



Greater
Hume
Council

To: «Name»

Ordinary Meeting of Greater Hume Council

Wednesday, 17 October 2018

NOTICE is hereby given that an Ordinary Meeting of the Greater Hume Council will be held at the Community Meeting Room, Library Complex, Library Court, Holbrook commencing at 6.00pm.

STEVEN PINNUCK
GENERAL MANAGER

ORDER OF BUSINESS TO BE CONSIDERED
REFER OVERLEAF

Ordinary Meeting of Greater Hume Council

Wednesday, 17 October 2018

BUSINESS TO BE CONSIDERED

1. PRAYER

2. ACKNOWLEDGEMENT OF COUNTRY

"I would like to acknowledge that this meeting is being held on the traditional lands of the Wiradjuri people, and pay my respect to elders both past and present".

**3. DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY INTEREST
(CONFLICT OF INTEREST)**

4. APOLOGIES

5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

- Minutes of the Ordinary Meeting of Council – 26 September 2018

6. ACTION REPORT FROM THE MINUTES

7. REPORTS FROM OFFICERS

PART A For Determination

- Environment and Planning
- Governance
- Corporate and Community Services
- Engineering

PART B For Information

- Governance
- Corporate and Community Services
- Engineering
- Environment and Planning

PART C For Information

8. MATTERS OF URGENCY

9. COMMITTEE OF THE WHOLE – CONFIDENTIAL CLOSED COUNCIL REPORTS

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OFFICERS' REPORTS – PART A – FOR DETERMINATION

ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATION 10.2018.120.1 – EXTRACTIVE INDUSTRY - LOT 104 DP753751 1948 COACH ROAD MORVEN**

Report prepared by Director Environment and Planning - Colin Kane

REASON FOR REPORT

A development application has been received seeking to establish an extractive industry over an area of land not exceeding 2 hectares at Lot 104 DP753751 1948 Coach Road Morven. The total resource is estimated to be 150,000m³. Operations will vary according to demand for the extracted gravel however, if approval is granted then the maximum production levels will be set as a condition of consent to ensure that extraction will not exceed 30,000 tonnes per annum.

This report represents an assessment of the application under the requirements of Part 4 of the Environmental Planning and Assessment Act 1979 (EP&A Act) and is being reported to Council because three objections to the proposal have been received.

REFERENCE TO DELIVERY PLAN

None relevant.

DISCUSSION

As mentioned Council has received a development application seeking to establish an extractive industry over an area not exceeding 2 hectares at Lot 104 DP753751 1948 Coach Road Morven. The applicant has submitted a Planning Application Report (**ANNEXURE 1**) to support the application which indicates that the maximum extraction will be in the order of 30,000m³ which equates to approximately 45,000 tonnes per annum.

The applicant has also indicated that this development proposal would not be integrated development. The proposal would be integrated development at a level of extraction where a license is required under the Protection of the Environment Operations Act 1997 which is 30,000 tonnes per annum. The discrepancy between the two levels of extraction has been clarified with the applicant and they have now confirmed that the maximum level of extraction will be lesser figure of 30,000 tonnes per annum.

From an operational perspective it is claimed that the site has sufficient area for future requirements including space for a portable site office/staffroom, vehicle parking and loading, product crushing/screening/sieving and stock piling of material.

Access to and from the site will be by way of an existing farm access track which will allow all vehicles to enter and leave the site in a forward direction.

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The assessment report provides details on truck movements based on 45,000 tonnes per annum however, given that the extraction will be set at 30,000 tonnes per annum then from the table on page 4 of the assessment report, truck and dog combination trips will be 706 per annum over a 40 week period or a total of approximately 6 truck movements a day, on average.

The assessment report indicates that trucks removing gravel material will primarily be truck and dog combinations as well as 19m B doubles. It is stated that traffic would typically arrive and leave the site via Coach Road in a northerly direction. The transport of the material is a key assessment determinate for extractive industries and is considered by both the Council's engineering department and the Road and Maritime Services (RMS). Further discussion on the transport of the material is discussed later.

CONSULTATION & REFERRAL PROCESS

On 10 August 2018 the application was notified to all surrounding and nearby landowners who included residents on Brownrigg Street Morven and 3 submissions were received during this public exhibition period.

RMS Referral

The application was referred to the RMS under the provision of the State Environmental Planning Policy (Mining, Petroleum Production and extractive industries) 2007. The RMS has not objected to the proposed quarry and has provided conditions of consent for consideration of Council which are listed below:

- Any driveway is to be located and maintained so as to comply with the required sight distance criteria at the intersection in either direction in accordance with the Austroads Publications for the prevailing speed limit. Compliance with this requirement is to be certified by an appropriately qualified person prior to construction of the vehicular access.
- As a minimum the access driveway is to be constructed as a "Rural Property Access" type treatment in accordance with the Austroads Guide to Road Design and is to be constructed perpendicular (or at an angle of not less than 70 degrees) to the carriageway. The driveway is to be constructed with a minimum width to accommodate the largest size of vehicle likely to access the subject site.
- Where the driveway is to a sealed road, any access driveway shall be sealed for at least 10m from the edge of seal of the carriageway in accordance with the Austroads Guide to Road Design. This is required to prevent deterioration of the road shoulder and the tracking of gravel onto the roadway.
- Any entry gate shall be located at least 30m from the carriageway of Coach Road or at the property boundary whichever is the greater. This is to allow for standing of large vehicles if gates are to be opened in order to gain access to the site.
- Any access driveway is to be designed and constructed to prevent water from proceeding onto, or ponding within, the carriageway of the public road. If a culvert is to be located within the clear zone of the carriageway for the prevailing speed zone it is to be constructed with a traversable type headwall.

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- The quarry operator is to record and maintain a log of the extraction quantities and traffic movement in and out of the subject site. This log is to be kept on site and be available for inspection at the request of the consent authority.

Council's engineering department has also reviewed the application and they have provided the following comments:

Engineering Conditions/Comments:

- New driveway crossover access area to be sealed 10 metres off existing road shoulder (Coach Road) to prevent edge break and shoulder deterioration and also tracking of gravel onto roadway surface.
- All heavy vehicle movement (trucks & trailers) are to use Coach Rd (between the property access and Odewahns Rd), Odewahns Rd and Olympic Highway when entering and exiting proposed quarry site avoiding Brownrigg St and the Morven Township.
- B-Double vehicles are not permitted to access the proposed quarry site due to holding/queuing distance of trailers along Odewahns Rd between the ARTC train line corridor and Olympic Highway.

ASSESSMENT

In accordance with the EP& A Act, Greater Hume Council is the 'consent authority'.

A development application is required to be assessed by Council against the following matters for consideration listed in Section 4.15(1) of the EP&A Act.

The provisions of any current or draft environmental planning instrument, development control plan, or matters prescribed by the regulations:

State Environmental Planning Policies

State Environmental Planning Policy 55 - Remediation of Land (SEPP55) requires Council to consider the potential for any land proposed for development to be contaminated. The site is agricultural land and will be replaced by another non sensitive land use. Consequently the proposal aligns with the requirements of SEPP 55 and it is not necessary for a site audit and/or remediation.

State Environmental Planning Policy Rural Lands (2008) – the proposal does not derogate from the requirements of this SEPP as identified in clause 7 of the Policy.

SEPP (Mining, Petroleum Production and Extractive Industries) 2007 (the SEPP)
Clause 7 of the SEPP permits extractive industries to be developed on land where development for the purposes of agriculture or industry may be carried out.

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This SEPP requires the following matters for Council consideration:

- Significance of resource;
- Compatibility of proposed mine, petroleum production or extractive industry with other land uses;
- Compatibility of proposed development with mining, petroleum production or extractive industry;
- Natural resource management and environmental management;
- Resource recovery;
- Transport;
- Rehabilitation.

The requirements of the SEPP have been considered and the development has generally been shown to conform. Many of the matters for consideration are also discussed in the following environmental assessment performed under Section 4.15 of the EPA Act.

DESIGNATED DEVELOPMENT

The proposal is not 'designated development' under the provisions of Section 4.10 of the EP&A Act because it does exceed the thresholds of 'Extractive Industry' in Clause 21 of Part 1 of Schedule 3 of the EP&A Regulation.

INTEGRATED DEVELOPMENT

The project is not integrated Development under Section 4.46 of the EP&A Act as an extraction of 30,000 tonnes per annum will not require any of the specified approvals.

Matters for consideration under Section 4.15(1) of the EP&A Act

(a)(i) The provisions of any environmental planning instrument

GREATER HUME LOCAL ENVIRONMENTAL PLAN 2012 (GHLEP)

Under the GHLEP the land is within Zone RU1 Primary Production. In Zone RU1 "Extractive Industry" is specifically nominated as being permitted with consent and the development would fall within the definition of "Extractive Industry" which means the following:

extractive industry means the winning or removal of extractive materials (otherwise than from a mine) by methods such as excavating, dredging, tunnelling or quarrying, including the storing, stockpiling or processing of extractive materials by methods such as recycling, washing, crushing, sawing or separating, but does not include turf farming.

