



## **Ordinary Council Meeting**

# **Agenda**

**19 October 2023**

**Notice is hereby given in accordance with the provisions of the  
*Local Government Act 1993* that an  
Ordinary Meeting of Warrumbungle Shire Council  
will be held in the Coonabarabran Chambers, John Street,  
Coonabarabran  
on Thursday, 19 October 2023 commencing at 5:00 pm.**

**Mayor:** Cr Ambrose Doolan

**Councillors:** Kodi Brady  
Dale Hogden  
Zoe Holcombe  
Aniello Iannuzzi  
Carlton Kopke  
Jason Newton  
Kathryn Rindfleish (Deputy Mayor)  
Denis Todd

**Please note:**

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**Council's Vision**  
Excellence in Local Government

**Mission Statement**

We will provide:

- Quality, cost effective services that will enhance our community's lifestyle, environment, opportunity and prosperity.
- Infrastructure and services which meet the social and economic needs and aspirations of the community now and in the future.
- Effective leadership and good governance, by encouraging teamwork, through a dedicated responsible well trained workforce.

**Values**

- ✓ **Honesty**  
Frank and open discussion, taking responsibility for our actions
- ✓ **Integrity**  
Behaving in accordance with our values
- ✓ **Fairness**  
Consideration of the facts and a commitment to two way communication
- ✓ **Compassion**  
Working for the benefit and care of our community and the natural environment
- ✓ **Respect**  
To ourselves, colleagues, the organisation and the community, listening actively and responding truthfully
- ✓ **Transparency**  
Open and honest interactions with each other and our community
- ✓ **Passion**  
Achievement of activities with energy, enthusiasm and pride
- ✓ **Trust**  
Striving to be dependable, reliable and delivering outcomes in a spirit of goodwill
- ✓ **Opportunity**  
To be an enviable workplace creating pathways for staff development

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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# **AGENDA**

**ACKNOWLEDGEMENT OF COUNTRY** – Council acknowledges the Traditional Custodians of the Land at which the meeting is held and pays its respects to Elders both past and present and extends that respect to other Aboriginal people who are present.

Turn Off Mobile Phones

Audio Recording of Council Meetings

**Apologies/Leave of Absence**

**Confirmation of Minutes**  
21 September 2023

**Disclosure of Interest**  
Pecuniary Interest  
Non Pecuniary Conflict of Interest

**Mayoral Minute/s**

**Delegate Report/s**

**Reports of Committees**

**Reports to Council**

**Notices of Motion/Questions with Notice/Rescission Motions**

**Reports to be considered in Closed Council**

**Conclusion**

.....  
**ROGER BAILEY**  
**GENERAL MANAGER**

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

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### INDEX

Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 12 September 2023 to 10 October 2023.....	6
<b>RECOMMENDATION</b> .....	7
Item 2 Mayoral Minute Resumption of Private Capital Works .....	8
<b>RECOMMENDATION</b> .....	8
Item 3 Councillors’ Monthly Travel Claims .....	9
<b>RECOMMENDATION</b> .....	10
Item 4 Delegates Report – Alliance of Western Councils (AWC) Board Meetings 8 September 2023.....	11
<b>RECOMMENDATION</b> .....	12
Item 5 Minutes of Warrumbungle Road Network Advisory Group Meeting – 4 October 2023.....	13
<b>RECOMMENDATION</b> .....	14
Item 6 Traffic Advisory Committee Meeting – 28 September 2023 .....	15
<b>RECOMMENDATION</b> .....	16
Item 7 Traffic Advisory Committee – Vacant Position .....	17
<b>RECOMMENDATION</b> .....	18
Item 8 Council Resolutions Report .....	19
<b>RECOMMENDATION</b> .....	20
Item 9 Council Offices Christmas Closure .....	21
<b>RECOMMENDATION</b> .....	22
Item 10 Returns Under s4.21 of the Model Code of Conduct – Disclosing of Interests of Councillors and Designated Persons.....	23
<b>RECOMMENDATION</b> .....	25
Item 11 Revotes and High Value Projects Report.....	26
<b>RECOMMENDATION</b> .....	26
Item 12 Investments and Term Deposits – month ending 30 September 2023.....	27
<b>RECOMMENDATION</b> .....	32
Item 13 Natural Disaster Response and Recovery Monthly Report .....	33
<b>RECOMMENDATION</b> .....	39
Item 14 Updates to Roads Asset Management Plan .....	40
<b>RECOMMENDATION</b> .....	41
Item 15 Dunedoo Town Water Security – Talbragar Alluvial Groundwater Source Supply .....	43
<b>RECOMMENDATION</b> .....	45

# WARRUMBUNGLA SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

---

Item 16 Coolah Water Supply Scheme Funding Report .....	46
<b>RECOMMENDATION</b> .....	50
Item 17 Development Application Approvals .....	51
<b>RECOMMENDATION</b> .....	51
Item 18 Reports to be Considered in Closed Council .....	52
Item 18.1 Human Resources Monthly Report .....	52
<b>RECOMMENDATION</b> .....	52
Item 18.2 Update - Coonabarabran Local Aboriginal Land Council, Reversal of General Rates.....	52
<b>RECOMMENDATION</b> .....	53

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

---

### Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 12 September 2023 to 10 October 2023

#### MAYORAL MINUTE – MAYORS ACTIVITY

<u>Date</u>	<u>Type</u>	<u>In/Out</u>	<u>Activity</u>
21-Sep	Email	Out	GM - Coona Pool
22-Sep	Email	In	GM - Council Facilities waiver of fees
23-Sep	Email	In	GM - Hudson Pear outbreak
24-Sep	Email	In	Ratepayer - Pine Ridge Road
26-Sep	Email	In	Gunnedah Mayor - Country Mayors Comminque
	Email	In	GM - Direct Debit Error
	Email	In	GM - Dunedoo Infrastructure Renewal Project
27-Sep	Email	In	People at work survey
	Email	In	Director EDS - EnergyCo Transmission Line
28-Sep	Email	Out	Director EDS - EnergyCo Transmission Line
	Email	In	Lions Convention Invitation
29-Sep	Email	In	Cr Kopke - Mendooran Art Preview Invitation
30-Sep	Email	In	Warwick Giblin - EnergyCop Transmission Line
1-Oct	Email	In	Graeme Fleming - GM Review
3-Oct	Email	In	Director EDS - EnergyCo Transmission Line
	Email	In	Warwick Giblin - EnergyCop Transmission Line
05 ovt	Email	In	GM - Central West Orana REZ
	Email	In	Ratepayer - Central West Orana REZ
	Email	In	GM EA - Sam Faraway Rail Trail Coonabarabran
6-Oct	Email	Out	Councillors - Meeting
6-Oct	Email	In	Warwick Giblin - Underground Transmission Lines
6-Oct	Email	In	Mayor of Moree - Safe Houses for young offenders
7-Oct	Email	In	Cr Brady - Resident concerns
7-Oct	Email	In	Mayor Gunnedah - Red Fleet Vote
9-Oct	Email	In	GM - Community Consultation
9-Oct	Email	In	RFS Invitation to Warrumbungle & Tonderbrine Station Opening
9-Oct	Email	Out	GM - Mayoral Minute
21-Sep	Email	Out	GM - Coona Pool
22-Sep	Email	In	GM - Council Facilities waiver of fees
23-Sep	Email	In	GM - Hudson Pear outbreak
24-Sep	Email	In	Ratepayer - Pine Ridge Road
26-Sep	Email	In	Gunnedah Mayor - Country Mayors Communique
	Email	In	GM - Direct Debit Error
	Email	In	GM - Dunedoo Infrastructure Renewal Project
27-Sep	Email	In	People at work survey
	Email	In	Director EDS - EnergyCo Transmission Line
28-Sep	Email	Out	Director EDS - EnergyCo Transmission Line
	Email	In	Lions Convention Invitation
29-Sep	Email	In	Cr Kopke - Mendooran Art Preview Invitation

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

Date of Journey		Purpose of Journey	Odometer		KM Travelled
Start Date	End Date		Start	Finish	
13.09.23	13.09.23	Council Chamber	29429	29464	35
18.09.23	18.09.23	Citizenship Ceremony	29464	29499	35
20.09.23	20.09.23	Council Chamber	29499	29533	34
21.09.23	21.09.23	Meeting with GM	29533	29568	35
21.09.23	21.09.23	Council Meeting - Coolah	29568	29723	155
26.09.23	26.09.23	Council Chamber	29723	29757	34
28.09.23	28.09.23	Council Chamber	29757	29792	35
05.10.23	05.10.23	Coonabarabran Ratepayer meeting	29792	29827	35
06.10.23	06.10.23	Council Chamber	29827	29862	35
10.10.23	10.10.23	Council Chamber	29862	29896	34
<b>Total KM travelled for period 12 September 2023 – 10 October 2023</b>					<b>467</b>

### MAYORAL MINUTE - EXPENSES 8 August 2023 to 10 October 2023

<u>Date</u>	<u>Transaction Details</u>	<u>Comments</u>	
<b>Total expenditure for period 8/08/2023 – 10/10/2023</b>			<b>\$0.00</b>

### RECOMMENDATION

That Council:

1. Notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 12 September 2023 to 10 October 2023.
2. Notes the report on the Mayor's credit card expenses between 8 September 2023 and 10 October 2023.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **Item 2 Mayoral Minute Resumption of Private Capital Works**

<b>Division:</b>	Technical Services
<b>Management Area:</b>	Road Operations
<b>Author:</b>	Mayor Ambrose Doolan
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL.1 That Council is financially sustainable over the long term.

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### **Reason for Report**

To request that Council resumes carrying in out private capital work when feasible.

### **Background**

Council ceased undertaking private works, *Resolution 214/2223, 16 January 2023*, for the community after the natural disaster events in 2021 and 2022. Council's resources are still being utilised in full in undertaking repairs to roads and infrastructure across the Shire.

Council is now about half way through the natural disaster restoration. There are still critical programs to be completed, e.g the Pothole Repair Program which must be completed by 1 January 2024. However, there has also been some relief provided with the time for the completion of the Regional and Local Repair Program, just this month extended from 29 February 2024 to 31 October 2027.

There are many businesses within the community, especially farms that have ben unable to obtain contractors, at reasonable prices to do work that in the past would have been completed by Council on a cost recovery basis.

There will still need to be discretion by staff when it comes to Council doing this work as it will be important to ensure that our roads are restored and major projects are completed and funding is not lost.

