

**EXTRAORDINARY MEETING OF THE EDWARD RIVER COUNCIL HELD IN  
THE COUNCIL CHAMBERS JUNE 29, 2017 AT 9AM**

**PRESENT**

Administrator Mr Ashley Hall

**COUNCIL STAFF PRESENT:**

Mr Adam McSwain, General Manager, Mr Mark Dalzell, Acting Director Infrastructure, Mr John Harvie, Director Mrs Caroline Wallis, Director Corporate Services, Mrs Belinda Perrett Executive Assistant

**GALLERY MEMBERS: 1**

**GUESTS: Nil**

**CHAIRMANSHIP OF MEETING:**

The Administrator, Mr Ashley Hall, chaired the meeting.

**INTERPRETATION:**

In these Minutes "the Council" means the Edward River Council

**DECLARATION OF MEETING OPEN:**

The Administrator, Mr Ashley Hall, formally declared the meeting open at 12.30pm.

**LEAVE OF ABSENCE: Nil**

**DECLARATIONS OF INTEREST: Nil**



**109/17 SUBJECT: AUSTRALIAN EDUCATION SOCIETY CHINA TRIP**

**FROM: GENERAL MANAGER  
Adam McSwain**

**RESOLUTION:**

That Council accepts the invitation for Administrator Mr Ashley Hall, to lead an educational exchange group to Guizhou Province on Monday July 3, 2017.

On the motion of the Administrator

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**110/17 SUBJECT: IMPLEMENTATION OF NEW ORGANISATION AND FILLING OF ALL POSITIONS BELOW MANAGER LEVEL**

**FROM: GENERAL MANAGER  
Adam McSwain**

**RESOLUTION:**

That Council approve the proposed final organisation structure and the appointment process for filling all positions below Manager level.

On the motion of the Administrator

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**111/17 SUBJECT: LOCAL ADVISORY COMMITTEE AND IMPLEMENTATION ADVISORY GROUP**

**FROM: GENERAL MANAGER  
Adam McSwain**

**RESOLUTION:**

That Council:

1. Formally disband the Local Advisory Committee on 30 June 2017, as per the original agreement
2. Formally disband the Implementation Advisory Group on 30 June 2017, as per the original agreement



3. Acknowledge the support and significant role that the Local Advisory Committee and Implementation Advisory Group has played in establishing Edward River Council
4. Reassign the former Local Advisory Committee members to each of the following sub-committees of Council as community representatives:

<b>Sub Committee of Council</b>	<b>Delegates</b>
Edward River Council Local Traffic Committee	Andrew Howley
	Sue Taylor
	Don Henderson
<b>s.355 Community Committees of Council</b>	
Edward River Council Municipal Band Committee	Andrew Howley
	Lindsay Renwick
Edward River Council Floodplain Risk Management Advisory Committee	Jeff Shand
Cemetery Advisory Committee	Sue Taylor
Edward River Council Tidy Towns Committee	Pat Fogarty
Edward River Council Heritage Committee	Andrew Howley
	Pat Fogarty
Memorial Park Users Advisory Committee	Andrew Howley
	Pat Fogarty
	Norm Brennan
Community Safety and Crime Prevention Advisory Committee	Norm Brennan
	Sue Taylor
Edward River Council Airport Advisory Committee	Jeff Shand
	Peter Connell



# Edward River COUNCIL

	Sue Taylor
Edward River Users Group	Jeff Shand
Edward River Council Community Garden	Jeff Shand
<b>Appointment of Council Delegates to Other Organisations</b>	
Werkitya Kalpal Edward River Council & District Indigenous Working Party	Pat Fogarty
South West Music	Andrew Howley
	Lindsay Renwick
Central Murray Regional Library Committee	Lindsay Renwick
	Don Henderson
South West Arts Project	Andrew Howley
	Nick Metcalfe
Murray Valley Industry Park Management Committee	Jeff Shand
	Peter Connell
Murray Darling Association	Jeff Shand
	Peter Connell
Zone Bushfire Management Committee	Jeff Shand
NSW Rural Fire Service Liaison Committee (Mid Murray Zone)	Jeff Shand
	Mac Wallace
Floodplain Risk Management Committee	Jeff Shand
Nyerna Edward River Council Reconciliation Committee	Andrew Howley
	Pat Fogarty



# Edward River COUNCIL

Edward River Country Education Fund	Peter Connell
Edward River Council Business Promotions Agency	Peter Connell
Long Paddock Committee	Peter McCrabb
Booororban Landscaping Committee	Peter McCrabb
Wanganella Landscaping Committee	Peter McCrabb
	Mac Wallace
Natural Resource Management Committee	Norm Brennan
Conargo Village Landscaping Development	Norm Brennan
	Bernard Clancy
Mayrung Landscaping Committee	Nick Metcalfe
Social Cultural and Heritage Planning	Bernard Clancy
Edward River Council Promotional Advisory Committee	Jeff Shand
Roads & Maritime Services District Consultative Committee	Don Henderson
Blighty Landscaping Committee	Don Henderson
Billabong Yanco Creek System Project	Mac Wallace
Pretty Pine Landscaping Committee	Norm Brennan
<b>Hall Committees</b>	
Blighty Hall Committee	Don Henderson
Booororban Hall Committee	Peter McCrabb



