



INVERELL
SHIRE COUNCIL



Inverell Remembers

ANZAC Day services will be held across the Shire and are as follows:

Inverell – Dawn Service – 5.45am, March – 10.15am, Main Service – 10.45am

Ashford – Dawn Service – 5.00am, March and Service – 10.30am

Delungra – Dawn Service – 6.30am, March – 10.30am, Main Service – 11.00am

Gilgai – March and Service – 8.00am

Tingha – Dawn Service – 6.00am, March and Service – 10.45am

Business Paper
Ordinary Meeting of Council
Wednesday, 27 April 2022

INVERELL SHIRE COUNCIL**NOTICE OF ORDINARY MEETING OF COUNCIL**

21 April, 2022

An Ordinary Meeting of Council will be held in the Council Chambers, Administrative Centre, 144 Otho Street, Inverell on Wednesday, 27 April, 2022, commencing at **3.00pm**.

Your attendance at this Ordinary Meeting of Council would be appreciated.

Please Note: Under the provisions of the Code of Meeting Practice the proceedings of this meeting (including presentations, deputations and debate) will be recorded. The audio recording of the meeting will be uploaded on the Council's website at a later time. Your attendance at this meeting is taken as consent to the possibility that your voice may be recorded and broadcast to the public.

I would like to remind those present that an audio recording of the meeting will be uploaded on the Council's website at a later time and participants should be mindful not to make any defamatory or offensive statements.

P J HENRY PSM

GENERAL MANAGER

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Recording of Council Meetings

Council meetings are recorded. By entering the Chambers during an open session of Council, you consent to your attendance and participation being recorded.

The recording will be archived. All care is taken to maintain your privacy; however as a visitor of the public gallery, your presence may be recorded.

Ethical Decision Making and Conflicts of Interest

A guiding checklist for Councillors, officers and community committees

Ethical decision making

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

Conflict of interest

A conflict of interest is a clash between private interest and public duty. There are two types of conflict:

- **Pecuniary** – regulated by the Code of Conduct and Office of Local Government
- **Non-pecuniary** – regulated by Code of Conduct and policy. ICAC, Ombudsman, Office of Local Government (advice only). If declaring a Non-Pecuniary Conflict of Interest, Councillors can choose to either disclose and vote, disclose and not vote or leave the Chamber.

The test for conflict of interest

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of 'corruption' – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

Identifying problems

- 1st** Do I have private interests affected by a matter I am officially involved in?
2nd Is my official role one of influence or perceived influence over the matter?
3rd Do my private interests conflict with my official role?

Code of Conduct

For more detailed definitions refer to Council's and Model Code of Conduct, Part 4 – Pecuniary Interests and Part 5 – Non – Pecuniary Conflicts of Interest.

Disclosure of pecuniary interests / non-pecuniary interests

Under the provisions of Part 4 of the Model Code of Conduct prescribed by the Local Government (Discipline) Regulation (conflict of interests) it is necessary for you to disclose the nature of the interest when making a disclosure of a pecuniary interest or a non-pecuniary conflict of interest at a meeting.

A Declaration form should be completed and handed to the General Manager as soon as practicable once the interest is identified. Declarations are made at Item 3 of the Agenda: Declarations - Pecuniary, Non-Pecuniary and Political Donation Disclosures, and prior to each Item being discussed: The Declaration Form can be downloaded at [Declaration Form](#)

Quick Reference Guide

Below is a legend that is common between the:

- Inverell Shire Council Strategic Plan;
- Inverell Shire Council Delivery Plan; and
- Inverell Shire Council Operational Plan.





MEETING CALENDAR

October 2021 – September 2022

Ordinary Meetings:

Time: 3.00 pm

Venue: Council Chambers

OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed
26	23	14	No Meeting	23	23	27	25	[^] 22	27	24	28

Major Committee Meetings:

Civil and Environmental Services - 9.00 am

Economic and Community Sustainability - 10.30 am

Venue: Committee Room

OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed
12	9	No Meeting	No Meeting	9	9	13	11	8	13	10	14

Members of the public are invited to observe meetings of the Council.

Should you wish to address Council, please contact the Office of the General Manager on 6728 8206.

[^] Meeting at which the Management Plan for 2022/2023 is adopted.



INTERNAL CALENDAR

May 2022

SUN	MON	TUE	WED	THU	FRI	SAT
1.	Reports due for Committee Meetings by 4.30pm	3.	LIRS portal opens for claims	5.	6.	Grafton to Inverell 11.00am Inverell Multicultural Festival
8.	Sapphire City Markets Commencement of Early Voting for Federal Election	10.	9.00am Civil & Environmental Committee Meeting 10.30am Economic & Community Sustainability Committee Meeting	12.	13.	14.
15.	Reports due for Ordinary Council Meeting by 4.30pm	17.	Expected fourth instalment of 2021-2022 Financial Assistance Grants	19.	20.	21.
22.	Sapphire City Markets	24.	7.30am Public Art Sunset Committee Meeting Close of Postal Votes for Federal Election 11.00am Citizenship Ceremony 3.00pm Ordinary Council Meeting	26.	27.	28.
29.	NEJO Board Meeting (Armidale) Reports due for June Committee Meetings by 4.30pm	31.	Fourth quarterly rates instalments due Inverell Eisteddfod Concert			

 Council office closed

1 APOLOGIES

2 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Ordinary Meeting of Council held on 23 March, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.

**MINUTES OF INVERELL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET,
INVERELL
ON WEDNESDAY, 23 MARCH 2022 AT 3.00PM**

PRESENT: Cr Paul Harmon (Mayor), Cr Jo Williams, Cr Di Baker, Cr Stewart Berryman, Cr Paul King OAM, Cr Jacko Ross, Cr Wendy Wilks and Cr Nicky Lavender.

IN ATTENDANCE: Paul Henry (General Manager), Brett McInnes (Director Civil and Environmental Services) and Paul Pay (Director Corporate and Economic Services).

1 APOLOGIES

RESOLUTION 2022/39

Moved: Cr Di Baker

Seconded: Cr Jo Williams

That the apology received from Cr Kate Dight for personal reasons be accepted and leave of absence granted.

CARRIED

2 CONFIRMATION OF MINUTES

RESOLUTION 2022/40

Moved: Cr Paul King OAM

Seconded: Cr Di Baker

That the Minutes of the Ordinary Meeting of Council held on 23 February, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.

CARRIED

3 DISCLOSURE OF INTERESTS / PECUNIARY AND NON-PECUNIARY INTERESTS

Cr Di Baker declared a Non-Pecuniary Interest in relation to Item #8.5 'Aquatic Centre Planning Sunset Committee Minutes', as Cr Baker is a member of the Regional Planning Panel which may be required to evaluate the Development Application for the redevelopment of the Inverell Aquatic Centre.

4 PUBLIC FORUM

At this juncture, the time being 3.02pm, the Mayor welcomed the members of the public and opened the Public Forum Session by inviting members of the public to speak.

Mr Robert Bensley, Public Health System

Mr Bensley referred to a recent Inverell Times article quoting the Mayor announcing that New England North West Mayors recently unanimously voted to investigate how to break up Hunter New England Health Services as it is too large to effectively service local community members. Mr Bensley expressed his disappointment at the Mayor's comments and opposed that decision as Mr Bensley believes Council does not know what Inverell residents want. Mr Bensley believes that the former New England Health Service was no better than the current Hunter New England Health Service.

Mr Bensley advised he has listed what he believed to be deficiencies in the current Hunter New England Health Services system. Mr Bensley has made a submission to the recently completed Senate Inquiry into GP Services in Outer Metro, Regional and rural Australia. Mr Bensley suggested in his submission that the Local Hospital District Health System in NSW had deteriorated to the stage where it is now not workable. Mr Bensley also referred to the final report dated 27 November, 2018 of the Special Commission Inquiry on Acute Care in Hospitals which provided a long list of recommendations on local hospitals which had been accepted and have not yet been enacted.

Mr Bensley called on Council to fully support local Member Adam Marshall's recent motion to State Parliament.

5 ADVOCACY REPORTS

Nil

6 NOTICES OF BUSINESS

Nil

7 QUESTIONS WITH NOTICE

Nil

8 COMMITTEE REPORTS**8.1 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 9 MARCH 2022****RESOLUTION 2022/41**

Moved: Cr Stewart Berryman

Seconded: Cr Wendy Wilks

- i. That the Minutes of the Civil and Environmental Services Committee meeting held on Wednesday, 9 March, 2022, be received and noted; and*
- ii. The following recommendations of the Civil and Environmental Services Committee be adopted by Council.*

CARRIED

8.1.1 Gravel Resheet Program 2021-2022**RECOMMENDATION:**

That:

- i. the 2021-2022 Gravel Resheeting Program as presented be adopted; and*

- ii. *the adopted program be placed on Council's website for the information of the community.*

8.1.2 Gilgai School Bus Bay Upgrade

RECOMMENDATION:

That:

1. *The design for the upgrade of parking, parent drop off and school bus bay area at Gilgai Public School be endorsed; and*
2. *Funding applications be submitted to cover any cost that Council is liable for associated with upgrade works on Council's adjacent road network.*

8.1.3 Re-Allocate 2021/2022 REPAIR Program Funding

RECOMMENDATION:

That:

- i) *the 2021/2022 REPAIR Program Funding of \$1,089,986 be re-allocated to the MR137 "Wandera South" Road rehabilitation project, and*
- ii) *the cost of the upgrade of Bundarra Road adjacent to the Racecourse of \$1,080,088 be funded from Council's bitumen road renewal fund.*

8.1.4 Regional Road Transfer and Road Classification - Update

RECOMMENDATION:

That Council make a full round submission for all Regional Roads in the Inverell LGA to be transferred to State Government control, provided the following conditions are met:

1. *Funding for maintenance, rehabilitation and upgrade of the Regional Road Network in Inverell Shire must not be reduced;*
2. *The level of service provided by the Regional Road network in Inverell Shire must not be reduced;*
3. *Funding received by Council from State and Federal Government such as FAGS and Roads to Recovery must not be reduced; and*
4. *Future maintenance of the State Controlled Regional Road network within Inverell Shire be undertaken on a similar basis as the RMCC – with lower level of service standards than the State Road network.*

8.1.5 Information Reports

RECOMMENDATION:

That the information reports be received and noted.

