

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF
BREWARRINA HELD AT THE BREWARRINA SHIRE COUNCIL CHAMBERS ON
FRIDAY 23RD JUNE 2023**

Meeting commenced at 10.01am

1: PRESENT:

Councillors	Vivian SLACK-SMTIH Noel SHERIDAN Mark BROWN Donna JEFFRIES Angelo PIPPOS
General Manager	David KIRBY
Executive Assistant	Laura GORDON

2: APOLOGIES

76/23

RESOLVED on MOTION by Councillor PIPPOS; Seconded by Councillor BROWN; That Council grant the leave of absences for Councillor I GORDON, Councillor D GORDON, Councillor FRAIL & Councillor STANTON for Friday 23rd June 2023 Ordinary Business Meeting.

The MOTION upon being PUT to the MEETING was declared CARRIED.

3. DECLARATION OF PECUNIARY OR NON-PECUNIARY CONFLICT OF INTEREST:

- NIL

4: CONFIRMATION OF MINUTES:

Confirmation of the Minutes of the Ordinary Meeting of Friday 26th May 2023

77/23

RESOLVED on MOTION by Councillor JEFFRIES ; Seconded by Councillor SHERIDAN; that the Minutes of the Ordinary Meeting of Friday 26th May 2023 covered by resolutions 58/23 to 75/23 action request be adopted.

The MOTION upon being PUT to the MEETING was declared CARRIED.

5: MAYORAL MINUTE: JOINT ORGANISATION OF COUNCIL - NORTHWEST

PURPOSE:

The purpose of this report is for Council to consider the invitation to join the Northwest Joint Organisation of Councils.

RECOMMENDATION:

That Council resolve to;

1. Consider the offer from the Northwest Joint Organisation of Councils (NWJOC)

78/23

**RESOLVED on MOTION by Councillor BROWN, Seconded by Councillor PIPPOS;
That Council;**

1. Do not accept the proposed recommendation &;
2. Do not accept to join the NWJOC at this stage

7: REPORTS OF COMMITTEES:

- NIL

8: REPORTS FOR ACTION TO COUNCIL:

ITEM 1: BANK RECONCILIATION & INVESTMENTS

PURPOSE:

The purpose of this report is to present the reconciliation of Council's cashbook and bank statement as at 31st May 2023. The presentation of this information is not a requirement of any Act, however it has been provided historically for the information of Councillors.

RECOMMENDATION:

That Council;

1. The bank reconciliation report is received as information.
2. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 28 April 2017 be received and noted.

79/23

RESOLVED on MOTION by Councillor JEFFRIES, Seconded by Councillor PIPPOS;

That Council;

1. The bank reconciliation report is received as information.
2. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 28 April 2017 be received and noted.

The MOTION upon being PUT to the MEETING was declared CARRIED.

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80/23

**RESOLVED on MOTION by Mayor SLACK-SMITH, Seconded by Councillor JEFFRIES;
That Deputy Mayor PIPPOS be appointed chair due to Mayor SLACK-SMITH dismissing herself from chambers.**

The MOTION upon being PUT to the MEETING was declared CARRIED.

Councillors agreed to a 5 minute adjournment of the Meeting at 10:25am

Council meeting resumed at 10:31am

ITEM 2: ADOPTION OF DEVELOPMENT CONTROL PLAN

PURPOSE:

The purpose of this report is for Council to accept the changed recommendations & adopt the new Development Control Plan 2023.

RECOMMENDATION:

That;

- 1. Note the required extensive advertising of the Draft Development Control Plan (with attached annexures) and notes there were no submissions or objections received.**
- 2. That Council authorise the General Manager to take all necessary steps to replace the existing DCP (2012) with the draft DCP, as advertised.**
- 3. That Development Control Plan 2023 and 9 Annexures shall repeal DCP 2012.**

81/23

**RESOLVED on MOTION by Councillor JEFFRIES, Seconded by Councillor BROWN;
That;**

- 1. Note the required extensive advertising of the Draft Development Control Plan (with attached annexures) and notes there were no submissions or objections received.**
- 2. That Council authorise the General Manager to take all necessary steps to replace the existing DCP (2012) with the draft DCP, as advertised.**
- 3. That Development Control Plan 2023 and 9 Annexures shall repeal DCP 2012.**

The MOTION on being PUT to the MEETING was declared CARRIED.