# Edward River COUNCIL

Conargo Hall Committee	Bernard Clancy
Mayrung Hall Committee	Nick Metcalfe
Pretty Pine Hall Committee	Norm Brennan
Wanganella Hall Committee	Mac Wallace

On the motion of the Administrator

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**112/17 SUBJECT: ANNUAL STATEMENT OF REVENUE 2017-2018**

**FROM: FINANCIAL ACCOUNTANT  
Kris Kershaw**

## **RESOLUTION**

That Council adopts the Rates and Charges and the Annual Statement of Revenue for the 2017-2018 financial year. Council received 1 (one) submission in relation to the Revenue Policy. The following Rates and Charges resolutions, if adopted, implement the Council's intended rating model to achieve an overall permissible increase to Ordinary Rates income of 1.50% (as per IPART rate peg). The increase in annual charges has been set at CPI increases, on a cost recovery basis or at statutory rates.

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. No changes have been made in respect of Council's Ordinary Rates, Water, Sewer, Stormwater Charge and Domestic Waste Charges.

### **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 1<sup>st</sup> July 2017 to the 30<sup>th</sup> June 2018, shall now be made by resolution:

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.009811 cents per dollar of land value on all rateable land with a base rate of \$413.00 per property within Deniliquin Township area sub-categorised as **DENILIQUN RESIDENTIAL**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.007980 cents per dollar of land value on all rateable land with a base rate of \$413.00 per property within the Deniliquin Rural Residential local government area sub-categorised as **DENILIQUN RESIDENTIAL RURAL**.

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**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.014083 cents per dollar of land value on all rateable land with a base rate of \$338.00 per property within Deniliquin sub-categorised as **DENILIQIN RESIDENTIAL MIXED DEVELOPMENT**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.003925 cents per dollar of land value with a **MINIMUM RATE** of \$446.00 per property on all rateable land within Conargo, Wanganella, Boorooban, Blighty and Pretty Pine sub-categorised individually as **CONARGO RESIDENTIAL**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.026458 cents per dollar of land value on all rateable land with a **MINIMUM RATE** of \$512.00 per property within the Deniliquin Township area sub-categorised as **DENILIQIN BUSINESS**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.026758 cents per dollar of land value on all rateable land per property within the Deniliquin Township area sub-categorised as **DENILIQIN BUSINESS MIXED DEVELOPMENT**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.003925 cents per dollar of land value on all rateable land per property with a **MINIMUM RATE** of \$446.00 within the former Conargo Council area sub-categorised as **CONARGO BUSINESS**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of .0.009699 cents per dollar of land value on all rateable land per property within the former Deniliquin Council local government area sub-categorised as **DENILIQIN FARMLAND DRY**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.012675 cents per dollar of land value on all rateable land per property within the former Deniliquin Council local government area sub-categorised as **DENILIQIN FARMLAND IRRIGABLE**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.004598 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **CONARGO FARMLAND DRY**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.006158 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND LOW MIL IRRIGATION**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.006943 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND HIGH MIL IRRIGATION**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.005339 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND LOW MURRAY/MURRUMBIDGEE**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.007462 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND HIGH MURRAY/MURRUMBIDGEE**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.005262 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND MURRUMBIDGEE GROUNDWATER**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.008863 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND MURRAY GROUNDWATER**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.008332 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND PRIVATE SCHEME IRRIGATION**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.004785 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND LOW COLEAMBALLY IRRIGATION**.

**IT IS HEREBY RECOMMENDED** – that Council make and levy an Ordinary Rate of 0.006967 cents per dollar of land value and a **MINIMUM RATE** of \$446.00 on all rateable land per property within the former Conargo Shire Council local government area sub-categorised as **FARMLAND HIGH COLEAMBALLY IRRIGATION**.



**IT IS HEREBY RECOMMENDED** – that Council make and levy a Promotion Levy to the Business Category for \$201.00 per annum per rateable Business property as a Special Rate within the Deniliquin Township sub-categorised as **BUSINESS**.

The following table summarises the Rates for the 2017-2018 financial year.

<b>Category</b>	<b>Base Amount \$</b>	<b>Ad Valorem cents in the \$</b>	<b>Minimum Rate \$</b>
Deniliquin Residential	413.00	0.009811	
Deniliquin Residential Rural	413.00	0.007980	
Deniliquin Residential Mixed Development	338.00	0.014083	
Conargo Residential		0.003925	446.00
Deniliquin Business		0.026458	512.00
Deniliquin Business Mixed Development		0.026758	
Conargo Business		0.003925	446.00
Deniliquin Farmland Dry		0.009699	
Deniliquin Farmland Irrigable		0.012675	
Conargo Farmland Dryland		0.004598	446.00
Conargo Farmland Low MIL Irrigation		0.006158	446.00
Conargo Farmland High MIL Irrigation		0.006943	446.00
Conargo Farmland Low Murray/Murrumbidgee		0.005339	446.00
Conargo Farmland High Murray/Murrumbidgee		0.007462	446.00
Conargo Farmland Murrumbidgee Groundwater		0.005262	446.00
Conargo Farmland Murray Groundwater		0.008863	446.00
Conargo Farmland Private Scheme Irrigation		0.008332	446.00
Conargo Farmland Low Coleambally Irrigation		0.004785	446.00
Conargo Farmland High Coleambally Irrigation		0.006967	446.00
Deniliquin Business Levy	201.00		

