Meeting commenced at 6:30pm

PRESENT: Councillor T. Kennedy (Mayor) Councillors B. Algate, M. Browne,

A. Chandler, D. Gallagher, H. Jewitt and D. Turley.

General Manager, Director Corporate and Community, Director Finance and

Commercial, Director Infrastructure and Environment, Manager Communications and Marketing, Executive Officer and Executive

Assistants.

Media (1), Members of the Public (10)

APOLOGIES: Nil

# LEAVE OF ABSENCE APPLICATIONS:

- Councillor Ronald Page submitted a Leave of Absence Application for this meeting and provided the reason "on holidays".
- 2. Deputy Mayor Jim Hickey submitted a Leave of Absence Request for this meeting and provided the reason "Recreational Leave".
- 3. Councillor Michael Boland submitted a Leave of Absence Request for this meeting and provided the reason "Away for Bush Summit".

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## **RESOLUTION**

Minute No. 47627 - Procedural Motion Councillor D Gallagher moved Councillor R Algate seconded

## Resolved

That the applications received from Councillor Page, Deputy Mayor Hickey and Councillor Boland be received and a leave of absence granted for this meeting.

CARRIED UNANIMOUSLY

## **PRAYER**

Councillor Chandler delivered the prayer.

## **ACKNOWLEDGEMENT OF COUNTRY**

Councillor Gallagher delivered the Acknowledgment of Country.

# ACKNOWLEDGEMENT OF BROKEN HILL'S MINING HISTORY

Councillor Algate delivered the Acknowledgment of Broken Hill's Mining History.

## **PUBLIC FORUM**

## 1. Patton Street Shopping Village

Mr Spressor (owner of four (4) shops in Patton Street) advised of issues regarding the Patton Street Shopping Village including:

- Safety issues regarding the On the Run (OTR) on the Cnr of Bonanza and Patton Streets and that the unfinished kerb and gutter is a trip and mobility hazard, especially near the Patton Lane intersection which is causing people on mobility scooters to use the driveway of OTR to access the footpath.
- The condition of the footpaths outside shops in Patton Street requires levelling to reduce trip hazards. Mr Spressor advised that the raised footpaths adjacent to Bells Milk Bar were marked 12 months ago, but no work had been carried out to date to repair this section and advised that the entire footpath adjacent to the shops requires levelling.
- The streetlight adjacent to a shop at 182 Patton Street has been inoperable for at least 12 months and asked for this to be rectified.
- The street light on the Cnr of South and Patton Streets has also been inoperable for over 12 months and requires rectification.
- Mr Spressor referred to the state of the footpath and gutter in Patton Street and queried if Council had a maintenance program for street cleaning.
- The installations and cleanliness of Argent Street including the new flags recently installed on the poles in Argent Street were noted and Mr Spressor enquired whether the same preparation leading up to tourist events in Broken Hill, like the Mundi Mundi Bash could be undertaken in Patton Street.
- Mr Spressor thanked Council for replacing the rubbish bins in Patton Street with new larger bins.
- Mr Spressor also thanked Council for their redevelopment of Patton Park, advising that the Park is now well utilised by the community.

Mayor Kennedy provided the following responses to Mr Spressor's questions:

- Council has a maintenance schedule for Broken Hill and the mini street sweeper currently
  operates in the Patton Street shopping village every Friday to clean the footpaths and
  every Tuesday the bigger street sweeper cleans the streets.
- The smart bins were deemed ineffective and have been replaced with new bins, which should improve cleanliness concerns.
- Essential Energy are responsible for street lighting in the city. Council will advise
  Essential Energy of the inoperable lights adjacent to 182 Patton Street and on the Cnr of
  South and Patton Streets.
- Council will follow up with the OTR and ensure that all aspects of their development on the Cnr of Bonanza and Patton Streets is completed in accordance with their Development Application.
- The undulated concrete footpaths are in Council's work schedule and Council will look at expediting the works to level the concrete footpaths in the Patton Street shopping village.
- The Patton Street light poles are owned by Essential Energy and therefore Council is unable to add flags to their infrastructure. Council will investigate options for the beautification of Patton Street Shopping Village.

