REPORTS TO MURRUMBIDGEE COUNCIL MEETING TO BE HELD TUESDAY 23 MAY 2023

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General Manager R. K. MyRae Mayor

ACKNOWLEDGEMENT OF COUNTRY

We pay respect to the traditional custodians of the lands and waters of Murrumbidgee Local Government Area, and to all Aboriginal Elders, past and present and emerging. We are committed to honouring the continuing connection that First Australians hold to Murrumbidgee's land, waters and community, as one of the oldest living cultures in human history.

RECORDING & WEBCASTING OF MEETING

In the spirit of open, accessible and transparent Government, and to ensure this meeting is open to the public, this Council meeting is being recorded and livestreamed to the Murrumbidgee Council facebook page. A recording will also be placed on Council's website following the meeting.

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7/10/1	R.C.MIR.

..General Manager

MAYORAL MINUTE

ITEM NO. 1 - DAMAGING INCREASE IN EMERGENCY SERVICES LEVY COSTS

Council Meeting 23 May 2023 Report Date: 23 May 2023

Author: Mayor

File #: SC217; SC166

Approval: Mayor

RECOMMENDATION:

That:

- 1. Council writes to the Treasurer, the Minister for Emergency Services, the Minister for Local Government and local State Member Helen Dalton MP, Member for Murray:
 - a. Expressing Council's strong opposition to the NSW Government's last minute decision to impose an enormous Emergency Services Levy (ESL) cost increase on Councils for 2023/24 by scrapping the ESL subsidy for Councils, and at a time after Council has publicly advertised its Operational Plan and annual budget to the community:
 - b. Noting that, as a consequence of the unannounced 73% increase in the State Emergency Service budget and an 18% increase in the Fire and Rescue NSW budget, Council's 3.7% rate increase to provide essential community services and infrastructure has been significantly eroded;
 - Advising that the Government's decision may lead to a reduction in important local services or the cancellation of necessary infrastructure projects;
 - d. Calling on the NSW Government to take immediate action to:
 - i. restore the ESL subsidy in 2023/24;
 - ii. urgently introduce legislation to decouple the ESL from the rate peg to enable Councils to recover the full cost;
 - iii. develop a fairer, more transparent and financially sustainable method of funding critically important emergency services in consultation with Local Government.
- 2. Council write to the Chair of the Independent Pricing and Regulatory Tribunal (IPART) advising that Council's forced emergency services

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7/10/1	P.C.MIP.

..General Manager

- contribution is manifestly disproportionate to the 2023/24 rate cap, which has resulted in additional financial stress.
- Council writes to the President of LGNSW seeking the Association's ongoing advocacy to bring about a relief in the burden of Councils' emergency services contribution.

REPORT

I am calling on Councillors to support representations to the NSW Government in response to the highly damaging increase in the Emergency Services Levy (ESL) imposed on all Councils without warning for the 2023/24 financial year.

The ESL is a cost imposed on Councils and insurance policy holders to fund the emergency services budget in NSW. The majority is paid as part of insurance premiums, with a further 11.7% funded by Councils and 14.6% by the NSW Government. The ESL represents cost shifting at its worse, as it is imposed on Councils without any mechanism for Councils to recover costs.

The levy increase for the State's 128 Councils in 2023/24 amounts to almost \$77 million, with the total cost imposed on the Local Government sector increasing from \$143 million in the current financial year to \$219 million next year. This represents a 53.1% increase, completely dwarfing the IPART baseline rate peg of 3.7% for 2023/24, and Council's rate increase of the same amount.

Reporting suggests that the increase in costs this year reflects a 73% increase in the State Emergency Service budget and an 18.5% funding increase to Fire and Rescue NSW. The impact of these large increases on Councils' finances will be particularly severe in 2023/24 as a result of the NSW Government deciding to scrap the subsidy for Council ESL payments.

For many Councils, the unexpected cost hit will absorb almost all of their IPARTapproved rate rise for this year and, in some cases, absorb more than 100%. This is placing Local Government budgets under enormous pressure as they struggle from the combined impact of the pandemic, extreme weather events, high inflation and wage increases.

IPART-approved rate rises are intended to compensate for the impacts of inflation and increases in Council costs. Instead, the rate increase will have to be largely diverted to the significantly higher ESL payments this year. NSW Councils will have no option other than to make cuts to infrastructure and services expenditure.

For Council, the ESL has increased by \$12,098 for 2023/24, bringing the total Council contribution to \$501,775. This equates to 10% of our rate income.

The timing of this development is particularly challenging for Councils, as it comes so late in the Local Government budgeting cycle, well after IPART's rate determination for the coming financial year.

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Meeting of Murrumbidgee Council held	R. E. MUR.

..General Manager

All Councils strongly support a well-funded emergency services sector and the critical contribution of emergency services workers and volunteers (many of whom are Councillors and Council staff). However, it is essential that these services be supported through an equitable, transparent and sustainable funding model.

Local Government NSW has raised the serious concerns of the Local Government sector with the NSW Government, and is seeking the support of Councils across NSW in amplifying this advocacy.

This Mayoral Minute recommends that Council call on the NSW Government to take immediate action to:

- a. restore the ESL subsidy;
- b. decouple the ESL from the rate peg, to enable Councils to recover the full cost;
- c. develop a fairer, more transparent and financially sustainable method of funding critically important emergency services.

The Mayoral Minute also recommends that Council write to IPART advising of the financial sustainability impacts on of the ESL.

Ruth McRae

R.K. M.Rose.

MAYOR

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.....General Manager

R.K. M.Rae Mayor

OFFICERS' REPORTS FOR CONSIDERATION

ITEM NO: 2 - GENERAL MANAGER'S MONTHLY REPORT

Council Meeting: 23 May 2023
Report Date: 12 May 2023
Author: General Manager

File #: SC218

Approval: General Manager

BACKGROUND

To provide information generally relating to past and future actions of the General Manager, along with specific action items being dealt with.

