



# Agenda and Business Paper

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## Ordinary Meeting of Council

To be held on  
**Monday 26 August 2024**  
at 6.00pm

Civic Centre cnr Baylis and Morrow Streets,  
Wagga Wagga NSW 2650 (PO Box 20)  
P 1300 292 442  
P [council@wagga.nsw.gov.au](mailto:council@wagga.nsw.gov.au)

[wagga.nsw.gov.au](http://wagga.nsw.gov.au)

## **NOTICE OF MEETING**

The proceedings of all Council meetings in open session, including all debate and addresses by the public, are recorded (audio visual) and livestreamed on Council's website including for the purpose of facilitating community access to meetings and accuracy of the Minutes.

In addition to webcasting council meetings, audio recordings of confidential sessions of Ordinary Meetings of Council are also recorded, but do not form part of the webcast.



**Peter Thompson**  
General Manager

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## **WAGGA WAGGA CITY COUNCILLORS**



**Councillor Dallas Tout  
(Mayor)**

Councillor Dallas Tout was elected to Council in 2012 and was elected Mayor in 2022.



**Councillor Amelia Parkins  
(Deputy Mayor)**

Councillor Amelia Parkins was elected to Council in 2021 and was elected Deputy Mayor in 2023.



**Councillor Georgie Davies**

Councillor Georgie Davies was elected to Council in 2021.



**Councillor Richard Foley**

Councillor Richard Foley was elected to Council in 2021.



**Councillor Michael Henderson**

Councillor Michael Henderson was elected to Council in 2021.



**Councillor Rod Kendall**

Councillor Rod Kendall was elected to Council in 2004 and was elected Mayor in 2012 – 2015.



**Councillor Tim Koschel**

Councillor Tim Koschel was elected to Council in 2016.



**Councillor Jenny McKinnon**

Councillor Jenny McKinnon was elected to Council in 2021 and was elected Deputy Mayor in 2022 – 2023.

## **STATEMENT OF ETHICAL OBLIGATIONS**

Councillors are reminded of their Oath or Affirmation of Office made under Section 233A of the Local Government Act 1993 and their obligation under Council's Code of Conduct to disclose and appropriately manage Conflicts of Interest.

## **QUORUM**

The quorum for a meeting of the Council, is a majority of the Councillors of the Council, who hold office for the time being, who are eligible to vote at the meeting.

## ORDINARY MEETING OF COUNCIL AGENDA AND BUSINESS PAPER

MONDAY 26 AUGUST 2024

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## **ACKNOWLEDGEMENT OF COUNTRY**

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities

## **REFLECTION**

Councillors, let us in silence reflect upon our responsibilities to the community which we represent, and to all future generations and faithfully, and impartially, carry out the functions, powers, authorities and discretions vested in us, to the best of our skill and judgement.

## **APOLOGIES**

## **CONFIRMATION OF MINUTES**

### **CM-1          ORDINARY COUNCIL MEETING - 7 AUGUST 2024**

#### **Recommendation**

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 7 August 2024 be confirmed as a true and accurate record.**

## **Attachments**

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## **DECLARATIONS OF INTEREST**

## **REPORTS FROM STAFF**

### **RP-1      DA24/0188 - ALTERATIONS AND ADDITIONS INCLUDING RETENTION OF HOME HOTEL, GROUND FLOOR COMMERCIAL TENANCIES, OFF-STREET PARKING, SHOP TOP HOUSING (LEVELS 1-4) AND STRATA SUBDIVISION**

**Author:** Emma Molloy  
**General Manager:** Peter Thompson

#### **Summary:**

The report is for a development application and is presented to Council for determination. The application includes a request for a variation of a development standard under the provisions of clause 4.6 of the Wagga Wagga Local Environmental Plan (LEP) 2010. The variation is over 10%.

Section 4.1 of the Department of Planning and Environment document “*Guide to Varying Development Standards (November 2023)*”, states that a variation of over 10% in a regional location is to be determined by Council.

The details of the variation are contained within the attached Section 4.15 Assessment Report.

A full assessment of the development application, including an assessment of the request for variation to the development standard under Clause 4.6 of the LEP 2010, is provided as an attachment to this report.

#### **Recommendation**

That Council approve DA24/0188 for Alterations and additions including retention of Home Hotel, ground floor commercial tenancies, off-street parking, shop top housing (levels 1-4) and strata subdivision at 142, 146-150 Fitzmaurice Street, Wagga Wagga (Lot 1 DP82415, Lot 1 DP8430 and Lot 1 DP655798) subject to the conditions outlined in the Section 4.15 Assessment Report.

#### **Development Application Details**

<b>Applicant</b>	Takajo Nominees Pty Ltd
<b>Owner</b>	Takajo Nominees Pty Ltd
<b>Directors</b>	Paul and Judith Galloway
<b>Development Cost</b>	\$15,700,000
<b>Development Description</b>	Alterations and additions including retention of Home Hotel, ground floor commercial tenancies, off-street parking, shop top housing (levels 1-4) and strata subdivision.

## Report

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### Site Location

The subject site comprises of three lots being:

- Lot 1 DP82415 known as 142 Fitzmaurice Street
- Lot 1 DP8430 known as 142 Fitzmaurice Street
- Lot 1 DP655798 known as 146 – 150 Fitzmaurice Street



The site is located on the corner of Fitzmaurice and Kincaid Streets and is within the Heritage Conservation Area. The site currently contains an existing building known as the “Home Hotel”. The Home Hotel commenced trading in 1875 in a single storey brick building. The second storey was added in 1927.

The surrounding locality comprises of a variety of uses reflective of the sites location within the CBD. The built form within the locality is reflective of Wagga’s early town centre. To the east of the site is the “Prince of Wales Hotel” a listed item within Schedule 5 of the LEP and to the south is Uneke which contains a two storey brick building constructed in 1911.

### Assessment

- The application seeks consent for (3D render shown below):
  - Demolition of the later additions to the north and west.
  - Construction of a five storey building to include:
    - Ground floor commercial tenancy, carparking and services
    - 4 levels of 19 shop top housing units including:
      - 3 x 1 bedroom units
      - 8 x 2 bedroom units
      - 8 x 3 bedroom units
    - Communal areas to include open garden space and common rooms
  - Strata subdivision.