## **WATER FUND for the FORMER DENILIQUN COUNCIL**

### **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 1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018, shall now be made by resolution:

**IT IS HEREBY RECOMMENDED – PURSUANT TO THE PROVISIONS OF Section 501 OF THE Act That Council MAKE AND LEVY Water Access Charges** on all properties in accordance with the **Rating and Revenue Policy 2017-2018**

- **for all Rateable Properties**

### **Filtered Water**

- **for all Residential Properties in the former Deniliquin Council area**

A compulsory annual fixed charge of **\$341.50** be made and levied for availability to the filtered water supply system (known as the **Filtered 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 in the area sub-categorised as **RESIDENTIAL**

A Filtered Water usage charge of **\$0.95 per kilolitre** charged for the first 0-800 kilolitres used then stepped to **\$1.35 per kilolitre** for water usage over 801 kilolitres in the area sub-categorised as **RESIDENTIAL**

- **for all Non- Rateable Properties**

A compulsory annual fixed charge of **\$41.50** be made and levied for availability to the filtered water supply system (known as the **Filtered 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 in the area sub-categorised as **RESIDENTIAL**

A Filtered Water usage charge of **\$0.95 per kilolitre** charged for the first 0-800 kilolitres used then stepped to **\$1.35 per kilolitre** for water usage over 801 kilolitres in the area sub-categorised as **RESIDENTIAL NON-RATEABLE.**

- **for all Non Residential Properties**

A compulsory annual fixed charge of **\$286.50** be made and levied for availability to the filtered water supply system (known as the **Filtered 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 in the area sub-categorised as **NON RESIDENTIAL.**

A Filtered Water usage charge of **\$1.35 per kilolitre** in the area sub-categorised as **NON RESIDENTIAL**.

### **Raw Water**

- **for all Residential Properties**

A compulsory annual fixed charge of **\$171.00** be made and levied for availability to the raw water supply system (known as the **Raw 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 in the area sub-categorised as **RESIDENTIAL**.

A Raw Water usage charge of **\$0.70 per kilolitre** charged for raw water usage in the area sub-categorised as **RESIDENTIAL**.

- **for all Non- Rateable Properties**

A compulsory annual fixed charge of **\$171.00** be made and levied for availability to the raw water supply system (known as the **Raw 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 in the area sub-categorised as **NON RATEABLE RESIDENTIAL**.

A Raw Water usage charge of **\$0.70 per kilolitre** charged for raw water usage in the area sub-categorised as **NON RATEABLE RESIDENTIAL**.

A compulsory annual fixed charge of **\$171.00** be made and levied for availability to the raw water supply system (known as the **Raw 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 in the area sub-categorised as **NON RATEABLE NON RESIDENTIAL**.

A Raw Water usage charge of **\$0.70 per kilolitre** charged for raw water usage in the area sub-categorised as **NON RATEABLE NON RESIDENTIAL**.

- **for all Community Land**

A Raw Water usage charge of **\$0.05 per kilolitre** charged for raw water usage in the area sub-categorised as **COMMUNITY LAND**.

**Access Charges are determined by the connection size as follows: -**

Type	Size	Filtered or Raw Access Charge
Non Residential Service	25mm	\$464.00
Non Residential Service	32mm	\$599.00
Non Residential Service	40mm	\$764.00
Non Residential Service	50mm	\$970.50
Non Residential Service	80mm	\$1,720.00
Non Residential Service	100mm	\$2,132.00
Non Residential Raw Water	20mm	\$341.50

### **FORMER CONARGO SHIRE COUNCIL WATER CHARGES**

A compulsory annual access charge of **\$95.00** be made and levied for availability to the Non-Potable Water Supply at Conargo, Wanganella and Boorooban and a usage charge of \$0.65 per kilolitre. A Connection fee to the main supply charge is levied at \$300.00.

### **SEWER FUND for the FORMER DENILQUIN COUNCIL**

#### **- 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 Charges**, for the availability of the service, on each rateable assessment on land within the designated sewerage supply areas.

**IT IS HEREBY RECOMMENDED** – that pursuant to the provisions of Section 501 of the Act, that Council make and levy **Sewerage Supply Charges**, for the availability of the service, on each rateable assessment on land within the designated sewerage supply areas as follows:

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A compulsory annual fixed charge of **\$822.00** be made and levied for availability to the sewerage supply system (known as the **Sewerage 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 in the area sub-categorised as **RESIDENTIAL**.

A compulsory annual fixed charge of **\$822.00** be made and levied for availability to the sewerage supply system (known as the **Sewerage 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 in the area sub-categorised as **NON RATEABLE RESIDENTIAL**.

A compulsory annual fixed charge of **\$822.00** be made and levied for availability to the sewerage supply system (known as the **Sewerage 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 in the area sub-categorised as **NON RATEABLE NON RESIDENTIAL**.

A compulsory annual fixed charge of **\$822.00** be made and levied for availability to the sewerage supply system (known as the **Sewerage 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 in the area sub-categorised as **NON RESIDENTIAL**.

A compulsory annual fixed charge of **\$411.00** be made and levied for all properties within a seventy-five (75) meter radius from a Low Pressure Sewer System. 50% of this charge paid will be credited against Headworks Charges when the property connects to a Council Sewer System.

