

GENERAL MANAGER'S REPORT.

Council Chambers
COROWA 2646
11 February 2010

Mayor and Councillors
Corowa Shire Council.

Councillors,

I submit for your information and instructions where necessary the following report for the period ending 16 February 2010.

1. SENIORS WEEK

This year's Seniors Week will be held on 21 to 28 March 2010. The theme for Seniors Week is "Live Life".

To celebrate this week with the Shire's Senior Citizens Council has in previous years held afternoon teas for Corowa and Howlong seniors in the Memorial Hall Corowa and a luncheon for Mulwala citizens at Mulwala.

Council at this meeting will need to consider whether they wish to again hold similar functions or consider other alternative activities for Seniors Week.

For Council's consideration.

2. COLLABORATIVE ARRANGEMENTS

The Department of Local Government has since 2007 been collecting information on collaborate arrangements between Councils within the State.

This information has been placed on a database and details working partnerships between Councils such as ROCs, Alliances and business arrangements.

The Department has recently forwarded a survey to update their database of Council's collaborative arrangements. The survey was completed and returned by the due date of the 5th February last.

For Council's information.

3. INDUSTRIAL RELATIONS

As a result of the recently announced Federal Government *Fair Work Act 2009* the NSW Minister for Industrial Relations has issued an Order which declares NSW Councils outside the national system for the purposes of the new *Fair Work Act 2009*.

Under the previous Government's *Work Choices* legislation there was some confusion as to whether Councils came under the State industrial laws or were covered by *Work Choices*.

Generally Councils believed they were under *Work Choices* however the Unions supported by the NSW Government maintained Councils were under the State Industrial Relations system.

GENERAL MANAGER'S REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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Notwithstanding the new declaration placing NSW Councils under the State Industrial Relations jurisdiction there will be some provisions of the *Fair Work Act 2009* that will apply to Councils.

The Shires Association has advised they will provide information to Councils on what areas of the Federal Industrial Relations laws will apply to Councils in due course.

For Council's information.

4. ANNUAL LEAVE

I will be taking annual leave from 22nd February to the 12th March next.

For Council's information.

5. MEETING DAY

12.00 noon Moira Tourism representatives will be making a presentation to Council on the Moira Tourism Strategy.
12.30 pm Mrs Heather Hall and her husband Bill will be attending lunch with Councillors.
3.00 pm Ms Karen Gardner, Murray Arts will be making a presentation to Council on Murray Arts activities.

6. COMMON SEAL.

The following documents have had the Common Seal of Council affixed since the last meeting and require confirmation by Council:-

21.01.10 Transfer of land to Stub Nominees Pty Ltd.

7. RAFFLES.

Corowa Rutherglen Football/Netball Club 22.01.10, 23.01.10.
Corowa Line Dancing 04.02.10, 05.02.10.
Corowa Cancer Support 12.02.10, 13.02.10.

8. STREET STALLS.

Howlong Netball Club 23.01.10.
St Brigid's Parish 30.01.10.
Grapevine 06.02.10.
Howlong Pre School 13.02.10.

BJ CORCORAN
GENERAL MANAGER

GENERAL MANAGER'S REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

CORPORATE AND COMMUNITY SERVICES REPORT.

Council Chambers
COROWA 2646
11 February 2010

General Manager
Corowa Shire Council

Dear Sir

I submit for your information and instructions where necessary the following report for the period ending 16 February 2010.

1. YARRAWONGA MULWALA VISITOR INFORMATION CENTRE / MOIRA TOURISM

Over the past few months Moira Shire has been proactive in reviewing Tourism initiatives including Visitor Information Centres (VIC's) within Moira Shire.

Their review has included the Yarrawonga Mulwala VIC and has focused development of a Moira Shire Council Tourism strategy, following presentation and adoption of the Moira Tourism Business Plan by Council.

The Mayor, Councillors Doyle and Davey and I have attended several meetings and I have had numerous discussions with Andrew Powrie, Manager Economic Development, Moira Shire and further conversations with key stakeholders including the CEOs of each of the Mulwala Clubs. All Club CEO's have supported the position and direction of Moira Shire.

The Moira Shire should be commended for their proactive approach to this matter. Whilst there is some doubt and resistance from certain members of the Yarrawonga Mulwala Tourism Board I see this as a positive move for Yarrawonga/Mulwala and in particular ensuring the longevity and sustainability of the Yarrawonga Mulwala VIC.

Provided below is a list of recommendation put forward by Moira Shire followed by the anticipated next steps.

- 1. That Moira Shire Council support the Regional Tourism Board Statement of Intent and proposed structure of Tourism in Victoria and NSW.
- 2. Consistent with the draft Memorandum of Understanding the Moira Shire Council employ Moira Tourism Executive Officer and all VIC staff as at 1 July 2010.
- 3. That Moira Shire Council increases the funding to Moira Tourism to \$277,000 to fund the implementation of the Moira Shire Council Tourism Strategy, following presentation and adoption of the Moira Tourism Business Plan by Council.
- 4. That the governance documentation Memorandum of Understanding, Partnership Agreement, Board Charter, etc. as amended be adopted by Council.
- 5. That the Selection Panel for Moira Tourism Board (MTB) be appointed, selection criteria finalised and the advertising process for Board members commence by 28 February 2010.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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- ▣ 6. That the Local Tourism Associations (LTA) be required to meet the following key performance indicators and outcomes as detailed in the Partnership Agreement:
 - Primary task is to service the visitor through the dissemination of quality tourism product;
 - Provide the highest standard of customer service;
 - Maintain a working capital ratio of 105 per cent with all employee entitlements funded and cash backed;
 - All annual debt servicing requirements met to Council;
 - Growth in membership of 15 per cent per annum;
 - Four membership services events during the financial year consistent with the findings of the Moira Shire Council Tourism Strategy;
 - Marketing and events aligned with the Moira Shire Council Tourism Strategy and Moira Tourism Business Plan.
 - ▣ 7. That Moira Shire Council provides direct assistance to assist the LTA's develop their 2010/11 Budget.
 - ▣ 8. That negotiations commence with Yarrawonga Mulwala Tourism (YMT) with respect to the use and rental of the VIC in Yarrawonga.

NEXT STEPS

- ▣ Memorandum of Understanding between Council and Moira Tourism Inc. reviewed in consultation with the Moira Tourism Board including agreement on KPI's.
- ▣ Review of Moira Tourism Statement of Purposes and Rules with recommendations for change to align with Option 4;
- ▣ Finalise Partnership Agreement including review of Moira Shire Tourism Budget and the industry (LTA) budgets;
- ▣ Commence consultation for the Tourism Strategy focusing on the input into the Business Plan.

Representatives from Moira Shire will be attending the Council meeting in order to present their proposal, answer questions and seek Council's commitment to the venture. A copy of the power point presentation will be forwarded to Councillors prior to the meeting in order that they can preview it in detail as it contains a considerable amount of information.

Council this financial year contributed \$41,200 to Yarrawonga Mulwala Tourism. It would be expected under the proposal that Council would now contribute these funds to Moira Tourism who in turn would deliver VIC and Tourism services to Yarrawonga Mulwala.

For Council's consideration.

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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2. TUNZAFUN MULWALA

As requested by Council the matter of the feasibility of purchasing the Tuzafun site has been investigated with the following findings reported for consideration.

The Land in question is Lot 400 DP 823330 occupied by two independent business operations, Tunzafun Amusement Park and Spa Jesaldan.

Prior negotiations between Council, the business operators and the Lands Department have examined opportunities for continued operations of the businesses with a view that outright purchase was too expensive. As a result negotiations continued between the current business operators and Department of Lands with a view to leasing.

As the subject land is on one title Department of Lands is unable to register a lease for only part of the land and is seeking either party to agree to be the head lease holder with an opportunity for the two then to agree to a sublease of the other area essentially arriving at the desired outcome. Alternatively a subdivision separating the land on which the business operates could be undertaken at cost thus enabling separate leases. Any subdivision would be at the cost of the lessees.

