

**WENTWORTH SHIRE COUNCIL**  
**ORDINARY MONTHLY MEETING**  
**WEDNESDAY 18<sup>th</sup> OCTOBER, 2006**

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**MINUTES OF THE ORDINARY MEETING HELD AT THE COUNCIL  
CHAMBERS, WENTWORTH ON WEDNESDAY, 18<sup>th</sup> OCTOBER, 2006,  
COMMENCING at 9.00am**

**COUNCILLORS:** Margaret Thomson (*Mayor*), Peter Crisp (arrived 9.08am), Jim Macri, Sue Nichols, Cherie Ribarits, Brian Wakefield, Warren Ward and Bill Wheeldon.

**STAFF:** Mr Michael Boyd (*General Manager*)  
Mr John Webb (*A/g Director Infrastructure & Assets*)  
Ms Terri Maguire (*Director Corporate & Community Services*)  
Mr Ken Ross (*Director Development & Environment*)  
Mrs Jill Davidson (*Minutes Clerk*)

**APOLOGIES:** Cr. Mark King

*Moved Crs. Macri and Ward that the apology of Cr. King be received and noted.*

**CARRIED**

**APPLICATIONS FOR LEAVE**

Councillor Crisp advised that due to his previous announcement of his candidacy for the Victorian State Elections in November, that an application for leave of absence for the November Council meeting be considered by Council.

*Moved Crs. Wheeldon and Nichols that Councillor Crisp's application for leave of absence from the November 2006 Council meeting be accepted and noted.*

**CARRIED**

**OPENING OF MEETING AND PRAYER**

**1. PETITIONS AND MEMORIALS**

## 2. CONFIRMATION OF MINUTES

### 2.1. CONFIRMATION OF MINUTES OF ORDINARY COUNCIL MEETING HELD WEDNESDAY 20<sup>th</sup> SEPTEMBER, 2006

*Moved Crs. Ward and Wakefield that the minutes of the Ordinary Council Meeting held Wednesday 20<sup>th</sup> September, 2006 be adopted.*

**CARRIED**

### 2.2. CONFIRMATION OF MINUTES OF ANNUAL STATUTORY MEETING HELD WEDNESDAY 20<sup>th</sup> SEPTEMBER, 2006

*Moved Crs. Wheeldon and Wakefield that the minutes of the Annual Statutory Meeting held Wednesday 20<sup>th</sup> September, 2006 be adopted.*

**CARRIED**

## DECLARATIONS OF CONFLICT OF INTEREST

*Councillor Wheeldon declared a conflict of interest in DA39/06 in item 9.1 as it is currently being considered by the Development & Environment Department due to the involvement of a direct relative in the applicant company.*

## 3. CHAIRMAN'S REPORT

### 3.1 APPOINTMENTS BY MAYOR FOR SEPTEMBER, 2006 (File S268)

Date	Conference/Appointment
1 <sup>st</sup> September	Presentation of congratulatory letter and certificate to Mr & Mrs McPherson for their 50 <sup>th</sup> Wedding Anniversary.
2 <sup>nd</sup> September	Tour of Sunraysia –Merbein to Wentworth leg. Bike Festival Wentworth in conjunction wit the Tour of Sunraysia Bike Race.
4 <sup>th</sup> September	6.30pm Annual General Meeting of the Wentworth Regional Tourism Inc. PS Coonawarra.
6 <sup>th</sup> September	2pm Wentworth Ladies RSL Auxiliary- Wentworth Tennis Club – Cr Nichols attended on behalf of the Mayor.
7 <sup>th</sup> September	Indigenous Employee of the Year Award Dinner – Grand Hotel Mildura
8 <sup>th</sup> September	Meeting with Deputy Mayor and General Manager re Organisational Review
9 <sup>th</sup> September	Official Opening of the Mungo Festival Presentation to Mr Harold White on his retirement after 34 years of involvement with the Wentworth Tennis Club.
11 <sup>th</sup> September	Meeting with Mr John Kleem, with Deputy Mayor and General Manager.
12 <sup>th</sup> September	Meeting with the Committee and Board Members of the Darling Matilda Way Sustainable Region Advisory Committee.

13 <sup>th</sup> September	Mayoral Meeting – Council Meeting Room
14 <sup>th</sup> September	Meeting with Mr Geoff Seymour and Mr Grant Maynard concerning the future of the student exchange with Azai Junior High.
18 <sup>th</sup> September	Pre-Annual Statutory Meeting
20 <sup>th</sup> September	Annual Statutory Meeting Monthly Council Meeting Annual General Meeting of the Sunraysia Rural Counselling Service
21 <sup>st</sup> September	5.00pm LMDCMA Industry Networking Event – Cr Wakefield attended on Mayor's behalf 5.30pm. LaTrobe University Review
22 <sup>nd</sup> September	Opening of the Pooncarie Boat Ramp – Mayor and General Manager
24 <sup>th</sup> September	Mainstreet Music Market in Wentworth
25 <sup>th</sup> September	6.00pm Civic Reception for the Artists of the Country Music Festival – Council Chambers
27 <sup>th</sup> September	4.00pm Meeting with Father Don Gunn re St Francis Xavier School 5.30pm MRCC Civic Reception for the artists of the Country Music Festival – Mildura Arts centre Foyer
28 <sup>th</sup> September	1.00pm Meeting with Environmental Photographer at Thegoa Lagoon 4.30pm Mainstreet Events Committee Meeting
29 <sup>th</sup> September	11.00am National Police Remembrance Day Service – Salvation Army Citadel –Etiwanda Ave Mildura – Mayor
30 <sup>th</sup> September	5.30pm Country Music Awards Presentation Mildura Arts Centre

#### RECOMMENDATION

That the report be received and noted.

*Moved Crs. Nichols and Macri that the recommendation be adopted.*

**CARRIED**

#### **4. NOTICES OF MOTION**

#### **5. DELEGATES REPORTS**

##### **5.1. REPORT ON MURRAY DARLING ASSOCIATION 62<sup>ND</sup> CONFERENCE AND ANNUAL GENERAL MEETING HELD 21<sup>ST</sup> & 22<sup>ND</sup> SEPTEMBER 2006 IN BARHAM (File S204-5)**

##### **REPORT SUBMITTED BY COUNCILLOR BILL WHEELDON**

The 62nd Conference and Annual General Meeting of the Murray Darling Association was held on the 21<sup>st</sup> and 22<sup>nd</sup> of September at the Barham Service Club. I travelled together with Cr Mark King.

The conference was opened by Cr Ken Trewin, Mayor of Wakool Shire who really gave the South Australians a rocket for wasting water and letting it go out to sea, when that water could be used to greater national advantage in the Murray Irrigation Area and the Riverina. The

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Murray Darling Commission was mentioned as not performing terribly well which got the Conference off to a flying start.

Ms Sussan Ley, Federal Member for Farrer, spoke well about Government initiatives, none of which will make it rain or help irrigators much. She took the credit for introducing the cap on licenses.

Mr. Murray Treseder, a land valuer based in Swan Hill spoke on water sales and what they would do to municipality rate bases. He reckoned land with the water sold from it, would be devalued by 20% which surprised us as we thought it would be a lot more than that.

Dr Wendy Craik, Chief Executive of the Murray Darling Basin Commission spoke on climate change. She mentioned that there had been two other five-year periods. In 1900 and 1940, which were as bad or worse, so if the climate was getting warmer it was doing it gradually and all forms of water, saving should be encouraged.

The most interesting speaker was Myles Treseder, Chairman, of the Community Advisory Committee, Murray Darling Basin Ministerial Council. He said there was a lot more work being done on the Darling and ways to increase the flows in it.

Mark and I went over in the Lower Murray Darling Catchment Management Board car, we both thought the Conference was worthwhile and we should continue with our membership with the Murray Darling Association.

The Murray Darling Basin receives 6.1% of the National rainfall and produces 30% of the gross national product.

During the Conference we met and talked with a number of attendees from numerous Councils and it would seem, they like us, are having trouble with the various centralised planning authorities.

Respectfully submitted, Cr. Bill Wheeldon.

***Moved Crs. Wheeldon and Macri that the report be received and noted.***

**CARRIED**

***Councillor Crisp arrived for the meeting at 9.08am***

## **5.2. DARETON WATERFRONT DEVELOPMENT (File S107)**

### **REPORT SUBMITTED BY COUNCILLOR WARD**

As per Council's decision on Item 8.3 of the September 2006 meeting, I along with Roy Harvey (Operations) and Des Robertson (Parks & Gardens) met on site at the Dareton Boat Landing with Directors and Management of the Coomealla Memorial Sporting Club - Margaret Sprague (President), Chris Casey and Gary Harding Directors and Craig Muir General Manager.

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As a result of that meeting it was requested by the Club Directors that the \$60,000 allotted for the beautification and repairs of the landing of which the Coomealla Club has given \$15,000 be used only for the repairs to the landing and requested that Council commence work on the beautification of the surrounding area as soon as possible as a separate issue.

After discussion with Roy Harvey and Des Robertson, it is believed that the beautification could be completed for an approximately cost of \$10,000. Water would be supplied from the Coomealla Golf Course.

This beautification work is a matter of urgency to the township of Dareton as the area in question is an eyesore for visitors both by river and road and there has never been any works carried out in the past by the Council in this area. The ratepayers of Dareton deserve value for money and should have something done to beautify their area of the Shire as have other areas, i.e. Gol Gol and Wentworth.

The beautification works can be designed and completed by Des Robertson as soon as possible. This will not interfere with the landing works which can proceed once funding has become available.

#### RECOMMENDATION

That a budget variation be approved by Council to allot an extra \$10,000 required to carry out the beautification works to the Dareton Wharf area and surrounds.

*Moved Crs. Ward and Wakefield that the recommendation be adopted.*

**CARRIED**

### **5.3. SUNRAYSIA MALLEE ECONOMIC DEVELOPMENT BOARD REPORT (File S**

#### REPORT SUBMITTED BY COUNCILLOR JIM MACRI

On Wednesday 11<sup>th</sup> October, 2006 I attended the SMEDB Board and Annual General Meeting. A few points of interest have been summarised.

Mildura is poised to sign significant trade deals with Vietnam. A complex trade pact between Mildura and Ho Chi Minh (formerly Saigon) is at the forefront of discussions to be held at a meeting scheduled in mid November, 2006. A delegation of three persons, John Irwin Chairman of SMEDB, Eddie Warhurst Mayor Mildura Rural City Council and Phil Pearce Chief Executive Officer, Mildura Rural City Council are scheduled to travel to Vietnam to meet on the 18<sup>th</sup> November, 2006 with ministry of trade delegates. The purpose of this forum is to further discuss a proposal to create an experienced local trade group who can identify local products that fit the requirements of the Vietnamese and to implement strategies to facilitate a buyer/seller protocol.

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The Vietnamese also wish to explore the possibilities of exporting to Mildura, those products which are required by local horticultural industries at a better than comparable price. These could be in fertilizers, sprays, packaging, vine covers etc.

With a population of 80 million in Vietnam the business leaders who have met with the Board are confident that there is a growing demand at the high end of the market.

It is believed the best way to overcome many of our existing problems is to find new markets. The meetings held so far with the Vietnamese have been far reaching and give rise to many existing opportunities for all our local industries ranging from wine and honey, to olive oil and salt. We have already introduced key industry leaders to the Vietnamese delegations and the feedback has been very positive.

The North-South rail link was also discussed. The Federal Government's White Paper promotes rail connectivity between major regional cities, and as such the board has been working quietly and effectively to bring about the North-South rail link to expand the region's infrastructure and connectivity. As a result of this Board's lobbying, the Federal Government has now placed the proposed line as part of the national grid and committed 50% of funding to the cost benefit analysis to be undertaken by GHD. The balance of the funds are to be negotiated with Councils and State Government. A feasibility study already completed demonstrates the massive benefits to Mildura, the region and nationally. The Board will pursue this project with total commitment and resolve.

Respectfully submitted, Councillor Jim Macri

*Moved Crs. Macri and Ward that the report be received and noted.*

**CARRIED**

#### **5.4. VERBAL REPORT BY COUNCILLOR NICHOLS – BUSINESS EXCELLENCE AWARDS (File C3/1-3)**

Councillor Nichols advised that at the recent Powercor Prime Mildura Business Excellence Awards some 320 people attended the Award Night. She advised that some businesses had re-applied for consideration in the awards and had won again. Councillor Nichols indicated that more businesses need to apply and that two local businesses received encouragement awards i.e. Harry Nanya and the Grande Resort. The Council was advised by the Mayor that the Australian Inland Botanic Gardens also received an award. There was a need to encourage people to apply for the awards but that many people were put off due to the many pages required to be completed in the application form. The Mayor advised that there are mentors who are available to assist businesses considering placing an application for the awards.

## 5.5. SISTER CITY – COUNCILLOR WARD (File S79)

Councillor Ward advised the Council that he had had preliminary discussions with the Principal of the Coomealla High School and the General Manager regarding the future direction of the Sister City (Azai) School placements and indicated that he anticipated a report would be prepared for the Council's consideration at the next meeting in November.

## 6. COMMITTEE MEETING REPORTS

### 6.1. MINUTES OF THE WENTWORTH SHOWGROUNDS MANAGEMENT COMMITTEE MEETING HELD 2<sup>nd</sup> AUGUST, 2006 (File S318)

The Minutes of the Wentworth Showgrounds Management Committee meeting held on Wednesday 2<sup>nd</sup> August, 2006 are provided as attachments to this report for Council's information.

#### RECOMMENDATION

That the minutes of the Wentworth Showgrounds Management Committee meeting held on Wednesday 2<sup>nd</sup> August, 2006 be received and noted.

#### Minutes of the Wentworth Showgrounds Management Committee Meeting 2<sup>nd</sup> August, 2006 @ Visitor Centre

OPENED: 7.40pm.

PRESENT: Angus Whyte Trevor Ablett, Mark King, Ray Hill and Karen Arnold.

APOLOGIES: Peter Turner and Tom Jackson.

#### MATTERS ARISING from Previous Minutes:

Mark: Asked for an update on appreciation certificate for John Conrick.

Karen: Will get frame and certificate organized is time for Wentworth Show.

Mark: 'Smacker' McKenzie could advise re sale of slasher.