#### **DOMESTIC WASTE MANAGEMENT CHARGE for the FORMER DENILIKUIN COUNCIL**

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

**IT IS HEREBY RECOMMENDED** – that the charge, for the period **1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018**, 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:

- Domestic Waste Collected - **\$343.50** made for the availability of one bin per property for the Category **RESIDENTIAL** and **NON RESIDENTIAL**.
- Domestic Waste Collected - **\$334.50** for each additional bin per property including flats (Charged per flat).
- Domestic Waste Uncollected - **\$82.00** made on **RESIDENTIAL VACANT LAND**.
- Domestic Waste Uncollected - **\$82.00** made on non-residential Business where other arrangements for Waste Collection have been made.

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

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

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

- **\$25.00** be made and levied, for the period **1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018**, 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
- **\$25.00** be made and levied, for the period **1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018**, on each parcel of urban state property that is liable for the charge, whether the works or service is either provided or proposed to be provided.

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

**IT IS HEREBY RECOMMENDED –** that in accordance with the provisions of Section 566 of *the Local Government Act, 1993*, that the **interest rate** to apply to overdue rates and charges for the period **1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018**, will be charged at **7.50%** per annum on a daily basis.

**INTEREST ON OVERDUE DEBTORS**

**IT IS HEREBY RECOMMENDED –** The **interest rate** to apply to overdue **DEBTORS** for the period **1<sup>st</sup> July 2017 to 30<sup>th</sup> June 2018**, will be charged at **7.50%** per annum on a daily basis.

**FEES AND CHARGES**

**IT IS HEREBY RECOMMENDED –** that the Fees and Charges advertised be adopted with the following amendments:

- Amend the credit card surcharge fee for Council over the counter transactions from 1.00% down to 0.60%;
- Amend the credit card surcharge fee for DEFT payments from 1.30% to 1.50%. This is as per Macquarie Bank DEFT Payer Product Disclosure Statement (24 March 2017).



**113/17 SUBJECT: ADOPTION OF THE EDWARD RIVER COUNCIL OPERATIONAL PLAN 2017-2018**

**FROM: FINANCIAL ACCOUNTANT  
Kris Kershaw**

**ATTACHMENTS:** Submissions received from:  
1. Deniliquin Sports Stadium  
2. Deniliquin Rams Football and Netball Club  
3. Mr John MacKnight.

**RESOLUTION:**

That Council, having received three (3) submissions as at close of business on the 19 June 2017 to be considered, adopts the *Edward River Council Draft Operational Plan 2017-2018* as follows: -

- **the Edward River *Draft Operational Plan 2017-2018* and budget – Section 1 – as advertised and including variation for the inclusion of:**

Variation Description	Budget Surplus Net Effect	Net Variance Amount
Opening draft 2017/18 budget surplus		\$97,640
Councillor induction training	Decrease	(\$40,000)
Employee benefits and on-costs due to organisation structure been finalised	Decrease	(\$83,860)
Merger Funds: Confirmation of budget for employee redundancies from merger funds. Move from Materials and Contracts to Employee Costs	Decrease	\$500,000
Reallocation of merger funding in relation to above. Move from Materials and Contracts.	Increase	(\$500,000)
Reserve adjustment for Plant Fund employee costs – funded from reserve balance	Increase	\$3,440
Library: Murray River Council contribution revised	Decrease	(\$7,715)



Library: Book capital purchases were incorrectly listed as \$15,000 budget	Decrease	(\$20,000)
Library: Net reserve movement because of Library adjustments above	Increase	\$26,115
Library: Depreciation change due to overstatement	Increase	\$83,000
Library: Depreciation change due to overstatement – not funded	Decrease	(\$83,000)
Land acquisition for land development for aged care project	Decrease	(\$400,000)
Reserve allocation for land acquisition	Increase	\$400,000
Corp Services: Reduction in bank charges budget. Incorrectly overstated.	Increase	\$10,000
Corp Services: Increase in financial assistance grant funding allocation due to reimplementation of indexation	Increase	\$49,440
Donation: Finalisation of Council's donation listing	Increase	\$7,500
Emergency Services: Confirmation of NSW Fire & Rescue contribution	Decrease	(\$6,535)
Emergency Services: Confirmation of NSW Rural Fire Service contribution	Decrease	(\$830)
Emergency Services: Confirmation of NSW Fire & Rescue contribution	Increase	\$2,000
Insurance premiums for sports grounds. Original budget overstated	Increase	\$10,000
Town Planning: Additional budget allocation for open spaces plan	Decrease	(\$20,000)
<b>Total Budget Surplus</b>		<b>\$27,195</b>

- **the *Proposed Annual Statement of Revenue – Section 2 - as advertised***;
- **the *2017/2018 Proposed Fees & Charges as amended – Section 3***
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- **That Council write to the three (3) submitters advising of the outcome of their request**

On the motion of the Administrator

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**114/17 SUBJECT: AMENDED INVESTMENT REPORT AS AT 30 April 2017**

**FROM: FINANCIAL ACCOUNTANT  
Kris Kershaw**

**RESOLUTION:**

That Council:

1. Note and receive the amended Report on Investments totaling \$39,423,436 inclusive of cash at bank for day-to-day operations;
2. Note that actual interest received for the month of April 2017 was \$20,594;
3. Note that accrued interest earned to 30 April 2017 but not yet received was \$552,286.