The proposed lease amount totals \$26,000 split between the two parties.

In discussions with Doug Evans a price has been suggested as a ball park figure for outright purchase. In discussions with Patty McLellan of Department of Lands I have been unable to confirm this or even confirm the property is in fact available for purchase. The figures suggested include the Health Spa. Does Council wish to purchase this property as well or is it intended that a subdivision should be undertaken to facilitate separation and individual purchase of the Tunzafun site?

Borrowing costs for this project would arguably be prohibitive with repayment on say \$600,000 @ 8% over 20 years being in excess of \$61,000 (principal and interest) or \$48,000 p.a. interest only. Compare this cost to \$26,000 being the proposed lease payments there is a substantial difference.

Furthermore it is difficult to argue that Council should involve itself in property purchase for commercial ventures that are somewhat removed from the core business of Local Government despite what perceived community benefits may be derived from the retention and operation of Tunzafun.

There are many unanswered questions.

Despite this given the nature of the business and the cost of outright purchase of the land it is RECOMMENDED that Council advise Tunzafun Community Group that purchase of the property is not a viable option for Council and therefore suggest Tunzafun Community Group and Spa Jesaldan continue negotiations with the Department of Lands with a view to securing a long term lease either as Head Lessee or under a separate lease following subdivision of the site.

3. ALBURY/COROWA GLIDING CLUB Inc – FINALISATION OF OPERATIONS AT COROWA AIRPORT

In recent times Corowa/Albury Gliding Club Inc have been operating from Benalla Airport due to their declining membership (7) and the changing world of aviation activity. The club has effectively joined with Benalla's 200 members in order to ensure their survival. The Club has been selling off their interests in the 3 hangars they had at Corowa airport and we have been assisting them by entering into new leases with the purchasers. Gordon and Ann

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Cofield, Lloyd Bungey and now the final sale to Ivan Zemanovic & Radim Kurka both being clients of the Australia Soaring Centre from Europe.

Whilst it is disappointing to lose the group on a positive note the ability of the club to on sell their interests to active aviators is extremely pleasing.

The current President of the Corowa/Albury Gliding Club Inc, Eugene Blunt has written to Council thanking Council for the cooperation and assistance they received over their many years of operation here. Eugene reiterated this in his discussions with me and the move was in no way a reflection on the satisfaction enjoyed at Corowa Airport, expressing his disappointment that they were unable to continue operations at Corowa.

Eugene explained the circumstances leading to the departure particularly the labour intensive winch operation which requires at least 3 persons on the ground and is a very time consuming launch method. With the present day preference for tow planes, self launch gliders, ultra & micro light craft it was difficult if not impossible for them to attract new members.

For Council's information.

4. RECONCILIATION AS AT 29 JANUARY 2010

Balance as per Bank Statement :			
General Account	0000 0022	\$	265,122.08
Business Online Saver Account	1042522	\$	2,033,656.94
Cash Deposit Account (CDA)			
Investments		\$	10,309,996.64
		Sub Total	\$ 12,608,775.66
Plus Deposits not yet lodged			
Corowa	29-Jan-10	\$	10,579.66
Mulwala	27-Jan-10	\$	113.00
	28-Jan-10	\$	157.54
Howlong		\$	10,850.20
		Sub Total	\$ 12,619,625.86
Less Unpresented Cheques		\$	17,226.77
Balance as per General Ledger			\$ 12,602,399.09

5. INVESTMENTS HELD 31 JANUARY 2010

The attached list of investment securities is held as at 31 January 2010. Investment of funds on behalf of Council has been undertaken in accordance with the Local Government Act and Regulations.

ID RICH
DIRECTOR CORPORATE AND COMMUNITY SERVICES

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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INVESTMENTS

Investment Type	Institution	Amount Lodged	Date Lodged	Rate	Number of Days	Next Roll	Final Maturity
CDO Flinders AA	ANZ	\$1,500,000.00	22-Dec-09	5.52	89	21-Mar-10	20-Mar-12
CDO BISHOPGATE	ANZ	\$500,000.00	30-Dec-09	5.77	90	30-Mar-10	30-Sep-10
Nexus 4 Topaz Notes	ASX Computershare	\$500,000.00	20-Nov-09	0.00	92	20-Feb-10	23-Jun-15
Term Deposit	LGFS	\$785,000.00	23-Nov-09	4.37	91	22-Feb-10	22-Feb-10
Term Deposit 272400	Westpac	\$2,000,000.00	16-Dec-09	7.00	365	16-Dec-10	16-Dec-10
Term Deposit 26-1146	Westpac	\$1,024,996.64	22-Nov-09	5.15	91	21-Feb-10	21-Feb-10
Term Deposit 26-7820	Westpac	\$2,000,000.00	30-Sep-09	4.95	151	28-Feb-10	28-Feb-10
Term Deposit 26-6828	Westpac	\$1,000,000.00	04-Sep-09	4.80	242	04-May-10	04-May-10
Term Deposit 26-2915	Westpac	\$1,000,000.00	10-Jun-09	4.50	245	10-Feb-10	10-Feb-10
Total		\$10,309,996.64					

DIRECTOR CORPORATE AND COMMUNITY SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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GENERAL MANAGER _____

ENGINEERING SERVICES REPORT.

Council Chambers
COROWA 2646
11 February 2010

The General Manager
Corowa Shire Council

Dear Sir

I submit for your information and instructions where necessary the following report for the period ending 16 February 2010.

1. MATTERS REFERRED FROM THE PREVIOUS MEETING

All matters referred from the January meeting have been attended to.

2. WORKS IN PROGRESS

- a) Melbourne Rd, Bayly Street Roundabout - Mulwala
Negotiations are continuing with the RTA to resolve all contractual issues prior to a works order being issued to commence the works.
- b) Alfred Street Reconstruction - Corowa
Installation of the underground drainage in Alfred Street is now complete. Excavation and removal of the old road pavement has now commenced. Installation of kerb & gutter is programmed for the last week of February.
- c) Cemetery Road Sewer Diversions - Corowa
Design is now complete on the first stage of these works. Negotiations with landowners affected by the works are now finalised. Tender documents are currently being prepared.
- d) Cemetery Road Stormwater Drainage - Corowa
Design is now complete and work is programmed to commence on 16th February on the excavation of the drainage storage and retention basin. Material from the excavation will be used to facilitate the extension of the Corowa Cemetery.
- e) Saleyards Roundabout Drainage - Corowa
Work has commenced to replace some of the deep open drains around this roundabout with underground stormwater pipes. The open drains are a safety hazard and have been difficult to maintain. This work is fully funded by the RTA.
- f) Sturt Street Watermain Replacement - Howlong
Work is continuing on replacement of the watermain in Sturt Street Howlong between Clarke Street West and Hawkins Street.
- g) Meredith Street Drainage Improvements - Howlong
Work is programmed to commence within about 2 weeks on drainage improvements to Meredith Street Howlong. This has been a problem area for some time. Recent storms have again shown the need for the work to be undertaken.

For Council's information.

3. NEW STAFF APPOINTMENTS.

The following staff appointments have been made during the last 3 months.

- (1) Jason Upton - Plant Operator in the town construction gang.

DIRECTOR ENGINEERING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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For Council's information.

4. BRIDGE ROAD CAUSEWAY

The Roads & Traffic Authority has now de-proclaimed the Bridge Road causeway and Sanger Street as State Roads. The Authority has confirmed that it will complete all construction works on the causeway as requested by Council.

These two streets are now Council responsibility.

For Council's information.

5. RAILWAY PEDESTRIAN CROSSINGS

With the re-opening of the Benalla-Oaklands rail line as an operational line, Council has been advised that the Bayly Street cycleway/footpath crossing of the rail line is not constructed to the relevant Australian Standard and as such must either be upgraded to the standard or closed.

Council staff were aware that the construction was not to Australian Standard but considered adequate especially for the little used line.