RECOMMENDATION

The information contained in the General Manager's Monthly Report be noted, and Council:

- 1. Approve the continuation of the Charles Sturt University Scholarship Agreement for a period of 4 years (2024-2027) with an annual scholarship contribution of \$4,000;
- 2. Approve the removal of identified trees to allow the netball change rooms, as designed, to be built at the proposed location;
- 3. Proceed to detailed design, to enable tendering and construction of the Luke Park precinct project;
- 4. Approve the date change for the September 2023 Council meeting to Tuesday 19 September 2023.
- 1. Kerbside Collection Three Streams

This item will be a standing item until fully implemented on 1 July 2023.

At the time of writing this report, the bins had not arrived, but will have arrived by Council meeting day.

Every bin has an RFID tag, so when the bin is collected by the truck we record where the contents is coming from, coupled with two cameras, one pointing at the garbage and one at the house its collected from. We will be able to quickly identify if the bin contains too much contamination, which will assist us with our education.

Our financial modelling is such that we do not have any spare funds to pay penalties to our FOGO and recycling processes for contamination, as such we need to ensure that contamination rates are very minimal.

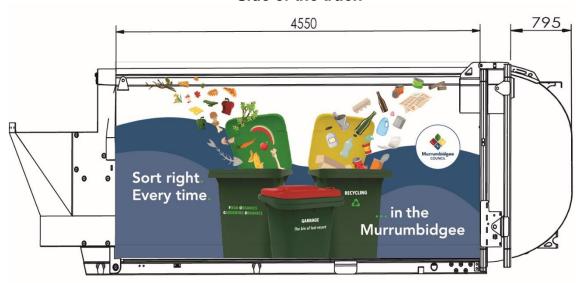
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1/2 (19)	ouncil held Tuesday 23 May 2023

....General Manager

We are working on a process to provide feedback for those residences where their bins have too much contamination. This will be part of our education program in the first year of operation.

The truck is on track to be delivered middle of June. And it will be wrapped with educational messages as follows:

Side of the truck



Rear of the truck



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General Manager R.K. MYKee Mayor

We are finalising the school visits along with our printed educational material which will identify which waste goes into which bin, along with the collection calendar till 30 June 2024. This will be provided before the 30 June 2023, in time for our first collection.

Lastly, the Waste to Art Completition opening and presentations will be held in Coleambally on 21 June 2023. We are already in receipt of many entries and it will be a rewarding night.

We are still taking entries, as the completion does not close until 12 noon on Friday 16 June 2023.

2. Murrumbidgee Shire Hall Re-Opening

The official launch of the opening of the Murrumbidgee Shire Hall Darlington Point, following its refurbishment, will take place on Saturday 1 July 2023 at 6.00pm.

Further information will be widely distributed, however its theme is the 1920's, as we are all aware the Hall was 100 years old in 2022.

3. Charles Sturt University (CSU) Foundation Scholarship

Murrumbidgee Council offers the CSU Foundation Scholarship, which is valued at \$4,000 per annum, with eligibility criteria as detailed below:

Availability: Commencing students, continuing students

Campus: Albury-Wodonga, Bathurst, Dubbo, Goulburn, Orange, Port Macquarie, Wagga Wagga

First Year or Continuing: Any – preference given to first year student

Course: Any, studied full time on campus

Criteria: The standard Foundation Scholarship Application will be used. This requires applicants to provide information regarding:

- -Sound academic achievement; and
- -Community/regional involvement

The student must reside within the Murrumbidgee Council Local Government area. **Selection:** The Scholarship applicants will be assessed by a University academic based on the set criteria and ranked on academic recommendation. Council requests to be informed of the top three or four applicants prior to the scholarship being awarded. The final determination is made by the Mayor and General Manager.

Initially this scholarship was for accommodation, but in later years it was permitted for students to use the scholarship on a discretionary basis for accommodation, course fees, books etc.

The full amount of the scholarship is paid to the recipient shortly following the scholarship ceremonies each year.

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....General Manager

Recommendation

That Murrumbidgee Council approve the continuation of the Charles Sturt University Scholarship Agreement for a period of 4 years (2024-2027), with an annual scholarship contribution of \$4,000.

4. Monash Park Tree Removal

Council went to public consultation seeking feedback on the removal of trees at Monash Park to allow the new netball change rooms to be built as designed.

The report attached indicates the methods we used to seek feedback.

With an organic reach of 851 we received 11 positive reactions and one formal submission (attached) against the removal of the trees.

Recommendation

That Council approve the removal of identified trees to allow the netball change rooms, as designed, to be built at the proposed location.

5. Luke Park Project

Council went to public consultation to engage with the community on the proposed design of the Jerilderie Civic Hall terrace.

The report attached indicates the methods we used to seek feedback.

With an organic reach of 2,591, we received 36 positive reactions, two comments and no formal submission.

Recommendation

That Council proceed to detailed design, to enable tendering and construction of the Luke Park project.

6. Change of Date - September 2023 Council Meeting

™.........General Manager

The 2023 Murray Darling Association meeting will be held in Murray Bridge SA during the period 25-28 September 2023, and will be attended by Mayor McRae and myself.

This will necessitate a change to the date of the September Council meeting. I am proposing the meeting be moved forward one week to Tuesday 19 September 2023.

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Meeting of Murrumbidgee	Council held Tuesday 23 May 2023
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Recommendation

Council approve the date change for the September 2023 Council meeting to Tuesday 19 September 2023.