### **RECOMMENDATION**

That Council authorises the resumption of private works being undertaken by Council subject to such works not unnecessarily impacting on the natural disaster restoration or other major projects.



# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

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### Item 3 Councillors' Monthly Travel Claims

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Governance
<b>Author:</b>	EA to the General Manager – Erin Player
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL2.1 Provide Council's leadership with a strong governance and management framework that promotes transparent and informed decision-making.

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### Reason for Report

To provide Council with details of monthly travel claims of councillors.

### Background

At the Ordinary Council meeting in July 2017 it was resolved that, "*all Councillors make public their monthly travel claims effective immediately.*" (**Resolution No 10/1718**)

### Councillor Monthly Travel Claims

Councillor	Kilometres	\$ per KM	Total Amount (\$)
Cr Brady	184	0.95	\$174.80
Cr Doolan	-	0.95	-
Cr Hogden	300	0.95	\$285.00
Cr Holcombe	-	0.95	-
Cr Iannuzzi	174	0.95	\$165.30
Cr Kopke	288	0.95	\$273.60
Cr Newton	-	0.95	-
Cr Rindfleish	173	0.95	\$164.35
Cr Todd	92	0.95	\$87.40
		<b>Total:</b>	<b>\$1,150.45</b>

### Issues

Nil.

### Options

Nil.

### Financial Considerations

Outlined above.

### Community Engagement

To inform the community.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Attachments**

1. Councillors Monthly Travel Claims

### **RECOMMENDATION**

That the Councillors' monthly travel claims report in the amount of \$1,150.45 be noted for information.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **Item 4 Delegates Report – Alliance of Western Councils (AWC) Board Meetings 8 September 2023**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Executive Services
<b>Author:</b>	Mayor – Ambrose Doolan
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL6 To build strong relationships

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#### **Reason for Report**

To report to Council on the Alliance of Western Councils (AWC) Board meeting held in Dubbo on Friday 8 September 2023.

#### **Background**

A meeting of the Alliance of Western Councils (AWC) Board Meeting was held on Friday 8 September 2023.

During the meeting the following topics were discussed:

- The draft Funding Case to Establish a Water Training Centre in the OWUA Region was discussed. It was resolved that the Alliance of Western Councils Board approach high levels of State and Federal governments to access funding.
- The following suggestions were made for future presenters to ensure all councils are benefited from them:
  - Assistant Commissioner Brett Greentree, Regional Commander
  - The Hon Prue Car, MP, Deputy Premier, Minister for Education and Early Learning, Minister for Western Sydney, and Minister for Skills, TAFE and Tertiary Education
  - The Hon Tara Moriarty, MLC, Minister for Agriculture, Minister for Regional New South Wales, and Minister for Western New South Wales
  - The Hon Rose Jackson, MLC, Minister for Water, Minister for Housing, Minister for Homelessness, Minister for Mental Health, Minister for Youth
  - Simon Banks, Commonwealth Environmental Water Holder (CEWH)
  - Troy Grant, Inspector-General of Water Compliance
  - Dugald Saunders, MP, Local Member for Dubbo Electorate
  - Roy Butler, MP, Member for Barwon
  - Landcom, NSW Government owned land and property development organisation
  - Contour3D

During the meeting, there were a number of presentations, which included:

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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- Leo Krikmann, United Way, presented on the Dolly Parton Imagination Library. The presentation and further information can be found in Attachment 2 of this report.
- The Hon Jenny Aitchison, BA, Grad Dip App Psych, GAICD MP, Minister for Regional Transport and Roads, provided an overview of her portfolio, the final report from the Regional Road Transfer and Road Classification Review and the Regional and Local Road Repair Program.
- Allistair Lunn, Director West, Transport for NSW, provided an update from Transport for NSW including discussing the challenges faced following natural disasters on the state on the roads. (Attachment 3).
- Brendan Guiney, NSW Water Directorate, discussed the issue of water security in Regional NSW and in relation to the position paper on addressing town water security for regional NSW cities and towns (Attachment 4).

### **Issues**

Nil

### **Options**

Nil

### **Financial Considerations**

Nil

### **Community Engagement**

To inform the community by placing the information on Council's website through the Business Paper.

### **Attachments**

1. Minutes, Alliance of Western Councils (AWC) Board meeting 8 September 2023.
2. Dolly Parton's Imagination Library
3. Transport for NSW Presentation
4. Position Paper – Addressing Town Water Security for regional NSW

### **RECOMMENDATION**

That Council notes the Delegate's Report in relation to Alliance of Western Councils (AWC) Board meeting held in Dubbo on Friday 8 September 2023.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 5 Minutes of Warrumbungle Road Network Advisory Group Meeting – 4 October 2023**

<b>Division:</b>	Technical Services
<b>Management Area:</b>	Road Operations
<b>Author:</b>	Director Technical Services – Nicole Benson
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL1 That Council is financially sustainable over the long term.

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#### **Reason for Report**

The purpose of this report is to present minutes from the meeting of the Warrumbungle Road Network Advisory Group held at Coonabarabran on 4 October 2023.

#### **Background**

The Committee has as its primary purpose the responsibility to provide recommendations to Council on planning and priorities for Council's road network.

The core responsibilities of the Committee are to:

- provide input to the Delivery Program Strategies and Operational Plan Actions aligned with the Committee;
- consider the potential social, economic, environmental and financial impacts of Committee recommendations;
- engage the community and stakeholders on matters being considered by the Committee;
- consider and advise Council on any matter referred to the Committee; and provide input into the strategic direction of Warrumbungle Shire Council.

The core duties of the Committee are to:

- provide input into the strategic policies and plans that relate to the road network.
- seek information and feedback from the community on road network matters.
- provide comments and advice around the needs and wants of the Community at the strategic level.
- make recommendations to Council on any matter related to the strategic direction of the road network.

#### **Issues**

The following issues were considered and discussed by the Group:

- Natural Disaster Restoration Works, Regional and Local Roads Repair Program and Pothole Repair Program Update
- Grid Policy
- Warrumbungle Shire Council Disaster Resilience Community Strategic Plan
- Rural Road Consultation Project

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

The Manager Road Operations (MRO) provided the Committee with an overview of the Natural Disaster Restoration Works; Regional and Local Roads Repair Program; and Pothole Repair Program.

The group discussed the Grid Policy at length and determined that it would be beneficial for a report on the Policy be brought back to the next meeting for further discussion and that a Consultation Plan be developed and implemented once the Policy had been adopted.

### **Options**

Council may wish to note the action items and adopt the recommendations from the Group meeting.

### **Community Engagement Considerations**

The level of engagement for this report is to inform.

### **Attachments**

1. Minutes of the Warrumbungle Road Network Advisory Group Meeting – 4 October 2023

### **RECOMMENDATION**

That Council notes the minutes of the Warrumbungle Road Network Advisory Group meeting held at Coonabarabran on 4 October 2023.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 6 Traffic Advisory Committee Meeting – 28 September 2023**

<b>Division:</b>	Technical Services
<b>Management Area:</b>	Technical Services Management
<b>Author:</b>	Director Technical Services – Nicole Benson
<b>CSP Key Focus Area:</b>	Supporting Community Life
<b>Priority:</b>	SC4 The long-term wellbeing of our community is supported by ongoing provision of high quality services, health and aged care, education, policing and public safety, child, youth and family support, environmental protection and land management

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#### **Reason for Report**

To present minutes from the meeting of the Traffic Advisory Committee held at Coonabarabran on the 28 September 2023.

#### **Background**

Authority has been delegated to Council from Transport for NSW (TfNSW) in relation to prescribed traffic control devices and traffic control facilities. Council may only exercise its delegated function in accordance with the Delegation. The Delegation requires Council to seek the advice of the NSW Police and TfNSW and this is usually done via the Local Traffic Advisory Committee. The Local Traffic Advisory Committee has no decision-making powers and is primarily a technical review committee. The Committee has four (4) formal members; NSW Police, TfNSW, Council Representative and the Local State Member of Parliament or their nominee.

#### **Issues**

The following matters were considered by the Committee:

- a) Proposal to Install Blisters in Bandulla Street, Mendooran
- b) School Crossings at Dunedoo Central School – Merrygoen Street and Cobborah Street
- c) School Crossing at Coolah Central School – Binnia Street
- d) Installation of Temporary Signage for Road Closure at Yarrow Road, Mendooran
- e) Member of NSW Parliament Nomination to Local Traffic Committee
- f) Relocation of Disabled Parking Space in Binnia Street, Coolah
- g) Resignation of Chair

The following additional items were raised:

- Relocation of speed trailer to Baradine.
- Review of signage on Warrumbungles Way.
- Clear zone in Crane Street, Coonabarabran.
- Drainage issues 15km from Coonabarabran on the Oxley Highway.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

- Holding lines at the intersection of Charles and Dalgarno Streets, Coonabarabran.

### **Options**

The following Traffic Advisory Committee recommendations will be dealt with under Delegation:

- School Crossings at Dunedoo Central School – Merrygoen Street and Cobborah Street.
- School Crossing at Coolah Central School – Binnia Street.
- Installation of Temporary Signage for Road Closure at Yarrow Road, Mendooran
- Resignation of the Chair.

### **Financial Considerations**

The majority of the recommendations from the meeting on the 28 September 2023 can be accommodated within existing budget allocations. There is no funding available for blisters in Bandulla Street, Mendooran or a disabled parking space in Binnia Street, Coolah. These projects will require a budget allocation in a future operational plan or will need to be funded from another source such as grants.

### **Community Engagement**

The level of engagement for this report is to inform.

### **Attachments**

1. Minutes of the Traffic Advisory Committee Meeting – 28 September 2023

### **RECOMMENDATION**

That:

1. Minutes of the Traffic Advisory Committee Meeting held on the 28 September 2023 are noted for information.
2. Council seek grant funding for the installation of blisters in Bandulla Street, Mendooran.
3. Council reappoint Mr Mal Unicomb as a proxy for the Local Member for Barwon to the Traffic Advisory Committee.
4. Subject to consultation with relevant shop owners, Coolah Business Chamber and the Coolah District Development Group that the disabled parking space be relocated from the front of IGA Supermarket in Binnia Street, Coolah to the parallel parking area between IGA and the Council Building at 59 Binnia Street, Coolah.



# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 7 Traffic Advisory Committee – Vacant Position**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Governance
<b>Author:</b>	Executive Services Administration Officer – Joanne Hadfield
<b>CSP Key Focus Area:</b>	Supporting Community Life
<b>Priority:</b>	SC4 The long term wellbeing of our community is supported by ongoing provision of high quality services, health and aged care, education, policing and public safety, child, youth and family support, environmental protection and land management.