The Rail Track Corporation has advised that if the crossing is not to the required standard it must be closed once the rail line becomes operative (this is now the case). As a consequence, the Corporation has closed the crossing. This will require cyclists and pedestrians using the cycleway to move onto the road approximately 5 metres north of the "closed crossing" and cross the rail lines with the cars on Bayly Street – a much safer alternative I am sure.

The Corporation has no alternative as this is their only legal option. The cost to upgrade the cycleway is estimated at \$10,000 and there are no available funds at present. The design for the new crossing is nearly complete, and a similar design will be prepared for the Gulai Road crossing at the same time. A series of photographs of a crossing built to the required standard will be displayed at the meeting.

For Council's information.

6. UNITED SERVICES UNION

The United Services Union (USU) has advised that its quarterly meeting dates for delegates and officials are as follows:

25 February 2010
20 May 2010
26 & 27 August 2010 (Annual Conference), and
18 November 2010

Council plant operator Mr Colin Webb is Council's delegate on the Union, and the Union has requested that leave be granted to Mr Webb to attend these meetings and Conference.

Council has for many years granted leave with pay for its delegate to attend the meetings.

IT IS RECOMMENDED that Council grant Mr Webb leave with pay to attend the United Services Union meetings and conference.

DIRECTOR ENGINEERING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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7. COUNTRY ENERGY – COROWA BRANCH

Country Energy's Corowa Staff, with the approval of Country Energy have offered to carry out regular litter removal from the riverfront between the Scout cabin and the lagoon. On behalf of Council I have accepted this fine offer and have offered assistance by placing a 600 litre garbage bin at a suitable location and offered to have this collected as part of Council's regular collections in the area.

IT IS RECOMMENDED that the actions of the Director Engineering Services be endorsed and that Country Energy and the Corowa staff be applauded for their contribution to the beautification of this area.

8. RURAL ADDRESSING

Council is progressing with naming and re-naming roads within the Shire, and with rural addressing.

Three road names proposed by Council were rejected by the NSW Geographical Names Board (GNB) as they were duplicated within the one local government area, and seven more roads were found to be un-named.

A total of ten (10) new road names are proposed and these are as follows:

1. Unnamed formed unsealed lane from Spring Drive to the Boiling Down Creek. The name "Pearces Road" was rejected by GNB.
Proposed name: BOILING DOWN LANE, after the adjacent waterway at the end of this road.
2. Formed unsealed road, formally known as Pearces Road, from Spring Drive to Caringa Lane. The name "Pearces Road" was rejected by GNB.
Proposed name: BONGEROO ROAD, after the nearby property owned by the same family for 100 years.
3. Sealed road previously known as Sanger/Darcy Road or Sanger Road from Old Corowa Road to Narrow Plains Road.
Proposed name: EMU PARK ROAD. It will be a continuation of Emu Park Road.
Some of the property owners adjoining Sanger Road, currently refer to their location as Emu Park Road.
4. Sealed road was formally known as Slaughterhouse Road from Narrow Plains Road to Urana Shire Boundary.
Proposed name: NORWONGA ROAD. This road is to be named after an adjoining property name.
5. Formed unsealed road, unnamed, from Bull Plain Road to Lowdens Road.
Proposed name: LONG PADDOCK LANE. The property on the southern side locally known as The Long Paddock.
6. Unnamed unformed lane south of Buraja Village, from Riverina Highway to western boundary of Buraja Village.
Proposed name: ADLIA ROAD. This name is based for the property on the southern side adjoining the road.

DIRECTOR ENGINEERING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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7. Sealed Regional Road No. 131 from State Highway 20 Road to Urana Shire Boundary, known as Urana Road.
Proposed name: FEDERATION WAY. Previously resolved by Council as part of Federation Way linking the Hume Highway at Wangaratta to the Newell Highway at Morundah.
8. Formed unsealed road known as Talbot Road from Riverina Highway to Emu Park Road. The name "Talbots Road" was rejected by GNB.
Proposed Name: GLENHOPE ROAD. This is the name of a property that adjoins the road.
9. Unsealed formed road that known as Chivells Road, from Filliponi's Road to Balldale - Coreen Road. The name "Chivells Road" was rejected by GNB.
Proposed name: PINELEIGH ROAD. This is the name of a property that adjoins this road.
10. Unnamed unformed lane from Woodlawn to Old Corowa Road.
Proposed name: JUBILEE DOWNS LANE. The Jubilee Downs Public School was on this road. The school opened June 1888 and closed December 1896. The school was for a short period (June to August 1888) also known as Bull Plain Public School.

IT IS RECOMMENDED that Council resolve to accept the above names and advertise them for public comment for a period of 28 days, and if no adverse comment is received the proposed names be forwarded to GNB for approval and gazettal in accordance with the necessary procedures.

9. ROAD CLOSURES

The Land and Property Management Authority has advised Council that it has received applications to close a number of Crown Public roads in the Parishes of Lowes, Sandy Ridges, Corowa and Gray, all in and around the Lowesdale area, and that it also wants to consider the closing of further Crown Public roads and a number of Council Public roads at the same time. The proposals include numerous roads, and a copy of the Lands Office request is included with the agenda for information.

Each of the proposed closures needs to be inspected and a report prepared for Council. The inspections alone will take considerable time and have not yet been commenced.

The Authority advises that it has been "inundated with road closing applications" and has taken the action to facilitate processing of applications that have been delayed.

The Authority has invited Council to make submission within 2 months of the date of advertising (20 December 2009), but has also advised that should Council require additional time to consider the applications then to advise the Authority within the two months.

IT IS RECOMMENDED that the Land and Property Management Authority be advised that Council request an additional two months to consider the request for approval for closure of the roads, and that Council will make its determination at its meeting on 20 April 2010.

10. PLANT QUOTATIONS

Quotations for the purchase of a tracked skid-steer loader have been received and are summarised in the Commercial in Confidence Report to Council.

IT IS RECOMMENDED that Council purchase one only Caterpillar 247B2AC tracked skid-steer loader from WesTrac and enter into a Preventative Maintenance Agreement with WesTrac for the 4000 hour life of the machine.

IT IS RECOMMENDED that Council purchase one pair of aluminium loading ramps at an estimated cost of \$3,000.

11. ALFRED STREET CONSTRUCTION

Drainage works and water mains replacement have been completed. A decision is now to be made whether to commence earthworks, pavement and kerbing and guttering.

Council budget for construction is presently \$200,000 over the 2009/10 and 2010/11 financial years. The estimate for the completed works is being revised to account for several redesigns and tree preservation, and will probably exceed the original estimate of \$200,000.

The committed costing to date is \$73,470 with some cost yet to be charged to the works. The remainder of available funds for the current year is therefore limited to approximately \$20,000. Without additional funds it is not possible to commence any earthworks until the commencement of the next financial year.

IT IS RECOMMENDED that with the concurrence of the General Manager the allocation of \$100,000 proposed for 2010/11 be brought forward so that construction to a primer seal stage can commence.

JJ BABBS
DIRECTOR ENGINEERING SERVICES

ENVIRONMENTAL SERVICES REPORT.

Council Chambers
COROWA 2646
11 February 2010

The General Manager
Corowa Shire Council.

Dear Sir

I submit for your information and instructions where necessary the following report for the period ending 16 February 2010.

1. BUILDINGS.

The following construction certificates are listed for Council perusal.