8.1.6 Governance - Performance Reporting on Road Maintenance Council Contracts**RECOMMENDATION:**

That the information be received and noted.

8.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 9 MARCH 2022**RESOLUTION 2022/42**

Moved: Cr Paul King OAM

Seconded: Cr Nicky Lavender

- i. That the Minutes of the Economic and Community Sustainability Committee Meeting held on Wednesday, 9 March, 2022, be received and noted; and*
- ii. The following recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

CARRIED

8.2.1 Request for Financial Assistance - Inverell Cultural Group**RECOMMENDATION:**

That:

- 1. Council make a \$2,000 contribution to the staging costs of the "100 Years of Dance" event to be conducted in the Inverell Town Hall; and*
- 2. The Cultural Group be reminded of the purpose of the support funding for cultural events.*

8.2.2 Audit, Risk & Improvement Committee Membership and Remuneration**RECOMMENDATION:**

That:

- 1. Council appoint Mr Phil Schwenke as Chair of the Audit Risk and Improvement Committee for an additional two years until December 2024;*
- 2. Council reimburse Mr Phil Schwenke for \$999.90 in lost GST payments for services rendered; and*
- 3. Council set member honorarium from January 2022 as follows:*
 - a) Chair - \$1,500 (plus GST if applicable), plus reimburse travel expenses at cost; and*
 - b) Independent Member - \$750 (plus GST if applicable), plus reimburse travel expenses at cost.*

8.2.3 Governance - Monthly Investment Report**RECOMMENDATION:**

That:

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

8.3 JOINT COMMITTEE MEETING MINUTES - 9 MARCH 2022**RESOLUTION 2022/43**

Moved: Cr Stewart Berryman

Seconded: Cr Nicky Lavender

- i. That the Minutes of the Joint Committee Meeting held on Wednesday, 9 March, 2022, be received and noted; and*
- ii. The following recommendations of the Joint Committee be adopted by Council.*

CARRIED**8.3.1 ACQUISITION OF PROPERTY – 8 EVANS STREET**

That Council does not participate in the auction being held on 9 March 2022 to sell 8 Evans Street, Inverell.

**8.4 AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING MINUTES - 8 MARCH 2022
S4.11.21****RESOLUTION 2022/44**

Moved: Cr Nicky Lavender

Seconded: Cr Jo Williams

That the minutes from the Audit Risk and Improvement Committee meeting held on Tuesday, 8 March, 2022 be received and noted.

CARRIED**SUPPLEMENTARY REPORTS****RESOLUTION 2022/45**

Moved: Cr Paul King OAM

Seconded: Cr Stewart Berryman

That the supplementary reports for the Aquatic Centre Planning Sunset Committee and Consideration of the Local Traffic Committee Recommendations be received.

CARRIED

At 3.18pm, Cr Di Baker left the meeting having previously declared a Non-Pecuniary Interest in relation to Item #8.5 'Aquatic Centre Planning Sunset Committee Minutes'.

8.5 AQUATIC CENTRE PLANNING SUNSET COMMITTEE MINUTES - 23 MARCH 2022

RESOLUTION 2022/46

Moved: Cr Jacko Ross
Seconded: Cr Wendy Wilks

- i. *That the Minutes of the Aquatic Centre Planning Sunset Committee held on Wednesday, 23 March, 2022, be received and noted; and*
- ii. *The following recommendations of the Aquatic Centre Planning Sunset Committee be adopted by Council.*

CARRIED

8.5.1 Inverell Aquatic Centre Replacement Functional and Technical Design Brief

RECOMMENDATION:

That the Inverell Aquatic Centre Replacement Functional and Technical Design Brief as presented be endorsed.

8.5.2 Inverell Aquatic Centre Redevelopment Project Procurement

RECOMMENDATION:

That a Design and Construct project procurement model be endorsed and the process subsequently commenced.

At 3.20pm, Cr Di Baker returned to the meeting.

9 DESTINATION REPORTS

9.1 BONSHAW MEMORIAL HALL - ANNUAL GENERAL MEETING (AGM) REPORT S5.13.3

RESOLUTION 2022/47

Moved: Cr Di Baker
Seconded: Cr Stewart Berryman

- i. *The information be received and noted; and*
- ii. *The following persons be authorised as office bearers and committee members of the Bonshaw Memorial Hall Committee:*
 - President: Michelle Ramsay*
 - Secretary: Veronica Park*
 - Treasurer: Paula Sanderson*
 - Committee: Kevin Leach, Bernadette Walker and Luke Mayne*

CWA Representatives: Julia Harpham, Dawn Brown

CARRIED

9.2 REQUEST TO LICENCE - NRMA - ELECTRIC VEHICLE CHARGING STATION S30.9.8

RESOLUTION 2022/48

Moved: Cr Di Baker

Seconded: Cr Jo Williams

That:

- i) Council enter into a Licence Agreement with National Roads and Motorist's Association Limited (NRMA) for Lot 2 DP758536, 51 Evans Street, Inverell for a five (5) year period with a further five (5) year option;*
- ii) the Licence fee be \$1.00 per annum (GST Exclusive), if demanded; and*
- iii) the Licence Agreement be subject to any other terms and conditions as negotiated by Council's General Manager.*

CARRIED

9.3 CROWN LAND - DRAFT PLAN OF MANAGEMENT - PUBLIC HALLS S5.19.4/01

RESOLUTION 2022/49

Moved: Cr Di Baker

Seconded: Cr Nicky Lavender

That Council:

- 1. Approve the attached draft Plan of Management for Public Halls; and*
- 2. Refer the draft Plan of Management for Public Halls to the NSW Department of Industry for review and advice.*

CARRIED

9.4 EMPLOYMENT ZONES REFORM S18.6.49

RESOLUTION 2022/50

Moved: Cr Stewart Berryman

Seconded: Cr Wendy Wilks

That Council:

- i. Endorse the "translation of the employment zones land use tables" for the purpose of the public exhibition as part of the Department of Planning and Environment's employment zones reform; and*
- ii. The Director Civil and Environmental Services be authorised to undertake the procedural steps associated with the progress of the employment zones reform, including any changes and minor amendments consistent with the intent of the reforms; and*
- iii. A further report be submitted in relation to the employment zones reform following public*

exhibition.

CARRIED

SUPPLEMENTARY REPORT

9.5 CONSIDERATION OF THE LOCAL TRAFFIC COMMITTEE RECOMMENDATIONS S30.8.1

RESOLUTION 2022/51

Moved: Cr Jo Williams

Seconded: Cr Jacko Ross

That the following Local Traffic Committee recommendation be adopted:

1. **GILGAI SCHOOL BUS BAY UPGRADE**

The attached design for the upgrade of parking, parent drop off and school bus bay area at Gilgai Public School be endorsed.

CARRIED

9.6 REFERRAL OF CONFIDENTIAL REPORTS S13.5.2/15

RESOLUTION 2022/52

Moved: Cr Paul King OAM

Seconded: Cr Di Baker

That Council move into Closed (Public excluded) meeting of the Council and that the press and members of the public be asked to leave the chambers whilst Council considers the following items:

Item: #12.1 Recruitment of Medical Practitioner

Authority: Section 10A (2) (a) personnel matters concerning particular individuals (other than councillors). Local Government Act 1993

Item: #12.2 Border Rivers Regional Water Strategy

Authority: Section 10A (2) (d) (i) Commercial information of a confidential nature that would, if disclosed: prejudice the commercial position of the person who supplied it

CARRIED

10 INFORMATION REPORTS

RESOLUTION 2022/53

Moved: Cr Paul King OAM

Seconded: Cr Nicky Lavender

That the report be received and noted.

CARRIED

10.1 SEPTIC TANK APPROVALS FOR FEBRUARY 2022 S29.19.1

RESOLUTION 2022/54

Moved: Cr Jacko Ross

Seconded: Cr Wendy Wilks

*That the report be received and noted.***CARRIED**

10.2 ORDINANCE ACTIVITIES REPORT FOR FEBRUARY 2022 S18.10.1

RESOLUTION 2022/55

Moved: Cr Di Baker

Seconded: Cr Paul King OAM

*That the report be received and noted.***CARRIED**

10.3 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING FEBRUARY 2022 S18.10.2/15

RESOLUTION 2022/56

Moved: Cr Di Baker

Seconded: Cr Nicky Lavender

*That the report be received and noted.***CARRIED**

10.4 STRATEGIC TASKS - 'SIGN OFF' - FEBRUARY 2022 S4.13.2

11 GOVERNANCE REPORTS

Nil

12 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)

At 3.30pm, the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Council Meeting should not be considered in Closed Council. There was no response.

RESOLUTION 2022/57

Moved: Cr Jacko Ross

Seconded: Cr Jo Williams

That Council proceeds into Closed Council to discuss the matters referred to it, for the reasons stated in the motions of referral.

CARRIED**RESOLUTION 2022/58**

Moved: Cr Paul King OAM

Seconded: Cr Nicky Lavender

That Council proceeds out of Closed Council into Open Council.

CARRIED

Upon resuming Open Council at 4.45pm, the Chairperson verbally reported that the Council had met in Closed Council, with the Press and Public excluded, and had resolved to recommend to Council the following:

12.1 RECRUITMENT OF MEDICAL PRACTITIONER S24.20.5**RECOMMENDATION:**

That:

- 1. Council agree to assist the current applicant in their attempt to relocate a medical practitioner (Doctor) to Inverell by way of providing a 2nd hand motor vehicle (medical practitioner to be responsible for maintenance and running costs) and rental assistance for a six-month period as a one off trial to a maximum of \$11,700.*
- 2. Council work with St Elmo practice to actively seek reimbursement of Council's contributions via Federal and State Government Grant Programs.*

12.2 BORDER RIVERS REGIONAL WATER STRATEGY S11.15.1**RECOMMENDATION:**

That:

- 1. The information be noted;*
- 2. That Council review the strategy to determine the potential impacts on residents of our Shire. In determining these impacts, Council invite resident stakeholders to express a view on the strategy; and*
- 3. Council make a Submission to the Minister of Planning Industry and Environment outlining issues raised by residents in respect of the Regional Water Strategy.*

ADOPTION OF RECOMMENDATIONS

RESOLUTION 2022/59

Moved: Cr Di Baker

Seconded: Cr Paul King OAM

That the recommendations of Closed Council be adopted.

CARRIED

The Meeting closed at 4.46pm.

