 27 April 2016 until 26 May 2016. There were no submissions made during the time which the proposal was on exhibition.

2. Public Hearing

There is an obligation on Council as per section 56(2)(e) of the *EP&A Act* to hold a Public Hearing if necessary.

At this stage, it is not anticipated that a Public Hearing will be required given that there was no submissions received.

3. Mapping

The application is required to include amendments to both the existing Berrigan LEP Land Zoning Map and Minimum Lot Size Map for the Section 59 submission. The map also has to comply with the Department of Planning Standard technical requirements.

On 31 May 2016, an initial email was sent to the Department of Planning GIS Team enquiring as to the possibility of assistance with preparing the Amendments to the existing Land Zoning Map and Minimum Lot Size Maps. Return correspondence on 2 June 2016 has confirmed their willingness to assist. It is anticipated that the mapping will be returned prior to the Council Meeting.

4. Timeframe

The timeframe for completing the LEP is to be within 9 months from the week following the date of the Gateway Determination. The Gateway determination was made on 23 March 2016. Consequently, the Council is still operating well within the timeframe.

Conclusion

The rezoning of the Land from R5 Large Lot Residential Zone to IN1 General Industrial Zone with a minimum lot size of 10 hectares is considered the best means of achieving the relevant objectives and intended outcomes of the Planning Proposal. Amendment No. 3 of Berrigan Local Environmental Plan 2013 is therefore able to be finalised as the conditions set out in the Gateway Determination have been met. It is therefore recommended that Council submit the Planning Proposal to the Department of Planning so that the Local Environmental Plan can be made.

Items requiring Council Resolution

5.8 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – JOINT INFRASTRUCTURE STATEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 14.165.7

RECOMMENDATION: - that the Council advise the Member for Farrar that it supports the ALGA Joint Infrastructure Statement and seek her support for endorsing it to the Federal Government.

REPORT:

The ALGA, in conjunction with 7 other peak bodies has developed a Joint Infrastructure Statement copy of which is circulated with this agenda as Appendix B.

The ALGA has requested that Councils seek the support of their local federal Members of Parliament to pursue the intent of the Statement through the federal government.

The nine point plan appears to be worthy of the Council's support.

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Items requiring Council Resolution

5.9 INTEGRATED PLANS

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Good government

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

FILE NO: 04.121.4

RECOMMENDATION: - that the Council having given consideration to submissions received up until 10.00 am on the 15th June, 2016 that it

1. Adopt the reviewed *Resourcing Strategy 2016 – 2026* inclusive of Council's
 - *Long Term Financial Strategy and Plan 2016 – 2026* (Appendix C)
 - *Asset Management Strategy and Plan 2013 – 2023* (Appendix D); and
 - *Workforce Management Strategy and Plan 2013 – 2017;* (Appendix E)
2. Adopt its Review of the *Delivery Program 2013 – 2017* (Appendix F)
3. Adopt the *Annual Operational Plan 2016 – 2017* (Appendix G)

REPORT:

Per the provisions of the Local Government Act 1993 (s403 – 404) Council's suite of integrated plans was placed on public exhibition for a period of 28 days from the 18th May, 2016 – 15th June, 2016 and public submissions and comment invited until close of submissions and comment at 10:00am on the 15th June, 2016.

Notwithstanding that at the time of writing no public submissions or comment has been received, there are two minor changes to Council's draft Annual Operational Plan 2016- 17 (Appendix G).

These changes include the allocation of \$5,000 towards the upgrade of Hayes Park toilets at Berrigan resolved by the Council at its Corporate Services Committee meeting held 1 June, 2016. Further Council Officers have noted that the draft budget did not carry forward funds to the support the operation of the Council's Youth Development Committee. The Operational Plan 2016-17 Budget therefore now includes \$5,000 for Youth Development Committee projects and \$5,000 for the upgrade of Hayes Park toilets, Berrigan.

Items requiring Council Resolution

Council should also note that due to the minor nature of these changes that these changes are not reflected in Council's Delivery Program (Appendix F) and are scheduled for subsequent inclusion in the Council's September 2016 quarterly business review.

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Items for Noting

RECOMMENDATION – that Items for Noting numbered 6.1 to 6.4 Inclusive be received and noted.