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### **Reason for report**

To inform Council that Councillor Kopke has resigned from the Traffic Advisory Committee.

### **Background**

At the January 2022 Council meeting held on the 6 January 2022 Council **Resolution 168/2122 RESOLVED** that Council:

10 Appoints Councillor Kopke to the Traffic Advisory Committee;

### **Issues**

A Councillor is required to be on the Traffic Advisory Committee and takes on the role of chairperson.

### **Options**

Council appoints a new Councillor to the Traffic Advisory Committee to be the Chairperson for the period of October 2023 to August 2024.

At the commencement of the new Council term in September 2024 the committees and representatives from the elected Council are reviewed and nominated for the full Council term.

### **Financial Considerations**

Councillor travel reimbursements are budgeted for in the 2023-24 Operational Plan under Councillor expenses. Where there is a staff member involved, all efforts are made to ensure the Councillor representative can travel with the staff member.

Committee or Organisation membership/subscription or financial contributions where required have all been allocated to the respective management area and budgeted for in the 2023-2024 Operational Plan.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

A small number of committees require technical or specialist expertise, in which case the responsible Director who is delegated as Council representative is noted for Council information and approval.

### **Community Engagement**

Level of Engagement – Inform

### **Attachment**

1. Email Cr Kopke Standing down from chair Traffic Advisory Committee

### **RECOMMENDATION**

That Council:

1. Extends its appreciation to Councillor Kopke for his participation in role of Chairperson in the Traffic Advisory Committee; and
2. Appoints a Councillor to the Traffic Advisory Committee who will also hold the position of Chairperson.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **Item 8 Council Resolutions Report**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Governance
<b>Author:</b>	Executive Services Administration Officer – Joanne Hadfield
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL2.1 Provide Council's leadership with a strong governance and management framework that promotes transparent and informed decision making

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### **Reason for Report**

To provide Council with updated information on the progress of Council resolutions.

### **Background**

The General Manager is responsible for overseeing the progression of information from relevant staff to Council via the Business Paper and monthly Council meetings.

Furthermore, the General Manager is responsible for ensuring appropriate information regarding Council resolutions and deliberations are provided to Directors and relevant staff. Each Council resolution is allocated to a directorate for action. Directors and Managers provide feedback to the General Manager on the progress of resolutions each month by way of the attached Council Resolution Report. Once an item is noted by Council as being complete it is removed from the Report.

Resolutions that remain 'In Progress' for a 12 month period will be reported to Council as a separate agenda item with a new Recommendation. This will provide Council staff the opportunity to detail the history and issues of outstanding items before Council reconsiders the matter.

### **Issues**

This feedback is provided to Council for information purposes.

### **Options**

Nil

### **Financial Consideration**

Nil

### **Community Engagement**

Level of Engagement - Inform

### **Attachments**

1. Council Resolution Report

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **RECOMMENDATION**

That the Council Resolution Report be noted for information.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **Item 9 Council Offices Christmas Closure**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Governance
<b>Author:</b>	General Manager – Roger Bailey
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL2 Council meets its legislative and compliance requirements and implements opportunities for organisational improvement

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### **Reason for Report**

To notify Council endorsement of the 2023 Christmas closure period of Council offices.

### **Background**

In 2009 Council entered into the Indoor Staff Working Hours Agreement (the Agreement) with various Unions. Under the Agreement, indoor staff accrue seventeen (17) rostered days off (RDO) in each calendar year; of those, three (3) RDOs are to be taken between Christmas Day and New Year's Day, with another one (1) RDO to be taken in either December or January. Consequently, the Council offices in Coonabarabran and Coolah close down over the Christmas/New Year period.

There is a separate Agreement between Council and various Unions for Outdoor Staff Working Hours, whereby outdoor staff work a 9-day fortnight. Essential outdoor operations only continue over the Christmas/New Year period.

With Christmas being on a Monday this year it is proposed that the closure period commence from 3.00pm on Friday 22 December 2023.

Services that close between Christmas and New Year are:

- Coonabarabran and Coolah administration offices
- Service NSW

Services that remain open between Christmas and New Year are:

- Coonabarabran Visitor's Information Centre
- Transfer Stations
- Waste services
- Urban Services, with limited services
- Road Operations, with limited services
- Warrumbungle Community Care, with limited service

Children's Services close down for three weeks on 22 December 2023.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

---

### **Financial Considerations**

Nil

### **Community Engagement**

Level of Engagement – Inform

### **RECOMMENDATION**

That Council notes the closure of Coonabarabran and Coolah administration offices, including Service NSW, from 3.00pm on Friday 22 December 2023, reopening on Tuesday 2 January 2024.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 10 Returns Under s4.21 of the Model Code of Conduct – Disclosing of Interests of Councillors and Designated Persons**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Executive Services
<b>Author:</b>	General Manager – Roger Bailey
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL2.1 Provide Council's leadership with a strong governance and management framework that promotes transparent and informed decision making

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#### **Reason for Report**

To advise Council of returns lodged with the General Manager under section 4.21 of the Model Code of Conduct for Local Council's in NSW for Councillors & Designated Persons for the period 1 July 2022 to 30 June 2023.

#### **Background**

Section 4.21 of the Model Code of Conduct for Local Council's in NSW requires councillors or designated persons to lodge returns to the General Manager for the period 1 July 2022 to 30 June 2023. The due date for returns is 30 September 2023.

Section 4.21 States:

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

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

Section 4.8 classifies a designated person as

#### ***Designated persons include:***

- (a) the general manager*
- (b) other senior staff of the council for the purposes of section 332 of the LGA*
- (c) a person (other than a member of the senior staff of the council) who is a member of staff of the council or a delegate of the council and who holds a position identified by the council as the position of a designated person because it involves the exercise of functions (such as regulatory functions or contractual functions) that, in their exercise, could*

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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*give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest*

*(d) a person (other than a member of the senior staff of the council) who is a member of a committee of the council identified by the council as a committee whose members are designated persons because the functions of the committee involve the exercise of the council's functions (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the member's duty as a member of the committee and the member's private interest.*

The General Manager and the following positions have been classified as designated persons:

- Director Environment and Development
- Director Technical Services
- Director Corporate and Community Services
- Manager Projects
- Manager Road Operations
- Manager Planning and Regulatory Services
- Building Certifier
- Town Planner

Under Section 4.25 returns are required to be lodged with the General Manager and tabled at the first meeting of Council after the last day the return is required to be lodged.

The Information and Privacy Commission (IPC) in 2019 issued *Guideline 1: For local councils on the disclosure of information contained in the returns disclosing the interests of councillors and designated persons developed under the Government Information (Public Access) Act 2009 (NSW)*. This Guideline states that all disclosure of interest forms for Councillors and designated persons must be made publicly available on councils website. If Council agrees the disclosure has an overriding public interest against it then personal information can be extracted from the document that is placed on the website, in accordance to Section 6(4) of the GIPA Act:

*6 (4) An agency must facilitate public access to open access information contained in a record by deleting matter from a copy of the record to be made publicly available if inclusion of the matter would otherwise result in there being an overriding public interest against disclosure of the record and it is practicable to delete the matter.*

### **Financial Implications**

Nil

### **Community Engagement**

To inform the community by placing disclosure for Councillors and Designated Persons on council's website.



# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Attachments**

1. Register of Disclosures by Councillors and Designated Persons Section 449 Local Government Act 1993 as at 30 June 2023 (to be tabled at the meeting).
2. OLG Circular 22-23 Audit of Written Returns of Interests.

### **RECOMMENDATION**

That Council:

1. Acknowledges the tabling of the disclosures received under Section 4.21 of the Model Code of Conduct for Local Councils in NSW for Councillors and Designated Persons for the period 1 July 2022 to 30 June 2023.
2. Acknowledges that the disclosure of interest forms for councillors and designated persons are to be placed onto Council's website.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 11 Revotes and High Value Projects Report**

<b>Division:</b>	Executive Services
<b>Management Area:</b>	Governance
<b>Author:</b>	Executive Assistant to the General Manager – Erin Player
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL1 That Council is financially sustainable over the long term

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### **Reason for Report**

To provide Council with updated information on the progress of projects that Council has funded by revote and projects that are considered to be high value and potentially high risk.

### **Background**

From time to time, Council endorses changes to its adopted annual budget by way of a revote. A report on those projects that have been subject to a revote is compiled, with updates provided on progress.

The General Manager is responsible for overseeing the progression of information from relevant staff to Council via the Business Paper and monthly Council meetings.

Council is provided with information on revote items and their progress in the attached report.

### **Issues**

Nil

### **Options**

Nil

### **Financial Considerations**

As set out in the report.

### **Community Engagement**

To inform the community by placing the information on Council's website through the Business Paper.

### **Attachments**

1. Revotes Report
2. High Value High Risk Revotes

### **RECOMMENDATION**

That the Revotes and High Value Projects Report be noted for information.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 12 Investments and Term Deposits – month ending 30 September 2023**

<b>Division:</b>	Corporate and Community Services
<b>Management Area:</b>	Financial Services
<b>Author:</b>	Acting Accountant – Lisa Grammer
<b>CSP Key Focus Area:</b>	Civic Leadership
<b>Priority:</b>	CL1 That Council is financially sustainable over the long term

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#### **Reason for Report**

As required by clause 212 of the *Local Government (General) Regulation 2021*, the details of all monies invested by Council under section 625 of the *Local Government Act 1993* must be reported to Council at each Ordinary Meeting.

#### **Background**

Council is authorised by s625 of the *Local Government Act 1993* (the Act) to invest its surplus funds in the forms of investment notified in an Order of the Minister dated 12 January 2011.

Clause 212 of the *Local Government (General) Regulation 2021* (the Regulation) requires a Council to provide a written report to the Ordinary Meeting of Council giving details of all monies invested and a certificate as to whether or not the investments have been made in accordance with the Act, Regulations and Council's Investment Policy.

#### **Issues**

#### **Comments on Performance**

##### Marketable Securities, Term Deposits and At Call Investment Accounts

In accordance with regulatory requirements and Council's Investment Policy, the majority of Council's current investment portfolio continues to be invested in term deposits and at call accounts.

##### Marketable Securities

Council currently holds no Marketable Securities.

##### Term Deposits

During the month, \$2,500,000.00 worth of term deposits matured, earning Council a total of \$45,315.76 in Interest.