3 DISCLOSURE OF INTERESTS / PECUNIARY AND NON-PECUNIARY INTERESTS

4 PUBLIC FORUM

5 ADVOCACY REPORTS

Nil

6 NOTICES OF BUSINESS**6.1 NOTICE OF BUSINESS - REQUEST PERMISSION TO ATTEND THE ALGWA NSW ANNUAL CONFERENCE IN FAIRFIELD 2022****File Number: S13.5.3 / 22/12465**

I, Councillor Di Baker, give notice that at the next Ordinary Meeting of Council to be held on 27 April 2022, I intend to move the following motion:

MOTION:

That Inverell Shire Councillors and staff who are members of ALGWA NSW may attend the annual conference in Fairfield on the 7th - 9th of July. Fairfield City Council is the host Council.

I commend this Notice of Motion to Council.

COUNCILLOR DI BAKER

DATE 18 APRIL 2022

GENERAL MANAGER'S RESPONSE:

Council's 'Conferences attended Annually' makes provision for two (2) delegates to be represented at this conference.

Council's 'Expenses & Facilities' Policy makes provision for each Councillor to have access to \$2821 per annum for professional development, conferences and seminars.

Approval to attend a conference or seminar is subject to a resolution of Council.

ATTACHMENTS:

Nil

6.2 NOTICE OF BUSINESS - NO SMOKING IN THE CBD

File Number: S13.5.3 / 22/12631

I, Councillor Paul King OAM, give notice that at the next Ordinary Meeting of Council to be held on 27 April 2022, I intend to move the following motion:

MOTION:

That Inverell Shire Council prohibit smoking in the 24 seating areas in the Core CBD which is Australian Cafe in Otho Street to Byron Street, Coles to the Tatts Hotel in Byron Street. This is a trial to be actioned for 6 months then return to Council for consideration of feedback.

RATIONALE:

To mitigate the health hazard of second-hand smoke to the general public in the 24 seating areas in our Core CBD.

The NSW State Government has established that there is no safe level of exposure to second hand smoke and accordingly has implemented the *Smoke-free Environment Act 2000* (The Act) and *Smoke-free Environment Regulation 2016* (The Reg).

As a result, smoking is prohibited in the following areas:

- A) In public playgrounds within 10 metres of children's play equipment;
- B) In open areas of public swimming pools;
- C) In major sporting facilities and at public sports grounds;
- D) At public transport stops and stations;
- E) Within 4 metres of the entrance to a public building; and
- F) In commercial outdoor dining areas.

In most other public places smoking is permitted at the discretion of Local Government as is the case in Inverell CBD. In 2011, Glen Innes Severn Shire Council adopted a No Smoking Policy in the whole Core CBD of Grey Street, not just the seated areas. In 2015, Tamworth Regional Council adopted a No Smoking Policy in their Core CBD of Peel Street and Fitzroy Street and also the main streets at Manila and Barraba, not just the seating areas. Inverell Shire Council has the ability to ban smoking in public places that are not covered by the legislation. Both Councils have indicated that the No Smoking bans have been mostly self-regulating as it is accepted in our society more and more.

There is 24 seating areas in the Core CBD that inadvertently attract smokers and almost all of these are in positions designed for pedestrians to cross the road therefore the likelihood of passive smoking is imminent. The consequences of exposure of second-hand smoke is well established as being hazardous to human health. The risk is even greater for members of the public that wish to use one of these seats at the same time as a smoker.

On inspection of the seating areas, 17 already have sign posts nearby that No Smoking Signs could be attached, the remaining 7 seating areas have bins in close proximity where signs could be also attached as is what is utilised in our neighbouring Councils.

Attached is a Letter of Support from the Inverell Chamber of Commerce and Business.

I commend this Notice of Motion to Council.

COUNCILLOR PAUL KING OAM

DATE 20 APRIL 2022

GENERAL MANAGER'S RESPONSE:

A report on this matter was considered by Council in May, 2021 following representations made by a community member. Some of the key points were:

1. Legislative Setting

a) *Smoke Free Environment Act 2000*

This Act established 'smoke free areas' in a number of enclosed public spaces (set out in schedule 1 of the Act).

The Act has been amended at least 11 times since its enactment, each time adding to the 'smoke free areas', including:

- Within 10 metres of outdoor children play equipment;
- Spectator areas at public sports grounds during an organised sporting event; and
- Public transport stops.

Enforcement of the provision of the Act is conducted by NSW Health Inspectors.

b) *Local Government Act 1993*

s.632(1) and (22)(e) of the Act empowers Councils to regulate the activities of the public by erecting signage that prohibits certain behaviours. A member of the public acting contrary to the sign is guilty of an offence.

Enforcement of any prohibited behaviour is conducted by a duly authorised Council Ordinance Officer (Ranger).

2. Cost of Signage

A survey of the 'core CBD' was undertaken to determine the number of signs required to give effect to a 'smoking ban'. A total of 50 signs would be required.

The cost of this signage (correct at the time of the May 2021 report):

Aluminium signs (50)	\$2K
Poles and caps (50 x \$100)	\$5K
Labour	<u>\$2K</u>
Total	\$9K

3. Petition

Since the issue was raised, a petition from several businesses in Otho Street supporting a ban on smoking was received - 14 signatures were recorded on the petition.

At the May 2021 Ordinary Meeting, Council resolved:

RESOLUTION 2021/1

- the report be received and noted; and*
- no further action be taken.*

ATTACHMENTS:

1. Letter of Support - Inverell Chamber of Commerce and Industry [↓](#)



0409 031 940 | info@inverellchamber.com.au | PO Box 377, Inverell NSW 2360

1st April 2022

Dear Council,

On behalf of the Inverell Chamber of Commerce & Industry and its' members, we hereby provide a letter of support for Councillor Paul A. King's motion of erecting 'No Smoking' signs in the Inverell CBD.

The chamber and its members are aware of the effects from Environmental Tobacco Smoke (ETS). We are aware that it creates an unavoidable and unpleasant experience for shoppers and visitors in the Inverell CBD, where they too are breathing the same harmful chemicals as a smoker. While there are many adverse health effects of passive smoking, our concern is that in the short-term, non-smokers suffer physical discomfort and annoyance from the tobacco smoke. The effects of the ETS on businesses is noticed, particularly for businesses who leave entryways open, or display merchandise out the front of their business.

There are many benefits of enforcing a smoke-free CBD, just as our neighboring councils Tamworth & Glen Innes have found:

- Protect business assets from the smell of smoke
- Reduce cleaning and maintenance costs
- Promote a healthier town image
- Provide a safer, cleaner and healthier town environment
- Encourage and support smokers to cut down or quit
- Support and promote current legislation

Warm Regards,

A handwritten signature in blue ink, appearing to read "Georgina King".

Georgina King

CHAMBER PRESIDENT

www.inverellchamber.com.au

7 QUESTIONS WITH NOTICE**7.1 FLOOD PREPARATION - ADVICE TO PROPERTY OWNERS****File Number:** S18.6.14 / 22/10331**Author:** Paul Henry, General Manager

The following question on notice was received from Councillor Wendy Wilks.

Question:

What information/documentation does the State Emergency Service (SES) have that can assist the community prepare for floods?

What activities do the SES undertake to disseminate the 'flood preparedness' message to the community?

What actions can Council undertake to assist the SES advise property owners in vulnerable areas for the need to plan and prepare for flood events?

Note: I acknowledge that the SES is the lead agency for the planning for flood events and the response to these events. I am keen to understand what role Council can play in assisting this agency with their tasks.

RECOMMENDATION:

A matter for Council.

ATTACHMENTS:

Nil

8 COMMITTEE REPORTS

8.1 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 13 APRIL 2022

File Number: S4.11.16/14 / 22/12444

Author: Kristy Paton, Corporate Support Officer - Publishing

SUMMARY:

Meeting held on Wednesday, 13 April, 2022.

For the consideration of Council.

COMMENTARY:

Refer to the attached minutes of the meeting.

RECOMMENDATION:

- i. *That the Minutes of the Civil and Environmental Services Committee held on Wednesday, 13 April, 2022, be received and noted; and*
- ii. *The following recommendations of the Civil and Environmental Services Committee be adopted by Council.*

8.1.1 Request to Name Crown Lane within Village of Wandera

RECOMMENDATION:

That:

1. *The lane, between Broad Street and Campbell Street, within the village of Wandera be named "Sanctuary Lane"; and*
2. *The appropriate steps to formally name "Sanctuary Lane" be completed once the lane has been upgraded in accordance with DA-195/2005.*

8.1.2 Residential Land Review

RECOMMENDATION:

That staff continue to monitor and report annually on residential land supply and demand in Inverell.

8.1.3 Information Reports

RECOMMENDATION:

That the information reports be received and noted.

ATTACHMENTS:

- 1. Minutes of Civil and Environmental Services Committee Meeting 13 April, 2022**

**MINUTES OF INVERELL SHIRE COUNCIL
CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MEETING
HELD AT THE COMMITTEE ROOM, ADMINISTRATIVE CENTRE, 144 OTHO STREET,
INVERELL
ON WEDNESDAY, 13 APRIL 2022 AT 9:00AM**

PRESENT: Cr Stewart Berryman (Chairperson), Cr Paul Harmon (Mayor), Cr Di Baker, Cr Jacko Ross and Cr Wendy Wilks.

IN ATTENDANCE: Cr Nicky Lavender, Cr Paul King OAM and Cr Kate Dight.

Paul Henry (General Manager), Brett McInnes (Director Civil & Environmental Services), Paul Pay (Director Corporate and Economic Services), Justin Pay (Manager Civil Engineering) and Anthony Alliston (Manager Development Services).

1 APOLOGIES

Nil

2 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Di Baker

Seconded: Cr Jacko Ross

That the Minutes of the Civil and Environmental Services Committee Meeting held on 9 March, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.

CARRIED

3 DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS

Nil

4 PUBLIC FORUM

The Public Forum session deferred until later in the meeting.

5 DESTINATION REPORTS

5.1 REQUEST TO NAME CROWN LANE WITHIN VILLAGE OF WANDERA S28.13.2

COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Di Baker

That the Committee recommend to Council that:

1. *The lane, between Broad Street and Campbell Street, within the village of Wandera be named "Sanctuary Lane"; and*

2. *The appropriate steps to formally name "Sanctuary Lane" be completed once the lane has been upgraded in accordance with DA-195/2005.*

CARRIED

5.2 RESIDENTIAL LAND REVIEW S18.6.51

COMMITTEE RESOLUTION

Moved: Cr Di Baker

Seconded: Cr Jacko Ross

That the Committee recommend to Council that staff continue to monitor and report annually on residential land supply and demand in Inverell.