- The site is located within the E2 – Commercial Core. The development is characterised as “shop top housing” which is permissible within the zone.
- The development is generally consistent with the provisions of the LEP with the exception of a proposed variation in regard to Clause 4.3.
- The variation is in regard to Clause 4.3 Height of buildings. It is proposed to vary the standard to allow for a maximum building height of 23 metres which is a variation of 7 metres (16 metres is the maximum). The variation has been assessed in accordance with Clause 4.6 it is satisfied that there are sufficient environmental planning grounds to justify the variation and that strict compliance with the standards would be unreasonable in the circumstances. It is also satisfied that the development, incorporating the variations, will meet the public interest test required under the clause. An appropriate degree of flexibility has been applied to the standards and it is recommended that the variations be supported.
- The development complies with Chapter 4 of State Environmental Planning Policy (Housing) 2021 (SEPP). In accordance with the SEPP, the quality of the design of the development has been evaluated against the design principles for residential apartment development set out in Schedule 9 of the SEPP and also the relevant sections and objectives of the NSW Government Apartment Design Guideline (as assessed within the s4.15 report).
- The development is generally consistent with the DCP as assessed within the attached s4.15 report.
- No submissions were received during the notification period.
- Having regard for the information contained in the attached Section 4.15 assessment report, it is considered that the development is acceptable for the following reasons and recommended for approval.

### Reasons for Approval

- The application is for alterations and additions to an existing building and shop top housing in the E2 Commercial Centre which is permitted with consent.
- The development complies with the requirements of the Environmental Planning and Assessment Act 1979, the State Environmental Planning Policy (Housing) 2021 and will not compromise the outcomes sought within the Wagga Wagga Local Environmental Plan 2010.
- An assessment of the application against the relevant provisions within the Wagga Wagga Development Control Plan 2010 demonstrates that the proposed development will not cause any significant adverse impacts on the surrounding

natural environment, built environment, infrastructure, community facilities or local character and amenity.

## Financial Implications

N/A

## Policy

State Environmental Planning Policy (Housing) 2021  
Wagga Wagga Local Environmental Plan 2010  
Wagga Wagga Development Control Plan 2010

## Link to Strategic Plan

## The Environment

Objective: Future growth and development of Wagga Wagga is planned for in a sustainable manner

Ensure sustainable urban development

## Risk Management Issues for Council

Approval of the application is not considered to raise risk management issues for Council as the proposed development is consistent with SEPP (Housing) 2021, LEP and DCP controls.

## Internal / External Consultation







Full details of the consultation that was carried out as part of the development application assessment is contained in the attached s4.15 Report.

	Mail			Traditional Media			Community Engagement				Digital					
	Rates notices insert	Direct mail	Letterbox drop	Council news	Media release	Media opportunity	TV/radio advertising	One-on-one meeting(s)	Community meeting(s)	Stakeholder workshop(s)	Drop-in session(s)	Survey/feedback form(s)	Have your Say	Email newsletter	Social media	Website
Inform		<input checked="" type="checkbox"/>														<input checked="" type="checkbox"/>
Consult		<input checked="" type="checkbox"/>														<input checked="" type="checkbox"/>
Involve																
Collaborate																
Other methods (please list specific details below)																

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## Attachments

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1. DA24\_0188\_Submitted Statement of Environmnental Effects - Provided under separate cover  

2. DA24\_0188\_Statement of Heritage Impact - Provided under separate cover  

3. DA24\_0188\_Clause 4.6 Variation Justification - Provided under separate cover  

4. DA24\_0188\_ ADG Compliance Summary - Provided under separate cover  

5. DA24\_0188\_Plans - Provided under separate cover  

6. DA24\_0188 - s4.15 Assessment Report - Provided under separate cover  




**RP-2      DA23/0588 - SELF STORAGE UNITS AND SIGNAGE, 226-236 HAMMOND AVE, EAST WAGGA WAGGA NSW, LOT 31 DP 874819 AND LOT 32 DP 874819**

**Author:** Victoria Rice  
**General Manager:** Peter Thompson

**Summary:**

The report is for a development application and is presented to Council for determination.

In accordance with the provisions of POL 046 'Processing Development Applications lodged by Councillors, Staff and Individuals of Which a Conflict of Interest May Arise, or on Council Owned Land Policy' the Development Application is required to be referred to Council for determination. A director of the company that is the owner of the land on which this application is made is a current Councillor. In addition, a different director of the landowning company is a relative of a current Councillor.

The proposed development seeks consent for demolition of an existing shed, earthworks, construction of 1,030 self-storage units and signage.

A full assessment of the Development Application is contained within the attached Section 4.15 Assessment Report.

**Recommendation**

That Council approve DA23/0588 for demolition of an existing shed, earthworks, construction of 1,030 self-storage units and signage at 226-236 Hammond Ave, Wagga Wagga NSW 2650 (Lot 31 DP 874819 and Lot 32 DP 874819) subject to the conditions outlined in the Section 4.15 Assessment Report.

**Development Application Details**

<b>Applicant</b>	JLM Commercial Pty Ltd
<b>Owner</b>	Wollundry Investments Pty Ltd
<b>Directors</b>	Richard Pottie John Tyrrell Allen Thompson Robert Davies Christopher Chamberlain Rodney Kendall
<b>Development Cost</b>	\$6,620,000.00
<b>Development Description</b>	Self-storage units and signage

## Report

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### Key Issues

- Traffic and access
- Flooding

### Site Location

The subject site is known as Lot 31 DP 874819 and Lot 32 DP 874819 located at 226-236 Hammond Ave, Wagga Wagga NSW 2650. DA22/0346 approved a boundary adjustment to create a right of way either side of a lot. The lot at the front will accommodate a service station and this lot will be accessed by right of ways either side.

The site is approximately 3.36ha and is elevated from Hammond Avenue, the site is relatively flat. The site contains some vegetation and a large shed on the site which will be demolished as part of this development.

The locality is generally industrial/large floor area commercial in nature, with surrounding uses including an iron foundry and an electrical contractor. Opposite the site to the north is rural land.



### Assessment

- The Development Application seeks consent for demolition of an existing shed, earthworks, construction of 1,030 self-storage units and signage. The development will be constructed in four stages as follows:
  - Stage 1; Building A-D, demolition of the existing shed and erection of signage.
  - Stage 2; Building E-H.
  - Stage 3; Building I-K.
  - Stage 4; Building L-N.
- The site is zoned E3 Productivity Support under the provisions of the Wagga Wagga Local Environmental Plan 2010.
- Self-storage units are a type of storage premises and are permitted with consent

in the E3 zone.

