

PRESENT:

APOLOGIES:

DISCLOSURE OF INTERESTS

CALENDAR OF EVENTS

Calendar of Events	
July - August	
July	
2	Western NSW Mining and Resource Department Taskforce meeting
3	Indigenous Funding Employment meeting
9	T-corp meeting – Sydney
9	Meeting with Parliamentary Secretary for Transport and Roads, Mr Ray Williams – Sydney
9	Meeting with Mr Darren Bark (The Hon. Paul Toole's Chief of Staff) and Ms Katrina Carlon (Minister's Adviser) – Sydney
9	Meeting with Minister for Resources and Energy, The Hon. Anthony Roberts – Sydney
9	Meeting with the Hon. Kevin Humphries' senior policy advisor, Warwick Pelly – Sydney
10	Local Emergency Management Meeting
15	Meeting with John Williams MP
August	
4	Hostel Committee Meeting
5	Euston Beautification & Tourism Meeting
5	Tourism & Economic Development Meeting
6	Balranald Beautification Meeting

CONFIRMATION OF MINUTES

Recommendation:

That:

“The minutes of the Ordinary Meeting of Council held on Tuesday 24th June 2014 copies having previously been circulated to each Councillor be taken as read and confirmed”.

“The minutes of the Confidential Meeting of Council held on Tuesday, 24th June 2014 copies having previously been circulated to each Councillor be taken as read and confirmed”.

PRESENTATION/DELEGATIONS

Item G - 1	FAR WEST LOCAL HEALTH DISTRICT PRESENTATION
Reporting Officer	General Manager – Aaron Drenovski File 258

Purpose of Report:

To advise Council that Stuart Riley, Chief Executive, Far West Local Health District and Dr Naomi Gough, Public Health Registrar, Population Health Western and Far West LHD will be making a presentation at this meeting.

Report:

Far West Local Health District will present at the Council Meeting.

Attachments: Nil.

Budget Implications: Nil.

Recommendation: That the presentation be received.

MAYORAL MINUTE/REPORT

COMMITTEE REPORTS FOR ADOPTION

COMMITTEE & OTHER REPORTS FOR INFORMATION

DELEGATES REPORTS

NOTICES OF MOTION/RECISSION

GENERAL MANAGERS REPORTS (Incorporating all Staff Reports)

Corporate Services Division

Item C - 1	STATEMENT OF FUNDS	
Reporting Officer	Acting Director Corporate Services – Paul Squires	File 85

Purpose of Report

Funds Report for the Month Ending 30th June 2014

Report

Bank Reconciliation

Balance B/F From Previous Month		902,698.95
ADD Receipts for Month:		
Debtors	138,410.98	
Rates & Water	136,162.27	
Term Deposit Redeemed	500,000.00	
Repair Program	64,000.00	
Natural Disaster Funding	360,460.00	
Other Revenue	242,952.84	
	<u>1,441,986.09</u>	
LESS Payments for the Month:		
Contractors Plant Hire	162,554.42	
Loan Repayments	214,997.52	
BAS Return	63,080.00	
Lease Payments	21,599.71	
Term Deposit Lodged	500,000.00	
Other Payments	871,726.18	
	<u>1,833,957.83</u>	
Cash Book Balance as at End of Month		510,727.21
LESS Outstanding Deposits as at end of Month		1,608.48
ADD Unpresented Cheques as at end of Month		10,007.52
Bank Balance as at End of Month		519,126.25

Balranald Shire Council
Agenda – Ordinary Meeting – 15th July 2014

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Funds Held					
Funds	General	DWM	Water	Sewer	Combined
Bank	61,917.70	46,880.26	194,670.78	207,258.47	510,727.21
Investment	2,900,000.00	-	100,000.00	1,500,000.00	4,500,000.00
TOTAL	2,961,917.70	46,880.26	294,670.78	1,707,258.47	5,010,727.21
Restricted	1,638,500.89				1,638,500.89
Working Funds	1,323,416.81	46,880.26	294,670.78	1,707,258.47	3,372,226.32

Investment Held:			
		Bankwest	\$ 1,000,000.00
		Bendigo	\$ 1,000,000.00
		NAB	\$ 500,000.00
		Suncorp	\$ 1,000,000.00
		Westpac	\$ 1,000,000.00
			\$ 4,500,000.00

All investments shown have been made in accordance with Section 625 of the Local Government Act 1993, the regulations and council's investment policy.

Recommendation: For Information.

Item C- 2	LOAN ROLLOVERS.	
Reporting Officer	Acting Director of Corporate Services – Paul Squires	File 86

Purpose of Report

To inform Council that three loans have been refixed for a further 10 year period.

Report

Council has existing loans for the Euston Water Fund, Flood Mitigation and West Balranald Drainage which matured from their fixed rate terms on 16/06/14. Council has rolled the existing Westpac loans for a further fixed rate term of 10 years.

Budget Implications

Nil

Attachments

Nil

Recommendation

For the information of Council.

Economic & Community Development Reports

Item E - 1	ESSENTIAL ENERGY COMMUNITY SUPPORT PROGRAM – NEW YEARS EVE CELEBRATIONS	
Reporting Officer	Director of Economic and Community Development Robyn Ryan	File 094

Purpose of Report

To advise Council of funding received to provide children’s activities at the Balranald New Year’s Eve celebration in 2014.

Report

Earlier in the year Council submitted an application under the Essential Energy Community Support Program for funding to provide additional children’s activities at the Balranald New Year’s Eve celebration.

Council has been advised that the application was successful, and that \$500 has been made available to assist with this event.

Council staff has sent correspondence to the New Year’s Eve Committee to advise them of the funding and the Community Development Officer will liaise with the Committee to ensure that all funding agreement guidelines are met.

Budget Implications

Nil

Attachments

Nil

Recommendation

For the information of Council.