6.1 DEVELOPMENT DETERMINATIONS FOR MONTH OF MAY 2016

AUTHOR: Support Officer

STRATEGIC OUTCOME: Good government

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

FILE NO:

REPORT: APPLICATIONS DETERMINED FOR MAY

Application	Description	Property Location	Applicant	Owner	Status	Value	Days Taken		
70/16/DA/D5	Residential Storage Shed	12 BALDWIN COURT, TOCUMWAL NSW 2714 (Lot35//DP1089280)	Goulburn Valley Building	MR W F LAWRENCE	Approved 09-05-2016	\$ 19,750	Active 98	Total 98	
104/16/DA/DM	Demolition of Dwelling	44 HENNESSY STREET, TOCUMWAL NSW 2714 (LotB//DP400310)	Mr Ian McCann	MS TM FERRARI	Approved 09-05-2016	\$ 0.00	Active 7	Total 19	
107/16/DA/DB	Rural Industry Workshop	1894 NEWELL HIGHWAY, FINLEY NSW 2713 (Lot129//DP752283)	AgTrade Machinery	MCSELAN HOLDINGS PTY LTD	Approved 25-05-2016	\$ 350,000	Active 29	Total 29	
110/16/DA/D9	20 Lot Subdivision	160-162 DENILQUIN STREET, TOCUMWAL NSW 2714 (Lot332//DP1073141)	Mr Tony O'Neill	MR RM BALDWIN AND MRS M BALDWIN	Approved 27-05-2016	\$ 0.00	Active 22	Total 22	
111/16/DA/D5	Residential Storage Shed	9 PUTTER COURT, BAROOGA NSW 3644 (Lot104//DP1133352)	Mr Kevin Keating	MR K & MRS S KEATING	Approved 03-05-2016	\$ 16,700	Active 4	Total 4	
63/16/CD/M4	Residential Storage Shed	86-88 BUCHANANS ROAD, BAROOGA NSW 3644 (Lot2//DP394098)	Mr John Hodges	MS S REICHSTEIN	Approved 05-05-2016	\$ 20,000	Active 5	Total 5	
64/16/CD/M1	BV Dwelling & Attached Garage	5 ISABEL AVENUE, BAROOGA NSW 3644 (Lot18//DP1071667)	Mrs Angela Pallante	MS AK PALLANTE	Approved 06-05-2016	\$ 183,154	Active 6	Total 6	
65/16/CD/M5	Inground Fibreglass Swimming Pool	57-59 MURRAY STREET, TOCUMWAL NSW 2714 (Lot13//DP841714)	Outdoor Indulgence P/L	MR GJ & MRS JL CUMMINGS	Approved 10-05-2016	\$ 29,251	Active 3	Total 3	
112/16/DA/D5	Carpport	7 HAYNES COURT, TOCUMWAL NSW 2714 (Lot87//DP1070311)	Mr J McDougall	MR JS MCDOUGALL & MISS CA MCDOUGALL	Approved 13-05-2016	\$ 4,500	Active 4	Total 4	
66/16/CD/M5	Inground Fibreglass Swimming Pool	3 HALEY COURT, TOCUMWAL NSW 2714 (Lot63//DP1070311)	Poolside Cobram	MR J C BRADBURY & MRS P M BRADBURY	Approved 12-05-2016	\$ 48,600	Active 2	Total 2	

