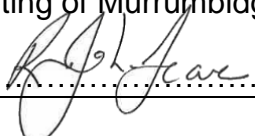


**REPORTS TO MURRUMBIDGEE COUNCIL MEETING
TO BE HELD TUESDAY 23 NOVEMBER 2021**

INDEX

| | |
|--|-----------|
| RECORDING & WEBCASTING OF MEETING..... | 2 |
| OFFICERS' REPORTS FOR CONSIDERATION..... | 3 |
| ITEM NO. 1 - GENERAL MANAGER'S MONTHLY REPORT | 3 |
| ITEM NO. 2 – AUDITED FINANCIAL STATEMENTS..... | 6 |
| ITEM NO. 3 – QUARTERLY BUDGET REVIEW – SEPTEMBER 2021 | 9 |
| ITEM NO. 4 - DA20-2021 – PROPOSED SERVICE STATION 1-5 SOUTHEY STREET JERILDERIE | 12 |
| ITEM NO. 5 - DA20-2021 – PROPOSED SERVICE STATION 1-5 SOUTHEY STREET JERILDERIE | 14 |
| ITEM NO. 6 – ANNUAL REPORT 2020/21 AND END OF TERM REPORT | 22 |
| ITEM NO. 7 – REPORT ON MURRUMBIDGEE COUNCIL CODE OF CONDUCT STATISTICS | 24 |
| REPORTS/MINUTES OF COUNCIL COMMITTEES | 26 |
| ITEM NO. 8 - AUDIT RISK & IMPROVEMENT COMMITTEE MEETING | 26 |
| ITEM NO. 9 - COLEAMBALLY AUSTRALIA DAY ANNUAL GENERAL MEETING MINUTES | 33 |
| ITEM NO. 10 - COLEAMBALLY AUSTRALIA DAY COMMITTEE MEETING MINUTES | 37 |
| OFFICERS' REPORTS FOR NOTING..... | 39 |
| ITEM NO. 11 - MONTHLY CASH & INVESTMENT REPORT – OCTOBER 2021 | 39 |
| ITEM NO. 12 – LOAN BORROWINGS AS AT 30 SEPTEMBER 2021 | 43 |
| ITEM NO. 13 – STRONGER COMMUNITIES FUND – OCTOBER 2021 | 45 |
| ITEM NO. 14 – NEW COUNCIL IMPLEMENTATION FUND – OCTOBER 2021..... | 47 |
| ITEM NO. 15 – RATES AND ANNUAL CHARGES COLLECTION REPORT – SEPTEMBER 2021 | 49 |
| ITEM NO. 16 – DEVELOPMENT APPLICATIONS APPROVED UNDER DELEGATION, OCTOBER 2021 | 51 |

This is page 1 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

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.

Murrumbidgee Council accepts no liability for any defamatory, discriminatory or offensive remarks or gestures that are made during the course of the Council Meeting. Opinions expressed or statements made by individuals are the opinions or statements of those individuals and do not imply any form of endorsement by Murrumbidgee Council.

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OFFICERS' REPORTS FOR CONSIDERATION

ITEM NO: 1 - GENERAL MANAGER'S MONTHLY REPORT

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 12 November 2021 |
| 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 contents of the General Manager's Monthly Report be noted, and Council:

- a) Endorse the Local Government Remuneration Tribunal submission as presented to the meeting, further authorising the submission to be provided to the Local Government Remuneration Tribunal.**
- b) Endorse the Local Government Remuneration Notice of Motion and submit for consideration to the Local Government NSW 2022 Special Conference.**
- c) Adopt the Enterprise Risk Management Policy as presented.**

1. COVID-19

Effective 15 December 2021, we withdraw our action plan in favour of the Public Health Order, COVID Safe Plans, Local Government Splinter Award and Policies to be developed.

This is the last time the Murrumbidgee Council COVID 19 action plan will be reported on to Council.

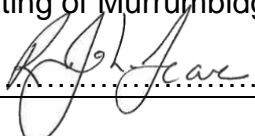
2. Local Government Remuneration Tribunal Submission

The Local Government Remuneration Tribunal has commenced their 2022 review.

Submission deadline is 11 February 2022.

The Tribunal is seeking feedback on classification and remuneration.

This is page 3 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

The attached draft submission addresses the classification issue, in short requesting that an amalgamated Council should have automatically moved up one level in the classification system.

The remuneration levels detailed the inequities with other State Government appointed Committees and Local Government, and rounded it off by assessing NSW Local Government with QLD Local Government as comparative salaries.

Recommendation:

Council endorse the Local Government Remuneration Tribunal submission as presented to the meeting, further authorising the submission to be provided to the Local Government Remuneration Tribunal.

3. Local Government Remuneration - LGNSW Special Conference 2022 - Notice of Motion

Following on from the submission to the Remuneration Tribunal, it is recommended that Council place a conference motion on remuneration levels before Local Government NSW Special Conference 2022.

Attached is the draft resolution for endorsement

Recommendation

Council endorse the Local Government Remuneration Notice of Motion and submit for consideration to the Local Government NSW 2022 Special Conference.

4. Enterprise Risk Management Policy - Review

Attached is the review of the Enterprise Risk Management (ERM) Policy.

Council first adopted an Enterprise Risk Management Policy in September 2017, with a review date of September 2019.

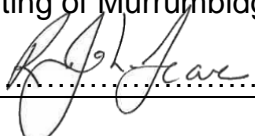
The Policy review was commenced in late 2020, but was delayed as we worked forward on the ERM Plan and various risk registers as starting points.

On 8 February 2022, at Council's mid-month workshop, we will set our appetite statement. From the appetite statement we can then complete the ERM Plan, and be able to determine the inherent and residual risk of identified risks in our registers. Thus, being able to develop a continuous improvement plan to add mitigations to those risks.

Recommendation

Council adopt the Enterprise Risk Management Policy as presented.

This is page 4 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

5. Movements

25 November 2021 - Head Space Meeting – Deniliquin
29 November 2021 - LGNSW Annual Conference – On line
13 - 14 January 2022 - Councillor Induction – Darlington Point
27 February - 2 March 2022 – LGNSW Special Conference, Sydney **or**
26 February 2022 - 6 March 2022 - Annual Leave
9 - 25 April 2022 - Annual Leave

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

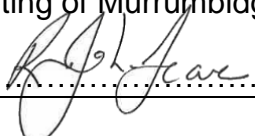
OPTIONS

As per the recommendations.

ATTACHMENTS

Attachment # 1: Remuneration Tribunal Submission
Attachment # 2: LGNSW 2022 Special Conference – Notice of Motion
Attachment # 3: Enterprise Risk Management Policy

This is page 5 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

ITEM NO. 2 – AUDITED FINANCIAL STATEMENTS

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 3 November 2021 |
| Author: | Finance Manager |
| File #: | SC133 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Presentation of the audited financial statements is required under Section 419 of the Local Government Act 1993. Section 418 requires Council to fix a date for the meeting at which it proposes to present its audited financial reports and give public notice of the date, which must be at least 7 days after the notice is given, but not more than 5 weeks after the auditor's reports are provided to the Council.

RECOMMENDATION

That the audited financial statements, encompassing the General Purpose Financial Statements, Special Purpose Financial Statements and Special Schedules for the year ended 30 June 2021, be adopted.

BACKGROUND

Council was presented with the draft financial statements at the October 2021 meeting. No significant changes were made to the draft statements and the auditor's reports have now been included.

OFFICER COMMENT

The Consolidated Income Statement indicates an operating surplus for the year of \$2,622,000.

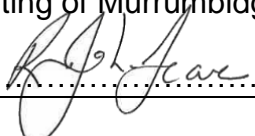
The Statement of Financial Position indicates total net assets of \$284,348,000.

The Statement of Cash Flows indicates a net decrease of cash and cash equivalents for the year of \$4,768,000.

The total of cash, cash equivalents and investments on hand equates to \$27,389,000.

Performance Ratios indicate the financial performance of the Council against defined industry benchmarks. The operating performance ratio was -10.86%, with a benchmark of greater than 0%. Own source operating revenue was 39.10%, below the benchmark of 60%. The unrestricted current ratio of 6.04 times was greater than the benchmark figure of 1.5 times. This indicates Council has

This is page 6 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

sufficient liquidity to meet its current liabilities. The debt service cover ratio is 92.93 times, which is greater than the benchmark of greater than 2 times. This indicates adequate operating cash to fund debt obligations. The rates and charges outstanding ratio of 7.31% achieves the industry benchmark of less than 10% for rural Councils, and the cash expense cover ratio of 20.94 months is above the industry benchmark of greater than 3 months.