Item E - 2	ARTS FUNDING	
Reporting Officer	Director of Economic and Community Development – Robyn Ryan	File 94

Purpose of Report

To provide information on funding for the arts.

Report

As requested at the June meeting of Council, following is an overview on funding for the arts.

South West Arts (as detailed in their Annual Report) administer the Country Arts Support Program (CASP). CASP is a small grants program delivered on behalf of Arts NSW by Regional Arts NSW and jointly administered by the Regional Arts Boards throughout NSW. The aim of the Country Arts Support Program is to support community cultural development in regional and rural New South Wales through small grants that:

- assist locally determined community cultural activities
- increase opportunities for regionally-based groups to access a diverse range of arts programs
- enable communities to explore and express their cultural identities
- bring social and economic benefits to the community through training, employment and promotional opportunities
- lead to greater awareness and appreciation of cultural diversity.

A limited number of small grants of up to \$3,000 are available primarily for professional artists' fees, travel and accommodation. Some other costs associated with the project may be included but artists' fees and expenses are the main focus of CASP. The funding round for 2015 will open in August 2014. In previous years Balranald Arts and Craft Inc. (The Gallery) have been successful with applications under this program including the rock-recycle-rebirth workshop with well-known Recycled Metal Artist Stuart Taylor.

Another program is the Regional Arts Fund Quick Response Grants ('Quicks') offering funding of up to \$1,500 for regional artists, arts organisations and communities to respond to unique arts opportunities that present themselves at very short notice.

The program is intended to:

- Support professional development opportunities for artists and arts workers involved in community programs that will increase their knowledge, skills and experience
- Support skills and or arts development for individuals and groups in regional communities through the employment of arts and cultural workers to conduct workshops, seminars and forums.

Over the past two years Balranald Arts and Craft Inc. has been successful in securing funds to conduct various workshops including the Andrew Chapman Photographic Workshop and Exhibition. An application will be submitted shortly for a joint arts project between The Gallery and Balranald School to coincide with 5 Rivers Outback Festival in October.

Budget Implications

Nil

Attachments

Nil

Recommendation

For the information of Council

Infrastructure & Development Reports

Item I - 1	MAINTENANCE & CONSTRUCTION PROGRAM	
Reporting Officer	Director Infrastructure & Development – John Stevenson	File: 726

Purpose of Report

To provide Council with a progress report on works.

Report

1. Council Team 1

Council Team 1 is currently patrol grading Boree Plains Road. Following this the team is will commence gravel patch works on Mildura Ivanhoe Road under the Roads to Recovery program. This work may be the subject of a further Infrastructure and Development site meeting with landholders in August. Further advice will be provided at the meeting.

2. Council Team 2

Team 2 is currently patrol grading Marma / Box Creek Road. Following this the team will remain in the area and maintenance grade Turlee Leaghur Road.

3. Council Team 3

Council Team 3 is currently carrying out gravel reconstruction works on the Mildura to Ivanhoe Road under the Roads to Recovery Program, in the Clare Bank / Hartshorn area. Whilst in the area, work will extend westerly via treatment of further clay safety hazard areas towards Melton Grove intersection.

4. Market Street Reconstruction

Construction of the traffic islands is complete. Blisters and footpath section repaving is also well advanced at Mayall St. Paving at the central pedestrian crossing and We St. end will follow shortly, together with seating and a limited number of decorative green bin enclosures.

5. Miscellaneous

- Pedestrian crossings under the Access Management Plan are nearing completion.
- Tree replacement to the Bank St. median between Court and Market Streets is currently commencing.
- Anzac Park foundation works to accommodate the memorial walls, including the relocation of the canon and flag pole is underway.

Recommendation that the report be noted.

Item I - 2	CONSTRUCTION CERTIFICATES	
Reporting Officer	Director Infrastructure & Development - John Stevenson	File 600

Purpose of Report:

To advise Council of Certificates issued under delegated authority.

Report:

The following Construction Certificates, Complying Development Certificates, Section 68 Certificates and / or Notices of Determinations have been issued since the June 2014 meeting of Council.

Application	Owner/Applicant	Locality	Description
CDC 01/2015	Balranald Shire Council	24 Mayall Street, Balranald	Fire Sprinkler System
DA 38/2013-14	J & L Scholten Super Fund Pty Ltd	91 Court Street, Balranald	Shed

Recommendation: that the report be noted.

Item I - 3	TILLARA ROAD	
Reporting Officer	Director Infrastructure & Development - John Stevenson	File 712

Purpose of Report: To consider a request for the upgrade of this road.

Report: Lessee's of the Chalmers Vineyard at the south end of Tillara Rd have written to Council seeking consideration towards a higher standard of treatment for this road. See letter below.

The Chalmers Vineyard

MacFARM operates a vineyard on the Property, named the "Chalmers Vineyard".

In the course of operating the Chalmers Vineyard a number of stakeholders including employees, contractors, harvesters, grape purchasers, and other suppliers visit the Property.

There are seven houses on the property and a No of staff also live in cabins on the property.

The Chalmers Vineyard property adjoins both sides of Tillara Road.

Tillara Road

Over the past 12 months there has been traffic counts carried out on Tillara Road to provide Council with information required for decision making in regard to maintenance of the road. MacFARM has been provided with the following information by Council:

10/7/13 to 6/8/13 = 703 (26.04 vehicles per day)
16/12/13 to 6/1/14 = 326 (16.3 v.p.d)
20/1/14 to 7/4/14 = 8162 (75.57 v.p.d.)

This demonstrates that there is a reasonable high level of traffic on the road which fluctuates with the seasonal activities of the vineyard. Can you advise whether Council will upgrade the level maintenance to ensure that the road surface is of a reasonable standard?

Thank you for your assistance.

There is undoubtedly considerable traffic on this road, particularly at peak seasonal times, and this has been addressed in the past by contributions from the lessees towards maintenance grading and regular dust suppression over and above Council's normal maintenance during grape harvest.