7. Movements

25-26 May 2023 – Country Mayors Association - Sydney 12 - 16 June 2023 – ALGA General Assembly - Canberra

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

N/A

FINANCIAL

N/A

INTEGRATED PLANS

Theme 5: Our Leadership - Looking to our Future 5.1. Demonstrating Transparent Leadership through Accountability and Community Representation

RISK MANAGEMENT

N/A

CONSULTATION/ENGAGEMENT

N/A

OPTIONS

(as per the recommendation)

The information contained in the General Manager's Monthly Report be noted, and Council:

- 1. Approve the continuation of the Charles Sturt University Scholarship Agreement for a period of 4 years (2024-2027) with an annual scholarship contribution of \$4,000;
- 2. Approve the removal of identified trees to allow the netball change rooms, as designed, to be built at the proposed location;

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 X Y	4	/cacGeneral Manager	K.K. M.KaeMayor

- 3. Proceed to detailed design, to enable tendering and construction of the Luke Park precinct project;
- 4. Approve the date change for the September 2023 Council meeting to Tuesday 19 September 2023.

ATTACHMENTS

Monash Park - Netball Change Rooms - Community Attachment # 1:

Engagement Details

Attachment # 2: Monash Park - Netball Change Rooms - Formal Submission

Luke Park Community Engagement details Attachment # 3:

This is page 11 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023 R.K. M.Rae.

....General Manager

ITEM NO. 3 - DRAFT OPERATIONAL PLAN 2023-2024

Council Meeting: 23 May 2023 Report Date: 16 May 2023

Author: Chief Financial Officer File #: SC132; SC133; SC241 Approval: General Manager

EXECUTIVE SUMMARY

To meet its Integrated Planning and Reporting obligations, Council is required to produce an annual Operational Plan. This report seeks approval for public exhibition of the draft Operational Plan 2023-2024, incorporating budget and fees and charges.

RECOMMENDATION

The draft Operational Plan 2023-2024, incorporating budget and the draft Fees & Charges 2023-2024 be placed on exhibition for 28 days, and public submissions be invited.

BACKGROUND

In accordance with the *Local Government Act 1993*, Council staff have prepared a draft Operational Plan, budget and fees and charges for 2023-2024.

OFFICER COMMENT

To be provided under separate cover.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

- Sections 404 and 405 Local Government Act 1993
- Clause 201 Local Government (General) Regulation 2005

FINANCIAL

The 2024 budget is incorporated into the Operational Plan and can be reviewed in the attachment (to be provided under separate cover).

This is page 12 of 47 of the General	Manager's Reports as submitted to the
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General Manager

INTEGRATED PLANS

Leading By Example

5.1.3 Maintain sound legislative decision-making that is ethical, accountable and transparent.

RISK MANAGEMENT

As in previous years, it is anticipated that Council will be unable to meet a number of Local Government Performance Measures, including the Operating Performance Ratio and Own Source Revenue Ratio.

It is not anticipated that Council will be able to meet these benchmarks while we have a low population base and limited ability to generate significant other revenues.

CONSULTATION / ENGAGEMENT

- Councillor Workshops
- Executive Team
- Council Staff
- Finance Manager

OPTIONS

To meet regulatory requirements, the draft Operational Plan 2023-2024 must be publicly exhibited for at least 28 days. Submissions received by Council in that period must be considered before the final plan is adopted.

The recommended option is that Council exhibits the draft documents for 28 days and invites the community to provide input.

Council can amend one or more of the draft documents, however this may cause delays to exhibition timeframes.

The public exhibition period invites submissions on the draft documents, which may result in amendments for Council to consider prior to adopting the documents.

ATTACHMENTS

<u>Under Separate Cover</u>: Draft Operational Plan 2023-24 with Revenue Policy including Rates, Fees and Annual Charges.

	Manager's Reports as submitted to the
Ordinary Meeting of Murrumbidgee Cou	ıncil held Tuesday 23 May 2023
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.General Manager

ITEM NO. 4 - REMUNERATION FOR COUNCILLORS & MAYORS

Council Meeting: 23 May 2023
Report Date: 10 May 2023
Author: Finance Manager

File #: SC208

Approval: General Manager

EXECUTIVE SUMMARY

Pursuant to S239 and S241 of the *Local Government Act 1993*, the Local Government Remuneration Tribunal has reviewed the range of fees for all Councillors and Mayors in NSW for the period 1 July 2023 to 30 June 2024 and determined a 3% increase in the minimum and maximum fees applicable.

RECOMMENDATION

That:

- 1. Pursuant to S248(2) of the Local Government Act 1993, Council set the annual fee level for Councillors for the financial year 2023/24 at \$13,030.
- 2. Pursuant to S249(3) of the Local Government Act 1993, Council set the Mayoral additional fee level for the financial year 2023/24 at \$28,430.

BACKGROUND

Section 248 of the *Local Government Act 1993* requires Council to pay each Councillor an annual fee, and that it may fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal.

Section 249 of the *Local Government Act 1993* also requires that Council pay the Mayor an annual fee and may fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal.

Rural Category fees have been determined as follows:

Councillor Annual Fee		Mayor Additional Fee	
Minimum	Maximum	Minimum	Maximum
\$9,850	\$13,030	\$10,490	\$28,430

Council has previously determined the annual fees be paid at the maximum allowable amount.

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OFFICER COMMENT

The Local Government Remuneration Tribunal undertook a review of the categories as part of its 2023 determination. The Tribunal determined the creation of two new categories being Metropolitan Major and Rural Large. As a result the Tribunal has re-categorised some 26 Councils into either a higher or new category. Murrumbidgee is considered within the rural category.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

- Local Government Act 1993
- Local Government (General) Regulation 2005
- Payment of Expenses and Provision of Facilities Policy

FINANCIAL

The draft Operational Plan for 2023-24 will provide for a 3% increase in the fees applicable.

INTEGRATED PLANS

Community Strategic Plan item 5.1: Demonstrating transparent leadership through sustainability, accountability and community representation.

RISK MANAGEMENT

Ensuring compliance with Section 248(1) and Section 249(1) of the Local Government Act 1993.

CONSULTATION / ENGAGEMENT

Local Government Remuneration Tribunal Annual Report and Determination dated 27 April 2023.

