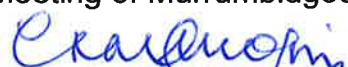


**GENERAL MANAGER'S REPORTS TO COUNCIL MEETING
TO BE HELD FRIDAY 15 DECEMBER 2017**

INDEX

ITEMS FOR DECISION	2
ITEM NO. 1 - FINANCIAL STATEMENTS 2016/17	2
ITEM NO. 2 - PRIORITY PROJECTS REGISTER UPDATE	6
ITEM NO. 3 - MAJOR PROJECTS UPDATE DECEMBER 2017	13
ITEM NO. 4 - DEVELOPMENT APPLICATION NO 19 – 17/18 (AMENDED APPLICATION)	17
ITEM NO. 5 - COLEAMBALLY SOLAR PTY LTD – LICENCE AGREEMENT	32
ITEM NO. 6 – COMMUNITY STRATEGIC PLAN	33
COMMITTEE MINUTES	35
ITEM NO. 7 - MINUTES OF THE HERITAGE DARLINGTON POINT COMMITTEE MEETING.....	35
ITEM NO. 8 - MINUTES OF THE HERITAGE DARLINGTON POINT COMMITTEE MEETING.....	37
ITEMS FOR INFORMATION	40
ITEM NO. 9 - MONTHLY FINANCIAL REPORT – DECEMBER 2017	40
ITEM NO. 10 - UPDATE ON PROJECT MANAGEMENT OFFICE (PMO)	44
ITEM NO. 11 - CHRISTMAS BREAK 2018.....	46
ITEM NO. 12 - WORKS IN PROGRESS 12/11/17 TO 08/12/2017	47
CONFIDENTIAL ITEMS	49
ITEM NO. 13 - DARLINGTON POINT TOWNSHIP STRUCTURE PLAN	49



General Manager

Mayor

ITEMS FOR DECISION

ITEM NO: 1 - FINANCIAL STATEMENTS 2016/17

FILE: 05.13

FROM: GENERAL MANAGER

BACKGROUND:

1. Councils must have their General Purpose Financial Statements audited annually in accordance with the requirements of Section 415 of the *Local Government Act 1993 (The Act)*. Councillors are responsible for the preparation and fair presentation of the Financial Statements in accordance with Australian Accounting Standards (ASS) and the *Local Government Act 1993*.
2. The report on the Conduct of the Audit for the Council for the period 13 May 2016 to 30 June 2017 is issued in accordance with Section 417 of the Act and presented publicly under Section 419 (1) of the Act. This report should be read concurrently with the audit opinion on the General Purpose Financial Statements issued under Section 417(2) of the Act.
3. The Financial Statements contain the following elements:
 - a. Income statement – shows Council's operating results for the period;
 - b. Statement of Cash Flows – records the movement of cash and cash equivalents across operating, investing and financing activities;
 - c. Financial position statement – shows internally and externally restricted cash and investments;
 - d. Performance ratios performance statement – shows a range of financial ratios indicating Council's capacity to industry benchmark and measure:
 - i. How well Council has contained operating expenditure (**Operating Performance ratio**);
 - ii. Council's fiscal flexibility and the degree it relies on external funding sources (**Own Source Operating Revenue ratio**);
 - iii. Council's ability to meet its short term obligations as they fall due (**Unrestricted Current ratio**);
 - iv. Operating cash to service debt (**Debt Service ratio**);
 - v. Impact of uncollected rates/annual charge on Council's liquidity and the adequacy of debt recovery (**Rates & Annual Charges Outstanding ratio**);
 - vi. Liquidity or the number of months Council can continue paying for its immediate expenses with additional cash inflow (**Cash Expense Cover ratio**);
 - vii. The rate at which Council's assets are being renewed relative to the rate they are depreciating (**Building and Infrastructure Renewal ratio**);
4. Danielle Mackenzie representing Council's Auditors, Crowe Horwath, and the NSW Auditor General's Officer (telephone phone in), have been invited and will

This is page 2 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



..... General Manager

..... Mayor

- attend Council's December meeting in order to make a formal presentation to Council;
5. Murrumbidgee Council General Purpose Financial Statements including the Independent Auditors Report from the Auditor General of NSW and Report on the conduct of the audit for the period 13 May 2016 to 30 June 2017 by the Audit Office.

ISSUES:

1. The audited (and unqualified) financial report for the period 13 May 2016 to 30 June 2017 is presented at today's meeting;
2. The Auditors confirm in their independent Auditor's Report that Murrumbidgee Council has an unmodified opinion on the Council's General Purpose Financial Statements – that is, the auditors have:
 - a. Obtained reasonable assurance that the Financial Statements shown are free from material misstatement whether due to fraud or error; and
 - b. Have issued an independent Audit Report including an opinion from the Auditor General of NSW's office;
3. In respect to Council's **operating result** for the reporting period, the key points are:
 - a. Council's Income Statement shows an **operating surplus** of **\$13.617M** from continuing operations including:
 - i. Rates and annual charges income of \$5.3M comprising \$3.9M rates and \$1.4M annual charges;
 - ii. User fees and charges income of \$3.2M;
 - iii. \$26.9M of grants and contributions including:
 1. \$15M New Council Implementation & Stronger Communities Funding which are both non-recurring; and
 2. A total of \$6.1M in Financial Assistant Grants (FAG), including \$2.1M for 2017-18 received in advance and booked as income in June 2017;
 - iv. Material and contracts expenses of \$5.5M;
 - v. Employee benefits and on-costs expenses of \$7.6M;
 - vi. Other operating expenses, including \$533,063 for grants and contributions paid to other organisations as part of the Stronger Communities Fund Allocations; and
 - vii. A further gain of assets and liabilities transferred from the former Councils of \$269.454M which is added onto the net asset result of \$288.071M;
 - b. Grants and contributions impacted positively on Council's operating surplus;
 - c. Council recorded a net asset result for the period after assets and liabilities transferred from the former Councils of \$283.071M. The completed statements contain \$288.096M of assets and \$5.021M of liabilities;

This is page 3 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

Mayor

- d. Council's depreciation and amortisation expense for the period ended 30 June 2017 was \$5.3M. Council recorded \$2.7M impairment expense as a result of a revaluation on the value of its water and sewer infrastructure assets.
4. In respect to its **Cash Flow Statement**:
- a. Prior to cash transferred on amalgamation, Council recorded a net decrease in cash/cash equivalent of \$3.0M. Post amalgamation this was \$15.3M;
 - b. Net cash operating activities amounted to \$22.7M, with \$32.1M in receipts from rates, annual charges, grants and contributions, offset by \$12.3M in payments for material, contract, employee benefits and on-costs;
 - c. Net cash investing activities totalling \$25.6M, mainly due to \$17.5M outflow for purchasing investment security and \$8.6M purchasing infrastructure, property, plant and equipment.
5. In respect to its **Financial Position**:
- a. Externally restricted cash/investments have restricted use due to externally imposed requirements, including \$12.8M specific purpose unexpended grants and \$3.6M sewerage services;
 - b. Internally restricted cash/investments are restricted in their use by Council resolution or policy, and includes \$3.1M infrastructure replacement, \$1.5M employee leave entitlements and \$1.4M plant and vehicle replacement.
6. In respect to its **Performance Ratios**:
- a. Council's operating performance ratio was 5.45% which is above the industry benchmark of >0%;
 - b. Council's own source operating revenue of 27.07% is below the 60% industry benchmark;
 - c. Council's liquidity ratio of 4:18 times is greater than the industry benchmark of >1.5 times;
 - d. Council's debt service cover ratio of 45.49 times is greater than the >2 times industry benchmark;
 - e. Council's rates and annual charges outstanding ratio of 7.13% is within the industry benchmark of <10% for rural Councils;
 - f. Council's cash expense cover ratio was 22.07 months, which is above the industry benchmark of >3 times; and
 - g. Council's 41.04% is below the industry benchmark of >100% for building and infrastructure renewal.

Provided under separate cover are Council's General Purpose Financial Statements, including the Independent Auditor's Report from the Auditor General of NSW and Report on the Conduct of the Audit for the period 13 May 2016 to 30 June 2017 by the Audit Office.



General Manager

Mayor

RECOMMENDATION

The General Purpose Financial Statements of Murrumbidgee Council for the period 13 May 2016 to 30 June 2017 be accepted and approved.

This is page 5 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

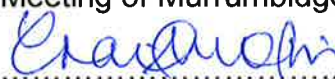
..... General Manager Mayor

ITEM NO. 2 - PRIORITY PROJECTS REGISTER UPDATE**FILE: 03.13.08A****FROM: GENERAL MANAGER**

This report provides updates on 'shovel ready' Council projects *submitted* or being *prepared* for funding applications, updates on recent funded projects, and an overview of assistance to external proponents.