CARRIED

6 INFORMATION REPORTS

COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Di Baker

That the information report be received and noted.

CARRIED

6.1 WORKS UPDATE S28.21.1/15

SUSPENSION OF STANDING ORDERS

COMMITTEE RESOLUTION

Moved: Cr Jacko Ross

Seconded: Cr Paul Harmon

At 9.15am standing orders were suspended to allow Caroline Downer (Executive Director) and Sandy McNaughton (Director), Arts North West to present to the Committee.

CARRIED

PUBLIC FORUM

Caroline Downer (Executive Director) and Sandy McNaughton (Director), Arts North West, provided an overview of Arts North West activities over the past 12 months. Caroline also provided an overview of activities scheduled in the Inverell LGA over the coming 12 months.

RESUMPTION OF STANDING ORDERS**COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Jacko Ross

At 9.47am standing orders resumed.

CARRIED**6 INFORMATION REPORTS CONT.****COMMITTEE RESOLUTION**

Moved: Cr Di Baker

Seconded: Cr Jacko Ross

That the information report be received and noted.

CARRIED**6.2 BITUMEN RESURFACING PROGRAM OUTCOMES - 2021/2022 S28.21.1/15****COMMITTEE RESOLUTION**

Moved: Cr Di Baker

Seconded: Cr Jacko Ross

That the information report be received and noted.

CARRIED**6.3 COMPANION ANIMALS AMENDMENT (REHOMING ANIMALS) ACT 2022 S11.1.1**

The Meeting closed at 9.52am.

8.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 13 APRIL 2022

File Number: S4.11.17/14 / 22/12567

Author: Kristy Paton, Corporate Support Officer - Publishing

SUMMARY:

Meeting held on Wednesday, 13 April, 2022.

For the consideration of Council.

COMMENTARY:

Refer to the attached minutes of the meeting.

RECOMMENDATION:

- i. *That the Minutes of the Economic and Community Sustainability Committee held on Wednesday, 13 April, 2022, be received and noted; and*
- ii. *The following recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

8.2.1 Donation Request - Inverell Anglers' Association

RECOMMENDATION:

That Council donate \$500 to the Inverell Anglers' Association to assist with costs associated with restocking trout in the Macintyre River Catchment.

8.2.2 Arts North West (ANW) Membership

RECOMMENDATION:

That Council agree to membership of Arts North West for the year 2022/23 at \$14,866.70.

8.2.3 2022/2023 Draft Estimates and Operational Plan, and Long-Term Financial Plan

RECOMMENDATION:

That:

1. *Council authorise the General Manager to submit a permanent Additional Special Variation (ASV) under section 508(2) of the Local Government Act 1993 of 1.3% increase in General Rates Revenue which will generate additional revenue of \$191,179;*
2. *Council proceed with a permanent Additional Special Variation application for the purpose of maintaining financial sustainability and to maintain essential community infrastructure assets including Council's road network; and*

3. Council has considered the impact of the ASV on ratepayers and the community and considers the increases in general rates to be reasonable.

4 2022/2023 Draft Estimates and Operational Plan, and Long Term Financial Plan

RECOMMENDATION:

1. That the following works be funded from the Urban Works Vote and be included in the 2022/2023 Budget:

i) Inverell and Villages - Urban Renewal and Upgrade General Fund, Water Fund

		General Fund	Water Fund
A	Inverell and Villages - Urban Renewal and Upgrade <i>Project subject to a further report to Civil and Environmental Committee</i>	\$500.16K	\$ 0K
B	Urban Work Contribution to Pool Loan	\$98.76K	
C	Footpaths and Cycleway Construction \$ for \$ Contribution to PAMP Program (Subject to RMS approving the 2022/2023 Program)	\$47.73K	
D	Village Works – Community suggested projects		
	Ashford	\$ 7.54K	
	Delungra	\$ 7.54K	
	Gilgai	\$ 7.54K	
	Yetman	\$ 7.54K	
	Tingha	\$ 7.54K	
	Oakwood	\$ 1.12K	
	Bonshaw	\$ 1.12K	
	Graman	\$ 1.12K	
	Nullamanna	\$ 1.12K	
	Elsmore	\$ 1.12K	
	Stannifer	\$ 1.12K	
	Gum Flat	\$ 1.12K	
	TOTALS	\$ 692.19K	\$0K

2. That:

- i) the budget allocations of \$2.378M for the 2022/2023 ACRD Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the funding allocations and individual works proposed to be undertaken under this program;
- ii) the budget allocations of the \$160K RMS Supplementary Block Grant Program be the subject of a further report to the Civil and Environmental Services Committee Meeting;

iii)	<i>the budget allocation of \$2.912M for the 2022/2023 Block Grant Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded; and</i>
iv)	<i>the budget allocation of \$1.402M for the 2022/2023 Roads to Recovery Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded;</i>
v)	<i>the budget allocation of \$544.99K for the RMS Repair Program be endorsed and a report on the projects for the RMS approved Repair Program for 2022/2023 be presented to the Civil and Environmental Services Committee once advice has been received.</i>
3.	<i>That Council utilises the maximum permissible rate increase allowed by IPART of 0.7% plus any approved ASV of up to 1.3%.</i>
4.	<i>That:</i>
i)	<i>The Financial Reserves Policy be adopted;</i>
ii)	<i>The new format for reporting of the financial reserves be endorsed;</i>
iii)	<i>Council provide an allocation of \$117K for joint industry promotions and assistance;</i>
iv)	<i>the 2022/2023 Strategic Capital Infrastructure Fund of \$630K be utilised for loan repayments for the Inverell Aquatic Centre Redevelopment</i>
v)	<i>The budget allocation of \$341K for the 2021/2023 Special Projects – Roads Infrastructure Fund be endorsed;</i>
vi)	<i>A further report be presented to the Civil and Environment Committee in respect of the specific projects to be funded under the Special Projects – Roads Infrastructure Fund;</i>
vii)	<i>the transfers to and from Internally Restricted Assets be endorsed; and</i>
viii)	<i>the list of inclusions as included in the 2022/2023 draft Operational Plan/Budget and listed in section 6.2.2 & 6.2.3 of the report be endorsed.</i>
5.	<i>That:</i>
i)	<i>The following rating categories be utilised for the 2022/2023 rating year:</i>
	<i>Residential – Inverell</i>
	<i>Residential – General</i>
	<i>Residential – Ashford</i>
	<i>Residential – Delungra</i>
	<i>Residential – Gilgai</i>
	<i>Residential – Yetman</i>
	<i>Residential - Tingha</i>
	<i>Residential – Rural</i>
	<i>Business – Inverell Industrial/Commercial</i>

*Business – Other**Farmland**Mining*

- ii) *A General Base Amount of \$225 plus an Ad Valorem Rate be determined for the categories detailed in above.*

6. *Extra charges on overdue rates and charges will be levied at the rate of six (6) per cent per annum on a daily simple interest basis for the year ending 30 June 2023.*

7. *That the following Waste Management Charges be adopted:*

- | | | |
|------|--|-----------------|
| i) | <i>Waste Management Charge – All Properties</i> | <i>\$96.00</i> |
| ii) | <i>Domestic Waste Management - Occupied Charge: per service per assessment</i> | <i>\$363.00</i> |
| iii) | <i>Domestic Waste Management - Occupied Charge</i> | <i>\$363.00</i> |
| | <i>Tingha Boundary Adjustment – properties with 140lt garbage bin per service per assessment</i> | |
| iv) | <i>Domestic Waste Management – Unoccupied Charge</i> | <i>\$66.00</i> |
| v) | <i>Weekly Commercial Waste Management Charge</i> | <i>\$363.00</i> |
| | <i>(This Charge is levied per Service, and GST is charged if applicable)</i> | |
| vi) | <i>Weekly Commercial Recycling Charge (ex GST)</i> | <i>\$135.00</i> |
| vii) | <i>Fortnightly Commercial Recycling Charge (ex GST)</i> | <i>\$70.00</i> |
| | <i>(These Charge are levied per Service, and GST is charged if applicable)</i> | |

8. *That the Fees and Charges, as recommended, be adopted.*

9. *That:*

- i) *the Stormwater Management Service Charge be set at the maximum amount allowable of \$25.00 per Residential Premises, \$12.50 per Residential Strata lot, and \$25.00 for Business Premises for each 350 square metres or additional part thereof, subject to a maximum charge on Business Premises of \$200.00; and*
- ii) *the Stormwater Management Program as recommended being Gilgai Drainage Project as per the adopted Gilgai Drainage Upgrade Plan, be adopted.*

10. *That:*

- i) *Council borrow up to \$10,000,000 for the redevelopment of the Inverell Aquatic Centre over 20 years;*
- ii) *Loan Repayments be funded from the Strategic Capital Infrastructure Fund and Urban Works allocations as detailed in the tables provided.*

11. *That:*

- i) *the report on the balanced budget be noted;*

- ii) *the draft estimates (incorporating the Operational Plan and Long-Term Financial Plans) for the General Activities for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

12. *That:*

- i) *the Sewerage Charges as listed below be adopted for 2022/2023:*

Charge	\$
Sewerage Charge Occupied	580.00
Sewerage Charge Unoccupied	365.00
Sewerage Charge Flats/Units	365.00
Sewerage Charge Nursing Homes	2,720.00
Sewerage Charge Hotel/Licensed Clubs	1,735.00

<i>Number of Services per Assessment</i>	<i>Annual Charge Per Assessment \$</i>
1	580.00
2	925.00
3	1,270.00
4	1,615.00
5	1,960.00
6	2,305.00
7	2,650.00
8	2,995.00
9	3,340.00
10	3,685.00
11	4,030.00
12	4,375.00
13	4,720.00
14	5,065.00
15	5,410.00
16	5,755.00

Charge Structure for Non-Ratables

Charge	\$
Non-ratable - Schools - wc's	95.00
Non-ratable - Other - wc's	158.00
Non-rayable - Urinals	95.00