Mr Spressor provided further information following the Mayor's responses:

 Queried the schedule and efficiency of the street sweeper as Mr Spressor explained that shop owners clean the footpaths and streets outside their businesses on a daily basis and he couldn't recall the last time he saw the street sweepers in Patton Street.

The General Manager took a question on notice to investigate the frequency of the Street Sweeper in

Patton Street to ensure the weekly cleaning of footpaths and streets.

The General Manager advised that Council was in discussions with the former Patton Village Committee before they folded, regarding new designs for the entry banners to Patton Village and that Council will consult business owners regarding new designs for the banners. A masterplan can be developed for improvements to the Patton Village shopping precinct to seek feedback from shop owners as to what they would like to see as part of the improvements to Patton Street.

The Mayor suggested that Mr Spressor collates ideas with other shop owners in Patton Street in readiness for public consultation on a future masterplan for Patton Village shopping precinct.

# 2. Activity in the Central Business District

Mr Bob Coulls referred to the amount of activity which is happening in Argent Street, namely:

- The refurbishment of Argent Street footpaths.
- That work has commenced on the redevelopment of the Town Square.
- The commencement of works at the new Library jobsite.
- The installation of new flags on lightpoles in Argent Street which feature the city's crest (and commented that it was unfortunate that these flags were not installed prior to the Mundi Mundi Bash).

The Mayor acknowledged the various projects being undertaken in Argent Street and agreed that the improvements will enhance the Central Business District Area.

## 3. Local Government Elections

Mr Coulls referred to the upcoming elections and asked how the public will receive information on all candidates now that Broken Hill no longer has a local newspaper or local television news. Mr Coulls suggested the following options for candidates to consider:

- That Mayoral candidates hold a mini seminar for the public to attend to hear the candidates manifestos.
- That Mayoral candidates hold a Question and Answer session on the ABC radio.
- That a candidate publication (similar format to Council's newsletter) be sent to all residents in Broken Hill.

## The Mayor advised:

- That Council's Newsletter has just been sent to residents in Broken Hill so this is not an
  option due to the proximity to the elections and the timeframe required to produce a
  publication.
- That he can't speak for the ABC, but a commercial radio station is planning to host a
  Question and Answer session with candidates.
- All Mayoral candidates indicated that they would be happy to attend any community forums.

## MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 47628
Councillor R Algate moved
Councillor A Chandler seconded

)
Councillor A Chandler seconded

CARRIED UNANIMOUSLY

## **DISCLOSURE OF INTEREST**

Nil

# **MAYORAL MINUTES**

ITEM 1 - MAYORAL MINUTE NO. 15/24 - DATED AUGUST 19, 2024 - COUNCILLOR MARION BROWNE'S SERVICE TO LOCAL GOVERNMENT D24/40296

## **RESOLUTION** Resolved Minute No. 47629 Mayor T Kennedy moved 1. That Mayoral Minute No. 15/24 dated August Councillor R Algate seconded ) 19, 2024, be received. 2. That Council congratulates Councillor Marion Browne for her 36 years of service to Local Government and acknowledges her unwavering dedication and commitment as a strong advocate for the community of Broken Hill; and wishes her well in her retirement from Local Government.

**CARRIED UNANIMOUSLY** 

3. That Council approaches the Broken Hill Roads and Maritime Service to discuss the

maintenance/repair work on the Daydream Mine Local Road UR19 after rain events (with the costs of which to be recovered from the Roads and Maritime Service) in order that the road can be re-opened in a more timely

possibility of Council undertaking

The Mayor presented Councillor Browne with a Local Government NSW certificate and award for 35 years of service to Local Government (Councillor Browne was eligible for this award in 2023); and a certificate and gift acknowledging 36 years of service as an elected member of Broken Hill City Council.