On the motion of the Administrator

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**115/17 SUBJECT: INVESTMENT REPORT AS AT 31 May 2017**

**FROM: FINANCIAL ACCOUNTANT  
Kris Kershaw**

**RESOLUTION:**

That Council:

- 1 Note and receive the Report on Investments totaling \$42,870,464 inclusive of cash at bank for day-to-day operations;
- 2 Note that actual interest received for the month of May 2017 was \$75,689;
- 3 Note that accrued interest earned to 31 May 2017 but not yet received was \$609,857.

On the motion of the Administrator

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**116/17 SUBJECT: DEVELOPMENT APPLICATION 16/17 – Multi Arts Centre –  
Extension of amenities area for upgrade to kitchen.**

**FROM: ACTING DIRECTOR ECONOMIC DEVELOPMENT AND BUSINESS  
Julie Rogers**

**REPORT BY: TOWN PLANNING OFFICER  
Shavaun Tasker**

**RESOLUTION/s:**

The development 16/17 for the extension of the amenities area for upgrades to the kitchen on Lot 1, Section 208, DP758913, 46-58 Edwardes Street, Deniliquin dated 24 March 2017 as shown on plan numbered DA16/17#1 and described in details accompanying the Development Application be **APPROVED** in accordance with section 80(1) of the Environmental Planning and Assessment Act 1979 and subject to the following conditions:

**Conditions of Consent:**

**1. General / Miscellaneous**

1.1 The development shall take place in accordance with the approved plans and documentation, including any notations marked by Council thereon, as referenced in Schedule 1 - List of approved plans attached to DA No. DA16/17#1, and the conditions of consent.

Reason: To clarify the extent of the consent.

1.2 An application for a Construction Certificate is to be submitted to and approved by Council or an accredited Private Certifier prior to any building work commencing. The construction certificate plans are to be consistent with the approved development consent and shall include detailed plans and specifications to demonstrate compliance with the provisions of the National Construction Code Volume 1 2016 - Building Code of Australia (BCA).

Reason: Prescribed condition under the Environmental Planning and Assessment Act and Regulations.

1.3 The essential fire safety measures as per the attached schedule, or as otherwise determined by the Principal Certifying Authority upon assessment of the Construction Certificate, are to be installed in or on the site of the proposed building to comply with

the requirements of the National Construction Code Volume 1 - Building Code of Australia 2016.

Prior to the issue of an occupation certificate the owner must cause the Council to be given a fire safety certificate in relation to each essential fire safety measure. The fire safety certificate is to state in relation to each essential fire safety measure implemented in the building or on the land on which the building is situated:

- a) that the measure has been assessed by a person (chosen by the owner of the building) who is properly qualified to do so and
- b) that at the date of assessment of the measure was found to be capable of functioning to at least the minimum standard required by the Schedule attached to the Construction Certificate.

Note: The owner is responsible for maintenance of the essential fire safety measure for the life of the structure. Annual Fire Safety Statements must be submitted to Council within each twelve-month period from the date of the initial fire safety statement certifying the maintenance standard of the essential fire safety measure installed on the property.

Reason: This is a requirement of Clause 153 of the Environmental Planning & Assessment Regulations.

1.4 All internal fit out of the food premises and associated equipment must be constructed to comply with Australian / New Zealand Food Standards Code Standard 3.2.3 – Food Premises and Equipment and AS 4674-2004 Construction & fit out of food premises. The ongoing operation and maintenance of the food premises must be carried out in accordance with the requirements of the Food Act 2008 & Regulations there under and the Food Standards Code.

Reason: To provide for compliance with the requirements of the Food Act 2008 & Regulations thereunder.

1.5 **Prior to the commencement of works** the applicant is to obtain a Trade Waste Approval from Council.

Reason: To comply with Councils Trade Waste Policy.

1.6 To ensure the trade waste discharge meets the acceptance criteria outlined in the Liquid Trade Waste Approval, approved pre-treatment equipment (screening) must be installed, inspected and commissioned prior to the commencement of the use.

Reason: To comply with trade waste requirements.

1.7 All storm water from the roof of the proposed building, including the overflow from any rainwater tank, if any, is to be discharged via the existing storm water drainage system and piped to the street gutter.

Reason: To ensure adequate disposal of storm water in a manner that is not going to cause nuisance to adjoining properties and will not impact on existing buildings on site.

- 1.8 The proposed addition to the building is to match the existing workmanship, material and colour scheme in accordance with the Heritage Advisors approval.

Reason: To comply with the requirements of Council's Heritage Advisor.

## **2 Prior to issue of construction certificate**

- 2.1 Prior to the issue of the construction certificate an application for approval pursuant to Section 68 of the Local Government Act, 1993 to carry out water supply, storm water and sewerage works is to be lodged with Council. The approval under Section 68 of the Local Government Act, 1993 is to be obtained prior to any works commencing on site.

Reason: To ensure compliance with the Local Government Act 1993.

- 2.2 Prior to issue of the Construction Certificate details of the fit out for the food preparation areas, complying with the Australian / New Zealand Food Standards Code and AS4674 - 2000 is to be submitted and approved by Council with all works to be undertaken in accordance with the approved plans.

Reason: To ensure compliance with the Food Standards Code and AS4674-2000.