The independent auditor's report states that:

The Council's accounting records have been kept in accordance with the requirements of the Local Government Act 1993, Chapter 13, Part 3, Division 2 (the Division)

The financial statements:

- *Have been prepared, in all material respects, in accordance with the requirements of this Division;*
- *Are consistent with the Council's accounting records;*
- *Present fairly, in all material respects, the financial position of the Council as at 30 June 2021, and of its financial performance and its cash flows for the year then ended in accordance with Australian Accounting Standards.*

All information relevant to the conduct of the audit has been obtained.

No material deficiencies in the accounting records or financial statements have come to light during the audit.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

Provided under Division 2, Section 419 of the *Local Government Act 1993*.

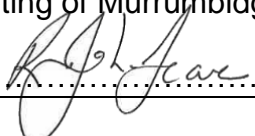
FINANCIAL

As per audited financial statements.

INTEGRATED PLANS

- Community Strategic Plan 2017-2027
- Operational Plan 2020/21
- Delivery Program 2020/21 – 2023/2024

This is page 7 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

RISK MANAGEMENT

Public submissions in relation to the audited financial statements are to be received within 7 days of this meeting.

CONSULTATION / ENGAGEMENT

Consultation with representatives of the Audit Office and Crowe Australasia senior audit practitioners has been undertaken with the General Manager, Finance Manager and Accountant.

OPTIONS

As per the recommendation.

ATTACHMENTS

Audited Financial Statements are provided under separate cover.

ITEM NO. 3 – QUARTERLY BUDGET REVIEW – SEPTEMBER 2021

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 16 November 2021 |
| Author: | Finance Manager |
| File #: | SC133 |
| Approval: | General Manger |

EXECUTIVE SUMMARY

Attached is the Quarterly Budget Review for the period to 30 September 2021, including a statement of financial performance, a proposed balance sheet, a statement of cash flows for each fund, an income and expenditure statement by function, a forecast capital budget review by function and a variation report.

Included also are a budget review of the cash and investment position, a budget review of key performance indicators, a budget review of contract and other expenses and a budget review of consultancy and legal expenses as required by the updated Code of Accounting Practice and Financial Reporting in accordance with clause 203(3) of the Regulations.

RECOMMENDATION

That the Quarterly Budget Review Report be noted, and variances to the budgets, as outlined in the attachment, be approved.

BACKGROUND

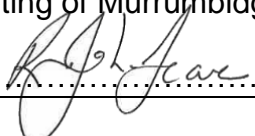
The Statement of Financial Performance indicates a surplus from ordinary activities of \$13,688,126 compared to the original budget estimate surplus amount of \$5,069,441. With the exclusion of capital grants income, the Statement of Financial Performance indicates a surplus of \$1,052,969.

The variance, attributable to additional grant funding of \$9,471,676 with decreased grant funding for caravan park upgrades of \$234,000, coupled with increases in operational expenditure of \$618,991, are itemised at pages 27-29 of the attachment.

The forecast Statement of Cash Flows for the General Fund indicates a decrease of cash held of \$937,851, an additional variation decrease of \$368,263 from the original budget.

This variation results from revote of uncompleted works from the previous financial year of \$183,029, together with an amount of \$185,234 being Council's contribution to upgrade works for Channel Nine Road.

This is page 9 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

The Sewer Fund cash flow indicates an increase in funds held of \$1,701, being unchanged from the original budget estimate.

The Water Fund cash flow indicates an increase of cash in the amount of \$137,957 unchanged from the original estimates.

OFFICER COMMENT

It is my opinion that the Quarterly Budget Review Statement for Murrumbidgee Council for the quarter ended 30 September 2021 indicates that Council's projected financial position at 30 June 2022 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.



Vicki Sutton
Responsible Accounting Officer
Murrumbidgee Council

16/11/2021

Date

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

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

FINANCIAL

The full list of the variances to the budgeted figures can be viewed at pages 13-29 of the attachment.

INTEGRATED PLANS

The above report addresses the current Operational Plan, together with variances noted therein.

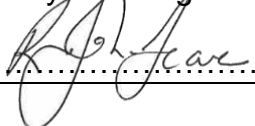
RISK MANAGEMENT

NIL

CONSULTATION / ENGAGEMENT

Management Group

This is page 10 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

 General Manager

 Mayor

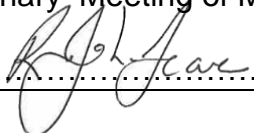
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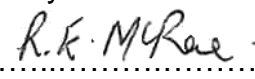
As per the recommendation.

ATTACHMENTS

Attachment # 4: - Quarterly Budget Review

This is page 11 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

ITEM NO. 4 - DA20-2021 – PROPOSED SERVICE STATION 1-5 SOUTHEY STREET JERILDERIE

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 26 October 2021 |
| Author: | General Manager |
| File #: | DA2021/20 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Councils, General Managers and other delegates of Councils (other than a Joint Regional Planning Panel, a local Planning Panel or the Central Sydney Planning Committee) must not exercise the following functions during the caretaker period:

- determining a “controversial development application”, except where a failure to make such a determination would give rise to a deemed refusal, or such a deemed refusal arose before the commencement of the caretaker period.

“Controversial development application” means a development application for designated development under section 4.10 of the Environmental Planning and Assessment Act 1979 for which at least 25 persons have made submissions during community consultation.

Designated development refers to developments that are high-impact developments (e.g. likely to generate pollution) or are located in or near an environmentally sensitive area (e.g. a wetland). There are two ways a development can be categorised as ‘designated development’:

- the class of development can be listed in Schedule 3 of the Environmental Planning and Assessment (EP&A) Regulation as being a designated development, or
- an LEP or SEPP can declare certain types of development to be designated.

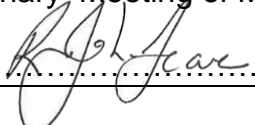
Examples of designated development include chemical factories, large marinas, quarries and sewerage treatment works.

Service stations and convenience stores are not listed in Schedule 3 of the EP&A Regulation or the Jerilderie LEP as designated development.

RECOMMENDATION

That Development Application 20-2021 be considered for determination.

This is page 12 of 52 of the General Manager’s Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

BACKGROUND

Development Application number 20-2021 for a proposed service station at 1-5 Southey Street Jerilderie was exhibited from 10 September 2021 to 8 October 2021, and was also referred to Essential Energy and Transport for NSW, including the RMS. Neighbours and surrounding neighbours were also individually notified.

The development is not classified as designated development.

OFFICER COMMENT

Considering the application is not designated development, and only 3 submissions were received during the exhibition period, DA20-2021 is not excluded from a decision being made during the caretaker period of Council.

ITEM NO. 5 - DA20-2021 – PROPOSED SERVICE STATION 1-5 SOUTHEY STREET JERILDERIE

| | |
|------------------|---------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 16 November 2021 |
| Author: | Senior Town Planner |
| File #: | DA 2021/20 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

This report is presented to Council to consider Development Application 20-2021 for a service station at 1-5 Southey Street, Jerilderie.

The applicant, in their Statement of Environmental Effects, is seeking development consent for the construction and use as a service station on the subject land, involving the following works:

- Demolition of existing structures and removal of trees.
- Provision of a convenience store (360m²) integrating food and drink.
- Fuel bowsers for both passenger and heavy vehicles.
- Underground petroleum storage systems (UPSS).
- Above ground LPG tanks.
- Associated driveways, hardstand areas and canopies.
- Signage, fencing, car parking and landscaping.
- Road construction.
- Subdivision and consolidation of land.

The site comprises three (3) lots, legally described as Lots 1 & 2 in DP 569978 and part of Lot 2 of DP 860991 and has the street address of 1-5 Southey Street and part of 2 Sleeman Street Jerilderie.

The application falls within the category of integrated development due to works required within the road reserve of a classified road (Newell Highway). As part of Council's statutory obligations, details of the development application were referred to Transport for NSW (TfNSW), who raise no objections to the development, subject to conditions.

For the application to proceed, it is relying on Council to accept the transfer of the Crown road reserve which runs parallel to the southern boundary of the site. Given that the design of the development is predicated on access from the Crown road, Council, should it wish to approve the development, issue deferred commencement consent.

The development has been assessed regarding the matters for consideration set out in Section 4.15 of the Environmental Planning & Assessment Act, 1979. The evaluation of the development is set out in Attachment 5, and it concludes that the proposed development has merit.