Submitted Project	Amount	Notes	Expected Announcement
Boating Now			
Darlington Point Boat Ramp	\$918,000	Feedback indicates highly competitive and over-subscribed round. Awaiting decision. This has been advised as Council's highest priority for this round. Negotiation on amount/activities may be necessary.	December 2017
Town Beach Upgrade	\$150,553	Feedback indicates highly competitive and over-subscribed round. Awaiting decision. This has been advised as a medium priority subject to availability of funds for full or part completion of Boat Ramp.	December 2017
Community Building Partnerships			
Keeping Bowlers/Tennis Players/Sports Users Hydrated	\$13,203	Includes Bubble taps/fans/seating for bowlers and players, plus broom. Good prospects for success.	December 2017
Yamma Hall Upgrade (Playground)	\$35,408	Playground upgrade. Requested amount is at the higher end of notional allocation.	December 2017

This is page 6 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager Mayor

Darlington Point Cinerarium	\$9000	Memorial wall for cremated remains. Assessment may be delayed due to Local Member election. External quote obtained and price is around \$18,000 for a granite double sided wall plus pathway. This is a significant increase from original estimation of \$9,000.	December 2017
Coleambally Snowy Turbine Memorialisation	\$20,700	Commemoration of irrigation history through installation of Snowy Turbine in Brolga Place precinct. Assessment has been delayed due to Local Member election.	December 2017
Stronger Country Communities			
Jerilderie Racecourse & Showgrounds Amenity Improvement	\$252,005	New Amenities Block. If Jerilderie Pool Phase 1 is not able to get through, this project will soak up part of the notional allocation-leaving some notional funds in reserve for Round 2 early in 2018.	Decisions Early 2018. Has been deemed eligible and moved to 2 nd Stage assessment
Jerilderie Swimming Pool Phase 1.	\$1,117,620	25mtr pool and filtration system. Project exceeds the <i>notional</i> allocation for Round 1 but has been submitted to 'test the waters'. If it cannot achieve pay it forward funding in Round 1 it could be strengthened up and resubmitted for Round 2 early in 2018. (Any unused notional funds from Round 1 will be available in Round 2). (This is rationale for a conservative back-up project for Round 1 eg. Racecourse project)	Early 2018. Has been deemed eligible but unable to progress in this round as it requires contributing funding. Pursuing Building Better Regions. Can re-submit in Round 2 early 2018- if Council or other contributions can be found.

This is page 7 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.


.....General Manager
.....Mayor

Pride of Place Coleambally	\$225,000	Junior Sporting Change Rooms/Toilets at Cemetery/Town & Community Information Bays. Conservative request bundling together priority projects but leaving some allocation for Round 2 Major Project (such as Sports Precinct upgrade)	Early 2018. Has been deemed eligible and moved to 2 nd Stage assessment
Promoting & Improving Recreation & Sporting Infrastructure, Darlington Point	\$222,000	Female Sporting Change Rooms/Interpretative Signing Style Guide for Tracks 'n' Trails and signs for Goanna Track/Town and Community Information Bays. Conservative request bundling together priority projects but leaving some allocation for Round 2 Major Project (such as Coly Sports Precinct upgrade)	Early 2018 Has been deemed eligible and moved to 2 nd Stage assessment
Successful			
Heritage Near Me			
The Willows Jerilderie	\$90,000. Tenders indicate total work \$110+	Building repairs and maintenance to ensure fit-for-purpose use consistent with museum/gallery space. Meeting onsite with Office of Environment & Heritage 5 December 2017 to discuss scope of works and use of building. Subsidence on corner of building appears to have increased. Seeking clarification on cost and use of building with OEH to ensure compliance with grant conditions.	Successful 11/10/2017

This is page 8 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....*Chauhan*..... General Manager Mayor


Under Development

Project	Amount	Notes	Expected Lodgement
Major Projects			
Major Project Assessment Panel	\$8.5m	Projects referred to Assessment Panel from the Priority Projects Register. The Panel assessed all projects and agreed a number of initiatives as priorities for Major Projects funding - and for referral to other sources of funding. A separate Major Projects Funding Report has been prepared for Council resolution.	Assessment Panel convened 29 November. Projects have been prioritised and referred to Council for funding under the Major Projects allocation.
Safe and Secure Water			
Town Water Improvement: Expression of Interest	TBA	This is an Open Round application process. An application is under development for Step 1 'Expression of Interest'. It requests funding for Water Filtration Plant upgrades in Coleambally and new plants in both Jerilderie and Darlington Point.	December 2017

Assistance to External Applicants

Project	Amount	Notes	Expected Lodgement/ Announcement
Jerilderie Pre-School Long Day Care	\$500k Plus Land	Not successful with Building Better Regions application at \$1m. Seeking funding for possible demountable solution (est \$500k) on Hospital or Council owned land	Under development/information and referral assistance.

This is page 9 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.


 General Manager

 Mayor

SweatBox Gym New Premises Coleambally	\$500k	Plans have been drawn and quotes being obtained for new build. The proponents are preparing to submitting to Sports Infrastructure Fund. Wanting Council land cnr Arcade & Lorikeet Lanes.	Prepare and lodge February Round, 2018
Jerilderie Sports Club (Golf)	\$100k	Auto water and carpark upgrade submitting to Sports Infrastructure Fund.	Prepare and lodge February Round, 2018
Jerilderie Sports Club (Golf)	TBA	Assistance to Club for donation of a Toro Mower by Toro	December 2017
Waddi Housing- Arts and Cultural Education Centre	\$570,022	In-kind assistance to scope an application has been given. Waddi Housing has received excellent feedback and broad support and are progressing the application	Early 2018
Altina Interpretation Centre & Café/Conferenc e Facilities- Darlington Point	TBC	This is a project being developed by Altina Wildlife Park and Zoo. It includes a café/education and interpretation centre to significantly increase visitor numbers. Assistance has included advocacy and introductions to Destination NSW/Tourism Minister and general assistance with scoping the funding application. A Development Application has been lodged. Business Planning needs to be completed for an application under Regional Tourism Product Development Grant.	Early 2018

This is page 10 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



..... General Manager

..... Mayor

Rice Research Australia P/L Old Barracks Events and Conference Centre Stronger Country Communities	TBC	DPC has advised RRAPL to submit an application through Council under the Stronger Country Communities Fund Round 2. Meeting with client being arranged for January 2018. Council will be required to prioritise this project against other applications to the SCCF. Discussion with the RRAPL project officer on alternative funding sources such as Regional Tourism Product Development have also been held. Co-contributions may be an issue.	Round 2 Stronger Country Communities Fund 2018
Heritage Grant Yanks Store	TBC	Assistance given to applicants in identifying grants and preparing application. Positive interest by OHE.	Successful in moving to Stage 2 Assessment- Will require full application
Country Change	\$50,000	Council mounted a partnership application with Riverina RDA to develop a website and marketing collateral to entice new residents to Murrumbidgee/Riverina. Filming showcasing opportunities for lifestyle and employment is underway. Case histories of successful tree changers are currently under development.	Announced and project commenced



.....General Manager

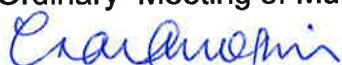
.....Mayor

Commercial in Confidence			
2 x Clients	\$150k x 2	Regional Development Program. Client 1 - will not progress application as the timeframe for assessment is too protracted. Client 2 - will not be ready to commence construction until mid-2018. Will remove projects and report only when/if application progresses	TBA

RECOMMENDATION

The Priority Projects Register update report be received and endorsed.

This is page 12 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

Mayor

ITEM NO: 3 - MAJOR PROJECTS UPDATE DECEMBER 2017
FILE: 03.13.08A
FROM: GENERAL MANAGER

Background

On 29 November 2017 an Assessment Panel was convened to consider projects submitted for Major Projects funding pursuant to funds made available to merged Councils by the NSW Government. Murrumbidgee Council determined the combined Stronger Communities and Major Projects funding pool provided by the NSW Government would be divided equally between the three Murrumbidgee communities - Coleambally, Darlington Point and Jerilderie.

Assessment Panel Membership was mandated by Government and for the Major Projects allocations and comprised:

- Mayor, Councillor Ruth McRae;
- Deputy Mayor of Murrumbidgee Council, Mr. Robert Black;
- Greg Aplin, MP, State Member for Albury (represented by Ian Girdwood);
- Austin Evans, MP, State Member for Murray (represented by Robert Black);
- Regional Coordinator of the Department of Premier and Cabinet, Ms Trudi McDonald
- Independent Probity Advisor, Adrian Lindner (former Head of Wagga Wagga Campus, Charles Sturt University and currently a member of the Wagga Wagga City Council Audit and Risk Committee) (non-voting)

Projects for Assessment

The Assessment Panel considered all projects listed on the Murrumbidgee Council Priority Projects Register. The Register was created as a result of a Council Resolution in July 2017. The Register includes a number of Council and community initiated projects that have received broad support backed by an extensive community consultation process. Projects on the Register were then subject to Council due diligence checks and information gathering. Projects were referred to internal workshops held with Local Representation Committee members, and were then selected for inclusion in the Priority Projects Register. The Major Projects Assessment Panel also considered projects referred from Round 1 and 2 of the Stronger Communities assessment process.

Some projects on the Priority Projects Register have already been submitted to other funding sources. These projects were also referred to the Assessment Panel to establish eligibility for Major Projects funding should they be unsuccessful in receiving alternative funding eg Apex Boat Ramp, Darlington Point is on the Priority Project Register as a HIGH priority. It is currently under assessment in the highly competitive state-wide Boating Now program. By referring this project to the Assessment Panel, Council has a 'back-up' source of funding for this community driven and supported project should Boating Now funding not be achieved.