Of recent this contribution arrangement has not been in place however Council have assisted as practically as possible by way of undertaking the periodic road maintenance close to the harvest time of the year.

Council's Rural Roads Policy broadly classifies Shire Roads in status from Local to Rural Access and then Rural Collector. A copy of this

policy is provided for Council's perusal and information. Tillara Rd is presently considered a rural access road, that is, it provides access to a number of dwellings or extensive agricultural activity, with generally all weather access.

Whilst this is not in dispute the point made by the lessees is that recent vehicle movements or use patterns have increased, hence the gravel surface is generally loose and extremely dusty.

Historically Council recognised the need for access to this intensive agricultural cluster and have upgraded the adjacent Meilman Rd to a sealed standard with rural collector status. This circumstance satisfied Chalmers access via an informal entry over Meilman and Meilman East properties for some time. It is understood that this means of access does not prevail any longer.

Council's roads maintenance budget provides for a patrol grading on an annual basis with emergency repairs only after a significant weather event. Council will also recall "dry weather only" access signage posted on gravel roads and on Councils website. The present standard maintained on Tillara Rd. matches other Shire roads.

Attachments: Nil

Budget Implications: Councils unsealed rural road maintenance budget is \$520,000 excluding the Roads to Recovery program.

Recommendation:

1. The lessees be advised that any improvements beyond the standard maintenance program would require a contribution covering the anticipated works.
2. Council consider the update and review of the Rural Roads Policy to be provided at a future Council meeting.

Item I - 4	BALRANALD WASTE DEPOT	
Reporting Officer	Director Infrastructure & Development - John Stevenson	File 415

Purpose of Report: To provide Council with an update on improvements to the site and overall management.

Report: Further to the previous report to Council regarding the Balranald Landfill Site, Councillors are advised that the following works have been completed or are currently underway:

- Alteration to domestic tipping area (develop new cell with improved and limited access within the existing litter fence)
- Completion of restoration to a relocatable site hut, (presently being located on a high point at the central landfill area)
- Discussion with the contract supervisor to provide a greater awareness on site, and police token payment for appropriate waste.
- Ordering and erection of additional signage at point of entry.
- Restoration of green waste area, and management of deposit site.
- Dangerous subsidence area near metals filled.
- Maintenance of tyre disposal site, and policing of disposal levy payments.

The domestic waste area is on-track for final filling in the next 9-12 months. This will initiate plans to establish a new cell and paper screen over the present building waste site.

Attachments: Nil

Budget Implications: \$30,000 provision in the management plan for stage 2 improvements, over anticipated running costs.

Recommendation: Council note the information in relation to the Balranald Landfill Site.

Item I - 5	NSW DEPT. PREMIER AND CABINET MINING TASKFORCE CASE STUDY VISIT	
Reporting Officer	Director Infrastructure & Development - John Stevenson	File 621

Purpose of Report: To advise of the intention of the Department to commence a taskforce and invite Council to participate, along with 4 other NSW rural councils, to form the most positive Community outcomes.

Report: Alison Morgan, Alison McGaffin and Karen Legge, Dept. of Premier and Cabinet, together with Ashley Albury, NSW Dept. of Planning, met with the General Manager and staff to discuss issues surrounding pending sand mining developments.

A Western NSW Mining and Resource Development Taskforce will work with Council (together with Narrabri, Blayney, Broken Hill and Bogan Councils) to determine how best the community can prepare, benefit and transition through the life cycle of the mining.

A range of topics discussed included:

- Road making and maintenance, and State assistance with the gravel securing process.
- Job opportunities.
- Education and training.
- Real estate and housing availability.
- Mining accommodation camp sites and community impacts / benefits.
- Opportunities for community infrastructure development.
- A varied rating category.

The meeting concluded with a firm resolve to form a taskforce to address all issues to best equip the community for impacts and realise benefits.

Attachments: Nil

Budget Implications: Nil

Recommendation: Council accept the invitation of the Western NSW Regional Co-ordinator NSW Dept. Premier and Cabinet, to participate in a Mining and Resource Development Taskforce.

Item I - 6	OFFER OF REPLICA HISTORIC AIRCRAFT	
Reporting Officer	Director Infrastructure & Development - John Stevenson	File 025

Purpose of Report: To consider an interest in pursuing the relocation of this aircraft as a tourist attraction for Balranald.

Report: Messrs Colin Jacka and Noel Camin have advised Council of the possible gift to the community of a Southern Cross replica aircraft which is presently stored as part of the property of a museum in Oakey, Queensland.

Mr Jacka's son Paul, is attached to the Swartz Barracks at Oakey and through Mr Colin Jacka suggested that if Council was interested in this gift for its future restoration and display, they should indicate their interest in writing to secure the item. See part letter below.

The Southern Cross is not owned by the museum and the current owner will need to give approval for Balranald to take loan or ownership of the Southern Cross. The Southern Cross Replica will require approximately 400 hours of work to restore the fabric that has been damaged in a hail storm. It is currently in dry storage and seems very structural. I think suitable for transport on a covered trailer. The wing sits on top in alignment with the fuselage and is on a pivot. It seems it would pivot 90 degrees into the correct position.

Initial talks with my contact at the museum was positive as the proposed use of the Replica is something that is befitting of the it. I outlined that the Replica would be on display at the Balranald tourist information centre and stored in a covered building. Please keep in mind that the replica is only a look-a-like and access should only be given to staff and not public as it would quickly deteriorate.

It seems that another party is interested in the replica but they are intending on taking it apart and only displaying sections of it. I think the Balranald proposal would be a better options for the replica

From talking to two members of the museum there appears to be a good chance that the moving of the Replica to Balranald would be a viable and worthwhile option.

Good luck

Paul Jacka

During discussions it was suggested that the Kingsford Smith association with Balranald, and the outback would be a great additional attraction. Issues such as where it could be displayed, how volunteers could be harnessed to repair the planes fabric, and erect a shelter over it would need to be considered if the project were to proceed.