ITEM 2 - MAYORAL MINITE NO. 16/24 - DATED ALIGUST 19, 2024 - DAYDREAM MINE ROAD 2

TILIN 2 WATCHAE WINGTE NO. 10/24	DAILD	D24/40252
RESOLUTION Minute No. 47630		Resolved
Mayor T Kennedy moved Councillor M Browne seconded	)	<ol> <li>That Mayoral Minute No. 16/24 dated August 19, 2024, be received.</li> </ol>
		2. That Council writes to the Minister for Jobs and Tourism and Minister for Roads The Hon John Graham MLC, the Minister for Regional Transport and Roads The Hon Jenny Aitchison MP, the Minister for Western NSW The Hon Tara Moriarty MLC, and the Member for Barwon Mr Roy Butler MP, advocating for the sealing of the Daydream Mine Road, Local Road UR19 which is an unsealed road to one of the major tourist attractions in the Far West NSW region.

manner following rain events, for the benefit of tourists visiting the Daydream Mine tourist attraction.

4. That the Roads and Maritime Service be requested to carry out more regular proactive maintenance on the Daydream Local Road UR19 to ensure the condition and safety of the unsealed road and in readiness for its possible future sealing.

**CARRIED UNANIMOUSLY** 

# **NOTICES OF MOTION**

Nil.

## RESCISSION MOTIONS

Nil.

## REPORTS FROM DELEGATES

ITEM 3 - REPORTS FROM DELEGATES NO. 5/24 - DATED AUGUST 07, 2024 - COUNCILLOR
BROWNE'S ATTENDANCE AT THE 2024 MURRAY DARLING ASSOCIATION CONFERENCE
HELD IN TAMWORTH
D24/38556

RESOLUTION

Minute No. 47631

Councillor M Browne moved
Councillor D Turley seconded

New York 1

August 7, 2024, be received.

CARRIED UNANIMOUSLY

## **COMMITTEE REPORTS**

# POLICY AND GENERAL COMMITTEE

ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 123/24 - DATED JULY 03, 2024 - ADOPTION OF THE DRAFT CUSTOMER EXPERIENCE FRAMEWORK D24/32815

RESOLUTION

Minute No. 47632
Councillor D Gallagher moved
Councillor M Browne seconded

1. That Broken Hill City Council Report No. 123/24 dated July 3, 2024, be received.

2. That Council notes that the draft Customer Experience Charter and the draft Complaints Management Policy were placed on public exhibition closing 2 August

2024 during which time Council received nil submissions from the public.

 That Council adopts the draft Customer Experience Charter and the draft Complaints Management Policy to be implemented under policy governance and as per the Customer Experience Framework.

CARRIED UNANIMOUSLY

ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 124/24 - DATED JUNE 28, 2024 - BROKEN HILL POPULATION FORECAST AS PER MINUTE NUMBER FROM ORDINARY

COUNCIL MEETING HELD 29/5/2024 D24/31584

Resolved

RESOLUTION

Councillor A Chandler moved

Councillor D Turley seconded

# Minute No. 47633 Councillor R Algate moved That Broken Hill City Council Report No. Councillor H Jewitt seconded 124/24 dated June 28, 2024, be received and noted. 2. That a report be provided to Council regarding occupancy rates at the Broken Hill Base Hospital over the past five (5) years and that these figures include influenza seasons; periods where the beds were unavailable in various wards; and the number of beds occupied by patients waiting for aged care facility placement. CARRIED UNANIMOUSLY ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 125/24 - DATED AUGUST 09, 2024 -INVESTMENT REPORT FOR JULY 2024 D24/39117 RESOLUTION Resolved Minute No. 47634 Councillor R Algate moved 1. That Broken Hill City Council Report No. Councillor D Gallagher seconded 125/24 dated August 9, 2024, be received. CARRIED UNANIMOUSLY ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 126/24 - DATED AUGUST 05, 2024 -MINUTES OF THE BROKEN HILL CITY ART GALLERY ADVISORY COMMITTEE MEETING **HELD 19 JUNE 2024** D24/36168 **RESOLUTION** Resolved Minute No. 47635

)

1. That Broken Hill City Council Report No.

126/24 dated August 5, 2024, be received.