Charge Structure for Motels and Caravan Parks

In accordance with the new charge structure for Motels and Caravan Parks the following charges be adopted for 2022/2023:

Charge	\$
Motel Residence	1,735.00
Motel Restaurant	580.00
Motel Ensuite	183.00
Caravan Park Residence	580.00
Caravan Park Amenities Block	1,735.00
Caravan Park Ensuite Cabins	183.00

- ii) The Draft Estimates (incorporating Operational Plan) for the Sewerage Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

13. That:

- i) a water availability base charge of \$415.00 per assessment (Includes first water meter) be adopted for 2022/2023;*
- ii) a water charge of \$415.00 per additional water meter, per assessment be adopted for 2022/2023;*
- iii) a water charge of \$410.00 per assessment (includes first water meter) be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- iv) a water charge of \$415.00 per additional water meter, per assessment be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- v) a charge of \$1.78 per kilolitre be adopted for commercial water consumption for 2022/2023;*
- vi) a charge of \$1.78 per kilolitre, 0 to 600 kilolitres and \$2.00 per kilolitre over 600 kilolitres be adopted for residential water consumption for 2022/2023;*
- vii) a charge of \$0.93 per kilolitre be adopted for water consumption - Abattoirs, plus a 20 per cent early settlement discount for 2022/2023;*
- viii) a charge of \$0.93 per kilolitre be adopted for Community Facilities water consumption; Eligible entities include: Inverell Minor League, Inverell Golf Club, Inverell Tennis Club, Inverell Rugby Club, Gilgai Tennis Club, Inverell Equestrian Council and Inverell Shire Council (Sporting fields and Parks) for 2022/2023;*
- ix) a charge of \$0.45 per kilolitre be adopted for Raw Water consumption for 2022/2023; and*
- x) the draft Estimates (incorporating Operational Plan) for the Water Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act, 1993.*

8.2.5 Governance - Monthly Investment Report

RECOMMENDATION:

That:

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

ATTACHMENTS:

- 1. Minutes of Economic and Community Sustainability Committee Meeting 13 April, 2022**

**MINUTES OF INVERELL SHIRE COUNCIL
ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MEETING
HELD AT THE COMMITTEE ROOM, ADMINISTRATIVE CENTRE, 144 OTHO STREET,
INVERELL
ON WEDNESDAY, 13 APRIL 2022 AT 11AM**

PRESENT: Cr Paul King OAM (Chairperson), Cr Paul Harmon (Mayor), Cr Kate Dight and Cr Nicky Lavender.

IN ATTENDANCE: Cr Stewart Berryman, Cr Jacko Ross, Cr Wendy Wilks and Cr Di Baker.

Paul Henry (General Manager), Brett McInnes (Director Civil & Environmental Services) and Paul Pay (Director Corporate and Economic Services).

1 APOLOGIES

COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

That the apology received from Cr Jo Williams for personal reasons be accepted and leave of absence granted.

CARRIED

2 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Nicky Lavender

Seconded: Cr Kate Dight

That the Minutes of the Economic and Community Sustainability Committee Meeting held on 9 March, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.

CARRIED

3 DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS

Nil

4 DESTINATION REPORTS

4.1 DONATION REQUEST - INVERELL ANGLERS' ASSOCIATION S12.22.1/15

COMMITTEE RESOLUTION

Moved: Cr Nicky Lavender

Seconded: Cr Paul Harmon

The Committee recommend to Council that Council donate \$500 to the Inverell Anglers' Association to assist with costs associated with restocking trout in the Macintyre River Catchment.

CARRIED

4.2 ARTS NORTH WEST (ANW) MEMBERSHIP S26.5.4**COMMITTEE RESOLUTION**

Moved: Cr Kate Dight

Seconded: Cr Paul Harmon

The Committee recommend to Council that Council agree to membership of Arts North West for the year 2022/23 at \$14,866.70.

CARRIED

4.3 2022/2023 DRAFT ESTIMATES AND OPERATIONAL PLAN, AND LONG TERM FINANCIAL PLAN S12.5.3**COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

The Committee recommend to Council that:

1. *Council authorise the General Manager to submit a permanent Additional Special Variation (ASV) under section 508(2) of the Local Government Act 1993 of 1.3% increase in General Rates Revenue which will generate additional revenue of \$191,179;*
2. *Council proceed with a permanent Additional Special Variation application for the purpose of maintaining financial sustainability and to maintain essential community infrastructure assets including Council's road network; and*
3. *Council has considered the impact of the ASV on ratepayers and the community and considers the increases in general rates to be reasonable.*

CARRIED

4.4 2022/2023 DRAFT ESTIMATES AND OPERATIONAL PLAN, AND LONG TERM FINANCIAL PLAN S12.5.3

COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

1. *That the following works be funded from the Urban Works Vote and be included in the 2022/2023 Budget:*

- i) *Inverell and Villages - Urban Renewal and Upgrade General Fund, Water Fund*

		General Fund	Water Fund
A	Inverell and Villages - Urban Renewal and Upgrade <i>Project subject to a further report to Civil and Environmental Committee</i>	\$500.16K	\$ 0K
B	Urban Work Contribution to Pool Loan	\$98.76K	
C	Footpaths and Cycleway Construction \$ for \$ Contribution to PAMP Program (Subject to RMS approving the 2022/2023 Program)	\$47.73K	
D	Village Works – Community suggested projects		
	Ashford	\$ 7.54K	
	Delungra	\$ 7.54K	
	Gilgai	\$ 7.54K	
	Yetman	\$ 7.54K	
	Tingha	\$ 7.54K	
	Oakwood	\$ 1.12K	
	Bonshaw	\$ 1.12K	
	Graman	\$ 1.12K	
	Nullamanna	\$ 1.12K	
	Elsmore	\$ 1.12K	
	Stannifer	\$ 1.12K	
	Gum Flat	\$ 1.12K	
	TOTALS	\$ 692.19K	\$0K

2. *That:*

- i) *the budget allocations of \$2.378M for the 2022/2023 ACRD Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the funding allocations and individual works proposed to be undertaken under this program;*
 - ii) *the budget allocations of the \$160K RMS Supplementary Block Grant Program be the subject of a further report to the Civil and Environmental Services Committee Meeting;*

- iii) *the budget allocation of \$2.912M for the 2022/2023 Block Grant Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded; and*
 - iv) *the budget allocation of \$1.402M for the 2022/2023 Roads to Recovery Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded;*
 - v) *the budget allocation of \$544.99K for the RMS Repair Program be endorsed and a report on the projects for the RMS approved Repair Program for 2022/2023 be presented to the Civil and Environmental Services Committee once advice has been received.*
3. *That Council utilises the maximum permissible rate increase allowed by IPART of 0.7% plus any approved ASV of up to 1.3%.*
4. *That:*
- i) *The Financial Reserves Policy be adopted;*
 - ii) *The new format for reporting of the financial reserves be endorsed;*
 - iii) *Council provide an allocation of \$117K for joint industry promotions and assistance;*
 - iv) *the 2022/2023 Strategic Capital Infrastructure Fund of \$630K be utilised for loan repayments for the Inverell Aquatic Centre Redevelopment*
 - v) *The budget allocation of \$341K for the 2021/2023 Special Projects – Roads Infrastructure Fund be endorsed;*
 - vi) *A further report be presented to the Civil and Environment Committee in respect of the specific projects to be funded under the Special Projects – Roads Infrastructure Fund;*
 - vii) *the transfers to and from Internally Restricted Assets be endorsed; and*
 - viii) *the list of inclusions as included in the 2022/2023 draft Operational Plan/Budget and listed in section 6.2.2 & 6.2.3 of the report be endorsed.*
5. *That:*
- i) *The following rating categories be utilised for the 2022/2023 rating year:*
 - Residential – Inverell*
 - Residential – General*
 - Residential – Ashford*
 - Residential – Delungra*
 - Residential – Gilgai*
 - Residential – Yetman*
 - Residential - Tingha*
 - Residential – Rural*

Business – Inverell Industrial/Commercial

Business – Other

Farmland

Mining

- ii) *A General Base Amount of \$225 plus an Ad Valorem Rate be determined for the categories detailed in above.*

6. *Extra charges on overdue rates and charges will be levied at the rate of six (6) per cent per annum on a daily simple interest basis for the year ending 30 June 2023.*

7. *That the following Waste Management Charges be adopted:*

- | | | |
|------|--|-----------------|
| i) | <i>Waste Management Charge – All Properties</i> | <i>\$96.00</i> |
| ii) | <i>Domestic Waste Management - Occupied Charge: per service per assessment</i> | <i>\$363.00</i> |
| iii) | <i>Domestic Waste Management - Occupied Charge</i> | <i>\$363.00</i> |
| | <i>Tingha Boundary Adjustment – properties with 140lt garbage bin per service per assessment</i> | |
| iv) | <i>Domestic Waste Management – Unoccupied Charge</i> | <i>\$66.00</i> |
| v) | <i>Weekly Commercial Waste Management Charge</i> | <i>\$363.00</i> |
| | <i>(This Charge is levied per Service, and GST is charged if applicable)</i> | |
| vi) | <i>Weekly Commercial Recycling Charge (ex GST)</i> | <i>\$135.00</i> |
| vii) | <i>Fortnightly Commercial Recycling Charge (ex GST)</i> | <i>\$70.00</i> |
| | <i>(These Charge are levied per Service, and GST is charged if applicable)</i> | |

8. *That the Fees and Charges, as recommended, be adopted.*

9. *That:*

- i) *the Stormwater Management Service Charge be set at the maximum amount allowable of \$25.00 per Residential Premises, \$12.50 per Residential Strata lot, and \$25.00 for Business Premises for each 350 square metres or additional part thereof, subject to a maximum charge on Business Premises of \$200.00; and*
- ii) *the Stormwater Management Program as recommended being Gilgai Drainage Project as per the adopted Gilgai Drainage Upgrade Plan, be adopted.*

10. *That:*

- i) *Council borrow up to \$10,000,000 for the redevelopment of the Inverell Aquatic Centre over 20 years;*
- ii) *Loan Repayments be funded from the Strategic Capital Infrastructure Fund and Urban Works allocations as detailed in the tables provided.*

11. *That:*

- i) *the report on the balanced budget be noted;*
- ii) *the draft estimates (incorporating the Operational Plan and Long-Term Financial Plans) for the General Activities for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