The planes freight from Oakey to Balranald and immediate local storage would be the first considerations in the process. The discussion group felt that volunteer interest including this freight would be positive.

Attachments:

Nil

Budget Implications: There will be obvious costs associated with assistance to freight, repair and display materials, including weather canopy.

Recommendation: Council determine its interest in accepting this gift, and if so appoint a delegate to engage with a future working party.

General Managers Reports

Item G - 2	RATES AND CHARGES FOR 2014/2015	
Reporting Officer	General Manager - Aaron Drenovski	File 156

Purpose of Report

To formally make and levy Rates and Charges for 2014/2015

Report

Council is required to make and levy its ordinary rates and charges for each year on land in its area.

The resolution required to be adopted for this purpose is detailed in the Recommendation

Budget Implications

Nil

Attachments

Nil

Recommendation

(a) that whereas public notice has been given by advertisement published in The Sentinel newspaper on 22 May 2014, of the preparation of the Draft Operational Plan in relation to the Council's activities for the 2014/15 financial year and whereas such Draft Operational Plan has been publicly exhibited for not less than 28 days and whereas Council has considered any submissions concerning the draft operational plan and whereas operational plan presented to, amended as necessary, and **ADOPTED** at the meeting held on 24 June 2014 and whereas the ordinary rates do not exceed in the aggregate the permitted increase, the ordinary rates and special rates and the charges detailed hereafter be and hereby are made for the financial year commencing 1 July 2014

(i) a **FARMLAND – GENERAL** rate of zero point three nine eight one (0.3981) cents in the dollar on the land value of all rateable land in the area which has been categorised by the Council as **Farmland General** with dominant use being generally cropping or grazing over significant land area pursuant to Section 515 of the Local Government Act 1993, subject to a base amount of three hundred and seven dollars (\$307.00) in respect of each separate parcel with the base amount producing eleven point twenty five percent (11.25%) of the total amount of the rate levy for the Farmland General rate sub-category; and

(ii) a **FARMLAND – OTHER RURAL** rate of zero point two eight zero two (0.2802) cents in the dollar on the land value of all rateable land in the area which has been categorised by the Council as **Farmland Other Rural** to have low intensity of land use and a low economic benefit pursuant to Section 515 of the Local Government Act 1993, subject to a base amount of one hundred and forty three dollars (\$143.00) in respect of each separate parcel with the base amount producing forty four point ninety four percent (44.94%) of the total amount of the rate levy for the Farmland Other Rural rate sub-category; and

(iii) a **FARMLAND – INTENSE** rate of zero point seven six six four (0.7664) cents in the dollar on the land value of all rateable land in the area which has been categorised by the Council as **Farmland Intense** to have medium to high intensity of land use and an intermediate to major economic benefit pursuant to Section 515 of the Local Government Act 1993, subject to a base amount of three hundred and thirty two dollars (\$332.00) in respect of each separate parcel with the base amount producing thirty one point eighty seven percent (31.87%) of the total amount of the rate levy for the Farmland Intense rate sub-category; and

(iv) a **RESIDENTIAL – BALRANALD** rate of zero point four one eight six (0.4186) cents in the dollar on the land value of all rateable land in the centre of the population being the Balranald Village Zone, being land which has been sub-categorised by the Council as **Balranald Residential** pursuant to Section 516 and 529 of the Local Government Act 1993, subject to a base amount of one hundred and thirty two dollars (\$132.00) in respect of each separate parcel with the base amount producing forty seven point fifty eight percent (47.58%) of the total amount of the rate levy for the Residential Balranald rate sub-category; and

(v) a **RESIDENTIAL – EUSTON** rate of zero point two nine six five (0.2965) cents in the dollar on the land value of all rateable land in the centre of the population being the Euston Village Zone, being land which has been sub-categorised by the Council as **Euston Residential** pursuant to Section 516 and 529 of the Local Government Act 1993, subject to a base amount of one hundred and thirty one dollars (\$131.00) in respect of each separate parcel with the base amount producing forty nine point fifty four percent (49.54%) of the total amount of the rate levy for the Residential Euston rate sub-category; and

(vi) a **RESIDENTIAL – GENERAL** rate of zero point four five seven seven (0.4577) cents in the dollar on the land value of all rateable land used for residential purposes and not located within the Balranald and Euston Village Zones, being land which has been sub-categorised by the Council as **Residential General** pursuant to Section 516 and 529 of the Local Government Act 1993, subject to a base amount of eighty five dollars (\$85.00) in respect of each separate parcel with the base amount producing forty eight point zero eight percent (48.08%) of the total amount of the rate levy for the Residential General rate sub-category; and

(vii) a **BUSINESS – BALRANALD** rate of two point eight five four four (2.8544) cents in the dollar on the land value of all rateable land in the Balranald Business Area, being land which has been sub-categorised by the Council as **Business Balranald** pursuant to Section 518 and 529 of the Local Government Act 1993, subject to a base amount of three hundred and sixteen dollars (\$316.00) in respect of each separate parcel with the base amount producing twenty two point twenty seven percent (22.27%) of the total amount of the rate levy for the Business Balranald rate sub-category; and

(viii) a **BUSINESS – EUSTON** rate of one point seven one one seven (1.7117) cents in the dollar on the land value of all rateable land in the Euston Business Area, being land which has been sub-categorised by the Council as **Business Euston** pursuant to Section 518 and 529 of the Local Government Act 1993, subject to a base amount of three hundred and eighteen dollars (\$318.00) in respect of each separate parcel with the base amount producing thirteen point twenty three percent (13.23%) of the total amount of the rate levy for the Business Euston rate sub-category; and

(ix) a **BUSINESS – MINING** rate of zero point seven three three eight (0.7338) cents in the dollar on the land value of all rateable land in the area which has been sub-categorised by the Council as **Business Mining** (excluding mineral sands extraction) pursuant to Section 515 and 529 of the Local Government Act 1993, subject to a base amount of one hundred and thirty seven dollars (\$137.00) in respect of each separate parcel with the base amount producing forty point forty five percent (40.45%) of the total amount of the rate levy for the Business Mining rate sub-category; and