- Two wall signs are proposed on the northern elevation. This is a variation to the Wagga Wagga Development Control Plan 2010 controls which permit a maximum of one wall sign per elevation. It is considered due to the size of the site, setback of the building from the street and positioning behind the proposed service station that two signs are not excessive and the impacts are acceptable. The variation is recommended for approval.
- The proposal is located on land subject to flooding in both 1% riverine flood events and 1% major overland flow flood events. A Flood Impact Assessment was submitted with the Development Application demonstrating the development results in only very minor additional flooding (10-30mm) in a 1% riverine flood event, on a small area of adjoining land, clear of any existing buildings. The impact of flooding on adjoining land is otherwise reduced in a 1% event. Flooding impacts have been assessed and are considered acceptable subject to the imposition of relevant conditions of consent.
- The development relies on access, including works within the road reserve, approved as part of the adjacent recently approved service station development. Conditions of consent have been recommended requiring the completion of these works prior to the release of the Occupation Certificate.
- The development complies with the controls of the Wagga Wagga Local Environmental Plan 2010 and generally with the controls of the Wagga Wagga Development Control Plan 2010 (noting comments regarding signage).
- No public submissions were made during the notification period.

A complete assessment of the Development Application under Section 4.15 of the Environmental Planning and Assessment Act 1979 is provided under separate cover. Having regard to the information contained in the attached Section 4.15 assessment report, it is considered that the development is acceptable for the following reasons and recommended for approval.

### **Reasons for Approval**

1. The proposed development is consistent with the provisions of the Wagga Wagga Local Environmental Plan 2010.
2. The proposed development is consistent with the controls and matters for consideration in relevant State Environmental Planning Policies.
3. The proposed development is generally consistent with the objectives and controls of the Wagga Wagga Development Control Plan 2010 and the impacts are acceptable.
4. The development has been assessed as being consistent with the public interest.

### **Financial Implications**

N/A

### **Policy**

Wagga Wagga Local Environmental Plan 2010  
State Environmental Planning Policy (Transport and Infrastructure) 2021  
State Environmental Planning Policy (Industry and Employment) 2021  
State Environmental Planning Policy (Resilience and Hazards) 2021  
Wagga Wagga Development Control Plan 2010

## Link to Strategic Plan

### The Environment

Objective: Future growth and development of Wagga Wagga is planned for in a sustainable manner

Ensure sustainable urban development

### Risk Management Issues for Council

Refusal of the application may result in an appeal process to the Land and Environment Court which will have to be defended by Council. The reasons for refusal will have to be justified and withstand scrutiny and cross examination in Court.

Approval of the application is not considered to raise risk management issues for Council as the proposed development is generally consistent with LEP and DCP controls and the proposed variations, where supported, have been fully assessed and justified.




### Internal / External Consultation

Full details of the consultation that was carried out as part of the development application assessment is contained in the attached s4.15 Report.

	Mail			Traditional Media			Community Engagement			Digital						
	Rates notices insert	Direct mail	Letterbox drop	Council news	Media release	Media opportunity	TV/radio advertising	One-on-one meeting(s)	Community meeting(s)	Stakeholder workshop(s)	Drop-in session(s)	Survey/feedback form(s)	Have your Say	Email newsletter	Social media	Website
Inform																
Consult		<input checked="" type="checkbox"/>														<input checked="" type="checkbox"/>
Involve																
Collaborate																
Other methods (please list specific details below)																

### Attachments

1. DA23/0588 - Section 4.15 Assessment Report - Provided under separate cover
2. DA23/0588 - Plans - Provided under separate cover

3.  DA23/0588 - Statement of Environmental Effects - Provided under separate cover
4.  DA23/0588 - Traffic Report - Provided under separate cover
5.  DA23/0588 - Flood Assessment - Provided under separate cover

**RP-3 FINANCIAL PERFORMANCE REPORT AS AT 31 JULY 2024****Author:** Carolyn Rodney

**Summary:** This report is for Council to consider information presented on the 2024/25 budget and Long-Term Financial Plan, and details Council's external investments and performance as at 31 July 2024.

**Recommendation**

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That Council:

- a approve the proposed 2024/25 budget variations for the month ended 31 July 2024 and note the balanced budget position as presented in this report
- b approve the proposed budget variations to the 2024/25 Long Term Financial Plan Capital Works Program including new projects and timing adjustments
- c note the Responsible Accounting Officer's reports, in accordance with the *Local Government (General) Regulation 2021* (Part 9 Division 3: Clause 203) that the financial position of Council is satisfactory having regard to the original estimates of income and expenditure and the recommendations made above
- d note the details of the external investments as of 31 July 2024 in accordance with section 625 of the *Local Government Act 1993*
- e accept the grant funding offers as presented in this report

**Report**

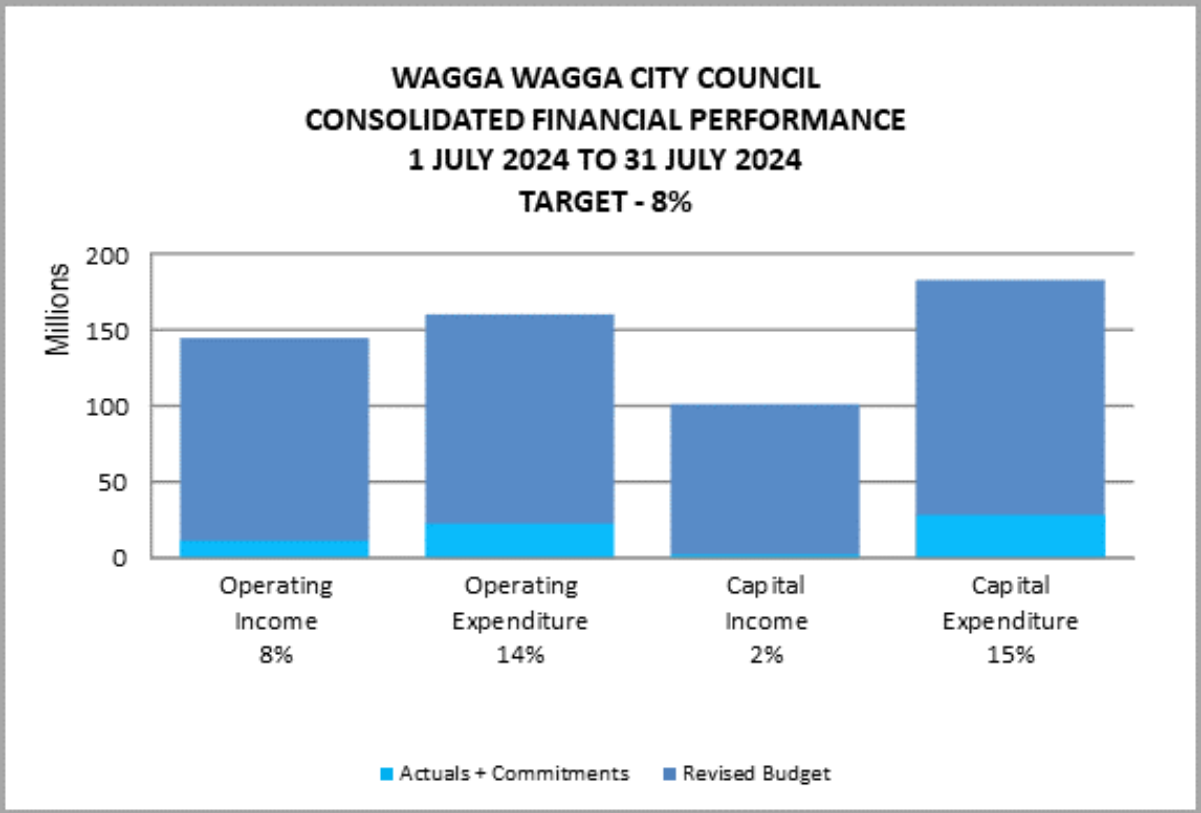
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Wagga Wagga City Council (Council) forecasts a balanced budget position as of 31 July 2024.