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An assessment of the development against the objectives of Zone RU1 is provided below.

Zone RU1 Primary Production	
Objective	Comment
To encourage sustainable primary industry production by maintaining and enhancing the natural resource base	Extractive Industries (the quarry) are typically undertaken in conjunction with primary production. In the case of this development the proposed site of the extractive industries occupies less than 2 hectares of land with the balance of the property being utilised for primary production.
To encourage diversity in primary industry enterprises systems appropriate for the area	The operators of the quarry are looking for opportunities to diversify their agricultural business. Providing the impacts of the quarry can be managed then the proposal shall be appropriate for the area.
To minimise the fragmentation and alienation of resource lands	The proposal does not result in fragmentation or alienation of resource lands. Through diversifying the farm operation the continuation of the resource land may continue.
To minimise conflicts between land uses within this zone and land uses within adjoining zones	If the impacts from the quarry are appropriately managed then there should be no conflicts within the zone or between adjoining zones.
To maintain the rural landscape character	The quarry should not be intrusive on the rural locality. Due to the topography of the landscape the site of the proposed quarry will be partially obscured from the view of any nearby dwelling. Providing impacts such as dust and noise are not intrusive the areas rural landscape should be preserved.

(a)(ii) Any draft environmental planning instrument that is or has been placed on exhibition and details of which have been notified to the consent authority

Currently there are no draft environmental planning instruments that have been placed on exhibition.

(a)(iii) Any development control plan

GREATER HUME DEVELOPMENT CONTROL PLAN 2013

The Greater Hume Development Control Plan 2013 contains development control measures that are aimed at achieving the following:

- to reflect the objective of the Environmental Planning and Assessment Act 1979 (EP&A Act);
- to implement the Greater Hume Shire Strategic Land Use Plan 2007-2030 (SLUP);
- to assist in the administration of Greater Hume Local Environmental Plan 2012 (GHLEP); and
- to provide good planning outcomes for development in the shire.

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A review of the development control plan has been undertaken and the proposed extractive industry does not contravene any of the requirements contained within the Development Control Plan.

(a)(iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph), and

Assessment of the quarry proposal against the provision of the Environmental Planning and Assessment Regulations 2000 has revealed that there are no matters that affect the proposed development of the quarry.

(b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality

The following table is an assessment against these impacts.

<p>Context and Setting:</p> <p>What impact the development will have(in both the regional and local context) in terms of:</p> <ul style="list-style-type: none"> • The scenic qualities and features of the landscape. • The character and amenity of the locality and streetscape. • The scale (bulk, height, mass) form, character, density and the design of the development in the locality. <p>What the potential impacts of the development are on adjacent properties in terms of:</p> <ul style="list-style-type: none"> • Relationship and compatibility of adjacent land uses. • Sunlight access (overshadowing). • Visual and acoustic privacy. • Views and vistas. • Edge conditions such as boundary treatments and fencing. 	<p>On consideration of the context and setting of the proposed quarry it is thought that the proposed site is acceptable. Site inspections have revealed that the quarry should not be highly visible from the nearby dwellings on adjacent land or the public roadway.</p>
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<p>Access, transport and traffic</p> <p>Will the development provide:</p> <ul style="list-style-type: none"> • Accessibility and transport management measures for vehicles, bicycles and the disabled within the development and locality. • Safe vehicular access points. <p>What impacts will occur on:</p> <ul style="list-style-type: none"> • Traffic generation and the capacity of the local and main road network. • Ribbon development along roads. • Road surfaces. • Any traffic management schemes. • Vehicle parking spaces. 	<p>The impacts associated with heavy vehicle operating from the quarry have been carefully considered by both Council's engineering staff and the RMS.</p> <p>It is considered that the truck movements associated with extracting 30,000 tonnes per annum of material from the quarry will be acceptable if access to and from the quarry is via Odewahns Road and the previously mentioned works required by the RMS and Council is undertaken at the applicant's expense.</p> <p>It is noted that houses are well set back on Odewahns Road and the small number of truck movements (6 per day, on average, for 40 weeks) should have no effect on residents.</p>
<p>Public Domain</p> <p>How the development would impact on:</p> <ul style="list-style-type: none"> • Public recreational opportunities in the locality. • Amount, location, design use and management of public spaces in and around the development. • Pedestrian linkages and access between development and public areas. 	<p>The site of the development proposal is agricultural and there is no impact on public spaces or pedestrian linkages.</p>
<p>Utilities</p> <p>Does the development address:</p> <ul style="list-style-type: none"> • The availability and capacity of reticulated water supply, sewer, electricity and gas networks to accommodate the needs of the development. • The need to connect to reticulated utility services. • The appropriateness of alternatives to reticulated utility services. • The impact of utility provision on the environment. 	<p>The development of the quarry will not have any effect on the use of utilities.</p>

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<p>Heritage</p> <p>How the development would affect the historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic heritage significance of the property or adjacent properties, including:</p> <ul style="list-style-type: none"> • The heritage significance of items, landscapes, areas, places, relics and practices. • Whether a heritage study of the item or area is necessary to address any impact. 	<p>The site has been used extensively for grazing and cultivation and the surface of the site has been substantially modified. There are no matters of concern with respect to heritage.</p>
<p>Land Resources</p> <p>Whether the development will have any effect on:</p> <ul style="list-style-type: none"> • The current and potential agricultural productivity of the land. • Reducing the area of available crop and pasture land. • The future recovery from known sources of minerals, sand, gravel or other extractive materials. • The ability of adjoining land to continue with agricultural activity. • Water supply catchments. • Land rehabilitation works. 	<p>The proposed quarry does reduce the area of land available for grazing. Quarrying is a pursuit that is typically undertaken in conjunction with agriculture.</p> <p>There should be no impact on adjoining lands being able to continue with agricultural activity.</p>
<p>Water</p> <p>Whether the development will impact on:</p> <ul style="list-style-type: none"> • The water needs of the development and the locality. • Water conservation through the use of water saving or efficient devices or practices. • The source of water supply on the site and the locality. • Water quality through treatment, reuse and disposal of waste water and run-off. • Drainage flows within and from the site. • Groundwater. 	<p>The quarry will not utilise large volumes of water as it is only used for periodic dust control.</p> <p>Conditions of consent will require that stormwater runoff should be diverted around the quarry to ensure that nearby creeks are not affected by increased sediment.</p>

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<p>Soils</p> <p>Whether the development will impact on:</p> <ul style="list-style-type: none"> • soil qualities – erodability, salinity, fertility, contamination. • soil erosion and degradation. • sedimentation and pollution of water bodies. • agricultural productivity. • existing contaminated land. 	<p>With appropriate controls in place the quarry will not result in any degradation of soils or the sedimentation or pollution of water.</p>
<p>Air</p> <p>Whether the development will impact on existing air quality through emissions of dust particles, fumes, gases and pollutants.</p> <p>What measures are proposed to prevent air pollution</p>	<p>Dust and noise impacts are the primary air impacts associated with quarries. The proposed quarry extracting 30,000 tonnes per annum by ripping with a bulldozer or digging with an excavator and located a minimum distance of 1.6 kilometres from neighbouring dwellings will not create significant dust and noise impacts.</p>
<p>Flora and fauna</p> <p>Does the development address:</p> <ul style="list-style-type: none"> • protection and management of critical habitats and threatened species. • adjacent areas of natural habitat. • wildlife corridors and remnant vegetation. • weeds, feral animal activity vermin and disease. • native fauna and habitats. • the removal of native vegetation. • rehabilitation of natural habitat. 	<p>The area designated for the development has been altered considerably since European settlement, through removal of native vegetation by clearing for pasture development and/or grazing. No native vegetation will be required to be removed for the development to proceed.</p> <p>The planning report indicates that the proposal will not impact on the habitat of any threatened species, vulnerable species and endangered ecological communities. Site inspections undertaken by the assessing officer is satisfied with this assertion.</p>
<p>Waste</p> <p>Does the development provide appropriate waste facilities and controls for:</p> <ul style="list-style-type: none"> • solid, liquid and gaseous wastes and litter. • the generation, collection, storage and disposal of waste. • recycling and composting waste. • On-site disposal waste where reticulated sewer is not available. 	<p>Quarry developments do not produce waste material. Overburden is stockpiled for use in rehabilitation.</p>