12. *That:*

- i) *the Sewerage Charges as listed below be adopted for 2022/2023:*

Charge	\$
Sewerage Charge Occupied	580.00
Sewerage Charge Unoccupied	365.00
Sewerage Charge Flats/Units	365.00
Sewerage Charge Nursing Homes	2,720.00
Sewerage Charge Hotel/Licensed Clubs	1,735.00

<i>Number of Services per Assessment</i>	<i>Annual Charge Per Assessment \$</i>
1	580.00
2	925.00
3	1,270.00
4	1,615.00
5	1,960.00
6	2,305.00
7	2,650.00
8	2,995.00
9	3,340.00
10	3,685.00
11	4,030.00
12	4,375.00
13	4,720.00
14	5,065.00
15	5,410.00
16	5,755.00

Charge Structure for Non-Ratables

Charge	\$
Non-ratable - Schools - wc's	95.00
Non-ratable - Other - wc's	158.00
Non-rayable - Urinals	95.00

Charge Structure for Motels and Caravan Parks

In accordance with the new charge structure for Motels and Caravan Parks the following charges be adopted for 2022/2023:

Charge	\$
Motel Residence	1,735.00
Motel Restaurant	580.00
Motel Ensuite	183.00
Caravan Park Residence	580.00
Caravan Park Amenities Block	1,735.00
Caravan Park Ensuite Cabins	183.00

- ii) *The Draft Estimates (incorporating Operational Plan) for the Sewerage Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

13. *That:*

- i) *a water availability base charge of \$415.00 per assessment (Includes first water meter) be adopted for 2022/2023;*
- ii) *a water charge of \$415.00 per additional water meter, per assessment be adopted for 2022/2023;*
- iii) *a water charge of \$410.00 per assessment (includes first water meter) be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- iv) *a water charge of \$415.00 per additional water meter, per assessment be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- v) *a charge of \$1.78 per kilolitre be adopted for commercial water consumption for 2022/2023;*
- vi) *a charge of \$1.78 per kilolitre, 0 to 600 kilolitres and \$2.00 per kilolitre over 600 kilolitres be adopted for residential water consumption for 2022/2023;*
- vii) *a charge of \$0.93 per kilolitre be adopted for water consumption - Abattoirs, plus a 20 per cent early settlement discount for 2022/2023;*
- viii) *a charge of \$0.93 per kilolitre be adopted for Community Facilities water consumption; Eligible entities include: Inverell Minor League, Inverell Golf Club, Inverell Tennis Club, Inverell Rugby Club, Gilgai Tennis Club, Inverell Equestrian Council and Inverell Shire Council (Sporting fields and Parks) for 2022/2023;*
- ix) *a charge of \$0.45 per kilolitre be adopted for Raw Water consumption for 2022/2023; and*
- x) *the draft Estimates (incorporating Operational Plan) for the Water Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act, 1993.*

CARRIED

5 GOVERNANCE REPORTS

5.1 GOVERNANCE - MONTHLY INVESTMENT REPORT S12.12.2

COMMITTEE RESOLUTION

Moved: Cr Nicky Lavender

Seconded: Cr Kate Dight

The Committee recommend to Council that:

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

CARRIED

The Meeting closed at 12.55pm.

9 DESTINATION REPORTS

9.1 REQUEST TO PURCHASE INDUSTRIAL LAND

File Number: S5.2.0/15 / 22/12761

Author: Kristy Paton, Corporate Support Officer - Publishing

SUMMARY:

An interest in purchasing an allotment in the new Industrial Estate off Rifle Range Road has been submitted. Council is requested to consider the sale price of the allotment.

RECOMMENDATION:

That the matter be referred to Closed Council for consideration as the matters and information are:

- c information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

On balance the public interest in preserving the confidentiality of the information outweighs the public interest in openness and transparency in Council decision-making by discussing the matter in open meeting; and all reports and correspondence relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.

COMMENTARY:

The *Local Government Act 1993* (the Act), and the *Local Government (General) Regulation 2005* makes provision for the closure of meetings to the public and media in specified circumstances. In particular s.10A of the Act provides that Council may close to the public and media so much of a meeting as relates to the discussion and consideration of information identified in s.10A(2). The matters which may be closed to the public and media, as stated in the Act, must involve:

"Personnel matters concerning particular individuals (other than councillors.)" (s.10A(2)(a) Local Government Act 1993)

"The personal hardship of any resident or ratepayer." (s.10A(2)(b) Local Government Act 1993)

"Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business." (s.10A(2)(c) Local Government Act 1993)

"Commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret." (s.10A(2)(d) Local Government Act 1993)*

"Information that would, if disclosed, prejudice the maintenance of law." (s.10A(2)(e) Local Government Act 1993)

"Matters affecting the security of the council, councillors, council staff or council property." (s.10A(2)(f) Local Government Act 1993)

"Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege." (s.10A(2)(f) Local Government Act 1993)

"Information concerning the nature and location of a place or an item of Aboriginal significance on community land." (s.10A(2)(h) Local Government Act 1993) .

It is recommended that, pursuant to Section 10A(2) of the *Local Government Act 1993* the matter be referred to Closed Committee for consideration as the matters and information are:

- c information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

On balance the public interest in preserving the confidentiality of the information outweighs the public interest in openness and transparency in Council decision-making by discussing the matter in open meeting; and all reports and correspondence relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act, 1993*.

9.2 ADVOCACY ISSUES**File Number:** S14.11.1/15 / 22/11256**Author:** Paul Henry, General Manager**SUMMARY:**

A number of peak bodies are requesting councils to identify issues of importance to their Council. Council is being asked to review the list of priorities.

RECOMMENDATION:

A matter for Council.

COMMENTARY:

Two (2) peak bodies representing local government have asked councils to identify areas they consider to be of importance to their Council. The two (2) bodies are the Country Mayors Association of NSW and the Border Regional Organisation of Councils.

The information gleaned from this exercise can then be used by the organisations when advocating on behalf of councils.

The results of a survey conducted by the Country Mayors Association in 2020 cited the top 10 single issues in order of importance were:

- Water security
- Access to health services
- Financial assistance grants
- Skills and education
- Road funding
- Telecommunications blackspots
- Cost shifting
- Inability of small councils to make co-contributions for projects and grant applications
- Housing
- Disaster preparedness and fair funding

Council is now asked to review the above priorities and advise whether Council:

- Agrees with the identified priorities
- Believes the order of importance should be amended
- Identify any new priority/priorities to be included on the list and recommend what current priority/priorities should be deleted or pushed back.

RISK ASSESSMENT:

Nil

POLICY IMPLICATIONS:

Nil

CHIEF FINANCIAL OFFICERS COMMENT:

Nil

LEGAL IMPLICATIONS:

Nil

ATTACHMENTS:

Nil

9.3 DUTIES OF DISCLOSURE - PECUNIARY AND OTHER MATTERS

File Number: S13.6.5/14 / 22/12080

Author: Paul Henry, General Manager

SUMMARY:

Clause 4.9 of the Model Code of Conduct for Local Councils in NSW requires that Councillors must submit a return within 3 months after becoming a Councillor.

The purpose of this report is to table the disclosure forms submitted by Councillors.

RECOMMENDATION:

That the tabling of the 'Disclosure of Pecuniary Interests and Other Matters' returns by the General Manager be noted.

COMMENTARY:

Under the provisions of Clause 4.9 of the Model Code of Conduct for Local Councils in NSW, Councillors must complete and lodge with the General Manager a 'Disclosure of Pecuniary Interests and Other Matters' return within 3 months after becoming a Councillor.

In accordance with the Act, the completed Disclosure Forms will be tabled at today's meeting.

RISK ASSESSMENT:

Nil

POLICY IMPLICATIONS:

Nil

CHIEF FINANCIAL OFFICERS COMMENT:

Nil

LEGAL IMPLICATIONS:

Compliance with Clause 4.9 of the Model Code of Conduct:

[Disclosure of interests in written returns](#)

4.9 A councillor must make and lodge with the general manager a return in the form set out in schedule 2 to this code, disclosing the councillor's interests as specified in schedule 1 to this code within 3 months after:

- (a) becoming a councillor, and
- (b) 30 June of each year, and
- (c) the councillor becoming aware of an interest they are required to disclose under schedule 1 that has not been previously disclosed in a return lodged under paragraphs (a) or (b).

4.10 A councillor need not make and lodge a return under clause 4.9 paragraphs (a) and (b) if:

- (a) they made and lodged a return under that clause in the preceding 3 months, or
- (b) they have ceased to be a councillor in the preceding 3 months.

- 4.11 A councillor must not make and lodge a return that the councillor knows or ought reasonably to know is false or misleading in a material particular.
- 4.12 The general manager must keep a register of returns required to be made and lodged with the general manager.
- 4.13 Returns required to be lodged with the general manager under clause 4.9(a) and (b) must be tabled at the first meeting of the council after the last day the return is required to be lodged.
- 4.14 Returns required to be lodged with the general manager under clause 4.9(c) must be tabled at the next council meeting after the return is lodged.
- 4.15 Information contained in returns made and lodged under clause 4.9 is to be made publicly available in accordance with the requirements of the *Government Information (Public Access) Act 2009*, the *Government Information (Public Access) Regulation 2009* and any guidelines issued by the Information Commissioner.

ATTACHMENTS:

Nil

9.4 EMERGENCY SERVICES LEVY**File Number:** S12.13.1 / 22/12379**Author:** Paul Pay, Director Corporate and Economic Services**SUMMARY:**

The NSW Government has announced via a media release that they will fund Councils 2022/2023 Emergency Services Levy increase.

RECOMMENDATION:

That:

1. Council create a new internally restricted sub-category reserve, "Emergency Services Levy", under the Financial Risk Reserve for the purposes of funding future increases in emergency service levy above budget allocations; and
2. Council transfer the 2022/2023 budget saving resulting from the NSW Government announcement to the "Emergency Services Levy" internally restricted sub-category reserve.

COMMENTARY:

The NSW Government has announced via a media release that it will fund the 2022/2023 year increase of the Emergency Services Levy for all local councils. A copy of this media release is attached.

The Government will fund the \$43 million increase in 2022/2023 to alleviate the immediate pressure on local councils, many of which have been impacted by natural disasters over recent years. The State's emergency services have been funded through a long-standing cost sharing arrangement between insurers, councils and the Government. It is important that this continues into the future to ensure we look after the health and wellbeing of our frontline emergency personnel.