RECOMMENDATION

- a) Council agree to accept the transfer of the Crown land to be dedicated as a public road.
- b) That Murrumbidgee Council, as the consent authority pursuant to Section 4.16(3) of the Environmental Planning & Assessment Act 1979, grant deferred commencement consent to Development Application No: DA 20-2021 for a service station and subdivision of Lots 1 & 2 in DP 569978 and part of Lot 2 of DP 860991 being 1-5 Southey Street, Jerilderie subject to the conditions, including those set out in Attachment 6; and
- c) That the development application be delegated to the Manager of Planning & Environment for issue of the notice of determination.

BACKGROUND

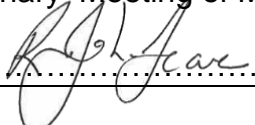
A development application from Outlook Property Services Pty Ltd (set out in Attachment 7) was received by Murrumbidgee Council seeking development consent for a service station involving the following works:

- Demolition of existing structures and removal of trees.
- Provision of a convenience store (360m²) integrating food and drink.
- Fuel bowsers for both passenger and heavy vehicles.
- Underground petroleum storage systems (UPSS).
- Above ground LPG tanks.
- Associated driveways, hardstand areas and canopies.
- Signage, fencing, carparking and landscaping.
- Road construction.
- Subdivision and consolidation of land.

The site comprises three (3) lots, legally described as Lots 1 & 2 in DP 569978 and part of Lot 2 of DP 860991 and has the street address of 1-5 Southey Street and part of 2 Sleeman Street Jerilderie. It has consolidated area of approximately 1.242 hectares with a frontage of 91 metres to Southey Street, which is part of the Newell Highway, a classified road. Sleeman Street is located on the western boundary of the subject site and is an unsealed local road.

The proposed development has been designed so that access to the site is via a new road to the south of the subject site. Part of this land is Crown land, and the Department Primary Industry & Environment – Crown Land (DPIE, Crown) has advised that it is unwilling to provide land owner's consent and has recommended that the land be transferred to Murrumbidgee Council and dedicated as a public road.

This is page 15 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

Figure A: Locality Plan



The development application was placed on exhibition in accordance with the Environmental Planning and Assessment Regulation 2000. Three (3) objections were received.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

Environmental Planning and Assessment Act, 1979

The development application has been evaluated in accordance with the provisions of section 4.15 of the *Environmental Planning and Assessment Act, 1979*. The full evaluation is provided in Attachment 5 and can be summarised as follows:

- a) A *Service station* is a type of development that is permissible within the IN1 General Industrial zone under Jerilderie Local Environmental Plan 2012 and is consistent with the aims, objectives and special provisions of that environmental planning instrument.
- b) Assessment of the proposed development has taken into consideration the relevant provisions set down in *State Environmental Planning Policy (Infrastructure) 2008*, *State Environmental Planning Policy No. 33 (Hazardous and Offensive Development)*, *State Environmental Planning Policy No. 55*

This is page 16 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....*R. K. McRae*.....General Manager

.....*R. K. McRae*.....Mayor

(Remediation of Land) and *State Environmental Planning Policy No. 64 (Advertising and signage)* and is deemed satisfactory.

- c) The proposed development is considered satisfactory regarding performance outcomes and acceptable solutions set down in Jerilderie Development Control Plan.
- d) The proposed development is unlikely to have any unreasonable impact on the environment, and, where an adverse impact has been identified, appropriate conditions have been imposed to mitigate the effects.
- e) The subject site is suitable for the proposed development.
- f) The proposed development does not raise any matter contrary to the public interest.

The assessment of the application indicates that the proposed service station and subdivision has merit and warrants approval.

FINANCIAL

The current project has no immediate financial implications for Council.

INTEGRATED PLANS

Community Strategic Plan

The following themes of the Murrumbidgee Council *Community Strategic Plan 2017-2027* apply in this instance:

Environment

The following strategy is contained under the theme of 'Environment' and is considered relevant to the proposed development.

- Maintaining a balance between growth, development and environmental protection

The proposed development is considered to be a sustainable land use, and one that would not have a detrimental impact on the environment subject to proper ongoing management of the facility.

RISK MANAGEMENT

The matters for consideration under section 4.15 of the Environmental Planning and Assessment Act 1979 ensure that all foreseeable risks are reviewed as part of the assessment process for any application. In this instance there are no foreseeable risks.

CONSULTATION / ENGAGEMENT

Internal Referrals

- Director of Infrastructure advises that they have no objection to the proposal. TfNSW will need to approve the access to the Newell Highway, and that the applicant applies for S138 for the driveways that connect to the roads. Further, the applicant also provides a geotechnical report, a geometric design road and drainage design for the proposed road as shown as Crown Land.

The detailed technical reports highlighted by the Director of Infrastructure will be required prior to any civil works commencing and s138 approvals being granted, conditions of consent have been imposed to reflect this.

- Council's Environmental Health Officer notes that the site makes known locations of asbestos and advises that removal needs to be carried out by an accredited Class A removalist. Further they advise that the food shop appears satisfactory, however the plans lack detail.

The fit out details are to be addressed at construction certificate stage. A condition of consent has been imposed that the fit out of food storage and handling areas be provided with a construction certificate.

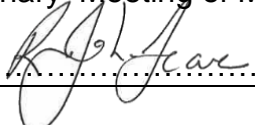
- Advanced Environmental Systems advises that a section 68 approval is required for any liquid trade waste entering Council's systems and has provided conditions of consent to this effect.

External Referrals

As part of Council's statutory obligation, the application was referred to the following agencies:

- Transport for NSW – raise no issues with the proposed development, and their recommendations and conditions are set out in Attachment 8.
- Essential Energy – raise no issues with the proposed development, and have provided recommendations to Council which are set out in Attachment 9.
- The Department of Planning, Industry and Environment – Crown Lands has refused the applicant's proposal on the grounds that the Department is not a roads construction authority, and as such cannot approve the road work. It advises that Murrumbidgee Council, as the local road construction authority, could request that the road be transferred from the department to Council so construction can be administered according to standards specified as the roads authority (see Attachment 10). It is understood that Council is in the process of seeking the transfer.

This is page 18 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

Public Notification

The proposed development was notified in accordance with legislative requirements, which include letters to nearby property owners, advertisement, and publication on Council's website – three (3) submissions were received objecting to the development - set out in Attachment 11.

The concerns identified in the submissions may be summarised as follows:

- Noise impacts
- Traffic congestion
- Environmental impacts including erosion, pollution and littering
- Service station density (economic competition)
- Employment

Noise – concerns were raised in one submission that the noise generated by the use of the site as a service station had the potential to have a detrimental impact on the amenity of nearby residents. The subject site is within an industrial zone and located on a road that presently carries a large volume of heavy vehicles, including road trains, and is already subject to noise intrusions, including from the existing service station. The applicant has asked Council to note the nearest residential receptor, a single dwelling is closer to the existing adjoining service station. Given the nature of the existing development the proposed development is not expected to have any significant noise impacts.

Council has imposed conditions of consent relating to construction and operational noise.

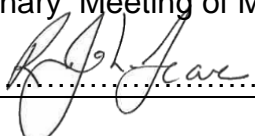
Traffic congestion – the applicant has provided a Traffic Impact Assessment which was assessed by TfNSW and considered satisfactory. In summary, the modelling using SIDRA Intersection 9.0 software provides an estimate of likely queues and delays encounters by all vehicles that travel through the intersection. The assessment indicated that the proposed access arrangements operate well within the maximum desired operation threshold for all assessed scenarios.

Environmental impacts – The information submitted with the development application includes several reports that address environmental impacts.

The environmental site assessment was undertaken by the applicant to gain an understanding of site contamination. It identifies those concentrations in the soil and groundwater profiles do not pose a risk to future users under a commercial/industrial land use.

A Risk Screening Analysis report (in respect to the siting and location above and below ground fuel storage systems), based on the setback distances, the site is deemed to be non-hazardous, there is no requirement to do a Preliminary Hazard Analysis (PHA) for further analysis. Further, the applicant advises that the chemicals are to be stored in specially designed underground fuel tanks in

This is page 19 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

compliance with the UPSS Regulation 2019 and NSW EPA requirements and that loss monitoring and leak detection systems integrated in the fuel tank, along with management and monitoring procedures, allow for quick detection of issues in the system to allow for prompt action to resolve the issue. Any residual risk at the site will be managed in accordance with the Protection of the Environment Operations (Underground Petroleum Storage Systems) Regulation 2019 (NSW EPA 2019).

The civil works plans prepared by Northrop and provided to Council demonstrate the proposed means of storm water management, erosion and sediment control. It is considered the proposed measures are satisfactory and have been designed to mitigate any potential risks on site or to adjoining properties.