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<p>Noise</p> <p>Does the development have regard to the impact on</p> <ul style="list-style-type: none"> • ambient noise levels in the locality, taking into account prevailing meteorological conditions. • adjoining property. • hours of operation or duration of any noise generating source. 	<p>No noise modelling has been undertaken within the statement of environmental effects.</p> <p>As discussed noise impacts should be minimal due to the distance to receptors from bulldozer and excavator used to win the material and mobile plant uses for crushing/screening and sieving.</p>
<p>Natural Hazards</p> <p>If the land is prone to flooding, is the land likely to:</p> <ul style="list-style-type: none"> • be above the one percent flood level. • change the flow of floodwaters to the detriment of other property. • endanger life or property in times of flood. • exacerbate the damage caused by floodwater. • pollute floodwaters. • maintain access in times of flood. • be capable of withstanding the force of floodwaters. <p>If the land or the development is considered to be a medium or high bushfire hazard, is there adequate:</p> <ul style="list-style-type: none"> • access for fire fighting vehicles. • precautions by way of fire breaks, escape routes, fire resistant building materials and the like. • water reserves available for firefighting. 	<p>The site of the quarry is elevated and should not be subject to flooding.</p> <p>The land is not bushfire prone and the quarry development should not be a contributor to starting a bushfire.</p>

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<p>Social</p> <p>What impacts will the development have in terms of:</p> <ul style="list-style-type: none"> • the health and safety of the community. • community structure, character, values and beliefs. • community facilities. • population growth. 	<p>The proposed development should not impact on the health and safety of the wider community. Proposed conditions of consent should address concerns of the appearance of the quarry.</p> <p>As mentioned in the discussion of access and transport concerns regarding the impacts of the quarry development on local and regional roads, these have been considered by both Council and the RMS and appropriate conditions of consent are proposed to address these concerns.</p> <p>The change in the transport route to Odewahns Road and the significant reduction of material to be produced (30,000 tonnes per annum) will reduce the social impacts of the development.</p>
<p>Economic</p> <p>What impacts will the development have in terms of:</p> <ul style="list-style-type: none"> • employment generation. • capital investment. • other businesses. • economic growth. 	<p>The development will provide additional income to RJS & JGS Developments Pty Ltd which will facilitate the ongoing employment of people by that organisation.</p> <p>Providing there are no impacts arising from the development there should not be any adverse impacts on other businesses or economic growth.</p>

Suitability of the site

It has been demonstrated in the above assessment that the site is suitable for development of a quarry extracting 30,000 tonnes of material per annum.

Any Submissions Made in Accordance with the Act or the Regulations

The proposal was referred to RMS and the response received is an attachment to this report.

Three submissions (**ANNEXURE 1**) were submitted to Council in response to the notification of the development undertaken in accordance with the EPA Act and EPA Regulations. The following table summarises the issues raised in these submissions and presentations and provides a response against each.

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Issue Raised	Response
Amenity and safety issues associated with the transport route nominated within the development application that utilised Brownrigg Street Morven	Council's engineering department and the RMS considered the contents of the submission made with respect to this concern. Accordingly it proposed to condition the development consent so that the transport route will only utilise Odewahns Road and the level of extraction is to be reduced to 30,000 tonnes per annum with only truck and dogs combinations being utilised in the cartage of the material to and from the quarry.
Dust and odour air quality concerns	A change to the proposed transport route should alleviate these concerns. Measures can be implemented to alleviate dust nuisances emanating from the quarry.
Environmental concerns – threatened species	The development assessment report concluded that there would be no adverse environmental impacts on threatened species. A site inspection by the assessing officer has shown that the site was devoid of native vegetation and consequently the statements in the development assessment report are supported by the assessing officer.

The Public interest

The quarry extracting 30,000 tonnes of material per annum and transporting the material via Odewahns Road utilising truck and dog configurations will not be against the public interests

BUDGET IMPLICATIONS

Nil.

CONCLUSION

In making a decision as the consent authority under the EP&A Act, Council can:

1. approve the application, subject to conditions;
2. defer the application for further information or redesign;
3. refuse the application.

After considering the requirements of Section 4.15 of the EP&A Act, the proposal is recommended for approval subject to the following conditions.

RECOMMENDATION

Pursuant to section 4.16 of the Environmental Planning and Assessment Act 1979 and subject to the following conditions of consent Council approve the quarry at Lot 104 DP 753751 1948 Coach Road Morven.

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Obligation to Minimise Harm

- 1 The Applicant shall implement all practical measures to prevent and/or minimise any harm to the environment that may result from the construction, operation, or rehabilitation of the development (quarry).

Terms of Approval

- 2 The Applicant shall carry out the development generally in accordance with the:
 - a) Statement of Environmental Effects, additional information which included details of the proposed operation of quarry and proposed remedial works program (except as changed in red ink);
 - b) Approved site plan;
 - c) Conditions of this development consent.

If there is any inconsistency between the above, the conditions of this consent shall prevail to the extent of the inconsistency.

- 3 The Applicant shall comply with any reasonable requirement/s of the Greater Hume Council arising from the Council's assessment of:
 - a) The endorsed Statement of Environmental Effects, planning considerations and additional information which included details of the proposed operation of the quarry and proposed remedial works program.
 - b) The implementation of any actions or measures contained in these reports, plans or correspondence.
- 4 Prior to the operation of the quarry the Applicant is required to undertake the following tasks:
 - a) obtain any approvals that are required from the NSW Government Department of Trade and Investment-Resources and Energy;
 - b) Submit drawn plans for the approval of Council depicting proposed remediation works;
 - c) Submit drawn plans for the approval of Council of soil erosion control measures that depicts all swale drains and sedimentation ponds which are to be constructed to prevent sediment leaving the quarry;
 - d) **Roadworks**
 - New driveway crossover access area to be sealed 10 metres off existing road shoulder (Coach Road) to prevent edge break and shoulder deterioration and also tracking of gravel onto roadway surface.
 - As a minimum the access driveway is to be constructed as a "Rural Property Access" type treatment in accordance with the Austroads Design and is to be constructed perpendicular (or at an angle of not less than 70 degrees) to the carriageway. The driveway is to be constructed with a minimum width to accommodate the largest size of vehicle likely to access the subject site.

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DEVELOPMENT APPLICATION 10.2018.120.1 – EXTRACTIVE INDUSTRY - LOT 104
DP753751 1948 COACH ROAD MORVEN [CONT'D]

- Any entry gate shall be located at least 30m from the carriageway of Coach Road or at the property boundary whichever is the greater. This is to allow for standing of large vehicles if gates are to be opened in order to gain access to the site.
 - Any access driveway is to be designed and constructed to prevent water from proceeding onto, or ponding within, the carriageway of the public road. If a culvert is to be located within the clear zone of the carriageway for the prevailing speed zone it is to be constructed with a traversable type headwall.
- e) Undertake the construction of the Soil and Erosion Plan approved by Council in accordance with condition 4(c).

Limits of Approval

- 5 The development is limited to an extraction rate that must not exceed more than 30,000 tonnes of extractive material per year. By 30 September each year the applicant is required to provide to Council a report on the level of extraction undertaken within the preceding 12 months.
- 6 All heavy vehicle movement (trucks and trailers) are to use Coach Road (between the property access and Odewahns Rd), Odewahns Road and Olympic Highway when entering and exiting the proposed quarry site avoiding Brownrigg Street and the Morven township. B-double vehicles are not permitted to access the proposed quarry site due to holding/queuing distance of trailers along Odewahns Road between the Melbourne to Sydney rail corridor and Olympic Highway.
- 7 The applicant shall comply with the following development operating hours:
- a) Monday to Friday, 7.00am to 5.00pm.
 - b) Saturday, 7.30am to 2.30pm.
 - c) No transportation of material is to be carried out outside of operating hours.
 - d) No work is to be carried out on Sundays or on Public Holidays.

Identification of Boundaries

- 8 Within two (2) months of the date of this consent, the Applicant shall:
- a) Mark out the boundaries of the approved limits of extraction;
 - b) Ensure that these boundaries are clearly marked at all times in a permanent manner that allows operating staff and inspecting officers to clearly identify these limits.

Environmental Conditions

Operation of Plant and Equipment

- 9 The applicant shall ensure that all plant and equipment at the site or used in connection with the development, are:
- a) Maintained in a proper and efficient condition; and
 - b) Operated in a proper and efficient manner.

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DEVELOPMENT APPLICATION 10.2018.120.1 – EXTRACTIVE INDUSTRY - LOT 104
DP753751 1948 COACH ROAD MORVEN [CONT'D]

Management of Dust

- 10 All operations and activities occurring at the premises must be carried out in a manner that will minimise emissions of dust at the boundary of the premises. Dust suppression of material stockpiles, the quarry site and internal road must be undertaken whenever suppression of dust is required or requested by Council.
- 11 The Applicant shall ensure that all loaded vehicles entering or leaving the site are covered to prevent the escape of dust and debris.

Noise Emissions

- 12 Noise emission from the premises must not exceed the criteria set out in the New South Wales Industrial Noise Policy at the nearest and potentially most affected noise sensitive receptors.