Proposed budget variations including adjustments to the capital works program are detailed in this report for Council's consideration and adoption.

Council has experienced a positive monthly investment performance for the month of July when compared to budget (\$594,981 up on the monthly budget). This is mainly due to better than budgeted returns on Council's investment portfolio as a result of the recent interest rate movements, as well as a higher than anticipated investment portfolio balance. Council did experience a positive return on its NSW T-Corp Managed Fund for the month of July, as domestic and international shares provided solid returns.

Key Performance Indicators



**OPERATING INCOME**

Total operating income is 8% of approved budget and is tracking on budget for the month of July 2024. An adjustment has been made to reflect the levy of rates that occurred at the start of the financial year. Excluding this adjustment, operating income received is 60% when compared to budget.

**OPERATING EXPENSES**

Total operating expenditure is 14% of approved budget and is tracking over budget at this stage of the financial year, this is due to the payment of annual one-off expenses such as rates and insurance during the month of July, as well as the finalisation of the operating carryover budgets from 2023/24 that are still to be included.

**CAPITAL INCOME**

Total capital income is 2% of approved budget. It is important to note that the actual income from capital is influenced by the timing of the receipt of capital grants and contributions in relation to expenditure incurred on the projects.

**CAPITAL EXPENDITURE**

Total capital expenditure including commitments is 15% of approved budget including pending projects. This relates to capital project carryover budgets not being finalised and reflected in these budgeted amounts, as well as some purchase orders being raised for the full contract amount for multi-year projects. Excluding commitments, the total expenditure is 1% when compared to the approved budget.



**WAGGA WAGGA CITY COUNCIL**  
**STATEMENT OF FINANCIAL PERFORMANCE**  
**1 JULY 2024 TO 31 JULY 2024**

CONSOLIDATED STATEMENT							
	ORIGINAL BUDGET 2024/25	BUDGET ADJ 2024/25	APPROVED BUDGET 2024/25	YTD ACTUAL EXCL COMMT'S 2024/25	COMMT'S 2024/25	YTD ACTUAL + COMMT'S 2024/25	YTD % OF BUD
<b>Revenue</b>							
Rates & Annual Charges	(83,946,364)	0	(83,946,364)	(6,851,520)	0	(6,851,520)	8%
User Charges & Fees	(31,844,978)	0	(31,844,978)	(2,264,939)	0	(2,264,939)	7%
Other Revenues	(3,840,873)	0	(3,840,873)	(713,418)	0	(713,418)	19%
Grants & Contributions provided for Operating Purposes	(15,366,788)	(610,000)	(15,976,788)	(21,898)	0	(21,898)	0%
Grants & Contributions provided for Capital Purposes	(28,283,761)	(71,296,215)	(99,579,976)	(2,124,809)	0	(2,124,809)	2%
Interest & Investment Revenue	(7,350,007)	0	(7,350,007)	(1,212,580)	0	(1,212,580)	16%
Other Income	(1,713,889)	0	(1,713,889)	(309,095)	0	(309,095)	18%
<b>Total Revenue</b>	<b>(172,346,660)</b>	<b>(71,906,215)</b>	<b>(244,252,875)</b>	<b>(13,498,259)</b>	<b>0</b>	<b>(13,498,259)</b>	<b>6%</b>
<b>Expenses</b>							
Employee Benefits & On-Costs	59,833,116	0	59,833,116	5,833,785	0	5,833,785	10%
Borrowing Costs	2,978,735	0	2,978,735	11,081	0	11,081	0%
Materials & Services	45,559,680	877,178	46,436,858	5,059,400	7,559,496	12,618,895	27%
Depreciation & Amortisation	48,713,007	0	48,713,007	4,059,417	0	4,059,417	8%
Other Expenses	2,231,344	(11,805)	2,219,539	47,947	30,991	78,939	4%
<b>Total Expenses</b>	<b>159,315,882</b>	<b>865,373</b>	<b>160,181,255</b>	<b>15,011,630</b>	<b>7,590,487</b>	<b>22,602,117</b>	<b>14%</b>
<b>Net Operating (Profit)/Loss</b>	<b>(13,030,777)</b>	<b>(71,040,842)</b>	<b>(84,071,619)</b>	<b>1,513,371</b>	<b>7,590,487</b>	<b>9,103,858</b>	
<b>Net Operating Result Before Capital (Profit)/Loss</b>	<b>15,252,983</b>	<b>255,373</b>	<b>15,508,356</b>	<b>3,638,180</b>	<b>7,590,487</b>	<b>11,228,667</b>	
<b>Cap/Reserve Movements</b>							
Capital Expenditure - One Off Confirmed	21,359,197	95,274,953	116,634,150	343,958	19,112,045	19,456,003	17%
Capital Expenditure - Recurrent	23,746,071	0	23,746,071	372,050	7,835,664	8,207,714	35%
Capital Expenditure - Pending Projects	35,906,215	(380,000)	35,526,215	633	1,200	1,833	0%
Loan Repayments	6,808,301	0	6,808,301	567,358	0	567,358	8%
New Loan Borrowings	(10,765,405)	(16,523,550)	(27,288,955)	0	0	0	0%
Sale of Assets	(1,495,000)	0	(1,495,000)	(82,473)	0	(82,473)	6%
Net Movements Reserves	(13,815,594)	(7,330,561)	(21,146,155)	0	0	0	0%
<b>Total Cap/Res Movements</b>	<b>61,743,785</b>	<b>71,040,842</b>	<b>132,784,627</b>	<b>1,201,527</b>	<b>26,948,909</b>	<b>28,150,435</b>	
<b>Net Result after Depreciation</b>	<b>48,713,007</b>	<b>0</b>	<b>48,713,007</b>	<b>2,714,898</b>	<b>34,539,396</b>	<b>37,254,294</b>	
Add back Depreciation Expense	48,713,007	0	48,713,007	4,059,417	0	4,059,417	8%
<b>Cash Budget (Surplus)/Deficit</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>(1,344,520)</b>	<b>34,539,396</b>	<b>33,194,876</b>	