The applicant, in response to the submission, advises that service station management protocols will be in place to ensure litter is addressed appropriately and efficiently, and this would include the circulation of staff around the site during quiet periods of the day to pick up rubbish and empty bins.

Service station density (economic competition) - from the comments in the submissions referring to service station density, it appears as if the concerns relate to economic competition.

While Council must consider economic impact on the locality as a matter under Section 4.15(1)(b), case law states that this does not extend to economic competition and the supply and availability of similar products, nor necessarily to site proximity.

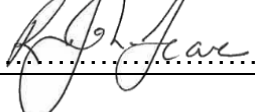
Employment - A further concern was raised in respect to the lack of existing labour in the town and the new service station may take away staffing opportunities for other businesses. The applicant has responded to this, informing Council that the employment required for the service station operation is inclusive of 2-3 staff members at any one time. Further, they consider, and Council concurs, that the service station will provide employment opportunity which will benefit the community due to the varying hours of employment on offer. The proposal has the potential to attract employees from outside the existing town and encourage population growth.

OPTIONS

Option 1 (Recommendation)

- a) Council agree to accept the transfer of the Crown land to be dedicated as a public road.
- b) That Murrumbidgee Council as the consent authority pursuant to Section 4.16(3) of the Environmental Planning & Assessment Act 1979 grant deferred commencement consent to Development Application No: DA 20-2021 for a *service station* and *subdivision* of Lots 1 & 2 in DP 569978 and part of Lot 2 of

This is page 20 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

- DP 860991 being 1-5 Southey Street, Jerilderie subject to the conditions, including those set out in Attachment 6; and
- c) That the development application be delegated to the Manager of Planning & Environment for issue of the notice of determination.

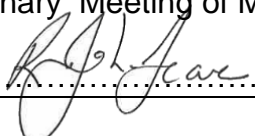
Option 2

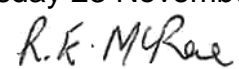
Any other recommendation of Council.

ATTACHMENTS

- Attachment 5: Section 4.15 Assessment Report
Attachment 6: Recommended conditions of consent
Attachment 7: Statement of Environmental Effects and application details
Attachment 8: Recommended conditions from TfNSW
Attachment 9: Advice from Essential Energy
Attachment 10: Comments from DPIE - Crown Lands
Attachment 11: Objections

This is page 21 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

ITEM NO. 6 – ANNUAL REPORT 2020/21 AND END OF TERM REPORT

| | |
|------------------|---|
| Council Meeting: | 23 November 2021 |
| Report Date: | 15 November 2021 |
| Author: | Manager, Corporate & Community Services |
| File #: | SC50 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

The Annual Report outlines Council's activities in accordance with the statutory reporting requirements of the Local Government Act and Integrated Planning and Reporting Framework for the 2020/21 financial year, and includes additional information so as to provide Councillors and the community with a greater snapshot of Council's achievements over this 12 month period. This year's Annual Report will include the End of Term Report.

The Annual Report document will be tabled at the meeting due to the rescheduling of the 4 December 2021, the Annual Report and appendices, including the Financial Statements and End of Term Report, will be published on Council's website.

RECOMMENDATION

1. Council receive and note the Murrumbidgee Council Annual Report for the year 2020/21, including the End of Term Report, as tabled at this meeting.
2. The 2020/21 Murrumbidgee Council Annual Report be published on Council's website following the Local Government elections on 4 December 2021.

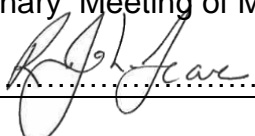
OFFICER COMMENT

The End of Term Report is tabled at the last meeting of the outgoing Council and included in the Annual Report of 30 November in the year in which an ordinary election is held. Under Section 428(2) of the Local Government Act, the End of Term Report informs on the Council's progress in implementing the Community Strategic Plan over the previous four years. The report looks at outcomes, ie what have been the results for the community and Council as a result of the activities undertaken.

SUSTAINABILITY

N/A

This is page 22 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

STATUTORY COMPLIANCE/POLICY

Local Government Act s428(2)

FINANCIAL

N/A

INTEGRATED PLANS

Theme 5: Our Leadership – Looking to our Future

5.1 Demonstrating Transparent Leadership through Sustainability, Accountability and Community Representation

5.1.1.6 Ensure Councils policies and processes meet the current Legislation, Statutory and Regulatory requirements.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

N/A

OPTION

As per the recommendation.

ATTACHMENTS

NIL

ITEM NO. 7 – REPORT ON MURRUMBIDGEE COUNCIL CODE OF CONDUCT STATISTICS

| | |
|------------------|---|
| Council Meeting: | 23 November 2021 |
| Report Date: | 15 November 2021 |
| Author: | Manager, Corporate & Community Services |
| File #: | SC222 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Council has a statutory obligation to report information in relation to any Code of Conduct complaints made against Councillors or the General Manager on an annual basis. This report serves to assist Council in meeting this obligation.

RECOMMENDATION

That Council notes there were no Code of Conduct complaints made against Councillors or the General Manager during the period of 1 September 2020 to 31 August 2021, and these statistics have been reported to the Office of Local Government in accordance with the Procedures for the Administration of the Murrumbidgee Council of Conduct.

OFFICER COMMENT

Under Section 11 of the Procedures for the Administration of the Murrumbidgee Council Code of Conduct, adopted 28 May 2019, the complaints coordinator must, within 3 months of the end of September each year, report statistics in relation to any Code of Conduct complaints made about Councillors and the General Manager to both Council and the Office of Local Government. The reporting period applicable to this report is from 1 September 2020 until 31 August 2021. Council did not receive any Code of Conduct complaints during the reporting period.

SUSTAINABILITY

N/A

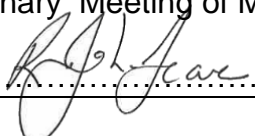
STATUTORY COMPLIANCE/POLICY

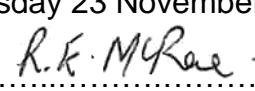
Procedures for the Administration of the Murrumbidgee Council Code of Conduct

FINANCIAL

N/A

This is page 24 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

INTEGRATED PLANS

Theme 5: Our Leadership – Looking to our Future

5.1 Demonstrating Transparent Leadership through Sustainability, Accountability and Community Representation

5.1.1.6 Ensure Councils policies and processes meet the current Legislation, Statutory and Regulatory requirements.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

N/A

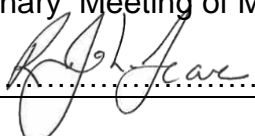
OPTION

As per the recommendation

ATTACHMENTS

Attachment # 12: Murrumbidgee Council Code of Conduct Complaints Statistics 1 September 2020 - 31 August 2021

This is page 25 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

REPORTS/MINUTES OF COUNCIL COMMITTEES

ITEM NO. 8 - AUDIT RISK & IMPROVEMENT COMMITTEE MEETING

| | |
|------------------|------------------------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 5 November 2021 |
| Author: | Audit Risk & Improvement Committee |
| File #: | SC130 |
| Approval: | Committee of Council |

1. Present Mr David Maxwell (Chair); Cr Gaila Smith, Mr John Burge, General Manager, Mr John Scarce, Finance Manager, Mrs Vicki Sutton, Asset Manager, Mr Stephen Goodsall, and Mr Brad Bohun of Crowe Australasia (via video link)

2. Apologies Cr Ruth McRae

The apology be accepted.

Moved: Gaila Smith

Seconded: John Burge

CARRIED

3. Declaration of Interest - NIL

4. Minutes of Previous Meeting – Friday 6 August 2021 and Friday 15 October 2021

The Minutes of the meeting held on 6 August be confirmed as a true and accurate record.

Moved: John Burge

Seconded: Gaila Smith

CARRIED

The Minutes of the meeting held on 15 October 2021 be confirmed as a true and accurate record.

Moved: Gaila Smith

Seconded: John Burge

CARRIED

5. Business Arising - NIL

6. External Audit

6.1 Audit Office – Formal Audit Reports and Conduct of the Audit Report
Conduct of the Audit Report.

That the formal audit reports on the general purpose financial statements and special purpose financial statements, and the report on the Conduct of the Audit, be received and noted, and the Finance Manager and her staff be commended on their completion and lodgement within prescribed timeframes.

Moved: Gaila Smith Seconded: John Burge

CARRIED

6.2 Audit Office Engagement Closing Report for year ending 30 June 2021

That the Engagement Closing Report be received and noted.

Moved: John Burge Seconded: Gaila Smith

10.50am Mr Brad Bohun left the meeting.