OPTIONS

Option 1 (recommendation)

That:

- 1. Pursuant to S248(2) of the Local Government Act 1993, Council set the annual fee level for Councillors for the financial year 2023/24 at \$13,030.
- 2. Pursuant to S249(3) of the Local Government Act 1993, Council set the Mayoral additional fee level for the financial year 2023/24 at \$28,430.

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Option 2

Fix the annual fees for Councillors and the Mayor at a level between the minimum and maximum levels as determined by the Remuneration Tribunal.

Option 3

Not fix an annual fee for Councillors and the Mayor, and consequently pay the minimum level as set by the Remuneration Tribunal.

ATTACHMENT

Attachment # 4: Local Government Remuneration Tribunal - Annual Report and Determination 27 April 2023.

This is page 16 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023

ITEM NO. 5 - QUARTERLY BUDGET REVIEW - MARCH 2023

Council Meeting: 23 May 2023 Report Date: 15 May 2023

Author: Chief Financial Officer

File #: SC133

Approval: General Manager

EXECUTIVE SUMMARY

Attached is the Quarterly Budget Review for the period to 31 March 2023, as required by the Code of Accounting Practice and Financial Reporting in accordance with clause 203(3) of the Regulations.

A summary of proposed variations to the budget is included within the attachment.

RECOMMENDATION

That the Quarterly Budget Review be noted and variances to the budget, as outlined therein, be approved.

BACKGROUND

General Fund

The proposed variations to the budget, summarised in the attachment, include a \$7.7m decrease in the projected General Fund profit for the 2023 financial year, which is nevertheless an increase on the originally-budgeted \$4.5m profit. The reduction from last quarter largely relates to the removal of capital grants which are not projected to be expended prior to the end of the 2023 financial year and which have been moved forward into the 2024 budget.

Notably, this adjustment also includes corrections relating to the Stronger Communities Fund amounts received by Council, on whose balance accumulated interest is required to be expended, but has not previously been accounted for as a contract liability. (Councillors were briefed on this matter at the May mid-month workshop). The total adjustment to the General Fund profit in relation to SCF funds for the 2023 financial year is \$2,171,588, as follows:

Original SCF revenue budgeted	\$5,291,119
Water facilities component of SCF grant	(\$1,962,557)
(moved to Water Fund unexpended grants)	
Interest to 30 June 2022	\$868,610
Projected interest to 30 June 2023	\$142,790
Funds projected to be unexpended at year end	(\$1,220,431)
SCF revenue budgeted as at March 2023 QBR	\$3,119,531

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General Manager R. K. M. Mayor

Water Fund

Similarly, capital grants have been carried forward to 2024 in the Water Fund projections, leading to a change in projected position from a \$2.935m profit to a \$110,000 loss.

Sewer Fund

The sewer fund loss for the 2023 financial year is projected to be reduced by approximately \$102,000 to \$69,000.

Unrestricted Cash

Following the proposed budget variations, the unrestricted cash balance at 30 June 2023 is projected to be around \$3.4m, a reduction of \$2.3m compared to the previously forecast \$5.7m. This is primarily a result of the SCF adjustment detailed above, in addition to a number of smaller adjustments.

OFFICER COMMENT

It is my opinion that the Quarterly Budget Review Statement for Murrumbidgee Council for the quarter ended 31 March 2023 indicates that Council's projected financial position at 30 June 2023 will be satisfactory, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

The cash has been reconciled with the bank statement, with the last reconciliation undertaken as at 31 March 2023.

Kaitlin Salzke

Responsible Accounting Officer

Murrumbidgee Council

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

Made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005.

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R. K. MYKae . Mayor

15/5/2023

Date

FINANCIAL

The full list of variances proposed to the budget is included within the attachment.

INTEGRATED PLANS

Leading By Example

5.1.3 Maintain sound legislative decision-making that is ethical, accountable and transparent.

The QBR addresses the current Operational Plan.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

- General Manager
- Finance Manager
- Council Staff

OPTIONS

Option 1 (recommendation)

That the Quarterly Budget Review be noted and variances to the budget, as outlined therein, be approved.

ATTACHMENT

Attachment # 5: March 2023 Quarterly Budget Review

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	P < MP

..General Manager

ITEM NO. 6 - DARLINGTON POINT SPRING FESTIVAL

Council Meeting: 23 May 2023 Report Date: 9 May 2023

Author: Tourism & Events Officer

File #: SC26

Approval: Director Planning, Community & Development

EXECUTIVE SUMMARY

Darlington Point Townlife Committee wish to reconvene the annual Darlington Point Spring Festival, which has not occurred since the COVID-19 Pandemic. The date proposed is Saturday 16 September 2023, with the event to be located at CWA Park in Darlington Point. The event will require a Traffic Management Plan to close Hay Road and McAlister Street.

RECOMMENDATION

Council endorse the Darlington Point Town Life Spring Festival on Saturday 16 September 2023.

BACKGROUND

Darlington Point Townlife Committee are a section 355 Committee of Council. Their annual event, the Darlington Point Spring Festival, has been running for approximately 10 years and was last held in 2019 prior to the COVID-19 Pandemic.

The community event includes market stalls, food stalls, music, classic car display and children's entertainment, attracting a crowd of approximately 500 people.

The Darlington Point Spring Festival is identified by Council's Events Policy (V1) as a high-risk event involving a Traffic Control Plan (TCP) and Traffic Management Plan (TMP) adjacent to the Kidman Way, and therefore requires Council endorsement.

The event is to be presented to the next Traffic Committee meeting to confirm if there is any objection to the proposed road closures and detours as detailed in the Traffic Control Plan, Transport Management Plan, Risk Assessment Plan and Notice of Intention to Hold a Public Assembly.

As a Section 355 Committee of Council, the TMP would be covered under Council's public liability.