**Council's 10 year General Purpose Revenue (GPR) Bottom Line**

Description	Budget 2024/25	Budget 2025/26	Budget 2026/27	Budget 2027/28	Budget 2028/29	Budget 2029/30	Budget 2030/31	Budget 2031/32	Budget 2032/33	Budget 2033/34
Adopted Bottom Line (Surplus)/Deficit	0	2,132,309	1,531,214	(595,010)	(395,040)	(1,077,297)	(1,119,934)	(734,397)	(1,749,765)	(1,276,498)
Adopted Bottom Line Adjustments	0	0	0	0	0	0	0	0	0	0
<b>Revised Bottom Line (Surplus)/Deficit</b>	<b>0</b>	<b>2,132,309</b>	<b>1,531,214</b>	<b>(595,010)</b>	<b>(395,040)</b>	<b>(1,077,297)</b>	<b>(1,119,934)</b>	<b>(734,397)</b>	<b>(1,749,765)</b>	<b>(1,276,498)</b>

<b>2024/25 Revised Budget Result – (Surplus) / Deficit</b>	<b>\$'000s</b>
<b>Original 2024/25 Budget Result as adopted by Council</b>	<b>\$0K</b>
Total Budget Variations approved to date	<b>\$0K</b>
<b>Budget Variations for July 2024</b>	<b>\$0K</b>
<b>Proposed Revised Budget result for 31 July 2024 - (Surplus) / Deficit</b>	<b>\$0K</b>

The proposed Operating and Capital Budget Variations for 31 July 2024 which affect the current 2024/25 financial year are listed below.

Budget Variation	Amount	Funding Source	Net Impact (Fav)/ Unfav
3 – Growing Economy			
LMC Safety Issues	\$139K	LMC Reserve (\$150K)	Nil
LMC Traffic Management Plan	\$11K		
Funds are required to rectify several safety issues that have been identified at the Livestock Marketing Centre (LMC). The works that are required are: <ul style="list-style-type: none"><li>- The removal and replacement of asbestos flooring that is failing.</li><li>- The renovation of aged/damaged male and female amenities in response to the health and safety concerns for users.</li><li>- The removal and replacement of concrete sills that are loose/dislodged creating a safety risk with exposure to weather damage of a major asset.</li><li>- The development and delivery of a Traffic Management Plan in line with the outcomes of the Independent Safety Audit.</li></ul> It is proposed to fund the required works from the LMC Reserve. Estimated Completion: 30 June 2025 Job Consolidations: 45134, 45135 & 45136			
Permit Plug Pilot Program	\$500K	Transport for NSW Grant Funds (\$500K)	Nil
Council has been advised they have been awarded \$500,000 through Transport for NSW’s Permit/Plug/Play Pilot Program Grant Fund. The amount of \$500,000 is to be received now that Deeds of Agreements have been executed. This project will streamline approval processes for events and fund simple infrastructure to enable efficient delivery of events. The four selected Councils for this funding are Wollongong, Newcastle, Port Macquarie-Hastings and Wagga Wagga. Estimated Completion: 30 June 2025 Job Consolidation: 23962			
5 – The Environment			
CPTIGS 2023/24	\$20K	NSW Government Grant Funds (\$20K)	Nil
Council has been successful in securing State Government grant funds under the Country Passenger Transport Infrastructure Grants Scheme (CPTIGS). The grant funds will be utilised for the installation of a new bus shelter at 48 Chaston Street, at the front of Kurrajong Disability Services.			

<b>Budget Variation</b>	<b>Amount</b>	<b>Funding Source</b>	<b>Net Impact (Fav)/ Unfav</b>
Estimated Completion: 30 June 2025 <i>Job Consolidation: 23934</i>			
<b>NSW Natural Disaster Funding</b>	<b>\$2,070K</b>	<b>Transport for NSW (\$2,070K)</b>	<b>Nil</b>
Council has been successful in securing additional Transport for NSW grant funding under the Essential Public Asset Reconstruction Works program for the NSW flooding events from 14 September 2022 onwards. The grant funds cover 97 different locations in the Wagga LGA both local and regional. This will bring the total grant funds for this program to \$5,103K. Estimated Completion: 30 June 2025 <i>Job Consolidation: 22180</i>			
<b>Pavement Rehabilitation</b>	<b>\$1,661K</b>	<b>Roads to Recovery (\$1,661K)</b>	<b>Nil</b>
Council have been advised of the Roads to Recovery grant funding amount to be received for 2024/25. This amount of \$2,666K is higher than the estimated budget amount of \$1,005K. It is proposed to allocate the additional grant funds to the Pavement Rehabilitation program for Hampden Avenue, Vincent Road, Tobruk Street and Merino Drive. Estimated Completion: 30 June 2025 <i>Job Consolidation: 16532</i>			
<b>Murray Street &amp; Brookong Avenue Intersection Works</b>	<b>\$76K</b>	<b>Transport for NSW Contribution Income (\$76K)</b>	<b>Nil</b>
Funds are required for the installation of a traffic island and associated signs and line marking at the intersection of Murray Street and Brookong Avenue. The works are required as part of the Hospital Redevelopment. Council will manage the project with the expenditure incurred by Council to be reimbursed by Transport for NSW at the end of the project. Estimated Completion: 30 June 2025 <i>Job Consolidation: 21902</i>			

The following project has been reviewed and it is proposed to bring forward funds to allow for works to be undertaken in 2024/25. There has been no change to the total budgets for the projects.

<b>Job No.</b>	<b>Project Title</b>	<b>2024/25 Current One-Off Confirmed</b>	<b>2024/25 Proposed One-Off Confirmed</b>	<b>2025/26 Current</b>	<b>2025/26 Proposed</b>
70168	GWMC Plant Shed	0	100,000	2,360,646	2,260,646

## 2024/25 Capital Works Summary

Capital Works	Approved Budget	Proposed Movement	Proposed Budget
One-off	\$116,634,150	\$835,240	\$117,469,390
Recurrent	\$23,746,070	\$1,661,093	\$25,407,163
Pending	\$35,526,215	\$0	\$35,526,215
<b>Total Capital Works</b>	<b>\$175,906,435</b>	<b>\$2,496,333</b>	<b>\$178,402,768</b>

Please note that the above table excludes the capital project budgets that are in the process of being carried over from 2023/24 to the 2024/25 financial year. These will be finalised for the next monthly report, which will be presented to the 28 October 2024 Council meeting.