Angus : Will discuss with 'Smacker'.

Mark: Peter Turner will fax financials.

Karen: The Sunraysia Aero Club has booked the Showgrounds for 21<sup>st</sup> & 22<sup>nd</sup> October.

Angus: Congratulated the Shire on a successful Fergie Rally.

Mark: The weekend was a great success.

#### CORRESPONDENCE:

Nil

#### FINANCIAL REPORT:

Nil

**GENERAL BUSINESS:**

- Angus: Lois from Focus Consulting has lodged an application for \$5000 to the Wentworth Services Club to assist our committee with a Business Plan.
- Mark: Quote to remove asbestos **only** from Armstrong Dining is \$13,000.
- Trevor: Water Grants up to \$50,000 are available and suggest applications could also be investigated.
- Trevor: Scrap steel still to be removed.
- Trevor: The Wentworth Race Club are installing a cool room in the bar. This will be a great asset and will be running in time for the Show.
- Angus: Thanked the Race Club for adding the cool room that will benefit all the user groups.
- Trevor: Mick McGlynn ( Showground's Caretaker ) will move his mobile home onto the showground's caretaker site before the Wentworth Show.
- Trevor: The grounds are in need of water.
- Mark: Will pass this on to Peter Turner.
- Ray: Sunraysia Machinery Club will be holding a working bee on the Sunday before the Wentworth Show.
- Mark: Discussed naming rights sponsorship as a possibility for next year.

MEETING CLOSED: 8.50pm

NEXT MEETING: Thursday 5<sup>th</sup> October, 2006.

Time: 7.30pm

*Moved Crs. Ward and Crisp that the recommendation be adopted.*

**CARRIED**

**6.2. MINUTES OF THE LOCAL EMERGENCY MANAGEMENT COMMITTEE  
MEETING HELD TUESDAY 3<sup>rd</sup> OCTOBER, 2006 (File S119-3)  
Attachment**

The Minutes of the Local Emergency Management. Committee meeting held on Tuesday 3<sup>rd</sup> October, 2006 are provided as attachments to this report for Council's information.

**RECOMMENDATION**

That the minutes of the Local Emergency Management Committee meeting held on Tuesday 3<sup>rd</sup> October, 2006 be received and noted.

**MINUTES OF THE MEETING OF LOCAL EMERGENCY MANAGEMENT COMMITTEE  
MEETING HELD IN THE DARETON FIRE CONTROL CENTRE  
AT 2.00pm on TUESDAY 3<sup>rd</sup> Oct 2006**

**OPENING OF MEETING**

2:00pm.

**PRESENT**

Howard Clay, Wentworth Shire Council, Acting LEMO  
Sgt Terry Duck, NSW Police  
Peter Atkinson, NSW SES  
Fred Apthorpe, Rural Fire Service  
Roy Harvey, NSW Fire Brigade  
Clive Morgan, Telstra Countrywide  
Cr Susan Nichols, Wentworth Shire Council, Chairperson  
Kevin Gabriel, DEMO – Murray  
Steve Walker, Rural Fire Service  
David McMillan, Consultant  
Rod Harkness, NSW SES  
Jo Gorman NSW DEC (NPWS)  
Kathy Collinson, Wentworth Shire Council

**APOLOGIES**

Daniel Basham, NSW NPWS (DEC)  
Kerry Strachan, Rural Ambulance Victoria  
Kelvin Wise, DEMO - Far West  
Trevor Ablett- NSW Pastures Protection Board  
Peter Crisp - Wentworth Shire Council  
Marg Healy –  
David Felson  
Karen Behsmann, Wentworth Hospital  
Peter Johnston, NSW SES  
Mark Rowney, NSW Police  
Jamie Wembridge, NSW SES

**CONFIRMATION OF MINUTES**

Moved Fred Apthorpe, seconded Peter Atkinson, that the minutes of the previous meeting of the Local Emergency Management Committee held on 6 June 2006 be taken as read and confirmed. It is noted that David McMillan was present at the meeting and his presence needs to be recorded.

**CARRIED**

**BUSINESS ARISING FROM PREVIOUS MEETING**

**CHANGE OF DISTRICT UPDATE**

Kevin Gabriel advised at this stage the State Emergency Management Committee have been given the change of district requirements. Presently waiting for the Minister of Emergency Services for approval, once approved the change of district will be gazetted.

**EMERGENCY RISK MANAGEMENT**

David McMillan advised that he has the Risk Assessment Tool (RAT) and is now working with the Hazard checklist and requested input from the committee as to which hazards are likely to affect us. David requested feedback on inclusions and omissions. Once the data has been inputted David will deliver the Draft Risk Assessment. Kevin Gabriel provided a copy of a

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completed risk assessment. It was suggested that river accidents be added to the hazard checklist.

- **Meeting with David McMillan scheduled for 2 pm Tuesday 31 October 2006 to run through the Draft Plan, to be held at Wentworth Regional Rural Fire Control Centre.**

#### **EMERGENCY EXERCISE ~TABLE TOP**

Discussion regarding type of exercise, Fred Apthorpe suggested we use Balranald's previous chemical spill and Roy Harvey suggested oil spill in the river. There was discussion regarding setting a date and getting on with it. However there was further discussion regarding additional services that would be required to respond would need to be invited. Contact to be made with:- EPA ~ Jo Gorman offered to do that contact.

Department of Community Services ~ Dianne Weeding Smith, Broken Hill Manager.

Department of Primary Industries ~ Trevor Ablett will advise Bob Davidson.

No date set. Kathy will contact Trevor Ablett and Dianne Weeding- Smith.

- **ACTION ITEM ~ Jo Gorman contact EPA, Kathy Collinson contact Trevor Ablett and Dianne Weeding-Smith**

#### **AGENCY REPORTS**

##### **Clive Morgan, Telstra Countrywide**

Clive spoke about the upcoming 3G 850 system. Testing is currently occurring and some outages are happening. This testing will continue until the 3g 850 launch. There is no launch date set as yet but it is expected to be early 2007.

When the system is running, voice has priority over data. Sending an SMS is not the quickest to make contact as voice would have priority.

Do not rely on a mobile network as a combatant authority.

##### **Roy Harvey, NSWFB**

Open day

Table Top exercise

Pooncarie Ambulance Centre Opening

Attended serious MVA ~ B Double and a car, Silver City Highway north of Wentworth

House fire with RFS - Curlwaa

Training in hazardous materials, atmospheric monitoring, gases, etc.

##### **Steve Walker, RFS**

Trail maintenance undertaken

Private property inspections

Number of fires anticipated is unknown.

If we have several fires at the same time will need to call on outside assistance.

##### **Peter Atkinson, SES Wentworth**

3 people upgraded to general storm

4 new recruits

Anticipated that 3 people will do road rescue

Crew of approximately 12

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### **Howard Clay, LEMO**

Howard confirmed that he has been appointed as LEMO and Kathy Collinson will assist with administration

### **Kevin Gabriel ~ Murray District DEMO**

A two day LEMO and LEOCON workshop was held, 47 attended. Planning another one next financial year.

#### Item from the Local Government Emergency Management Annual Conference.

Local mitigation strategies need to be completed and returned to the DEMO by 30<sup>th</sup> November. There is a pro forma, Howard has it and will return to DEMO. This is VITAL, if not submitted in time, any potential emergency funding allocation would be reduced, by an increasing amount until such time that the mitigation strategy is submitted.

#### Issues with communications providers were discussed at a workshop in Albury.

Identifying communication infrastructure problems i.e. the infrastructure is in another State. Meeting with Telstra at Wagga, regarding outages, two sets of cable were cut, leaving area with no communications including 000 for 24 hours. Looking at alternatives for communication. We need communications plans; they should be a component of DISPLAN.

#### Cross Border Recovery Workshop

Workshop at Moama 15<sup>th</sup> and 16<sup>th</sup> May 2007. Cross border initiative with the Department of Human Services, Department Community Services, Health and recovery operators. Next planning meetings will be held at Wodonga on 23<sup>rd</sup> and 30<sup>th</sup> October 2006.

#### Strategic Information Management System (SIMS)

Murray EMD will be writing to the Dept of Lands for the extension of the system to be rolled out across the district. Each LGA will need to sign an MOU with Lands to obtain the package, which includes maps and data. The SIMS is for emergency use in LEOC's and has data from State Govt Agencies. Provision is made to include local data overlays. The package is provided free of charge.

### **Jo Gorman ~ Department of Environment NSW**

Mungo Festival went well. Undergoing fire preparedness, as a big fire season is anticipated.

### **Sgt Terry Duck**

Quiet at the moment, quite a few MVA's no serious injuries.

**Next District meeting will be held at Wodonga on 23<sup>rd</sup> and 30<sup>th</sup> October 2006.**

**Next Murray Emergency Management Committee Meeting will be held at Albury 22 November 2006.**

## GENERAL BUSINESS

### **Catering Unit**

Fred Apthorpe indicated that Peter Johnston suggested they had a trailer, which needs a bit of work to bring it up to scratch.

DSE (Vic) sourced funding for a trailer, photos of which were shown, The cost was \$25,000 fully operational. Suggested that funding for this type of unit could be investigated. The unit could then be used by multiple agencies. It was agreed that there is a need for some form of catering unit.

Kevin suggested that the funding application could be made to Local Grants and the next round opens in December. There is information on the EMA website. We can look at the history of successful applicants receiving grants for similar projects.

The committee agrees in principal to seek funding for a catering unit. Fred Apthorpe will liaise with Howard Clay regarding submission of the grant application

- **ACTION ITEM - Fred Apthorpe and Howard Clay re submission and We need to obtain letters of support from the LEMC agencies as soon as possible**

Please post on your agency letterhead to:

General Manager  
Attention Howard Clay, LEMO  
Wentworth Shire Council,  
PO Box 81,  
Wentworth NSW 2648.

### **Other Agency Participation**

Discussed the need to invite agencies such as the Salvation Army and Seventh Day Adventists to the LEMC meetings so that their role in an emergency is recognised and that the resources that they provide can be provided in a timely manner.

### **Communications**

There is no back up generator for Wentworth Shire Council, when the Dareton Tower is off line, the Wentworth Shire Council communications rely on the back up system of the Dareton Tower. The Dareton Tower however had a maximum back up of four hours.

- **ACTION ITEM** Howard to investigate.

### **ABC Emergency Services Hotline Number**

A handout was provided with details of where agencies can ring to have the nature of an emergency broadcast over the ABC. This service is not available in NSW, but we can hook in to the Victorian services.

## NEXT MEETING

2 o'clock Tuesday 12 December 2006

MEETING CLOSED 3.20pm

*Moved Crs. Crisp and Wakefield that the recommendation be adopted.*

**CARRIED**

**6.3. MINUTES OF THE ROADS COMMITTEE MEETING HELD FRIDAY 6<sup>th</sup> OCTOBER, 2006 (File R4/5) Attachments**

The Minutes of the Roads Committee meeting held on 6<sup>th</sup> October, 2006 are provided as attachments to this report for Council's information.

**RECOMMENDATION**

That the minutes of the Roads Committee meeting held on 6<sup>th</sup> October, 2006 be received and noted.

<b>MINUTES OF THE ROADS COMMITTEE MEETING CORPORATE MEETING ROOM 6<sup>th</sup> October 2006 4.00PM – 5.30PM</b>		
PRESENT: Cr. Mark King, Cr. Brian Wakefield, Cr. Bill Wheeldon, John Webb, Director Infrastructure & Assets, Adam Pullen, Roy Harvey and Ray Egan.		
APOLOGIES: Nil		
Meeting Commenced at 4.00pm.		
No.	Item	Action
1.	Confirmation of last meeting.	Nil
2.	Business arising from the minutes.	Nil
3.	Business - Terms of Reference Roads Committee.	<p>A draft Terms of Reference for the Roads Committee is attached.</p> <p>The document aims to provide guidance regarding the range and level of issues that it is intended that the Committee consider.</p> <p>The intent is that the Committee focus on the issues impacting on strategic development and management of the road network. As such the Committee would develop policy and high level plans and strategies for recommendation to and consideration by Council and which would guide the operational management by staff.</p> <p><b><u>RECOMMENDATION</u></b></p> <p>That the draft Terms of Reference be considered</p>

		<p>and reviewed for recommendation for adoption by Council.</p> <p><u>Resolved</u></p> <p>Cr. Bill Wheeldon &amp; Cr. Brian Wakefield.</p> <p>That the Terms of Reference as presented, be forwarded to Council for adoption.</p>
4.	Roads Hierarchy	<p>It is intended to develop a Roads Hierarchy providing classifications of roads to which can be attached agreed standards of construction and maintenance.</p> <p>The overall hierarchy of roads within the municipality includes;</p> <p>National Highway State Highway Regional Road Local Road</p> <p>It is intended to develop a hierarchy within the local roads classification; both for urban streets and rural roads.</p> <p>The principal purpose of the hierarchy is to match the appropriate level at which the road should be maintained and to which it should be constructed to use, traffic volumes, strategic importance, etc, of the road.</p> <p>The project has two stages, being;</p> <p>Development of the road classifications, and Assignment of the roads and streets throughout the municipality to the classifications.</p> <p>It is intended at this meeting to provide plans and background to the project to enable staff to bring a recommended structure back to the Committee.</p> <p>Noted following discussion.</p>

No.	Item	Action
5.	Roads Management Plan	<p>Development of the Road Management Plan is a component of the overall asset management responsibility of Council.</p> <p>This is a Plan setting out the level of service for the road network.</p> <p>It establishes the levels of maintenance and construction for the various road classifications. It defines also the inspection regime to be adopted and the response to identified issues and hazards on the network.</p> <p>The roads hierarchy sits within the Plan. It will contain the standards to apply to new residential developments, from which development approval conditions will be formed.</p> <p>This is a project which will need some resourcing to complete.</p> <p>For information and initial discussion.</p> <p>Noted following discussion.</p>
6.	Roads Asset Information and Management Systems	<p>Asset management is going to have an increasing emphasis within local government across New South Wales.</p> <p>Basically it brings to account all of the information regarding road assets and the various components that make that up, including sealed surface, pavement, signage and furniture, kerb and channel, culverts, etc. Council already has a number of information systems which are principally utilized for various functions, such as financial control. Practical is one of those systems. It has reasonable capacity to store and report on a range of assets, including roads.</p>