In September, the following placements were made into term deposits:

- \$1,000,000 with WBC at a rate of 5.00%

The balance of the term deposits at the end of the month was \$41,000,000.00.

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

### At Call

At call accounts are used to hold funds for shorter periods and generally are adjusted on a weekly basis to meet cash flow requirements. During the month, \$4,220.07 interest was earned on the balances in the accounts and net transfers of \$900,000 were made from these accounts resulting in a month end balance of \$323,897.56.

### Cash at bank balance

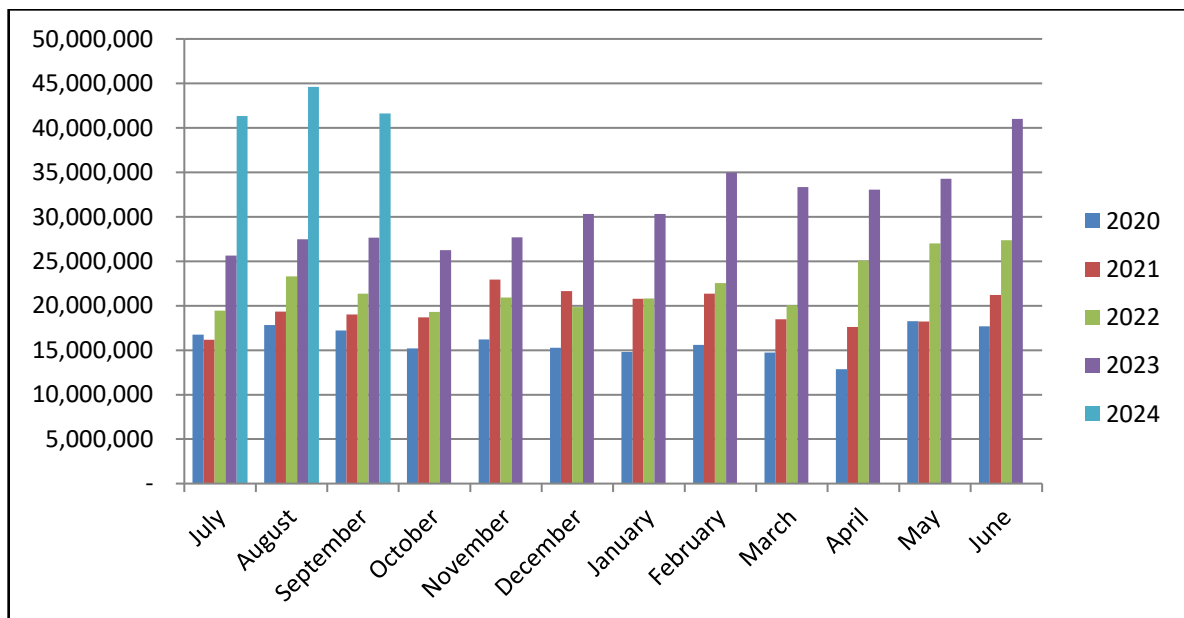
In addition to the at call accounts and term deposits, as at 30 September 2023, Council had a cash at bank balance of \$278,459.96.

### Income Return

The average yield on Investments Council held for September 2023, of 4.9967%. Council uses the Bank Bill Swap Rate (BBSW) supplied by the Australian Securities Exchange (ASX) which was 4.1366% for the month of September. The performance of investments for September, based on the comparison, was the portfolio exceeded the benchmark by 0.8601%.

Council's budget for year 2023/24 for interest on investments is \$179,350. At the end of September 2023, the amount of interest received and accrued should be around 25.00% of the total year budget, i.e. \$44,837.50 On a year to date basis, interest received and accrued totals \$354,122.20, which is 197.45% of the annual budget.

### **Graph by Month Investments**



# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

**Table 1: Investment Balances – 30 September 2023**

Financial Institution	Lodgement Date	Maturity Date	Total Days	Original Rating	Current Rating	Yield (%)	Investment Amount (Redemption Value)
<b>At Call Accounts</b>							
NAB	1-Sept-23	At Call	at call	ADI	ADI	0.05%	1,221.49
ANZ	1-Sept-23	At Call	at call	ADI	ADI	0.01%	6,555.93
CBA At Call	1-Sept-23	At Call	at call	ADI	ADI	4.10%	316,120.14
							<b>323,897.56</b>
<b>Term Deposits</b>							
WBC	31-May-23	04-Oct-23	126	ADI	ADI	4.61%	1,000,000.00
NAB	28-Jun-23	04-Oct-23	98	ADI	ADI	5.00%	500,000.00
NAB	28-Jun-23	11-Oct-23	105	ADI	ADI	5.00%	500,000.00
NAB - Sewer Fund	20-Apr-23	17-Oct-23	180	ADI	ADI	4.55%	500,000.00
CBA	28-Jun-23	24-Oct-23	118	ADI	ADI	5.10%	500,000.00
WBC	31-Jan-23	31-Oct-23	273	ADI	ADI	4.44%	2,000,000.00
NAB	04-May-23	31-Oct-23	180	ADI	ADI	4.65%	1,000,000.00
NAB	13-Jun-23	01-Nov-23	141	ADI	ADI	5.05%	1,000,000.00
NAB	10-May-23	08-Nov-23	182	ADI	ADI	4.70%	1,000,000.00
MAQ	01-Mar-23	17-Nov-23	261	LMG	LMG	4.72%	1,000,000.00
AMP	24-Nov-22	24-Nov-23	365	LMG	LMG	4.60%	1,000,000.00
NAB	19-May-23	29-Nov-23	194	ADI	ADI	4.80%	500,000.00
NAB	22-May-23	06-Dec-23	198	ADI	ADI	4.80%	1,000,000.00
WBC	07-Jun-23	07-Dec-23	183	ADI	ADI	5.06%	1,000,000.00
AMP	04-Apr-23	11-Dec-23	251	LMG	LMG	4.75%	1,000,000.00
CBA - Sewer Fund	20-Jun-23	18-Dec-23	181	ADI	ADI	5.39%	2,000,000.00
NAB	23-Mar-23	19-Dec-23	271	ADI	ADI	4.40%	1,000,000.00
WBC	08-Jun-23	22-Dec-23	197	ADI	ADI	5.11%	500,000.00
CBA	28-Jun-23	02-Jan-24	188	ADI	ADI	5.34%	1,000,000.00
NAB	04-Jul-23	04-Jan-24	184	ADI	ADI	5.40%	500,000.00
NAB	17-May-23	12-Jan-24	240	ADI	ADI	4.75%	1,000,000.00
NAB	28-Jun-23	16-Jan-24	202	ADI	ADI	5.35%	1,000,000.00
CBA	28-Jun-23	23-Jan-24	209	ADI	ADI	5.34%	500,000.00
NAB	24-Jul-23	30-Jan-24	190	ADI	ADI	5.40%	1,000,000.00
WBC	31-Jul-23	06-Feb-24	190	ADI	ADI	5.09%	500,000.00
WBC	31-Jul-23	13-Feb-24	197	ADI	ADI	5.09%	500,000.00
CBA	27-Feb-23	27-Feb-24	365	ADI	ADI	5.06%	2,000,000.00
CBA	28-Jun-23	05-Mar-24	251	ADI	ADI	5.42%	500,000.00
NAB	31-Jul-23	05-Mar-24	218	ADI	ADI	5.25%	1,000,000.00
CBA	08-Aug-23	12-Mar-24	217	ADI	ADI	5.01%	1,000,000.00
MAQ	21-Aug-23	19-Mar-24	211	LMG	LMG	4.83%	1,000,000.00
WBC	15-Aug-23	19-Mar-24	217	ADI	ADI	5.02%	500,000.00
WBC	29-Sep-23	26-Mar-24	179	ADI	ADI	5.00%	1,000,000.00
CBA	28-Jun-23	02-Apr-24	279	ADI	ADI	5.46%	1,000,000.00
WBC	28-Aug-23	09-Apr-24	225	ADI	ADI	4.98%	1,000,000.00
WBC	29-Aug-23	16-Apr-24	231	ADI	ADI	5.00%	1,000,000.00
MAQ	30-Aug-23	23-Apr-24	237	LMG	LMG	4.75%	1,000,000.00
NAB	31-Aug-23	30-Apr-24	243	ADI	ADI	5.05%	1,000,000.00
NAB	31-Aug-23	07-May-24	250	ADI	ADI	5.05%	500,000.00
WBC	31-Aug-23	14-May-24	257	ADI	ADI	4.95%	500,000.00

# WARRUMBUNGLA SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

MAQ	01-Aug-23	21-May-24	294	LMG	LMG	5.07%	1,000,000.00
AMP	29-May-23	24-May-24	361	ADI	ADI	5.20%	1,000,000.00
CBA	28-Jun-23	25-Jun-24	363	ADI	ADI	5.50%	1,000,000.00
CBA	30-Jun-23	28-Jun-24	364	ADI	ADI	5.55%	500,000.00
AMP	28-Jun-23	27-Jun-24	365	ADI	ADI	5.70%	500,000.00
WBC	31-Aug-23	30-Aug-24	365	ADI	ADI	5.08%	1,000,000.00
<b>Sub-Total</b>							<b>41,000,000.00</b>
<b>Total</b>							<b>41,323,897.56</b>

### Credit Rating Legend

<b>P</b>	Prime
<b>ADI</b>	Big Four – ANZ, CBA, NAB, WBC
<b>HG</b>	High Grade
<b>UMG</b>	Upper Medium Grade
<b>LMG</b>	Below Upper medium grade

**Table 2: At Call and Term Deposits – Monthly Movements**

Bank	Opening Balance	Interest Added to Investment	Net Placements /Withdrawals	Closing Balance
NAB	1,221.49	-	-	1,221.49
ANZ	6,555.93	-	-	6,555.93
CBA At Call	1,211,900.07	4,220.07	(900,000.00)	316,120.14
<b>Total at call</b>	<b>1,219,677.49</b>	<b>4,220.07</b>	<b>(900,000.00)</b>	<b>323,897.56</b>
NAB	500,000.00	5,979.46	(505,979.46)	-
WBC	500,000.00	6,311.64	(506,311.64)	-
NAB	500,000.00	5,753.43	(505,753.43)	-
CBA	1,000,000.00	27,271.23	(1,027,271.23)	-
WBC	1,000,000.00			1,000,000.00
NAB	500,000.00			500,000.00
NAB	500,000.00			500,000.00
NAB - Sewer	500,000.00			500,000.00
CBA	500,000.00			500,000.00
WBC	2,000,000.00			2,000,000.00
NAB	1,000,000.00			1,000,000.00
NAB	1,000,000.00			1,000,000.00
NAB	1,000,000.00			1,000,000.00
MAQ	1,000,000.00			1,000,000.00
AMP	1,000,000.00			1,000,000.00
NAB	500,000.00			500,000.00
NAB	1,000,000.00			1,000,000.00
WBC	1,000,000.00			1,000,000.00
AMP	1,000,000.00			1,000,000.00