This is page 13 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....General ManagerMayor

Funding Recommendations

The combined Funding Pool available under Stronger Communities and Major Projects is \$10m plus interest (estimated as \$300k at Nov 2017). The funding requests considered and granted from the previous Stronger Communities funding rounds totalled \$1,274,313. A further \$570,064 was referred to the Major Projects pool by the Stronger Communities Assessment Panel. The projects considered for Major Projects allocations on 29 November 2017 totalled an additional \$12,523,064. The total combined funding sought totalled \$13,797,377. This exceeded the \$10m of funding available. The Panel provided valuable insight and recommendations on all projects on the Priority Projects Register, and prioritised initiatives eligible for Major Projects funding. This included recommending referral to alternative grant funding sources outside of Major Projects funding where appropriate.

The Major Projects Assessment Panel recommendations can be found in full at attachment # 1.

Major Projects Funding Priorities

The following represents the priorities for Major Project funding recommended by the Assessment Panel:

Three community's MP Applications + Referred **TOTAL: \$13,798,377**

Available to Coleambally: \$2.6m

Priority Projects supported for Coleambally Major Project funding

Sportsground including netball	\$1.28m	
Brolga Place	\$500k	
Water Upgrade	\$600k	\$2,380m
Airport	\$1m	
Bencubbin Ave	\$1.3m	\$2,300m
Further investigation	Cypress Lodge	
	Total	<u>\$4,680m</u>

Available for Darlington Point: \$2.82m

Priority Projects supported for Darlington Point Major Project funding

1	Apex Boat Ramp	\$918k	
2	Town Water Treatment & Storage	\$800k	
3	Darlington Point Sports Ground Redevelopment	\$1.0m	\$2,718m

This is page 14 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager Mayor

4	Lions Park Toilet Block	\$300k	
5	Op Shop Community Hub	\$70k	
6	Goanna Walk Trail	\$28k	
7	Waddi Community Centre	\$80k	
8	Darlington Point Caravan Park	\$150k	
9	DP Industrial Estate Planning (refer other sources)	\$TBC	
10	National Park Access and Signage	\$158k	
11	Town Information Boards	\$58k	
12	Town Entrance Signs	<u>\$22k</u>	<u>\$866k</u>
		Total	<u>\$3,584m</u>

Available for Jerilderie projects: \$2.41m

1	Additional Town Water Entitlement (subject to establishing eligibility)	\$700k	
2	Water Treatment and Storage	\$800k	
3	Wunnamurra Aged Care	\$400k	
4	Swimming Pool	<u>\$1.0m</u>	<u>\$2,900m</u>
5	Long Day Care	\$500k	
6	Yamma Hall Playground	\$40k	
7	Showgrounds Toilets	<u>\$250k</u>	<u>\$790k</u>
		Total	<u>\$3,690m</u>

Next Step

The Major Project Assessment Panel recommendations are provided to inform Council decision-making on funding the recommended initiatives from the Major Projects funding pool.

Some projects recommended by the Panel were noted as requiring more information. It was also noted that some projects may be able to attract funding from a source other than Major Projects. This would provide more projects/broader benefit to the Murrumbidgee community:

- Safe and Secure Water could provide for the upgrade of water treatment in the three townships;
- Boating Now could fund the Apex Boat Ramp;
- Stronger Country Communities could fund sporting infrastructure upgrades in Darlington Point and Coleambally.

The Assessment Panel were aware that some projects, such as Apex Boat Ramp, Darlington Point and Coleambally Sports Change Rooms, have already been referred to alternative funding and are awaiting a decision. As such, if an

This is page 15 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.


.....General Manager
.....Mayor

Assessment Panel high priority project receives alternative funding it provides opportunity for the next assessed priority to move up the funding list.

Other projects may have a time critical element and limited prospects for alternative sources of funding, eg. netball courts, Coleambally are required to be completed to be compliant for the 2018 season, commencing in March 2018.

It is also noted that the eligibility for some sources of alternative funding may preclude initiatives with agreed support from another source. For these reasons it is recommended that Council proceed on approving the following Assessment Panel recommended **Time Critical** project as matter of priority:

- Netball Courts, Coleambally

It is further recommended that Council resolve to agree to the recommendations on Major Projects funding on a project by project basis. This can be facilitated in conjunction with the monthly Priority Projects reporting already in place. This would ensure funding is maximised for the benefit of the community.

RECOMMENDATION

That:

1. The Coleambally Netball Courts be approved for Major Projects funding;
2. Council consider recommendations for funding Major Projects on a project by project basis, based on the recommendations of the Major Project Assessment Panel.

.....General Manager

.....Mayor

ITEM NO. 4 - DEVELOPMENT APPLICATION NO 19 – 17/18 (AMENDED APPLICATION)

FILE: DA 19 – 17/18

FROM: ASSISTANT GENERAL MANAGER, INFRASTRUCTURE & ENVIRONMENT

Property Description

Applicant: Mr Shane Flack, Colony Inn
Property: Lot 5, DP650144, 26 Jerilderie Street, Jerilderie
Zoning: RU5 Village
Proposed Development: Outdoor Dining & Seating Area
Consent Authority: Murrumbidgee Council
Reason for Report: Objection Received

Introduction and Background

Development Application 19-17/18 was received by Murrumbidgee Council on 29 September 2017 for a proposed outdoor dining and seating area, including the outdoor service of alcohol at 26 Jerilderie Street, Jerilderie, more commonly known as the Colony Inn Hotel.

As the Development Application received an objection and involved the outdoor service of alcohol on Council land (being the footpath), it was referred to the Council Meeting held on Tuesday 28 November 2017 for determination (Resolution # 263/11/17).

Council resolved at this meeting:

That the current report be withdrawn and the applicant be encouraged to lodge an amended Development Application seeking to permit outdoor dining only, with no service of alcohol.

Following further discussions with the applicant, the application has been subsequently amended to remove the outdoor service of alcohol.

As a consequence, the applicant is now only seeking approval for an outdoor dining and seating area.

Comment

The amended application has been assessed in accordance with the provisions of Section 79C of the *Environmental Planning and Assessment Act 1979* (EP&A Act) as demonstrated within this report, and the report concludes that the amended application should be approved subject to conditions.

This is page 17 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....General ManagerMayor

Site Description

The subject land is described as Lot 5, DP650144 and addressed as 26 Jerilderie Street, Jerilderie and more commonly known as the Colony Inn Hotel (see **Figures 1 and 2**).

The subject land is approximately 1,000m² in size and is located on the corner of Jerilderie and Wood Streets within the main commercial area of Jerilderie. The subject land contains an existing single storey hotel, and a two storey motel at the rear, with a laneway adjoining the rear of the site, which is used for service and access purposes.

The site is zoned RU5 Village under the *Murrumbidgee Local Environmental Plan 2013* and accordingly is surrounded by commercial business premises.



Figure 1 – Location of Subject Land



Figure 2 – Photo of the proposed outdoor dining area

Development Description

The Development Application proposes to occupy a portion of Council's footpath for the purposes of outdoor dining and seating to be used in conjunction with the Colony Inn Hotel (see **Figure 3**).

More specifically, the applicant is seeking to place a number of tables and chairs along the Jerilderie Street frontage of the property in close proximity to the adjoining bistro section of the business. The proposed outdoor dining area will be 20m² and will be located between two (2) existing Council street trees.

The outdoor dining area will maintain a 2 metre cleared zone along the footpath to maintain pedestrian flows, and has been setback 0.6 metres from the back of kerb to allow pedestrians to safely access the footpath.

The applicant also proposes to utilise a number of barriers to delineate the footpath dining area for patrons and pedestrians. The barriers will be visually related to the building and are proposed to be grey/black with magenta highlights. These barriers are proposed to be fixed to mitigate the risk of them blowing over, to ensure that they are not incorrectly positioned and to act as a safety barrier should a vehicle inadvertently mount the footpath.