No.	Item	Action
6.	(cont....)	<p>Officers will continue to assess the overall suitability of the systems currently used to provide an integrated network of information and management of that information. Largely it needs to revolve around the financial reporting systems.</p> <p>As an initial step we have staff in the field gathering together information on sealed roads and footpaths. The major part of the exercise is to have the appropriate computer programs on which to put this information and to use to help the organisation more efficient.</p> <p>Council needs to be aware that asset management systems will become a greater priority for all Councils and that some funding may be needed in future years to ensure we have adequate information to meet government expectations.</p> <p>Some further information will be provided at the meeting.</p> <p>Noted following discussion.</p>
7.	Ramp Replacement Policy	<p>Council has a program of providing financial support to landowners to fence out their boundaries where it enables a ramp to be removed.</p> <p>A budget allocation of \$47,900 is provided to the program across the road classifications.</p> <p>Council policy is that the fencing materials will be purchased by Council on the proviso that the landowner erects the fence within 12 months. The current policy No 53 Ramps and Grids is attached.</p> <p>There have been instances where the material has been provided, up to 3 years ago, but not erected. Also assertions have been made by some landowners that verbal agreements have been reached and promises made by staff that materials will be provided, on the back of which the landowner has removed the grid/s.</p> <p>No support for those assertions has been established. Consequently only portion of the applications are approved each year. The basis of the decision is on:-</p>

		<ul style="list-style-type: none"> <li>• relative condition and maintenance costs of the grid</li> <li>• consequences of failure of the grid length of fencing to enable removal of the grid</li> <li>• traffic volume and type on the road</li> <li>• maintenance of the road and difficulty caused by the grid classification of the road</li> </ul> <p>These principals are recognised in the draft policy as presented.</p> <p><u>RECOMMENDATION</u></p> <p>The draft policy changes be reviewed and recommended to Council for adoption.</p> <p><u>RESOLVED</u></p> <p>Cr. Brian Wakefield &amp; Cr. Bill Wheeldon.</p> <p>That the draft policy as refined by the Committee be referred to Council for adoption.</p> <p>It was agreed that where fencing material has been supplied in previous years, but not yet erected, a letter be forwarded requesting erection of the agreed fence within 6 months or return of the material.</p>
<p>9.</p>	<p>B-Double and Higher Mass Limit Vehicle Policy</p>	<p>Council receives an increasing number of requests to approve B-Double truck or road train routes. The north and west of the municipality are unrestricted for such vehicles and a number of other routes are defined in the balance.</p> <p>The requests relate largely to the roads within the river area and a number are within built-up locations.</p> <p>Each of these is referred to the Road Safety Committee comprising Council, RTA and police representatives for a recommendation to Council.</p> <p>Some approvals require widening of sealed roads and intersections. These works should be considered in the same light as conditions placed on a development approval. They are benefiting the applicant, who can be asked to contribute to them.</p> <p>We are now receiving requests to approve routes for trucks at higher mass levels of 68 tonne. While these are dealt with administratively, an agreed and</p>

		<p>understood approach to the applications will be needed.</p> <p>B-doubles are already running over a number of Council roads that are not all-weather and/or that include culverts and ramps.</p> <p>The principal issue with the additional weight is the ability of the structures to handle it. To a lesser extent it is the load capacity of the road structure itself, and usually relates to sealed roads.</p> <p>Officers have before them now an application for higher mass vehicle approval over roads that are subject to closure following rain. The applicant has been made aware that any approval should be subject to the road being open to traffic.</p> <p>Some additional information regarding the existing routes and the issues will be provided to the meeting.</p> <p>Any approval needs to ensure that it does not infer a guarantee to upgrade the road, nor to incur considerable extra expense for Council.</p> <p>A discussion on the approach would be useful so officers can formulate.</p> <p>Noted following discussion.</p> <p>It was agreed that where the approval of a B-Double or road train route requires road improvements benefiting only the applicant (eg. widening at property entrance), those works be a condition of the approval and at the cost of the applicant.</p>
<p>10.</p>	<p>Whole of Life Cost Road Construction Standard Analysis</p>	<p>An issue in front of all rural Councils is that of the most cost-effective way of maintaining the road network. There is some discussion whether it would be more efficient to seal roads rather than gravel, involving resheeting and grading. The other major issue is discontent from users during the extended periods when the surface is wearing out or too dry to grade.</p> <p>A useful exercise is calculating the whole of life cost of varying standards of road construction; both by Net Present Value and by Cumulative Cost.</p> <p>A major driver for this discussion is the apparent diminishing access to gravel to allow economical</p>

		<p>resheeting of roads.</p> <p>This is an exercise I will undertake at a later date as further understanding is needed regarding; ongoing access to gravel, the varying costs to construct both sealed and gravel roads over such a large area, what value is assigned to the amenity of a sealed surface to the traveler, and the construction and maintenance standards which will apply to the roads hierarchy.</p> <p>For information and initial discussion.</p> <p>Noted following discussion.</p>
11.	Gravel Pit Licensing	<p>All new gravel extraction now requires licensing through the Catchment Management Authority, under the Native Vegetation Act.</p> <p>This includes both new gravel pits and extensions to existing pits.</p> <p>The only exceptions are the existing worked areas of pits, areas that are currently cropped or those that have an existing Native Vegetation Clearing Consent.</p> <p>The main consideration in licensing of the pits is whether native vegetation is removed as a result. Native vegetation includes trees and grasses.</p> <p>We have had a number of requests for license rejected due to the proposed removal of critical native vegetation or habitat.</p> <p>Approval may also be given on the condition of fencing out other land as an off-set. Council does not have adequate other land to set aside as an offset. As the off-setting effectively locks away the land, private landowners are not likely to provide their land for the purpose.</p> <p>Getting access to gravel will be one of the most limiting aspects of Council's future ability to provide all-weather roads. New pits are critical as a number of the existing are fully or near worked out.</p> <p>Legislation is currently before parliament to amend the</p>

		<p>Act to provide some exemptions for local government activities from needing to prepare a property vegetation plan.</p> <p>The exemption allows the clearing of up to 2ha of native vegetation for activities includes winning of extractive material including sand, gravel, clay, turf, soil, rock, stone or similar substances.</p> <p>We watch the progress of the amendment with interest.</p> <p>For information.</p> <p>Noted following discussion.</p>
12.	Next Meeting	Approximately 6 weeks on a date to be confirmed

*Moved Crs. Wheeldon and Wakefield that the recommendation be adopted.*

**CARRIED**

## **7. GOVERNANCE, CORPORATE & COMMUNITY**

### **7.1. FINANCIAL REPORTS (File S501) Attachments**

The report of Council's position in relation to the rate collection, balance of the cash book; and investment of surplus funds is attached for Council's information.

#### **RECOMMENDATION**

That the Financial Report be received and noted.

#### **FINANCIAL REPORT – SEPTEMBER 2006**

##### **1. COLLECTION OF RATES AND CHARGES**

Collections for the month of September 2006 were **\$333,167.86**. After allowing for pensioner subsidies, the total Rates and Charges collected are now **38.67%** of the levies. A summary of the Rates and Charges situation as at 30th September, 2006 is as follows:-

LEVIES		
Balance Outstanding at 30 <sup>th</sup> June, 2006	902,007.95	
Rates & Charges Levied 14 <sup>th</sup> July, 2006	4,724,779.57	5,626,787.52
+ Additional Water Charges	-	
+ Supplementary Rates & Charges	425,118.02	
+ Additional Charges	20,776.21	
- Credit Adjustments	33,574.67	

18<sup>th</sup> October, 2006

- Abandonments	385.73	411,933.83
<b>DEDUCTIONS</b>		6,038,721.35
- Payments	2,179,686.85	
- Less Refunds of Payments	1,925.29	2,177,761.56
- Pensioner Subsidy:-		3,860,959.79
Government Subsidy	86,649.75	
Council Subsidy	70,889.04	157,538.79
<b>Total Rates &amp; Water Charges Outstanding</b>		<b>\$3,703,421.00</b>

**Note:** For comparison purposes 43.44% of the levy had been collected at the end of September 2005.

**2. RECONCILIATION AND BALANCE OF FUNDS HELD AS AT 30th SEPTEMBER 2006**

I certify that a reconciliation has been carried out between the Cash Book of each fund and the Bank Pass Sheet as at 30th September, 2006 and the investments have been made in accordance with the Act, the regulations and Council's investment policies.

**Combined Bank Acc.**

**Cash Balance as at 1st September, 2006** \$3,859,418.85 Dr

**ADD:** Receipts for Period Ending 30th September 2006  
 Rates, Debtors, Miscellaneous 556,114.88  
\$4,415,533.73

**LESS:** Payments for Period Ending 30th September 2006  
 Cash Book entries for this Month 1,086,036.88

**CASH BALANCE AS AT 30th SEPTEMBER, 2006** **\$3,329,496.85 Dr.**

**INVESTMENTS**

Bank	<u>TD/C.Bill</u>		
LGFS	FI 29days @ 6.38% due 29/9/2006	1,006,314.28	
Savings&Loans	TD 63 days @ 6.36% due 13/11/2006	1,000,000.00	
Credit Union			
SGE Credit	TD 91 days @ 6.36% due 16/10/2006	<u>1,500,000.00</u>	<u>3,506,314.28</u>
Union Ltd			<b>\$6,835,811.13 Dr.</b>

MICHAEL BOYD  
 General Manager

*Moved Crs. Nichols and Ward that the recommendation be adopted.*

**CARRIED**

**7.2. APPOINTMENTS BY GENERAL MANAGER FOR SEPTEMBER 2006**  
**(File S268)**

<b>Date</b>	<b>Conference/Appointment</b>
2 <sup>nd</sup> September	Tour of the Murray Civic Reception
4 <sup>th</sup> September	RDO
5 <sup>th</sup> September	Staff Reviews Meeting with Ted Smith Visit Dudley Marrows re Subdivision/Serenity Heights
6 <sup>th</sup> September	Meeting with Leon Wagner & Jill French re DoTARS
7 <sup>th</sup> September	Meeting with Mike Mooney, Telstra Countrywide Meeting with James Giddey, West Darling Arts
8 <sup>th</sup> September	Meeting with Mayor/Deputy Mayor Organisational Review Committee Meeting with Cr. Ward re Western Division
11 <sup>th</sup> September	Pick up Organisational Review Consultant from Mildura Airport & meet with Mayor & Deputy Mayor
12 <sup>th</sup> September	Meeting of Darling Matilda Way Sustainable Region Committee at Grande Resort, Wentworth
13 <sup>th</sup> September	Mayoral Meeting Meeting re ESS Project Committee meeting (Murray Valley Citrus Board room)
14 <sup>th</sup> September	Meeting with Bemax representative Go into Commonwealth Bank Mildura to sign forms for Western Division A/c
18 <sup>th</sup> September	Pre Annual Statutory Meeting
20 <sup>th</sup> September	Council Meeting Meeting with Judy Parker re MUROC Skills Shortage Project)
21 <sup>st</sup> September	Teleconference with Broken Hill Solicitor Meeting with Mick Longo re work issues, appraisals & other topics Public meeting at La Trobe Theatre, re Regional Review
22 <sup>nd</sup> September	Meeting with James Giddey West Darling Arts Opening of the Pooncarie Boat Ramp
25 <sup>th</sup> September	Civic Reception for Country Music Festival – Wentworth chambers
26 <sup>th</sup> September	Pick up Organisational Review consultant from Mildura airport
27 <sup>th</sup> September	Staff Consultative Committee meeting Meeting with Cr. Ward re Western Division Civic Reception for Country Music Festival Mildura Rural City Council
28 <sup>th</sup> September	Meeting with John Kleem Meeting with all Directors in GM's office Take Organisational Review consultant back to Mildura airport
29 <sup>th</sup> September to 13 <sup>th</sup> October	Annual Leave

**RECOMMENDATION**

That the report be received and noted.

***Moved Crs. Ward and Crisp that the recommendation be adopted.***

**CARRIED**

### 7.3. Report withdrawn

### 7.4. COMMUNITY SAFETY COMPACT FUNDING PUT TO USE (File G3/14)

#### DIRECTOR CORPORATE & COMMUNITY SERVICES – REPORT

Council's partnership with Mallee Family Care to facilitate two youth programs under the Community Safety Compact is being realised.

#### REPORT

The partnership was granted \$49,100 through the Attorney General's Department to run two programs aimed at reducing juvenile involvement in crime and tackling some of the underlying social issues that contribute to this behaviour.

The first is known as 'Our Journey to Respect' and targets young male Indigenous youth between the ages of 12 & 17 who have committed, or are at risk of committing, violent offences. The overall aim of the program is to reduce the incidence of violence. It seeks to facilitate participant's movement from relationships based on power and control towards relationships based on respect.

Three Mallee Family Care NSW Youth and Family Services (MFC) workers have been trained and accredited to deliver 'Our Journey to Respect' as well as gaining their 'train the trainer' qualification.

To date, two programs have been run and the success rate has been high according to MFC's Paul McCullagh. He said experience has prompted a revision of the initial format of the program and now two courses are run: One for 12 to 14-year-olds and another 14 to 17-year-olds. Key indigenous personnel have been identified and now support the program. They include a traditional elder as well as respected members of the Indigenous community. Relevant specialist personnel from other health and welfare agencies have also been engaged on a sessional basis as required. Referrals for the program from a number of different agencies are now coming from as far away as Robinvale and Balranald as well as Mildura. There is a cost associated with the program of \$150 per participant.

The second program is called 'Moopra Noongu's' (Young Women) and is set to start up this month with a camp for 19 young women to gauge their commitment to completing the 12-month program. The initiative focuses on young women between the ages of 12 & 17 who are at risk of perpetrating or are victims of criminal, violent or anti-social behaviour. While this program will be inclusive, historically young people in the MFC client group in the Wentworth LGA have predominantly been Indigenous.

Program sessions will address issues of assertiveness, anger management, conflict resolution, communication skills, self-esteem, personal development and empowerment, health and hygiene, physical, mental and emotional well-being and self discovery moving towards a balanced positive frame of mind.