# WARRUMBUNGLA SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

CBA - Sewer	2,000,000.00			2,000,000.00
NAB	1,000,000.00			1,000,000.00
WBC	500,000.00			500,000.00
CBA	1,000,000.00			1,000,000.00
NAB	500,000.00			500,000.00
NAB	1,000,000.00			1,000,000.00
NAB	1,000,000.00			1,000,000.00
CBA	500,000.00			500,000.00
NAB	1,000,000.00			1,000,000.00
WBC	500,000.00			500,000.00
WBC	500,000.00			500,000.00
CBA	2,000,000.00			2,000,000.00
CBA	500,000.00			500,000.00
NAB	1,000,000.00			1,000,000.00
CBA	1,000,000.00			1,000,000.00
MAQ	1,000,000.00			1,000,000.00
WBC	500,000.00			500,000.00
WBC			1,000,000.00	1,000,000.00
CBA	1,000,000.00			1,000,000.00
WBC	1,000,000.00			1,000,000.00
WBC	1,000,000.00			1,000,000.00
MAQ	1,000,000.00			1,000,000.00
NAB	1,000,000.00			1,000,000.00
NAB	500,000.00			500,000.00
WBC	500,000.00			500,000.00
MAQ	1,000,000.00			1,000,000.00
AMP	1,000,000.00			1,000,000.00
CBA	1,000,000.00			1,000,000.00
CBA	500,000.00			500,000.00
AMP	500,000.00			500,000.00
WBC	1,000,000.00			1,000,000.00
<b>Total Term deposits</b>	<b>42,500,000.00</b>	<b>45,315.76</b>	<b>(1,545,315.76)</b>	<b>41,000,000.00</b>
<b>Total</b>	<b>43,719,677.49</b>	<b>49,535.83</b>	<b>(2,445,315.76)</b>	<b>41,323,897.56</b>

### Compliance with Council's Investment Policy

Council's Investment portfolio is 100% compliant.

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

The table below provides compliance status against the Investment Policy:

Institution	Credit Rating	Investment \$	Actual Exposure	Max. Limit per Policy	Compliance status
ANZ	ADI	6,555.93	0.02%	33.30%	Compliant
CBA	ADI	10,316,120.14	24.96%	33.30%	Compliant
WBC	ADI	10,500,000.00	25.41%	33.30%	Compliant
NAB	ADI	13,001,221.49	31.46%	33.30%	Compliant
	<b>Total ADI</b>	<b>33,823,897.56</b>	<b>81.85%</b>	<b>100.00%</b>	<b>Compliant</b>
MAQ	UMG	4,000,000.00	9.68%	20.00%	Compliant
	<b>Total UMG</b>	<b>4,000,000.00</b>	<b>9.68%</b>	<b>20.00%</b>	<b>Compliant</b>
AMP	LMG	3,500,000.00	8.47%	10.00%	Compliant
	<b>Total LMG</b>	<b>3,500,000.00</b>	<b>8.47%</b>	<b>10.00%</b>	<b>Compliant</b>
	<b>Grand Total</b>	<b>41,323,897.56</b>	<b>100.00%</b>		

### **Certification of Responsible Accounting Officer**

I hereby certify that the investments listed in the report above have been made in accordance with section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government (General) Regulation 2021* and Council's Investments Policy.



**Responsible Accounting Officer – Lisa Grammer**

### **RECOMMENDATION**

That Council accept the Investments Report for the month ending 30 September 2023 including a total balance of \$41,602,357.52 being:

- \$323,897.56 in at call accounts.
- \$41,000,000.00 in term deposits.
- \$278,459.96 cash at bank.



# WARRUMBUNGLA SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

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### Item 13 Natural Disaster Response and Recovery Monthly Report

<b>Division:</b>	Technical Services
<b>Management Area:</b>	Road Operations
<b>Author:</b>	Director Technical Services – Nicole Benson
<b>CSP Key Focus Area:</b>	Supporting Community Life
<b>Priority:</b>	SC4 The long-term wellbeing of our community is supported by ongoing provision of high quality services, health and aged care, education, policing and public safety, child, youth and family support, environmental protection and land management.

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#### **Reason for Report**

To provide a monthly update on the natural disaster response and recovery, as well as specific information on Local Government Recovery Grants.

#### **Background**

Council at its meeting on 16 November 2022 resolved the following:

**'150/2223 RESOLVED that:**

- 1. Due to the impact of multiple 'Declared Natural Disasters', Council recognises the ongoing urgent need to repair and make safe road networks across the Shire;*
- 2. Council notes the applications for joint State and Federal DRFA funding for works arising due to the impact of Declared Natural Disaster Events have been made;*
- 3. Works associated with AGRN987 (November 2021), AGRN1030 (August 2022) and AGRN1034 (September 2022 onwards) are for the purpose of response to, or recovery from, 'Declared Natural Disasters';*
- 4. Council notes the Office of Local Government Circular No 22-17 dated 10 June 2022 provides that the Local Government (General) Regulation 2021 has been amended to prescribe a tendering threshold of \$500,000 for contracts entered into by councils for the purpose of responding to, or recovering from, a Declared Natural Disaster within 12 months of the declaration of the natural disaster;*
- 5. To assist in the recovery process Council endorses the engagement of contractors for the restoration of public assets;*

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

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6. Council determines that due to the unprecedented demand for the services of relevant consultants and contractors following recent rain and flood events throughout the State is an extenuating circumstance under s55(3)(i) of the LGA;
7. Council delegates authority to the General Manager (or his delegate) to execute the contracts that exceed \$250,000 referred items 4, 5 and 6 above, in consultation with the Mayor. Such works are to be carried out within the approved and funded Declared Natural Disasters AGRN987, AGRN1030 and AGRN1034.
8. Council receive monthly progress reports on the Disaster Recovery process.'

As previously reported to Council, as of 21 November 2022, in addition to the emergency works claim nine (9) works packages to the value of \$12,767,871.13 were submitted for restoration works. The submissions have been assessed and adjusted with \$10,568,493 being approved including emergency and immediate restoration (emergent) for the November 2021 event. \$1,398,770.62 has been submitted for the September 2022 event. The variance between the original submission amount and the current submission amount is due to several urban streets being removed from the submission with Council being unable to meet the proof of damage criteria. Several of the causeways have also been moved from the November 2021 submission to the September 2022 submission due to additional damage.

The November 2021 natural disaster event upper limit has been finalised at \$9,842,923 for essential public asset restoration works and a payment of \$725,570 has been made for the emergent works. As reported last month, the September 2022 AGRN 1034 current estimate was \$1,261,741 with further defects still to be included. Two additional submissions were recently made for AGRN 1034 and are shown in the table below. \$3,004,143 for sealed roads and \$594,051 for unsealed roads.

As of 9 October 2023, there are 1,701 defects approved for funding for the November 2021 event and 80 defects for the September 2022 event identified though not approved yet. There will be no restoration defects for the August 2022 event as this claim will be emergency works only.

To date, the amount of \$10,582,454 has been approved for restoration and works have commenced.

Asset Type	Approved	Queried	Submitted	Grand Total
Road – bridge / structure	\$71,737			\$71,737
Road – culvert / floodway	\$59,798			\$59,798
Road – sealed	\$1,992,529			\$1,992,529
Road – unsealed – formed	\$7,701,024			\$7,701,024
Road – unsealed – unformed	\$10,916			\$10,916
Stormwater Infrastructure	\$6,919			\$6,919
Emergent Works	\$725,570			\$725,570
<b>AGRN 987</b>	<b>\$10,568,493</b>	<b>\$0</b>	<b>\$0</b>	<b>\$10,568,493</b>

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

Asset Type	Approved	Queried	Submitted	Grand Total
Road – bridge / structure			\$1,189,788	\$1,189,788
Road – culvert / floodway			\$57,992	\$57,992
Road – sealed			\$3,004,143	\$3,004,143
Road – unsealed – formed	\$13,961		\$594,051	\$608,012
Emergent Works			\$137,030	\$137,030
<b>AGRN 1034</b>	<b>\$13,961</b>	<b>\$0</b>	<b>\$4,983,004</b>	<b>\$4,996,965</b>
Emergent Works			\$176,122	\$176,122
<b>AGRN 1030</b>			<b>\$176,122</b>	<b>\$176,122</b>
<b>Grand Total</b>	<b>\$10,582,454</b>	<b>\$0</b>	<b>\$5,159,126</b>	<b>\$15,741,580</b>

- Approved refers to defects that have been assessed by TfNSW and the upper funding limit has been set.
- Queried refers to defects that have been submitted and TfNSW is asking for additional information.
- Submitted refers to defects that have been submitted to TfNSW and are currently being assessed.

Note:

*The estimated cost may change as Transport for NSW (TfNSW) assesses each defect in the submitted packages and sets the upper limit for the restoration works.*

Expenditure to 9 October 2023 for AGRN 987 is \$5,502,984 and includes emergent and full restoration works.

AGRN 987 Natural Disaster Restoration Works were carried out in September 2023 on the following roads (in order of expenditure):

Blue Springs Road	Gamble Creek Road
Cliffdale Road	Girragulang Road
Bald Hill Road	Kilaree Road
Banoon Road	Lambing Hill Road
Beni Crossing Road	Lawson Park Road
Patrick Road	Leaders Road
Lewis Road	Locknaw Road
Bourke and Halls Road	McGuinness Road
Scully Road	Melrose Road
Cliffdale Road	Sandy Creek Road
Cooks Road	Oban Road
Town Well Road	Merotherie Road
Corella Road	Munns Road
Danabar Road	Orana Road
Dapper Road	Wingabutta Road
Denmire Road	Neible Road
Finlays Road	

There were no AGRN 1034 Natural Disaster Emergency Works carried out in September 2023 as the emergent works period has now finished.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

During September 2023, Council was also delivering the following grant funded projects concurrently with the Natural Disaster Restoration Works:

- Pothole Repair Program – as at 9 October 2023 there have been 11,340 potholes repaired on 1,652 km of regional, local rural and urban roads under this program
- Regional and Local Roads Repair Program – Warrumbungles Way, Black Stump Way, Lawson Park Road and Vinegaroy Road
- Regional Roads Block Grant
- Fixing Local Roads – Tooraweenah Road Sealing Project
- RMCC Maintenance and Ordered Works.