- 2. That the minutes of the Broken Hill City Art Gallery Advisory Committee Meetings held 19 June 2024 be received.
- 3. That Council sends a letter of appreciation to retiring volunteer Ms Phyllis Files for her many years of service on the committee.
- That Council forwards condolences to the family of the late committee member, Mr Rod Horsburgh who passed away recently.

CARRIED UNANIMOUSLY

## **FURTHER REPORTS**

ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 128/24 - DATED JULY 01, 2024 - CORRESPONDENCE REPORT - LINE OF LODE CAFE AND VISITORS CENTRE D24/32142

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RESOLUTION

Minute No. 47636
Councillor R Algate moved
Councillor D Gallagher seconded

## Resolved

- 1. That Broken Hill City Council Report No. 128/24 dated July 1, 2024, be received.
- That reply correspondence dated 27 June 2024, from the Hon Mark Coulton MP be received and noted.
- That reply correspondence dated 17 July 2024 from the Minister for Jobs and Tourism be received and noted.
- 4. That reply correspondence from the Minister for Lands and Property dated 30 July 2024 (forwarded to Council by Mr Roy Butler MP) advising that the Crown Lands Department have entered into a Crown Lands Licence with Foundation Broken Hill to manage the Line of Lode Reserve, the Licence terms include nil rent for the next two years plus a two year extension option and also includes the ability for the Foundation to sub-licence any part of the Reserve, be received and noted.
- 5. That Council congratulates Foundation Broken Hill on acquiring a licence to operate the Line of Lode Café and Precinct.

**CARRIED UNANIMOUSLY** 

ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 129/24 - DATED AUGUST 14, 2024 -

<u>CORRESPONDENCE REPORT - ST</u>	ATE GOVERNMENT AGENCY OUSTS RETAIL FRANCHISE
AT WESTSIDE PLAZA	D24/3988
RESOLUTION	Resolved
Minute No. 47637	
Councillor D Gallagher moved	) 1 That Broken Hill City Council Report No.

)

Councillor M Browne seconded

Councillor R Algate moved

Councillor D Gallagher seconded

2. That reply correspondence received from the Minister for Customer Service and Digital Government, The Hon Jihad Dib MP dated 12 August 2024 be received.

129/24 dated August 14, 2024, be received.

CARRIED UNANIMOUSLY

ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 130/24 - DATED AUGUST 16, 2024 -CORRESPONDENCE REPORT - ADVOCACY FOR THE FAR WEST COMMUNITY LEGAL CENRE D24/40064

**RESOLUTION** Resolved Minute No. 47638

- 1. That Broken Hill City Council Report No. 130/24 dated August 16, 2024, be received.
- 2. That reply correspondence dated 26 April 2024 from the State Member for Barwon regarding the Far West Legal Centre be received and noted.
- 3. That reply correspondence dated 30 April 2024 from the NSW Minister for Western NSW regarding the Far West Legal Centre be received and noted.
- 4. That reply Correspondence dated 30 April 2024 from the Federal Member for Parkes regarding the Far West Legal Centre be received and noted.
- 5. That reply correspondence dated 15 May 2024 from the NSW Minister for Women and Minister for the Prevention of Domestic Violence and Sexual Assault, regarding the Far West Community Legal Centre be received and noted.
- 6. That reply correspondence dated 5 June 2024 from the Federal Minister for Indigenous Australians, regarding the Far West Community Legal Centre be received and noted.
- 7. That reply correspondence dated 13 August 2024 from the NSW Parliamentary Secretary to the Attorney General, regarding the Far West Community Legal Centre and advising

that the Attorney General has appointed the Mallee Family Care Community Legal Centre to provide free legal assistance services in Broken Hill and the Far West region from 1 July 2024, be received and noted.