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Practical strategies and life skills will be utilised to engage these participants and accomplish these goals. Age appropriate interest incorporating practical strategies and activities will be used to accomplish these desired outcomes.

It has been shown that balanced, respectful, secure individuals are less likely to need to engage in anti-social or criminal behaviours to gain self worth and stature amongst their peers. Moving them towards a more positive and constructive response to their life situation.

Councillors should also be aware that Council has been appointed the funding auspice body for both programs. However, in a more recent agreement reached between Council, MFC and the Attorney General's Department, the funding will now be administered by MFC as the facilitator of the programs.

MFC will be responsible for running the programs, auditing the funds and compiling progress and acquittal reports.

#### RECOMMENDATION

That the report be received and noted.

*Moved Crs. Crisp and Wakefield that the recommendation be adopted.*

**CARRIED**

#### **7.5. TWO RIVERS INTERAGENCY GROUP MEETING (File S216) Attachment**

##### DIRECTOR CORPORATE & COMMUNITY SERVICES – REPORT

Reports made to the latest Interagency meeting are good news for the Shire.

#### REPORT

The Shire now regularly attends the monthly meetings of the Two Rivers Interagency Group.

This is allowing the Shire to forge and maintain links with a range of government departments, including local schools; several indigenous service delivery specialists like the Coomealla Health Aboriginal Corporation and the Indigenous Family Violence Prevention Legal Service; as well as a range of organisations working in our communities including Mallee Family Care.

It allows Council an insight into the myriad of services and opportunities offered in our communities and how we can play our role in supporting their endeavours.

At the latest meeting several presentations were made that were of interest to Council including:

1. The Aboriginal Community Assistance Program (ACAP) or the Night Patrol Bus.

The meeting was advised that the bus is now operating three nights a week – Thursday, Friday and Saturday, from 9pm to 2am. Closer ties have been forged with NSW Police, mainly through Aboriginal Community Liaison Officers (ACLOs) Buddy Parsons and Pam Handy, improving the effectiveness of the service and catering for both adults and minors.

2. The Indigenous Family Violence Prevention Legal Service (IFVPLS) is now open for business in the Shire. The service has been finding its feet for the past 12 months and now operates from a shopfront premises in Buronga with outreach services planned for Dareton and Wentworth. The service offers free and confidential counselling, support, legal advice and community education. Its services are offered to both women and men of all ages. This would appear to represent a giant leap forward in tackling the violence issue. (See attached brochure). The opening of the IFVPLS and the services it offers will be the subject of a three-part television campaign featuring local faces and Sydney Swans footballer and Brownlow Medallist, Adam Goodes. The campaign begins this month.
3. Coomealla High School has applied for more than \$1million in funding over the next three years to improve numeracy and literacy skills as well as student attendance and retention rates. Under the Schools in Partnership (SIP) funding, the school is looking to become much more innovative in the programs it puts in place to tackle these issues. The SIP program empowers schools to 'think outside the square' and tailor its programs to its student population. The funding will allow the school to employ a full time co-ordinator/facilitator. A local, five-member advisory committee comprising the school principal, a teaching staff representative, two Aboriginal Education representatives (already working in the school) and a Parents & Citizen's representative will oversee the program. The committee will approve all funding locally thereby allowing the program to be extremely flexible and very responsive.
4. Mallee Family Care's travelling Intensive Support Play Group (ISPG) initiative is nearly ready to hit the road. The project is essentially a mobile pre-school and will service the entire Shire area, but concentrate on the areas of most need. There is a growing recognition of the importance of early childhood parental interaction and learning. The ISPG has been established to facilitate these ideals. The vehicle and equipment are in place and MFC is working through the final selection process for both a full time co-ordinator/presenter and a trainee.
5. The KickStart program is going ahead in leaps and bounds with two strong applicants now be interviewed for the job as co-ordinator/trainee. The program will be run out of Dareton Primary School and be assisted by the school's "Schools as Community Centres" co-ordinator, Vanessa Dyke. The program uses a range of AFL football-based initiatives and strategies to encourage kids to stay at school and learn while they participate in sport to combat boredom and in turn anti-social behaviour. The program has the enthusiastic support of the school, the NSW Police, the Wentworth Football Club and other community organisations including the Community Working Party. The Shire has been involved from the outset and our CSO sits on the reference committee.

Council's Manager Strategic Planning, Cindy Bright, and CSO, Grant Maynard, attended the latest meeting to present the draft Buronga Gol Gol Social Plan and to invite the represented

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organisations to study the draft and make comment before it is released to the wider community.

There is solid interest in the document and some submissions are expected.

#### RECOMMENDATION

That the report be received and noted.

***Moved Crs. Macri and Crisp that the recommendation be adopted.***

**CARRIED**

### 7.6. SATURDAY SHUTTLE BUS SERVICE ENDS (File S161)

#### DIRECTOR CORPORATE & COMMUNITY SERVICES – REPORT

The Saturday Shuttle 'loop bus' service between Wentworth and Mildura will cease operations this month.

#### REPORT

Funding for the 5-loop a Saturday service will run out on Saturday, October 21, and a decision has been taken to wind-up the service. This decision was not made lightly.

Council has supported the service from the outset but indicated that it was always a "use it or lose it" proposition.

The Ministry of Transport has made it clear it is not willing to continue funding the service and the Community Committee set up to oversee the service has not been able to justify the service to potential supplementary funding organisations because of the lack of users.

All the parties involved in the establishment of the service – Council, the Ministry of Transport, Sunraysia Bus Lines and the community advisory committee – acknowledged that the service was never likely to be viable in the sense that it would pay for itself, but it was hoped that the divide between the income the service generated and the funding needed to keep it alive would narrow over time. This did not happen.

Statistics for the service show an average of less than 100 journeys being made each month, or less than 25 a week. The service would have needed to generate about 100 journeys a week to make it attractive to would-be funding bodies.

The service was always going to be hard to sustain given the Shire's small population and our residents' reliance in the past on personal transport based on habits formed.

The committee did consider cutting the service back to just two loops a Saturday – one in the morning and another late afternoon to reduce the cost and extend the service out for a few

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weeks. This would have required a substantial advertising campaign to alert users to the change and would have depleted the remaining funding for the service. Time constraints would not have allowed a reasonable time frame to give the service another chance to survive.

RECOMMENDATION

That the report be received and noted and that Council cease the unsustainable Saturday Shuttle bus service between Wentworth and Mildura.

*Moved Crs. Crisp and Macri that the recommendation be adopted.*

CARRIED

**7.7. TOURIST OFFICER'S REPORT - SEPTEMBER 2006 (File S294)**  
**Attachment**

Please find attached a copy of a report from the Tourist Information Officer for the month of September 2006

RECOMMENDATION

That the report from the Tourist Information Officer be received.

**SHIRE OF WENTWORTH VISITOR INFORMATION CENTRE**  
**SEPTEMBER 2006 REPORT**

**VISITOR NUMBERS:**

2347(31 less than September 2005), including 10 Internationals from Scotland, Canada, Russia & Holland. 83 enquiries answered on the phone or through mailouts + 52 confirmation letters for Showground Bookings for CMF.

**MEETINGS ATTENDED:**

Mainstreet sub-committee (Events) Meeting  
AGM for Wentworth Regional Tourism Inc.  
Camp Quality Meeting  
"It's All about BIKES" Meeting

**TASKS COMPLETED:**

Calendar of Events sent to media  
Community Directory updated  
Darling River Run touring notes updated (from Bourke)  
Details taken for campers at Log Bridge  
Radio interviews for 3MA FM (Visitor Information Centre spot on Friday @ 4.10pm)  
Helping out with flyers & certificates for "Its All About Bikes" event.

**CONSULTS - phone or in person with:**

Julie-Ann Wuttke	- re WRTI
Angus Whyte	- re Showgrounds
Peter Turner	- re Showgrounds

**COMPILED for:**

Sunraysia Daily	- What's On calendar for Mildura Tourism page and article re Tourism AGM
Sunday Independent	- re Calendar of Events
Jacinta (ABC Radio)	- re Calendar of Events

**SUPPLIED INFORMATION TO:**

Grant Maynard	- What's On
Sunraysia Daily	- What's On
Alfred Deakin Centre VIC	- What's On

**COMMENTS:**

PB Coonawarra was a great venue for the Annual General Meeting of Wentworth Regional Tourism Inc. 47 very enthusiastic people enjoyed an excellent dinner & entertainment on board after the meeting.

Country Music Festival visitors kept our town and centre buzzing.

Campers have been asking the whereabouts of a 'black water' waste dump available to the general public.

Great feedback on "It's All about Bikes" - once again our community groups did an excellent job - it should be bigger and better next year.

***Moved Crs. Ward and Crisp that the recommendation be adopted.***

**CARRIED**

**7.8. FINANCIAL REVIEW OF COUNCIL'S 2006/2007 MANAGEMENT PLAN AS AT 30 SEPTEMBER 2006 (File S501)**

**DIRECTOR CORPORATE & COMMUNITY SERVICES - REPORT**

**Purpose:**

To present Council with the September Financial Review Report in accordance with S407 (1) of the Local Government Act 1993. Council's financial performance has been reviewed against the 2006/2009 Management Plan for the period ended 30 September 2006.

**Discussion:**

A full review of Council's Income, Operating Expenditure and Capital Expenditure has been made. On review it has been identified that a number of variations are required to be made against the original budget due to unforeseen circumstances, changes in response to Council's requirements, Council's Policies and decisions. Council's revenue and expenditure is reviewed on a monthly basis to identify any areas of concern.

A Budget Summary is attached for your information identifying the Adopted Budget, year to date Actual Revenue and Actual Expenditure to 30 September 2006 and the corresponding year to date budget.

You will note that 52.8% of the full year's Revenue Budget has been recognised. Rate revenue is recognised as income when rate notices are invoiced, with all unpaid rates appearing in the Balance Sheet as Rate Debtors.

24.7% of the overall Expenditure Budget has been spent with variances ranging from 16% to 98% in the functional areas against the original budget. This trend is normal in the initial three months of any financial year as many payments in July were accrued back to the previous financial year. The accrued payments have been offset by a number of payments that are due and payable in the first few months of the financial year such as insurances and some major contributions. In addition to the normal movements within the first three months of the financial year, there is a need for significant variances to be approved in some areas.

A list of Proposed Variations to the Original Budget is attached for your approval.

### Governance

#### Income

A variation is required for the Fergie Rally for \$30,000 as a result of revenue received from Fergie souvenirs, sponsorships and fees.

#### Expenditure

30% of the Governance budget has been utilised. Payments made from this area include Country Music Festival - \$5,000, the high school visit from Azai - \$5,500 and \$1,300 for reception, Tattersalls Tour of the Murray Bike Race - \$5,100, the Mungo Festival - \$2,700, the Shires Association subscription - \$15,600, Men in a Shed - \$900 and the Fergie Rally. The total cost of the Fergie Rally over the two financial years was \$65,600 with revenue received totalling \$47,400. A variation for expenditure is required for an amount of \$51,500 for event expenses.

### Administration and Corporate Services

#### Income

Income in Administration is inflated at 60% due to rate revenue recognised when properties are rated in July. The first quarter of the Financial Assistance Grant has been received.

A positive variation is required for an additional \$360,000 as a result of additional rates finalised through supplementary property valuations received.

A variation is also required for \$6,500 received as a Property insurance rebate as a result of Council's limited claims made.

## Expenditure

28% of the Administration expenditure budget has been utilised. All expenditure in this area is as budgeted with the main cost being the purchase of Microsoft licenses.

A variation is required for an additional \$1,500 for the purchase of satellite imagery for the entire Shire Area available from the Department of Lands. This will be a valuable resource available through the Geographical Information System for use within all departments.

### Operations Administration

26% of the budget has been used. Recruitment costs and temporary employment in this area have been met through budgeted vacant positions to date. This situation may change in the future but at this stage, variations are not necessary.

### Health Services

The Medical Practice revenue is at 19% of expected revenue due to the timing of claims to Medicare and as a result of July income accrued back to the last financial year. This is not a concern at this stage. The Health area also includes Noxious weeds and the Baby health Centre.

No variations are required in this area.

### Public Order and Safety

This area includes the Rural Fire Service, SES and Animal Control. No contributions are due to date with the only variance being the Dareton and Ellerslie Fire Station works for the amount of \$74,500. Both these items are reimbursable items from the Rural Fire Service, and a variation is required for revenue and expenditure for this amount.

### Community Services and Education

This area includes the Community Services Officer, Youth Support, Pre-schools and Aged Care. A Variation is required for an amount of \$18,000 from the Department of Transport for the Shuttle Bus and a grant for the Wharf Precinct Community Plan for \$5,000. Variations are required in both income and expenditure.

### Housing & Community Amenities

This area includes Town Planning, Domestic Waste, Drainage, Cemeteries, Public Conveniences, Heritage and Environmental Protection.

Several variations are required in this area.

Expected additional expenditure for cemeteries for works and concrete head slabs is required for \$15,000 offset by \$15,000 of expected additional revenue.

Fish Passage LMD CMA contract at Pooncarie – expenditure of \$25,000 offset by CMA funding of \$25,000.

Floodplain Management Plan – the cost of completing the Plan is \$50,000 with an offset of \$7,880 received as a Grant from the Department of Natural Resources.

Fish Passage Feasibility Study at Wentworth – additional expenditure of \$39,000 with an offset of \$21,000 from CMA.

### Recreation & Culture

This area includes Parks & Gardens, Halls, Swimming Pools, Libraries, Arts, Community Centres and Ovals.

21% of Revenue has been received with 27% of expenditure spent.

A variation is required in this area as the Dareton Wharf Precinct project has been reassessed and additional funding of \$10,000 is required to complete the proposed works.

### Building Control

Building Control includes building permits, sewer plans and building certificates with no variations required.

### Roads Bridges and Airports

Roads income is 23% of total expected with expenditure at 20%.

Buronga Kerb & Guttering and service road. The 05/06 budget for this work was \$60,000 of which \$35,000 was spent to the 30<sup>th</sup> of June 2006. A budget of \$50,000 was approved by Council in the 2006/2007 Management Plan. This is insufficient to complete the proposed works. Drain and pits were paid from the current budget for an amount of \$30,000. A revised costing for this work requires a net variation of \$50,000. It is anticipated that the Landowner contribution towards the works will be approximately \$30,000, with the option of staggered payments over a period of three years. Approval of the additional funds would effectively complete the entire Buronga kerb and guttering project between intersections and is the most efficient and preferred option.