(x) a **BUSINESS – RURAL** rate of one point nine zero five five (1.9055) cents in the dollar on the land value of all rateable land outside of any of the Shires Residential Village Zones, being land which has been sub-categorised by the Council as **Business Rural** pursuant to Section 515 and 529 of the Local Government Act 1993, subject to a base amount of one hundred and one dollars (\$101.00) in respect of each separate parcel with the base amount producing thirty four point sixty three percent (34.63%) of the total amount of the rate levy for the Business Rural rate sub-category; and

(xi) a **BUSINESS – MINERAL SANDS EXTRACTION** rate of seven point zero two six eight (7.0268) cents in the dollar on the land value of all rateable land in the area which has been sub-categorised by the Council as **Business Mineral Sands Extraction** pursuant to Section 515 and 529 of the Local Government Act 1993, subject to a base amount of ninety nine dollars (\$99.00) in respect of each separate parcel with the base amount producing zero percent (0%) of the total amount of the rate levy for the Business Mineral Sands Extraction rate sub-category; and

(xii) a **BALRANALD RAW WATER** fixed annual access charge for each property having access to the **Balranald Raw Water Supply System**, and a **EUSTON RAW WATER** fixed annual access charge for each property having access to the **Euston Raw Water Supply System**:

all calculated in accordance with the following scale, subject to the proviso that where a property has more than one connection each connection shall be charged separately:

Connection Size	<u>Annual Charge</u>	Usage Charges (per KL)
20 mm connection	\$198.00	Tariff 1 52 cents/kl For the first 600kl/annum. Tariff 2 Above 600kl Per annum 78 cents/kl
25 mm connection	\$297.00	
32 mm connection	\$506.00	
40 mm connection	\$792.00	
50 mm connection	\$1237.00	
80 mm connection	\$3168.00	
100 mm connection	\$4950.00	

(xiii) a **BALRANALD FILTERED WATER** fixed annual access charge for each property having access to the **Balranald Filtered Water Supply System** and a **EUSTON FILTERED WATER** fixed annual access charge for each property having access to the **Euston Filtered Water Supply System**:

all calculated in accordance with the following scale, subject to the proviso that where a property has more than one connection each connection shall be charged separately:

Connection Size	<u>Annual Charge</u>	Usage Charges (per KL)
20 mm connection	\$187.00	

25 mm connection	\$280.00	Tariff 1 94 cents/kl For the first 600kl/annum. Tariff 2 Above 600kl Per annum 141 cents/kl
32 mm connection	\$478.00	
40 mm connection	\$748.00	
50 mm connection	\$1168.00	
80 mm connection	\$2992.00	
100 mm connection	\$4675.00	

(xiv) a **BALRANALD DOMESTIC SEWERAGE** fixed annual access charge for each **Residential Property** having access to the **Balranald Sewerage** reticulation mains, and a **EUSTON DOMESTIC SEWERAGE** fixed annual access charge for each **Residential Property** having access to the **Euston Sewerage** reticulation mains;

such charges being calculated in accordance with the following scale based on the size of the potable (filtered) water supply connection to the property, subject to the proviso that where a property has more than one sewer connection each connection shall be charged separately and provided further that in the event a residential property having access to the Balranald and Euston Sewerage Reticulation Mains only has a raw water connection the following scale of charges shall apply accordingly:

Connection Size	<u>Annual Charge</u>
20 mm connection	\$269.00
25 mm connection	\$420.00
32 mm connection	\$689.00
40 mm connection	\$1,076.00
50mm connection	\$1,682.00
80mm connection	\$4,306.00
100mm connection	\$6,727.00

(xv) a **BALRANALD COMMERCIAL SEWERAGE** fixed annual access charge for each **Non-Residential Property** having access to the **Balranald Sewerage** reticulation mains, and a **EUSTON COMMERCIAL SEWERAGE** fixed annual access charge for each **Non-Residential Property** having access to the **Euston Sewerage** reticulation mains

such charges being calculated in accordance with the following scale based on the size of the potable (filtered) water supply connection to the property, subject to the proviso that where a property has more than one sewer connection each connection shall be charged separately and

provided further that in the event a non residential property connected to the Balranald and Euston Sewerage Reticulation mains only has a raw water connection the Domestic Sewerage Charge shall apply.

Connection Size	Annual Charge	Usage Charges (per KL)
20 mm connection	\$228.00	15 cents/kl
25 mm connection	\$356.00	
40 mm connection	\$912.00	
50 mm connection	\$1425.00	

(xvi) a **DOMESTIC WASTE MANAGEMENT ACCESS CHARGE** of thirty dollars (\$30.00) per assessment for all rateable, unoccupied residential land to which the weekly collection service is available to, and a **DOMESTIC WASTE MANAGEMENT SERVICE CHARGE** of three hundred and five dollars (\$305.00) for all assessments which are rateable occupied residential land to which the weekly collection service is available provided that where more than one weekly bin collection service is provided to a property that charge shall be three hundred and five dollars (\$305.00) for each bin collection after the first.