CARRIED UNANIMOUSLY

# ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 131/24 - DATED AUGUST 16, 2024 -CORRESPONDENCE REPORT - SUPPORT TO REGIONAL AIRLINES D24/40135 **RESOLUTION** Resolved Minute No. 47639 Councillor D Turley moved 1. That Broken Hill City Council Report No. Councillor R Algate seconded ) 131/24 dated August 16, 2024, be received. 2. That reply correspondence dated 15 August 2024 from Local Member for Barwon be received and noted. That Media Release dated 15 August 2024 from The Federal Minister for Transport, The Hon Catherine King MP announcing that the Federal Government will guarantee regional flight bookings for Rex customers throughout Rex's voluntary administration process, be received and noted. 4. That reply correspondence dated 19 August 2024 from Federal Member for Parkes be received and noted. CARRIED UNANIMOUSLY ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 132/24 - DATED AUGUST 14, 2024 -2023/2024 DRAFT ANNUAL FINANCIAL STATEMENTS D24/39832 **RESOLUTION** Resolved Minute No. 47640 Councillor R Algate moved 1. That Broken Hill City Council Report No. Councillor D Gallagher seconded ) 132/24 dated August 14, 2024, be received. 2. That the 2023/2024 Draft Primary Financial Statements as attached be received. 3. That the 2023/2024 Draft Primary Financial Statements as attached be referred to audit. 4. That Council adopt the attached Statements of Opinion on the 2023/2024 General Purpose and Special Purpose Financial Statements and the Mayor, the Deputy

Mayor, the General Manager and the Responsible Accounting Officer sign the Statements in accordance with Section 413(2)(c) of the *Local Government Act 1993*.

- 5. That Council delegate to the General Manager the authority to finalise the date at which the auditor's report and financial statements are to be presented to the public.
- 6. That Council delegate the General Manager the authority to authorise the 2023/2024 General Purpose and Special Purpose Financial Statements and associated Special Schedules for issue immediately upon receipt of the auditors reports subject to there being no material audit changes or audit issues, in accordance with AASB 110.

**CARRIED UNANIMOUSLY** 

ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 133/24 - DATED AUGUST 19, 2024 -MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 16 MAY 2024

D24/40363 **RESOLUTION** Resolved Minute No. 47641 Councillor D Gallagher moved That Broken Hill City Council Report No.

133/24 dated August 19, 2024, be received.

2. That minutes of the Audit, Risk and Improvement Committee meeting held 15 August 2024 be endorsed.

**CARRIED UNANIMOUSLY** 

ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 134/24 - DATED AUGUST 21, 2024 -UPGRADE TO LAMB OVAL AND DUFF STREET PARK CRICKET NETS D24/40780

#### RESOLUTION Resolved Minute No. 47642

Councillor D Gallagher moved Councillor H Jewitt seconded )

Councillor A Chandler seconded

- 1. That Broken Hill City Council Report No. 134/24 dated August 21, 2024, be received.
- 2. That Council approve the upgrade and installation of upgraded cricket nets for the Lamb Oval and Duff Street Park for the upcoming Cricket Season, due to the removal of cricket nets at both the Willyama High School and Broken Hill High School (as a result of the Willyama High School rebuild and subsequent temporary relocation of the school to Broken Hill High School site).
- 3. That Council delegate to the General Manager authority to increase Council's capital budget by \$130,000 to accommodate the upgrade of the cricket nets, noting that this is within the designated limits of the caretaker period; and authorise such expenditure to occur.