Corbett Avenue Drainage is a project that has had development approval requiring Council to meet 50% of the cost. The project has been quoted at \$171,149 to construct the basin and drains. An additional \$20,000 is required to modify the dam.

A variation is required for this work at a net cost to Council of \$105,000.

Aerodrome Taxiway & Apron – A variation is required for \$25,000 for the forming and sealing around the fuelling station. This will prevent pools of water forming around the fuelling station following rain and is the expectation of the Aerodrome Users Group. The remaining works including runway sealing will be completed from the remaining loan balance of \$70,000 anticipated for these works.

Business Undertakings

Business Undertakings includes the Tourist Information Office, Business developments and Private works.

A variation is required for an additional \$192,500 revenue and \$150,000 expenses for Private Works.

Water & Sewer

No variations are required in Water or Sewer.

Capital Expenditure

A Variation is required for Kerb & Guttering at Pooncarie for \$7000.  
No other variations are required.

SUMMARY:

Expenditure has resulted in an overall 24.7% of the Budget utilised with Revenue at 52.8% of the total Revenue Budget as expected in the first quarter.

The net result for Revenue and Expenditure variations will result in a positive amount of \$130,605 to be added to Council's expected surplus.

Council's Revenue will increase from \$13,536,385 to \$14,485,140, Expenses will increase from \$12,045,347 to \$12,846,497 and Capital Expenditure will increase from \$2,001,610 to \$2,018,610.

Council's Operating Surplus before Capital –

General Fund	\$839,055
Water Fund	\$505,261
Sewer Fund	\$287,327
<b>Total Surplus before Capital</b>	<b>\$1,631,643</b>

RECOMMENDATION

That Council receive the September Financial Review and adopt the variations to the 2006/2007 Management Plan adopted at the Council Meeting of the 21st June 2006 as follows:-

Revenue

Fergie Rally	+	\$30,000
Mining Rates Revenue	+	\$360,000
Property Insurance Rebate	+	\$6,500
Rural Fire Service Reimbursable Items	+	\$80,000
Shuttle Bus	+	\$18,000
Dareton Tower Rental	+	\$2,300

Wharf Precinct Community Plan	+	\$5,000
Cemeteries	+	\$15,000
Floodplain Management Grant	+	\$7,880
Pooncarie LMD CMA contract	+	\$25,000
Fish Feasibility Study – Wentworth	+	\$21,000
Buronga Kerb & Guttering Contribution	+	\$30,000
Contribution to Corbett Ave Drainage	+	\$85,575
Aerodrome Loan Balance	+	\$70,000
Private Works Revenue	+	\$192,500
Transfer from Drainage Reserve Fund (for Corbett Ave)		\$105,000
<b>Total Revenue</b>		<b>\$1,053,755</b>

**Expenditure**

Fergie Rally Expenses	+	\$51,500
Rural Fire Service Reimbursable Items	+	\$80,000
Shuttle Bus	+	\$18,000
Wharf Precinct Community Plan	+	\$5,000
Satellite Imagery for the Shire Area	+	\$1,500
Cemeteries	+	\$15,000
Floodplain Management Plan	+	\$50,000
Pooncarie LMD CMA contract	+	\$25,000
Fish Feasibility Study – Wentworth	+	\$39,000
Buronga Kerb & Guttering Contribution	+	\$80,000
Corbett Ave Drainage	+	\$191,150
Aerodrome Runway Sealing	+	\$70,000
Aerodrome Taxiway & Apron	+	\$25,000
Private Works	+	\$150,000
Pooncarie Kerb & Guttering	+	\$7,000
Dareton Wharf Precinct	+	\$10,000
<b>Total Expenditure</b>		<b>\$818,150</b>

***Moved Crs. Crisp and Ward that the recommendation be adopted.***

**CARRIED**

## **8. INFRASTRUCTURE & ASSETS**

### **8.1. ASSET AND INFRASTRUCTURE DEPARTMENT STAFFING (File S26)**

A number of key staff have departed the Asset and Infrastructure Department over recent months. Contingency plans have been put into place within those areas where appropriate and possible.

#### **DIRECTOR INFRASTRUCTURE & ASSETS – REPORT**

Over the past three months the following staff have moved on from the Infrastructure and Assets Department:-

1. Peter Turner, Director
2. Jeremy Rudd, Manager Assets and Infrastructure
3. Nam Ranatunga, Design Engineer
4. Mick Longo, Manager Water and Sewer,
5. Adam Pullen, Engineering Assistant.

A range of interim appointments or supports have been developed, though some areas are particularly difficult to fill on a short term basis. The arrangements have had regard to the organisational review presently underway.

The role of Director has been covered on an interim basis with the appointment of John Webb. The position has now been advertised with the hope of an appointment that can be made prior to Christmas. It is not anticipated that the position would be taken up until January 2007.

The roles of Manager Assets & Infrastructure and Design Engineer remain unfilled. While this remains a concern regarding resourcing the department, we cannot confirm those positions and fill them until the review of the structure is completed.

A number of avenues have been followed to make temporary appointments, but such officers are not available for short term engagement.

The position of Manager Water and Sewer will be covered both from staff undertaking higher duties and with support from Lower Murray Water. There are some functions within that position which staff are not familiar with including the EPA reports and developer liaison. An agreement has been reached with Lower Murray to provide back-up support to Council in those areas we identify. They will also provide emergency response support if called upon.

There will be some staff on leave during the coming months. Attempts are being made to engage staff with plumbing experience or qualifications to cover staff shortages as needed.

People with technical skills are in extremely high demand at present.

#### RECOMMENDATION

That the report be received and noted.

***Moved Crs. Wakefield and Macri that the recommendation be adopted.***

**CARRIED**

## **8.2. WENTWORTH RAW WATER PUMPS (File S550)**

Council is in the process of upgrading the pumping system supplying the raw water into Wentworth.

## DIRECTOR INFRASTRUCTURE & ASSETS – REPORT

The raw water system into Wentworth is supplied by two pumps.

Both pumps have been in service since 1990 and have provided reliable and effective performance.

Council has completed reconditioning pump No.1 and is currently inspecting pump No. 2 to determine any works needed.

Pump No.1 was reconditioned because the outer column on the vertical drive had developed a pinhole, raising concerns regarding the state of the pipe work below the water line. Removal of the column revealed the casing was in poor condition and it was renewed using stainless steel.

Pump No.1 has been reinstated and has been running successfully.

Pump No.2 has been removed and further work is required to renew the main vertical drive shaft and spider bearings; the cost to recondition this pump will be approximately \$14,000.

The contractor has indicated that the pumps will provide good service for the next twenty years following the reconditioning works.

### RECOMMENDATION

That the report be received and noted.

***Moved Crs. Macri and Wakefield that the recommendation be adopted.***

**CARRIED**

### **8.3. GARRY STANLEY - HERITAGE ADVISOR (File S291) Attachments**

The Heritage Advisor has submitted reports for September 2006.

## DIRECTOR INFRASTRUCTURE & ASSETS - REPORT

Attached are the reports submitted by Garry Stanley – Heritage Advisor, dated 18<sup>th</sup> September 2006.

These reports detail actions, inspections and advice given on his visit to the Shire.

### RECOMMENDATION

Submitted for Councillors information.

***Moved Crs. Crisp and Ribarits that the recommendation be adopted.***

**CARRIED**

#### 8.4. THE GREAT WENTWORTH TRACTOR RALLY (File S521)

REPORT - UPDATE by Louise Funnell

##### DIRECTOR OF INFRASTRUCTURE & ASSETS – REPORT

We had hoped to have financials finalised for Council's October meeting. With post event merchandise still active, albeit currently winding down, it seems likely that we will be able to close off by the end of October. This should allow the final and cross referenced financials to be presented at the November Council meeting.

##### POST EVENT MERCHANDISE

The interest in the merchandise has been high and the excellent quality of the PHOTOGRAPHS, and DVD's has increased the interest.

##### RECOMMENDATION

That the report be received and noted.

*Moved Crs. Macri and Ward that the recommendation be adopted.*

**CARRIED**

*The General Manager vacated the Council Chambers at 9.51am*

#### 8.5. PLAYGROUNDS AUDIT (File S369) Attachments

An audit of the condition of the items within playgrounds across the Shire has been undertaken to guide the development of a Five Year Action Plan.

##### DIRECTOR INFRASTRUCTURE & ASSETS - REPORT

Council allocated \$25,000 within the current capital works program to replace and upgrade playground equipment across the shire.

To provide structure to the project, an audit of the equipment was undertaken. Although a previous audit was done in 2002, the current audit was necessary due to the Australian Standards on Safety Requirements and Test Methods being revised in 2004.

As a consequence additional standards were created from that time.

The audit was done by Ray Hutchison and Associates, who are familiar with the region; providing routine inspections of playgrounds for Wentworth Shire and for Mildura Rural City.

The report from the audit provided a Playground Development Strategy and Five Year Action Plan. A copy of the report is attached to this report.

The Action Plan was developed due to the volume of work identified to bring the playgrounds up to current standard. While the changes brought about in 2004 were not made retrospective, any equipment installed since that time must comply with those standards.

Nevertheless as standards increase, Council's risk exposure increases as the equipment falls further behind those standards. The best risk management approach is to have in place a program to address any deficiencies in the compliance of the equipment.

The five year plan provides Council with the option to undertake a manageable program of bringing the playgrounds closer to the current standards. There would still be some items that do not fully comply at the end of the program, but the non-compliance would be relatively minor.

Council officers have reviewed the report and had discussions with the author and also with Playquip who supply the majority of the contemporary equipment.

As a result the following schedule of works for the current year is proposed and is supported by those parties, having regard to the equipment assessments within the report and advice from the equipment supplier regarding the ability and ease of modifying or replacing items.

#### Charles Sturt Park, Wentworth

- Remove horizontal ladder as retained item has climbing features
- Remove maypole
- Remove 2 swings and replace with new
- Remove slide, retained unit has a slide
- Remove see-saw and replace with spring see-saw
- Install softfall to all units

#### Strother Park, Wentworth

- Patch chipped resin surface on slide
- Replace missing window on panel
- Remove x 2 see-saws and replace with spring see-saw
- Remove x 2 swings and replace with double swing
- Remove slide, retained unit has a slide
- Remove x 2 horizontal ladders, retained unit has climbing equipment
- Install softfall to all units

#### Tapio Park, Dareton

- Fill entrapment openings between slide and uprights
- Re-install mounting brackets on clatter bridge
- Remove foot rails on ladder

#### Oval Park, Dareton

- Remove all equipment as it cannot be economically renovated. The report recommends Tapio Park be the focal point for development as it is only 400m away.

#### Police Park, Buronga

- Remove combination unit and replace with new.

**Total Project Cost - \$25,000**

The upgrades over the past three years has included Tapio Park in Dareton and Wilkinson Park and James King Park in Gol Gol.

The audit found that the equipment in Wentworth tended now to be the oldest across the townships, being of the 1960's/1970's vintage. Most of this older equipment was supplied by Evans, which is a company no longer in existence, therefore their equipment cannot be easily upgraded, and needs complete replacement or disposal.

There is generally little softfall provided across all the playgrounds. The economics of retaining some items is influenced by this need, hence additional cost to install and maintain softfall if the item remains.

The recommended program accommodates the 2004 Australian Standard updates, commences a program of installation of softfall where equipment is contemporary and to standard, and provides for removal where equipment either cannot or is not economically viable to bring up to standard.

The following indicative annual programs have been developed in conjunction with the report and with Playquip. These are a refinement of the 5 year program outlined within the report and is presented as the program to be adopted. It will form the basis of future funding requests.

**2007/2008**

**Wetlands, Buronga**

- Resin patch chipped slide
- Top up softfall on exposed footing

**James King Park, Gol Gol**

- Remove slide and combination unit and replace

**Total Project Cost - \$25,000**

**2008/2009**

**Fotherby Park, Wentworth**

- Remove footrests, replace rusted beam, replace seat from bounce-about
- Remove excess chain from swing and replace brass sleeves
- Top up softfall

**Police Park, Buronga**

- Remove horizontal ladder, slide, swing, cube, see-saw, field gun and log edging
- Replace with new double swing and spring based items
- Extend softfall to required clearances around retained items

**Total Project Cost - \$25,000**

## 2009/2010

### Rotary Park, Wentworth

- Remove slide, retained unit has a slide
- Remove see-saw, replace with spring see-saw
- Remove swing and replace with double swing
- Remove combination unit
- Remove horizontal ladder
- Remove field gun, contact Rotary Club
- Install softfall around existing and new equipment

### O'Donnell Park, Curlwaa

- Extend softfall to required clearances

### Alcheringa, Gol Gol

- Remove sub-standard equipment and replace

### Wilkinson Park, Gol Gol

- Remove foot rail from climber
- Top up softfall

### Pooncarie Park, Pooncarie

- Close S hook on climber
- Remove footrests
- Top up softfall

### Total Project Cost - \$25,000

## 2010/2011

### Junction Park, Wentworth

- Install a new double swing and extend softfall

### Coomealla Lions Park, Coomealla

- Water pump x 3, install fencing around historic machinery, contact Lions Club
- Replace missing window on panel
- Replace broken spring clip on safety chain of seat
- Install new equipment

### Total Project Cost - \$25,000

## RECOMMENDATION

That Council:-

1. Receives the Playground Development Strategy/Five Year Action Plan report,
2. Adopts the schedule of playground works as proposed within this report for 2006/2007, and,

3. Refers an ongoing allocation of \$25,000 per annum for the subsequent four financial year capital works programs to the budgetary process for consideration.