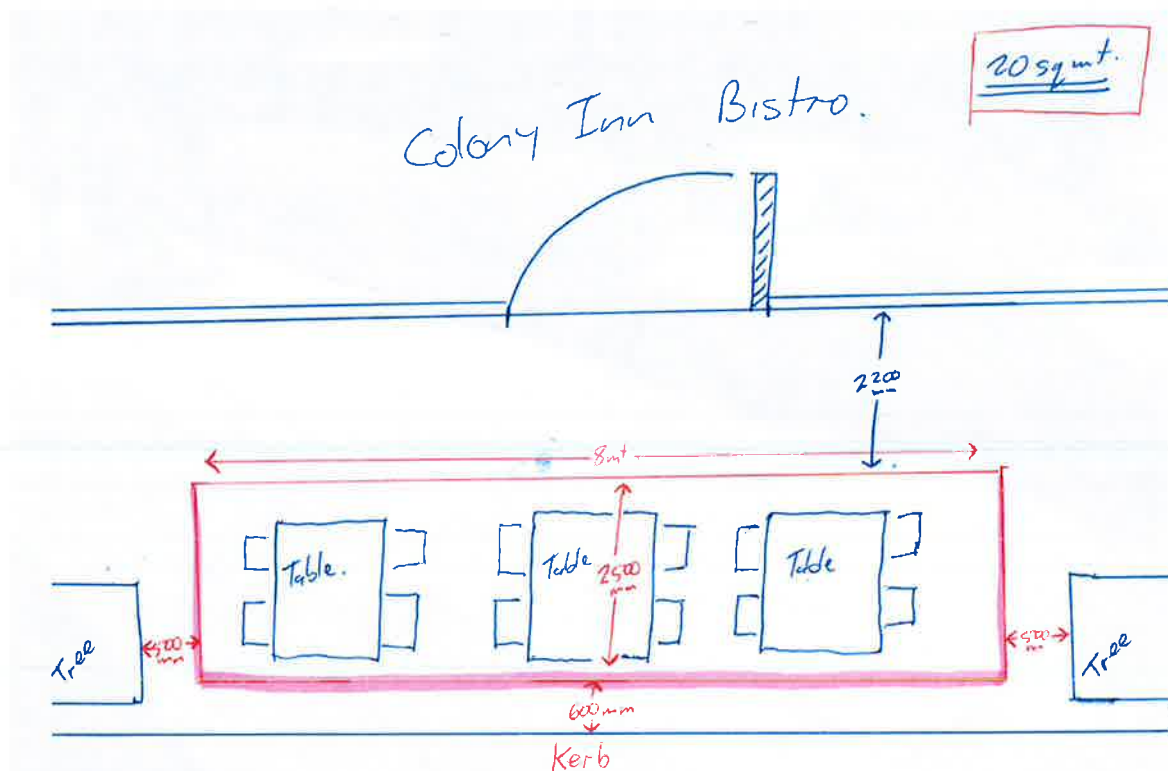


Figure 3 – Site plan of proposed outdoor dining area

Council Plans and Policies

The following Council Policies are relevant to the application:

- Jerilderie Local Environmental Plan 2012 (JLEP 2012);
- Jerilderie Development Control Plan 2012 (JDCP 2012);
- Jerilderie Shire Community Strategic Plan

Further details regarding JLEP 2012 and JDCP 2012 are provided in this report.

Following a review of the Jerilderie Shire Community Strategic Plan, the proposed outdoor dining area is generally consistent with the themes and actions of this document.

Referrals

The application was previously referred to the Licensing Officer of the NSW Police Force in accordance with the *Liquor Act 2007* as the development involved the service of alcohol within an area currently designated as an Alcohol Free Zone.

In response, the NSW Police Force did not object to the originally submitted Development Application, which sought approval for a proposed outdoor dining area and the service of alcohol.

This is page 20 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

Crashman General Manager Mayor

It is noted that the amended application now does not seek approval to use the outdoor dining and seating area for the service of alcohol due to Council's previous concerns. Accordingly, the application was not referred back to the NSW Police Force for comment.

Legislative Implications

Environmental Planning & Assessment (EP&A) Act 1979

Section 79C of the EP&A Act outlines matters for consideration that Council must consider when determining a Development Application. Accordingly, the Development Application is generally consistent with the requirements of the Act as outlined later within this report.

The application is also not identified as "designated development", pursuant to section 77A of the EP&A Act or "integrated development", pursuant to section 91 of the EP&A Act.

Roads Act 1979

Section 125 of the *Roads Act 1993* allows Council or any other road authority to grant approval for the use of a footway of a public road for the purposes of outdoor dining, where it is subject to conditions of approval.

Such an approval must not exceed 7 years and may be subject to an annual footpath rent/fee.

State Environmental Planning Policies

There are no State Environmental Planning Policies (SEPPs) or deemed SEPPs (formerly Regional Environmental Plans) applicable to the proposed development.

Draft Environmental Planning Instruments

There are no draft Environmental Planning Instruments applicable to the land.

Local Environmental Plans

The subject land is zoned RU5 Village under the provisions of the *Jerilderie Local Environmental Plan 2012*.






Figure 4 – Land Zoning Map of the subject land (shown in red outline)

The objectives of the RU5 Zone are:

- To provide for a range of land uses, services and facilities that are associated with a rural village.

The proposed development is consistent with this objective as it will help support an existing business contained on-site.

There are no other specific development standards contained within the LEP that are applicable to the proposed development.

Clause 5.10 – Heritage Conservation

The subject land is located within Heritage Conservation Area 'C1' – Jerilderie Main Street Conservation Area under Schedule 5 of the LEP.

Following a review of the proposed outdoor dining and seating area against the heritage conservation values of the area, the proposed use and occupation of Council land for footpath dining will not adversely affect the heritage significance of this area.

Development Control Plan

The proposed development is subject to the provisions of the *Jerilderie Development Control Plan 2012*.

The following provisions of the DCP apply to the proposed development:

This is page 22 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

Chris Thompson

General Manager

Mayor

Chapter 4 – RU5 Village Zone
Section 4.2 – Commercial Precinct

Section 4.2 of Chapter 4 of the DCP applies to commercial development in the RU5 Village zone. Following a review of the controls of this chapter, it is noted that many of the provisions of this chapter relate to building and construction works, rather than the occupation and use of Council land.

Notwithstanding, Section 4.2.4 of this chapter does outline street furniture and trading requirements as outlined below:

- Please refer to schedule 2 for locations of outdoor seating, trading stands and tables.
- Please note that street furniture and trading on the footpath will require the owner of the furniture or trading stand to carry public liability insurance indemnifying Council.
- To ensure compliance with AS 1428 – Disabled Access - a clearway of a minimum of 2 metres for pedestrian traffic is to be maintained.
- Street furniture is to be of a standard suitable to Council. Please contact Council for further information

The proposed development complies with the above requirements as the owner will obtain public liability insurance, will propose street furniture of a standard suitable for Council and the outdoor dining area still maintains appropriate separation distances and setbacks to allow pedestrian traffic to be maintained.

The proposed outdoor dining area also complies with Schedule 2 of the DCP with regards to the location and siting of street furniture and trading.

Section 9 – Heritage Development

As outlined above, the subject land is located within Heritage Conservation Area 'C1' – Jerilderie Main Street Conservation Area under Schedule 5 of the LEP.

Section 9.1 of the DCP outlines the matters for consideration that Council must consider when determining a Development Application as follows:

- The heritage significance of the building, work or Aboriginal object to Jerilderie.
- The extent to which the carrying out of the development in accordance with the consent would affect the significance of the building, work or aboriginal object and its setting.
- Whether any stylistic, horticultural or archaeological features of the building or work or its setting should be retained.
- Whether the building or work constitutes a danger to the users or occupiers of that item or to the public.

This is page 23 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

- The colour, texture, style, size and type of finish of any materials (or signage) to be used on the exterior of the building compared to other period buildings in the vicinity and the existing fabric of the structure.
- The style, proportion and position of openings for any windows and doors which will result from, or be affected by, the carrying out of the development.
- The pitch and form of any roof or other architectural feature of the structure.
- The appropriate management, establishment or reinstatement of landscape features; and the style, type and height of any fencing.
- Compliance with the principles of the Burra Charter.

Following a review of the proposed outdoor dining and seating area, the proposal is generally consistent with the requirements of this chapter as it does not propose any physical works, which in turn will not detract from the heritage significance of the area.

Planning Agreements

There are no planning agreements in place that affect the evaluation of the subject Development Application.

Likely Impacts of the Development

Section 79C of the EP&A Act requires consideration of likely impacts of the development, including environmental impacts on both natural and built environments, and social and economic impacts in the locality. Key areas for consideration in respect to the subject application are:

Context and Setting

The subject land is located within an area zoned RU5 Village, which provides for a wide variety of land uses. The area is primarily commercial in nature given its location within the main commercial centre of Jerilderie, and the proposed development is permissible in the zone.


The subject land is located on the corner of Jerilderie and Wood Streets, with the proposed footpath dining to be located along the Jerilderie Street frontage of the business.

The use and occupation of this land for outdoor dining and seating will support the current hotel and motel on-site and will provide an additional service for the existing business. Given the commercial zoning of the area and the location and size (20m²) of the proposed outdoor area, the development is generally consistent with the context and setting of the area.

Traffic, access and parking

The proposed outdoor dining and seating area will not alter existing traffic, access and parking arrangements. Whilst it is acknowledged that the proposed

This is page 24 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager Mayor

development will be located on Council's footpath, the proposed outdoor dining area will maintain pedestrian access arrangements.

Public domain

It is not envisaged that this development will impact adversely on the commercial functions of the area, and in fact will support an existing business on-site. No physical structures and works are proposed and the development will maintain existing pedestrian arrangements.

Utilities

The proposed outdoor dining and seating area will not alter existing arrangements regarding utilities and services.

Heritage

The subject land is located within Heritage Conservation Area 'C1' – Jerilderie Main Street Conservation Area under Schedule 5 of the LEP.

As the proposal does not involve any physical works, but rather the placement and removal of outdoor chairs and tables, there will be no adverse impacts with regards to heritage.

Other land resources

The development will not have an adverse impact on conserving and using valuable land resources such as productive agricultural land, mineral extractive resources or water supply catchments.

Water

The proposed outdoor dining and seating area will have no impacts with regards to water and stormwater.