ITEM 3: INTEGRATED PLANNING & REPORTING OPERATIONAL PLAN 2023/2024

PURPOSE:

For Council to approve and adopt the Delivery Program and Operational Plan that has been on Public Exhibition since 26th May 2023.

Note: in an attempt to save paper the Delivery Program, Operational Plan 2023/24, including Revenue Policy, Fees and Charges and Budget were provided at the May 2022 Council meeting. A new copy is available at Council's front counter, council's website www.brewarrina.nsw.gov.au or on request.

RECOMMENDATION:

That;

Approve and adopt the Delivery Program and Operational Plan 2023/24, including the Revenue Policy, Fees and Charges, Making and Levying Rates & Charges.

82/23

RESOLVED on MOTION by Councillor SHERIDAN, Seconded by Councillor BROWN;
That;
Approve and adopt the Delivery Program and Operational Plan 2023/24, including the Revenue Policy, Fees and Charges, Making and Levying Rates & Charges.

The MOTION on being PUT to the MEETING was declared CARRIED.

ITEM 4: REVIEW OF PURCHASING POLICY DELEGATION AUTHORITY

PURPOSE:

The purpose of this report is for Council to review and approve the delegation authority as per attachment, to ensure that it complies with current requirements and maintains proper stewardship over the management of Council's Procurement Policy.

RECOMMENDATION:

That;
Council endorse the Schedule of Financial Delegations as per attachment 4.a

83/23

RESOLVED on MOTION by Councillor SHERIDAN, Seconded by Councillor BROWN;
That;
Council endorse the Schedule of Financial Delegations as per attachment 4.a

The MOTION on being PUT to the MEETING was declared CARRIED.

ITEM 5: MAKING AND LEVYING OF 2023/2024 RATES & CHARGES

PURPOSE:

The purpose of this report is to recommend to Council of the proposed rates and charges to be levied in 2023/24.

RECOMMENDATION:

That Council;
Whereas, following the due public notice of Council's intention to levy rates and charges through its Delivery Program 2021/2025 and Operational Plan 2023/24, the draft estimates of income and expenditure of the consolidated funds of the Council for the year 2023/2024 were adopted by the Council on the 26th of May 2023 and following the due public notice of Council's intention to levy rates and charges through its Delivery Program 2021/2025 and Operational Plan 2023/24 exhibited for a period of 28 days and, whereas the Council's consideration of submissions relating to the publicly displayed Delivery Program and Operational Plan, it is hereby RESOLVED that, in accordance with Section 535 of the Local Government Act 1993, the Council does now make and levy the rates and charges for all ordinary rates, water charges, sewer charges, and waste charges for the financial year commencing on the first day of July, Two Thousand and Twenty Two as specified hereunder:

A. ORDINARY RATES

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- (i) **Adopt the reduced rate-pegging limit of 2.70% increase in General rate income for the year 2023/24.**
- (ii) **Residential (Brewarrina) rate of 1.519790¢ in the dollar in terms of Section 516 and 529 of the Local Government Act 1993 calculated on the land value in respect of rateable land the dominant use of which is for residential purposes situated in the town of Brewarrina.**

A minimum rate of \$142.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (iii) **Residential (Goodooga) rate of 6.586940¢ in the dollar in terms of Section 516 and 529 of the Local Government Act 1993 calculated on the land value in respect of rateable land the dominant use of which is for residential purposes situated in the village of Goodooga.**

A minimum rate of \$112.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (iv) **Residential (Angledool) rate of 0.507730¢ in the dollar terms of Section 516 and 529 of the Local Government Act 1993 calculated on the land value in respect of rateable land the dominant use of which is for residential purposes situated in the village of Angledool.**

A minimum rate of \$86.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (v) **Residential (Gongolgon) rate of 0.389370¢ in the dollar in terms of Section 516 and 529 of the Local Government Act 1993 calculated on the land value in respect of rateable land the dominant use of which is for residential purposes situated in the village of Gongolgon.**

A minimum rate of \$86.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (vi) **Business (Brewarrina) rate of 1.579020¢ in the dollar calculated on the land value of all rateable land in the town of Brewarrina in terms of Section 518 and 529 of the Local Government Act 1993 excluding land defined as residential and farmland.**

A minimum rate of \$142.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (vii) **Business (Goodooga) rate of 7.28658¢ in the dollar calculated on the land value of all rateable land in the village of Goodooga in terms of Section 518 and 529 of the Local Government Act 1993 excluding land defined as residential and farmland.**

A minimum rate of \$112.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

- (viii) **A farmland rate of 0.192430¢ in the dollar calculated on the land value of all rateable land which qualifies as farmland as defined in Section 515 of the Local Government Act 1993.**

A minimum rate of \$86.00 for each parcel of land as prescribed under

Section 548 of the Local Government Act 1993 shall apply to this rate.