2009/276	Whitehead Street Corowa	Dwelling
2010/005	78 Hume Street Corowa	Swimming Pool
2010/006	98 Hume Street Corowa	Dwelling Additions
2010/008	2 Heather Circuit Mulwala	Garaport
2010/020	33 Lang Street Mulwala	Dwelling Alterations & Additions
2010/021	41 Corowa Road Mulwala	Ensuite to Caravan Annexe
2010/023	79 Beams Street Mulwala	Dwelling
2010/024	3 Cameron Court Mulwala	Dwelling
2010/015	189 Federation Avenue Corowa	Bathroom Renovation
2010/022	18 Tower Street, Corowa	Enclosed Patio

TOTAL \$\$938,910.00

2. DEVELOPMENT APPLICATION 2009/14 – PRIMITIVE CAMPING GROUND & ANCILLARY FACILITIES - 45 PIMPALA CRESCENT, MULWALA APPEAL TO LAND AND ENVIRONMENT COURT

Mr Matthew Rogers of Kell Moore Lawyers has written to Council advising that he has lodged a Class 1 appeal with the Land and Environment Court on behalf of 111 Investments Pty Ltd.

The claim is an appeal against the refusal by Council of the development application.

An Order has been sought from the Court, that Development Application be approved, and other Orders as the Court deems appropriate.

Council has appointed Blake Dawson Lawyers, to assist with this appeal.

Statements of Facts and Contentions have been exchanged.

Council has received notification that the hearing will be held on 29 and 30 March 2010 at the Albury Court House, with a site inspection occurring at 10:00 am on 29 March 2010.

For Council's information.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

3. DEVELOPMENT APPLICATION FOR WHISKEY AND CHOCOLATE FACTORY, 20-24 STEEL STREET, COROWA

Introduction

This is a report detailing the assessment of a development application for alterations and use of the old flour mill building in Corowa for a whiskey and chocolate factory and ancillary activities. The land to which the application relates ("the subject land") is identified as Lot 12 in DP 1022737 and addressed as 20-24 Steel Street. It is a significant and substantial building located along the western side of the Culcairn-Corowa railway reserve on the fringe of the Corowa township.

The applicant is Indi Architects who the owners of the subject land are Corowa Whiskey and Chocolate. The application is accompanied by detailed plans, a Statement of Environmental Effects (SEE) in accordance with the Environmental Planning and Assessment Act 1979 ("the Act"). A professionally prepared Heritage Impact Statement (HIS) in accordance with the Department of Planning (Heritage Branch) guidelines has also been lodged.

This assessment report has been undertaken independently by town planning consultants Habitat Planning having regard for Council's previous ownership of the building and sale to the current owners.

Description of proposal

The principle purpose of the proposal is to renovate the former flour mill buildings for the purposes of manufacturing malt whiskey and chocolate confectionary. Ancillary to this purpose is the tasting and sale of such produce, a coffee shop, souvenir shop, small function rooms; offices, car parking and toilets. The proposal is essentially contained within the existing buildings and as such the integrity and heritage value is maintained. Plans of the proposal are included as attachments to this report.

The applicant claims the proposal will attract 60,000 visitors per annum at an average of 165 persons per day. Hours of operation are 8.00am to 5.00pm Monday to Friday and 10.00am to 4.00pm on weekends. Employee numbers will range from five to 17 during peak periods. A total of 26 car parking spaces and three bus parking spaces are proposed with provision for more parking if necessary.

Notification process

The development application was notified to adjoining landowners (including Allied Mills and Australian Rail Track Corporation) on the 12th January 2010. No submissions were received.

Assessment

Section 79C of the *Environmental Planning and Assessment Act 1979* requires Council to consider the following matters in assessing development applications. The following assessment focuses on those matters that are relevant or contentious in the context of this particular application.

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

Corowa Local Environmental Plan 1989 ("the LEP")

DIRECTOR ENVIRONMENTAL SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

Having regard for the 4(a) Industrial zoning of the subject land, Council sought advice from its solicitors as to the permissibility of using the mill buildings for the purposes proposed by the applicant. The legal advice given was that the zoning was a problem for some non-industrial elements of the proposal but the provisions of Clause 29 of the LEP (see below) could be used to allow its consideration en toto.

29 Use of conservation areas

Nothing in this plan prevents the Council from granting consent to:

- (a) the use for any purpose of a building within a conservation area or of the land on which that building is erected, or*
- (b) the use for any purpose of a building that is an item of environmental heritage or of the land on which that building is erected, where, in the opinion of the Council:*
- (c) the use would have little or no adverse effect on the amenity of the area, and*
- (d) conservation of the building depends on the Council granting consent in pursuance of this clause.*

The building is a nominated heritage item within the LEP as well as being included on the State Heritage Register. It therefore qualifies for the first part of the clause, leaving Council only to be satisfied that the proposal will have minimal amenity impacts and assist in the conservation of the heritage item if it is to consent to the application.

The author of this report to Council concurs with the legal advice that Clause 29 of the LEP allows for Council to consider the proposal.

Development Control Plan No.5 Conservation Area details a list of matters Council must consider in determining development applications within a Conservation Area. The subject land is not within a Conservation Area and therefore not subject to this DCP.

Council's LEP requires work that is an item of environmental heritage is referred to the Heritage Council before granting any consent. The applicant has referred the proposed works to the Heritage Council and an exemption from the need for a Section 60 approval has been granted subject to conditions.

The environmental, social and economic impacts

These potential impacts are satisfactorily addressed in the Statement of Environmental Effects submitted with the development application. The assessment identified the main environmental impacts and proposed various mitigation measures to accommodate these impacts.

Whilst the mill buildings are surrounded on three sides by residential development, no residence is closer than 75 metres. In most circumstances this would be considered to be an adequate buffer distance between residential and non-residential activities, particularly when the facility will only be operating during the day. However no specific details are given in the SEE as to noise generation or odour from the manufacturing process and as such it would be prudent to include conditions of consent to address these issues in the event that any residential amenity issues arise once the activity has commenced.

Vehicle access to the subject land is proposed via the existing access in Steel Street. The proposed parking arrangements are based on statements in the SEE that the demand for parking will be a maximum of three buses and a minimum of 30 cars. Truck movements associated with the facility are stated as being a maximum of four per week. This level of traffic generation can be accommodated by the existing local street network without compromising its form or function. Likewise the level of traffic generation should not impact detrimentally on residential amenity.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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Plans for the proposal show manoeuvring areas for trucks and buses based on 'three point turns' in order to exit the site. It is preferable that all large vehicle movements be in a forward direction to reduce the risk associated with reversing. Having regard for the generous amount of space available at the front of the premises, it is not unreasonable that the car parking and manoeuvring areas be designed to allow forward movements only by large vehicles.

The appearance of the facility as a whole would be enhanced by landscaping, particularly along the Steel Street frontage. This will also assist in reducing visual amenity impacts on residences opposite. Whilst detailed landscape plans are not necessary, some indication as to extent and type of landscaping would be beneficial for Council.

It is likely there will be a strong positive social and economic impact from the proposal. It will transform a large empty building into a place of activity and social interaction. It will provide employment at both the renovation and operational stages of development and enhance tourism expenditure within Corowa.

The suitability of the site for development.

The site is generally considered suitable for the proposed development because:

- it will ensure the preservation of a heritage item;
- it contains an industrial building for which in part at least is proposed for an industrial use (manufacturing);
- it has sealed road access; and
- it is adequately buffered from surrounding land uses.

Conclusion

The proposal will ensure the conservation of a state and local listed heritage item in the Corowa Flour Mill and as such the prerequisites to utilise Clause 29 of the LEP as the means of Council considering the application, are met.

The information provided with the development application is sufficient for Council to make an informed determination. The SEE indicates that there will be no significant environmental impacts and the HIS concludes that the integrity of the building in regards to heritage will not be compromised. The proposal complies with the statutory requirements with any potential negative impacts addressed by consent conditions. Consequently the application is recommended for approval subject to conditions.

Recommendation

IT IS RECOMMENDED that Council resolve to:

1. Acknowledge that the proposal will ensure the conservation of the mill building that is both a local and state listed heritage item; and
2. That development application No. 2010/003 for the alterations and use of the former flour mill buildings at 20-24 Steel Street, Corowa for whiskey and chocolate manufacturing (and associated activities) be approved subject to the following conditions.

(a) Development and use shall be generally in accordance with the endorsed plans and information submitted with the application, and the following conditions.