Pollution of water

- 13 Section 120 of the Protection of the Environment Operations Act 1997 must be complied with in and in connection with the carrying out of the development. Erosion and sediment control works should be put in place to minimise sediment loss.
- 14 Should excavation activities result in the interception of groundwater, all related activities must immediately cease and the Applicant must contact the NSW Office of Water for instructing advice.

Native Vegetation

- 15 Prior to the commencement of quarrying activities the applicant is to contact the Murray Local Lands Service for advice concerning the removal of any native vegetation.

Safety

- 16 The applicant shall secure the development to ensure public safety to the satisfaction of Council.

Emergency Management

- 17 The Applicant shall ensure that the development is suitably equipped to respond to any fire onsite.

Dangerous Goods

- 18 No dangerous goods or fuels are to be stored at the site of the development.

Rehabilitation

- 19 The Applicant shall at the expiry of this consent or at completion of the development rehabilitate the site in accordance with the approved remediation works (refer to condition 4(b)).

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2. POLICY DEVELOPMENT – LOCAL ORDERS POLICY FOR KEEPING OF BIRDS/ANIMALS

Report by Director Environment Planning – Colin Kane

REASON FOR REPORT

At Council's July ordinary meeting Council received a report advising of the preparation of a new Local Orders Policy for Keeping of Birds/Animals and contains the regulations that residents and pet owners must follow in order to keep birds and animals in the Greater Hume Local Government area. This updated policy applies to zones RU5 Village, R2 Low Density Residential and R5 Large Lot Residential.

Council resolved to exhibit the Local Orders Policy for Keeping of Birds/Animals and subsequently this report will recommend the adoption of the policy.

REFERENCE TO DELIVERY PLAN ACTION

Objective: Our development and maintenance is sustainable, environmentally responsible, accessible and enjoyed by our community.

Outcome 4.1: Infrastructure and facilities meet the needs of our communities.

DISCUSSION

At Council's July 2018 ordinary meeting Council considered a report that advised of the preparation of a draft Local Orders Policy for Keeping of Birds/Animals which contains the regulations that residents and pet owners must follow in order to keep birds and animals in the Greater Hume Local Government area. This updated policy applies to zones RU5 Village, R2 Low Density Residential and R5 Large Lot Residential.

In response to the report to the July 2018 ordinary meeting Council made the following resolution:

That Council resolve to:

1. The draft Local Orders Policy for Keeping of Animals/Birds be adopted and placed on public exhibition for a period of 28 days in accordance with Clause 160 of the Local Government Act 1993 No 30.
2. The public notice must also specify a period of not less than 42 days after the date on which the draft local policy is placed on public exhibition during which submissions may be made to the Council.
3. A further report will be submitted to consider any submissions received on the draft Local Orders Policy for Keeping of Birds/Animals.

The draft Local Orders Policy for Keeping of Animals/Birds was notified in accordance with the Council resolution and no submissions were received.

BUDGET IMPLICATIONS

The budget implication for adopting this new policy is considered to be nil, the new Policy is not predicted to increase work load or extra cost to Council or rate payers.

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POLICY DEVELOPMENT – LOCAL ORDERS POLICY FOR KEEPING OF BIRDS/ANIMALS
[CONT'D]

CONCLUSION

There is no feasible reason that the Local Orders Policy for Keeping of Birds/Animals should not be adopted for the Greater Hume Council LGA in an unamended form.

RECOMMENDATION

That Council resolve to:

1. Adopt the draft Local Orders Policy for Keeping of Animals/Birds.
2. In accordance with Section 166 of the Local Government Act, Council give public notice, in a form and manner prescribed by the regulations of the adoption of the Local Order Policy for Keeping of Animals/Birds.

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GOVERNANCE

1. **APPLICATION TO RENEW GENERAL MANAGER'S CONTRACT OF EMPLOYMENT**

Report prepared by Mayor – Cr Heather Wilton

REASON FOR REPORT

To advise Council that the General Manager has applied for a two year extension of his contract of employment.

DISCUSSION

Council held a workshop meeting at the Culcairn Chambers on 3 October 2018 with those present being Councillors Meyer, Osborne, O'Neill, Schilg, Weston & Wilton. Absent from the meeting was Councillor Quinn (apology) and Councillor Hicks (conflict of interest for workshop).

Following the workshop discussion that evening, with no staff present, I raised the matter of the application from General Manager for renewal of his Contract.

All Councillors having previously received a copy of the document were aware of the application.

A way forward was discussed by those present, and a consensus was reached that the General Manager's Performance Review Committee, consisting of the Mayor Cr Wilton, Deputy Mayor Cr Meyer and Cr Schilg convene for discussion of the application and report back to Council, all matters pertaining to the application including the possibility of entering into consultations with Mr Terrey Kiss, Local Government consultant, to advise the committee of the process required and any other matters which need to be included in the discussion.

CONCLUSION

For Councillors Information

RECOMMENDATION

That the report be received and noted.

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2. GENERAL MANAGER'S LEAVE

Report prepared by General Manager – Steven Pinnuck

REASON FOR REPORT

To advise Council the appointment of an Acting General Manager by the Mayor in accordance the Mayoral delegation.

REFERENCE TO DELIVERY PLAN ACTIONS

Statutory matter

DISCUSSION

In accordance with the Mayoral delegation leave has been approved for the General Manager from Monday 5 November to Friday 16 November 2018 and from Monday 3 December to Friday 14 December.

Following discussions with the General Manager, the Mayor has approved the appointment of Council's Director Environment and Planning, Colin Kane to act in the position of General Manager for the period Monday 5 November to Sunday 18 November and David Smith Director Corporate and Community Services for the period Monday 3 December to Sunday 16 December.

BUDGET IMPLICATIONS

Nil as allowances are made within recurrent budgets for additional payments for acting roles.

CONCLUSION

This is an information report is in accordance with the Mayoral delegation.

RECOMMENDATION

That the report be received and noted.

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3. DISCLOSURE OF INTEREST RETURNS

Report prepared by General Manager – Steven Pinnuck

REASON FOR REPORT

The report contains the tabling of disclosure of interest returns in accordance with section 450A of the Local Government Act.

REFERENCE TO DELIVERY PLAN ACTION

Statutory matter.

DISCUSSION

The Register of Disclosures, containing completed Disclosures by Councillors and Designated Persons for the period 1 July 2017 to 30 June 2018 for elected representatives as at 30 June 2018, and designated officers as tabled as required by Section 450A of the Local Government Act 1993.

BUDGET IMPLICATIONS

Nil.

CONCLUSION

A procedural matter only.

RECOMMENDATION

That the report be received and noted.

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4. WALLA WALLA EARLY CHILDHOOD HUB

Report by General Manager – Steven Pinnuck

REASON FOR REPORT

To update Councillors on the outcome of negotiations with the lowest tenderer for the Walla Walla Early Childhood Hub, Dezign Interiors and other discussions undertaken with representatives of the Walla Walla community and Community Early Years Childcare.

REFERENCE TO DELIVERY PLAN ACTIONS

Outcome 2.2 We have services to promote and deliver health and wellbeing for all ages.
Action 2.2.3.1 Continue to review the adequacy of existing childcare services and identify gaps in the provision of services according to the needs of local families.

DISCUSSIONS

Councillors will be aware that at the September meeting, Council resolved the following:

That Council:

1. *Decline all tenders for the construction of the Walla Walla Early Childhood Centre in accordance with clause 178 (1) (b) of the Local Government (General) Regulation 2005.*
2. *In accordance with 178 (3) (e) of the Local Government (General) Regulation 2005 - Enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender. The reason for entering into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender, is to ensure that Council is receiving 'best value' for this project.*
3. *A further report on the outcome of the negotiations referred to in (2) above be submitted to the October meeting.*

At the closure of tenders on 12 September 2018 three submissions were received as detailed in Table 1 below.

Table 1

No.	Name	Tendered price excluding GST
1.	Dezign Interiors	\$640,000
2.	Connelly Constructions	\$671,276
3.	Howard Burton Construction Pty Ltd (Note 1)	\$649,722

Note1: Includes provision of solar panels as required by tender documentation

Table 2 below outlines the funding available and project cost from the tenders received.

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WALLA WALLA EARLY CHILDHOOD HUB [CONT'D]

Table 2

Cost Item	Budget estimate	Funding Source			Total	Revised total cost
		GHSC	Australian Gov.	SCCF		
Land acquisition including stamp duty and legal fees	105,000			105,000	105,000	105,000
Design costs including Council approvals	20,000	20,000			20,000	15,000
Building works	459,000	182,000	277,000		459,000	640,000
Joinery	35,000	35,000			35,000	
Landscaping	20,000	13,000		7,000	20,000	35,000
Car parking	115,225			115,225	115,225	115,225
Demolition	25,000			25,000	25,000	25,000
					-	
Total	779,225	250,000	277,000	252,225	779,225	935,225

At this point in time Council has insufficient funds to complete the landscaping or the car parking. Further negotiations are being undertaken with the lowest tender, Deziign Interiors in an effort to identify if any cost savings can be achieved.