(xvii) a **COMMERCIAL WASTE MANAGEMENT SERVICE CHARGE** as scheduled hereunder

Commercial & other waste management charges	Annual Charge \$ per bin
Commercial Waste Management On the basis of one weekly lift per 240litre MGB (mobile garbage bin)	\$340.00
Second and subsequent bins per weekly lift	\$340.00

(xviii) a **LIQUID TRADE WASTE CHARGE** as scheduled hereunder

Descriptions 2014/2015	2014/2015 Fee / Charge
Application Fee	Charge/Application
All Classifications	\$82.40
Application Withdrawal or Modification Fee	Charge/Withdrawal or Modification
All Classifications	Based on work completed prior to withdrawal. (percentage of application fee)

Annual Trade Waste Fee	Charge/Annum
Category 1	\$113.30
Category 2	\$113.30
Category 3	\$510.00
Food Waste Disposal Charge	Unit Charge/bed
Nursing Home	\$20.60
Hospital	\$20.60
Trade Waste Usage Charge (Category 2 Dischargers)	Unit Charge/kl
Compliant	\$1.30
Non-compliant	\$12.85
Re-inspection Fee	Charge/Inspection
All Categories	\$77.25
Approval Renewal Fee (5 Yearly)	Charge/Renewal
All Categories	\$77.25
Application for Exception of Installing Standard Pretreatment Equipment	Charge/Exception
All Categories	\$82.40
Application for Trade Waste Discharge Factor Variation	Charge/Application
All Categories	\$82.40

(xix) a EXCESS MASS AND NON-COMPLIANT EXCESS MASS CHARGE as scheduled hereunder

Substance DWE	Unit Charge \$/kg
Aluminium	0.65
Ammonia	1.84
Arsenic	63.85
Barium	31.95
Biological Oxygen Demand (BOD)	0.65
Boron	0.65
Bromine	12.80
Cadmium	294.60
Chloride	0.00
Chlorinated Hydrocarbons	31.95
Chlorinated Phenolics	1277.20
Chlorine	1.30
Chromium	21.65
Cobalt	13.00
Copper	13.00
Cyanide	63.85
Fluoride	3.20
Formaldehyde	1.30
Oil & Grease	1.15
Herbicides/defoliants	638.60
Iron	1.30
Lead	31.95
Lithium	6.35
Manganese	6.35
Mercaptans	63.85
Mercury	2123.85
Methylene Blue Active Substance (MBAS)	0.65
Molybdenum	0.65
Nickel	21.65
Nitrogen (Total Kjeldahl Nitrogen - TKN)	0.20
Organic compounds	638.60
Pesticides General (excludes organochlorines and organophosphates)	638.60
Petroleum Hydrocarbons (non-flammable)	2.15
pH Coefficient	0.35
Phenolic Compounds (non-chlorinated)	6.40

Total Phosphorus	1.30
Poly Aromatic Hydrocarbons	13.00
Selenium	45.35
Silver	1.20
Sulfate	0.15
Sulfide	1.30
Sulphite	1.40
Suspended Solids	0.80
Thiosulfate	0.28
Tin	6.35
Total Dissolved Solids	0.05
Zinc	13.00

(xx) a **INTEREST CHARGE ON OVERDUE RATES AND CHARGES** pursuant to Section 566 of the Local Government Act 1993, set at **8.5%**, the maximum rate for 2014/2015 as set by the Minister and published in the Government Gazette.

(xxi) that the General Manager cause preparation and service of rate notices for the financial year 2014/2015.

Item G - 3	DELEGATIONS	
Reporting Officer	General Manager – Aaron Drenovski	File

Purpose of Report:

Section 380 of the Local Government Act 1993 requires Council to review its delegations of authority within the first twelve months of each term.

To present to Council the Delegations of Authority in accordance with S.377 of the Local Government Act (NSW) for adoption.

Report:

The RAMROC group of General Managers enlisted the support of Kell Moore Lawyers of Albury to standardize the Council resolutions relating to Section 377 of the Local Government Act.

In accordance with S.377 of the Local Government Act (NSW) Council may by resolution delegate to the General Manager or any other person or body (not including another employee of the Council) any of the functions of the Council other than the following:

- (a) *the appointment of a general manager,*
- (b) *the making of a rate,*
- (c) *a determination under section 549 [of the Act] as to the levying of a rate,*
- (d) *the making of a charge,*
- (e) *the fixing of a fee,*
- (f) *the borrowing of money,*
- (g) *the voting of money for expenditure on its works, services or operations,*
- (h) *the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),*
- (i) *the acceptance of tenders which are required under this Act to be invited by the council,*
- (j) *the adoption of an operational plan under section 405 [of the Act],*
- (k) *the adoption of a financial statement included in an annual financial report,*
- (l) *a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6 [of the Act],*
- (m) *the fixing of an amount or rate for the carrying out by the council of work on private land,*
- (n) *the decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work,*
- (o) *the review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the Environmental Planning and Assessment Act 1979,*

- (p) *the power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194 [of the Act],*
- (q) *a decision under section 356 [of the Act] to contribute money or otherwise grant financial assistance to persons,*
- (r) *a decision under section 234 [of the Act] to grant leave of absence to the holder of a civic office,*
- (s) *the making of an application, or the giving of a notice, to the Governor or Minister,*
- (t) *this power of delegation,*
- (u) *any function under this or any other Act that is expressly required to be exercised by resolution of the council.*

A council may, by resolution, sub-delegate to the general manager or any other person or body (not including another employee of the council) any function delegated to the council by the Director-General except as provided by the instrument of delegation to the council.

The delegations of Council will remain in force until they are revoked or amended by a resolution of Council.

The Council notes that the General Manager may delegate his or her powers, authorities, duties and functions at his or her discretion. The General Manager's delegations to Staff will be undertaken following adoption of the General Managers Delegations and will be reviewed periodically in accordance with the structure adopted by the General Manager.

The attached delegations are in a standard format adopted across Council's in New South Wales.

All Council delegations are subject to the following limitations:

1. The delegated power, authority, duty or function being performed in accordance with Council Policy;
2. The delegated power, authority, duty or function being performed in accordance with the Law.

Attachments: Delegations of Authority. The attachment includes a Preamble, Introduction, Delegation to Mayor, Delegation to the General Manager and Glossary of Terms under separate cover.

It should be noted that a review of the Charter/Constitution of Council S.355 Committees will be required in order to update their delegations.

Budget Implications: There are no direct budget implications. The delegations allow for the efficient and effective operation of the Council.