*Moved Crs. Crisp and Wakefield that the recommendation be adopted.*

**CARRIED**

*The General Manager resumed his chair at 9.55am.*

*The meeting adjourned at 10.07am for a presentation by Council's Auditors WHK Thomson.*

*Council adjourned for morning tea at 10.47am.*

*During the suspension of the meeting Mr Bill Balding, Far West Area Health Service and Dr Hugh Burke, of the Maari Ma Indigenous Health Organisation based in Broken Hill made a presentation to Council of the public health benefits of fluoridation of the Shire's water supplies.*

*Council resumed its meeting at 12.05pm.*

*Moved Crs. Crisp and Ward that Wentworth Shire Council requests the Director-General of Health NSW to undertake community consultation in regard to the fluoridation of the water supply of the Wentworth Shire.*

**LOST**

*Moved Crs. Ribarits and Wheeldon that Wentworth Shire Council undertake and prepare a community consultation plan in regard to the fluoridation of the water supply of the Wentworth Shire.*

**CARRIED**

*It was agreed that a Sub-committee be formed to action the Community Consultation Plan – Director Development & Environment (Mr Ken Ross), Director Corporate & Community Services (Ms Terri Maguire), Council's Community Services Officer (Mr Grant Maynard), A/g Director Infrastructure & Assets (Mr John Webb), the Mayor and Deputy Mayor.*

#### **8.6. DIRECTOR INFRASTRUCTURE & ASSETS - MEETINGS FOR SEPTEMBER AND OCTOBER 2006 (File S550)**

The following list of meetings for the months of September and October are presented for the information of Councillors.

## DIRECTOR INFRASTRUCTURE & ASSETS - REPORT

Over the past two months I have attended the following meetings:-

- 13<sup>th</sup> September Mayoral meeting
- 18<sup>th</sup> September Bemax Mines briefing
- 20<sup>th</sup> September Council Statutory Meeting
- 20<sup>th</sup> September Council meeting
- 27<sup>th</sup> September Staff projects meeting
- 5<sup>th</sup> October Roads Committee

## RECOMMENDATION

That the report be received and noted.

*Moved Crs. Nichols and Wakefield that the recommendation be adopted.*

**CARRIED**

## **8.7. WORKS IN PROGRESS (File S550)**

A brief summary of ongoing matters for September and October is set out below for the information of Councillors.

## DIRECTOR INFRASTRUCTURE & ASSET SERVICES - REPORT

The following matters are considered as works in progress and are being actively pursued for resolution:

### **Sale to McGuigan Simeon Wines**

Settlement for the sale of the parcel of land at Mourquong is scheduled for 19<sup>th</sup> October 2006 upon which one third of the purchase price will be paid. Two further annual payments of a third of the contract price are due 19<sup>th</sup> October 2007 and 2008.

### **Buronga Tip Acquisition**

It is anticipated that gazettal for the acquisition of this land will occur late October. The Valuer-General has been given prior notice of Council's intention to have the land valued for Just Terms Compensation purposes, and valuation will occur when the Valuer-General's Department are formally advised of the gazettal.

An officer from the Valuer-General's Department attended Council offices on 21<sup>st</sup> September 2006. He advised that should Council not agree with the valuation, then Council has no right of appeal.

### **Coomealla Memorial Gardens extension**

Council has been advised that an officer from the Department of Natural Resources is examining the parcel of land adjacent to the Coomealla Memorial Gardens for possible acquisition to extend the Coomealla Memorial Gardens.

This issue will be further discussed by the Cemetery Committee on 12<sup>th</sup> October.

### **Pooncarie boat ramp**

The construction of the boat ramp and associated access tracks were completed during the past month.

A successful official opening of the ramp was held on-site on 22<sup>nd</sup> September 2006.

### **Road Widening and Kerb & Channel – Silver City Highway, Buronga**

The proposed scale of the project has been reviewed. The preferred extent of the project is approximately 600m of highway frontage from Pitman Avenue to Orana Crescent.

The initial letter of advice that Council was undertaking the drainage installation along the highway and was intending to later develop a project to construct kerb and channelling was provided in June 2006 to landowners along this section of highway. They were advised that the project would require a contribution by landowners of 50% of the cost of the kerb and channelling.

No costs were provided at that time as the design and costing had not been finalised.

The new drain and pits have now been installed at an approximate cost of \$30,000 on the alignment to match in with the proposed kerb and channelling.

Initial cost estimates have now been done, indicating that the project cost will be \$100,000, including road widening and sealing. Of this cost, \$60,000 relates to the kerb and channelling. The landowner contribution to the project will be approximately \$30,000.

The balance within the current capital works allocation to this project is \$20,000. A further \$50,000 is required to be allocated to this project to enable the preferred section to be completed. This budget variation request is made separately within this report.

Subject to the budget variation, letters will be forwarded to each of the landowners advising of the project and their intended contribution. Title details, particularly lengths of frontage are being confirmed, as these are the basis for the landowner contribution.

### **Skatepark Developments**

Three townships have been raised as possible locations for skateparks.

Some initial research has been done regarding the criteria required for design, siting and management of skateparks.

Advice is being sought from a specialist in the field of skatepark development regarding the process Council and the community would go through to ensure the project is required and justified and to deliver a successful facility.

18<sup>th</sup> October, 2006

This specialist is a former national skateboarding champion who now project manages the development of skateparks and has considerable experience in regions and townships such as this.

A meeting is to be held with the Dareton Community Action Team on 6<sup>th</sup> November to begin discussions on the need and possible siting options within Dareton.

### Capital Projects

A number of smaller capital projects have now been completed, including:-

- Installing chemical and oil spill bunding at Wentworth Depot.
- Power and lighting connection upgrade at Wentworth Depot.
- Purchase mower for Gol Gol and Buronga Water & Sewerage Stations.
- Purchase weedicide pack fro Gol Gol Sewerage Treatment Plant
- Construction of Pooncarie boat ramp.

### Subdivisions

1. Industrial Subdivision Stages 1 & 2, 19 Lot, Corbett Ave, Buronga

Drainage, sewerage and water mains have been laid. Electricity conduits have been laid, in process of installing mains and property junction boxes. Kerb and guttering has been constructed and road pavement has been completed except for the laying of the asphalt wearing course. Work still remaining includes laying of driveways, grading of entire site, finishing minor concrete work.

2. Residential Subdivision, 17 Lot, River Drive, Buronga

Earthworks, kerb and guttering, sewerage, water reticulation and road pavement are complete. Presently footpaths are being laid. The developer has requested and accepted a quotation for Council to lay the grass seed and purchase and plant street trees. This subdivision is nearing completion.

3. Residential Subdivision, 6 Lot, Carramar Drive, Gol Gol

Earthwork nearing completion. Road widening has been excavated and base coarse of the road pavement laid in preparation for the kerb and guttering. Drainage has been laid and drainage pits partly built. Water mains still require tapping and sewer jump-ups to individual lots.

### RECOMMENDATION

That the report be received and noted.

*Moved Crs. Ribarits and Macri that the recommendation be adopted.*

**CARRIED**

## 9. DEVELOPMENT & ENVIRONMENT

*Councillor Wheeldon declared a conflict of interest in item 9.1 and vacated the Council Chambers at 12.34pm.*

### 9.1. DEVELOPMENT & ENVIRONMENT REPORTS (File S122-3) **Attachments**

For Council's information the reports on Construction Certificates Determined, Construction Certificates Yet To Be Determined, Development Applications, Development Applications Yet to be Determined are attached.

#### RECOMMENDATION

That the reports be received and noted.

*Moved Crs. Macri and Wakefield that the recommendation be adopted.*

**CARRIED**

*Councillor Wheeldon resumed his chair for item 9.2 at 12.35pm.*

### 9.2. PROPOSED DWELLING AT LOT 6 DP 23113 BOEILL CREEK ROAD, BOEILL CREEK (File DA89/06)

Owner:	D MARROWS
Applicant:	FREEMAN AND FREEMAN
Land Description:	Lot 6 DP 23113 Boeill Creek Road, Boeill Creek.
Assessment No.:	351.01

#### PURPOSE

The purpose of this report is for Council to review conditions attached to an approval for the proposed construction of a dwelling on Lot 6 DP 23113, Boeill Creek Road, Boeill Creek.

The reason for this course of action is due to the Council seeing fit to depart from the staff recommendation presented to the September meeting.

#### BACKGROUND

The applicant has submitted an application to construct a dwelling. The subject land is zoned 1(a) General Rural Zone under the Wentworth Local Environmental Plan 1993.

Mr. Marrows has made recent enquiries to Council in regard to dwelling entitlements on a number of lots in Boeill Creek, Lot 1 included. Council staff concluded after a full and complete historical search in relation to Mr Marrow's land, that no dwelling entitlement exists under any previous or current planning systems or schemes. This was relayed in a letter to Mr Marrows dated 8 February 2006.

CONCLUSION

Further to the report presented to the September meeting of Council the following resolution was adopted.

***“Moved Crs. Crisp and Macri that Council, having considered the report presented, depart from the recommendation of the staff by approving Development Application 89/06 lodged by Freeman & Freeman for the construction of a dwelling on Lot 1 DP 1018107, subject to suitable conditions prepared by the Director of Development and Environment being endorsed at the next meeting of Council.”***

Therefore, given the resolution adopted at the September meeting, the following conditions are submitted for Council's consideration

1	The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans.
2	Approval is for a dwelling on the floodplain.
3	Without the further consent of the Wentworth Shire Council, in writing, this permit shall lapse and have no force or effect unless the use or development hereby permitted is substantially commenced within 24 months of the date of this permit.
4	Any development authorised by this approval shall, after it is substantially commenced, be completed within 12 months.
5	<p>(i) An application for a construction certificate is to be made under Section 78(A) of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Section 109c(1)(b), 81A(2) &amp; 81A(4) of the Environmental; Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning &amp; Assessment Act and Regulations and the Local Government Act and Regulations thereunder.</p> <p>(ii) Application is to be submitted to Council under Section 75 of the Local Government Act NSW 1993 and approval given by Council under Section 94 of the Local Government Act NSW 1993 prior to any work being carried out to</p> <p>(a) Carry out water supply work.</p> <p>(b) Carry out any plumbing &amp; drainage work necessary to connect the buildings to Council's sewer mains.</p> <p>(c) Carry out work to connect to Council's stormwater drainage system.</p> <p>(d) Carry out work to install a septic tank and associated on-site wastewater disposal system.</p>
6	Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction

	<p>site is kept clean and safe at all times.                  PLEASE NOTE: Failure to comply with this condition may incur a penalty of \$600.00.                  Council rangers carry out random inspections of building sites for non-compliance.</p>
7	<p>Subject to approval to commence works two days before any site works, building or demolition begins, the applicant must:                  forward Form 7 of the Regulation to Council (notice of commencement of work and appointment of Principal Certifying Authority).                  Notify the adjoining owners that work will commence.</p>
8	<p>Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable to an approved chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work.</p>
9	<p>As the dwelling is to be erected on the floodplain and sewer is not available to the site the wastewater system shall be an approved aerated water treatment type.</p>
10	<p>A minimum of 5000 litre water storage capacity is to be provided and reserved in a water storage tank for fire fighting purposes in the vicinity of the development. The water storage tank is to be fitted with a gate or ball valve and 65mm "Stortz" fittings with cap, suitable for connection to Bush Fire Brigade equipment as per the plan titled "Rural Raw Water Domestic Storage".</p>
11	<p>All stormwater discharged from the site shall be conveyed by means of underground drains to a legal point of discharge. Any construction works/drainage works should be carried out in a manner that eliminates/reduces water ponding and subsequent mosquitoes breeding, i.e. all run off/stormwater should be diverted away from low lying poor surface drainage areas. No drainage is to be directed towards the creek/river.</p>
12	<p>No building works are to encroach over any easements</p>
13	<p>The height of embankment for construction of dwelling is to be 750mm above the 1 in 100 year recurrence flood level, predicted to be 37.31 m AHD. Therefore the minimum floor level of the dwelling is to be at an elevation of 38.06m AHD. The mound for the construction of the dwelling is to project not less than 3 metres or more than 6metres from the building extremities with batters not steeper than 1 to 3 to meet natural surface levels.</p>
14	<p>The developer is to comply with the relevant requirements of Council's policy for "Earthworks Landfill for Structures on the Floodplain" and "Ground Disposal of Effluent and Sullage Wastes on River Banks and Floodplains (copy attached).</p>
15	<p>As the dwelling is to be erected on the floodplain, Council cannot and will not guarantee access in times of high river.</p>

16	<p>A certificate from a qualified structural engineer certifying:-</p> <ul style="list-style-type: none"> <li>(i) the structural stability of the mound in accordance with paragraph "b" of Council's Mound Policy;</li> <li>(ii) the soil classification of the building site (mound); and</li> <li>(iii) the design and structural adequacy of the reinforced concrete floor slab to be constructed on the mound</li> </ul> <p>is to be submitted.</p>
17	<p>In accordance with the Native Vegetation Act 2003 the proponent is to contact the Lower Murray Darling Catchment Management Authority for a PVP (Property Vegetation Plan).</p> <p>NOTE</p> <p>The Native Vegetation Act 2003 defines "native vegetation" as any of the following types of native vegetation:</p> <ul style="list-style-type: none"> <li>trees (including any sapling or shrub, or any scrub)</li> <li>understorey plants,</li> <li>groundcover (being any type of herbaceous vegetation),</li> <li>plants occurring in a wetland.</li> </ul>
18	<p>Engineers details of the actual roof trusses to be used, together with a truss layout plan, are to be submitted to and approved by Council before roof construction is commenced.</p>
19	<p>Before construction commences a certificate signed by a professional engineer is to be supplied to Council in respect of the structural adequacy of footings.</p> <p>Such Certificate is to certify compliance with the Building Code of Australia and is to set out the basis on which it is given and the extent to which relevant specifications, rules, codes of practice or other publications have been relied upon.</p>
20	<p>Notify either the council or an accredited certifier in advance – 48 hours in writing, or 24 hours by telephone, to inspect the following:</p> <ul style="list-style-type: none"> <li>placement of piers or foundation before placing footings</li> <li>steel reinforcing before pouring concrete</li> <li>framework of structure before lining or cladding is fixed</li> <li>wet areas treated before lining or tiling.</li> <li>sewer/septic – underfloor</li> <li>sewer/septic – external</li> <li>completed building – before occupation/use.</li> </ul>
21	<p>Before any site works, building or demolition is started, the applicant or builder must:</p> <ul style="list-style-type: none"> <li>- notify council of the name, address, phone number and licence number of the builder</li> </ul>
22	<p>The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.</p>