Further, the Writer met with Lindsay Jordan, Building Designer, Anne Bowler, Community Early Years Childcare, Daniel Nadebaum, Walla Walla Community Development Committee and Cr Hicks on Thursday 4 October. As a result of this meeting a preliminary plan to reduce the size of the building by approximately 45 sqm has been prepared and forwarded to Deziign Interiors for re-costing.

Enquiries have also been made with the Walla Walla Community Development Committee as to whether there is a possibility of a community contribution and/or other fundraising opportunities to raise additional funds for the project.

Community Early Years Childcare have committed to furnishing the new building and making contributions towards the playground (e.g. shade sail).

The writer is optimistic that with savings from downsizing the building, revising the specification, a community contribution and an increased loan borrowing that the project can proceed without further delay.

Following the receipt of a revised building cost from Deziign Interiors an Addendum Report will be circulated to Councillors prior to the October Council meeting.

BUDGET IMPLICATIONS

Currently the project costs are \$156,000 in excess of the available funding, however it is anticipated with the measures implemented above this additional cost can be reduced significantly.

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WALLA WALLA EARLY CHILDHOOD HUB [CONT'D]

CONCLUSION

The Walla Walla Community has been lobbying for enhanced Childrens Services for many years and funding of \$529,225 have been approved by the Federal and State Governments to construct a purpose built facility at Walla Walla.

Every effort should be made by Council to bring this much needed community project to fruition.

RECOMMENDATION

That Council note that an Addendum Report with a revised project cost will be presented to the October meeting of Council.

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CORPORATE AND COMMUNITY SERVICES

1. RENEW OUR LIBRARIES CAMPAIGN

Report prepared by Director Corporate & Community Services – David Smith

REASON FOR REPORT

To seek Council endorsement of the NSW Public Libraries Association “Renew our Libraries” campaign.

REFERENCE TO DELIVERY PLAN ACTION

Outcome 2.5 Council provides learning and development opportunities for all.
Action 2.5.1.1 Promote existing programs to increase library participation

DISCUSSION

As Councillors may be aware, the NSW Public Libraries Association (NSWPLA), in partnership with Local Government NSW, launched the Renew Our Libraries (ROL) campaign on 1 August 2018.

To date, ROL has been successful in securing the Liberal Party promise of an additional \$60m funding for NSW libraries for the quadrennial period 2019-20 to 2022-23. This was preceded by the Labor Party announcement of an additional \$50m funding on 26 March 2018.

As the Renew Our Libraries (ROL) campaign progresses to its next phase in the run-up to the NSW state election in March 2019, it is important to be able to demonstrate the support of NSW councils as major stakeholders in this initiative. The next phase will commence shortly, and will seek Government support for:

- Double the current funding (which was the original basis for the ROL campaign)
- Annual indexation of the funding
- Protection of the funding in perpetuity through inclusion of the entire library funding package in the Library Regulation (currently, only the \$1.85 per capita portion is covered in the Library Regulation)

All of the above elements are a critically important part of ROL to ensure the future sustainability of funding for NSW libraries. Without these safeguards, associations, councils and libraries will inevitably find themselves back at the negotiating table at some stage in the future due to the attrition of library funding.

It is important to note that ROL is an apolitical campaign, which is simply drawing the attention of all political parties and community members to the ongoing attrition of state funding for public libraries over the past 40 years. Every state government during that period has contributed to this problem, which now sees NSW as the state that provides the lowest per capita contribution to its libraries in Australia.

As a member of the Riverina Regional Library and the NSWPLA South West Zone, it is important that Greater Hume Council show its support for the ROL campaign and continue to lobby for a more equitable and sustainable funding model for public libraries in NSW.

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RENEW OUR LIBRARIES CAMPAIGN [CONT'D]

BUDGET IMPLICATIONS

Costs associated with membership of the Riverina Regional Library and the ongoing operations of library services are fully funded in current and future budget allocations.

CONCLUSION

As a member of the Riverina Regional Library and the NSWPLA South West Zone, it is important that Greater Hume Council show its support for the ROL campaign and continue to lobby for a more equitable and sustainable funding model for public libraries in NSW.

RECOMMENDATION

That Greater Hume Council endorse the NSW Public Libraries Association "Renew Our Libraries" campaign and add support to the Association's efforts to achieve a more equitable and sustainable funding model for public libraries in NSW.

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2. RIVERINA REGIONAL LIBRARY DEED OF AGREEMENT 2018 - 2022

Report prepared by Director Corporate & Community Services – David Smith

REASON FOR REPORT

To seek a resolution that the Riverina Regional Library Deed of Agreement 2018 – 2022 be signed under the Common Seal of Council.

REFERENCE TO DELIVERY PLAN ACTION

Outcome 2.5 Council provides learning and development opportunities for all.
Action 2.5.1.1 Promote existing programs to increase library participation

DISCUSSION

The meeting of the Riverina Regional Library Advisory Committee held 28 March 2018 it was resolved to endorse a revised Deed of Agreement.

The Deed of Agreement outlines the terms and conditions applicable to those councils who are members of the Riverina Regional Library. There are no items of concern contained in the draft Deed and as such it is recommended that Greater Hume Shire Council sign the agreement as required.

BUDGET IMPLICATIONS

Costs associated with membership of the Riverina Regional Library are fully funded in current and future budget allocations.

CONCLUSION

The Riverina Regional Library provides a valuable service to residents of Greater Hume Shire Council and it is recommended that Greater Hume Shire Council sign the Deed of Agreement as required.

RECOMMENDATION

That the Mayor and General Manager be authorised to sign the *Deed of Agreement between the Council of the City of Wagga Wagga and the Councils of the Shires of Bland, Coolamon, Cootamundra-Gundagai, Federation, Greater Hume, Junee, Lockhart, Snowy Valleys and Temora, for the Provision of Library and Information Services* under the Common Seal of Council.

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3. PROVISION OF INTERNAL AUDIT SERVICES

Report prepared by Director Corporate & Community Services – David Smith

REASON FOR REPORT

To provide advice to Councillors regarding Council's external audit provider and resultant changes required to the provision of internal audit services to Council.

REFERENCE TO DELIVERY PLAN ACTION

Outcome 1.1 Leadership and advocacy is demonstrated and encouraged in our communities.

Action 1.1.1.5 Implement effective governance strategies

DISCUSSION

As Councillors would be aware, the undertaking of Council's external audit functions is the responsibility of the NSW Auditor General with the "on-ground" audit works previously undertaken by Hill Rogers on behalf of the Audit Office.

Advice has now been received confirming that the Auditor General has appointed Crowe Horwath to undertake Council's annual financial audit for a period of three years commencing from the current 2018/2019 financial year.

Councillors would also be aware that Crowe Horwath have been providing internal audit services to Council for the past three years. The appointment of Crowe Horwath to conduct Council's external audit on behalf of the Audit Office has created a potential conflict whereby Crowe Horwath would be unable to continue to provide internal audit services at the same time as being Council's appointed external auditor. That being the case, management have held discussions with Crowe Horwath and negotiated a transition plan whereby the adopted internal audit program will continue to be implemented for the remainder of the current financial year subject to Council calling for expressions of interest for the provision of internal audit services in February 2019 with the aim of appointing a new provider effective 1 July 2019.

BUDGET IMPLICATIONS

An amount of \$20,000 has been included in the 2018/2019 Estimates of Income and Expenditure for the provision of internal audit services.

CONCLUSION

The appointment of Crowe Horwath to conduct Council's external audit on behalf of the Audit Office has created a potential conflict whereby Crowe Horwath would be unable to continue to provide internal audit services at the same time as being Council's appointed external auditor. That being the case, it is recommended that Council call for expressions of interest from suitably qualified persons for the provision of internal audit services in February 2019 with the aim of appointing a new provider effective 1 July 2019.

RECOMMENDATION

That the adopted 2018/2019 internal audit program continue to be implemented for the remainder of the current financial year subject to Council calling for expressions of interest for the provision of internal audit services in February 2019 with the aim of appointing a new provider effective 1 July 2019.

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ENGINEERING

1. DRINKING WATER MANAGEMENT SYSTEM ANNUAL REPORT 2017-18

Report prepared by Viridis Consultants & Manager Water & Wastewater – Tom Plunkett

REASON FOR REPORT

To present to Council the Drinking Water Management System annual report for 2017-18

REFERENCE TO DELIVERY PLAN ACTION

Outcome	We minimise the impact on the environment.
Action 4.3.6.1	Implement the program of works identified in the Drinking Water Quality Management Plan.

DISCUSSION

Water suppliers in New South Wales (NSW) are required to establish and adhere to a 'quality assurance program', referred to as a Drinking Water Management System (DWMS). The DWMS is a risk based approach to managing drinking water quality.