Recommendation:

1. That Council adopt the Delegations of Authority as attached in accordance with s.377 of the Local Government Act (NSW)
2. That a review of the Charter for each of Council's s.355 Committees be undertaken in consultation with the Committees in order to determine requirements for further delegations.

Item G - 4	LGNSW CONFERENCE		
Reporting Officer	General Manager – Aaron Drenovski	File 25	

Purpose of Report

To advise Councillors of the forthcoming LGNSW Conference.

Report

The 2013 LGNSW Annual Conference will be held in Coffs Harbour between Sunday 19 October and Tuesday 21 October 2014. A copy of the draft program is attached for information. Accommodation is available near the venue at a reasonable rate.

If Council wishes to be represented at the Conference there is an opportunity for early bird registrations if they are submitted by 8 September 2014. Full early bird registrations are \$880. Standard registrations are \$990.

Budget Implications

Funds are available from the Conferences vote.

Recommendation

That Council attend the Congress and nominate its delegates.

Item G - 5	FUTURE OF BALRANALD MAGISTRATES COURT	
Reporting Officer	General Manager – Aaron Drenovski	File

Purpose of Report:

To advise Council of a response from the Minister.

Report:

There have been a number of reports to Council on the future of the Balranald Magistrates Court. Council has provided in the 2014/2015 Budget \$360,000 to remodel the ex-baby health care centre into a Magistrates Court.

As part of a visit to Sydney by the Mayor and General Manager a meeting with the Attorney General the Hon Brad Hazzard MP was sought. In the meantime a letter has been forwarded via the Member for Murray Darling concerning the magistrate's court. The correspondence from the Minister indicates that he is not supportive of the proposal of a new Court House with increased financial obligations for the Department.

The Minister has asked the Department to work with the Chief Magistrate to determine if the operations can be transferred elsewhere.

Attachments: Letter from Minister.

Budget Implications: Nil.

Recommendation: For the information of Council.



The Hon Brad Hazzard MP
Attorney General
Minister for Justice

Mr John Williams MP
Member for Murray-Darling
228 Cressy Street
DENILIQUIN NSW 2710

IM13/32426

Dear Mr Williams

Thank you for your recent representation on behalf of Mr Chris Littlemore, General Manager, Balranald Shire Council in relation to the local court facility at Balranald.

I note that Balranald Shire Council proposes to transfer the court and its registry to a renovated and vacant local building. Council would meet the costs the refurbishment in exchange for a 20-year lease with the Department of Justice.

Following the receipt of your letter my Department conducted an analysis of the Council's proposal together with a review of workload trends and client service needs in Balranald and its surrounding communities.

I am advised that workload of the Court and its registry has reduced by fifty percent over the last few years, with the downward trend in court sittings expected to continue. For example, thirty percent of the existing offences relate to the operations of a safety camera and these are expected to substantially decrease now that the camera is to be removed. Further reductions in client needs are anticipated when the Council assumes control of the Government Access Centre (GAC) in the near future.

Consideration has been given to the need to deal with matters when police refuse bail. The Registrar is authorised to undertake bail reviews/determinations in the absence of a Magistrate.

There are very few repeat offenders appearing at Balranald. The majority of repeat offences over the years have been by juveniles but they have not been appearing before Balranald Court as adults.

Civil filings at Balranald are also very low (on average ten per year). There was a slight increase during 2012/13 but these have been filed electronically rather than at the registry counter. The Local Council has not undertaken any debt recovery in recent years.

Aside from work generated from court days, there was an average of three face-to-face enquiries per day when the registry is open. Most of these could have been

dealt with over the phone, through on-line filing or were a GAC enquiry. The other inquiries were to witness a statutory declaration as a Justice of the Peace. The Justice of the Peace website lists 20 other qualified people in Balranald.

The results indicate that the Council's proposal for a 20-year commitment with a substantially increased financial obligation is not a viable proposal for the Department or the taxpayer.

I do, however, understand that the Council finds the current arrangements with the court and registry to be inconsistent with its own needs for the building.

In the circumstances I have asked the Department to work with the Chief Magistrate to determine if the operations can be transferred elsewhere. The Department will liaise with Council as those arrangements are developed.

Should Mr Littlemore require further information, Mr Michael Talbot, Assistant Director General, Court and Tribunal Services at the Department of Police and Justice can be contacted on (02) 8688 6334 or by email at michael_talbot@agd.nsw.gov.au.

Yours sincerely



BRAD HAZZARD MP
Attorney General

2 JUL 2014

Item G - 6	OPERATIONAL PLAN 2014/15	
Reporting Officer	General Manager – Aaron Drenovski	File 156

Purpose of Report

To provide Council with the Operational Plan 2014/15

Report

The Council at its meeting held on 24 June 2014 resolved to adopt the Draft Operating Plan as presented with 11 amendments as recorded in the report and a further \$3000 towards the Murrumbidgee Fishing Classic Log Cabin Ramp.

These amendments have now been included in the Operational Plan in accordance with the resolution of Council.

A full copy of the adopted Shire of Balranald Operational Plan is attached for information purposes.

Attachments

A full copy of the Operational Plan 2014/15 under separate cover.

Budget Implications

The summary document indicates a General Fund surplus of \$4,179.

Recommendation

That the information be noted.

Item G – 7	CORRESPONDENCE	
Reporting Officer	General Manager - Aaron Drenovski	File

Purpose of Report:

To advise Council of recent correspondence of interest.

Report:

1. Media Release from John Williams

Budget Implications:

Nil

Attachments:

Copies of correspondence as listed above.

Recommendation

That the correspondence be noted.

NATIONALS

JOHN WILLIAMS, MP
MEMBER FOR MURRAY-DARLING

MEDIA RELEASE
10 July 2014

“FIXING COUNTRY ROADS - LOCAL ROADS AND BRIDGES” SURGES AHEAD WITH EXPRESSIONS OF INTEREST

The Member for Murray-Darling, John Williams, has today called for Expressions of Interest (EOI) from Council/Shires in the electorate, for Fixing Country Roads - a \$37.5 million Restart NSW initiative targeted at improving our local roads, connecting our towns and unlocking our economic potential.