The Minister for Emergency Services and Resilience and Minister for Flood Recovery Steph Cooke said the announcement means council contributions to the Emergency Services Levy can remain unchanged in the 2022-2023 financial year. The table below shows that Council's Emergency Services Levy in 2021/2022 was \$406,953. Council's 2022/2023 budget provides for a 30% increase at \$531,085, resulting in a potential budget saving of \$124,132.

CONTRIBUTIONS TO EMERGENCY SERVICES									
		ACTUAL CONTRIBUTIONS							Budget
Project	Description	2015/2016	2016/2017	2017/2018	2018/2019	2019/2020	2020/2021	2021/2022	2022/2023
132510	Contribution to NSW Fire	76,486	77,990	81,025	76,481	85,275	95,222	88,251	114,725
132530	Contribution to RFS	198,639	224,865	230,890	224,253	282,043	402,607	293,954	382,140
132810	Contribution to SES	28,739	31,298	27,952	22,764	26,159	32,564	24,748	34,220
Grand Total		303,864	334,153	339,867	323,498	393,477	530,393	406,953	531,085

It is recommended to Council that this one-off budget saving be allocated to Council's Financial Risk Reserve, under a new sub-category – "Emergency Services Levy". This reserve will be utilised to fund increases in the Emergency Services Levy compared to budget allocations in any given future year.

RISK ASSESSMENT:

Nil

POLICY IMPLICATIONS:

Nil

CHIEF FINANCIAL OFFICERS COMMENT:

While the NSW Government has agreed to fund the 2022/2023 increase in the Emergency Services Levy, it will only be a temporary reprieve. The increase in the Emergency Services Levy will form part of the cost base that Council will have to fund in future years. Therefore, future budget allocations will be based on the 2022/2023 Emergency Services Levy (including the 2022/2023 increase) plus CPI.

LEGAL IMPLICATIONS:

Nil

ATTACHMENTS:

1. Media Release - Emergency Services Support [📄](#)



Matt Kean
Treasurer
Minister for Energy

Wendy Tuckerman
Minister for Local Government

Steph Cooke
Minister for Emergency Services and Resilience
Minister for Flood Recovery

MEDIA RELEASE

Thursday, 14 April 2022

\$43 MILLION EMERGENCY SERVICES BOOST TO SUPPORT COUNCILS

The NSW Government will step in with an extra \$43 million for NSW councils to help cover their contribution towards the state's fire and emergency service costs next year.

The Emergency Services Levy is paid by insurance companies and councils, to help fund Emergency Services across NSW.

Recent natural disasters have led to an increase in the levy rate, and the NSW Government is funding the councils' share so costs are not passed onto ratepayers.

Treasurer Matt Kean said the additional funding is crucial to help councils manage the impacts of recent natural disasters.

"After the severe floods that have affected so much of our State, and the bushfires before that, we all understand the importance of properly funding our emergency services so they're available when we need them," Mr Kean said.

"The last thing flood-affected councils need right now is a further drain on their resources, so we will step in this year and cover the increase, just like we did during the pandemic in 2020-21 and 2021-22."

Minister for Local Government Wendy Tuckerman said the NSW Government is keenly aware of the challenges faced by councils over the past few years, and this \$43 million will allow them to get on with the job of delivering critical services and infrastructure to their communities.

"I'm proud the NSW Government has again stepped up to provide this additional funding, and we will continue to work with all councils to maintain and support their financial sustainability into the future," Mrs Tuckerman said.

Minister for Emergency Services and Resilience and Minister for Flood Recovery Steph Cooke said the announcement means council contributions to the Emergency Services Levy can remain unchanged in the 2022-23 financial year, as they have since 2019-20.

"60 local government areas have been impacted by flooding and storms in the last two

months and are counting the cost of these natural disasters,” Ms Cooke said.

“Ensuring that council contributions do not increase is one of the many ways the NSW Government is continuing to support the local government sector. Over the last three years the NSW Government has already provided more than \$50 million to councils to offset Emergency Services Levy increases.”

MEDIA: Lucy Hughes Jones | Treasurer | 0400 436 797
Jack Douglas | Minister Cooke | 0457 751 406
Damien Bolte | Minister Tuckerman | 0498 359 624

9.5 REQUEST TO WAIVE ALCOHOL PROHIBITED AREA FOR VICTORIA PARK - GRAFTON TO INVERELL SPORTING EVENT**File Number:** S18.8.1 / 22/12499**Author:** Kristy Paton, Corporate Support Officer - Publishing**SUMMARY:**

A request has been received regarding the waiving of the Alcohol Prohibited Area in Victoria Park on 7 May, 2022. Council is being asked to consider the request.

RECOMMENDATION:*That:*

- i. alcohol be permitted to be served by the Welder's Dog from 4pm – 10pm on Saturday, 7 May, 2022 in the designated area in Victoria Park being utilised for the Grafton to Inverell Sporting Event; and*
- ii. a notice of the suspension of the Alcohol Prohibited Area for the event be published in the Inverell Times and on Council's Website and Facebook Page.*

COMMENTARY:

The Inverell Cycle Club has written to Council to advise there will be a dinner held at Victoria Park to conclude the proceedings of the Grafton to Inverell Cycle Classic being held on Saturday, 7 May, 2022. The Club has requested a waiving of the Alcohol Prohibited Area in Victoria Park for this event.

The dinner will be catered by a local business, the Smo-KING Barbeque and The Welder's Dog Inverell have been asked to operate a licenced bar in a designated area separated from the public between the hours of 4pm to 10pm. The designated area is shown on the attached map. It has been requested that the Alcohol Prohibited Area be waived.

It is permissible to lift the prohibition for a particular purpose, however, if this is favoured, the permission should be conditioned to limit the duration of the event as stated above.

It should be noted the Police have indicated they have no objection to the waiving of the Alcohol Prohibited Area for this event.

Council is requested to consider this matter.

RISK ASSESSMENT:

Nil

POLICY IMPLICATIONS:

Nil

CHIEF FINANCIAL OFFICERS COMMENT:

Nil

LEGAL IMPLICATIONS:

Nil

ATTACHMENTS:

1. Map - Proposed Designated Area - Victoria Park [↓](#)



10 INFORMATION REPORTS**10.1 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING MARCH 2022****File Number:** S18.10.2/15 / 22/11030**Author:** Michelle Wright, Temporary Administration Officer**SUMMARY:**

This report is intended to keep Council updated on the Development Applications, Construction Certificates and Complying Development Certificates determined during the month of March, 2022.

DEVELOPMENT APPROVALS, REFUSALS AND VARIATIONS DURING MARCH 2022**Development Approvals**

<u>Development Application Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Development</u>	<u>\$ Amount</u>
DA-4/2022	Mr Jonathon Bourne	90A Doncaster Drive, Inverell 2360	New Shed	35,000
DA-7/2022	Mr Timothy Ross Tanner	534 Yetman Road, Inverell 2360	Construction of New Dwelling and Shed with an attached Studio	500,000
DA-8/2022	Westbuilt Homes	13 Bullamungee Close, Inverell 2360	Manufactured Dwelling	452,180
DA-11/2022	Mr Matthew Roy Harrison	33 Vernon Street, Inverell 2360	Alterations and Additions to an Existing Dwelling	33,000
DA-12/2022	Mr Jonathon Bourne	291 Auburn Vale Road, Inverell 2360	New Shed	18,000
DA-16/2022	Ruralcert Pty Ltd	450 Yetman Road, Inverell 2360	Construction of Single-Storey Dwelling House, In-Ground Swimming Pool & Associated Safety Barriers	650,000
DA-17/2022	Tbn Construct Pty Ltd	1 Leonard Street, Inverell 2360	Alfresco	25,000
DA-21/2022	Mrs Elizabeth Jane Baz	7 Oakland Lane, Inverell 2360	Shed	10,000
DA-22/2022	Ms Emma Marie Muggleton	43 Sapphire Street, Inverell 2360	New Shed	15,000
DA-24/2022	Tbn Construct Pty Ltd	25 Albury Street, Ashford 2361	Shed	30,000

DA-25/2022	Mrs Jill Admyra Morris	14 Lang Street, Inverell 2360	Demolish old shed and construct new	9,000
DA-26/2022	Mr Opat Thivakon	17 Fernhill Road, Inverell 2360	Inground Pool	31,000
DA-28/2022	Mr Garry Brent Dillon	13 Kingfisher Drive, Inverell 2360	New Shed	25,000
Monthly estimated value of Approvals: March 2022			13	1,833,180

Development Amendments

Nil

Development Refusals

Nil

Variation to Development Standards Approved

As part of the monitoring and reporting requirements established by the NSW Department of Planning, a report of all variations approved under delegation in accordance with Clause 4.6 of *the Inverell Local Environmental Plan 2012* must be provided to a full council meeting.

The following details the variations to development standards approved during March 2022.