An annual review of the DWMS is recommended to ensure that it is valid and is being implemented effectively. In addition, an annual report is required to be prepared and submitted to the local Public Health Unit (PHU), NSW Health.

Greater Hume Shire Council engaged Viridis Consultants P/L (Viridis) to prepare the DWMS Annual Report for the 2017-18 reporting period, which covers a 12-month reporting period from 1 July 2017 to 30 June 2018. A copy of DWMS Annual Report 2017-2018 is attached as **ANNEXURE 2**.

This report summarises Council's drinking water quality performance for the reporting period, outcomes of the DWMS annual review and progress on the implementation of the improvement plan.

There were no issues noted against the ADWG health-based guidelines for the schemes. One breach of the ADWG health-based guidelines was recorded for nickel for the Culcairn scheme, although this was most likely related to a sample contamination issue or testing error.

Council maintained a high level of consumer satisfaction, with only eleven water quality complaints received over the reporting period. Council followed appropriate processes when these complaints were received to ensure health of consumers was not jeopardised

The Improvement Plan, which forms an integral part of the DWMS, demonstrates the practice of continual improvement. There were 12 action items open (to start or underway) from the last review of the Improvement Plan which had time frames due in this reporting period. During the reporting period, only two actions were progressed due to discussions around the divestment of water services, most actions were on hold or delayed until the outcome of this was more certain. The actions on hold do not compromise the ability to provide safe drinking water to customers. With Council's decision that divestment will not proceed, implementation of the Improvement Plan will now progress as normal. New timeframes have been assigned to the improvement actions.

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DRINKING WATER MANAGEMENT SYSTEM ANNUAL REPORT 2017-18 [CONT'D]

BUDGET IMPLICATION

There are no direct budget implications resulting.

CONCLUSION

This document is to be reviewed every 12 months as specified under the Drinking Water Management System (DWMS) requirements.

RECOMMENDATION

This report be received and noted.

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2. 2018 - 2019 SPRAY SEALING WORKS GREATER HUME AND LOCKHART

Report prepared by Manager Works Phil McDonald

REASON FOR REPORT

To inform Councillors on the selection of a contractor for the provision of spray sealing works for Greater Hume and Lockhart 2018 – 2019.

REFERENCE TO DELIVERY PLAN ACTION

Outcome	Infrastructure and facilities meets the needs of our communities
Action 4.1.1.2	Ensure the investment in the upgrade of infrastructure is targeted and prioritised

DISCUSSION

The provision of spray sealing (including resealing of roads, primer sealing of new roads and associated works) is a major expense to Council but is required to provide and maintain a quality and safe road network throughout the shire. Due to its nature, this work is mostly completed mostly by specialised contractors. Council's normal process is to prepare a one year contract for the provision of such services. In previous years Council along with Lockhart Council have utilised Local Government Procurement (LGP) to undertake a tender process.

The benefit of a multi Council approach was a lower overall price due to the larger quantum of work to be completed. This year Lockhart Council took on the role as the coordinator of the process for the submission and assessment of the Request for Quote (RFQ) for both Greater Hume and Lockhart Councils.

Following the RFQ process this year, five tender for services were submitted with the tender from Downer EDI Works Pty Ltd the most competitive. The schedule of rates submitted by the five tenderers and the tender assessment is **ENCLOSED SEPARATELY** for councillors information.

The process has again provided both Councils with an extremely competitive price for the works to be completed.

Total value of the work is \$2.76M for both Councils combined, with Greater Hume proportion being \$2.03 million.

BUDGET IMPLICATION

Council's current budget provides for the resealing and primer sealing of Council road network including the completion of resealing work under Councils Road Maintenance Council Contract with the Roads and Maritime Services for works undertaken on the State Road Network. The pricing proposed by the successful contractor has been maintained at a comparable rate to previous submissions for the same services and are within budget parameters.

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2018 - 2019 SPRAY SEALING WORKS GREATER HUME AND LOCKHART [CONT'D]

CONCLUSION

The tender from Downer EDI Works Pty Ltd as shown is competitively priced from the five tenders received. Downer EDI Pty Ltd has contracted to Council in the past and has proven to be a reliable competent company producing quality work. They are local to the Albury/Wodonga region and are accredited with the RMS who requires a substantial amount of documentation which in the past Downer EDI Pty Ltd have completed with no issues. Previous experience with Downer has been positive and their quality, safety and environmental management is readily available and up to date.

Council's participation in the LGP contract provides savings to both Councils.

RECOMMENDATION

That report be received and noted.

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3. KYWONG-HOWLONG ROAD RECONSTRUCTION PROJECT

Report prepared by Director Engineering Services – Greg Blackie

REASON FOR REPORT

To provide Council an update on the Kywong – Howlong Road Reconstruction project and advise of a revised budget/timeframe required to complete the project.

REFERENCE TO DELIVERY PLAN ACTION

Outcome 4.1 Infrastructure and facilities meets the needs of our communities.

Action 4.1.1.2 Ensure the investment in the upgrade of infrastructure is targeted and prioritised.

DISCUSSION

As part of the budget development earlier this year Council prioritised a number of projects to be completed as part of the REPAIR program which is administered by the Roads and Maritime Services which funds upgrades to Regional Roads for Councils.

The final prioritisation was

1. Kywong – Howlong Road (Length 4km, Estimated Cost \$1.6million, Construction over 2 years)
2. Jingellic Road (Length 10.6km, Estimated Cost \$6.0 Million, Construction over 7 years)
3. Lockhart Road (Length 1km, Estimated Cost \$0.5million, Construction over 1 year)
4. Culcairn Holbrook Road (Length 1.5km, Estimated Cost \$1.3 Million, Construction over 2 years)

Following the approval of the budget, Council employed consultants to undertake the full survey, design and detailed cost estimating for the Kywong – Howlong Road project.

Engineering consultants SJE Consulting have provided their design and estimate which is attached in **ANNEXURE 3**.

From the estimates provided the total cost of the project is \$3.32million which is much higher than the original \$1.6Million initially estimated. However as shown this estimate includes a 5% contingency of \$160k and provisional quantities of \$820k. Removing these two items brings the revised estimate to \$2.34Million.

REPAIR Funding provided to Council is approximately \$400K a year with Council required to match this funding. Council matches the amount from funding received for the Block Grant for Regional Roads. This thereby equates to funding of approximately \$800K per year being available for “REPAIR” projects.

With the estimate of the project being a minimum of \$2.34Million (With no contingency or provisional items the project will need to be constructed over a minimum of 3 years (or 4 years if provisional items are required)).

The reasons for the additional cost can be attributed to two main issues, being the substantial culvert works required at the Burrumbuttock Creek crossing to manage a majority of the creek flow (Cost \$250K) and additional one km of roadworks added to the southern end of the project (Cost \$450K).

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KYWONG-HOWLONG ROAD RECONSTRUCTION PROJECT [CONT'D]

The additional one km of roadwork was added to the project following an assessment during detailed design that raised a significant safety issue. It was determined that to complete the original 4km length of the project would leave a 1km section at the original substandard width at the southern end of project which leads into a previously widened bend. This was deemed to be unsatisfactory as it would leave a small section of road not widened over a total of 9km that creates an inconsistent road environment contributing to a higher risk of an accident occurring.

As shown the detailed estimates indicate a cost of between \$2.34Million and \$3.32Million. With a budget of only \$800K on a yearly basis the project will have be constructed over a minimum of 3 years with the possibility of extending to 4 years.

From previous experience upgrading of the Kywong – Howlong Road south of Brocklesby it is expected that the budget required for the project is more likely be at the lower of end of the detailed estimate, however there is always a possibility of substandard pavement materials being found once construction commences.

The staging of the project is now expected to be:

- Stage 1 Construct Southernmost section (2km)
- Stage 2 Construct Middle 1km and major Burrumbuttock Creek Crossing
- Stage 3 Construct Northernmost section (2km)

As this section of road had not been previously been identified as priority by Council no detailed design had been undertaken and as a result the full scope of works were unknown.

BUDGET IMPLICATION

The higher estimate for the project can be managed by extending the project over 3 years (or 4 years if required) without impacting on Council recurrent budget. However it does delay other projects that were part of original budget discussions by at least 1 or 2 years.

CONCLUSION

Whilst it is unfortunate that detailed design and estimates were not available when original budget discussions took place, it is probable that the reconstruction work will only require an additional year to undertake. Clearly the proposed standard of road proposed cannot be reduced to mitigate any further costs as it negates any safety improvements proposed.

RECOMMENDATION

That Council endorse the reconstruction of the Kywong-Howlong Road project based on the revised detailed estimate provided and associated timeframes indicated.

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PART B - ITEMS FOR INFORMATION

GOVERNANCE

1. WORKSHOP/BRIEFING SESSION SCHEDULE 2018

REASON FOR REPORT

To inform Council and the community of upcoming workshop/briefing sessions which Councillors and senior staff attend and, where appropriate, stakeholders also attend. Workshops/briefing sessions are held in the absence of the public.