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General Manager

OFFICER COMMENT

NIL

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

- Local Government Act 1993
- Road Act 1993
- State Environmental Planning Policy Exempt and Complying Development Codes 2008
- Work Health and Safety Act 2011
- Privacy and Personal Information Protection Act 1998 (NSW)
- Privacy Act 1988 (Commonwealth)

FINANCIAL

The estimated cost for the TCP and TMP is \$1,668.

INTEGRATED PLANS

Murrumbidgee Council 2022-2026 Delivery Program, Strategic Theme 4

Our Economy: Creating our own opportunities.

Action 4.2.1 Develop and promote our area as an attractive visitor destination Action 4.2.2 Support and encourage events and activities for locals and visitors

RISK MANAGEMENT

Should Council and/or Murrumbidgee Traffic Committee object to the event location, proposed road closures and detours, a different location will need to be chosen or the event has the risk of not proceeding.

CONSULTATION / ENGAGEMENT

- Executive Team
- Infrastructure Department
- Darlington Point Townlife Committee

	I Manager's Reports as submitted to the
Ordinary Meeting of Murrumbidgee Co	uncil held Tuesday 23 May 2023
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..General Manager

OPTIONS

Option 1 (recommendation)

Council endorse the Darlington Point Town Life Spring Festival on Saturday 16 September 2023.

Option 2

That Council determine the location is too great a risk to the public and Council not endorse the event.

Option 3

Another recommendation of Council

ATTACHMENTS

NIL

This is page 22 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023

......General Manager K.K. MYKou Mayor

ITEM NO. 7 - DRAFT MANAGING CONFLICTS OF INTEREST FOR COUNCIL-RELATED DEVELOPMENT POLICY

Council Meeting: 23 May 2023 Report Date: 5 May 2023

Author: Director Planning Community & Development

File #: SC210/SC49
Approval: General Manager

EXECUTIVE SUMMARY

The purpose of this report is to seek a resolution from Council to adopt the draft Managing Conflicts of Interest for Council-Related Development Policy.

RECOMMENDATION

That the draft Managing Conflicts of Interest for Council-Related Development Policy be adopted.

BACKGROUND

A report was presented to Council on 28 February 2023 introducing a draft policy for dealing with Council-related development applications and managing conflicts of interest.

At that meeting is was resolved to place the draft policy on exhibition.

OFFICER COMMENT

The draft policy was placed on exhibition in accordance with the regulatory provisions of the Local Government Act, 1993. This involved an exhibition period of 28 days, plus a further 14 days for submissions.

During this period no submissions were received, however in response to stakeholder feedback received by the Department of Planning, amendments have been made to the regulation to clarify the application of this policy. The regulation has been amended to state that the policy does not apply to:

- development applications that include development on a public road, as defined by the Local Government Act 1993 (unless the development application is lodged by or on behalf of Council); and
- development applications that were lodged, but not finally determined, before the policy commenced.

These changes have been reflected in Council's draft policy.

This is page 23 of 47	of the General Ma	anager's Rep	orts as	submitted	to	the
Ordinary, Meeting of Mu	ırrumbidgee Counci	il held Tuesda	ay 23 Ma	ıy 2023		
Ordinary Meeting of Mu	_	k	E.MC	Rae.		
1x 7 / Care	General Manager	- 7	1. M. 1 ()	300	Mar	√or

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

Local Government Act, 1993 Local Government Regulations (General), 2021 Conflict of Interest Regulation, 2022

FINANCIAL

N/A

INTEGRATED PLANS

Leading By Example

5.1.3 Maintain sound legislative decision-making that is ethical, accountable and transparent.

RISK MANAGEMENT

N/A

CONSULTATION/ENGAGEMENT

Councillor Workshop

OPTIONS

Option 1 (recommendation)

That the draft Managing Conflicts of Interest for Council-Related Development Policy be adopted.

Option 2

Any other changes as recommended by Council.

ATTACHMENT

Attachment # 6: Draft Managing Conflicts of Interest for Council-Related Development Policy

This is page 24 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023

General Manager R. K. M. Mayor

ITEM NO. 8 – DRAFT PLANS OF MANAGEMENT FOR LION'S PARK AND JERILDERIE RACECOURSE & SHOWGROUND

Council Meeting: 23 May 2023
Report Date: 10 May 2023
Author: Senior Planner
File #: SC34: SC49

Approval: Director Planning, Community & Development

EXECUTIVE SUMMARY

The purpose of this report is to seek a resolution from Council to adopt the Plans of Management for Lion's Park Darlington Point and the Jerilderie Racecourse and Showground.

RECOMMENDATION

That the draft Plans of Management be adopted for:

- 1. Lion's Park Darlington Point; and
- 2. Jerilderie Racecourse and Showground.

BACKGROUND

A report was presented to Council on 28 February 2023 introducing three draft plans of management for Lion's Park Darlington Point, Jerilderie Racecourse and Showground, and for Darlington Point Parks.

At that meeting it was resolved to place the draft plans on public exhibition.

OFFICER COMMENT

All three plans of management were placed on exhibition in accordance with the regulatory provisions of the Local Government Act, 1993. This involved an exhibition period of 28 days, plus a further 14 days for submissions.

No submissions were received in respect to the plans of management for Lion's Park Darlington Point or the Jerilderie Racecourse and Showground.

These plans of management, as presented to Council for adoption, have not been amended.

One submission was received in respect to the draft Plan of Management for Darlington Point Parks. This will be addressed in a separate report to Council.

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..General Manager

STATUTORY COMPLIANCE/POLICY

- Local Government Act, 1993
- Crown Land Management (CLM) Act

FINANCIAL

Not applicable.

INTEGRATED PLANS

Murrumbidgee Council Delivery Program

3 Our Built Environment – Liveable Places 3.1.2 Efficiently manage Crown Land resources

CONSULTATION / ENGAGEMENT

- Director Planning, Community & Development
- Management Group

OPTIONS

Option 1 (recommendation)

That the draft Plans of Management be adopted for:

- 1. Lion's Park Darlington Point; and
- 2. Jerilderie Racecourse and Showground.