NOTING

Items for Noting

113/16/DA/D5	Residential Storage Sheds	20-30 FLYNN STREET, BERRIGAN NSW 2712 (Lot13/1/DP3329)	Ron & Christine Meyer	RONALD LESLIE MEYER CHRISTINE MAY MEYER	Approved 19-05-2016	\$ 34,350	Active 6	Total 6
114/16/DA/DO	Farm Shed	609 HUESTONS ROAD, TOCUMWAL NSW 2714 (Lot29//DP752288)	Phillip & Lynda Snowden	MR PD SNOWDEN AND MRS LA SNOWDEN	Approved 23-05-2016	\$ 110,000	Active 7	Total 7
115/16/DA/D5	Residential Storage Shed	60 MURRAY STREET, FINLEY NSW 2713 (Lot15/A/DP3407)	Ms Rochelle Bickley	MS RD BICKLEY	Approved 16-05-2016	\$ 33,000	Active 2	Total 2
67/16/CD/M1	BV Dwelling & Attached Garage	19-20 KEOGH DRIVE, TOCUMWAL NSW 2714 (Lot32//DP1118257)	Mr Benjamin Burke	MR B L BURKE	Approved 20-05-2016	\$ 229,454	Active 3	Total 3
118/16/DA/D1	Transportable Dwelling	22-28 COBRAM STREET, TOCUMWAL NSW 2714 (Lot144//DP752296)	Mr Jason Savage	ANNAJACK CUSTODIAN PTY LTD	Approved 30-05-2016	\$ 60,000	Active 7	Total 7
68/16/CD/M1	BV Dwelling & Attached Garage	13-15 TONGS STREET, FINLEY NSW 2713 (Lot120//DP752283)	Tara & Nigel Miller	MS T J DUNDON	Approved 24-05-2016	\$ 274,042	Active 3	Total 3
119/16/DA/DM	Pool & Spa	77-81 MURRAY STREET, TOCUMWAL NSW 2714 (Lot2//DP1089036)	Lawmucot	LAWMUCOT PTY LTD	Approved 31-05-2016	\$ 30,000	Active 8	Total 8
69/16/CD/M4	Residential Storage Shed / Unit	25 FINLEY STREET, FINLEY NSW 2713 (Lot78//DP865663)	Mr Matt Daniel	MR MS DANIEL & MRS WM DANIEL	Approved 31-05-2016	\$ 10,000	Active 2	Total 2

APPLICATIONS PENDING DETERMINATION AS AT 06/06/2016

Application No.	Date Lodged	Description	Property Location
117/16/DA/D2	25-05-2016	Dog Breeding Facility	677 BARNES ROAD, TOCUMWAL NSW 2714 (Lot 2//DP701027)
120/16/DA/D9	25-05-2016	7 Lot Subdivision	100 BURMA ROAD, TOCUMWAL NSW 2714 (Lot 4//DP802330)
121/16/DA/DM	25-05-2016	Kitchen – Home Business	11 AVA COURT, TOCUMWAL NSW 2714 (Lot 27//DP270154)
122/16/DA/DN	26-05-2016	Pontoon	157 TUPPAL ROAD, TOCUMWAL NSW 2714 (Lot 11//DP1131195)
123/16/DA/D9 – M	26-05-2016	Modification – 2 Lot Subdivision	155 RACECOURSE ROAD, TOCUMWAL NSW 2714 (Lot 29//DP791586)
124/16/DA/D5	02-06-2016	Residential Storage Shed	19 BELINDA COURT, TOCUMWAL NSW 2714 (Lot 18//DP270154)

TOTAL APPLICATIONS DETERMINED / ISSUED

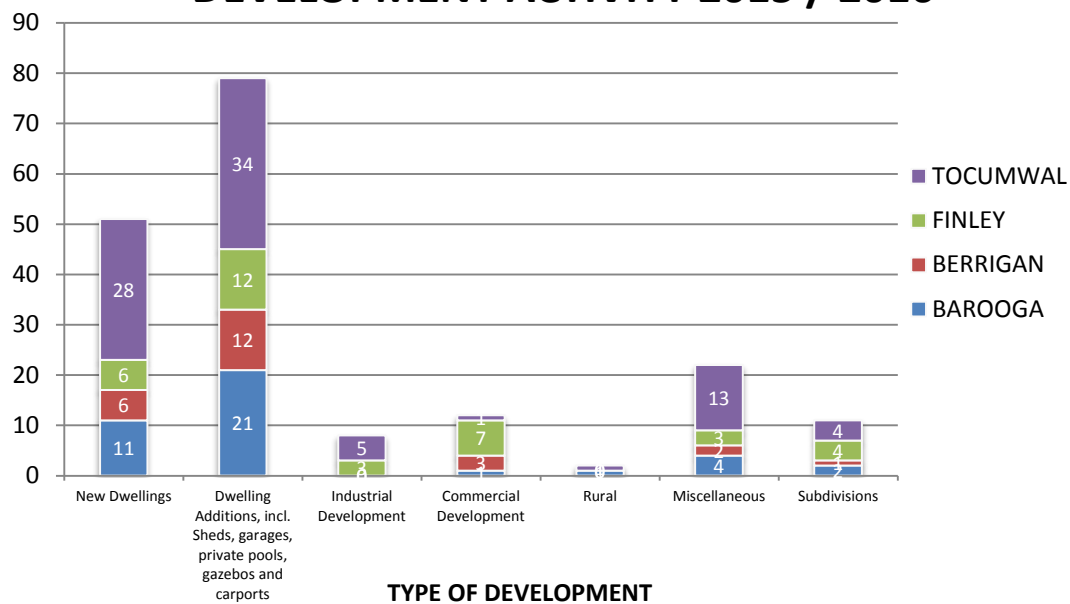
	This Month (May)	Year to Date	This Month's Value	Year to Date Value
<i>Development Applications Determined</i>	11	118	\$658,300	\$27,363,534
<i>Construction Certificates Issued</i>	9	82	\$2,056,550	\$14,930,754
<i>Complying Development Cert. Issued</i>	7	69	\$794,501	\$7,862,828
<i>Local Activity Approvals Issued</i>	6	92	0	0