CARRIED

7. Internal Audit

That a copy of the previous Statewide CIP Workbook on contract management, together with an update on subsequent improvements be supplied to the next Committee meeting.

Moved: Gaila Smith Seconded: John Burge

CARRIED

The Chairman asked that his disappointment that the General Manager's decision to defer the scheduled internal audit assignment (contract management) was not notified to the Committee, and that the next internal audit reports will not be received prior to May 2022, be formally recorded.

8. Other Reports

8.1 Murrumbidgee Council WHS Meeting Minutes 10 August 2021

8.2 Murrumbidgee Council WHS Meeting Minutes 13 October 2021

That the Work Health & Safety Committee Meeting minutes of 10 August and 13 October 2021 be received and noted, and the WHS Committee be urged to improve its meeting procedures and minute taking.

Moved: Gaila Smith Seconded: John Burge

CARRIED

8.3 General Manager's CONFIDENTIAL report (verbal)

That the General Manager's verbal confidential report be received and noted.

Moved: Gaila Smith Seconded: John Burge

CARRIED

8.4 Risk Manager's Report

The Risk Manager's Report should be tabled at each meeting.

The General Manager be requested to provide ARIC with a Risk Management Action Plan to the meeting of February 2022, with the purpose of progressing the risk management processes of Council.

Moved: John Burge Seconded: Gaila Smith

CARRIED

9. ARIC Operations

9.1 Audit Follow-Up Matrix

That an updated Audit Follow Up Matrix be supplied to Committee members prior to Christmas (out of session).

Moved: John Burge Seconded: Gaila Smith

CARRIED

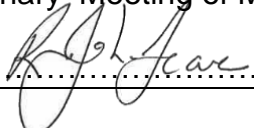
9.2 Forward Meeting Plan 2022

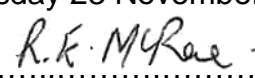
That a Forward Meeting Plan 2022 be amended as suggested by the Chair, and a draft copy be provided to ARIC at the February 2022 meeting.

Moved: Gaila Smith Seconded: John Burge

CARRIED

This is page 28 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

9.3 Revised draft Risk Management and Internal Audit for Local Councils in NSW Guidelines

It was noted that Cr Gaila Smith should continue as a member of ARIC until a replacement is appointed, should she be unsuccessful in her election to Council.

That the Committee recommends that Council initiate action to advertise for Committee members for the Audit Risk & Improvement Committee, post 31 March 2022.

Moved: John Burge Seconded: Gaila Smith

CARRIED

10. General Business

NIL

Next Meeting: 4 February, 2022, Council Chambers, Jerilderie

Meeting concluded: 12.02pm



AUDIT RISK & IMPROVEMENT COMMITTEE Chairman's Summary November 2021

Internal Audit

My report from the August 2021 meeting foreshadowed that the Committee would receive an internal audit report on *contract management* at this meeting. However, the General Manager reported that this had not been progressed in order to permit staff to concentrate on the financial statements. He also reported that he did not expect that the next internal assignment reports would be available until the May 2022 Committee Meeting at the earliest.

As Chairman, I expressed the Committee's disappointment at this situation and asked that this be recorded in the minutes.

Asset Manager, Steve Goodsall, reported that Council had completed a Statewide Continuous Improvement Program workbook on contract management in recent years (before the formation of the Committee), and although this concentrated on different aspects than the proposed internal assignment, he was asked to provide to the February 2022 meeting a copy of the Statewide report and a short update on subsequent improvements.

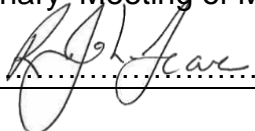
External Audit

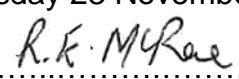
At its meeting 15 October 2021 the Committee reviewed the draft annual financial statements and reported to Council that it was not aware of any reason that would prevent the signing of the required section 413 Local Government Act certificates. The issue of the formal Audit Reports, Conduct of the Audit Report and Engagement Closing Report substantially completed the formalities and these did not raise any new issues.

The final Management Letter is scheduled to be issued later in November and will be considered at our next meeting.

Committee members again commended Finance Manager, Vicki Sutton, and her staff on the successful completion of the statements within prescribed timeframes, although the concentration of staff efforts to achieve this had adverse consequences on other matters before the Committee.

This is page 30 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

Other Reports

WHS Committee minutes

The first step in the Committee's action to satisfy itself that WHS risks are being adequately addressed was the receipt and review of recent WHS Committee Minutes. These indicated that WHS Committee members are needing assistance in establishing proper meeting procedures, particularly in the follow up of outstanding issues from meeting to meeting. Management has undertaken to provide this assistance.

General Manager's Verbal Report

At each meeting the General Manager provides a verbal report, principally directed at any protected disclosures, to the extent that the confidentiality provisions of the relevant legislation permits.

Committee Operations

Audit Follow-up Matrix

It is important that, where management has agreed to give effect to recommendations contained in an external or internal audit report, or other report, the promised report actually happens. The Audit Follow-up Matrix is the mechanism used by the Committee to monitor progress towards the completion of these items.

Unfortunately the copy of the matrix supplied to the meeting had not been updated. The General Manager undertook to supply Committee members with an updated copy out of session before Christmas.

Forward Meeting Plan

A number of changes to the forward meeting plan were proposed, largely to assist in managing the migration to the new requirements for section 482 Committees. Although members agreed to each individual change, it was felt that it should not be adopted until a consolidated copy was considered at the February 2022 meeting.

New ARIC Guidelines

As the General Manager has reported, new mandatory guidelines for ARICs will come into force shortly after the upcoming election. The increased costs to Council – particularly in relation to risk management and member fees – are beyond the scope of the Committee to influence or control.

Under our existing Charter, the terms of independent members are scheduled to expire on 31 March 2022. The new guidelines will require a minimum of 3 independent members, and Mr John Burge has indicated his intention to retire at the completion of his term. The Committee has recommended that Council immediately commence action to appoint additional independent members.

The Charter (although expressed in terms of a September election) clearly envisages that the Councillor member of the Committee will continue beyond term until a replacement Councillor member is appointed. The new guidelines will permit the appointment of a Councillor member (although non-voting) and the Committee believes that Mrs Gaila Smith should continue her membership as envisaged by the Charter.

Although the final shape of the new requirements – particularly the regulations – is not known, it seems that the sec 482 Committee cannot be formed until Council has adopted *terms of reference* that comply with the model terms. Our forward meeting plan provides for the Committee to recommend draft *terms of reference* at our February 2022 meeting for Council to consider, with a view to their adoption for the new Committee to commence from 1 April 2022.

The General Manager will keep Council updated if there are any changes.

David G Maxwell
CHAIRMAN

ITEM NO. 9 - COLEAMBALLY AUSTRALIA DAY ANNUAL GENERAL MEETING MINUTES

| | |
|------------------|---|
| Council Meeting: | 23 November 2021 |
| Report Date: | 4 November 2021 |
| Author: | Coleambally Town Life Committee Secretary |
| File #: | SC5 |
| Approval: | Committee of Council Minutes |

Venue: Coleambally Community Club, commencing 5.25pm

Present: Carolyn Martin, Jane Strachan, Danielle Mannes, Penny Sheppard, Alison Hayes, Kim Mannes, Christine Chirgwin

Apology: Kate Sheppard

Minutes of previous AGM

Motion: That the minutes of previous AGM be accepted.

Moved: C.Chirgwin Seconded: A. Hayes Carried

Chairperson's Report

Report distributed. (See attached)

Motion: That chairperson's report be accepted.

Moved: P. Sheppard Seconded: J. Strachan Carried

Penny had indicated she was not standing for chairperson earlier this year and was thanked for her work over several years.

Treasurer's Report

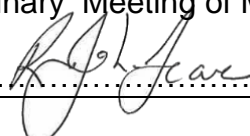
Sue Mitchell provided a copy of previous year's report and indicated that it was the same for 2021 due to covid grant covering expenses. Thus Coleambally account holds \$2,884.51.