-
- (b) Works are to be undertaken in accordance with the drawings titled *Site Plan and Layout Plan*, prepared by Indi Architects, dated 2 and 6 October 2009, and with the *Heritage Impact Statement* dated October 2009 by Deborah Kemp.
- (c) The Section 60 exemption does not allow the removal of State significant archaeological relics. If relics are discovered, work must cease in the affected area and the Heritage Council must be notified in writing in accordance with section 146 of the Heritage Act, 1977. Depending on the nature of the discovery, assessment and possibly an excavation permit may be required prior to the recommencement of excavation in the affected area.
- (d) If any Aboriginal objects are discovered on the site, excavation or disturbance is to cease and the National Parks and Wildlife Division of the Department of Environment and Conservation is to be informed in accordance with section 91 of the National Parks and Wildlife Act, 1974.
- (e) Anything done pursuant to the exemption from Section 60 must be specified, supervised and carried out by people with knowledge, skills and experience appropriate to the work.
- (f) Prior to the commencement of any building works an approved construction certificate is to be lodged with Council.
- (g) Prior to use of the site commencing, the applicant shall submit to Council for approval:
- i. An amended car parking plan demonstrating that all large vehicles can enter and exit the site without the need for a reversing movement.
 - ii. A Landscape Plan for the Steel Street frontage of the site and car park.
- (h) Use of the site to be restricted between 8.00am and 8.00pm. No activity outside these hours is permissible without the further approval of Council.
- (i) The Landscape Plan is to be implemented to Council's satisfaction within 12 months of its approval or commencement of usage of the site, whichever is the sooner.
- (j) The on-site car parking area shall be in accordance with the provisions of Councils "Off Street Car Parking" Code. Note: this includes the requirement that the car park is to be bitumen sealed or hotmix paved.
- (k) The site shall be managed to ensure that all vehicle movements to and from the site are in a forward direction.
- (l) All loading and unloading of vehicles should be undertaken on-site.
- (m) All stormwater drainage generated by the development to be directed to a point of discharge nominated by Council.
- (n) The residential amenity of the surrounding area must not be detrimentally affected by the development.
- (o) Noise generated by the activity must not exceed 5dBA over background noise level at any residence unrelated to the development.
- (p) If requested by Council, the applicant shall undertake an assessment of off-site impacts of odour. Such an assessment shall be at the applicant's expense.
- (q) All wastes generated by the development shall be removed from the site and disposed in accordance with Council requirements.
- (r) All signage not regarded as exempt development shall require the further approval of Council.

- (s) Areas of the building which are to be used for the preparation, storage, handling and manufacture of food shall comply with the provisions of the Food Act 2003 as amended, and Regulations made thereunder and with the Food Standards Code.
- (t) Provide access for people with disabilities to and within the entrance floor and parts of the building as prescribed. (BCA. 03.3).
- (u) Access for people with disabilities is to be provided from the building to the disabled WC.
- (v) A separate Development Application is to be lodged with Council for its consideration before the use of the building is expanded beyond the areas of the building covered by this consent.

FIRE REQUIREMENTS

- (w) As the development will result in a partial change in use, the consent authority i.e. Corowa Shire Council, is required to take into consideration whether the fire protection and structural capacity of the building will be appropriate for the buildings proposed use. To this end the following works are to be carried out prior to occupation of the building:
- i. **REQUIRED EXIT DOORS:** A door in a required exit, forming part of a required exit or in the path of travel to a required exit, must be readily operable without a key from the side that faces a person seeking egress, by a single handed downward action or pushing action on a single device which is located between 900 mm and 1.2 metres from the floor (BCA, D2.21). NOTE: Door must swing in direction of travel (outwards), or a sliding door openable under a force of not more than 110 Newtons. The exit must not be blocked at the point of discharge. Suitable barriers, such as bollards must be provided to prevent vehicles blocking the exit or access to it.
 - ii. **LOCATION OF EXIT SIGN:** Every required exit sign must:
 - be clear and legible;
 - be illuminated at a level clearly visible at all times when the building is occupied by any person having the right of legal entry to the building; and
 - be installed so that if the normal power supply fails, emergency illumination is provided to the sign (BCA,E4.8).
 - iii. **PORTABLE FIRE EXTINGUISHERS:** Provide portable fire extinguishers in accordance with Clause E1.6 of the Building Code of Australia.
 - iv. **EMERGENCY LIGHTING:** An emergency lighting system must be installed:
 - in every storey of a Class 5, 6, 7, 8 and 9 building where the storey has a floor area more than 300m² :-
 - be automatic in operation; and
 - provide sufficient illumination without undue delay for safe evacuation of all areas of the building where it is required; and
 - if it is a central system, be suitably protected from damage by fire (BCA, E4.4(a));
 - must comply with AS 2293-1.
 - v. **EMERGENCY LIGHTING LOCATION:** An emergency lighting system must be installed in every passageway, corridor, hallway or the like, having a length of more than 6 metres from the entrance doorway of any sole occupancy

unit to the nearest doorway opening directly to a road or open space (BCA,E1.4).

- vi. HOSE REELS: Provide adequate hose reels so that the nozzle end of a fully extended fire hose fitted to the reel and laid to avoid any partitions or other physical barriers will reach every part of the floor of the storey (BCA,E1.4).*
 - vii. LOCATION OF HOSE REELS: Hose reels shall be located:*
 - externally; or*
 - internally within 4 metres of an exit; or*
 - any combination of the above (BCA,E1.4(b)).*
 - viii. FIRE HYDRANTS: A suitable fire hydrant system must be provided to serve the building. This is to be designed by a suitably qualified Hydraulic Engineer. Installation is to be in accordance with the requirements of the Building Code of Australia E1.3 and AS 3419.1. A copy of the proposed design is to be submitted to the Principal Certifying Authority. Details (2 sets) prepared by a Hydraulic Consultant shall be submitted.*
 - ix. A smoke detection and alarm system is to be installed throughout the whole building in accordance with the requirements of the BCA Specification E2.2a clause 4.*
 - x. The exit doors and fire hose reels on the eastern side of the building adjacent to the rail platform is to be relocated to the southern wall of the Bond Store.*
 - xi. The loading dock is to be provided with balustrades in accordance with the requirements of the BCA.*
 - xii. All stairways within the occupied portion of the building shall be upgraded to the requirements of the BCA clause 02.13,02.14, 02.15, 02.16 and 02.17.*
 - xiii. FINAL FIRE SAFETY CERTIFICATE: Upon completion of the building the owner shall cause the Council to be furnished with a Certificate in relation to each fire safety measure included in the Schedule attached to the Approval.*
 - xiv. ANNUAL FIRE SAFETY STATEMENT: The owner shall supply to the Council an Annual Fire Safety Statement which is to state that each fire safety measure installed in the building has been inspected and tested by a competent person and that the service was or was not designed, installed and capable of operating at the required standard.*
 - xv. The floors and roof spaces above the souvenir shop, distillery area, chocolate factory and bond store is to be sealed in such a manner as to prevent access by the public and staff other than maintenance/service staff.*
- (x) This approval shall expire if the development hereby permitted is not commenced within two (2) years of the date of consent.*

Reason for Conditions

The above conditions have been imposed:

- 1) To ensure compliance with the terms of the applicable environmental planning instruments;*
- 2) Having regard to Council's duties of consideration under Section 79C of the Environmental Planning and Assessment Act 1979, as well as Section 80A which authorises the imposing of the consent conditions; and*

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3) *Having regard to the circumstances of the case and the public interest.*

4. COMMENCEMENT OF THE SWIMMING POOLS AMENDMENT ACT 2009

Background

Drowning is a leading cause of accidental death in very young children who lack the cognitive and water skills to deal with the danger.

A comprehensive review of the Swimming Pools Act 1992 was undertaken to identify appropriate amendments to enhance the safety of children under the age of five years, around private ('backyard') swimming pools in NSW.