23	All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.
24	The timber framework is to be erected in accordance with the requirements of AS 1684 – Timber Framing Code.
25	Any exhaust fan provided over the kitchen stove is to be ducted continuously from the fan, through the ceiling and through the roof or wall to the outside air.
26	Glazing in all glass doors, windows and panels is to comply with the requirements of AS 1288 - "Selection and Installation of Glass in Buildings".
27	As part of the supporting documentation for the construction certificate the applicant shall demonstrate to the satisfaction of Council a suitable flood evacuation route for at least the 5% AEP(or 20 year ARI) event.
28	<p>If during the course of Construction, the Applicant becomes aware of any Aboriginal heritage and/or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant authorities consulted about an appropriate course of action prior to recommencement of work. The relevant authorities may include NPWS and the relevant local Aboriginal group(s). Any necessary permits or consents shall be obtained and complied with prior to recommencement of work in the relevant area.</p> <p><u>NOTE:</u> The Applicant is required to obtain consent under Section 90 of the National Parks and Wildlife Act 1974 prior to disturbing any Aboriginal archaeology site or relic.</p>
29	If during the course of Construction, the Applicant becomes aware of any European heritage items or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant organisations consulted about an appropriate course of action prior to recommencement of work. The relevant authorities may include the NSW Heritage Office and the Wentworth Historical Society.
30	If threatened species (listed under the Threatened Species Conservation Act, 1995) are identified on the site during construction, the Applicant shall immediately notify NPWS. The Applicant shall cease any work which could adversely impact on the identified species, should an appropriately qualified and experienced ecologist (approved by the Director-General) in consultation with NPWS deem it necessary. In the event that work ceases, work shall not recommence until advice has been received from NPWS.
31	The Applicant shall ensure that all statutory requirements including but not restricted to those set down by the Local Government Act 1993, Protection of the Environment Administration Act 1991, Protection of the Environment Operations Act 1997, Rivers and Foreshores Improvement Act 1948, Water Act 1912, National Parks and Wildlife Act 1974, Native Vegetation Act 2003 and all other relevant legislation, Regulations, Australian Standards, Codes, Guidelines and Notices, Conditions, Directions, Notices

	and Requirements issued pursuant to statutory powers by the WSC, EPA, NPWS, DNR, and RTA are fully met.
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### RECOMMENDATION

That Council endorse the above conditions to be attached to DA89/06, the subject of Council's resolution No.9.4 of 20 September 2006.

*Moved Crs. Nichols and Ward that the recommendation be adopted.*

**CARRIED**

### **9.3. PROPOSED DWELLING AT LOT 5 DP 23113 BOEILL CREEK ROAD, BOEILL CREEK (File DA90/06)**

Owner: D MARROWS  
Applicant: FREEMAN AND FREEMAN  
Land Description: Lot 5 DP 23113 Boeill Creek Road, Boeill Creek.  
Assessment No.: 351.01

### PURPOSE

The purpose of this report is for Council to review conditions attached to an approval for the proposed construction of a dwelling on Lot 5 DP 23113, Boeill Creek Road, Boeill Creek. The reason for this course of action is due to the Council seeing fit to depart from the staff recommendation presented to the September meeting.

### BACKGROUND

The applicant has submitted an application to construct a dwelling. The subject land is zoned 1(a) General Rural Zone under the Wentworth Local Environmental Plan 1993.

Mr. Marrows has made recent enquiries to Council in regard to dwelling entitlements on a number of lots in Boeill Creek, Lot 5 included. Council staff concluded after a full and complete historical search in relation to Mr Marrow's land, that no dwelling entitlement exists under any previous or current planning systems or schemes. This was relayed in a letter to Mr Marrows dated 8 February 2006.

### CONCLUSION

Further to the report presented to the September meeting of Council the following resolution was adopted.

*"Moved Crs. Crisp and Macri that Council, having considered the report presented, depart from the recommendation of the staff by approving Development Application 90/06 lodged by Freeman &*

***Freeman for the construction of a dwelling on Lot 5 DP 23113, subject to suitable conditions prepared by the Director of Development and Environment being endorsed at the next meeting of Council."***

Therefore, given the resolution adopted at the September meeting, the following conditions are submitted for Council's consideration

1	The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans.
2	Approval is for a dwelling on the floodplain.
3	Without the further consent of the Wentworth Shire Council, in writing, this permit shall lapse and have no force or effect unless the use or development hereby permitted is substantially commenced within 24 months of the date of this permit.
4	Any development authorised by this approval shall, after it is substantially commenced, be completed within 12 months.
5	<p>(i) An application for a construction certificate is to be made under Section 78(A) of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Section 109c(1)(b), 81A(2) &amp; 81A(4) of the Environmental; Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning &amp; Assessment Act and Regulations and the Local Government Act and Regulations thereunder.</p> <p>(ii) Application is to be submitted to Council under Section 75 of the Local Government Act NSW 1993 and approval given by Council under Section 94 of the Local Government Act NSW 1993 prior to any work being carried out to</p> <p>(a) Carry out water supply work.</p> <p>(b) Carry out any plumbing &amp; drainage work necessary to connect the buildings to Council's sewer mains.</p> <p>(c) Carry out work to connect to Council's stormwater drainage system.</p> <p>(d) Carry out work to install a septic tank and associated on-site wastewater disposal system.</p>
6	<p>Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction site is kept clean and safe at all times.</p> <p>PLEASE NOTE: Failure to comply with this condition may incur a penalty of \$600.00. Council rangers carry out random inspections of building sites for non-compliance.</p>
7	<p>Subject to approval to commence works two days before any site works, building or demolition begins, the applicant must:</p> <p>forward Form 7 of the Regulation to Council (notice of commencement of work and appointment of Principal Certifying Authority).</p> <p>Notify the adjoining owners that work will commence.</p>

8	Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable to an approved chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work.
9	As the dwelling is to be erected on the floodplain and sewer is not available to the site the wastewater system shall be an approved aerated water treatment type.
10	A minimum of 5000 litre water storage capacity is to be provided and reserved in a water storage tank for fire fighting purposes in the vicinity of the development. The water storage tank is to be fitted with a gate or ball valve and 65mm "Stortz" fittings with cap, suitable for connection to Bush Fire Brigade equipment as per the plan titled "Rural Raw Water Domestic Storage".
11	All stormwater discharged from the site shall be conveyed by means of underground drains to a legal point of discharge. Any construction works/drainage works should be carried out in a manner that eliminates/reduces water ponding and subsequent mosquitoes breeding, i.e. all run off/stormwater should be diverted away from low lying poor surface drainage areas. No drainage is to be directed towards the creek/river.
12	No building works are to encroach over any easements
13	The height of embankment for construction of dwelling is to be 750mm above the 1 in 100 year recurrence flood level, predicted to be 37.32 m AHD. Therefore the minimum floor level of the dwelling is to be at an elevation of 38.07m AHD. The mound for the construction of the dwelling is to project not less than 3 metres or more than 6metres from the building extremities with batters not steeper than 1 to 3 to meet natural surface levels.
14	The developer is to comply with the relevant requirements of Council's policy for "Earthworks Landfill for Structures on the Floodplain" and "Ground Disposal of Effluent and Sullage Wastes on River Banks and Floodplains (copy attached).
15	As the dwelling is to be erected on the floodplain, Council cannot and will not guarantee access in times of high river.
16	A certificate from a qualified structural engineer certifying:- (i) the structural stability of the mound in accordance with paragraph "b" of Council's Mound Policy; (ii) the soil classification of the building site (mound); and (iii) the design and structural adequacy of the reinforced concrete floor slab to be constructed on the mound is to be submitted.
17	In accordance with the Native Vegetation Act 2003 the proponent is to contact the Lower Murray Darling Catchment Management Authority for a PVP (Property Vegetation Plan).

	<p>NOTE</p> <p>The Native Vegetation Act 2003 defines "native vegetation" as any of the following types of native vegetation:  trees (including any sapling or shrub, or any scrub)  understorey plants  groundcover (being any type of herbaceous vegetation),  plants occurring in a wetland.</p>
18	Engineers details of the actual roof trusses to be used, together with a truss layout plan, are to be submitted to and approved by Council before roof construction is commenced.
19	Before construction commences a certificate signed by a professional engineer is to be supplied to Council in respect of the structural adequacy of footings. Such Certificate is to certify compliance with the Building Code of Australia and is to set out the basis on which it is given and the extent to which relevant specifications, rules, codes of practice or other publications have been relied upon.
20	Notify either the council or an accredited certifier in advance – 48 hours in writing, or 24 hours by telephone, to inspect the following:  placement of piers or foundation before placing footings steel reinforcing before pouring concrete framework of structure before lining or cladding is fixed wet areas treated before lining or tiling. sewer/septic – underfloor sewer/septic – external completed building – before occupation/use.
21	Before any site works, building or demolition is started, the applicant or builder must:  notify council of the name, address, phone number and licence number of the builder
22	The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.
23	All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.
24	The timber framework is to be erected in accordance with the requirements of AS 1684 – Timber Framing Code.
25	Any exhaust fan provided over the kitchen stove is to be ducted continuously from the fan, through the ceiling and through the roof or wall to the outside air.
26	Glazing in all glass doors, windows and panels is to comply with the requirements of AS 1288 - "Selection and Installation of Glass in Buildings".

27	As part of the supporting documentation for the construction certificate the applicant shall demonstrate to the satisfaction of Council a suitable flood evacuation route for at least the 5% AEP(or 20 year ARI) event.
28	If during the course of Construction, the Applicant becomes aware of any Aboriginal heritage and/or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant authorities consulted about an appropriate course of action prior to recommencement of work. The relevant authorities may include NPWS and the relevant local Aboriginal group(s). Any necessary permits or consents shall be obtained and complied with prior to recommencement of work in the relevant area. <b>NOTE:</b> The Applicant is required to obtain consent under Section 90 of the National Parks and Wildlife Act 1974 prior to disturbing any Aboriginal archaeology site or relic.
29	If during the course of Construction, the Applicant becomes aware of any European heritage items or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant organisations consulted about an appropriate course of action prior to recommencement of work. The relevant authorities may include the NSW Heritage Office and the Wentworth Historical Society.
30	If threatened species (listed under the Threatened Species Conservation Act, 1995) are identified on the site during construction, the Applicant shall immediately notify NPWS. The Applicant shall cease any work which could adversely impact on the identified species, should an appropriately qualified and experienced ecologist (approved by the Director-General) in consultation with NPWS deem it necessary. In the event that work ceases, work shall not recommence until advice has been received from NPWS.
31	The Applicant shall ensure that all statutory requirements including but not restricted to those set down by the Local Government Act 1993, Protection of the Environment Administration Act 1991, Protection of the Environment Operations Act 1997, Rivers and Foreshores Improvement Act 1948, Water Act 1912, National Parks and Wildlife Act 1974, Native Vegetation Act 2003 and all other relevant legislation, Regulations, Australian Standards, Codes, Guidelines and Notices, Conditions, Directions, Notices and Requirements issued pursuant to statutory powers by the WSC, EPA, NPWS, DNR, and RTA are fully met.

RECOMMENDATION

That Council endorse the above conditions to be attached to DA90/06, the subject of Council's resolution No. 9.3.of 20 September 2006.

***Moved Crs. Nichols and Ward that the recommendation be adopted.***

**CARRIED**

**9.4. PROPOSED DWELLING AT LOT 1 DP 1018107 BOEILL CREEK ROAD, BOEILL CREEK (File DA88/06)**

Owner: D MARROWS  
Applicant: FREEMAN AND FREEMAN  
Land Description: Lot 1 DP 1018107 Boeill Creek Road, Boeill Creek.  
Assessment No.: 351.01

PURPOSE

The purpose of this report is for Council to review conditions attached to an approval for the proposed construction of a dwelling on Lot 1 DP 1018107, Boeill Creek Road, Boeill Creek. The reason for this course of action is due to the Council seeing fit to depart from the staff recommendation presented to the September meeting.

BACKGROUND

The applicant has submitted an application to construct a dwelling. The subject land is zoned 1(a) General Rural Zone under the Wentworth Local Environmental Plan 1993.

The subject allotment was created from part Lot 9 DP 23113 and is the result of a road acquisition (Amaroo Road).

Mr. Marrows has made recent enquiries to Council in regard to dwelling entitlements on a number of lots in Boeill Creek, Lot 1 included. Council staff concluded after a full and complete historical search in relation to Mr Marrow's land, that no dwelling entitlement exists under any previous or current planning systems or schemes. This was relayed in a letter to Mr Marrows dated 8 February 2006.

CONCLUSION

Further to the report presented to the September meeting of Council the following resolution was adopted.