B. WATER CHARGES

- (i) A standard 20mm filtered water access charge for each assessment in the town of Brewarrina be \$525.20 except for those with a 25mm connection the charge to be \$820.60, those with a 32mm connection the charge to be \$1,344.50, those with a 40mm connection the charge to be \$2,100.80, those with a 50mm connection the charge to be \$3,282.50, those with a 80mm connection the charge to be \$8,403.20, and those with a 100mm connection the charge to be \$13,130.00 in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (ii) A standard 20mm raw water access charge for each assessment in the town of Brewarrina be \$455.60, except for those with a 25mm connection the charge to be \$711.90, those with a 32mm connection the charge to be \$1,166.30, those with a 40mm connection the charge to be \$1,822.40, those with a 50mm connection the charge to be \$2,847.50, those with a 80mm connection the charge to be \$7,289.60 and those with a 100mm connection the charge to be \$11,390.00 in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (iii) A standard 20mm filtered water access charge for each assessment in the village of Goodooga be \$395.70 except for those with a 25mm connection the charge to be \$618.30, those with a 32mm connection the charge to be \$1,013.00, those with a 40mm connection the charge to be \$1,582.80, those with a 50mm connection the charge to be \$2,473.10, those with an 80mm connection the charge to be \$6,331.20, and those with a 100mm connection the charge to be \$9,892.50 in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (iv) A standard 20mm raw water access charge for each assessment in the village of Goodooga be \$425.40 except for those with a 25mm connection the charge to be \$664.70, those with a 32mm connection the charge to be \$1,089.00, those with a 40mm connection the charge to be \$1,701.60, those with a 50mm connection the charge to be \$2,658.80, those with an 80mm connection the charge to be \$6,808.40, and those with a 100mm connection the charge to be \$10,635.00 in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (v) A standard 20mm bore water access charge for each assessment connected in the village of Angledool be \$409.80, and a standard water access charge for each assessment not connected in the village of Angledool be \$204.90 in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (vi) A filtered water usage charge of \$2.26 per kilolitre in the town of Brewarrina and the village of Goodooga.

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- (vii) A raw water usage charge of \$1.39 per kilolitre in excess of 1,500 kilolitres per annum in the town of Brewarrina and the village of Goodooga on those assessments with a 40mm, 50mm, 80mm or 100mm connection; and a bore water usage charge of \$1.39 per kilolitre in excess of 1,000 kilolitres per annum in the village of Angledool.

C. SEWERAGE CHARGES

- (i) An access charge for each assessment in Brewarrina be \$943.00 on connected occupied lands with each additional connection access charge to be \$472.00 with an access charge of \$472.00 on unoccupied lands in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (ii) An access charge for each assessment in Goodooga be \$409.00 on connected occupied lands with each additional connection access charge to be \$205.00 with an access charge of \$205.00 on unoccupied lands in accordance with the provisions of Section 552 of the Local Government Act 1993.
- (iii) An access charge for each assessment includes up to 2 water closets per household.
- (iv) Additional water closets more than two per household be charged at \$238.00 for each additional service up to five and \$80.00 for each additional service in excess of five, plus a charge of \$80.00 for each urinal installed.