The road crews are working six (6) days a week most weeks on our local rural roads performing pothole repairs. Urban Services crews are also working up to three (3) days per week in urban areas where service levels permit, and crews are also working longer hours where necessary to get the work completed quicker.

Council has engaged two (2) Contractors under the Casual Plant Hire Contract to supply an unsealed road maintenance crew to assist with the Natural Disaster Restoration Works.

Tender 1 closes on 19 October 2023 and has been advertised for Natural Disaster Restoration Works associated with the AGRN 987 event. Tender package 2 is being finalised and preparation of Tender package 3 has commenced. Both tenders will be advertised on Council's website.

The roads included in the tenders are as follows and are expected to be less than \$500,000 per Contract.

<b>Tender 1 Sandy Creek Area</b>	<b>Tender 2 Upper Laheys Creek Area</b>	<b>Tender 3 North of Oxley (Goolhi and Surrounds)</b>
Danabar Road	Brooklyn Road	Albert Wright Road
Dapper Road	Lincoln Road	Ameys Road
Diehm Road	Upper Laheys Creek Road	Apricot Lane
Lambing Hill Road		Bakers Lane
Sandy Creek Road		Balmoral Road
		Bellings Road
		Borah Creek Road
		Goolhi Road
		Keeches Road
		McEvoy's Road
		Quaker Tommy Road
		Rayak Road
		Reddens Road
		Schumacks Road
		Yaminbah Road

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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Restoration works are being carried out following the prioritisation process approved by Council.

**‘113/2223 RESOLVED that Council:**

1. *Endorses the Natural Disaster Recovery approach for the restoration of the Shire’s road network with road priorities as:*
  - *Priority 1 – Regional Roads*
  - *Priority 2 – Local Arterial Roads*
  - *Priority 3 – Local Distributor Roads*
  - *Priority 4 – Local Collector Roads*
  - *Priority 5 – Local Access Roads.*
2. *Endorses that lower priority roads may be considered to be brought forward in the program if it is more practical or cost effective to deliver the works along with a higher priority road.*
3. *Notes that all restoration works associated with the November 2021 natural disaster must be completed by 30 June 2024.’*

Council work crews will be used as much as resourcing allows and will be supplemented with contractors when available.

### **Regional Emergency Road Repair Fund (RERRF)**

The Regional Emergency Road Repair Fund (RERRF) supports councils across Regional NSW to fix damaged roads and ensure the Regional and Local Road Network is safe and reliable. RERRF will provide an additional \$390 million to regional councils to start vital repair and maintenance work and builds on the existing \$280 million allocated to Regional NSW councils through the Regional and Local Roads Repair Program (RLRRP).

Council’s allocation under RERRF is \$6,435,772 and is on top of the \$4,590,978 RLRRP allocation. Funding allocations are based on previous submissions made by councils under the RLRRP in January 2023. No additional application process is required under RERRF and guidelines will be published when available.

RERRF has to be spent by 31 October 2027 and the delivery timeframes for RLRRP funded works have been extended to the same date. More information will be provided to Council and the community once the program guidelines have been published.

### **Local Government Recovery Grants**

The purpose of Local Government Recovery Grants is to support the emerging relief and recovery needs within impacted communities and contribute to building disaster resilience and reducing the impact of future disaster events. Submissions are currently under preparation and are due to be lodged by close of business on 13 October 2023. Projects identified by Council are outlined below:

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

<b>Name</b>	<b>Funds Requested</b>
Coolah Rising Main – Coolaburragundy River Crossing	\$200,000
Coolah Rising Main – Saleyards Creek Crossing	\$100,000
Fixed Road Closure Barriers	\$100,000
Neible Siding Box Culvert	\$500,000
Coolah Sewer Treatment Plant (STP) Fencing Upgrade	\$50,000
Coonabarabran Swimming Pool Complex Flood Mitigation	\$50,000
<b>TOTAL</b>	<b>\$1,000,000</b>

### **Issues**

It is important to note that the restoration works are to restore the damaged roads and road related infrastructure to pre-disaster conditions, there is no allowance for any improvements to the road network.

Three funding submissions for ARGN 1030 and 1034 were submitted to TfNSW since the last monthly report.

At the time of writing this report, 11 locations are recorded on NSW Live Traffic as having partial road closed or changed road conditions.

<b>Main Street</b>	<b>Suburb</b>	<b>Other Information</b>
Boomley Road	Dunedoo	Culvert under the road has been severely damaged in the 2021 & 2022 Natural Disaster Events.
Brooklyn Road	Dunedoo	Road has been severely damaged in the 2021 & 2022 Natural Disaster Events.
Sandy Creek Road	Dunedoo	Road severely damaged in the 2021 & 2022 Natural Disaster Events.
Yarrow Road	Mendooran	There is an unsafe level of sand and water on this causeway.
Neible Siding Road	Weetaliba	There is an unsafe level of water on this causeway.
Sandy Creek Road	Dunedoo	Causeway severely damaged in the 2021 & 2022 Natural Disaster Events.
Doganabuganaram Road	Neilrex	Road severely damaged in the 2021 & 2022 Natural Disaster Events.
Laheys Creek Road	Dunedoo	Road severely damaged in the 2021 & 2022 Natural Disaster Events.
Cumbil Road	Baradine	Causeway has been severely damaged by 2021 & 2022 Natural Disaster Events. A section of the causeway and the road approach on the eastern side has been washed away. There is no access across the causeway.
Boomley Road	Dunedoo	Bridge approaches (road) were severely damaged in the 2021 & 2022 Natural Disaster Events.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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<b>Main Street</b>	<b>Suburb</b>	<b>Other Information</b>
Pandora Pass Road	Coolah	Causeway was severely damaged in the 2021 & 2022 Natural Disaster Events.

### **Options**

There are options available to Council to deliver the natural disaster works once funding approval has been granted.

Given the quantum of work and the timeframe required in which to complete the works, procurement of contractors is required to supplement Council staff.

As resolved by Council, contractors will be engaged as required for various packages of work bundled by location.

### **Financial Considerations**

Council's costs are recoverable for services that directly relate to the restoration of essential public assets following the NSW Natural Disaster Essential Public Asset Restoration Guidelines.

The recoverable costs will be claimed from TfNSW via their normal invoicing process which includes submitting actual expenditure monthly. Council is also required to submit the corresponding Form 306 when submitting a claim for payment.

Council is delivering several projects using grant funding to return the road network to pre disaster condition and to address other unfunded road maintenance issues. The following table provides the financial status of these projects as at 9 October 2023.

<b>Project</b>	<b>Funding</b>	<b>Expenditure</b>	<b>Percentage Spent</b>	<b>Construction Completion Date</b>
Natural Disaster AGRN 987	\$10,568,493	\$5,502,984	52%	30/06/2024
Pothole Repair Program	\$864,683	\$450,338	52%	01/01/2024
Regional and Local Roads Repair Program	\$4,590,987	\$765,847	17%	31/10/2027
Local Government Recovery Grants	\$1,000,000	\$36,819	4%	30/06/2025

### **Community Engagement Considerations**

The level of community engagement is to inform.

### **Attachments**

Nil.

### **RECOMMENDATION**

That Council notes the Natural Disaster Response and Recovery Monthly Report for October 2023.

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

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### Item 14 Updates to Roads Asset Management Plan

<b>Division:</b>	Technical Services
<b>Management Area:</b>	Design Projects
<b>Author:</b>	Director Technical Services – Nicole Benson
<b>CSP Key Focus Area:</b>	Public Infrastructure & Services
<b>Priority:</b>	P13. Roads throughout the Shire are safe, well maintained and appropriately funded.

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### Reason for Report

The purpose of this report is to consider a Council resolution that is over 12 months old and not yet finalised.

### Background

The following resolution was made on the 15 August 2019 in respect of Council's Roads Asset Management Plan (AMP):

**'56/1920 RESOLVED** that the Asset Management Plan Roads shown is adopted by Council and the following actions be undertaken:

1. Report to Council on the road classification system. Include in the same report service level targets for planned maintenance activities and intervention levels for unplanned maintenance activities.
2. Review and update condition rating scales and include in a revised version of AMP Roads.
3. Report on unit rate data for the following roadwork activities; bitumen reseals, pavement rehabilitation and gravel resheeting. Include updated information in revised version of AMP Roads.
4. Consult with the community on acceptable levels of road condition and on expected levels of road maintenance.
5. When completed, publicise a map identifying the location of projects in the four (4) year works program for roadworks associated with pavement renewal and pavement upgrades.'

Item 1 of the resolution was completed when a report on road classification was presented to Council on 12 December 2019.

The following resolution was made on 19 August 2021 in an update report on Council's Roads Asset Management Plan (AMP):

**'46/2122 RESOLVED** that:



# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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- 1. Review and update condition rating scales and include in a revised version of AMP Roads.*
- 2. Update the Roads AMP based on updated unit rate information provided in Table 5.3 in the attachment*
- 3. Consult with the community on acceptable levels of road condition and on expected levels of road maintenance*
- 4. Publicise a map identifying the location of projects in the four (4) year works program for roadworks associated with pavement renewal and pavement upgrades.*

### **Issues**

Item 1 of the resolution has not progressed and will be included in the revised version of the Roads AMP.

Item 2 of the resolution was completed and the updated information added to the Roads AMP – Updated 19-08-2021 version publicised on Councils website.

Item 3 of the resolution has been considered by the Road Network Advisory Committee and will be completed as resources allow.

Item 4 of the resolution has not progressed and will be completed as resources allow.

### **Options**

Council may wish to pursue the completion of Item 4 of Resolution 46/2122 however this would require a reallocation of available resources.

### **Community Engagement**

The scale of this project is assessed as being moderate and impact as being low, which indicates the minimum level of community engagement is to inform and consult.

### **Financial Considerations**

The cost of implementing Item 3 can be accommodated within existing budgets. Items 1 and 4 have not been scheduled nor budgeted for this financial year.

### **Attachments**

Nil.