## **3 Prior to commencement of works**

- 3.1 The erection of the building the subject of this development consent **MUST** not be commenced until:

(a) detailed plans/specifications of the building have been endorsed with a construction certificate by:

- (i) the Council, or
- (ii) an accredited certifier, and

(b) the person having the benefit of the development consent:

- (i) has appointed a principal certifying authority, and
- (ii) has notified the Council of the appointment, and

(c) the person having the benefit of the development consent has lodged a notice of commencement form with Council. This is to be lodged at least two days prior to commencing the building work.

Reason: These are requirements of the Environmental Planning and Assessment Act and associated Regulations.

- 3.2 The erection of the building the subject of this development consent must not be commenced until the person having the benefit of the development consent has lodged a notice of commencement form with Council as the Principal Certifying Authority for the work. This is to be lodged at least two days prior to commencing the building work.

Reason: These are requirements of the Environmental Planning and Assessment Act and associated Regulations.



- 3.3 Prior to any works being undertaken in the road reserve a road opening permit is to be obtained from Council.

Reason: To ensure compliance with the Roads Act, which requires the road authority to give permission for an activity within the road reserve.

- 3.4 Prior to the commencement of works, the principal contractor is to ensure that the site has been appropriately protected and secured by a fence or hoarding to prevent access from the street and to prevent the possibility of any unauthorised access in accordance with WorkCover requirements.

Reason: To protect the safety of the public by restricting unauthorised access to the land.

#### 4 During construction

- 4.1 The structure(s) are to comply with the relevant requirements of the Building Code of Australia and the Environmental Planning and Assessment Act 1979.

Reason: This is a prescribed condition of the Environmental Planning & Assessment Act 1979 to ensure compliance with the Building Code of Australia.

- 4.2 **The following inspections are required for 48 hours notice is to be given to Council or an accredited certifier to enable an inspection to be conducted.**

- a) at the commencement of building work, and
- b) after excavation for and prior to the placement of, any footings, and
- c) prior to pouring any in-situ reinforced concrete building element, and
- d) prior to covering of the frame work for any floor, wall, roof or other building element
- e) Prior to covering all hot and cold water plumbing and sanitary plumbing and drainage.
- f) prior to waterproofing in any wet areas, and
- g) prior to covering any storm water drainage connections, and
- h) after building work has been completed and prior to any occupation certificate being issued in relation to the approval.

**Please note that failure to comply with this condition may result in the Occupation Certificate not being granted.**

Reason: To ensure compliance with the Environmental Planning and Assessment Act, 1979 & associated Regulation and Council requirements.

- 4.3 The builder / developer is to provide on-site waste bins for waste materials generated during construction and a bin with a tight-fitting lid for food scraps or they are to remove waste from the site to an EPA approved waste depot on a daily basis.

Reason: To protect public health and protect the amenity of the area.



- 4.4 The hours of operation for demolition or building works on the site shall be limited to the daylight hours, between 7.00am and 6.00pm Monday to Friday inclusive, 8.00am and 5.00pm Saturdays. No work shall be carried out on Sundays and Public Holidays without the prior written consent of the Council.  
Reason: To ensure compliance with the requirements of the Protection of the Environment Operations Act 1997 and Regulations.
- 4.5 Any spoil deposited on public roads during the cartage of materials from or to the site shall be removed on the same day. The cartage of spoil shall cease, as directed by Council, if the Council determines that excessive deposition of spoil onto the road is taking place.  
Reason: To ensure erosion control measures have been implemented.
- 4.6 All excavations and backfilling associated with the erection or demolition of a building must be executed safely and in accordance with appropriate professional standards.  
All excavations associated with the erection or demolition of a building must be properly guarded and protected to prevent them from being dangerous to life or property.  
Reason: This is a prescribed condition of the Environmental Planning and Assessment Regulation 2000.
- 4.7 If the work involved in the erection or demolition of a building:
- (i) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
  - (ii) involves the enclosure of a public place, a hoarding or fence must be erected between the work site and the public place.
- If necessary, an awning / fence is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place. The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place.
- Any such hoarding, fence or awning is to be removed when the work has been completed.  
Reason: This is a prescribed condition of the Environmental Planning and Assessment Act 1979.
- 4.8 A sign must be erected in a prominent position on any work site on which work involved in the erection or demolition of a building is being carried out:
- (i) Showing the name, address and telephone number of the principal certifying authority for the work, and
  - (ii) Showing the name for the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
  - (iii) stating that unauthorised entry to the work site is prohibited.



Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work had been completed.

Reason: This is a prescribed condition of the Environmental Planning and Assessment Act 1979.

**5 Prior to occupation certificate**

5.1 The use of the building is not to commence until such time as an “Occupation Certificate” is issued by Council / the Principal Certifying Authority responsible for the work.

Reason: This is a requirement of the Environmental Planning and Assessment Act 1979.

5.2 Work as executed drawings of the sewer alignment is to be submitted to the Council on completion of all work.

Reason: To ensure Council has a true and accurate record of the development.

5.3 Prior to the issue of a Final Occupation Certificate any damage to kerb and gutter, road surfaces, infrastructure or landscaping outside of the property boundary that is a result of the proposed work, must be reinstated at total cost to the person having the benefit of the consent and to the satisfaction of Edward River Council.