Soils

The proposed outdoor dining and seating area will have no adverse impacts with regards to soils or soil conservation.

Air and microclimate

The development will not affect air quality and microclimatic conditions in terms of existing air quality or pollution, as there will be no emissions of dust, particulates, odours, fumes, gases or pollutants.

Flora and Fauna

The development will not have any impact on critical habitats, threatened species or populations, ecological communities or any other protected species, or on native fauna or vegetation as no tree removal is proposed. It is noted that the proposed outdoor dining and seating area has been located and positioned between two existing Council street trees, which will be maintained and protected on-going.



..... General Manager

..... Mayor

Waste

All wastes generated by the use of this area will be collected and disposed of by hotel staff in accordance with current business practices and will not be disposed of in Council's roadside rubbish bins.

Energy

The development will not have any impacts with regards to energy efficiency or use.

Noise and Vibrations

Matters regarding noise and vibrations have been assessed and are considered appropriate in this instance as the purpose of the application is to allow for outdoor dining and seating.

It is noted that the outdoor dining area is proposed to operate during the following days and hours:

- Monday to Saturday: 11:30am – 8:00pm; and
- Sunday: 9:00am – 8:00pm.

The proponent is seeking extended hours on a Sunday to allow for breakfast trading.

Whilst it is acknowledged that the occupation and use of this area for outdoor dining and seating has the potential to generate issues regarding noise, given the fact that the operation of this outdoor area is primarily during daylight hours and the subject land is located within the main street, the overall impacts of noise are considered to be low.

Natural hazards

The subject land is not identified as being bushfire prone, flood prone or contaminated.

Technological hazards

There are no known risks to people, property or the biophysical environment from industrial and technological hazards, land contamination and remediation or building fire risk.

Safety, security and crime prevention

Matters regarding safety, security and crime prevention have been assessed and are considered appropriate in this instance. It is noted that the purpose of the proposed application is to allow for the serving of meals as part of outdoor dining associated with the current hotel, and will be mainly limited to daylight hours. Furthermore, existing safety and security measures currently in place for the operation of the hotel will be extended to cover this area.

This is page 26 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



..... General Manager

..... Mayor

Social impact in the locality

The proposed development will generally have a positive social impact in the locality and will support an existing commercial business within the commercial area of the village zone by seeking to allow outdoor dining.

The proposed outdoor dining area will help support an existing business and will provide additional services for patrons of the hotel. It will help reinforce the main street functions of the town and will provide footpath dining and seating consistent with a number of other businesses located along the main street.

Whilst it is acknowledged that the development may result in the generation of additional noise from the occupation and use of this area, given that the use of this area is mainly limited to daylight hours and will only be used for outdoor dining, any adverse impacts with regards to noise will be limited.

Economic impact in the locality

The proposed development will have a generally positive economic impact and will support the existing commercial business on-site by allowing outdoor dining and seating along the main street.

Site design and internal design

No physical construction works are proposed and the development will only involve the placement and removal of street furniture such as chairs, tables, umbrellas and barriers.

Construction

No physical construction works are proposed as part of this application.

Cumulative impacts

The proposed use of Council's footpath for outdoor dining purposes is not expected to create any adverse cumulative impacts and will in fact positively contribute to the main commercial area of Jerilderie.

The suitability of the site for the Development

The use and development of the land for outdoor street dining is consistent with the commercial zoning of the area. The land is not subject to any natural or technological hazards and will not have any adverse impacts on surrounding lands.

Any submissions made in accordance with this Act or Regulation

The Development Application was publicly notified from 4 October 2017 to 17 October 2017. During this period, one (1) submission was received from an adjoining neighbour.

A summary of the key issues of objection raised in this submission and a planning response is provided below:

- *Concerns regarding the construction of 'permanent fixtures' on Council's footpath*

This is page 27 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....General ManagerMayor

Whilst it is acknowledged that the proponent has sought to erect permanent structures/barriers on Council's footpath, it is recommended that this request not be supported.

This is due to the potential impacts that the fixture of permanent structures may create on the ongoing use of Council's footpath, particularly during times outside of business trading hours and any potential liabilities or precedents that this may create.

- *Concerns regarding the hours of operation of the proposed outdoor dining area and request that the use of this area cease at sunset*

Matters regarding the hours of operation of the proposed outdoor dining area are acknowledged, but are considered appropriate in this instance as they are generally limited to daylight hours, being 11:30am – 8:00pm Monday to Saturday and 9:00am to 8:00pm on a Sunday to allow for breakfast trading.

Given the generally small size of the proposed outdoor dining area, the village zoning of the site and the setback distance of the proposal to surrounding residential neighbours, the development is considered appropriate in this instance.

- *Impacts of anti-social behaviour from the use of this area and safety concerns for patrons as a result of the adjoining heavy vehicle movements*

Matters regarding anti-social behaviour and safety are also acknowledged, but are considered appropriate in this instance as the hours of operation of this area are generally limited to daylight hours.

Furthermore, the amended application does not include the service of alcohol and only involves a footpath dining and seating area.

The public interest

As detailed within this report, the proposed use of Council's footpath for street dining and outdoor seating purposes is generally in the public interest and is not expected to create any adverse impacts.


Any other matter

There are no other matters relevant to the proposal.

Conclusion

The proposal is appropriate for the locality. It is considered that all relevant matters have been addressed, and/or conditions imposed to ensure that any potential impacts are negated. There are no reasons warranting the refusal of this application.

This is page 28 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

RECOMMENDATION

That Council grant Development Consent to Development Application No. 19-17/18 for an outdoor dining and seating area on Lot 5, DP650144, addressed as 26 Jerilderie Street, Jerilderie dated 27 September 2017 and described in details accompanying the application under *Section 80(1) of the Environmental Planning and Assessment Act, 1979* and subject to the following conditions:

General

1. The development shall take place in accordance with the plans and documentation submitted with the application and further information received on 06/12/2017. A copy of these are held by Council as Plan No. DA19 – 17/18.
2. This approval shall not be for a period of more than seven (7) years and will lapse at the end of the seven (7) year term or if the footway the subject of the approval ceases to be used for the purposes of an outdoor dining area in accordance with Section 125 of the *Roads Act 1993*.
3. The registered owner of the business shall pay to Council any applicable annual licence fee/rent for the use/occupation of the footway. This fee shall be determined by Council in accordance with its adopted annual fees and charges.
4. The registered owner of the business and/or their successors shall indemnify and keep indemnified the Council and its officers, agents and employees against any action or claim that may arise directly or indirectly from the occupation/use for outdoor dining of that part of the footway detailed in this approval.
5. Prior to the use of the footway for outdoor dining, the registered owner of the business and/or their successors shall provide Council with a copy of their public liability insurance cover showing they have current cover for an amount of not less than twenty million dollars (\$20,000,000.00) with an insurer authorised by the Australian Prudential Regulatory Authority. The policy shall note the interests of the owner and Murrumbidgee Council. Such insurance is to be maintained and a certificate of currency evidence of a current insurance policy, to a value determined by Council each year, is to be supplied to Council with the payment of the annual licence fee.

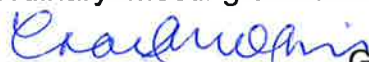
Use of Site

6. The outdoor dining and seating area shall not be used for the service or consumption of alcohol.

This is page 29 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....General ManagerMayor

7. All food provided for outdoor dining must be prepared in the associated premises.
8. The hours and days of operation of the outdoor dining area shall comply with the following:
 - i. Monday – Saturday: 11:30am – 8:00pm; and
 - ii. Sunday: 9:00am – 8:00pm.
9. All footpath furniture and associated articles shall only be placed on the footpath to coincide with the hours of operation nominated in condition No. 8 of this development and any such reasonable time to allow for the setup and removal of this furniture.
10. At all times a minimum 2m clear path shall be maintained on the footpath for pedestrian access and a minimum of 600mm from the back of kerb and gutter.
11. No smoking shall be permitted within 4m of the outdoor dining area. At all times that the footpath is being used as an outdoor dining area no smoking signs complying with the requirements of the Smoke-free Environment Act and Regulations shall be displayed to identify the outdoor dining area as smoke-free.
12. All furniture used in the outdoor dining area shall be located so as not to obstruct any services located in the footway and shall be appropriately secured/affixed to prevent safety concerns.
13. Structures must not be permanently fixed. All structures must be freestanding, of stable and sturdy construction and shall complement the existing streetscape in terms of colours, materials and the like.
14. All outdoor furniture shall be maintained in a clean and hygienic state to the satisfaction of Council and not cause injury.
15. Any outdoor umbrellas shall maintain a minimum clearance of 2.7m above ground level (existing);
16. All wastes generated from the outdoor dining area shall be appropriately collected and disposed of on-site. No wastes generated from this shall be directly disposed of into Council's on-street waste receptacles.
17. The existing street trees shall be maintained and protected ongoing.