D. WASTE MANAGEMENT CHARGES

- (i) A Domestic Waste Management charge of \$457.00 per service for a once weekly service rendered in the town of Brewarrina within the scavenging areas as defined in that town charged in accordance with the provisions of Section 496 of the Local Government Act 1993.
- (ii) A Domestic Waste Management charge of \$389.00 per service for a once weekly service rendered in the village of Goodooga within the scavenging areas as defined in that village charged in accordance with the provisions of Section 496 of the Local Government Act 1993.
- (iii) A Domestic Waste Management charge of \$334.00 per service for a once weekly service rendered in the village of Gongolgon within the scavenging areas as defined in that village charged in accordance with the provisions of Section 496 of the Local Government Act 1993.
- (iv) A Waste Management charge of \$25.50 for vacant lots in the scavenging areas of the town of Brewarrina and the village of Goodooga. Such charges being levied in accordance with the provisions of Section 496 of the Local Government Act 1993.
- (v) A Tip Access Charge of \$75.00 for occupied assessments in the town of Brewarrina outside the scavenging area as defined in that town. Such charge being levied in accordance with the provisions of Section 501 of the Local Government Act 1993.
- (vi) A Tip Access Charge of \$88.00 for occupied assessments in the village of Angledool. Such charges being levied in accordance with the provisions of

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Section 501 of the Local Government Act 1993.

- (vii) A Commercial Waste Management charge of \$536.00 per bin for a once weekly service rendered in the town of Brewarrina and the village of Goodooga for commercial properties. Such charges being levied in accordance with the provisions of Section 501 of the Local Government Act 1993.
- (viii) A Rural Waste Management charge of \$11.10 per 240 litre service plus \$3.60 per km return, such charges being levied in accordance with the provisions of Section 502 of the Local Government Act 1993.

E. EXTRA CHARGE (INTEREST) ON OVERDUE RATES

In accordance with section 566(3) of the Act, Office of Local Government has determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2023 to 30 June 2024 (inclusive) will be 9.0% per annum.

F. RATES

Making and Levying 2023/2024 Service of Rate Notice

84/23

**RESOLVED on MOTION by Councillor BROWN, Seconded by Councillor SHERIDAN;
That;**

That Council;

Whereas, following the due public notice of Council's intention to levy rates and charges through its Delivery Program 2021/2025 and Operational Plan 2023/24, the draft estimates of income and expenditure of the consolidated funds of the Council for the year 2023/2024 were adopted by the Council on the 26th of May 2023 and following the due public notice of Council's intention to levy rates and charges through its Delivery Program 2021/2025 and Operational Plan 2023/24 exhibited for a period of 28 days and, whereas the Council's consideration of submissions relating to the publicly displayed Delivery Program and Operational Plan, it is hereby RESOLVED that, in accordance with Section 535 of the Local Government Act 1993, the Council does now make and levy the rates and charges for all ordinary rates, water charges, sewer charges, and waste charges for the financial year commencing on the first day of July, Two Thousand and Twenty Two as specified hereunder:

G. ORDINARY RATES

- (i) **Adopt the reduced rate-pegging limit of 2.70% increase in General rate income for the year 2023/24.**
- (ii) **Residential (Brewarrina) rate of 1.519790¢ in the dollar in terms of Section 516 and 529 of the Local Government Act 1993 calculated on the land value in respect of rateable land the dominant use of which is for residential purposes situated in the town of Brewarrina.**

A minimum rate of \$142.00 for each parcel of land as prescribed under Section 548 of the Local Government Act 1993 shall apply for this rate.

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in accordance with the provisions of Section 552 of the Local Government Act 1993.

- (ii) A standard 20mm raw water access charge for each assessment in the town of Brewarrina be \$455.60, except for those with a 25mm connection the charge to be \$711.90, those with a 32mm connection the charge to be \$1,166.30, those with a 40mm connection the charge to be \$1,822.40, those with a 50mm connection the charge to be \$2,847.50, those with a 80mm connection the charge to be \$7,289.60 and those with a 100mm connection the charge to be \$11,390.00 in accordance with the provisions of Section 552 of the Local Government Act 1993.
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- (vi) A filtered water usage charge of \$2.26 per kilolitre in the town of Brewarrina and the village of Goodooga.
- (vii) A raw water usage charge of \$1.39 per kilolitre in excess of 1,500 kilolitres per annum in the town of Brewarrina and the village of Goodooga on those assessments with a 40mm, 50mm, 80mm or 100mm connection; and a bore water usage charge of \$1.39 per kilolitre in excess of 1,000 kilolitres per annum in the village of Angledool.

I. SEWERAGE CHARGES

- (v) An access charge for each assessment in Brewarrina be \$943.00 on connected occupied lands with each additional connection access charge to be \$472.00 with an access charge of \$472.00 on unoccupied lands in accordance with the provisions of Section 552 of the Local Government Act 1993.