DISCUSSION

The current session dates are outlined in the table below.

Workshop/Briefing Session date	Topic
31 January 2018	Preliminary Roads Workshop
14 February 2018	Refugee Resettlement Briefing
17 February 2018 (Saturday)	9am to 3pm Visioning Workshop
24 February 2018 (Saturday)	Shire/Roads Tour
28 February 2018	Rating Workshop and Preliminary Budget Workshop
7 March 2018	New Website Briefing Final Roads Workshop
28 March 2018	Water Supply Operations Workshop
4 April 2018	Final Budget Workshop
16 April	Stronger Country Communities Round 2 - shortlisting and assessing applications
2 May 2018	Contributions Plan Priority Project Review
6 June 2018	Passenger Vehicles and Utes Service Review
11 July 2018	draft Developer Contributions Plan for the South Jindera Planning area.
1 August 2018	Update and Way Forward on Unsuccessful Grant Applications
5 September 2018	Potential Sale of Land @ Hawthorn Road, Jindera and Update on Land Bank
3 October 2018	Presentation by proponents of Glenellen (Jindera) Solar Farm. Following the presentation this may provide an opportunity for Councillors to have some broader discussion around solar farms in the shire.
24 October 2018	Presentation from Department of Primary Industries regarding Important Agricultural Land Mapping
5 December 2018	Review of Section 94A Works Program

The allocation of workshop/briefing sessions dates across the year is to ensure sufficient advance notice is provided to Councillors and staff.

Residents wanting to engage Council on a particular topic are invited to attend the Public Forum sessions held at the beginning of each monthly meeting. Meeting locations and dates are available on the website or by contacting any Council office.

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WORKSHOP/BRIEFING SESSION SCHEDULE 2018 [CONT'D]

BUDGET IMPLICATIONS

Nil.

CONCLUSION

For Councillors' information.

2. OFFICE OF LOCAL GOVERNMENT CIRCULARS

REASON FOR REPORT

To ensure councillors are updated with changes to legislation or the strategic direction of Local Government in NSW.

DISCUSSION

Recent circulars issued are listed below. Circulars can be downloaded at <https://www.olg.nsw.gov.au/councils/essential-information-and-publications/circulars-for-council>

- 18-27 Review of Privacy Code of Practice for Local Government
- 18-28 Annual Report Checklist
- 18-29 New structure for NSW State Emergency Service
- 18-30 Changes to GIPA – IPC Advice
- 18-31 Special Variation and Minimum Rate Variation Guidelines and Process for 2019-20

BUDGET IMPLICATIONS

Nil.

CONCLUSION

For Councillors' information.

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3. LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS

REASON FOR REPORT

To ensure councillors are updated with changes to legislation or the strategic direction of Local Government in NSW.

DISCUSSION

A listing of topics of interest from recent circulars issued during July/August is provided on the LGNSW website. Distribution of the LGNSW newsletters has now moved to an electronic format.

Councillors or interested community members can directly access the full weekly publications via <https://www.lgnsw.org.au/news/local-government-weekly>

BUDGET IMPLICATIONS

Nil.

CONCLUSION

For Councillors' information.

4. TOURISM AND PROMOTIONS OFFICER'S REPORT

Report by Tourism and Promotions Officer – Kerrie Wise

REASON FOR REPORT

To update councillors regarding working projects undertaken by the Tourism and Promotions Officer.

DISCUSSION

The report on projects being undertaken by the Tourism and Promotions Officer is attached at **ANNEXURE 4**.

BUDGET IMPLICATIONS

Nil.

CONCLUSION

For Councillors' information.

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CORPORATE AND COMMUNITY SERVICES

1. GREATER HUME CHILDREN SERVICES – REPORT FOR OCTOBER 2018

Report prepared by Team Leader, Greater Hume Childrens Services – Fiona Pattinson

REASON FOR REPORT

To provide an update on statistics and activities of Greater Hume Children Services.

DISCUSSION

Service Statistics as at 30 September 2018

Educators	NSW 43	Victoria 18	2 (commencing October in Barnawartha & Lavington)
Educators working in the shire	7 (1 new starting in November, Holbrook)		
Families registered	476		
Shire families using care	68 families and 134 children		
New families in month	27		
Children registered for care	676 (decrease due to archive process in system)		
Average EFT	191		

Comments

Staff attended the FDCA conference and awards ceremony on 8 September where it was announced that Daisy Hill and Southside Family Day Care - QLD/NT were the winners of the National Awards. While not winning the national title, the staff at Greater Hume Children Services should feel honoured and grateful to be a winner in NSW/ACT and be nominated for the Nationals. The awards recognise the Service's commitment to professional practice, relationships with educators, children, families and community and our flexibility in programming and diversity.

Five team members attended a Quality Assessment and Regulatory update by Education and Training Victoria to ensure a thorough understanding of the requirements, responsibilities and accountabilities of the Service as a provider in Victoria. It is expected that over the next 6 – 12 months there will be a formal quality assessment visit for the Victorian service.

We have received notice that two educators from Lavington will be retiring at the end of 2018. Another Educator from Henty will be ceasing care, hopefully returning in 2019. We are currently in the process of screening another two educators from Albury to commence in the near future.

Children Services continue to have enquiries from new educators and families. Another marketing campaign throughout the Greater Hume Shire area will commence shortly to attract new educators.

The Service also participated in the Jindera 150th Celebrations Street Parade to raise awareness of our service, branding and support the community.

CONCLUSION

For Councillors' information

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2. GREATER HUME CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS

For councillors' information, the Customer Request Module reports are **ENCLOSED SEPARATELY**.

3. STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 30 SEPTEMBER 2018

The statements of bank balances and investment report as at 31 September 2018 are attached at **ANNEXURE 5**.

4. HUMAN RESOURCES REPORT FOR SEPTEMBER 2018

REASON FOR REPORT

To advise councillors on human resources activities such as new staff, resignations and staff development programmes.

REFERENCE TO DELIVERY PLAN ACTION

Strategy 9.4 To provide appropriate training and mentoring for our shire's workforce.
Action 9.4.1 Implement continual learning actions.

There were no staff movements during the September 2018 period.

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ENGINEERING

1. SEPTEMBER 2018 REPORT OF WORKS

Grants Program

State Roads Maintenance (RMCC):

Maintenance works and sign replacement on State Roads under the RMCC with the Roads and Maritime Services is continuing.

The road safety project on Olympic Highway (MR78) which includes the construction of a turn lane into Odewahns Rd is continuing.

Stockpiles on Tumbarumba Rd (MR284) and Olympic Highway (MR78) have been cleared.

Regional Roads Block Grant:

General maintenance including guide post replacement is continuing on all Regional Roads.

The linemarking program on regional roads is complete.

Minor repairs to the bridge abutment have been undertaken on Willow Bend Creek.

Local Roads

Sealed:

Tree removal and culvert installation has commenced on Alma Park Rd as part of 1 km of road rehabilitation works that is being funded under Roads to Recovery funding.

Tree removal has been carried out prior to the commencement of 1.5km of road rehabilitation works including stabilisation and widening on Cummings Rd, 7.5km west from Olympic Highway.

General pavement maintenance on local roads is continuing.

Unsealed:

Maintenance grading has been carried out on the following roads during September.

Balldale Walbundrie Rd	O'Keefe Rd
Benambra Rd	Parnells Rd
Brocklesby Goombargana Rd	Pulletop Rd
Greenvale Rd	Roachdale Re
Halford Dr	Ross Rd
Heriots Rd	Scholz Rd
Jobsons Rd	Stonehaven Rd
Kings Bridge Rd	Walla Cemetery Rd
Mahers Rd	Weeamera Rd
Mitchells Rd	

Urban Streets:

General maintenance of urban streets including mowing and weed spraying is continuing.

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SEPTEMBER 2018 REPORT OF WORKS [CONT'D]

General:

Linemarking and signage was installed to define parking at the Jindera Recreation Reserve and Jindera Pool.

Historical information signs have been installed throughout Jindera.

Traffic control set up and general maintenance was carried out for Henty Machinery Field Days.

New steps and viewing platforms have been constructed at Morgans Lookout.

Replacement of signs on rural roads and urban streets is continuing.

General maintenance of public toilets and parks is continuing.