General Manager

Mayor

Reasons for conditions

18. The above conditions have been imposed:
- (a) To ensure compliance with the requirements of the *Environmental Planning and Assessment Act 1979, Roads Act 1993 and Local Government Act 1993*.
 - (b) Having regard to Council's duties of consideration under Section 79C and 80A of the EP&A Act.
 - (c) To ensure an appropriate level of provision of amenities and services occurs within the City and to occupants of the sites.
 - (d) To improve the amenity, safety and environmental quality of the locality.
 - (e) Having regard to environmental quality, the circumstances of the case and the public interest.
 - (f) Having regard to the *Jerilderie Development Control Plan 2012*.
 - (g) To help retain and enhance streetscape quality.
 - (h) Ensure compatibility with adjoining and neighbouring land uses and built form.
 - (i) To protect public interest, the environment and existing amenity of the locality.
 - (j) To minimise health risk to neighbouring residents and workers.

Advisory and Ancillary Matters

19. It is the responsibility of the applicant to check, understand and seek assistance where needed so as to ensure full compliance with the conditions of this Development Consent. Please contact Murrumbidgee Council if there is any difficulty in understanding or complying with any of the above conditions.
20. Any alterations to the proposed development shall be submitted to Murrumbidgee Council for further assessment and approval prior to the issue of Development Consent. If such alterations are contemplated after the consent is issued, then details shall be subject to a Development Application for the modification of the Development Consent.
21. It is the applicant's responsibility to ensure compliance with the requirements of the *Disability Discrimination Act 1992*. You are advised to seek advice from the Human Rights and Equal Opportunity Commission (ph: 02-9284 9600) in respect of your application.
22. The approval to use Council's footway may be revoked by Council if the conditions of this approval are not complied with.



.....General Manager

.....Mayor

ITEM NO. 5 - COLEAMBALLY SOLAR PTY LTD – LICENCE AGREEMENT
FILE: 01.13 / 04.13 / LD
FROM: ASSISTANT GENERAL MANAGER, INFRASTRUCTURE AND ENVIRONMENT

Background

White & Case Solicitors requested a licence on behalf of Coleambally Solar Pty Ltd to secure tenure for the project transmission line, where it crosses beneath Ercildoune Road.

Specifically:

- Ercildoune Road is not Crown Land but is a public road;
- As a public road, Ercildoune Road is vested in fee simple in Murrumbidgee Council as the appropriate road authority (section 145(3) of the *Roads Act 1993*);
- Section 146(1)(e) of the *Roads Act 1993* permits Murrumbidgee Council, as the owner of Ercildoune Road, to grant an easement over a stratum of land below the Ercildoune Road.

Coleambally Solar Pty Ltd would like to obtain a licence over the route of the transmission line where it crosses beneath Tubbo channel and Ercildoune Road. The dominant tenement for the licence would be the land owned by Margaret Sheppard (78/750896), over which Coleambally Solar holds an option to lease.


Issues

A draft Licence and Tripartite Deed has been reviewed by Council's solicitors Kell Moore Lawyers who negotiated with the proponent a number of amendments to ensure consistency with the relevant legislation and Council's policy.

RECOMMENDATION

That Council agree to enter into this Licence and Tripartite Deed, and the relevant documents be executed under the Common Seal of Council.

This is page 32 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager Mayor

ITEM NO. 6 – COMMUNITY STRATEGIC PLAN**FILE: 03.38****FROM: ASSISTANT GENERAL MANAGER, CORPORATE & COMMUNITY****BACKGROUND**


1. Murrumbidgee Council has a strong focus on engaging all its communities with positive and productive interaction. Community building aims at continuously working with local committees, representatives, community groups and individuals, achieving long term partnerships and encourages networking opportunities between towns and Council staff;
2. Council is required to produce a Community Strategic Plan (CSP) as part of its obligations under the NSW Government's Integrated Performance and Reporting Framework;
3. Council has reviewed and reworked the consolidated feedback it received in relation to both former Councils into a consolidated document. This document will form the basis of all community consultation to develop an integrated CSP for Murrumbidgee Council (attachment 2). The data will be supplemented with profiling and other data from the surveys.

ISSUES

1. **Communication:** The communication matrix below summarised the proposed engagement avenues for different community groups and segments.

Activity	Audience	Outcomes/Comments
Councillor and Staff Workshops	Staff, Councillors	Understanding and confirmation of internal view/priorities and perspectives -particularly core services.
Community Workshops	Diverse groups across towns, communities and region	Broad understanding and confirmation of diverse, external views, priorities by town and across region. Including focus on longer term vision and priorities
School visits	Students, teachers, support staff	Youth perspective, but also teachers and support staff views on priorities and longer term issues, support etc.

This is page 33 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.


..... General Manager

..... Mayor

Youth Survey	Work with sports groups, particularly to catch those students studying outside of the LG area, such as Leeton. Specialised groups.	Online, and approach schools to work with teachers.
Promotion & Fact Sheets, including community newsletters, Facebook and twitter communications	Residents, visitors across region.	
Community Surveys – businesses, health sector, aged care homes, business and community groups, respite groups, Waddi Housing	Residents, potential visitors to the area, residents living outside of town.	Personal surveying, online and individual approaches to groups. Provide drop boxes in key locations – Council, library etc.

RECOMMENDATION

That Council:

1. Receive this report and approve the final draft of the Community Strategic Plan (CSP) to go out to community consultation;
2. Set a date for a Strategic Planning Workshop to be held late January 2018.



..... General Manager

..... Mayor

COMMITTEE MINUTES

ITEM NO. 7 - MINUTES OF THE HERITAGE DARLINGTON POINT COMMITTEE MEETING HELD ON 8 OCTOBER 2017 AT THE MUSEUM, DARLINGTON POINT - MEETING OPENED AT 10.14AM

Present: Shirley Norris-Kennedy, Laurie Finley, Geoff Schubert, Joy Schubert, Roger McGann, Ken Geltch, Mona Finley.

Apologies: nil

Minutes: of meeting 13 Aug 2017 tabled -- accepted (Shirley/Laurie). No business arising.

Correspondence:

Outward:

1. 15 Aug. -- Michael Bennett (mbennett@ntscorp.au) -- attaching photograph of old Police Station (cat. no 1/61) to use on Pathfinders website.
2. 31 Aug. -- D. Point Sunshine Club -- thanks for donation received.

Inward:

1. 28 Aug. -- D. Point Sunshine Club; donation \$800.00.
2. 31 Aug. -- Origin Energy, electricity account, \$61.14 (paid 4 Sept.)
3. 7 Sept. -- RAHS; *History* magazine, No 133, Sept. 2017.
4. 20 Sept. -- RAHS; (a) Survey form re Affiliated Societies and Local Councils *; (b) booking form for Cowra conference.

* To Gen. Business.

RAHS e-newsletters:

1. 15 Aug. -- Camden Park excursion.
2. 23 Aug. -- Cowra conference; events, seminars for Aug./Sept./ Oct.
3. 14 Sept. -- seminars. book launch.
4. 5 Oct. -- further re Cowra conference; more re survey (item 4, above).

Correspondence accepted as read and actions endorsed (Mona/Laurie)

Treasurer's Report: Verbal report: Previous balance \$4945.88; Expenditure -- \$61.14 (Origin Energy); Income -- \$800.00 (donation, Sunshine Club); \$60.00 (book sales); \$30.00 (donations from Spring Fair). Balance \$5774.74. Accepted (Mona /Roger).

General Business:

1. Spring Fair: Discussion and review. No suggestions at this time regarding organisation of future similar events.

Mona proposed we consider obtaining and displaying street banners (similar to those advertising Spring Fair) to advertise our Museum Open Days (around March-April)? To be considered.

2. Disabled Access Ramp: Sunshine Club donation set aside for this project. Shirley has contacted Men's Shed (Peter v. Hees), with enquiry re this project; no reply to date; Mona to contact Peter.

3. Court House building: Laurie suggested greater use should be made of this building, and proposed a system of bench/tabletops to support display boards. To be further considered. Ken suggested also additional use of the storage/workroom area.

This is page 35 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

4. RAHS Survey, Affiliated Societies and Local Councils: (from correspondence): RAHS seeks to know whether affiliated societies have been, or could be, affected by changes to LGAs. Questions include what support is received, what arrangements are in place, and what changes have taken place/are anticipated. Survey read through and appropriate responses recorded. Noted: Mona drew members' attention that our documentation re museum site is dated 1986, and in previous name (Darlington Point Advancement and Historical Association). Moved: letter to Council, seeking updated documentation in current name of our organisation (Geoff/Ken).
- 5 Curtains: A pair of light mesh curtains has been purchased for kitchen louvre windows (former Shire Chambers building); cost \$4.00. Approved.
6. Jerilderie Library: It was proposed that we donate a copy of the book, *A Small Town and the Great War* to Jerilderie Library, as previously discussed also for Narrandera Library. Unanimously agreed.
7. Ongoing Research: Mona tabled copies of press items of local interest -- School concert, 1944; also Queen Competition 1945, which raised £437 for the war effort. This article provides narrative for two photographs in our collection, Cat. Nos. 8/11a and 8/13a.
8. It was noted that no correspondence has been received to date from organisers of Fishing Competition in Feb. 2018. No decision made re Museum opening that weekend.

Meeting closed: 10.55 a.m.