NOTING

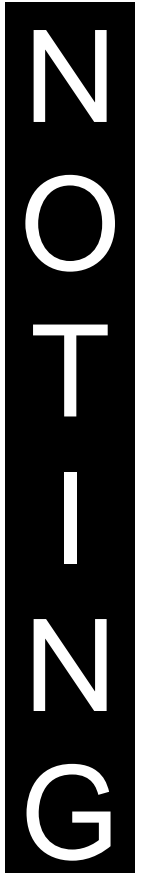
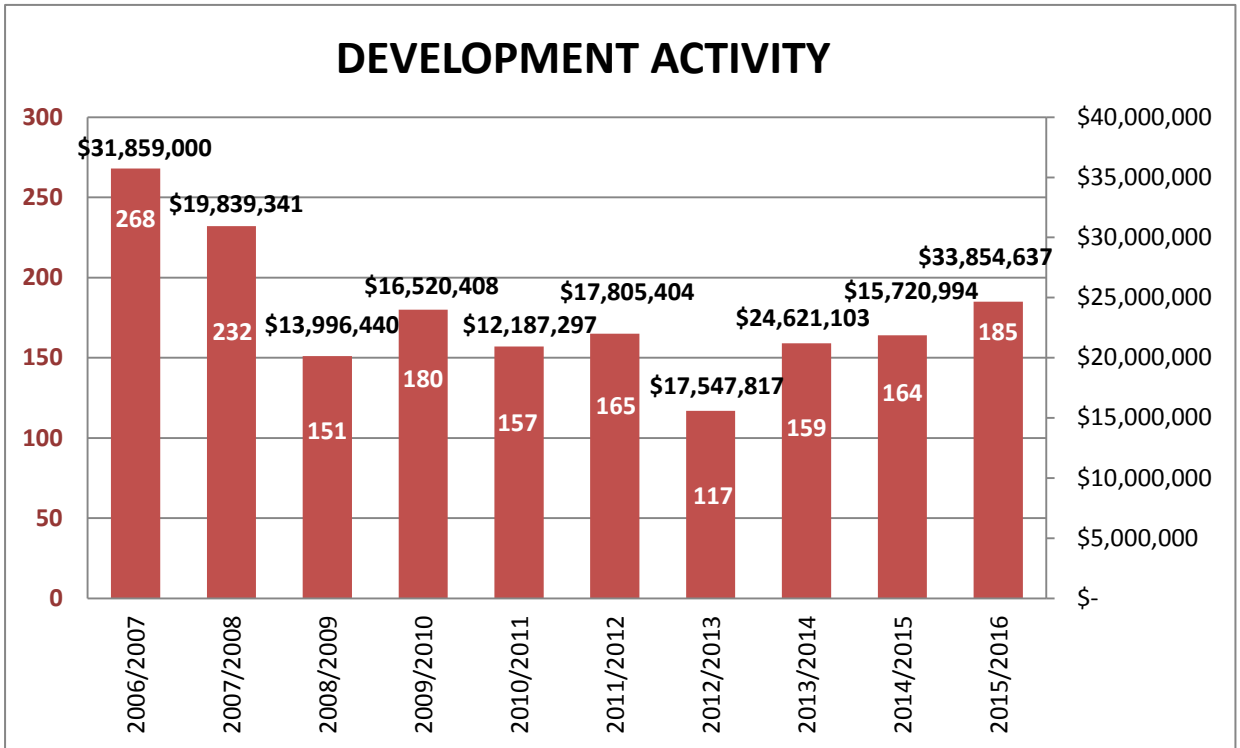
Items for Noting