## Current Restrictions

Due to finalisation of the 2023/24 financial year figures, reserve balances have not been included in this report.

**Investment Summary as at 31 July 2024**

In accordance with Regulation 212 of the *Local Government (General) Regulation 2021*, details of Wagga Wagga City Council's external investments are outlined below.

Institution	Rating	Closing Balance Invested 30/06/2024 \$	Closing Balance Invested 31/07/2024 \$	July EOM Current Yield %	July EOM % of Portfolio	Investment Date	Maturity Date	Term (mths)
<b>At Call Accounts</b>								
NAB	AA-	211,553	318,407	4.35%	0.11%	N/A	N/A	N/A
CBA	AA-	73,244,111	71,506,709	4.35%	24.66%	N/A	N/A	N/A
CBA	AA-	7,645,298	7,672,947	4.40%	2.65%	N/A	N/A	N/A
Macquarie Bank	A+	9,713,458	9,750,705	4.15%	3.36%	N/A	N/A	N/A
<b>Total At Call Accounts</b>		<b>90,814,421</b>	<b>89,248,768</b>	<b>4.33%</b>	<b>30.78%</b>			
<b>Short Term Deposits</b>								
AMP	BBB+	1,000,000	1,000,000	5.40%	0.34%	15/11/2023	15/11/2024	12
Heritage and People's Choice	BBB+	1,000,000	0	0.00%	0.00%	10/07/2023	10/07/2024	12
CBA	AA-	2,000,000	2,000,000	5.27%	0.69%	31/08/2023	30/08/2024	12
Australian Unity	BBB+	1,000,000	1,000,000	5.49%	0.34%	27/11/2023	27/11/2024	12
Suncorp	AA-	2,000,000	2,000,000	5.46%	0.69%	30/11/2023	29/11/2024	12
ING Bank	A	1,000,000	1,000,000	5.46%	0.34%	30/11/2023	29/11/2024	12
BankVic	BBB+	1,000,000	1,000,000	5.45%	0.34%	4/12/2023	4/12/2024	12
AMP	BBB+	2,000,000	2,000,000	5.35%	0.69%	14/12/2023	16/12/2024	12
Australian Unity	BBB+	1,000,000	1,000,000	5.19%	0.34%	30/01/2024	30/01/2025	12
Suncorp	AA-	1,000,000	1,000,000	5.12%	0.34%	7/03/2024	7/03/2025	12
ING Bank	A	1,000,000	1,000,000	5.31%	0.34%	3/06/2024	3/06/2025	12
BankVic	BBB+	2,000,000	2,000,000	5.34%	0.69%	26/06/2024	26/06/2025	12
Bank of Sydney	NR	2,000,000	2,000,000	5.47%	0.69%	28/06/2024	30/06/2025	12
NAB	AA-	0	1,000,000	5.30%	0.34%	30/07/2024	30/07/2025	12
NAB	AA-	0	2,000,000	5.45%	0.69%	2/07/2024	2/07/2025	12
NAB	AA-	0	2,000,000	5.40%	0.69%	8/07/2024	8/07/2025	12
Suncorp	AA-	0	1,000,000	5.43%	0.34%	10/07/2024	10/07/2025	12
<b>Total Short Term Deposits</b>		<b>18,000,000</b>	<b>23,000,000</b>	<b>3.97%</b>	<b>5.86%</b>			
<b>Medium Term Deposits</b>								
Westpac	AA-	2,000,000	2,000,000	1.32%	0.69%	28/06/2021	29/06/2026	60
Westpac	AA-	2,000,000	2,000,000	1.80%	0.69%	15/11/2021	17/11/2025	48
ICBC	A	2,000,000	2,000,000	2.03%	0.69%	6/11/2019	6/11/2024	60
ICBC	A	2,000,000	2,000,000	1.83%	0.69%	28/11/2019	28/11/2024	60
BOQ	A-	1,000,000	1,000,000	2.00%	0.34%	28/02/2020	28/02/2025	60
Police Credit Union	NR	1,000,000	1,000,000	2.20%	0.34%	1/04/2020	1/04/2025	60
ICBC	A	1,000,000	1,000,000	1.85%	0.34%	29/05/2020	29/05/2025	60
ICBC	A	1,000,000	1,000,000	1.86%	0.34%	1/06/2020	2/06/2025	60
ICBC	A	2,000,000	2,000,000	1.75%	0.69%	25/06/2020	25/06/2025	60
ICBC	A	2,000,000	2,000,000	1.75%	0.69%	25/06/2020	25/06/2025	60
ICBC	A	3,000,000	3,000,000	5.07%	1.03%	30/06/2022	30/06/2027	60
ICBC	A	2,000,000	0	0.00%	0.00%	7/07/2020	8/07/2024	48
ICBC	A	2,000,000	2,000,000	1.50%	0.69%	17/08/2020	18/08/2025	60
BoQ	A-	1,000,000	1,000,000	1.25%	0.34%	7/09/2020	8/09/2025	60
BoQ	A-	2,000,000	2,000,000	1.25%	0.69%	14/09/2020	15/09/2025	60
NAB	AA-	1,000,000	1,000,000	5.23%	0.34%	14/09/2023	16/09/2024	12
ICBC	A	1,000,000	1,000,000	1.20%	0.34%	7/12/2020	8/12/2025	60