CARRIED UNANIMOUSLY

ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 135/24 - DATED AUGUST 19, 2024 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO.449, HELD ON TUESDAY, 6 AUGUST 2024 D24/40307

RESOLUTION	
Minute No. 47643	
Councillor M Browne moved	)
Councillor H Jewitt seconded	)

# Resolved

- 1. That Broken Hill City Council Report No. 135/24 dated August 19, 2024, be received.
- 2. That Item No.449.10.1 recommendation be received:
  - That Council have further consultation with the resident to seek clarity of the concern raised and that this matter be carried over for determination at the September 2024 meeting.
- 3. That Item No.446.8.3 recommendation be received:
  - The Local Traffic Committee endorses the Traffic Control Plan for the Road Closure Application, which includes closing Sulphide Street between Argent and Crystal Lane, Argent Street between Oxide and Chloride Street and a section of Chloride Street for the street parade during the Broken Heel Festival.
- 4. That Item No.445.10.1 recommendations be received:
  - That the Local Traffic Committee endorse the Traffic Management Plan developed by Council and the actions below to address traffic and pedestrian safety around the Broken Hill High School and Willyama High School site.
    - Install four new refuge islands on Garnet, Wolfram and Kaolin Streets.
    - Upgrade all school signage (29 signs).
    - Organise line marking, with costs for car parks covered by Public Education and other line marking by Council.
  - That the Principals of Broken Hill High School and Willyama High School be advised of the Local Traffic Committee

decision.

- That Item No.445.10.2 recommendation be received:
  - That two of the Taxi bays be changed to Uber and Ride Share bays and signs be installed for a trial period of six months.
  - Following the trial period, the Committee then review to determine if a permanent change is warranted.
- That Item No.446.8.1 recommendation be received:
  - That line marking be painted on the road to narrow the width of Wyman Street at the Oxide Street intersection and the Police be provided the traffic data to undertake inspection of the area at the identified high traffic periods.
- That Item No.446.8.2 recommendation be received:
  - That this matter be referred to the Police to observe the area and that no further action be required by the Local Traffic Committee.
- 8. That Item No.448.8.1 recommendation be received:
  - That the last parking space on Oxide Street, between Wolfram Lane and Mica Street at the Wolfram Lane end, be changed to a 15-minute parking space for a six month trial period.
  - Following the trial period, the Committee then to review to determine if the 15-minute parking space will be made permanent.

CARRIED UNANIMOUSLY

<u>ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 127/24 - DATED JULY 18, 2024 - MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES COMMUNITY COMMITTEE MEETING HELD 9 JULY 2024</u>

D24/35268

# RESOLUTION Resolved Minute No. 47644

- Councillor M Browne moved ) 1. That Broken Hill City Council Report No. Councillor D Turley seconded ) 127/24 dated July 18, 2024, be received.
  - 2. That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community

Committee Meeting held 9 July 2024 be received.

CARRIED UNANIMOUSLY

ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 136/24 - DATED AUGUST 22, 2024 -ACTION LIST REPORT D24/40944 **RESOLUTION** Resolved Minute No. 47645 Councillor D Gallagher moved 1. That Broken Hill City Council Report No. Councillor H Jewitt seconded 136/24 dated August 22, 2024, be received. CARRIED UNANIMOUSLY QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING ITEM 18 - QUESTIONS ON NOTICE NO. 10/24 - DATED AUGUST 05, 2024 - COUNCILLOR QUESTIONS ON NOTICE TAKEN AT THE JULY COUNCIL MEETING D24/38085 RESOLUTION Resolved Minute No. 47646 Councillor R Algate moved 1. That Questions On Notice No. 10/24 dated Councillor M Browne seconded August 5, 2024, be received. **CARRIED UNANIMOUSLY** 

# QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

Nil

## **PUBLIC FORUM SESSION**

Nil.

# **CONFIDENTIAL MATTERS**

Nil.

# **CONCLUSION OF THE MEETING**

As this is the last meeting of the current term of Council, the Mayor thanked Councillors and staff on their achievements throughout a successful term of Council.

There being no further business to consider, the Mayor closed the meeting at 7:48 p.m.

# THE FOREGOING MINUTES WERE READ ) AND CONFIRMED AT THE ORDINARY ) MEETING OF THE BROKEN HILL CITY (COUNCIL HELD AUGUST 28, 2024)

CHAIRPERSON