Option 2

Any other resolution of the Council

ATTACHMENTS

Attachment # 7: Draft Plan of Management for Lion's Park Darlington Point
Attachment # 8: Draft Plan of Management for Jerilderie Racecourse and

Showground

	Manager's Reports as submitted to the
Ordinary Meeting of Murrumbidgee Cou	uncil held Tuesday 23 May 2023
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ITEM NO. 9 - DRAFT DEVELOPMENT CONTROL PLAN FOR THE YOUNG STREET PRECINCT

Council Meeting: 23 May 2023
Report Date: 11 May 2023
Author: Senior Planner

File #: SC98; SC88; SC210-004

Approval: Director Planning, Community & Development

EXECUTIVE SUMMARY

The purpose of this report is to seek a resolution from Council to adopt the Development Control Plan for the Young Street Precinct.

RECOMMENDATION

That Council adopt the Development Control Plan for the Young Street Precinct.

BACKGROUND

Council, through Development Application 18-12/13, approved the subdivision of Lot 2 DP 1081623 to create 56 lots.

The draft Development Control Plan for the Young Street Precinct was presented to Council on 28 February 2023, where it was resolved to place the draft Development Control Plan on exhibition.

OFFICER COMMENT

In accordance with the resolution of Council, the draft Development Control Plan was exhibited in accordance with the Environmental Planning & Assessment Regulation 2021.

Following completion of the exhibition period, no submissions have been received.

The draft plan placed on exhibition has been amended to include diagrams to help articulate the intent of the clauses in the DCP. These changes are considered minor, and do not alter the intent of the document originally exhibited.

STATUTORY COMPLIANCE/POLICY

Environmental Planning and Assessment Act, 1979 Environmental Planning and Assessment Regulation, 2021

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..General Manager

FINANCIAL

There are no financial impacts as a consequence of preparing the Development Control Plan.

CONSULTATION / ENGAGEMENT

Director Planning, Community & Development **Executive Team**

OPTIONS

Option 1 (recommendation)

Council adopt the Development Control Plan for the Young Street Precinct.

Option 2

Any other resolution of the Council

ATTACHMENTS

Development Control Plan for the Young Street Precinct (2023) Attachment # 9:

This is page 28 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023 R.K. MKae.

....General Manager

ITEM NO. 10 - REVISED PLACE NAMING POLICY

Council Meeting: 23 May 2023 Report Date: 12 May 2023

Author: Director Planning Community & Development

File #: SC49

Approval: General Manager

EXECUTIVE SUMMARY

As part of Council's review of policies, a revised Place Naming Policy is proposed for public comment.

RECOMMENDATION

That:

- 1. The revised Place Naming Policy be endorsed by Council, and placed on public exhibition for a period of 28 days, seeking public comment.
- 2. At the completion of the exhibition period, the revised Place Naming Policy be presented for adoption.

BACKGROUND

The former Jerilderie Shire Council adopted the current Place Naming Policy in November 2012. No such Policy was adopted for the former Murrumbidgee Shire Council.

As a Roads Authority, Council has the responsibility for managing and approving the naming and renaming of public/private roads within the Murrumbidgee Council Local Government Area (LGA), as well as the responsibility for naming public spaces and parks.

OFFICER COMMENT

Following review of the current Policy and relevant legislation, the attached revised Policy has been developed to guide the process for naming roads and public spaces and parks within our LGA.

SUSTAINABILITY

N/A

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Ordinary Meeting of Murrumbidgee Council he	eld Tuesday 23 May 2023
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General Manager

STATUTORY COMPLIANCE/POLICY

- Road Act 1993
- Roads (General) Regulation 2000
- AS/NZS 4819:2003 Geographic Information Rural and Urban Addressing

FINANCIAL

N/A

INTEGRATED PLANS

Murrumbidgee Council Delivery Program

- 1 Our Identity People And Place
- 1. 2. We celebrate, embrace and preserve our cultural identities, our heritage and diversity
- 3 Our Built Environment Liveable Places
- 3.4.1 Manage Council's utility assets in line with best practice standards and priorities

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

Councillor Workshop

OPTIONS

Option 1 (recommendation)

That:

- 1. The revised Place Naming Policy be endorsed by Council, and placed on public exhibition for a period of 28 days, seeking public comment.
- 2. At the completion of the exhibition period, the revised Place Naming Policy be presented for adoption.

Option 2

Council resolve not to endorse the revised Place Naming Policy.

ATTACHMENT

Attachment # 10: Revised Place Naming Policy

This is page 30 of 47 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 May 2023

General Manager R. K. M. Mayor

ITEM NO. 11 - DRAFT COMPANION ANIMAL MANAGEMENT POLICY

Council Meeting: 23 May 2023 Report Date: 23 May 2023

Author: Director Planning Community & Development

File #: SC49

Approval: General Manager

EXECUTIVE SUMMARY

Presented for Council's adoption is the draft Companion Animal Management Policy.

RECOMMENDATION

That the draft Companion Animal Management Policy be adopted.

BACKGROUND

NSW Councils are recommended to prepare and adopt a policy complying with the Office of Local Government Guidelines on the Exercise of Functions under the Companion Animals Act, in relation to the management of companion animals in their Council area.

The draft Policy was presented to Council at the March 2023 Council Meeting, and placed on public exhibition for 28 days from Friday 3 March until Friday 31 March 2023, with submissions invited until 14 April 2023. During this period no submissions were received.

OFFICER COMMENT

The draft policy is based on the Office of Local Government Guidelines on the Exercise of Functions under the Companion Animals Act.

The draft Policy presented to Council for adoption has not been amended.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

The draft policy identifies how Council complies with the requirements of the Companion Animals Act.