Next meeting: 3 Dec. 2017. (Geoff and Joy gave notice of absence for that date)



.....General Manager

.....Mayor

ITEM NO. 8 - MINUTES OF THE HERITAGE DARLINGTON POINT COMMITTEE MEETING HELD ON 3 DECEMBER 2017 AT THE FINLEY RESIDENCE, DARLINGTON POINT - MEETING OPENED AT 10.05AM

Present: Shirley Norris-Kennedy, Laurie Finley, Roger McGann, Ken Geltch, Mona Finley.

Apologies: Wayne Kennedy, Joy Schubert, Geoff Schubert.

Minutes: of meeting 8 Oct. 2017 tabled -- accepted (Shirley/Laurie).

Business Arising: (a) Disabled access ramp and (b) courthouse improvements -- to Gen. Business. (c) Book donation to Jerilderie Library, made through Councillor Gaila Smith, 28 Nov.

Correspondence:

Outward:

1. 10 Oct -- RAHS; completed survey form re Affiliated Societies and Local Councils.
2. 11 Oct. -- G.M., Murrumbidgee Council -- requesting issue of updated document re management of museum site (Reserve no. 88058).
3. 27 Nov. -- Librarians, Jerilderie Library -- with donated copy of *A Small Town and the Great War*.
4. 27 Nov. -- Phillipa Blake (Inw. Corresp., item 6) -- book purchased.

Inward:

1. 3. Nov. -- National Trust (email) -- info and registration form for Heritage Festival 2018, "My Culture, My Story".* (to Gen. Bus.)
2. 15 Nov. -- Murrumbidgee Council -- acknowledging letter of 11/11/17.
3. 15 Nov. -- RAHS -- notice of Affiliation membership -- \$ 82.00 -- due 1 Jan. 2018.
4. 17 Nov. -- Murrumbidgee Council -- Clr. Rob Curphey to be our delegate. Address for delegate correspondence: jerilderie@murrumbidgee.nsw.gov.au -- mark attention Julie Conn.
5. 24 Nov. -- Lachlan and Marian Turner (email) -- follow-up to visit 16 Nov.
6. 24 Nov. -- Phillipa Blake, 5/21 McGinnis St., Scullin, ACT, 2614 -- requesting book, encl. money order \$38.50 in payment.
7. 27 Nov. -- Origin Energy -- electricity account, \$31.20, to be paid by 11 Dec. Noted was the considerable reduction in bill since solar installation.
8. 27 Nov. -- Murrumbidgee Council -- updated document, confirming HDP as management committee for museum property; letter accompanying.

RAHS e-newsletters:

1. 26 Oct. -- update re Cowra conference -- Transport Heritage Grants, recipients -- events, etc., affiliated societies;
2. 16 Nov. -- Heritage listing for Parramatta Female Factory -- report re Cowra conference -- calendar of events, including "Whole Histories", at Galong, 2-4 Mar. 2018 (Yass and Dist. Hist. Soc.) -- Armistice Centenary Grants Program, closing 28 Feb. 2018.

Correspondence accepted as read and actions endorsed (Roger/Ken)

This is page 37 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

Treasurer's Report: Statement tabled dated 6/10/17 -- no further income or expenditure has arisen since that date. Accepted (Mona/Ken)

General Business:

1. National Trust Heritage Festival, 2018: Set theme : "My Culture, My Story" – events to take place between 18 Apr. and 20 May. It was noted that theme offers considerable potential for an interesting event.

– Date selected; Sunday 13 May

– Title chosen for local event: "Many Paths to the 'Point'"

-- Secretary to register with National Trust, December; accompanying photo approved by members.

-- Secretary to prepare media release, seeking objects and photographs, etc., from different cultural backgrounds among local community. Possibilities known so far: Aboriginal, Philippine, Russian.

2. Courthouse improvements: Laurie has carried out repairs to flooring, also has constructed stands to support display boards. Repairs commenced on medium-sized table that came from MSC with former Council Chambers.

– Accounts presented for timber purchased, totalling \$121.85. Moved that Laurie be reimbursed this sum (Ken/Shirley).

-- Suggestion made that sanding of courthouse floor would be desirable. Quote obtained for hire of sander, \$66.00 per day (possibly only half-day required?) -- no decision at this point.

– Exterior of courthouse in need of repainting -- last painted 1993, funded by Department of Planning National Estate Grants Program. Scissor-lift or scaffolding would be required to carry out job in safety, a major part of cost.

– Moved we write to Council, enquire what assistance may be available regarding scaffolding, or similar. (Laurie/Mona)

-- Mona reported re visit to Courthouse by Lachlan and Marian Turner, from Carlingford, NSW, on 16 Nov., to photograph the building -- part of their project to photograph courthouses all over NSW and record relevant information. Email followed, (Inward Corresp., item5.)

3. Disabled Access Ramp (Former Council Chambers):

-- Specifications re gradient, etc, have been sought -- gradient no steeper than 1:14 is required. Height of existing verandah is barely over 500mm from ground level – ramp approx. 7m long would be required.

– Sketch plans were tabled for consideration to determine preferred position for ramp.

– Ken will draw up detailed drawing to present for Council approval.

– Some metal components already on site were considered for part of construction – no decision.

4. Meeting with Mayor Ruth McRae: Reported that Laurie and Mona attended meeting, 23 Nov., Council meeting room, D. Pt., for discussion of several local matters (HDP, Men's Shed, Tiddalik Wetland).

(a) Updated document to confirm HDP as management committee of museum site – in process;

(b) Request re windmill in Council yard, D. Pt. (letter to Council, 1 July 2016 -- no response to date) – noted for response/ action.

This is page 38 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager

..... Mayor

(c) Mayor advised that any correspondence to Council be addressed to G.M., with copies to Mayor and Delegate.

Meeting closed: 11.15 a.m.

Next meeting: 11 Feb. 2018

This is page 39 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

ITEMS FOR INFORMATION

ITEM NO. 9 - MONTHLY FINANCIAL REPORT – DECEMBER 2017

FILE: 05.13

FROM: ASSISTANT GENERAL MANAGER: CORPORATE AND
COMMUNITY

BACKGROUND

The financial reports are presented to Council on a monthly basis. To develop this report, Council's Cash Book is reconciled with the bank balances shown in Council's bank statements as at 31 November 2017. The report shows that Council's investments have been invested in accordance with the *Local Government Act 1993, Local Government (Financial Management) Regulation 1999* and Regulations and Council policies and procedures.

ISSUES

1. **Cash at Bank:** Council's consolidated cash position (cash and investments) as at 30 November 2017 was \$26,409,544.18 with the cash at bank amount for the same period being \$1,230,037.09.
2. **Investments:** As at 30 November 2017, Council's total invested funds were \$25,179,507.09. Average interest rates over the reporting period were 2.27%. The bulk of Council's investments (73.45 %) are held in Bendigo Bank, the ANZ (6.84%) and Suncorp Banking Corporate (3.99 %), in accordance within the guidelines and requirements of the Financial Management Regulations.
3. **Loan Borrowings:** Council has internal and external loan borrowings. The total outstanding loan balance as at 30 November 2017 was \$251,280.80. Additional Internal loans due to Council's Sewer Fund of \$196,333.00 and interest payments are calculated on the average interest earnings of Council's external monthly investments.

This is page 40 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

 General Manager Mayor

STATEMENT OF BANK BALANCES

	2017-18
CASH AT BANK 31 OCTOBER 2017	Consolidated
	903,511.01
ADD - Receipts - 30 November 2017	2,311,917.66
ADD - Receipts - Bendigo Bank	895,429.73
ADD - Cancelled	0.00
ADD - Adjustments	0.00
LESS - Cheques	-57,581.33
LESS - EFT - Autopay	-2,259,830.81
LESS - Payroll	-533,960.71
LESS - Bank Charges & Transfers	-9,606.31
LESS - Loan Repayments	-10,753.99
LESS - Investments	0.00
LESS - Visa Card Pymt	-5,903.70
LESS - Fuel Card	-1,681.86
LESS - Photocopy Rental	-1,502.60
CASH AT BANK 30 NOVEMBER 2017	1,230,037.09
CASH AT BANK 30 NOVEMBER 2017	1,022,376.05
Bank Statements - Bendigo Bank	237,759.87
PLUS Outstanding Deposits	11,991.94
LESS Unpresented Cheques	-16,847.66
LESS Outstanding Autopay	-25,243.11
LESS Reverse Autopay	0.00
CASH AT BANK 30 NOVEMBER 2017	1,230,037.09
Add Investments	25,179,507.09
Total Cash and Investments	26,409,544.18
Represented by:-	
Trust Account - North	177,022.73
Trust Account - South	26,586.76
Water Fund - North	1,297,579.52
Water Fund - South	671,939.80
Sewer Fund - North	1,768,329.78
Sewer Fund - South	1,907,389.41
Domestic Waste Management - North	11,117.00
Domestic Waste Management - South	103,804.00
Unexpended Grant Funds	405,470.05
Plant Reserve - North	899,688.00
Plant Reserve - South	522,686.00
Employee Leave Entitlement Reserve-North	450,000.00
Employee Leave Entitlement Reserve-South	1,010,000.00
Infrastructure Reserve - North	3,986,745.20
Infrastructure Reserve - South	913,627.00
Residential Housing Reserve - North	0.00
New Council Implementation Fund	1,928,666.03
Stronger Communities Fund	9,094,486.19
General Fund	1,234,406.71