“With the volume of freight forecast to nearly double over the next twenty years, “Fixing Country Roads - Local Roads and Bridges” complements what is already underway in regional NSW, and targets roads and bridges in local communities to make sure our transport and freight network supports regional producers, growers and business,” John Williams said.

“More than 100 regional councils are eligible to apply, including the councils in the Murray-Darling Electorate

“This is great news for regional NSW, and for the people of the Murray-Darling Electorate.

“Regional NSW has been looking forward to more infrastructure funding, and programs such as “Fixing Country Roads - Local Roads and Bridges” are essential for local towns to grow and prosper.

“Fixing country bridges and roads will mean significantly fewer vehicle movements through country towns and provide councils and communities with much needed capital for the development of infrastructure projects to suit their unique local conditions.

“Industry support and collaboration is particularly important, and I call upon local industry bodies to assist councils with access to key data, including business needs analysis, freight movements, co-contribution and operating limitations.”

“Priority will be given to local projects that are well developed, with planning and environmental approvals well advanced so construction can begin in the 2014-15 financial year,” John Williams said.

The NSW Government is determined to rebuild regional NSW, and despite the challenges facing the NSW economy at present, it is investing in vital infrastructure to improve freight productivity and safety in regional areas.

Unlocking economic benefits will remove 35 million vehicle-km from freight each year and save the State \$170 million in social and environmental costs over the next 20 years.

“Fixing Country Roads - Local Roads and Bridges” projects will be assessed on four program criteria, as outlined in the “Fixing Country Roads - Local Roads and Bridges” Expressions of Interest Guidelines. The Guidelines are available at freight.transport.nsw.gov.au

Balranald Shire Council
Agenda – Ordinary Meeting – 15th July 2014

Expressions of Interest for “Fixing Country Roads - Local Roads and Bridges” will close on **Monday, 4 August 2014**. Shortlisted proposals will be invited to submit a full application and the successful projects will be announced late 2014.

Item G - 8	ACTION REPORT MAY 2014 - COUNCIL MEETING	
Reporting Officer	General Manager – Aaron Drenovski	File 120

Purpose of Report:

to bring forward for Councillors information the Action Report with actions taken on previous council resolutions.



BALRANALD SHIRE COUNCIL
ACTION SHEET

JUNE 2014

MINUTE	DIRECTOR/ FILE NO	<u>SUBJECT</u>	<u>DATE</u> <u>INITIATED</u>	<u>COMMENTS</u> <u>CURRENT</u> <u>STATUS</u>
06.14.3892	DCS	Have GST Certificate signed	24/7/2014	signed
06.14.3893	DECD	Arrange Donation \$5000 to Five Rivers Festival Committee	3/7/2014	Correspondence sent
06.14.3894	DECD	Endorse skate park concept and park location, investigate concrete and steel options	3/7/2014	Letter of confirmation sent to funding body. HBO investigating skate park options
06.14.3895	DECD	Arrange for \$3000 contribution towards fireworks for New Year's Eve Committee	3/7/2014	Correspondence sent
06.14.3899	DID	Arrange for Keeping of Animals to be inserted into the policies		
06.14.3900	DID	Note approval of Cristal Mining Development. Have legal assistance towards this development finalised		
06.14.3901	DID	Advise J&T Turner of DA35/13-14 approval and conditions		
06.14.3902	DID	Obtain internal quote for construction of ramp into Fishing Club log cabin.		
06.14.3904	DID	Arrange for Common Seal to be affixed to the Digital Television Service Transition Deed		
06.14.3905	DID	Note the pending commencement of legal roads network project & consent to the closing of duplicated public roads where applicable.		
06.14.3906	GM	Insert the variations into the 2014/15 Operational Plan and		
06.14.3907	GM	Affix Council seal to Caltex Service Station lease		
06.14.3908	GM	Have Draft Donations & Financial Assistance Policy put on public Display for 28 days.		

Balranald Shire Council
Agenda – Ordinary Meeting – 15th July 2014

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06.14.3912	DID	Approach Regional Manager RMS regarding water pipes under the bridge to Malcolm Street		
06.14.3914	DID	Place Euston Riverside public Reserve concept design on public exhibition, Report back to August Meeting		
06.14.3915	DID	Arrange for purchase of Kubota mower parts to the value of \$2200 for Balranald Golf Club Committee.		

Item G – 9	QUESTIONS WITHOUT NOTICE	
Reporting Officer	General Manager - Aaron Drenovski	File 030

Cr Cooke	The grass growing up between the trees at the Turandurey St Park needs removing. Can this be attended to?	
	Can truck companies and other organisations be contacted regarding the viability or need for a transport hub?	
	South West Arts Annual Report – Does Balranald have any applications in?	
Cr Jolliffe	Is there any progress yet on the appointment of someone into the Ranger position?	
Cr Byron	Can consideration be put towards NRMA membership for Council vehicles?	
	Can a grant be considered for a boat ramp below the weir at Euston?	
Cr Barnes	Can a letter be sent to Mr Humphries regarding feedback on the Lake Benanee Petition?	
	Can more regular information be given to Councillors regarding Council matters i.e. staff? Maybe in an email, once a week in dot point format?	
Cr Campbell	Can the barriers on the footpath near the Theatre Royal be cleared?	
	Can the broken board on the dance floor at the Theatre Royal be fixed or replaced prior to the Deb Ball?	
	Dumping of tyres at tip. Where is tip management report up to?	
	Demolition of house – where was the material disposed of?	Report back to Council
	Main Street – B.V. O’Haire staff are unable to enter the driveway from across the street. Why is the centre island over the driveway?	

CLOSED MEETING - CONFIDENTIAL MATTERS