Sue was asked for more detail and provided a printout from Council's Finance System showing Australia Day expenses attributed to Coleambally event. Breakdown included account for \$48.58 from Office Choice which should have been billed as an expense against Darlington Point. Thus Coleambally account holds $\$2,884.51 + \$48.58 = \$2,933.09$

Motion: That Treasurer's Report be accepted

Moved: P. Sheppard Seconded: K. Mannes Carried

This is page 33 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

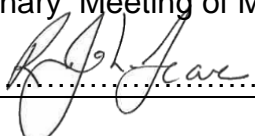
Election of office bearers 2021-2022

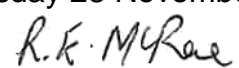
| Position | Nominee | Nominated | Seconded | Accepted/ Carried |
|------------------|-------------|------------|------------|----------------------|
| Chairperson | A. Hayes | C.Chirgwin | J.Strachan | yes |
| Vice-Chairperson | C.Chirgwin | P.Sheppard | K. Mannes | Yes |
| Secretary | P.Sheppard | A.Hayes | C.Chirgwin | Yes |
| Treasurer | J. Strachan | D.Mannes | C.Chirgwin | yes |

Committee members: K.Mannes, D.Mannes, K. Sheppard, A.Simmons

Meeting concluded: 5.45pm

This is page 34 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

Australia Day 2021 Chairperson's Report

Australia Day 2021 got off to a very wet start. The best made plans in measuring out spacing for seating, disinfecting chairs and erecting a flag pole near the community hall was all to no avail. Thank you to those who helped get ready. However, all our planning to meet covid and Council requirements needed a quick and permissible variation. Thanks to Duncan Shirley, Trevor Bright, Pat Brown and Coleambally Lions for their assistance in accommodating the change of venue at such short notice.

Nominations were down particularly as so many sporting and community events were cancelled. Despite this, it was good to see 16 nominations being made and competitions in colouring in, poetry writing and photograph being entered. Thanks to Bendigo Bank for sponsoring our prizes. Congratulations to our winners. I have asked the winners of perpetual trophies – CanAssist and Cricket Club to return these boards to the Coleambally Council office. Sue Hardy and Michael Hodgson have undertaken to do this.

The Ambassador's dinner was held at The Brolga. A great meal was enjoyed by our ambassador, Mark Warren, Australia Day committee members, councillors and Citizen of the Year nominees.

At our review meeting in February it was decided to look at the Club as a potential venue for Australia Day 2022. This is on the agenda for discussion tonight. It was also decided to increase the age for Young Citizen of the Year to above 21 and closing date for nominations to be 6th January, 2022 with a meeting to follow on 11th January, 2022. We did decide to keep the same competitions running.

The live streaming of the award presentations was a first for us. A great job, Ali – worth doing again for 2022.

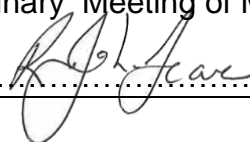
Well done to Jane and Tim for their "covid catering" and to Lions for their cooking and serving.

The Aussie biscuits instead of cake was a good novelty. Well done, Kate. Congratulations to Danielle on a job well done with emceeing the Australia Day program.

Roy Duffell and his fellow musicians did a great job once again. They certainly add atmosphere to our morning.

This year the Council's Community Events Guidelines will have implications for Australia Day. Probably a good idea to review in light of Australia Day activities and presentations – perhaps put together a list of questions for the General Manager. The costs for Australia Day were covered by a grant applied for through Council. Darlington Point and Coleambally shared funds from this grant. The grant offer may apply again for 2022.

This is page 35 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

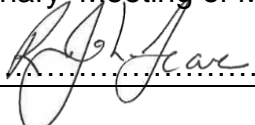
.....Mayor

Thanks to Murrumbidgee Council staff for their assistance throughout the planning process.

Thank you to all committee members several of whom acted as covid marshals for your efforts for this year and for many of you it's been many years. I thank you all for your support and commitment and am sure you will extend both to our new chairperson.

Penny Sheppard
4 November 2021

This is page 36 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

Council Meeting: 23 November 2021
Report Date: 4 November 2021
Author: Coleambally Town Life Committee Secretary
File #: SC5
Approval: Committee of Council Minutes

Present: Carolyn Martin, Jane Strachan, Danielle Mannes, Penny Sheppard, Alison Hayes, Kim Mannes, Christine Chirgwin
Apology: Kate Sheppard

- This is page 37 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

R. E. McRae Mayor

Changes have been made to forms and sent to Council. Closing date for nominations is 6th January, 2022. Date for judging is 5pm on 11th January, 2022 at Coleambally Irrigation lecture room.

Penny to send out nomination forms to schools and organisations where we know contact details. Need to encourage nominations. Penny to do voting slips.

- Breakfast – same as last year – Penny to ask Lions for assistance and to borrow lectern. Also setting up the Club. Jane to coordinate catering.
- Aussie biscuits instead of cake – Kate will do.
- Competitions for Australia Day – colouring in, photography, poetry writing – Danielle and Kim to organise. Theme for poetry and photography: Our country, our home. Photos must not be used previously and be taken in the last 12 months. Alison to ask Ali about doing photos.
- Music for Australia Day – Christine to ring Roy Duffell.
- RSL Flagbreak – Penny to contact RSL.
- Engraving of Event of the Year and Sporting Team of the Year boards and medallions – all at Council office – Kim to look after. No sport medallions anymore – new style of medallions tabled.
- Nominee descriptions to be read out at Australia Day Award – Danielle to type up. Penny will send template.
- Program for committee members, flyers for mail drop and hand out program – Danielle and Jane. Penny to send templates.
- Certificates for awards – Penny to do.
- Ambassador's dinner – due to be at Darlington Point – Alison to contact Sue.

Next meeting: 5.15pm Thursday, 25 November at Community Club.

OFFICERS' REPORTS FOR NOTING

ITEM NO. 11 - MONTHLY CASH & INVESTMENT REPORT – OCTOBER 2021

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 17 November 2021 |
| Author: | Finance Manager |
| File #: | SC133 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Information report provided on cash and investments as at 31 October 2021.

RECOMMENDATION

That Council note the monthly Cash and Investment Report containing the bank balances and schedule of investments as at 31 October 2021.

BACKGROUND

Cash at Bank: Council's consolidated cash position (cash and investments) as at 31 October 2021 was \$26,634,058.64, with the cash at bank amount for the same period being \$1,702,281.08.

Investments: As at 31 October 2021, Council's total invested funds were \$24,931,777.56. Average interest rates over the reporting period were 0.22%. The bulk of Council's investments are held with Bendigo Bank (56.08%), IMB Ltd (18.15%) and ANZ (7.48%), in accordance with the guidelines and requirements of the Financial Management Regulations.

OFFICER COMMENT

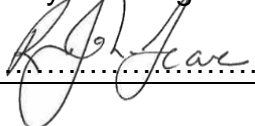
I certify that:

- 1) the cash book was reconciled with the bank balance as shown by the bank statements as at 31 October 2021;
- 2) the investments have been invested in accordance with the Local Government Act, Regulations and Council's policies.



Vicki Sutton
Responsible Accounting Officer

This is page 39 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

SUSTAINABILITY

N/A

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.

INTEGRATED PLANS

5.1 Transparent Leadership, Sustainability, Accountability and Community Representation:

Strategy 5.1.1

Provide leadership through ethical accountable and legislative decision making processes.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