Monthly Works Maintenance Expenditure:

Local Roads Program	Original Budget	YTD Budget	YTD Expenditure	YTD Variance	Comments
Urban Local Roads Maintenance	\$500,000.00	\$125,000.00	\$104,942.62	\$20,057.38	
Rural Roads Sealed	\$700,000.00	\$175,000.00	\$190,508.53	-\$15,508.53	Extensive tree pruning in August was undertaken
Rural Roads Unsealed	\$1,087,713.00	\$271,928.25	\$272,708.84	-\$780.59	
Street Tree Maintenance	\$237,780.00	\$59,445.00	\$54,257.01	\$5,187.99	

Regional Roads Program	Original Budget	YTD Budget	YTD Expenditure	YTD Variance	Comments
Regional Roads Maintenance	\$912,359.00	\$76,029.92	\$45,602.60	\$30,427.32	
Regional Roads Capital	\$912,000.00	\$228,000.00	\$89,903.29	\$138,096.71	

Sportsgrounds, Parks & Public Toilets	Original Budget	YTD Budget	YTD Expenditure	YTD Variance	Comments
Sportsground Maintenance	\$125,000.00	\$31,250.00	\$23,957.53	\$7,292.47	
Parks & Gardens Maintenance	\$278,000.00	\$69,500.00	\$59,263.22	\$10,236.78	
Public Toilets Maintenance	\$157,614.00	\$39,403.50	\$34,377.71	\$5,025.79	

NB : Sportsground Maintenance excludes annual GHC contribution payment

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2. WATER & SEWER REPORT – SEPTEMBER 2018

Capital Works Program:

- Sewer main relining – WIP Culcairn & Holbrook & Henty

Operation & Maintenance:

- New water service connection – 98 Creek Street, Jindera
- New water service connection – 7 Anvil Street, Jindera
- New water service connection – 208 Coogera Circuit, Jindera
- New water service connection – 145 Hueske Road, Jindera
- New water service connection – 19 Britton Court, Jindera
- 9 Water meter replacements – Jindera area
- Water main repair – Meter reading - Completed
- Sewer main blockage – 19 Wattle Street, Culcairn
- Sewer main repairs – 38 Keightly Street, Henty
- Sewer choke junction – 12 Wattle Street, Culcairn
- Inspection of Culcairn Reservoirs - Completed

Drinking Water Monitoring Program:

- 8 x Water samples for Microbial Water Analysis submitted in the month of September 2018 for Villages and Culcairn Water Supply have all complied with the Australian Drinking Water Guidelines.

Water Quality Complaints

Nil

Water Supply Sourced and Used

1 July 2018 – 30 September 2018	2016/2017	2017/2018	2018/2019
Culcairn Water Supply (ML)	30.05	24.37	29.50
Village Water Supply (ML)	53.22	61.94	70.39
Totals (ML)	85.27	86.31	99.89

ENVIRONMENT AND PLANNING

1. DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF SEPTEMBER 2018

The schedule of development applications processed for the months of September 2018 is attached at **ANNEXURE 6**.

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2. SENIOR WEEDS OFFICER'S REPORT - OCTOBER 2018

All Coolatai Grass and Serrated Tussock infestations on roadside reserves across the shire have been controlled.

All cemeteries and landfill stations have been sprayed to remove all grass infestations in preparation for the summer.

Woomargama Station management have completed an inspection of the Mountain Creek section running through the property. This is part of the Biosecurity direction that was been placed on the property earlier in the year. There were no new infestations detected but some old dead fragments were found and collected for burning.

Inspections around the shire have continued for all weeds with particular emphasis being placed on Chilean Needle Grass. With the recent dry weather not a lot have been found at this stage.

The Henty Machinery Field Days have come and gone with the weeds stand again having a large number of visitors. Interest this year was about the increasing amount of Prickly Pear appearing and what can be done to control this pest.

The NSW Pesticides Regulation 2017 introduced some changes to licensing requirements for occupational pesticide users. From 1 July 2018 most individuals applying pesticides through ground application, for fee or reward, need to hold a Ground Applicator licence issued by the EPA.

The following is an extract from Jamie Westenberg (Senior Policy Officer):

Following from consultations with Local Government NSW on the draft Regulation, the EPA has granted an [exemption](#) from the ground applicator licencing requirement for employees of a Public Authority when carrying out pesticide work on public land. Any Public Authority employee spraying pesticides on a private land on a fee for service basis will need a ground applicator licence (e.g. if competing with private contractors for this work). This exemption was gazetted on 6th July 2018.

Councils should be aware that contractors engaged to carry out weed spraying activities for a public authority must be licenced. There are exceptions to these requirements and a [Fact Sheet](#) has been developed to answer the most common questions on when a licence is required.

The EPA would like to take the opportunity to remind all Councils of their obligations under the Regulation to prepare and make available their finalised Pesticide Use Notification Plan (PUNP). Details of what must be included in a PUNP can be found on the [EPA website](#). Notification of pesticide use in public places is important to ensure that the community is informed and able to make choices about their use of public spaces when pesticides are in use.

Council's two weed spraying personnel will complete the online study as council sometimes undertakes contract weed control. All contractors employed by council will also need to have obtained a ground applicators licence from the EPA.

The current Pesticide Use Notification Plan will also need to be rewritten in line with the new regulation.

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3. RANGER'S REPORT – SEPTEMBER 2018

COMPANION ANIMALS

No. of Complaints Received 17		Including: 4 barking dogs, 12 roaming dogs, dealing with 1 aggressive dog, nuisance dogs, menacing and dangerous dog compliance checks.	
No. of dog attacks:	1	Location: Burrumbuttock	Approximately 9 sheep bitten on lower front legs, no dogs found, visited neighbours and advised of attack
Comments:			
		Dogs	Cats
In Council's Facility at Beginning of Month		1	2
Captured & Returned to Owners		3	
Captured & Impounded		5	3
Released from Pound to Owners		4	1
Surrendered by Owners			
Rehomed		1	1
Euthanased		1	3
Remaining in Council's Facility at End of Month			

FERAL CATS

No. of Complaints:	5
No. Feral Cats caught:	4

LIVESTOCK

	Cattle	Sheep	Horse	Rooster	Other
No. of Reports of Stock on Roads	9	3	1		
Instances - Returned to owners	9	3	1		
Impounded					
Vehicle accidents involving stock					

OTHER LIVESTOCK, WILDLIFE COMPLAINTS

Kangaroo euthanased after being hit by vehicle on Culcairn Road.
Magpies in the vicinity of the Holbrook Early Childhood Centre.
Plovers in multiple locations in Holbrook.

ABANDONED VEHICLES

4 vehicles currently impounded.
1 vehicle removed by owner at Holbrook.
Truck parking issues Holbrook – infringements issued.

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RANGER'S REPORT – SEPTEMBER 2018 [CONT'D]

POLLUTION AND ENVIRONMENTAL INCIDENTS

Inspection conducted: Overgrown Vegetation Unsafe Land	Inspections being conducted
Pollution: Noise	Holbrook – barking dogs – warning and 14 day notice to register dogs issued. Ongoing monitoring. Jindera – barking dogs - owner spoken to and changed the fence. Barking stopped. Jindera – barking dogs - warning and 14 day notice to register dogs issued. Ongoing monitoring.
Pollution: Waste	Brocklesby – household rubbish. Same offender dumped in three places on three separate days. Removed by Council. Infringements issued. Jindera – household waste. Removed by Council. Infringement issued. Jindera – greenwaste. Removed by Council. Holbrook - 29 tyres dumped Rankins Lane.

ON-SITE SEWERAGE MANAGEMENT SYSTEMS

Inspection Type	Total	Pass	Fail
OSMS Compliance Inspections	9	7	2
Pre-Purchase Inspections	1	1	
OSMS Orders issued	2		
OSMS Orders Compliance Inspections	4	4	
Plumbers Site Inspections	2		
OSMS Upgrade Applications Received	1		
OSMS Approvals To Do Works Issued	1		
OSMS Approvals To Operate Issued	3		
AWTS Service Contract Renewal Letters			
Local Government Application Approvals			
Local Government Approval Inspections			
Local Government Approval Soil Report Assessments			
OSMS Rate charge enquires	3		

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RANGER'S REPORT – SEPTEMBER 2018 [CONT'D]

OTHER WORKS CONDUCTED

- Companion Animal Registrations continuing to come in from the letters sent out and door knocking.
- Assist National Parks with swooping birds, magpies and plovers causing injuries.
- RID online (Report Illegal Dumping online) updating with data entry.
- Property inspections unsightly and excessive cars.
- Holbrook and Culcairn Landfill site works and refuelling conducted.
- Landfill cameras checks.
- Assist RSPCA with animal welfare issue.
- Holbrook order incorrect keeping of birds.
- Smoke complaints.
- Removal of duck from the Holbrook pool.
- Moving on campers from the Jindera Recreation Reserve for the Jindera 150th celebrations.

RECOMMENDATION

That Part B of the Agenda be received and noted.

PART C – COMMITTEE AND DELEGATE REPORTS

Attached, in **ANNEXURE 7**, are minutes of the following meetings:

- Minutes of Greater Hume Council Risk Workplace Health (RWHS) and Safety Committee 20 September 2018
- Minutes of the Greater Hume Youth Advisory Committee held 6 September 2018

DELEGATE REPORTS

Nil.

RECOMMENDATION

That Part C of the Agenda be received and noted.