The review considered research which indicates that the risk of toddler drowning is significantly less in pools with stronger barrier requirements. The review also included consultation on reform options with the local government sector, water safety advocacy groups, swimming pool industry groups, State Government agencies, pool owners and others.

Aims of the Amendment Act

The Amendment Act aims to strike a balance between the responsibilities of the State Government, local Councils and individuals in reducing drowning and serious immersion injuries of very young children.

The Amendment Act provides the legislative framework for a high standard of four-sided, child-resistant pool barriers to be consistently applied to all newly constructed private pools in NSW. It also provides appropriate additional mechanisms to encourage compliance with the legislation.

Amendments

Removal of automatic exemptions for new pools

The Amendment Act removes the automatic exemptions from the four-sided barrier requirement for new pools on very small properties (less than 230 square metres), large properties (2 hectares or over) and waterfront properties.

These amendments ensure that, unless specifically exempted under section 22 of the Act, all new pools are separated by a complying barrier from the house, adjoining properties and public spaces at all times.

There is a delayed commencement period for these provisions. Pools for which construction or installation has commenced before 1 July 2010 on a very small property, large property or waterfront property (as defined) can still rely upon an automatic exemption.

The boundary fences and house walls may still be used as part of the swimming pool barrier, as long as they meet the legislative requirements.

Requirement for Councils to investigate complaints

The Amendment Act requires Councils to investigate complaints received about possible non-compliance with the Act.

While most Councils already investigate and resolve such complaints, these amendments ensure that all Councils commence investigation of a written complaint within 72 hours,

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where practicable. This timeframe balances the need for Councils to investigate complaints as quickly as possible while allowing for weekend interruptions and urgent, competing priorities.

A Council may decline to investigate a complaint that is vexatious, misconceived, frivolous or lacking in substance.

Ability for Councils to rectify non-compliant pool barriers

The Amendment Act gives Councils optional power to enter a property to undertake remedial work to rectify deficient pool barriers in situations where the owner has failed to comply with a direction to comply with the Act, or where Councils consider that the requirements of the direction need to be carried out urgently. Before any work is done Councils must serve a notice of intention to carry out the work.

The use of this power is to be strictly limited to situations where non-action poses a significant risk to public safety.

Increase to penalty amounts for offences under the Act

The Amendment Act increases the maximum court-imposed amounts for most offences under the Act from \$1,100 to \$5,500, including failure to provide and maintain a swimming pool barrier to standard and failure to keep gates securely closed when not in actual use.

These penalties have been increased to better align them with the seriousness of the offences and the significant risks they pose to young children.

General duties, including inspections and education

It is a general duty of a Council under section 5 of the Swimming Pools Act to:

- take appropriate steps to ensure that they are notified of the existence of all pools in their areas to which the Act applies;
- promote awareness within their areas of the Act's requirements; and now to
- investigate complaints about breaches of the Act when required to do so.

Swimming Pools Regulation 2008

The Swimming Pools Regulation 2008 was re-made on 1 September 2008. It calls up *AS1926.1-2007 Swimming Pool Safety, Part 1: Safety barriers for swimming pools*, which includes new requirements for non-climbable zones, mesh sizes for fences, retaining walls that form part of a barrier and balconies that project into the pool area.

Further changes to the Regulation consequential to the Act review will be made and these will include an increase to penalty notice amounts and referencing the Standard via the Building Code of Australia commencing after 1 May 2010.

For Council's information.

5. DEVELOPMENT APPLICATIONS.

Since the last Council meeting the following development applications have been determined under delegated authority by the granting of consent subject to conditions.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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DEVELOPMENT APPLICATION REGISTERED NO. 2009/291 R PAYNE

Application for 2 Lot Subdivision on residential land being Lot 3; DP 758726; 33-35 Payne Street, Mulwala.

DEVELOPMENT APPLICATION REGISTERED NO. 2009/296 COROWA SHIRE COUNCIL

Application for Part Road Closure on residential land being Lot 1; DP 1145636; Barnes Street, Mulwala.

DEVELOPMENT APPLICATION REGISTERED NO. 2010/011 PF & MM BOX

Application for Boundary Adjustment on rural land being Lot 562; DP 865047; 'Elouera' Sandy Ridges Road, Ringwood.

DEVELOPMENT APPLICATION REGISTERED NO. 2010/012 CHRIMEL PTY LTD

Application for new dwelling on residential land being Lot 13; DP 1116584; 13 Heather Circuit, Mulwala.

DEVELOPMENT APPLICATION REGISTERED NO. 2010/013 P FILLIPONI

Application for rain water tank on residential land being Lot 13; DP 191795; 37 Walker Street, Corowa.

B PARR
DIRECTOR ENVIRONMENTAL SERVICES

DIRECTOR ENVIRONMENTAL SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

NOXIOUS WEEDS AND ANIMAL INSPECTORS REPORT.

Council Chambers
COROWA 2646
11 February 2010

The General Manager
Corowa Shire Council

Dear Sir

I submit for your information and instructions where necessary the following report for the period ending 16 February 2010.

During the month of January, the following weeds were spot sprayed at the following locations:

Spiny Burr Grass:

- Coreen Balldale Road and all lanes adjacent to this road.
- Coreen township.
- Parts of Daysdale township and lanes adjacent to these roads.
- Parts of Balldale townships and lanes adjacent to these roads.
- Parts of Mulwala township have again been spot sprayed. This is the 3rd time some of these areas have been sprayed.
- Carrols Hill, Spring Drive. This is the 3rd time this road has been spot sprayed.

Bathurst Burr:

- All roads surrounding the Rivalea Meats complex were sprayed, however, a second round of spot spraying will be required. A follow-up property inspection at Rivalea will be required.

I attended the following training:

A follow-up Performance Management workshop on the 4th February 2010. This workshop provided an overview of the changes applicable to applying for grants via the NSW I&I (formerly known as DPI). Each Council will submit their own application with objectives and outcomes to be included by the 23rd March 2010.

A Section 18 notice has been served on a resident in Howlong regarding St Barnaby's Thistle, a declared Noxious Weed. A list of contractors has been provided to the land owner for their attention. In the near future, some landowners will be served with Section 18 notices if they do not comply with regulations.

The annual Murray River inspection from Mulwala to Howlong for aquatic weeds and property inspections commenced from Tuesday 9th February. Due to water levels and other commitments the completion date of this inspection is not yet known.

Water, waste and sewer treatment plants located in Corowa, Mulwala and Howlong are regularly inspected for noxious weeds. The Corowa Aerodrome is also inspected regularly. Once weeds are identified in these locations they are treated appropriately.

Fruit fly control work was undertaken on Friday 5th February in Corowa. This work included replacing bait where necessary. Ian Singleton will be available to attend the meeting and address Council on the fruit fly program.

NOXIOUS WEEDS REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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Howlong and Corowa Commons, Redlands Hill Reserve and other reserves, NSW State Forests (Pine and Redgum) are continuously inspected for noxious weeds in the Corowa Shire. Updates are provided to NSW state authorities regarding Noxious Weeds identified in State Forests.

PATRICK MINOGUE
SHIRE COUNCIL NOXIOUS WEEDS INSPECTOR

NOXIOUS WEEDS REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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MINUTES OF THE COROWA SHIRE AND RUTHERGLEN DISTRICT HEALTH SOCIAL AND COMMUNITY SUPPORT COMMITTEE MEETING HELD IN THE COROWA HOSPITAL MEETING ROOM (OLD WILLETT WING) ON THURSDAY, 4 FEBRUARY 2010 AT 7.32 PM.