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..General Manager

FINANCIAL

N/A

INTEGRATED PLANS

This report is linked to the Murrumbidgee Council Delivery Program 2022-2026 as follows:

Strategic Activities:

- 1 Our Identity People And Place
- 1.4.7: Work with the community to ensure responsible animal management and compliance with relevant legislation

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

Councillor Workshop

OPTIONS

Option 1 (recommendation)

That the draft Companion Animal Management Policy be adopted.

Option 2

Council resolve not to adopt the draft Companion Animal Management Policy.

ATTACHMENT

Attachment # 11: Draft Companion Animal Management Policy

This is page 32 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023 R.K. MYRaeMayor

.General Manager

REPORTS/MINUTES OF COUNCIL COMMITTEES

ITEM NO. 12 - JERILDERIE TIDY TOWNS COMMITTEE MEETING MINUTES

Council Meeting: 23 May 2023 Report Date: 4 May 2023

Author: Jerilderie Tidy Towns Committee Secretary

File #: SC21

Approval: Section 355 Committee of Council

Meeting Opened at 5.00pm

Present: Faith Bryce (chair), Sadie Herrick, Richard Wright, Ann Wright, Judy Knight, Garry Borger, Jackie Molloy, Isabell Milne.

Apologies: Polly Fisher, Chris Girdwood, Ruth McRae, Margaret Borger, Michelle Read, Gwen McLaughlin, Pat Godfrey.

Moved: Judy Seconded: Ann that the apologies be accepted. Carried.

The Minutes of the last meeting were accepted as read on the motion of: Judy Seconded: Faith.

Carried.

Business arising from the Minutes:

- Tom Dimec has given quotes for packages of solar lights at town entrances. Members to peruse and decide what will be suitable/affordable.
- Monash sculpture artist attended Monash Dinner.
- It is envisaged that the sculpture will be in place next year.

Treasurers report as tabled:

Business arising from the Treasurers Report:

- Richard informed meeting that \$185.00 was donated by Forbsey's friends and family at the funeral.
- No accounts to be paid.

Moved: Richard Wright Seconded: Faith that the Treasurers Report as tabled be accepted and accounts be passed for payment.

Carried.

Correspondence: as tabled.

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12 (19) //	R. F. Milla

..General Manager

Inwards:

- Community Grants are now available. Any ideas on what we could apply for?
- Email to Faith from Tom Dimec re solar lights quotes.

Outwards:

NIL

Business Arising out of Correspondence:

NIL

Moved: Sadie Seconded: Jackie that correspondence be accepted. Carried.

General Business:

- Jerilderie Men's Shed gratefully received their well earned KAB Award. A lovely spread was provided and enjoyed by all.
- Categories for upcoming Tidy Towns Awards due very soon.
- Faith spoke about having Wormtech do a nomination. Wormtech will be receiving Council's soon to be happening, FOGO, food and garden waste recycling venture. Faith will check into this.
- Memorial Garden clean up was a breeze thanks to lan Girdwood and his hedge cutters. Thanks to all who assisted. Our ANZAC Day was fantastic.
- Thanks to Joan for the wreath again and thanks also to Gwen who laid the wreath.
- Hopefully the Section 355 Guidelines are almost finalised.
- APEX B&S Ball is still not certain. Fingers crossed that this wonderful fundraising event will continue.
- Working bee at Luke Park this coming Monday May 8, 2023 at 10.00am.
- Our next working bee will be the Cemetery Rose Gardens. Date to be announced.
- We will set our AGM at next meeting. It will probably be held later in the vear.
- A member brought to our attention that travellers have been asking information on the availability of accessing drinking water for their travels.
 Sadie to write to Council to inform them of these inquiries.
- Chair asked members to have a minutes silence to remember our dear Forbsey.

Meeting Closed:	5.36pm
Next Meeting:	June 1, 2023.

Our Office

Time: 5.00pm

At:

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General Manager

Mayor

Treasurer's Report

JERILDERIE TIDY TOWNS COMMITTEE

03/05/23

Page 1

Account QuickReport As of May 4, 2023

Туре	Date	Num	Name	Memo	Split	A	
BENDIGO BANK	A/C	-			- Opiit	Amount	Balance
Deposit Deposit	3/3/2023 3/24/202:		٠	Deposit Deposit	FINES & T Unrestricted	19.00	10,328.20 10,347.20
Total BENDIGO B	ANK A/C			Бороок	Oniestricted	185.00	10,532.20
TOTAL	W.					204.00	10,532.20
TOTAL					**	204.00	10,532.20

This is page 35 of 47 of the General Manager's Reports as submitted to the Ordinary, Meeting of Murrumbidgee Council held Tuesday 23 May 2023

Kac General Manager K. K. M. M. Mayor

ITEM NO. 13 - DARLINGTON POINT TOWNLIFE COMMITTEE MEETING MINUTES

Council Meeting: 23 May 2023 Report Date: 11 April 2023

Author: Darlington Point Townlife Committee Secretary

File #: SC23

Approval: Section 355 Committee of Council

Meeting commenced at 5.00pm

Present: Shirley Norris, Andrew Paterson, Judy Saxvik, Sue Mitchell, Margaret

King and Deb Lacey.

Apologies: Nil

General Business:

Spring Festival

Recommended that the 2023 Spring Festival be held on Saturday 16 September at the CWA Park, Darlington Point from 10am to 3pm and that Council be requested to assist with the closing of part of Hay Road for the Lions Train and part of McAlister for the Classic Car Club as in previous years. It is also requested that the Shire Hall be available on the day if there is wet weather.