This is page 41 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



..... General Manager

..... Mayor

SCHEDULE OF INVESTMENTS
30 NOVEMBER 2017

Institution	Amount	Rate	Matures	NO.
IMB Ltd	306,438.93	2.30%	16-Jan-18	15/18
St George	521,666.04	2.45%	16-Jan-18	16/18
Bendigo	728,434.51	2.05%	18-Feb-18	17/18
Bendigo	1,000,000.00	2.05%	22-Feb-18	18/18
NAB	300,000.00	2.35%	05-Dec-17	8/18
NAB	305,400.30	2.40%	12-Dec-17	9/18
IMB Ltd	303,570.49	2.30%	19-Dec-17	10/18
ANZ-Les Wallis	52,405.86	2.00%	29-Dec-17	11/18
Bendigo	260,267.25	2.05%	30-Dec-17	12/18
SUNCORP	1,005,155.07	2.25%	09-Jan-18	14/18
NAB	203,723.67	2.18%	10-Jan-18	13/18
IMB Ltd	402,367.12	2.45%	07-Mar-18	20
IMB Ltd	504,191.78	2.40%	17-Jan-18	21
IMB Ltd	508,418.69	2.40%	09-Jan-18	24
IMB Ltd	300,000.00	2.40%	06-Feb-17	25
Bendigo	503,143.84	2.25%	07-Dec-17	26
Bendigo	400,000.00	2.25%	05-Jan-18	28
ANZ	543,403.91	2.25%	14-Feb-18	29
Bendigo	467,319.04	2.05%	27-Feb-18	34
Bendigo	1,027,036.43	2.35%	16-Jan-18	35
Bendigo	5,035,100.08	2.40%	16-Dec-17	38
ANZ	520,056.28	2.30%	02-Jan-18	39
Bendigo	1,859,451.81	2.05%	16-Jan-18	40
ANZ	606,917.17	2.30%	13-Feb-18	41
Bendigo	2,018,029.73	2.20%	16-Mar-18	42
IMB Ltd	301,852.60	2.45%	31-Jan-18	44
Bendigo	5,195,156.49	2.35%	16-Dec-17	45

Total Investments **25,179,507.09**

Average Interest Rates	2015/16	2.73%
	2016/17	2.49%
Average Interest Rates	2017/18	2.27%

PERCENTAGE OF FUNDS HELD

SUNCORP	1,005,155.07	3.99%
ANZ	1,722,783.22	6.84%
Bendigo	18,493,939.18	73.45%
IMB Ltd	2,626,839.61	10.43%
NAB	809,123.97	3.21%
St George	521,666.04	2.07%

TOTAL **25,179,507.09** **100%**

This is page 42 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

Mayor

RECOMMENDATION

I hereby certify that: 1) the cash book was reconciled with the bank balance as shown by the bank statements as at 30 November 2017;
2) the investments have been invested in accordance with the Local Government Act, Regulations and Council's policies.

That Council receive this report and note the financial monthly report containing the bank balances and investment schedule to 30 November 2017.

Alison Coe
RESPONSIBLE ACCOUNTING OFFICER

ITEM NO. 10 - UPDATE ON PROJECT MANAGEMENT OFFICE (PMO)
FILE: 03.13.08
FROM: GENERAL MANAGER

This report provides an update on the activities of the PMO undertaken since the November meeting of Council. The PMO is tasked with making recommendations to the General Manager, and ultimately Council, on a wide range of matters that are relevant to the integration and harmonisation of the Council. These matters include defining and realising the outcomes and benefits of the transition, monitoring risks, quality of outcomes and deliverables, timelines and budget implications.

The PMO provides strategic direction and advice and monitors progress on the Implementation Plan by others within the Council. The PMO is working collaboratively with the Leadership Group to ensure that workloads are manageable noting that the Leadership Group is charged with ensuring continuity of service for the services provided by the two former Councils.

The PMO is undergoing a transition phase and has now handed over the remaining elements of the Implementation Plan to the Assistant General Managers. In conjunction with that transition, and as reported to the November meeting of Council, most members of the PMO have come to the end of their contracts with Council.

Below is an update on the activities of the PMO undertaken following the November meeting of Council:

- ✓ Issued six media releases;
- ✓ Continued a series of handover meetings with both the Assistant General Managers;
- ✓ Continued preparing and reviewing policies for the new Council;
- ✓ The sixteenth staff newsletter was prepared and distributed;
- ✓ The sixteenth community newsletter was prepared and distributed;
- ✓ Continued detailed work on the new Salary System and Salary Structure with a view to finalising as soon as possible, including one on one meetings with most staff;
- ✓ Coordinated the final meeting of the Murrumbidgee Council Assessment Panel which was held on the 29 November;
- ✓ Finalised the management response to the recommendations in the Service Review for consideration by MANEX.

I would like to place on record my appreciation to the General Manager for the opportunity to work with Murrumbidgee Council during its formative years. The challenges have been many and varied and Craig has, at all times, provided me with support and advice that has informed many of the reports to Council. I acknowledge the efforts of staff who have been asked to go "above and beyond" their normal duties to assist Council meet its deadlines and create the new Council. It has been both a challenging and rewarding period for all involved.

This is page 44 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



.....General Manager

.....Mayor

Finally, I recognise the individual efforts of staff who were members of the PMO team and contributed to the success of the merger.

I wish Councillors and staff and the community all the best for the future, and also a safe and happy Christmas and New Year

RECOMMENDATION

That the information on the activities of the Project Management Office be received and noted.



..... General Manager

..... Mayor

ITEM NO. 11 - CHRISTMAS BREAK 2018

FILE: 05.23

FROM: ASSISTANT GENERAL MANAGER, INFRASTRUCTURE AND ENVIRONMENT

A small number of staff will be working over the Christmas break between 25 December 2017 and 1 January 2018 to maintain Council's infrastructure, water and sewerage, parks and gardens and town maintenance, as well as any minor road works.

The majority of the staff will be on leave during this period and return to work in the first week of January 2018. Some staff are taking extended leave during January 2018.

In the case of an emergency during the Christmas break, the following staff should be contacted:

Jerilderie Township

Bryan Payne – Overseer	0428 579 095
Martin Barratt – Water / Sewerage	0427 487 833
Peter Chudek – Assistant General Manager Infrastructure & Environment	0437 344 603

Darlington Point / Coleambally Townships

Shane Curfew – Overseer	0427 684 166
Peter Chudek – Assistant General Manager Infrastructure & Environment	0437 344 603

Garbage Collection during holidays

Darlington Point	27/12/2017	morning
Coleambally	27/12/2017	afternoon
Jerilderie	As Normal	

Tip Opening during holiday

Darlington Point	28/12/2017	8.00 am to 12.00 noon
Coleambally	28/12/2017	12.00 noon to 4.00 pm
Jerilderie	Closed Christmas Day	25/12/2017
	Closed New Year's Day	1/01/2018

RECOMMENDATION

That the Christmas Break Report be adopted.

This is page 46 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.

.....General ManagerMayor

ITEM NO. 12 - WORKS IN PROGRESS 12/11/17 to 08/12/2017

FILE: 03.16.04

FROM: ASSISTANT GENERAL MANAGER, INFRASTRUCTURE AND ENVIRONMENT

Regional Roads	
RR552 – Conargo Road	Bitumen patching
RR323 – Oaklands Road	Bitumen patching
RR596 – Morundah Road	Bitumen patching
RR356 – Berrigan/Oaklands Road	Bitumen patching
MR321 – Kidman Way	Rubbish collection, slashing, re-mark segments – new markers
H17 – Newell Highway	Rubbish collection, bitumen patching
Local Road Maintenance	<i>Slashing</i> Various local roads <i>Guide Post Maintenance</i> Yamma Road, Prickley Road <i>Bitumen patching</i> Wilson Road, Willows Road, Harris Lane, Booroobanilly Lane, Old Corowa Road <i>Reseal/ Heavy Patching</i> South Coree Road <i>Gravel & Gravel/ Road Base Resheeting</i> Harvey Well Road, Steel Road, Conargo Road, <i>Grader Maintenance</i> Telephone Gate Road, Arnolds Lane, O'Neill Road, Harvey Well Road, Lovegrove Road, Bull Road, Carrathool Road, Martin Bell Road, Ercildoune Road, Martin Bell Road
Roads to Recovery	
Town Streets	Bitumen patching
Parks and Gardens	All parks and gardens maintained
Private Works	Coleambally Solar Farm – Kidman Way and Ercildoune Road intersection

This is page 47 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

Mayor

Water & Sewerage	Minor raw and filtered water service repairs. Mains flushing as per program.
-----------------------------	--

RECOMMENDATION

The Works in Progress Report be adopted.

This is page 48 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

..... Mayor

CONFIDENTIAL ITEMS

ITEM NO. 13 - DARLINGTON POINT TOWNSHIP STRUCTURE PLAN
FILE: 04.25.14
FROM: GENERAL MANAGER

RECOMMENDATION

This item be referred to the **CONFIDENTIAL** section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

This is page 49 of 51 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held on Friday 15 December 2017.



General Manager

..... Mayor