PRESENT

Mr Peter Wortmann	Corowa Ambulance (Chairperson)
Mrs Barbara Robinson	Kalianna Community Transport
Mrs May Houlihan	MOW, Corowa Community Transport
Mrs Rosemary Garthwaite	HSM Corowa Hospital
Mr Keith Barber	Local Health Advisory Committee
Mrs Beth Tidd	Corowa Community
Ms Margaret McDonald	Home Care Service
Mrs Marianne Vogel	Corowa Hospital Auxiliary
Councillor Fred Longmire	Corowa Shire Council
Mrs Wendy Thompson	Corowa Shire Council
Mr Bruce Corcoran	Corowa Shire Council
Mrs Gwynneth Handberg	Southern Cross Karinya Apartments

APOLOGIES

RECOMMENDED that the apologies received from Ida Mensforth and Frank Primerano be accepted.

R GARTHWAITE AND B ROBINSON

MINUTES

RECOMMENDED that the Minutes of the Meeting held on 3 December 2009 be adopted.

W THOMPSON AND M VOGEL

PRESENTATIONS BY LOCAL HEALTH SERVICE PROVIDERS.

Councillor Longmire and Keith Barber arrived at the meeting.

Gwynneth Handberg arrived at the meeting.

Kalianna / Community Transport

Barb Robinson provided a written report on the Corowa Social Enterprise Centre forwarded by Oscar Gentner who apologised for not being present at the meeting.

- Oscar advised he was still waiting on the gas company to connect supply to the meter. This will enable the hot water units to be operated ready for occupancy.
- Six offices, two small meeting rooms and one large conference room will be available as soon as possible.
- The criteria for use selection will be disability/aged care clients (emergency) short term respite leasing and in most cases supported in-house (living skill support).
- Stage 1 will be completed by July 2010.
- Stage 2 will be onsite respite and training services.
- Kalianna will commence some disability day programs from the site by the end of March 2010 and will develop these over the next 12 months on a needs basis.

HEALTH SUPPORT COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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- The external garden upgrade will commence in autumn 2010 and be attended to over the coming winter in readiness for the 2010 spring.
- Expressions of interest will be addressed in the next two weeks and additional space will be made available by June 2010.

Corowa Hospital

Rosemary advised acute and emergency departments had been very busy over the past month. Recruiting was continuing and at one stage there were 5 agency nurses which has now been reduced to one. Looking for registered nurses and a person was recruited to the Occupational Therapist position. A contenance nurse position was to be recruited by March. In regard to the nursing home aged beds, a letter had been forwarded to the families earlier in January updating them on the current position. Under the process being followed two of the proposed nursing home bed arrangements had been removed from the list under consideration to be moved to the non-government sector. Currently the situation for staff was very unsettling as to what is going to happen.

On Health One drawings had been finalised and the room layout had been decided. It is proposed tenders be called in March for the construction works. Improvements to security had been made at the hospital.

Advisory Committee

Keith Barber advised Heather Gray had been seconded to Sydney for three months. On the evidence so far it seemed the NSW Government is intent on implementing the Garling Report recommendations. A meeting was to be held in Deniliquin shortly to provide information to the Chief Executive and other Department of Health officers in regard to hospital and the areas activities.

Southern Cross Karinya Apartments

Gwynneth Handberg advised things were progressing well and the new Site Manager had settled in. Promotion of the independent units was to be undertaken. They were also experiencing shortage of registered nurses. Gwynneth also confirmed that she intended to follow up with Council the closing of the end Guy Street and transfer of land which had been agreed with Council.

Home Care

Marg McDonald advised they were having an auction on Saturday 6th February to raise funds for the Relay for Life.

Hospital Auxiliary

Marianne Vogel advised their first meeting was to be held on 8th February and the Auxiliary with the ResusaAnny and the beds had provided funding of \$23,000 to the hospital.

Council

Councillor Longmire advised the committee of the current situation relating to the Howlong Oolong Aged Care facility.

Interagency

Discussion at the Interagency meeting centred around DoCs reporting process for children's issues, support for young parents and the direction of the Baby Cues program and Gateway Community Health had prepared an information brochure on Young Women's Business

taking into account sexual health, parenting, personal support needs and post natal depression.

Wendy Thompson, Social and Community Planning Officer

Wendy advised the meeting of two Art Start projects involving the skate park and Unit Y. It was very pleasing to see 65 in attendance at the skate park project. Funding had been received from Nestle to assist in an environmental project at the lagoon. Under this project involving the schools a day was to be held on 22nd April involving tree planting and landscaping.

Ambulance

The Chairperson advised the number of officers at Yarrawonga had been increased.

GENERAL BUSINESS

Meals on Wheels

Problems have arisen in relation to the delivery of Meals on Wheels to Mulwala. Wendy Thompson was to follow up this matter to obtain further information.

NEXT MEETING

The next meeting of the Committee is to be held on Thursday, 4 March 2010 at 7.30 pm.

Beth Tidd advised she would be an apology.

There being no further business the meeting terminated at 8.37 pm.

MINUTES AND REPORT OF A MEETING OF THE POLICY AND RESOURCE COMMITTEE HELD IN THE COUNCIL CHAMBERS, COROWA ON MONDAY, 8 FEBRUARY 2010 AT 4.00 PM.

PRESENT

The Mayor, Councillor GJ Poidevin (Chairperson), Councillors WB Bott AM, DJ Davey, FT Longmire, MS Shields and NW Wales APM.

ALSO PRESENT

Mr BJ Corcoran (General Manager), Mr B Parr (Director Environmental Services), Mr JJ Babbs (Director Engineering Services) and Mr ID Rich (Director Corporate and Community Services).

APOLOGIES

RECOMMENDED that the apology received from Councillor GE Law be accepted and leave of absence granted.

COUNCILLORS SCHIRMER AND WALES

1. GENERAL MANAGER'S REPORT

(1) Water Restrictions

RECOMMENDED that Council confirm the introduction of Stage 2 water restrictions within the Shire and for consistency the requirements to be applied be similar where possible to Albury City Council.

COUNCILLORS SCHIRMER AND DAVEY

4.10 pm Councillor Bott arrived at the meeting.

4.30 pm Councillor Doyle arrived at the meeting.

(2) Draft Sanger Street Banner Policy

RECOMMENDED that the Draft Sanger Street Banner Policy be adopted and placed on public exhibition for comment.

COUNCILLORS SHIELDS AND LONGMIRE

2. DIRECTOR CORPORATE SERVICES REPORT

(1) Laptops for Councillors

RECOMMENDED that Council proceed with funding from the Office Reserve for the provision of laptops by Councillors under either lease back or outright purchase arrangements to facilitate the electronic delivery of agendas and emails.

COUNCILLORS SHIELDS AND DAVEY

POLICY AND RESOURCE COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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3. DIRECTOR ENVIRONMENTAL SERVICES REPORT

(1) Location of Open-Space on River Frontage Land

RECOMMENDED that the matter be held over until a Development Control Plan (DCP) for the areas of riverfront land between Banksia Drive and Lone Pine Avenue and adjoining areas is prepared for consideration by Council and that no further areas be included in this DCP process as Council believes there is no opportunity to practically link riverfront land for public access to the River.

COUNCILLORS LONGMIRE AND SHIELDS

There being no further business the meeting terminated at 6.38 pm.

POLICY AND RESOURCE COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

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MINUTES AND REPORT OF BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE MEETING HELD AT THE COUNCIL CHAMBERS, COROWA ON WEDNESDAY, 10 FEBRUARY 2010 AT 8.00 AM.

PRESENT

Mayor Councillor Gary Poidevin (Chairperson), Councillor Mark Shields, Councillor Gail Law, Councillor Daryl Davey, Peter Duncan, Bernie Hemphill, Marjory Johns, Kristy Kay, Craig Spencer and Bruce Corcoran.

APOLOGIES

RECOMMENDED that the apologies received from Councillor Fred Longmire, Gary Pysing, Dario Prighel and Erica Naughtin be accepted.

COUNCILLORS SHIELDS AND LAW

The Mayor welcomed Bernie Hemphill to his first meeting of BCHM.

MINUTES

The minutes of the meeting held on 13 January 2010 were confirmed.

COUNCILLOR DAVEY AND P DUNCAN

Craig Spencer arrived at the meeting.