Reason: To ensure that all Council assets located outside the property boundaries are maintained.

5.4 Prior to Occupation of the Development a Trade Waste Agreement is to be signed by the owner(s) of the premises and Council.

Reason: To ensure compliance with Council Trade Waste Policy.

**6. General Terms of Approval – Office of Environment & Heritage (Heritage Division)**

6.1 Development must be in accordance with:

a) Architectural drawing with no author, no reference number or date, as listed below:

Drawing No	Title	Date	Rev
Project name: Extension to 1990’s amenities building for new kitchen			
Un-numbered	Proposed alterations to amenities building at Multi Arts Centre, Cressy St Deniliquin	undated	-



- b) Statement of Heritage Impact – Application to extend the kitchen area and alter store at amenities block adjacent to the Multi Arts Centre, Cressy St Deniliquin by Noel Thomson March 2017.

**Except as amended by the following conditions of approval.**

6.2 Archaeology

- a) The Applicant shall submit a baseline historical archaeological assessment prepared by a suitably qualified and experienced historical archaeologist with the section 60 application.
- b) This baseline assessment should identify whether relics or local or state significance may be located in the vicinity of the proposed extension of the amenities building and harmed by this activity. The assessment should identify whether appropriate mitigation measures or alteration of the design should occur based on the significance of the relics which may be present.
- c) If the baseline assessment identifies that relics may be harmed by the proposed works, the section 60 application should also be supported by the name of a nominated excavation director suitable to satisfy the Heritage Council of NSW's Excavation Director Criteria for the proposed activity and significance level. If the baseline assessment identifies relics are likely to be present and may be harmed, the section 60 application should also be supported by an Archaeological Research Design and Excavation Methodology undertaken by a suitably qualified and experienced historical archaeologist as part of the section 60 application.
- d) Following the receipt of the baseline assessment, the Heritage Council of NSW or its delegate reserves the right to issue additional archaeological conditions to manage the archaeology. Matters such as (but not limited to) preparation of an archaeological excavation methodology and research design, fieldwork methodology, artefact analysis and final reporting may be included as part of these archaeological conditions.  
Reason: To manage the historical archaeological resource within the subject site.

6.3 Aboriginal Objects

Should any Aboriginal 'objects' be uncovered by the work, excavation or disturbance of the area is to stop immediately and the Office of Environment & Heritage is to be informed in accordance with Section 89A of the *National Parks and Wildlife Act 1974* (as amended). Works affecting Aboriginal 'objects' on the site must not continue until the Office of Environment and Heritage has been informed. Aboriginal 'objects' must be managed in accordance with the *National Parks and Wildlife Act 1974*.

Reason: This is a standard condition to manage any Aboriginal cultural heritage within the subject site.





6.4 Compliance

- a) Officers of the Environment and Heritage, Heritage Division are to be permitted entry to the site at any time as a condition of this approval and may photograph, take samples or request records in relation to any aspects of the approved activity.
- b) The Applicant and the nominated Heritage Consultant may be required to participate in random audits of Heritage Council approvals to confirm compliance with conditions of consent at any time.

Reason: Standard conditions to ensure that works are being completed to the standards and requirements in the submitted documentation and approval conditions.

6.5 Section 60 Application

An application under section 60 of the *Heritage Act 1977* must be submitted to and approved by the Delegate of the Heritage Council of NSW prior to work commencing.

Reason: Approval is required under the *Heritage Act 1977* following the issue of General Terms of Approval under s91 of the *Environmental Planning and Assessment Act 1979*.

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**117/17 SUBJECT: DEVELOPMENT APPLICATION 31/17 – 2 LOT SUBDIVISION FOR LEASE PURPOSES**

**FROM: ACTING DIRECTOR ECONOMIC DEVELOPMENT AND BUSINESS  
Julie Rogers**

**RESOLUTION:**

The development 31/17 for a two lot subdivision for lease purposes of Lot 1 DP262203 and Lot 102 DP756335, Todds Lane, Deniliquin dated 24 May 2017 as shown on plan numbered DA31/17#1 and described in details accompanying the Development Application be **APPROVED** in accordance with section 80(1) of the Environmental Planning and Assessment Act 1979 and subject to the following conditions:

**Conditions of Consent:**

**1. GENERAL/ MISCELLANEOUS**

- 1.1 The development shall take place in accordance with the plans and documentation submitted with the application and referenced in Schedule 1 - List of approved plans attached to DA No. 31/17.

Reason: To clarify the extent of the consent.



- 1.2 **PRIOR TO THE RELEASE OF THE SUBDIVISION CERTIFICATE**, proof that phone and electricity services are available on each allotment is to be provided to Council.

Reason: To ensure adequate services are available to each allotment.

- 1.3 Submission of a Subdivision Certificate application and title plan documents for the endorsement of the General Manager (or delegate) prior to the lodgement with Land and Property Information Services and that Council affix the seal.

Reason: To enable separate land titles to be issued for the proposed lots.