INFORMATION:

Nil

CONSTRUCTION CERTIFICATES APPROVED AND AMENDED DURING MARCH 2022**Construction Certificates approved by Council**

<u>Construction Certificate Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Construction</u>	<u>\$ Amount</u>
CC-109/2021	John Green Pty Ltd	79 Mather Street, Inverell 2360	Attached Duplex and Subdivision	450,000
CC-145/2021	Mr Jonathon Bourne	170 Evans Street, Inverell 2360	Industrial Shed and Office	180,000
CC-2/2022	Smith and Sons Renovations and Extensions	8 John Street, Inverell 2360	New Dwelling	209,000
CC-3/2022	Mr Robert Wayne Smith	90A Doncaster Drive, Inverell 2360	New Shed	35,000
CC-12/2022	Mr Maxwell John Uebergang	291 Auburn Vale Road, Inverell 2360	New Shed	18,000
CC-13/2022	Tbn Construct Pty Ltd	1 Leonard Street, Inverell 2360	Alfresco	25,000
CC-15/2022	Burey Superannuation Pty	8 Swanbrook Road, Inverell 2360	Infilling covered display area with shopfront glass	150,000

	Ltd		windows to create showroom and construction of offices	
CC-17/2022	Mrs Elizabeth Jane Baz	7 Oakland Lane, Inverell 2360	Shed	10,000
CC-18/2022	Ms Emma Marie Muggleton	43 Sapphire Street, Inverell 2360	New Shed	15,000
CC-19/2022	Mrs Jill Admyra Morris	14 Lang Street, Inverell 2360	Demolish of Shed and Construct New	9,000
CC-21/2022	Mr Opat Thivakon	17 Fernhill Road, Inverell 2360	Inground Pool	31,000
CC-27/2022	Local Government Engineering Services	5 May Street, Inverell 2360	Shed	12,000
CC-28/2022	Inverell Sporties	35 Glen Innes Road, Inverell 2360	Installation of Accessible Lift and Associated Minor Earthworks and Paving Upgrades	130,000
Monthly estimated value of Approvals: March 2022			13	1,274,000

Amended Construction Certificates approved by Council

<u>Construction Certificate Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Construction</u>	<u>\$ Amount</u>
CC-164/2021/A	Mr Christopher David Wilesmith	47 Staggs Lane, Inverell 2360	New Dwelling – Revised Location	Nil
Monthly estimated value of Approvals: March 2022			1	Nil

Construction Certificates approved by Private Certifier

<u>Construction Certificate Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Construction</u>	<u>\$ Amount</u>
CC-30/2022	Mr Daryl John Brooks	1986 Pindari Dam Road, Pindaroi 2361	Dwelling	232,018
Monthly estimated value of Approvals: March 2022			1	232,018

Amended Construction Certificates approved by Private Certifier

Nil

COMPLYING DEVELOPMENT CERTIFICATES APPROVED AND AMENDED DURING MARCH 2022**Complying Development Certificates Approved by Council**

<u>Complying Development Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Construction</u>	<u>\$ Amount</u>
CD-5/2022	Mr Brian Anthony Fox	12 East Street, Inverell 2360	Addition to Dwelling	36,000
CD-6/2022	Mrs Debbie Patricia Taber	7 Alsace Road, Inverell 2360	Install Pool	39,000
CD-7/2022	Mr Jonathon Bourne	Brosnans Lane, Inverell 2360	Dwelling and Pool	550,000
CD-8/2022	Mr Jonathon Bourne	45 Staggs Lane, Inverell 2360	Addition to Existing Dwelling	90,305
CD-9/2022	Mr Jonathon Bourne	305 Fernhill Road, Inverell 2360	Alterations and Additions to Dwelling	19,800
CD-11/2022	Mr Jonathon Bourne	52 Alsace Road, Inverell 2360	Carport	12,000
<u>Monthly estimated value of Approvals: March 2022</u>			6	747,105

Amended Complying Development Certificates approved by Council

Nil

Complying Development Certificates approved by Private Certifier

<u>Complying Development Number</u>	<u>Applicant</u>	<u>Property</u>	<u>Construction</u>	<u>\$ Amount</u>
CD-10/2022	Vincent M Pty Ltd	41 Byron Street, Inverell 2360	Office fit-out	31,000
<u>Monthly estimated value of Approvals: March 2022</u>			1	31,000

Amended Complying Development Certificates approved by Private Certifier

Nil

TOTAL BUILDING CONSTRUCTION FOR INVERELL SHIRE DURING MARCH 2022:

Type of Consent	Number	\$ Amount
Construction Certificates – Council Approved	13	1,274,000
Construction Certificates – Private Certifier	1	232,018
Complying Development – Council Approved	6	747,105

Complying Development – Private Certifier	1	31,000
Totals	21	2,284,123

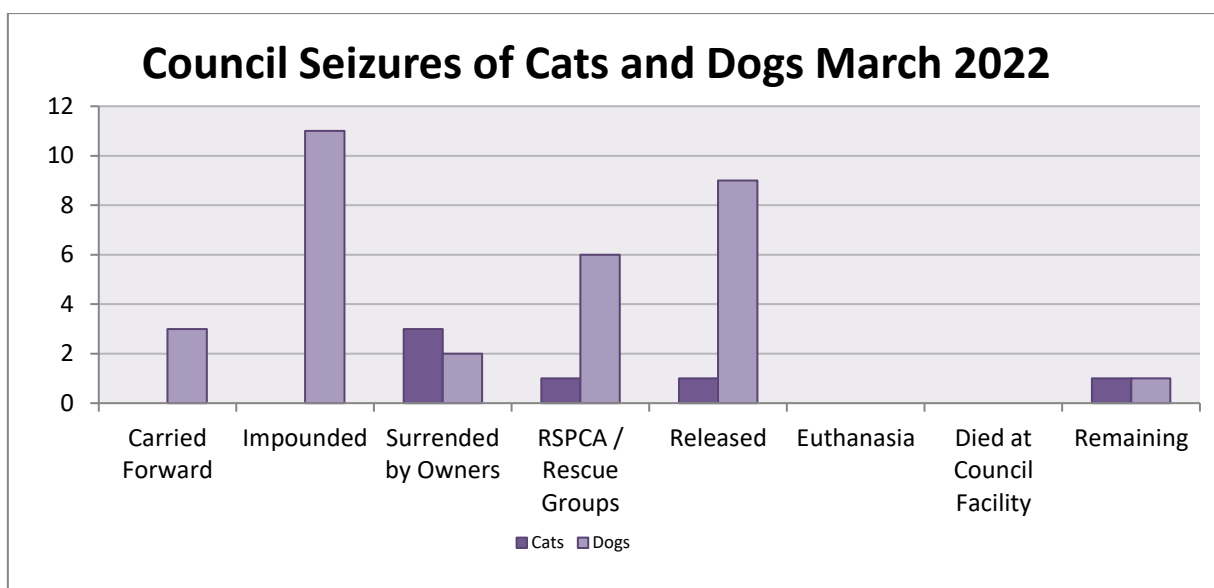
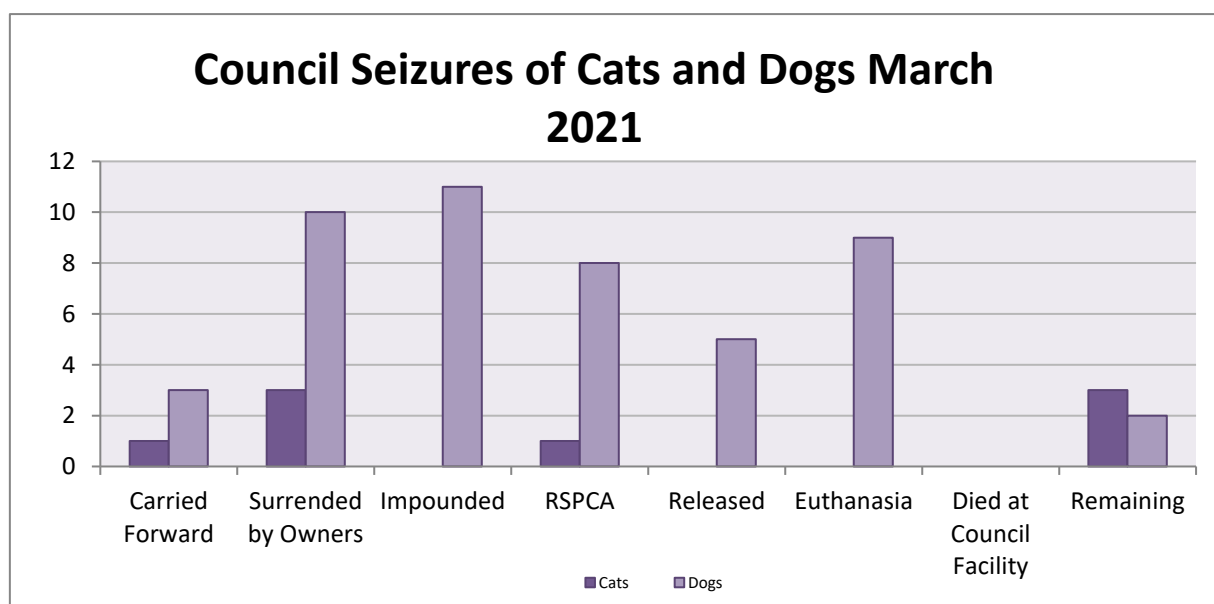
Estimated Value of Approvals issued in the financial ytd in: **2021/2022** **(149)** **\$22,414,969**
2020/2021 **(143)** **\$22,465,910**

Attachments:

Nil

10.2 ORDINANCE ACTIVITIES REPORT FOR MARCH 2022**File Number:** S18.10.1 / 22/11048**Author:** Michelle Wright, Temporary Administration Officer**SUMMARY:**

The following details the number of various Ordinance activities carried out during March 2022, in comparison to the same month in 2021.

INFORMATION:**COMPLIANCE****Inverell Shire Council Pound Monthly Report March 2022****Inverell Shire Council Pound Monthly Report March 2021****ATTACHMENTS:****Nil**

10.3 STRATEGIC TASKS - 'SIGN OFF' - MARCH 2022**File Number:** S4.13.2 / 22/12327**Author:** Kristy Paton, Corporate Support Officer - Publishing**SUMMARY:**

A part of a successful governance program is a need for administration to indicate to the policy makers that the requirements of the legislation, under which the organisation operates, has been provided. As a result, this information report provides Councillors with a statement of assurance from the General Manager that in accordance with the *Local Government Act, 1993*; the tasks have been complied with.

COMMENTARY:

The March, 2022 tasks required to be undertaken are detailed below. Any of these tasks may be added to as Council becomes familiar with this new initiative.

Date	Compliance Requirement	Achieved/Not Achieved	Comments
1 March 2022	Valuer General to provide estimates of changes in the value of land for which supplementary valuations are required within one (1) month of date of request (LGA s 513(2))	Achieved	
1 March 2022	Council must establish a new delivery program after the ordinary election to cover principal activities of the council for the 4-year period commencing on 1 July [LGA s404(3)]	Not achieved	Strategic Plan being prepared. Delivery Plan to follow.
4 March 2022	Induction and/or refresher training for the Mayor and all newly elected and returning councillors is to be completed (LGReg cl 183(1), 183 (3) and 184(1)).	Achieved	

I confirm that the performance criteria as set out in the criteria for scheduled tasks have been met for the month of March, 2022. I confirm the accuracy and completeness of the information provided above, in that to the best of my knowledge and understanding, all material information has been herein disclosed.

P J HENRY PSM
GENERAL MANAGER

ATTACHMENTS:

Nil

11 GOVERNANCE REPORTS

Nil

12 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)**RECOMMENDATION:**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with the reasons stated in the referral reports:

12.1 Request to Purchase Industrial Land