Arrangements were discussed for 2023 Spring Festival, to be carried out following approval from Council:

- Judy to distribute flyers to all stallholders.
- Advertise on Council/I live in Darlington Point Facebook claim the date.
- Call for community interest from local organisations to hold BBQ, drinks stall etc.
- Sue to contact Leeton Lions Club regarding train and Entertainment Galore regarding jumping castle.
- Margaret to contact Red Cross regarding morning tea/lunch.
- Advertise on community announcements on both TV and radio month before.
- Shirley to make enquiries regarding music/artists available.
- Sue and Judy to check on stallholder insurance and policies available.
- Raffle prizes from Bunnings/Saxvik Honey.
- Banners to be updated and put up during August.

	Manager's Reports as submitted to the
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12 (19) //	R. F. Milla

General Manager

) June, Point.	2023 a	at 5.00pm	ı at	Council	Chambers,
) June, Point.	2023 a	at 5.00pm	n at	Council	Chambers,

This is page 37 of 47 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 May 2023

.....General Manager

.Mayor

OFFICERS' REPORTS FOR NOTING

ITEM NO. 14 - MONTHLY INVESTMENT REPORT – APRIL 2023

Council Meeting: 23 May 2023
Report Date: 15 May 2023
Author: Accountant
File #: SC133

Approval: General Manager

EXECUTIVE SUMMARY

Under Clause 212 of the *Local Government (General) Regulation 2021*, Council's Responsible Accounting Officer is required to present Council with a monthly report setting out details of Council's investments.

This report sets out details of all money Council had invested under section 625 of the *Local Government Act 1993* as at the end of April 2023.

RECOMMENDATION

Council note the monthly Investment Reports identifying all money Council has invested under section 625 of the *Local Government Act 1993*.

BACKGROUND

As at 30 April 2023, Council's total invested funds were \$29,929,893 as detailed in the attachment.

Funds invested with Bendigo Bank were approximately 57%.

Funds invested with IMB Ltd (13.56%) exceeded the counterparty limit of 10% for a BBB-rated institution. All other investments were in compliance with Council's Investment Policy.

Murrumbidgee Council's money-weighted rate of return (MWRR) outperformed the Bloomberg AusBond Bank Bill Index benchmark rate for both the month and the financial year to date.

OFFICER COMMENT

I certify that the investments, with the exception of the IMB counterparty limit noted above, have been invested in accordance with the Local Government Act and

This is page 38 of 47 of the General Manager's F	Reports as submitted to the
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	P.C. MIP.

.General Manager

Regulations and the Murrumbidgee Council Investment Policy.

Kaitlin Salzke

Responsible Accounting Officer

SUSTAINABILITY

NIL

STATUTORY COMPLIANCE/POLICY

- Local Government Act 1993;
- · Local Government (General) Regulation 2005;
- Local Government Code of Accounting Practice and Financial Reporting (Guidelines);
- Murrumbidgee Council Investment Policy.

FINANCIAL

Nil, for information only.

INTEGRATED PLANS

Leading By Example

5.1.3 Maintain sound legislative decision-making that is ethical, accountable and transparent.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

- General Manager
- Chief Financial Officer
- Finance Manager
- Finance Customer Service

OPTIONS

As per the recommendation.

ATTACHMENTS

Attachment # 12: Investments as at 30 April 2023

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General Manager K.K. MYKee Mayor

ITEM NO. 15 - DEVELOPMENT APPLICATIONS APPROVED UNDER DELEGATION - APRIL

Council Meeting: 23 May 2023 Report Date: 5 May 2023

Author: Director Planning, Community & Development

File #: SC210

Approval: General Manager

EXECUTIVE SUMMARY

Information report provided to Council on Development Applications Approved Under Delegation during April 2023.

RECOMMENDATION

The information contained in the Development Applications Approved under Delegation, April 2023 Report be noted.

BACKGROUND

Application No. Address

Application No Address	, Di	ecision Date	Decision
DA1-2023 22-24 Narr	and Street Darlington Point 1	2/04/2023	Approved (Delegation)
Description:	Consideration in detern	nining application:	
Flood mitigation works involute the construction of a levee by		and Assessment Act 19	nder Section 4.15 of the 979. Neighbour notification

Decision Date

DA5-2023	47 Carrington Street Darlington Point	05/04/2023	Approved (Delegation)
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<u>Description:</u> <u>Consideration in determining application:</u>

Erection of a deck, awning and

shed

The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification or

agency referral was not required.

11017=7073	DA12-2023	21 Coreen Street Jerilderie	11/04/2023	Approved (Delegation
------------	-----------	-----------------------------	------------	-------------------------

<u>Description:</u> <u>Consideration in determining application:</u>

Erection of carport The development application was assessed under Section 4.15 of the

Environmental Planning and Assessment Act 1979. Neighbour notification

was carried out, no objections were received.

DA14-2023 14-16 Argoon Avenue Jerilderie 13/04/2023 Approved (Delegation)

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Application No	Address		Decision Date	Decision
Description:		Consideration in deter	mining application:	
Single Storey D	· ·		ication was assessed under Secti and Assessment Act 1979. Neighbo required.	
DA15-2023	56 Jerilderie Street	Jerilderie	14/04/2023	Approved (Delegation)
Description:		Consideration in deter	mining application:	

Change of use from retail shop to hairdressers

The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification or agency referral was not required.

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....General Manager

R.K. M.Rae Mayor

CONFIDENTIAL ITEMS

ITEM NO. 16 - NSW GOVERNMENT REGIONAL NSW – BUSINESS CASE AND STRATEGY DEVELOPMENT FUND

Council Meeting: 23 May 2023 Report Date: 15 May 2023

Author: Economic and Tourism Development Manager

File #: SC135

Approval: Director of Planning, Community and Economic Development

RECOMMENDATION

This report is **CONFIDENTIAL** in accordance with section 10A(2) (d) i) and iii) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to:

- d) commercial information of a confidential nature that would, if disclosed:
 - i) prejudice the commercial position of the person who supplied it;
 - iii) reveal a trade secret

	Manager's Reports as submitted to the
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1/ (10) //	P.C. MIP.

General Manager