

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF  
BREWARRINA HELD AT THE BREWARRINA SHIRE COUNCIL CHAMBERS ON  
FRIDAY 25TH NOVEMBER 2022**

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Meeting commenced at 10.07am

**1: PRESENT:**

**Councillors**

**Vivian SLACK-SMITH  
Angelo PIPPOS  
Noel SHERIDAN  
Trish FRAIL via Teleconference  
Isaac GORDON  
Douglas GORDON  
Mark BROWN  
Donna JEFFRIES via Teleconference**

**General Manager**

**David KIRBY**

**Executive Assistant**

**Laura GORDON**

Finance Manager joined Council in the Chambers at 10:07am

I GORDON excused himself from the Chambers at 10:07am

**2: APOLOGIES**

146/22

**RESOLVED on MOTION by Councillor BROWN; Seconded by Councillor PIPPOS; that Council grant the leave of absences for Councillor STANTON for the Friday 25<sup>th</sup> November Ordinary Business Meeting.**

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

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**3: TELEPHONE CONFERENCE**

147/22

**RESOLVED on MOTION by Councillor D GORDON; Seconded by Councillor BROWN; that Council grant for Councillor FRAIL & Councillor JEFFRIES to attend via Teleconference for the Friday 25<sup>th</sup> November Ordinary Business Meeting.**

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

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**4. DECLARATION OF PECUNIARY OR NON-PECUNIARY CONFLICT OF INTEREST:**

- NIL

**5: CLOSED SESSION – AUDITOR DIAL IN**

148/22

**RESOLVED on MOTION by Councillor PIPPOS, Seconded by Councillor SHERIDAN; that Council move to close the Meeting to the public as per section of the Local Government Act 1993:  
Section 10B (2) (a) of the Local Government Act 1993, the discussion of personnel**

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matters concerning particular individuals (other than Councillors).

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

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**Meeting moved into closed session at 10.09am**

I GORDON returned to the Chambers at 10:10am

149/22                    **RESOLVED on MOTION by Councillor SHERIDAN, Seconded by Councillor D  
GORDON;**  
                                 **That Council move into open session**

**Meeting resumed open session at 10:12am**

**6: CONFIRMATION OF MINUTES:**

Confirmation of the Minutes of the Ordinary Meeting of Friday 28<sup>th</sup> October 2022

150/22                    **RESOLVED on MOTION by Councillor BROWN ; Seconded by Councillor  
SHERIDAN; that the Minutes of the Ordinary Meeting of Friday 28<sup>th</sup> October 2022  
covered by resolutions 135/22 to 145/22 action request be adopted.**

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

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**7: MAYORAL MINUTE: VALE JEFF SOWIAK**

**PURPOSE:**

151/22                    For Council to pay respect to former General Manager Mr. Jeff Sowiak who passed  
away on Wednesday 16<sup>th</sup> November 2022.

**RECOMMENDATION:**

1. That Council observe a one (1) minute moment of silence in respect to former General Manager Jeff Sowiak.
2. That a letter and wreath be forwarded to Jeanette Sowiak and family expressing Councils condolences.

152/22                    **RESOLVED on MOTION by Councillor D GORDON, Seconded by Councillor  
PIPPOS;**

**That;**

1. That Council observe a one (1) minute moment of silence in respect to former General Manager Jeff Sowiak.
2. That a letter and wreath be forwarded to Jeanette Sowiak and family expressing Councils condolences.

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

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**8: REPORTS OF COMMITTEES:**

- Nil

**9: REPORTS FOR ACTION TO COUNCIL:**

D Gordon excused himself from the Chambers at 10:20am

**ITEM 1: CODE OF CONDUCT COMPLAINT STATISTIC**

**PURPOSE:**

The purpose of this report on the Code of Conduct complaint statistics in compliance with the adopted Code of Conduct Policy.

**RECOMMENDATION:**

**That;**  
**Council receive this report as information.**

153/22

**RESOLVED on MOTION by Councillor SHERIDAN, Seconded by Councillor I GORDON;**

**That;**  
**Council receive this report as information.**

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

**ITEM 2: BANK RECONCILIATION & INVESTMENTS**

**PURPOSE:**

The purpose of this report is to present the reconciliation of Council's cashbook and bank statement as at 2022. 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.**

154/22

**RESOLVED on MOTION by Councillor SHERIDAN, Seconded by Councillor I GORDON;**

- 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 on being PUT to the MEETING was declared CARRIED.

D Gordon returned to the Chambers at 10:21am

**ITEM 3: ANNUAL FINANCIAL STATEMENTS & AUDIT REPORT – 30 JUNE 2022**

**PURPOSE:**

The purpose of this report is to present Council's Annual Financial Reports, including the Audit report to the public.