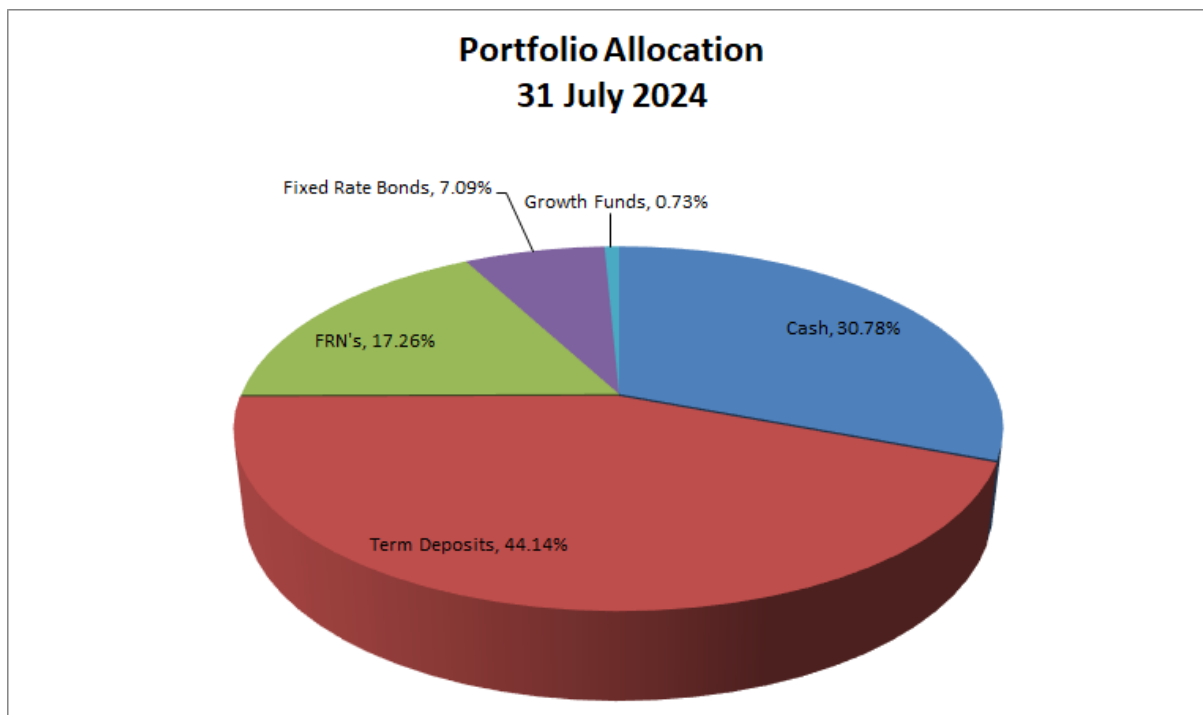
Institution	Rating	Closing Balance Invested 30/06/2024 \$	Closing Balance Invested 31/07/2024 \$	July EOM Current Yield %	July EOM % of Portfolio	Investment Date	Maturity Date	Term (mths)
NAB	AA-	2,000,000	2,000,000	0.95%	0.69%	29/01/2021	29/01/2026	60
NAB	AA-	1,000,000	1,000,000	1.08%	0.34%	22/02/2021	20/02/2026	60
NAB	AA-	2,000,000	2,000,000	1.25%	0.69%	3/03/2021	2/03/2026	60
NAB	AA-	2,000,000	2,000,000	1.40%	0.69%	21/06/2021	19/06/2026	60
Westpac	AA-	2,000,000	2,000,000	1.32%	0.69%	25/06/2021	25/06/2026	60
ICBC	A	1,000,000	1,000,000	1.32%	0.34%	25/08/2021	25/08/2026	60
AMP	BBB+	2,000,000	2,000,000	1.00%	0.69%	18/10/2021	17/10/2024	36
Westpac	AA-	2,000,000	2,000,000	1.56%	0.69%	30/11/2021	29/11/2024	36
Westpac	AA-	2,000,000	2,000,000	2.00%	0.69%	8/02/2022	10/02/2025	36
P&N Bank	BBB+	2,000,000	2,000,000	2.40%	0.69%	9/03/2022	10/03/2025	36
P&N Bank	BBB+	2,000,000	2,000,000	4.90%	0.69%	11/03/2024	11/03/2026	24
MyState	BBB	2,000,000	2,000,000	2.20%	0.69%	2/03/2022	3/03/2025	36
CBA	AA-	2,000,000	2,000,000	3.99%	0.69%	4/05/2022	5/05/2025	36
ING Bank	A	1,000,000	1,000,000	5.11%	0.34%	23/05/2024	25/05/2026	24
BoQ	A-	1,000,000	1,000,000	4.50%	0.34%	7/07/2022	7/07/2025	36
CBA	AA-	1,000,000	1,000,000	4.25%	0.34%	12/08/2022	12/08/2025	36
P&N Bank	BBB+	3,000,000	3,000,000	4.55%	1.03%	29/08/2022	29/08/2025	36
Australian Military Bank	BBB+	2,000,000	2,000,000	4.55%	0.69%	2/09/2022	2/09/2025	36
P&N Bank	BBB+	1,000,000	1,000,000	4.40%	0.34%	9/09/2022	9/09/2025	36
BoQ	A-	1,000,000	1,000,000	4.70%	0.34%	4/10/2022	4/10/2024	24
AMP	BBB+	2,000,000	2,000,000	4.95%	0.69%	21/10/2022	21/10/2024	24
ICBC	A	2,000,000	2,000,000	5.20%	0.69%	21/10/2022	21/10/2025	36
AMP	BBB+	1,000,000	1,000,000	4.75%	0.34%	15/11/2022	14/11/2024	24
AMP	BBB+	1,000,000	1,000,000	4.80%	0.34%	21/11/2022	20/11/2025	36
P&N Bank	BBB+	2,000,000	2,000,000	4.75%	0.69%	16/12/2022	16/12/2024	24
Police Credit Union	NR	2,000,000	2,000,000	5.04%	0.69%	15/02/2023	17/02/2025	24
Police Credit Union	NR	2,000,000	2,000,000	4.94%	0.69%	14/03/2023	14/03/2025	24
P&N Bank	BBB+	2,000,000	2,000,000	5.00%	0.69%	14/03/2023	15/03/2027	48
Hume Bank	BBB+	2,000,000	2,000,000	4.75%	0.69%	31/03/2023	31/03/2025	24
Auswide	BBB	2,000,000	2,000,000	4.95%	0.69%	13/04/2023	13/04/2026	36
P&N Bank	BBB+	2,000,000	2,000,000	5.20%	0.69%	20/04/2023	20/04/2027	48
P&N Bank	BBB+	1,000,000	1,000,000	5.20%	0.34%	26/05/2023	26/05/2026	36
ING Bank	A	2,000,000	2,000,000	5.38%	0.69%	28/06/2024	28/06/2029	60
ING Bank	A	2,000,000	2,000,000	5.37%	0.69%	21/08/2023	21/08/2025	24
P&N Bank	BBB+	1,000,000	1,000,000	5.45%	0.34%	30/11/2023	28/11/2025	24
ING Bank	A	2,000,000	2,000,000	5.20%	0.69%	14/12/2023	15/12/2025	24
ING Bank	A	2,000,000	2,000,000	5.14%	0.69%	3/01/2024	5/01/2026	24
P&N Bank	BBB+	2,000,000	2,000,000	5.10%	0.69%	4/01/2024	4/01/2027	36
Suncorp	AA-	1,000,000	1,000,000	5.08%	0.34%	8/01/2024	8/01/2026	24
Australian Unity	BBB+	1,000,000	1,000,000	4.93%	0.34%	7/03/2024	9/03/2026	24
ING Bank	A	2,000,000	2,000,000	5.10%	0.69%	23/04/2024	24/04/2028	48
NAB	AA-	2,000,000	2,000,000	5.10%	0.69%	6/05/2024	6/05/2026	24
ING Bank	A	1,000,000	1,000,000	5.12%	0.34%	24/05/2024	24/05/2027	36
ING Bank	A	1,000,000	1,000,000	5.26%	0.34%	31/05/2024	31/05/2028	48
ING Bank	A	2,000,000	2,000,000	5.26%	0.69%	6/06/2024	6/06/2028	48
Australian Military Bank	BBB+	1,000,000	1,000,000	5.20%	0.34%	11/06/2024	11/06/2026	24
Australian Military Bank	BBB+	2,000,000	2,000,000	5.20%	0.69%	11/06/2024	11/06/2026	24
<b>Total Medium Term Deposits</b>		<b>107,000,000</b>	<b>105,000,000</b>	<b>3.62%</b>	<b>36.21%</b>			