General Manager

OPTIONS

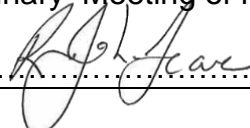
NIL

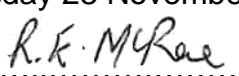
ATTACHMENTS

NIL

| STATEMENT OF BANK BALANCES | 2020-21 | 2019-20 |
|---------------------------------------|----------------------|----------------------|
| | Consolidated | Consolidated |
| CASH AT BANK 30 SEPTEMBER 2021 | 2,205,603.08 | 1,937,842.14 |
| ADD - Receipts - 31 October 2021 | 59,761.88 | 15,024.38 |
| ADD - Receipts - Bendigo Bank | 690,880.02 | 967,372.95 |
| ADD - Cancelled | 0.00 | 0.00 |
| ADD - Adjustments | 0.00 | 0.00 |
| LESS - Cheques | -882.00 | -1,215.71 |
| LESS - EFT - Autopay | -890,348.98 | -1,895,662.06 |
| LESS - Payroll | -357,676.06 | -344,842.15 |
| LESS - Emergency Services Levy | 0.00 | 0.00 |
| LESS - Bank Charges & Transfers | -1,980.34 | -1,833.26 |
| LESS - Loan Repayments | 0.00 | 0.00 |
| LESS - Investments | 0.00 | 0.00 |
| LESS - Visa Card Pymt | -2,955.38 | -100.00 |
| LESS - Fuel Card | -121.14 | -457.45 |
| LESS - Photocopy Rental | 0.00 | -329.58 |
| CASH AT BANK 31 OCTOBER 2021 | 1,702,281.08 | 675,799.26 |
| | | |
| CASH AT BANK 31 OCTOBER 2021 | 255,267.60 | 210,469.73 |
| Bank Statements - Bendigo Bank | 1,458,416.29 | 467,566.73 |
| LESS Outstanding Deposits | 0.00 | 0.00 |
| LESS Unpresented Cheques | -1,029.41 | -2,237.20 |
| LESS Outstanding Autopay | -10,373.40 | 0.00 |
| LESS Reverse Autopay | 0.00 | 0.00 |
| CASH AT BANK 31 OCTOBER 2021 | 1,702,281.08 | 675,799.26 |
| Add Investments | 24,931,777.56 | 25,539,201.42 |
| Total Cash and Investments | 26,634,058.64 | 26,215,000.68 |
| | | |
| Represented by:- | | |
| Trust Account | 296,415.74 | 193,801.32 |
| Water Fund | 2,862,679.69 | 2,606,058.87 |
| Sewer Fund | 4,380,745.19 | 4,257,397.53 |
| Domestic Waste Management | 73,804.00 | 73,804.00 |
| Unexpended Grant Funds | 2,387,809.84 | 2,027,994.79 |
| Plant Reserve | 1,575,092.00 | 1,662,992.00 |
| Employee Leave Entitlement Reserve | 1,076,677.00 | 1,220,000.00 |
| Infrastructure Reserve | 2,703,655.00 | 3,016,279.00 |
| Residential Housing Reserve | 0.00 | 0.00 |
| Contributions Levy Reserve | 406,630.00 | 493,080.00 |
| New Council Implementation Fund | 167,879.69 | 493,102.69 |
| Stronger Communities Fund | 6,344,928.98 | 8,136,364.89 |
| General Fund | 4,357,741.51 | 2,034,125.59 |
| | 26,634,058.64 | 26,215,000.68 |

This is page 41 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

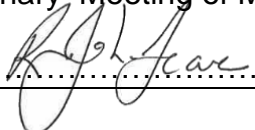
 General Manager

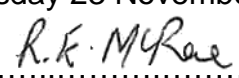
 Mayor

SCHEDULE OF INVESTMENTS
31 OCTOBER 2021

| Institution | Amount | Rate | Matures | NO. |
|---------------------------------|----------------------|-------------|----------------|------------|
| ANZ-Les Wallis | 46,099.24 | 0.10% | 25/11/21 | 21 |
| IMB Ltd | 1,013,058.35 | 0.20% | 08/12/21 | 22 |
| NAB | 502,655.66 | 0.20% | 07/03/22 | 23 |
| IMB Ltd | 510,023.59 | 0.22% | 20/01/22 | 24 |
| IMB Ltd | 700,584.93 | 0.20% | 4/01/22 | 25 |
| Bendigo | 500,000.00 | 0.15% | 09/11/21 | 26 |
| St George | 508,831.01 | 0.32% | 03/02/22 | 27 |
| Bendigo | 813,826.21 | 0.20% | 02/02/22 | 28 |
| ANZ | 1,000,000.00 | 0.15% | 24/01/22 | 30 |
| St George | 750,691.64 | 0.27% | 18/01/22 | 31 |
| NAB | 716,271.62 | 0.20% | 26/11/21 | 32 |
| Suncorp | 1,571,073.39 | 0.28% | 26/11/21 | 34 |
| Bendigo | 803,572.19 | 0.10% | 16/01/22 | 35 |
| IMB Ltd | 800,000.00 | 0.24% | 21/02/22 | 36 |
| Bendigo | 3,532,315.28 | 0.25% | 16/03/22 | 38 |
| ANZ | 819,429.54 | 0.15% | 17/11/21 | 39 |
| Bendigo | 2,331,335.17 | 0.30% | 16/05/22 | 40 |
| IMB Ltd | 500,495.21 | 0.30% | 09/12/21 | 41 |
| NAB | 510,835.08 | 0.22% | 07/01/22 | 43 |
| IMB Ltd | 1,000,679.45 | 0.22% | 23/02/22 | 44 |
| Bendigo | 6,000,000.00 | 0.30% | 16/01/22 | 45 |
| | | | | |
| | | | | |
| | | | | |
| Total Investments | 24,931,777.56 | | | |
| | | | | |
| Average Interest Rates | 2019/20 | 1.59% | | |
| Average Interest Rates | 2020/21 | 0.61% | | |
| Average Interest Rates | 2021/22 | 0.22% | | |
| | | | | |
| PERCENTAGE OF FUNDS HELD | | | | |
| SUNCORP | 1,571,073.39 | 6.30% | | |
| ANZ | 1,865,528.78 | 7.48% | | |
| Bendigo | 13,981,048.85 | 56.08% | | |
| IMB Ltd | 4,524,841.53 | 18.15% | | |
| NAB | 1,729,762.36 | 6.94% | | |
| St George | 1,259,522.65 | 5.05% | | |
| | | | | |
| TOTAL | 24,931,777.56 | 100% | | |

This is page 42 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor

ITEM NO. 12 – LOAN BORROWINGS AS AT 30 SEPTEMBER 2021

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 3 November 2021 |
| Author: | Finance Manager |
| File #: | FY11 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Information is provided to Councillors regarding the position of loan borrowings.

RECOMMENDATION

That the information contained in the Loan Borrowings Report be noted.

BACKGROUND

| Loan No | Original Amount | Purpose | Outstanding At 30/09/21 | Interest Rate | Repayment Per Annum | Maturity Date |
|---------------|-----------------|-------------------------|-------------------------|---------------|---------------------------|---------------|
| Internal Loan | \$250,000 | Real Estate Development | \$62,498.00 | Variable | \$25,000.00 plus interest | 1.04.2024 |

The above shows an outstanding loan balance at 30 September 2021 of \$62,498.00, being an internal loan from the Sewer Fund.

Interest repayments on the internal loan are calculated on the average interest earnings of Council's external investments each month.

OFFICER COMMENT

The internal loan was sourced from Sewer Funds for the purpose of partially funding the development of Wunnamurra Estate Stage 2. This loan was approved by the Minister for Local Government in pursuance of Section 410(3) and 410(4) of the Local Government Act 1993.

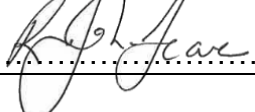

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

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

This is page 43 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

| | | | |
|---|-----------------|---|-------|
|  | General Manager |  | Mayor |
|---|-----------------|---|-------|

FINANCIAL

Loan repayments are currently within operational plan outcomes.

INTEGRATED PLANS

5.1 Transparent Leadership, Sustainability, Accountability and Community Representation:

Strategy 5.1.1

Provide Leadership through Ethical, Accountable and Legislative Decision Making Processes.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

General Manager

OPTIONS

As per recommendation.

ATTACHMENTS

NIL

ITEM NO. 13 – STRONGER COMMUNITIES FUND – OCTOBER 2021

| | |
|------------------|------------------|
| Council Meeting: | 23 November 2021 |
| Report Date: | 3 November 2021 |
| Author: | Finance Manager |
| File #: | SC137 |
| Approval: | General Manager |

EXECUTIVE SUMMARY

Council's priority projects for the Stronger Communities Fund, rounds 1 and 2, have previously been set.

Under the terms of the funding deed, Council provided for grants in the amount of \$1,414,822 to local community organisations.

Council has also determined a further \$14,039,530 for the major projects component of the Stronger Communities Fund.

Interest on the unexpended component of the grant is to be included for Stronger Community Fund expenditure.

RECOMMENDATION

That the information contained in the Stronger Communities Fund, October 2021 Report be noted.

BACKGROUND

As at 31 October 2021, of the 55 community grants projects provided for, 53 are now complete, with some minor works still to be undertaken on 1 project. The Jerilderie Pre School project has been deferred, with funding to be expended for the fit out of the anticipated Long Day Care & Pre School Centre.

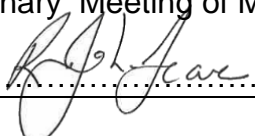
Of the further 36 major projects determined, 18 projects have been completed, with a further 16 commenced or nearing completion.

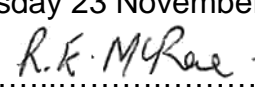
OFFICER COMMENT

The attached spreadsheet indicates the current position of all SCF funded programs as at 31 October 2021.

The projects not yet listed as commenced are the town water supplies for Coleambally and Darlington Point, which are still awaiting the outcome of the completion of the Integrated Water Cycle Management Plans.

This is page 45 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

The Town Water Supply upgrade for Jerilderie is listed as being commenced, due to the previous filtration works being partially funded from this program.

The Jerilderie Pre School & Long Day Care project has been recognised as being commenced as the project is under way, although at this stage funds from this grant have not been utilised.