SHIRE EVENTS COORDINATOR

Discussion was held on the need for an Events Coordinator for the Shire, further information is to be provided to the next meeting of the committee.

150 YEAR CELEBRATIONS

RECOMMENDED that the Friends of the Library be contacted concerning their interest in digitalising the historical photos of Corowa provided for the 150 Year Celebrations and possibly at a later date expanding this project to include historical photos of the whole Shire.

M JOHNS AND COUNCILLOR LAW

NSW BUSINESS CHAMBER

Information was provided to the committee on the NSW Business Chamber and the support it offers to businesses. Currently the Corowa Chamber of Commerce subscribe to this organisation and the Chamber was going to investigate what assistance Council could provide to local businesses in requesting assistance from the NSW Business Chamber.

FAIR WORK WORKSHOP

RECOMMENDED that BCHM convene a morning workshop on the new Fair Work Act legislation and how it affects employers.

BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

SHIRE BUSINESS AWARDS

This matter was left for further consideration on the Customer Services Survey results being received.

ECONOMIC DEVELOPMENT MANAGER'S REPORT

Discussion was held on the progress with the Flour Mill, the Mulwala Bayly Street roundabout and Moira Tourism's proposal.

RECOMMENDED that the Economic Development Manager's report comprising 72 items be adopted.

COUNCILLORS LAW AND SHIELDS

NEXT MEETING

The next meeting of the Committee is to be held on Wednesday, 10 March 2010 in Corowa commencing at 8.00am.

There being no further business the meeting was terminated at 9.50 am.

BUSINESS COROWA HOWLONG MULWALA STEERING COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

MINUTES AND REPORT OF A MEETING OF THE TRAFFIC COMMITTEE HELD IN THE COUNCIL CHAMBERS, COROWA ON WEDNESDAY, 10 FEBRUARY 2010 AT 10.30 AM

PRESENT

Mayor Cr G Poidevin, Councillor Daryl Davey, Councillor M Shields, Councillor Norm Wales, Ms Suzie Lyons (RTA), Sgt Steve Schausinger (Albury Police), Mrs Shirley Nolan and Mr John Babbs (Director Engineering Services).

1. TEMPORARY ROAD CLOSURE – SANGER STREET, COROWA
COROWA AUTOFEST – 27 February 2010

The Committee concurs with Council proposal and TCP to close Sanger Street between 4.00pm Saturday 27 February and 1.00am Sunday 28 February 2010.

2. TEMPORARY ROAD CLOSURE – SANGER STREET, COROWA
BILLY CART CHAMPIONSHIPS – 3 April 2010

The Committee concurs with Council proposal and TCP to close Sanger Street from River Street to Mary Street on Saturday 3 April 2010 between the hours of 7.00am and 2.00pm.

3. TEMPORARY ROAD CLOSURE – SANGER STREET AND ROUNDABOUT AT FEDERATION AVENUE COROWA
ANZAC DAY MARCH – 25 April 2010

The Committee concurs with Council proposal and TCP to close Sanger Street from River Street to Federation Avenue and the roundabout at Federation Avenue on Sunday 25 April 2010 between the hours of 10.00am and 12 noon.

4. TEMPORARY ROAD CLOSURE – LARMER STREET, HOWLONG
ANZAC DAY MARCH – 25 April 2010

The Committee concurs with Council proposal and TCP to close Larmer Street from Hawdon Court to Hawkins Street on Sunday 25 April 2010 between the hours of 10.00am and 12 noon.

5. TEMPORARY ROAD CLOSURE – HAWKINS STREET, HOWLONG (SH20)
“MUTTS IN MAY” CARNIVAL – Sunday 2 May 2010

The Committee concurs with Council proposal and TCP to close Hawkins Street from Sturt Street to Hume Street on Sunday 2 May 2010 between the hours of 9.00am and 5.00pm.

6. TEMPORARY ROAD CLOSURE – JOHN STREET, COROWA
ST. MARY’S PRIMARY SCHOOL – Long term closure

The Committee concurs with Council proposal to close John Street from Mary Street to Alice Street, adjacent to the St Mary’s Primary School, for the duration of building activities at the school subject to RTA approval of Council’s TCP.

7. COROWA SOUTH PUBLIC SCHOOL

The Committee concurs with the request for installation of a bus zone to operate between the hours 8.30 and 9.30am, and 3.00pm and 4.00pm on school days, subject to submission of a site plan to RTA for approval.

TRAFFIC COMMITTEE REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____

8. COROWA SHIRE COUNCIL

(Request installation of 50/80 speed restriction signs on Nixon Street, Corowa, at a point 670m west of Federation Avenue.)

RECOMMENDED that Council request the RTA to conduct a speed review of Nixon Street and Cemetery Road with a view to formalising speed zones in these areas.

9. COROWA SHIRE COUNCIL

SH20 and Ashford Road intersection, 750m east of Holbeach Street, HOWLONG.

RTA and Police to inspect the intersection of SH20 and Ashford Road with a view to recommending measures to improve safety at this site.

10. MOTOR VEHICLE CRASHES AND COUNCIL/POLICE CO-OPERATION

RECOMMENDED that Council contact REROC to seek information on the progress by REROC in developing a Memorandum of Understanding between Police and local Councils regarding notification of traffic crashes on regional and local roads.

11. RAILWAY CROSSINGS – BENALLA TO OAKLANDS RAIL LINE

Following the gauge standardisation of this line, the contractor is required to ensure that all crossings comply with the Australian Standard AS1742.7 (2007) Appendix D. The contractor submits that 8 rail crossing will require STOP signs.

RECOMMENDED that the proposals by DownerEDI Works be accepted with the proviso that the signs proposed for Chainage 275.583 should be erected at crossing chainage 276.288. (Crossing 275.583 is to private property and is not a road).

12. BAYLY STREET, MULWALA - SPEED SIGN

Councillor Davey reported that a 50kmph sign on Bayly Street had poor visibility due to its location and because it shared a post with another sign.

RECOMMENDED that the site be inspected by Council and RTA and appropriate action to rectify the situation be taken.

13. TEMPORARY SPEED RESTRICTION – AUTOFEST

RECOMMENDED that the 80 kmph speed restriction on Redlands Road be reduced to 60kmph for the period of the Autofest from 4pm Friday 26 February 2009 to 9.00am Monday 1 March 2009 and that Council prepare a Traffic Control Plan to RTA for approval.

There being no further business the meeting terminated at 11.30 am.

PRECIS OF CORRESPONDENCE REQUIRING COUNCIL ACTION AND FOR INFORMATION1. SHIRES ASSOCIATION

Requesting assistance with Murray Shire Council's legal costs of \$171.76. A copy of the information relating to the Court case is included with the agenda.

2. STATE WATER

Advising Council of proposed activities on the Hume Dam as part of the ongoing dam improvement program. A copy of this letter is included with the agenda.

3. COROWA SHIRE RESCUE COMMITTEE

Requesting Council's assistance in relation to street numbering and signage. A copy of this letter is included with the agenda.

4. RENNIE RESERVE TRUSTEES

Requesting Council to make an allocation from its budget to assist with annual maintenance at the Rennie Recreation Reserve. A copy of this letter is included with the agenda.

5. NORTH EASTERN DISTRICT LADIES GOLF ASSOCIATION

Seeking sponsorship for the District team to play in Melbourne in September. A copy of this letter is included with the agenda.

6. DOUG EVANS

Acknowledging that a new Citizen of the Year for 2010 is to be awarded and thanking Council for the opportunity to be the Mulwala Citizen of the year over the past year. A copy of this letter is included with the agenda.

7. MULWALA PROGRESS ASSOCIATION

Forwarding a copy of the minutes of their meeting held on 1 February 2010. A copy of these minutes is included with the agenda.

CORRESPONDENCE PROVIDED FOR COUNCIL'S ACTION AND INFORMATION AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 16 FEBRUARY 2010.

MAYOR _____

GENERAL MANAGER _____