OTHER CERTIFICATES ISSUED FOR MAY

	149(2) Planning Certificate		149(5) Certificate		735A Certificate Outstanding Notices or Orders under LG Act 1993		121zp Certificate Outstanding Notices or Orders under EP&A Act 1979		149(D) Building Certificate		Swimming Pool Certificate	
	May	Year Total	May	Year Total	May	Year Total	May	Year Total	May	Year Total	May	Year Total
BAROOGA	4	90	0	12	0	8	0	5	0	0	1	3
BERRIGAN	3	49	0	0	1	9	0	1	0	0	0	0
FINLEY	9	98	1	7	0	6	0	2	0	0	2	2
TOCUMWAL	7	119	1	3	1	5	0	0	0	1	1	3
TOTAL	23	356	2	22	2	28	0	8	0	1	4	8

DEVELOPMENT ACTIVITY 2015 / 2016

Items for Noting



Items for Noting

**6.2 AUSTRALIAN LOCAL GOVERNMENT
ASSOCIATION FEDERAL ELECTION
PRIORITIES****AUTHOR: General Manager****STRATEGIC OUTCOME: Good government****STRATEGIC OBJECTIVE: 2.3 Strengthen strategic relationships and
partnerships with community, business
and government****FILE NO: 14.064.1**

REPORT:

The Council, at its May 2016 meeting supported the federal Election priorities developed by the Australian Local Government Association. The Council also established its own additional priorities around reforms proposed to the “backpackers” tax and triple bottom line assessment for the Murray Darling Basin Plan.

Member for Farrar, Sussan Ley has responded to the Council’s lobbying by advising that she is happy to consider the priorities when next in conversation with her Cabinet colleagues.

Ms Ley does not advise her support or otherwise in relation to the ALGA and Council priorities.

Items for Noting

6.3 RAMROC MEETING

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

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

FILE NO: 14.099.2

REPORT:

Circulated with this agenda as Appendix H is a copy of the minutes of the RAMROC meeting held on 11th May, 2016.

Items for Noting

6.4 EMERGENCY SERVICES PROPERTY LEVY

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities

FILE NO: 25.138.1

REPORT:

The Council, at its April 2016 meeting adopted a recommendation from the Corporate services Committee *“that the Council advise the NSW Treasurer and the NSW Minister for Local Government:*

1. *it supports in principle the introduction of the Emergency Services Property Levy (ESPL)*
2. *in the interests of transparency and good government, the Emergency Services Levy should be scrapped with the ESPL increased to cover the shortfall*
3. *agreement to collect the ESPL is contingent on:*
 - a. *the Council being fully compensated for all direct and indirect costs relating to raising, collecting and remitting the ESPL,*
 - b. *the ESPL being a “charge upon the land” with liability attaching to the landholder until the charge is paid to the Council,*
 - c. *the ESPL being clearly identified on Council rate notices as a NSW Government charge.*
 - d. *Council rates having priority over the ESPL in debt recovery.”*

As a result of the Council’s resolution the NSW Treasure, Gladys Berejiklian MP has responded to the Council to the effect that:

- Implementation of the levy will be revenue neutral for the State;
- The State does not intend to increase the levy to include the Council’s emergency services levy as the ESPL is only intended to replace the unfair insurance based levy;
- The ESPL will be separately identified on rates notices as a State levy;
- The State will reimburse Council for their reasonable incurred in the collection of the ESPL levy including set up costs;
- Councils will be consulted in relation to the appropriate rules for dealing with non-payments and the priority of the debt; and

Items for Noting

- Council will not bear the cost of pensioner concessions on the ESPL.

The response is reasonably positive with the remaining issue of debt priority still to be resolved.

It is clear that the State is only considering the ESPL as replacing the insurance funded component of the overall funding of emergency services and will not increase it to cover a Council's existing contribution.

If the Council still wishes to push for this component to be included this should be through LGNSW that is represented on the working party designing the program implementation.