On the motion of the Administrator

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**118/17 SUBJECT: OPEN SPACE/PUBLIC SPACE STRATEGIES**

**FROM: DIRECTOR ECONOMIC AND BUSINESS DEVELOPMENT**  
**John Harvie**

**RESOLUTION/S:**

That Council:

1. Appoint Liesl Malan Landscape Architects to undertake the public space strategy for a cost of \$49 330 GST exc;
2. Appoint MAK Planning to undertake the open space strategy for a cost of \$69 695 GST exc;
3. Appoint Mrs Felicity Michael, Mrs Mari Drennan, Mrs Kelli Crossley and Mr Frank White to the Open and Public Space Strategic Working Group;
4. Extend an invitation to the Deniliquin Business Chamber for one representative to join the Open and Public Spaces Strategic Working Group; and
5. Allocate an additional \$20 000 GST exc to the 17/18 budget for the preparation of the open and public space strategies.

On the motion of the Administrator

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**119/17 SUBJECT: DENILIQUN LOCAL ENVIRONMENTAL PLAN 2013 – PLANNING PROPOSAL 7 (KYALITE STABLES)**

**FROM: DIRECTOR ECONOMIC AND BUSINESS DEVELOPMENT**  
**John Harvie**

**RESOLUTION/s:**

That Council:

- 1 Forward the report in accordance with section 59 of the Environmental Planning and Assessment Act for the rezoning of Lots 2 and 3 DP562598 and Lot 1 DP



- 2 1121183 being 21701 – 21703 Riverina Highway, Deniliquin to the Department of Planning and Environment and request that the amendment to the Deniliquin Local Environmental Plan 2013 be drafted and made.
- 3 Prepare an amendment to the Deniliquin Development Control Plan 2016 to include planning controls for Lots 2 and 3 DP562598 and Lot 1 DP 1121183 being 21701 – 21703 Riverina Highway, Deniliquin in accordance with section 74C of the Environmental Planning and Assessment Act.
- 4 Publicly exhibit the amendment to the Deniliquin Development Control Plan 2016 for Lots 2 and 3 DP562598 and Lot 1 DP 1121183 being 21701 – 21703 Riverina Highway, Deniliquin in accordance with Part 3 Division 2 of the Environmental Planning and Assessment Regulation 2000.
- 5 Receive a further report on the amendment to the Deniliquin Development Control Plan for Lots 2 and 3 DP562598 and Lot 1 DP 1121183 being 21701 – 21703 Riverina Highway, Deniliquin upon completion of the public exhibition.

On the motion of the Administrator

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**120/17 SUBJECT: PROPOSED SOLAR FARMS**

**FROM: ACTING DIRECTOR ECONOMIC AND BUSINESS DEVELOPMENT  
Julie Rogers**

**RESOLUTION:**

That Council note this report on the proposed solar farms for 'Tarleigh Park', 260 Parfreys Road , Blighty and 'Currawarra' 1385 Mayrung Road, Mayrung

On the motion of the Administrator

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**121/17 SUBJECT: DRAFT TOWN PLANNING POLICY 5.12 CONTAMINATED LAND  
MANAGEMENT POLICY**

**FROM: DIRECTOR ECONOMIC DEVELOPMENT AND BUSINESS  
John Harvie**

**RESOLUTION:**

That Council adopt the draft Town Planning Policy 5.12 – Contaminated Land Management Policy.

On the motion of the Administrator

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**122/17 SUBJECT: ENVIRONMENTAL SERVICES REPORT  
(May 2017)**

**FROM: DIRECTOR ECONOMIC DEVELOPMENT AND BUSINESS  
John Harvie**

**RESOLUTION**

That Council note the information in the Environmental Services report for May 2017.

On the motion of the Administrator

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**123/17 SUBJECT: PROPOSED SENIOR HOUSING PROJECT**

**FROM: DIRECTOR ECONOMIC AND BUSINESS DEVELOPMENT  
John Harvie**

**RESOLUTION:**

That

1. Council consider a report on this matter while the meeting is closed to the public as it contains information that is considered confidential pursuant to Section 10A(2) (c) of the Local Government Act 1993 as it relates to information that may, if disclosed, confer a commercial advantage on a person with who the council is conducting (or proposes to conduct) business.
2. It is considered the public Interest in preserving the confidentiality of information outweighs the public interest in maintaining openness and transparency in Councils decision making as publishing confidential information may impact on the willingness of third parties to conduct business with Council in the future.

On the motion of the Administrator

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**124/17 SUBJECT: DENILQUIN PONY CLUB CROSS COUNTRY HORSE  
TRIALS – SPECIAL EVENT**

**FROM: ENGINEERING AND COMPLIANCE OFFICER  
Simone Tonkin**

**RESOLUTION**

That Council endorse the approval of the Pony Club Cross Country Horse Trials Special Event Application.

On the motion of the Administrator

**125/17 CLOSED COUNCIL**

On the motion of the Administrator (Mr A. Hall)

1. That council resolve into closed council to consider business identified.
2. That pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the: business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
3. That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required under section 11(2) of the Local Government Act 1993.
4. public interest in preserving the confidentiality of information outweighs the public interest in maintaining openness and transparency in Council decision making, as it may prejudice Council's position in its negotiations.

Council closed its meeting at 9.43am and the public and staff left the Chambers.

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**126/17 OPENING OF MEETING TO THE PUBLIC**

On the motion of the Administrator

That Council move out of closed Council and into Open Council at 9.46am.

The following resolutions of council, while the meeting was closed to the public, were read to the meeting by the Administrator.

- 128/17** That Council allocate additional funding in the 2017/18. The funds are to come from existing reserves.
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**Meeting closed at 9.46am**