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- (vii) An access charge for each assessment includes up to 2 water closets per household.
- (viii) Additional water closets more than two per household be charged at \$238.00 for each additional service up to five and \$80.00 for each additional service in excess of five, plus a charge of \$80.00 for each urinal installed.

J. WASTE MANAGEMENT CHARGES

- (i) A Domestic Waste Management charge of \$457.00 per service for a once weekly service rendered in the town of Brewarrina within the scavenging areas as defined in that town charged in accordance with the provisions of Section 496 of the Local Government Act 1993.
- (ii) A Domestic Waste Management charge of \$389.00 per service for a once weekly service rendered in the village of Goodooga within the scavenging areas as defined in that village charged in accordance with the provisions of Section 496 of the Local Government Act 1993.
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- (v) A Tip Access Charge of \$75.00 for occupied assessments in the town of Brewarrina outside the scavenging area as defined in that town. Such charge being levied in accordance with the provisions of Section 501 of the Local Government Act 1993.
- (vi) A Tip Access Charge of \$88.00 for occupied assessments in the village of Angledool. Such charges being levied in accordance with the provisions of Section 501 of the Local Government Act 1993.
- (vii) A Commercial Waste Management charge of \$536.00 per bin for a once weekly service rendered in the town of Brewarrina and the village of Goodooga for commercial properties. Such charges being levied in accordance with the provisions of Section 501 of the Local Government Act 1993.
- (viii) A Rural Waste Management charge of \$11.10 per 240 litre service plus \$3.60 per km return, such charges being levied in accordance with the provisions of Section 502 of the Local Government Act 1993.

K. EXTRA CHARGE (INTEREST) ON OVERDUE RATES

In accordance with section 566(3) of the Act, Office of Local Government has

determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2023 to 30 June 2024 (inclusive) will be 9.0% per annum.

L. **RATES**

Making and Levying 2023/2024 Service of Rate Notice

The MOTION on being PUT to the MEETING was declared CARRIED.

ITEM 6: BANK RECONCILIATION & INVESTMENTS
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PURPOSE:

The purpose of this report is to present the reconciliation of Council's cashbook and bank statement as at 31st May 2023. The presentation of this information is not a requirement of any Act, however it has been provided historically for the information of Councillors.

RECOMMENDATION:

That Council;

3. The bank reconciliation report is received as information.
4. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 28 April 2017 be received and noted.

85/23

RESOLVED on MOTION by Councillor BROWN, Seconded by Councillor JEFFRIES;

That Council;

3. The bank reconciliation report is received as information.
4. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 28 April 2017 be received and noted.

The MOTION on being PUT to the MEETING was declared CARRIED.

REPORTS FOR INFORMATION:

The purpose of this report is for Councillors to receive the Status Report, Councils Information Reports as well as the items for Correspondence.

RECOMMENDATION:

That the Status Report, Information Reports, which are listed from a-n, and the Items for Correspondence be received as information.

9: REPORTS FOR INFORMATION

- a) Status Report, General Manager and Mayors Diary
- b) Roads
- c) Plant
- g) Library
- h) Human Services
- m) Human Resources

86/23

RESOLVED on MOTION by Councillor JEFFRIES; Seconded by Councillor SHERIDAN;

That;

The status Report, Information Reports and Items of Correspondence be received and noted.

The MOTION on being PUT to the MEETING was declared CARRIED.

10: NOTICE OF MOTION/ QUESTIONS WITHOUT NOTICE: WEIR PARK

PURPOSE:

The purpose of this report is to inform Council of the Notice of Motion lodged by Councillor Frail regarding Weir Park.

RECOMMENDATION:

That Council;

Consider Councillors Frails Notice of Motions;

- 1. That the entrance to the Nguunhu with a car be closed and cars and buses to park outside on the road. This area to be beautified with a seating, information and BBQ area.**
- 2. Removal of the sandstone boulders.**

87/23

RESOLVED on MOTION by Councillor JEFFRIES, Seconded by Councillor BROWN;

That Council;

- 1. To not close off the parking area of weir park.**
- 2. The yarning circle sandstones to remain in place.**

The MOTION on being PUT to the MEETING was declared CARRIED.

11: CLOSED SESSION

- NIL

12: OPEN SESSION

- NIL

Meeting concluded at 11:02pm