Committee meeting reports

7 MINUTES OF THE CORPORATE SERVICES MEETING HELD ON 1ST JUNE, 2016 IN THE COUNCIL CHAMBERS COMMENCING AT 9AM.

RECOMMENDATION – that recommendations numbered 1 to 3 inclusive of the Corporate Services Committee Meeting held on 1st June, 2016 be adopted.

1. MOSAIC – HAYES PARK, BERRIGAN

RECOMMENDATION NO. 1 that the Council:

1. add to the 2016/17 budget an amount of \$5,000 for the refurbishment of the toilet block in Hayes Park, Berrigan
2. provide support in principle to the Berrigan Conservation Group and Tidy Towns Committee of Management to install the “Better in Berrigan” mosaic on the western wall of the toilet block once refurbishment works are complete.

2. DAIRY INDUSTRY BRIEF

RECOMMENDATION NO.2 - that

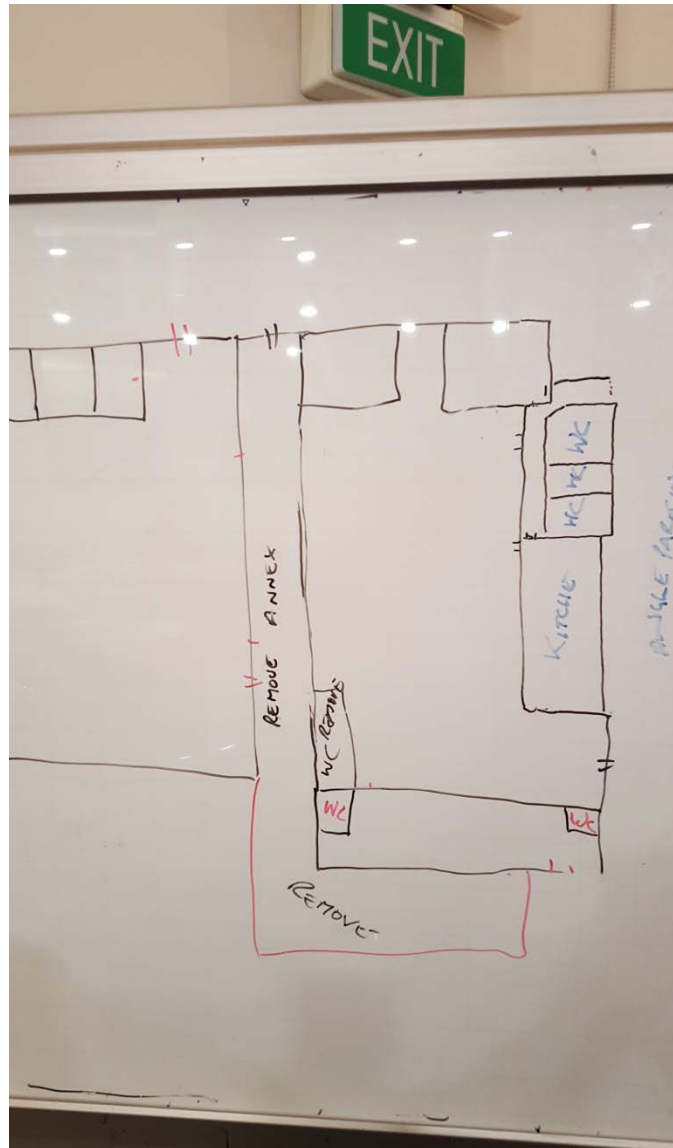
- the Council lobby Federal and NSW politicians to streamline access to Centrelink payments to dairy farmers as happens during response to natural disasters.

3. SCHOOL OF ARTS HALL REDEVELOPMENT

RECOMMENDATION NO. 3 – that

- the Council engage architects to develop new concept plans based on the drawings below and at the appropriate time separate Committees of Management for the School of Arts and the Finley War Memorial Hall be established and further that when the separate Committees of Management are formed the existing operational grant of approximately \$6,000 per annum be divided between the two Committees of Management on the basis of the School of Arts 2/3 and Finley War Memorial Hall 1/3.

Committee meeting reports



COMMITTEE

Items requiring Council Resolution

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

Items requiring Council Resolution

9. DELEGATES REPORT

RESOLUTION

Items requiring Council Resolution

10.

GENERAL BUSINESS

RESOLUTION