### **RECOMMENDATION**

That:

1. Council notes the information contained within the Updates to Roads Asset Management Plan report
2. The following actions are taken in relation to the Roads Asset Management Plan:

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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- a. Review and update condition rating scales and include in a revised version of AMP Roads.
- b. Consult with the community on acceptable levels of road condition and on expected levels of road maintenance.
- c. Publicise a map identifying the location of projects in the four (4) year works program for roadworks associated with pavement renewal and pavement upgrades.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 15 Dunedoo Town Water Security – Talbragar Alluvial Groundwater Source Supply**

<b>Division:</b>	Environment and Development Services
<b>Management Area:</b>	Warrumbungle Water
<b>Author:</b>	Manager Warrumbungle Water – Tom Cleary
<b>CSP Key Focus Area:</b>	Supporting Community Life
<b>Priority:</b>	SC4.4 The future requirements for water and power are identified and adequately planned for by the service providers.

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#### **Reason for report**

To provide Council with an update on the Dunedoo Town Water Security as Resolution 152/2122 remains outstanding for a period greater than twelve (12) months.

#### **Background**

At the November 2021 Council meeting, Council received a report on the Dunedoo Town Water Security in relation to Council's objection to an additional groundwater supply works in close proximity to Dunedoo which had been approved by Water NSW. As such Council resolved under item 25 of the November 2021 business paper the following:

#### **152/2122 RESOLVED that:**

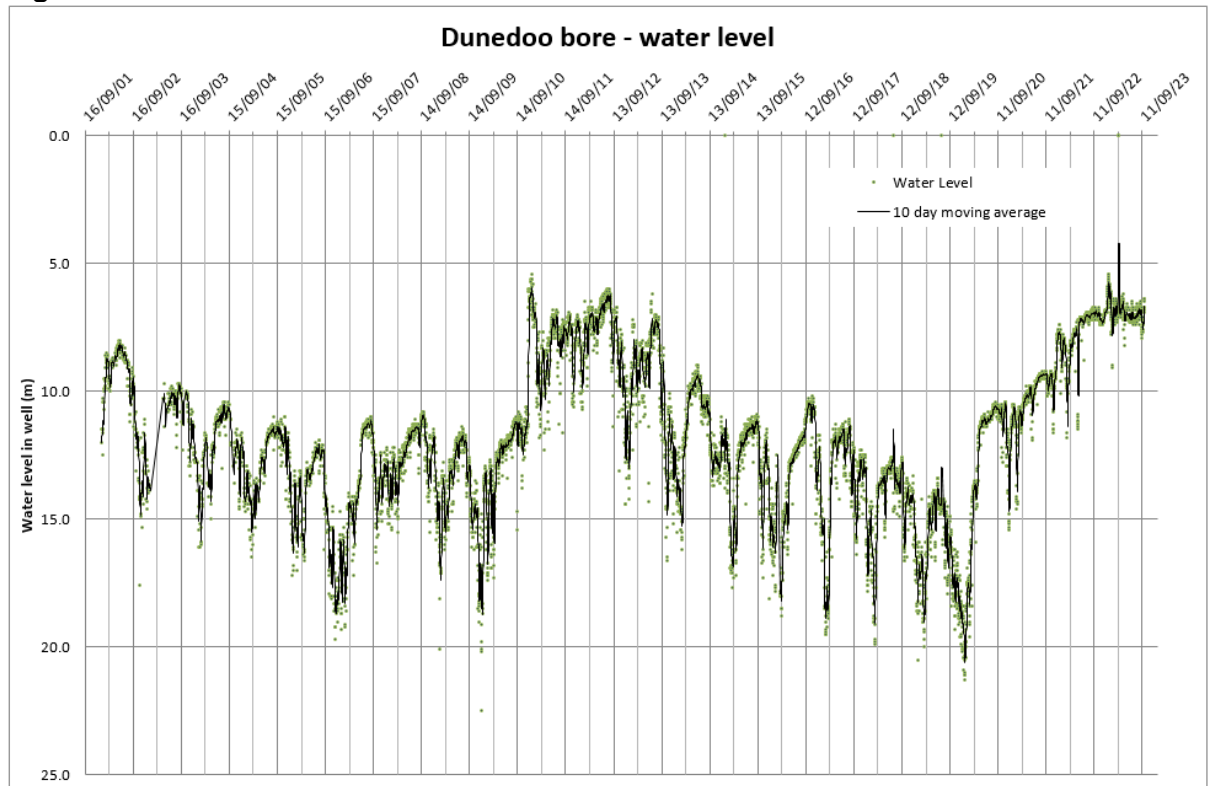
- 1. Notes the information contained in the report on Dunedoo Town Water Security – Talbragar Alluvial Groundwater Source Supply.*
- 2. Further explores the increase of Dunedoo's Town Water Security by considering a pump test of the old bore, the cost for drilling a new deeper bore, and the potential to connect to existing deeper nearby RMS bores.*

#### **Issues**

Council has two water supply bores located within the shallower segment of the Talbragar Alluvial Groundwater aquifer. The main bore is operational and supplying water to the Dunedoo Water Supply Scheme. The backup bore however, as reported to Council at the September 2023 meeting requires remediation to be returned to an operational state. Council resolved to complete these works under Resolution 97/2324.

The aquifer that Council's two water supply bores for the Dunedoo Water Supply Scheme is subject to significant levels of fluctuation in the groundwater level. This is demonstrated in Figure 1 below.

**Figure 1: Dunedoo Groundwater Levels**



The levels shown in Figure 1 plots the standing level of water table from the surface over time, noting that Council's pumps within the two bores sit at 30 metres below ground level. As demonstrated in Figure 1 the aquifer is highly subject to interference from other groundwater users as well drought conditions with the level of water fluctuating quite notably over the time series. This demonstrated level of fluctuation is of concern for Council as the security of the supply of this aquifer, particularly in extended drought conditions is poor.

### Options

Groundwater is a complex subject and requires specialist advice to determine the security of the groundwater supply that supplies the Dunedoo Water Supply Scheme. The Department of Planning and Environment (DPE) have developed a guidance process to assess groundwater sustainable yield and drought resilience assessments for existing town water supply schemes. As such, Council has the option to procure a specialist hydrogeological consultant to assess the water security of the existing groundwater infrastructure that supplies the Dunedoo Water Supply Scheme. The key outcomes of following this guidance process include:

- Assessment of the performance of existing town water supply (TWS);
- Assessment of the sustainable daily and annual TWS;
- Determination of the drought resilience of the TWS;
- Identification of groundwater quality constraints to the town's supply;
- Identification of regulatory constraints to groundwater access;
- Identification of needs and options for future groundwater developments to meet the demands.

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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This approach to assessing the water security of the Dunedoo Water Supply Scheme is an endorsed approach by DPE. In the event that the proposed planning works identify the need to increase Dunedoo's water security, Council can utilise this piece of work to make funding representations and present a case to resolve the risk.

### **Financial Considerations**

Council will be conducting these works as a stand-alone project and are thus not eligible for funding through DPE. Council has however made a budget allocation in the FY 23/24 capital works program of \$75,000 to complete the proposed water security assessment, with the works to be funded from the Water Fund.

### **Community Engagement**

The level of engagement is 'Inform' as per Council's *Community Engagement Strategy 2020-2024*.

### **Attachments**

Nil.

### **RECOMMENDATION**

That Council:

1. Notes the information contained in the Dunedoo Town Water Security – Talbragar Alluvial Groundwater Source Supply Report.
2. Receives a report upon completion of the groundwater sustainable yield and drought resilience assessment for the Dunedoo Water Supply Scheme.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 16 Coolah Water Supply Scheme Funding Report**

<b>Division:</b>	Environment and Development Services
<b>Management Area:</b>	Warrumbungle Water
<b>Author:</b>	Manager Warrumbungle Water – Tom Cleary
<b>CSP Key Focus Area:</b>	Supporting Community Life
<b>Priority:</b>	SC4.4 The future requirements for water and power are identified and adequately planned for by the service providers.

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#### **Reason for report**

To seek resolution from Council to execute a funding deed from the Department of Planning and Environment for funding received under the Safe and Secure Water Programme (SSWP) for upgrades to the Coolah Water Supply Scheme.

#### **Background**

In 2019, NSW Health conducted a state-wide cryptosporidium risk assessment of drinking water systems. The risk assessment was conducted to assess the effectiveness and capacity of water treatment systems to control cryptosporidium in water supply systems.

As part of the risk assessment process, Council supplied information to NSW Health regarding existing water treatment infrastructure and raw water sources for all potable water supply schemes operated by Warrumbungle Shire Council.

In 2020, NSW Health finalised the preliminary risk assessment and issued the findings of the investigations to water utilities. Council at this time was advised by NSW Health that the Coolah Water Supply Scheme was a high risk to cryptosporidium contamination within the water supply due to inadequate control measures in the water treatment process. The findings of the risk assessment resulted in the Coolah Water Supply Scheme risk prioritisation score under the SSWP being elevated to a level 5 risk category for Water Quality, level 5 risk category is the highest priority under the SSWP to become eligible for funding.

In September 2022, Council was invited to submit a funding application to address the identified water quality issues within the Coolah Water Supply Scheme. In March 2023, Council submitted a proposal for funding to resolve the water quality risk in the Coolah Water Supply Scheme. The funding application was approved by SSWP and a funding deed has been issued to Council to execute to commence works on this project.

#### **Issues**

Cryptosporidium outbreaks are of serious concern to public water utilities with several notable incidents recorded globally. Cryptosporidium is a microorganism that is found in water and can cause serious gastrointestinal disease and complications within humans if consumed. Sources of cryptosporidium that affect humans include

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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sewerage and livestock. Cryptosporidium is of particular concern for water supplies because it is not controlled by normal doses of chlorine unlike viruses and bacteria. A high standard of filtration, alternative form of disinfection, such as ultraviolet light or a protected water catchment is needed to control cryptosporidium.

The Coolah Water Supply Scheme sources water from two different groundwater sites including:

- Coolah Town Wells Site – this bore field has two (2) water supply bores being Council's main water supply bore and backup bore. The Coolah Town Wells is located approximately 3 km north of Coolah.
- Neilrex Road Site – this site contains a single bore and is located adjacent to Council's waste management facility on Neilrex Road. This bore is not currently utilised by Council as it doesn't not have a Water Access Licence linked to it as well as concerns surrounding aquifer contamination.

The NSW Health Cryptosporidium risk assessment has determined that onsite wastewater management systems are present within the groundwater recharge catchment and have the possibility to contaminate the aquifers. In addition, the Coolah Water Supply Scheme has no effective barriers for controlling Cryptosporidium.