***“Moved Crs. Crisp and Macri that Council, having considered the report presented, depart from the recommendation of the staff by approving Development Application 88/06 lodged by Freeman & Freeman for the construction of a dwelling on Lot 1 DP 1018107, subject to suitable conditions prepared by the Director of Development and Environment being endorsed at the next meeting of Council.”***

Therefore, given the resolution adopted at the September meeting, the following conditions are submitted for Council's consideration

1	The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans.
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2	Approval is for a dwelling on the floodplain.
3	Without the further consent of the Wentworth Shire Council, in writing, this permit shall lapse and have no force or effect unless the use or development hereby permitted is substantially commenced within 24 months of the date of this permit.
4	Any development authorised by this approval shall, after it is substantially commenced, be completed within 12 months.
5	<p>(i) An application for a construction certificate is to be made under Section 78(A) of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Section 109c(1)(b), 81A(2) &amp; 81A(4) of the Environmental; Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning &amp; Assessment Act and Regulations and the Local Government Act and Regulations thereunder.</p> <p>(ii) Application is to be submitted to Council under Section 75 of the Local Government Act NSW 1993 and approval given by Council under Section 94 of the Local Government Act NSW 1993 prior to any work being carried out to</p> <p>(a) Carry out water supply work.</p> <p>(b) Carry out any plumbing &amp; drainage work necessary to connect the buildings to Council's sewer mains.</p> <p>(c) Carry out work to connect to Council's stormwater drainage system.</p> <p>(d) Carry out work to install a septic tank and associated on-site wastewater disposal system.</p>
6	<p>Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction site is kept clean and safe at all times.</p> <p>PLEASE NOTE: Failure to comply with this condition may incur a penalty of \$600.00. Council rangers carry out random inspections of building sites for non-compliance.</p>
7	<p>Subject to approval to commence works two days before any site works, building or demolition begins, the applicant must:</p> <p>forward Form 7 of the Regulation to Council (notice of commencement of work and appointment of Principal Certifying Authority).</p> <p>Notify the adjoining owners that work will commence.</p>
8	Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable to an approved chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work.
9	As the dwelling is to be erected on the floodplain and sewer is not available to the site the wastewater system shall be an approved aerated water treatment type.
10	A minimum of 5000 litre water storage capacity is to be provided and reserved in a water storage tank for fire fighting purposes in the vicinity of the development. The

	water storage tank is to be fitted with a gate or ball valve and 65mm "Stortz" fittings with cap, suitable for connection to Bush Fire Brigade equipment as per the plan titled "Rural Raw Water Domestic Storage".
11	All stormwater discharged from the site shall be conveyed by means of underground drains to a legal point of discharge. Any construction works/drainage works should be carried out in a manner that eliminates/reduces water ponding and subsequent mosquitoes breeding, i.e. all run off/stormwater should be diverted away from low lying poor surface drainage areas. No drainage is to be directed towards the creek/river.
12	No building works are to encroach over any easements
13	The height of embankment for construction of dwelling is to be 750mm above the 1 in 100 year recurrence flood level, predicted to be 37.33 m AHD. Therefore the minimum floor level of the dwelling is to be at an elevation of 38.08m AHD. The mound for the construction of the dwelling is to project not less than 3 metres or more than 6metres from the building extremities with batters not steeper than 1 to 3 to meet natural surface levels.
14	The developer is to comply with the relevant requirements of Council's policy for "Earthworks Landfill for Structures on the Floodplain" and "Ground Disposal of Effluent and Sullage Wastes on River Banks and Floodplains (copy attached).
15	As the dwelling is to be erected on the floodplain, Council cannot and will not guarantee access in times of high river.
16	A certificate from a qualified structural engineer certifying:- (i) the structural stability of the mound in accordance with paragraph "b" of Council's Mound Policy; (ii) the soil classification of the building site (mound); and (iii) the design and structural adequacy of the reinforced concrete floor slab to be constructed on the mound is to be submitted.
17	In accordance with the Native Vegetation Act 2003 the proponent is to contact the Lower Murray Darling Catchment Management Authority for a PVP (Property Vegetation Plan). NOTE The Native Vegetation Act 2003 defines "native vegetation" as any of the following types of native vegetation: trees (including any sapling or shrub, or any scrub) understorey plants, groundcover (being any type of herbaceous vegetation), plants occurring in a wetland.

18	Engineers details of the actual roof trusses to be used, together with a truss layout plan, are to be submitted to and approved by Council before roof construction is commenced.
19	Before construction commences a certificate signed by a professional engineer is to be supplied to Council in respect of the structural adequacy of footings. Such Certificate is to certify compliance with the Building Code of Australia and is to set out the basis on which it is given and the extent to which relevant specifications, rules, codes of practice or other publications have been relied upon.
20	Notify either the council or an accredited certifier in advance – 48 hours in writing, or 24 hours by telephone, to inspect the following:  placement of piers or foundation before placing footings steel reinforcing before pouring concrete framework of structure before lining or cladding is fixed wet areas treated before lining or tiling. sewer/septic – underfloor sewer/septic – external completed building – before occupation/use.
21	Before any site works, building or demolition is started, the applicant or builder must: - notify council of the name, address, phone number and licence number of the builder
22	The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.
23	All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.
24	The timber framework is to be erected in accordance with the requirements of AS 1684 – Timber Framing Code.
25	Any exhaust fan provided over the kitchen stove is to be ducted continuously from the fan, through the ceiling and through the roof or wall to the outside air.
26	Glazing in all glass doors, windows and panels is to comply with the requirements of AS 1288 - "Selection and Installation of Glass in Buildings".
27	As part of the supporting documentation for the construction certificate the applicant shall demonstrate to the satisfaction of Council a suitable flood evacuation route for at least the 5% AEP(or 20 year ARI) event.
28	If during the course of Construction, the Applicant becomes aware of any Aboriginal heritage and/or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant authorities consulted about an

	<p>appropriate course of action prior to recommencement of work. The relevant authorities may include NPWS and the relevant local Aboriginal group(s). Any necessary permits or consents shall be obtained and complied with prior to recommencement of work in the relevant area.</p> <p><u>NOTE:</u> The Applicant is required to obtain consent under Section 90 of the National Parks and Wildlife Act 1974 prior to disturbing any Aboriginal archaeology site or relic.</p>
29	<p>If during the course of Construction, the Applicant becomes aware of any European heritage items or archaeological relics not previously identified, all work likely to affect the material shall cease immediately and the relevant organisations consulted about an appropriate course of action prior to recommencement of work. The relevant authorities may include the NSW Heritage Office and the Wentworth Historical Society.</p>
30	<p>If threatened species (listed under the Threatened Species Conservation Act, 1995) are identified on the site during construction, the Applicant shall immediately notify NPWS. The Applicant shall cease any work which could adversely impact on the identified species, should an appropriately qualified and experienced ecologist (approved by the Director-General) in consultation with NPWS deem it necessary. In the event that work ceases, work shall not recommence until advice has been received from NPWS.</p>
31	<p>The Applicant shall ensure that all statutory requirements including but not restricted to those set down by the Local Government Act 1993, Protection of the Environment Administration Act 1991, Protection of the Environment Operations Act 1997, Rivers and Foreshores Improvement Act 1948, Water Act 1912, National Parks and Wildlife Act 1974, Native Vegetation Act 2003 and all other relevant legislation, Regulations, Australian Standards, Codes, Guidelines and Notices, Conditions, Directions, Notices and Requirements issued pursuant to statutory powers by the WSC, EPA, NPWS, DNR, and RTA are fully met.</p>

RECOMMENDATION

That Council endorse the above conditions to be attached to DA88/06, the subject of Council's resolution No. 9.5 of 20 September 2006.

*Moved Crs. Nichols and Ward that the recommendation be adopted.*

**CARRIED**

## 10. MISCELLANEOUS CORRESPONDENCE

(For Councillors Information only)

### 10.1. MEDIA RELEASES

10.1.1. Murray Darling Association

### 10.2. CORRESPONDENCE

10.2.1. Letter of appreciation from Mildura Rural City Council re 2006 Tour of the Murray River

10.2.2. Local Government Policy Platform March 2007 State Election

10.2.3. Notice of Mid Term Meeting at Cobar of Western Division Shires

10.2.4. Certificate of appreciation for generous support of Daffodil Day 2006

10.2.5. Protecting Agricultural Land Through Local Environmental Plans

10.2.6. Fluoridation of Water Supply – Sunraysia Community Infection Control Committee

10.2.7. Letter of congratulations to Mayor Margaret Thomson being re-elected unopposed

10.2.8. Endorsement of Australian Inland Botanic Gardens

10.2.9. Applying for Pecuniary Interest Exemptions Under Section 458 of the LG Act 1993

10.2.10. Request for change in declaration status of weed under Noxious Weeds Act 1993

10.2.11. Letter of thank you to WSC re waiving hire fee for Memorial Restrooms Hire

### 10.3. NEWSLETTERS

### 10.4. MINUTES OF COMMUNITY MEETINGS

10.4.1. NSW Floodplain Management Authorities Quarterly meeting 24<sup>th</sup> August, 2006

10.4.2. Australian Inland Botanic Gardens meeting 7<sup>th</sup> August, 2006

10.4.3. Community Safety Action Group meeting 7<sup>th</sup> September, 2006

### RECOMMENDATION

That the correspondence be received and noted.

*Moved Crs. Ward and Crisp that the recommendation be adopted.*

**CARRIED**

## 11. QUESTIONS WITHOUT NOTICE

### 11.1. Report matrix – actions/reports undertaken from previous Council meeting

#### RECOMMENDATION

That the report matrix be received and noted and that the completed items (shown in yellow) be deleted off the matrix.

*Moved Crs. Wakefield and Wheeldon that the recommendation be adopted.*

**CARRIED**

#### Cr. Macri

1. Enquired as to whether the Wentworth Shire Council owns the water tower at Namatjira Avenue as the tower has a 10° lean and needs attention. (File S351)
2. Advised that Council has a roads hierarchy and requested that investigations be undertaken into sealing Council's unsealed roads especially with respect to Downham Road at Ellerslie where an accident recently occurred due to the perceived condition of the road surface. Cr. Macri considered that in the long run it would be more financially beneficial for Council to seal a road rather than to keep up the maintenance on unsealed roads. (File R4/1-2)

#### Cr. Ward

1. Advised he was concerned at the lack of funds in the budget to undertake lighting in the public toilets at O'Donnell Park Curlwaa as there were security and safety problems due to the darkness of the public toilets. (File S528)
2. Advised he had heard a rumour that the river levels of the weir were to be lowered thereby allowing more water to flow to Adelaide/South Australia and requested that staff enquire as to whether this is true or not. (File DA05/04)
3. For the information of the Council the Rural Counselling Service Wentworth/Balranald will be moving into the same premises in Mildura as the Sunraysia Rural Counselling Service. (File S346-1)
4. For the information of Council there will be a Rotary Club Golf Day to be held on 19<sup>th</sup> November and half the proceeds will be donated to the Rural Counselling Service. (File S234-2)

#### Cr. Crisp

1. Enquired as to whether the terms of reference have been finalised for the internal Audit Committee review. (File F4/1-3)

Cr. Nichols

1. Advised that the Buronga Town signs had been repainted and would like to extend her thanks to the staff who actioned this work. (File S9/4-2)
2. Advised that after the presentation from the Auditors, she would like to extend her congratulations to the administration staff for a job well done with respect to a good audit outcome and also thanks to Terri for her continuing good job. (File F4/1-3)
3. Enquired as to whether Council has acknowledge the sickness of ex Councillor Rodda as he is very ill. (File S268)  
*(The Mayor advised that flowers were sent to Mr Rodda when he first went to Melbourne Hospital).*
4. Advised of her concern regarding Horticultural property opposite the third biggest tourist attraction is being allowed to die due to financial difficulties and that something should be done to assist the horticultural areas through this very trying time. With people having to leave the horticulture business and go on a pension the Government needs to act. (File S45-6)  
*(The Mayor advised that she had a talk with Minister Ian Macdonald recently about the dire horticultural situation indicating to him the Government needs to address these issues and assist with great speed).*

Cr. Macri

1. Enquired as to whether farmers walking off their land will be included in the Buronga/Gol Gol Strategic Plan so that adjustments can be made to cater for this problem. (File S512/1)  
*(The Director Development & Environment enquired as to what the Councillors want the Government to do, release the land or change the purpose on the LEP and that this will need to be included in the 1(c) Strategy).*

Cr. Ward

1. Advised that the Council has pushed and pushed the Governments to assist with the speeding up of development of these areas and that people have tried to keep their horticultural properties going but are at the stage where they are just walking off the land. Photographs need to be taken of these properties and sent to the Government indicating the dire times the horticultural people/properties are facing. (S512-1).

Cr. Ribarits

1. The report matrix lists that a report on the Community Bus was to come to the October Council meeting but was not listed on the agenda. She also enquired as to whether Council is restricting the usage of the bus. (File S268)  
*(The General Manager advised that due to his recent annual leave the matter was not actioned but advised Cr. Ribarits that he had spoken with the Director Infrastructure & Assets and that there will be a report submitted to the November Council meeting).*
2. Enquired as to whether costs could be included in the playground audit for shade sails and extra seating. (File S369)

Cr. Wheeldon

1. Enquired as to whether Council will be applying for funding from \$8m being available for planning assistance that was recently advertised in the LG News. (File L1/42)  
*(The Director Development & Environment advised that an application has been made on behalf of Council for additional funds).*
2. Advised that he will be making a separate submission to the Cabinet meeting to be held on 31<sup>st</sup> October regarding the Ambulance Service and would like Council to also make a submission to the Cabinet members on this matter. (File S21)

Cr. Crisp

1. Enquired as to what issues the Council was referring to in the earlier part of the Council meeting today. (File S268)  
*(The General Manager advised that if any Councillors had issues that they required to be submitted to the Cabinet meeting that they should do so before 5.00pm this Friday – 20<sup>th</sup> October. Some of the items to be submitted are the Arumpo road, Pooncarie tower, Australian Inland Botanic Gardens funding, Planning funding, and Exceptional Circumstance funding for farmers).*
2. Enquired as to whether there will be a presentation to Joy Neddermeyer thanking her for her time as Mayoral Assistant to three (3) Mayors. (File S268)  
*(The Mayor advised that Joy will be joining Councillors for lunch today and will also be presented with a gift of thanks before she leaves).*

At 1.04pm moved Crs. Crisp and Wakefield that the press and public be excluded from the meeting to enable consideration of - Proposed Sale of Industrial Land-Mourquong, Buronga Baby Health Centre and the new Native Title Claim No.#9.

**CARRIED**

At 1.17pm moved Crs. Crisp and Ward that the press and public be re-admitted to the meeting and that the following resolutions be adopted.

**CARRIED**

## **12. CONFIDENTIAL ITEMS**

### **12.1. PROPOSED SALE OF INDUSTRIAL LAND – MOURQUONG** (File S409-2) Section 10A(2)(c)

*That Council endorse the action of the Sub-Committee as authorising the sale of the total parcel of land of 52ha. on the basis of an additional and alternative parcel of land has been identified by the Sub-Committee for the intended purposes.*

12.2. BURONGA BABY HEALTH CENTRE (File S87-2) Section 10A(2)(f)

*That the recommendation be adopted and that the funds from the sale be dedicated to the changes that may need to be made to the Midway Community Centre and maintenance of other Baby Health Centres.*

12.3. NATIVE TITLE CLAIM NO.#9 (File S86-3) Section 10A(2)(h)

*That an approach be made to the Cabinet Ministers that will be visiting the Shire on 31<sup>st</sup> October, 2006 regarding the recent Native Title Claim Barkindji No.#9.*

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CHAIRMAN