SUSTAINABILITY

NIL

STATUTORY COMPLIANCE/POLICY

Quarterly updates are required to be provided to Council, with 6 monthly reports to the Office of Local Government.

FINANCIAL

Council has reinvested an amount of \$853,690.00 in interest on the unexpended grant funds into the funding pool.

INTEGRATED PLANS

Amendment to overall project costing is required within the Operational Plan and Delivery Programmes for current and future years, based upon anticipated completion dates of projects.

CONSULTATION / ENGAGEMENT

Management Group, Council and the community.

ATTACHMENTS

Attachment # 13: Stronger Communities Fund Grant Information at 31 October 2021.

ITEM NO. 14 – NEW COUNCIL IMPLEMENTATION FUND – OCTOBER 2021

Council Meeting: 23 November 2021
 Report Date: 3 November 2021
 Author: Finance Manager
 File #: SC59
 Approval: General Manager

EXECUTIVE SUMMARY

Council originally received a grant of \$5m for the purpose of funding the work to be undertaken to merge the two Councils, with an additional amount of \$1,225,000 being received for specific purposes.

This report provides an update on expenditure to date of these tied and untied New Council Implementation Funds (NCIF).

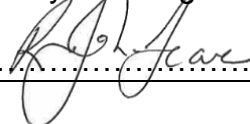
RECOMMENDATION

That the contents of the New Council Implementation Fund, October 2021 Report be noted.

BACKGROUND

| | Amended Budget | Expenditure (Oct 2021) |
|--|---------------------------|-----------------------------------|
| PMO Staffing | \$1,400,000 | \$1,600,091 |
| Asset Management | \$330,000 | \$336,300 |
| Communications/Webpage | \$74,500 | \$67,254 |
| Information Technology | \$1,800,000 | \$1,717,111 |
| Policy Development | \$31,000 | \$30,522 |
| Human Resources (staff training and accommodation) | \$265,000 | \$304,476 |
| Marketing & Branding | \$92,500 | \$92,440 |
| Service Reviews | \$180,000 | \$126,672 |
| Signage/Uniforms/Rebranding | \$127,000 | \$120,871 |
| SCF Grant Administration | \$50,500 | \$50,335 |
| Miscellaneous | \$265,000 | \$247,948 |
| GIS Conversion Project | \$80,000 | \$31,585 |
| Integrated Telephone System | \$60,000 | \$61,058 |
| Local Representation Committee Allowances (2016/17) | \$124,500 | \$124,118 |
| Provision for adjustment to new Salary System during 18/19 | \$120,000 | \$335,971 |
| Provision of funding for telephone tower at Bundure | \$425,000 | \$369,386 |
| Integrate & update LEP and DCP's | \$350,000 | \$144,256 |

This is page 47 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021


 General Manager


 Mayor

| | | |
|--|------------------|--------------------|
| Provision of Integrated Risk Management Systems | \$150,000 | |
| Provision of project readiness-design briefs and estimates | \$300,000 | \$296,726 |
| TOTAL | 6,225,000 | \$6,057,120 |

OFFICER COMMENT

The remaining funds from this project amount to \$167,880, with amalgamation of the LEP and associated works continuing, together with the implementation of an Asset Management System being undertaken.

SUSTAINABILITY

N/A

STATUTORY COMPLIANCE/POLICY

Quarterly updates are required to be provided to Council, with 6 monthly reports to the Office of Local Government.

FINANCIAL

As listed.

INTEGRATED PLANS

Amendment to overall project costing is required within the Operational Plan and Delivery Programmes for current and future years, based upon anticipated completion dates of projects.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

N/A

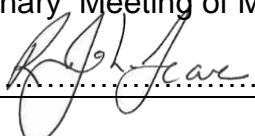
OPTIONS

As per the recommendation.

ATTACHMENTS

NIL

This is page 48 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

**ITEM NO. 15 – RATES AND ANNUAL CHARGES COLLECTION REPORT –
SEPTEMBER 2021**

Council Meeting: 23 November 2021
Report Date: 4 November 2021
Author: Finance Manager
File #: SC165
Approval: General Manager

EXECUTIVE SUMMARY

This report provides an update on rates and annual charges collection, showing totals for the initial levy, rebates applied, interest and legal costs incurred and total outstanding as at 30 September 2021.

RECOMMENDATION

That the contents of the Rates and Annual Charges Collection Report at 30 September 2021 be noted.

BACKGROUND

| | Total |
|--|---------------------|
| Arrears brought forward | \$ 387,617 |
| 2021-2022 Levy | \$ 6,259,242 |
| Less Pensioner Rebates | \$ (99,269) |
| Interest & extra charges raised to 30/9/21 | \$ 29,968 |
| Rates & Charges to 30/06/21 | \$ 6,577,558 |
| Amount Collected to 30/06/21 | \$(2,538,750) |
| Total Outstanding (to 30/06/21) | \$ 4,038,808 |

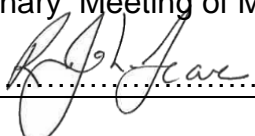
OFFICER COMMENT

The percentage of rates and annual charges collected as at 30 September 2021 equates to 39% as compared to 37% for the same period last year.

SUSTAINABILITY

N/A

This is page 49 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

STATUTORY COMPLIANCE/POLICY

- Local Government Act 1993;
- Local Government (General) Regulation 2005;
- Murrumbidgee Council Rates & Charges Hardship Policy.

INTEGRATED PLANS

Community Strategic Plan

5.1 Transparent Leadership, Sustainability, Accountability and Community Representation:

5.1.1 Provide leadership through ethical, accountable and legislative decision making processes.

RISK MANAGEMENT

N/A

CONSULTATION / ENGAGEMENT

Rates Officers

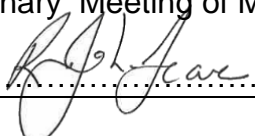
OPTIONS

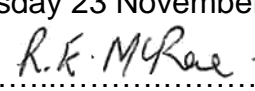
As per the recommendation

ATTACHMENTS

NIL

This is page 50 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.....General Manager

.....Mayor

ITEM NO. 16 – DEVELOPMENT APPLICATIONS APPROVED UNDER DELEGATION, OCTOBER 2021

Council Meeting: 23 November 2021
Report Date: 12 November 2021
Author: Manager Planning & Environment
File #: SC210
Approval: General Manager

EXECUTIVE SUMMARY

Information report provided to Council on Development Applications Approved Under Delegation during October 2021.

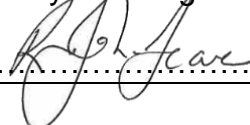
RECOMMENDATION

The information contained in the Development Applications Approved under Delegation Report, October 2021, be noted.

BACKGROUND

| Application No | Address | Decision Date | Value | Decision |
|----------------------|--------------------------------------|---|-----------|-----------------------|
| CDC9-2021 | 236 Lignum Lane Jerilderie | 27/10/2021 | \$78,000 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Machinery Shed | | The development application was assessed under Section 4.28 of the Environmental Planning and Assessment Act 1979. | | |
| DA27-2021 | 15 Argoon Avenue Jerilderie | 20/10/2021 | \$434,398 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| New dwelling | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was not required. | | |
| DA25-2021 | 5 Sandpiper Street Coleambally | 15/10/2021 | \$9,850 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Shed | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was not required. | | |
| DA22-2021 | 16343 Sturt Highway Darlington Point | 12/10/2021 | \$119,930 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Farm office building | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was not required. | | |

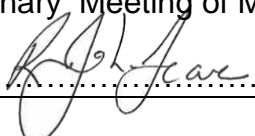
This is page 51 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

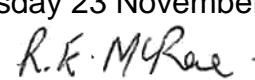
 General Manager

 Mayor

| Application No | Address | Decision Date | Value | Decision |
|---------------------|-------------------------------------|---|-------------|------------------------------------|
| DA21-2021 | 15 Argoon Avenue Jerilderie | 06/10/2021 | \$19,930 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Shed | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was not required. | | |
| DA19-2021 | 12 Brooks Crescent Darlington Point | 06/10/2021 | \$4,750 | Approved (Delegation) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Boundary fence | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was undertaken with no submissions received. | | |
| DA10-2021 | 1207 Donald Ross Drive Coleambally | 12/10/2021 | \$6,458,943 | Approved (Regional Planning Panel) |
| <u>Description:</u> | | <u>Consideration in determining application:</u> | | |
| Micro Solar Farm | | The development application was assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979. Neighbour notification was undertaken as well as referral to several agencies. The Western Riverina Joint Planning Panel determined the application. | | |

This is page 52 of 52 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 23 November 2021

.......... General Manager

.......... Mayor