The key issues surrounding the Coolah Water Supply Scheme include the following:

- Both the main and backup water supply bores located at the Coolah Town Wells Site have shown the presence of total coliforms in untreated water samples. Total coliforms are effectively controlled by Council's current disinfection measures however is an indicator that there may be pathways for other microbial contaminants such as Cryptosporidium to enter the aquifer. As discussed above Council has no current Cryptosporidium control measures in place.
- The bore at the Neilrex Road site has also demonstrated the presence of total coliforms as well as *E.coli* in the aquifer, preliminary advice to Council from DPE has indicated that this bore is not suitable for drinking water supply. This detail will be confirmed through a hydrogeological investigation.
- There are other water quality issues associated with the scheme primarily hardness which is an aesthetic issue only and has no health implications.

There are a number of unknowns in relation to the project, a number of technical investigations are needed to complete an options assessment and develop a preferred option. There are two pathways that the project can progress along, depending upon the outcome of the technical investigations, each of these pathways are discussed below.

### **Project Pathway 1**

As discussed above, Council's main bore field at the Town Wells site has two bores, a main bore and backup bore. The main bore is drilled to seventy (70) metres in depth and accesses water from several aquifers at different depths including a shallow aquifer at approximately fifteen (15) metres below surface level. The backup bore located at the Town Wells site is drilled to a depth of ten (10) metres. Under this project pathway it is assumed that the shallower aquifer is the source of contamination and constructing two (2) new bores, a main bore and backup bore that

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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draw water from the deeper, more secure aquifers will mitigate the risk of Cryptosporidium contamination.

This information will need to be confirmed by a specialist hydrogeologist. If this is the outcome of the investigations then Council can continue to supply chlorine disinfected groundwater and the secure groundwater aquifers will act as a sufficient barrier to Cryptosporidium contamination, resolving the current risk.

### **Project Pathway 2**

Council is not able to confirm through technical investigations that the existing main bore is in a secure groundwater source and alternative secure groundwater sources are not available. As such, in order to provide effective barriers to control the Cryptosporidium risk, Council will be required to construct additional water treatment infrastructure, the type of infrastructure required will be assessed as a part of the options assessment. This will incur significant capital cost as well as create operational challenges and is not a preferred solution to resolve the risk, however is a possible outcome following an options assessment.

### **Options**

The approved funding scope of works under both project pathways addresses all of the issues that have been discussed above. The primary concern for the Coolah Water Supply Scheme is that there is no control of cryptosporidium contamination risk.

In addition, the approved scope of works is aiming to reduce the levels of hardness in water supplied to customers to improve the aesthetic quality of the water.

Council has the option to execute the funding deed from the DPE to address these issues. Addressing the present water quality risk will allow Council to continue to supply a safe and secure water supply to customers in Coolah.

### **Financial Considerations**

The funding for this project is offered through SSWP, meaning the project is 75% funded, with Council being required to contribute the remaining 25%.

It is proposed to deliver this project through three separate stages of work, these stages include:

- Options investigation and concept design of the preferred pathway;
- Detailed design of the preferred pathway;
- Construction of the preferred pathway, with the scope of each pathway being:
  - Project pathway 1 – construction of a new main and backup bore within a protected aquifer;
  - Project pathway 2 – construction of additional water treatment infrastructure.

The funding deed which is the subject of this report only covers funding for the options investigation and concept design, however the SSWP has committed to funding this project to resolution of the risk.



# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

As discussed above there are two possible pathways forward for this project, as such there are two different cost estimates to resolve the above risks depending upon the solution required to be implemented to addresses the issues. The funding deed which is the subject of this report has utilised figures from project pathway 2 as this is the upper limiting cost option at this stage of the project.

The financial costing for each stage of the project for both options are outlined in Table 1 and 2 below.

**Table 1: Project Pathway 1 Project Costings for Each Delivery Stage of Coolah Water Supply Scheme Upgrades**

<b>Project Stage</b>	<b>Council Contribution (25%)</b>	<b>SSWP Contribution (75%)</b>	<b>Total</b>	<b>Milestone Completion Date</b>
Option Study & Concept Design	\$231,430.80	\$694,292.40	\$925,723.20	27/02/2026
Detailed Design	\$16,624.20	\$49,872.60	\$66,496.80	16/04/2027
Construction of a New Main and Backup Bore	\$200,614.50	\$601,843.50	\$802,458.00	24/12/2027
<b>Total</b>	<b>\$448,669.50</b>	<b>\$1,346,008.50</b>	<b>\$1,794,678.00</b>	

**Table 2: Project Pathway 2 Project Costings for Each Delivery Stage of Coolah Water Supply Scheme Upgrades**

<b>Project Stage</b>	<b>Council Contribution (25%)</b>	<b>SSWP Contribution (75%)</b>	<b>Total</b>	<b>Milestone Completion Date</b>
Option Study & Concept Design	\$245,895.30	\$737,685.90	\$983,581.20	27/02/2026
Detailed Design	\$44,781.00	\$134,343.00	\$179,124.00	16/04/2027
Construction of Additional Water Treatment Infrastructure	\$1,794,514.50	\$5,383,543.50	\$7,178,058.00	24/12/2027
<b>Total</b>	<b>\$2,085,190.80</b>	<b>\$6,255,572.40</b>	<b>\$8,340,763.20</b>	

Currently Council has the following budget allocations within the adopted capital works programme for FY 23/24 to FY 25/26 as per Table 3.

**Table 3: Current CAPEX Budget Allocations**

<b>Financial Year</b>	<b>Total</b>
2023/24	\$450,000
2024/25	\$550,000
2025/26	\$600,000
<b>Total</b>	<b>\$1,600,000</b>

The FY 23/24 budget was developed prior to the submission and approval of a detailed funding submission. A revised proposed funding strategy is as per table 4 below.

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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**Table 4: Proposed CAPEX Budget Allocations**

<b>Financial Year</b>	<b>Total</b>
2023/24	\$300,000
2024/25	\$450,000
2025/26	\$250,000
2026/27	\$800,000
<b>Total</b>	<b>\$1,800,000</b>

It has been assumed for planning purposes that project pathway 1 will be the developed option as project pathway 2 is not strategically suitable to Council.

If Council is to deliver this project in addition to other projects within the current capital works program it is forecasted that a loan of approximately \$3.1 million will be required to be taken out in order to service the forecasted deficit in the Water Fund.

### **Community Engagement**

The level of engagement is 'Inform' as per Council's *Community Engagement Strategy 2020-2024*.

### **Attachments**

Attachment 1: Funding Deed – Coolah Water Treatment Works Project

### **RECOMMENDATION**

That Council:

1. Notes the information contained in the Coolah Water Treatment Plant Upgrades Funding Report.
2. Delegates authority to the General Manager to execute and sign the funding deed received from the Department of Planning and Environment valued at \$737,685.90.

# WARRUMBUNGLE SHIRE COUNCIL

## Ordinary Meeting – 19 October 2023

### Item 17 Development Application Approvals

<b>Division:</b>	Environment and Development Services
<b>Management Area:</b>	Planning and Regulation
<b>Author:</b>	Administration Assistant Environment and Development Services – Jenni Tighe
<b>CSP Key Focus Area:</b>	Strengthening the Local Economy
<b>Priority / Strategy:</b>	LE5 – Opportunities exist for the establishment of light industries and range of housing options

### Development Applications

#### (i) Approved – September 2023

Development Application / Complying Development	Date Lodged	Date Approved	Applicant's Name	Location	Town	Type of Development	Referral Days	Stop the Clock Days
DA21/2023	6/7/2023	28/9/2023	Christopher Korff	1 Ulan Street	Coonabarabran	Shed	3	0
DA26/2023	10/7/2023	28/9/2023	Christopher Korff	55 Cassilis Street	Coonabarabran	Sub-division	0	0
DA34/2023	7/08/2023	28/09/2023	Anthony Prugger	501 Timor Road	Coonabarabran	Shed	9 #	0
DA31/2023	21/07/2023	28/09/2023	Warrumbungle Steel Buildings	3275 Black Stump Way	Coolah	Shed	6	0
DA37/2023	13/09/2023	28/09/2023	CEO Design & Consulting	9-11 Church Street	Coolah	Signage	0	0

**Note:** The applicant lodges the DA via the NSW Planning Portal, Council makes all referrals to Government Agencies within two (2) days via the Concurrence and Referral dashboard through the NSW Planning Portal.

### # Siding Springs Observatory

### RECOMMENDATION

That Council notes the Applications and Certificates approved during September 2023, under Delegated Authority

# **WARRUMBUNGLA SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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### **Item 18 Reports to be Considered in Closed Council**

#### **Item 18.1 Human Resources Monthly Report**

**Division:** Executive Services

**Author:** Manager Human Resources – Chris Kennedy

#### **Summary**

The purpose of this report is to update Council in relation to activities undertaken by Human Resources including Staffing and Recruitment, Training and Workplace Health and Safety (WHS).

In accordance with the *Local Government Act 1993* (NSW) (*'the Act'*) and the *Local Government (General) Regulation 2021* (NSW), in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

The item relates to personnel matters concerning particular individuals (other than councillors) and is classified **CONFIDENTIAL** under section 10A(2)(a) of the Act, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning particular individuals (other than councillors)

#### **RECOMMENDATION**

That the Human Resources Monthly Report be referred to Closed Council pursuant to section 10A(2)(a) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with personnel matters concerning particular individuals (other than councillors).

#### **Item 18.2 Update - Coonabarabran Local Aboriginal Land Council, Reversal of General Rates**

**Division:** Financial Services

**Author:** Manager Corporate Services – Jenni Maundrell

#### **Summary**

The purpose of this report is review the status of the request to meet with the Minister of Local Government arising from a report to Council on a reversal of general rates for Coonabarabran Local Aboriginal Land Council (CLALC).

In accordance with the *Local Government Act 1993* (NSW) (*'the Act'*) and the *Local Government (General) Regulation 2021* (NSW), in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

The item relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, or confer a commercial advantage on a competitor of the council, or reveal a trade secret and is classified **CONFIDENTIAL** under section 10A(2)(g) of the Act, which permits the meeting to be closed to the public for business relating to the following:

# **WARRUMBUNGLE SHIRE COUNCIL**

## **Ordinary Meeting – 19 October 2023**

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- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

### **RECOMMENDATION**

That the Coonabarabran Local Aboriginal Land Council Reversal of General Rates report be referred to Closed Council pursuant to section 10A(2)(g) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

### **FURTHER that Council resolve that:**

1. Council go into Closed Council to consider business relating to confidential information.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993* (NSW), the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993* (NSW).