**RECOMMENDATION:**

That Council;

1. Receive the Annual Financial Reports and Audit report for the year ended 30 June 2022, as presented to the public;
2. Receive the auditor's presentation to Council from Brett Hanger from Nexia Australia.

155/22

**RESOLVED on MOTION by Councillor TBA, Seconded by Councillor TBA;**  
That Council;

1. Receive the Annual Financial Reports and Audit report for the year ended 30 June 2022, as presented to the public;
2. Receive the auditor's presentation to Council from Brett Hanger from Nexia Australia.

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

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**ITEM 4: 2021-2022 ANNUAL REPORT**

**PURPOSE:**

The purpose of this report is to present Councillors with the Annual Report 2021-2022, for review and adoption by Council.

**RECOMMENDATION:**

That;

1. The Annual Report for the year ending 30<sup>th</sup> June 2022 be received and adopted by Council.

156/22

**RESOLVED on MOTION by Councillor FRAIL, Seconded by Councillor D GORDON;**

That Council;

1. The Annual Report for the year ending 30<sup>th</sup> June 2022 be received and adopted by Council.
2. That the Annual Report be amended of spelling mistakes and photos fixtures before sending it to the Office of Local Government

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

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**ITEM 5: PROJECT ALLOCATION FOR INFRASTRUCTURE BETTERMENT FUND**

**PURPOSE:**

The purpose of this report is for Council to determine priorities for eligible works under the Australian Government and NSW Governments Infrastructure Betterment Fund.

**RECOMMENDATION:**

That;

1. Council receive this report.
2. That Council endorse the projects put forward for the funding.

157/22

**RESOLVED on MOTION by Councillor PIPPOS, Seconded by Councillor FRAIL;**

That;

1. Council receive this report.
2. That Council endorse the projects put forward for the funding.

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

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**ITEM 6: ALCOHOL FREE ZONES BREWARRINA AND GOODOOGA**

**PURPOSE:**

The purpose of this report is to inform Council of the expiration of current Alcohol Free Zones in the Brewarrina and Goodooga and propose the commencement of consultation to extend existing Alcohol Free Zones until 30th June 2025.

**RECOMMENDATION:**

That Council;

1. Council endorse community consultation process to commence on the re-establishment of existing Alcohol Free Zones in Brewarrina and Goodooga for the period up until 30 June 2025.

158/22

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

1. Council endorse community consultation process to commence on the re-establishment of existing Alcohol Free Zones in Brewarrina and Goodooga for the period up until 30 June 2025.

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

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**ITEM 7: QUARTERLY BUDGET REVIEW STATEMENT**

**PURPOSE:**

The Purpose of this report is to submit to Council a report detailing the variances to the budget for the 2022/2023 financial year as presented in the Quarterly Budget Review Statement for the quarter ended 30 September 2022.

**RECOMMENDATION:**

That;

1. The Quarterly Budget Review Statement for the quarter ended 30 September

2022 be received and accepted and authorisation be given for the adjustments indicated therein.

159/22

**RESOLVED on MOTION by Councillor D GORDON, Seconded by Councillor BROWN;**

**That;**

1. The Quarterly Budget Review Statement for the quarter ended 30 September 2022 be received and accepted and authorisation be given for the adjustments indicated therein.

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

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#### REPORTS FOR INFORMATION:

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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.

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#### 10: REPORTS FOR INFORMATION

- a) Status Report, General Manager and Mayors Diary
- b) Roads
- c) Plant
- d) Utilities
- e) CHB
- f) CSM
- m) Human Resources
- n) FAM

160/22

**RESOLVED on MOTION by Councillor BROWN, Seconded by Councillor D GORDON;**

**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.

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**11: NOTICE OF MOTION/ QUESTIONS WITHOUT NOTICE**

- NIL

**12: CLOSED SESSION**

161/22

**RESOLVED on MOTION by Councillor BROWN, Seconded by Councillor SHERIDAN;**  
that Council move to close the Meeting to the public as per section of the Local  
Government Act 1993:

**Section 10B (2) (a) of the Local Government Act 1993, the discussion of personnel  
matters concerning particular individuals (other than Councillors)**

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

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**Meeting moved into closed session at 10.37am**

162/22

**RESOLVED on MOTION by Councillor PIPPOS, Seconded by Councillor  
SHERIDAN;**

**That Council move into open session.**

**Council resumed open session at 10:43 am**

**13: OPEN SESSION**

- The Acting General Manager reported to the OPEN session of the Council meeting that the following resolutions were moved in CLOSED session:

CONFID 1. – BREWARRINA STP PROJECT MANAGEMENT

- That Brewarrina Shire Council accept the proposal from NSW Public Works for the design of Brewarrina Sewage Treatment Plant (STP) for total ex GST \$354,414.00.

**Meeting concluded at 10.43am**