Institution	Rating	Closing Balance Invested 30/06/2024 \$	Closing Balance Invested 31/07/2024 \$	July EOM Current Yield %	July EOM % of Portfolio	Investment Date	Maturity Date	Term (mths)
<b>Floating Rate Notes - Senior Debt</b>								
Suncorp	AA-	1,260,926	0	0.00%	0.00%	30/07/2019	30/07/2024	60
HSBC	AA-	2,503,419	2,513,960	BBSW + 83	0.87%	27/09/2019	27/09/2024	60
NAB	AA-	2,023,701	2,006,893	BBSW + 77	0.69%	21/01/2020	21/01/2025	60
Newcastle Permanent	BBB+	1,109,887	1,115,340	BBSW + 112	0.38%	4/02/2020	4/02/2025	60
Macquarie Bank	A+	2,018,028	2,026,898	BBSW + 84	0.70%	12/02/2020	12/02/2025	60
BOQ Covered	AAA	556,187	558,899	BBSW + 107	0.19%	14/05/2020	14/05/2025	60
UBS	A+	1,516,972	1,504,885	BBSW + 87	0.52%	30/07/2020	30/07/2025	60
CBA	AA-	2,023,636	2,008,980	BBSW + 70	0.69%	14/01/2022	14/01/2027	60
Rabobank	A+	2,016,397	2,002,524	BBSW + 73	0.69%	27/01/2022	27/01/2027	60
Newcastle Permanent	BBB+	1,001,124	1,007,110	BBSW + 100	0.35%	10/02/2022	10/02/2027	60
NAB	AA-	2,414,343	2,427,597	BBSW + 72	0.84%	25/02/2022	25/02/2027	60
Bendigo-Adelaide	A-	1,657,210	1,664,931	BBSW + 98	0.57%	17/03/2022	17/03/2025	36
ANZ	AA-	2,029,105	2,040,568	BBSW + 97	0.70%	12/05/2022	12/05/2027	60
NAB	AA-	1,714,990	1,722,695	BBSW + 90	0.59%	30/05/2022	30/05/2025	36
Suncorp	AA-	909,302	913,597	BBSW + 93	0.32%	22/08/2022	22/08/2025	36
ANZ	AA-	2,557,747	2,572,295	BBSW + 120	0.89%	4/11/2022	4/11/2027	60
NAB	AA-	2,548,236	2,562,931	BBSW + 120	0.88%	25/11/2022	25/11/2027	60
Suncorp	AA-	1,117,201	1,125,082	BBSW + 125	0.39%	14/12/2022	14/12/2027	60
CBA	AA-	2,049,420	2,033,784	BBSW + 115	0.70%	13/01/2023	13/01/2028	60
Bank Australia	BBB+	1,921,581	1,933,705	BBSW + 155	0.67%	22/02/2023	22/02/2027	48
Bendigo-Adelaide Covered	AAA	1,010,032	1,016,223	BBSW + 115	0.35%	16/06/2023	16/06/2028	60
CBA	AA-	2,530,535	2,546,076	BBSW + 95	0.88%	17/08/2023	17/08/2028	60
ANZ	AA-	2,116,748	2,128,236	BBSW + 93	0.73%	11/09/2023	11/09/2028	60
Bank Australia	BBB+	1,671,045	1,656,944	BBSW + 150	0.57%	30/10/2023	30/10/2026	36
ANZ	AA-	2,534,241	2,548,742	BBSW + 96	0.88%	5/02/2024	5/02/2029	60
ANZ	AA-	1,004,261	1,011,400	BBSW + 98	0.35%	19/03/2024	19/03/2029	60
ING Bank	A	501,822	504,953	BBSW + 95	0.17%	22/03/2024	22/03/2027	36
BoQ	A-	1,672,676	1,660,742	BBSW + 128	0.57%	30/04/2024	30/04/2029	60
Bendigo-Adelaide	A-	806,594	811,376	BBSW + 100	0.28%	14/05/2024	14/05/2027	36
ANZ	AA-	1,502,541	1,512,536	BBSW + 86	0.52%	18/06/2024	18/06/2029	60
Teachers Mutual	BBB+	901,315	907,912	BBSW + 130	0.31%	21/06/2024	21/06/2027	36
<b>Total Floating Rate Notes - Senior Debt</b>		<b>51,201,220</b>	<b>50,047,812</b>		<b>17.26%</b>			
<b>Fixed Rate Bonds</b>								
ING Covered	AAA	694,111	702,551	1.10%	0.24%	19/08/2021	19/08/2026	60
Northern Territory Treasury	AA-	3,000,000	3,000,000	1.00%	1.03%	24/08/2021	16/12/2024	40
Northern Territory Treasury	AA-	3,000,000	3,000,000	1.50%	1.03%	24/08/2021	15/12/2026	64
BoQ	A-	1,768,954	1,793,770	2.10%	0.62%	27/10/2021	27/10/2026	60
BoQ	A-	2,004,277	2,048,602	5.30%	0.71%	30/04/2024	30/04/2029	60
Northern Territory Treasury	AA-	2,000,000	2,000,000	1.50%	0.69%	6/08/2021	15/12/2026	64
Northern Territory Treasury	AA-	1,000,000	1,000,000	1.50%	0.34%	14/07/2021	15/12/2026	65
Northern Territory Treasury	AA-	2,000,000	2,000,000	1.30%	0.69%	29/04/2021	15/06/2026	61

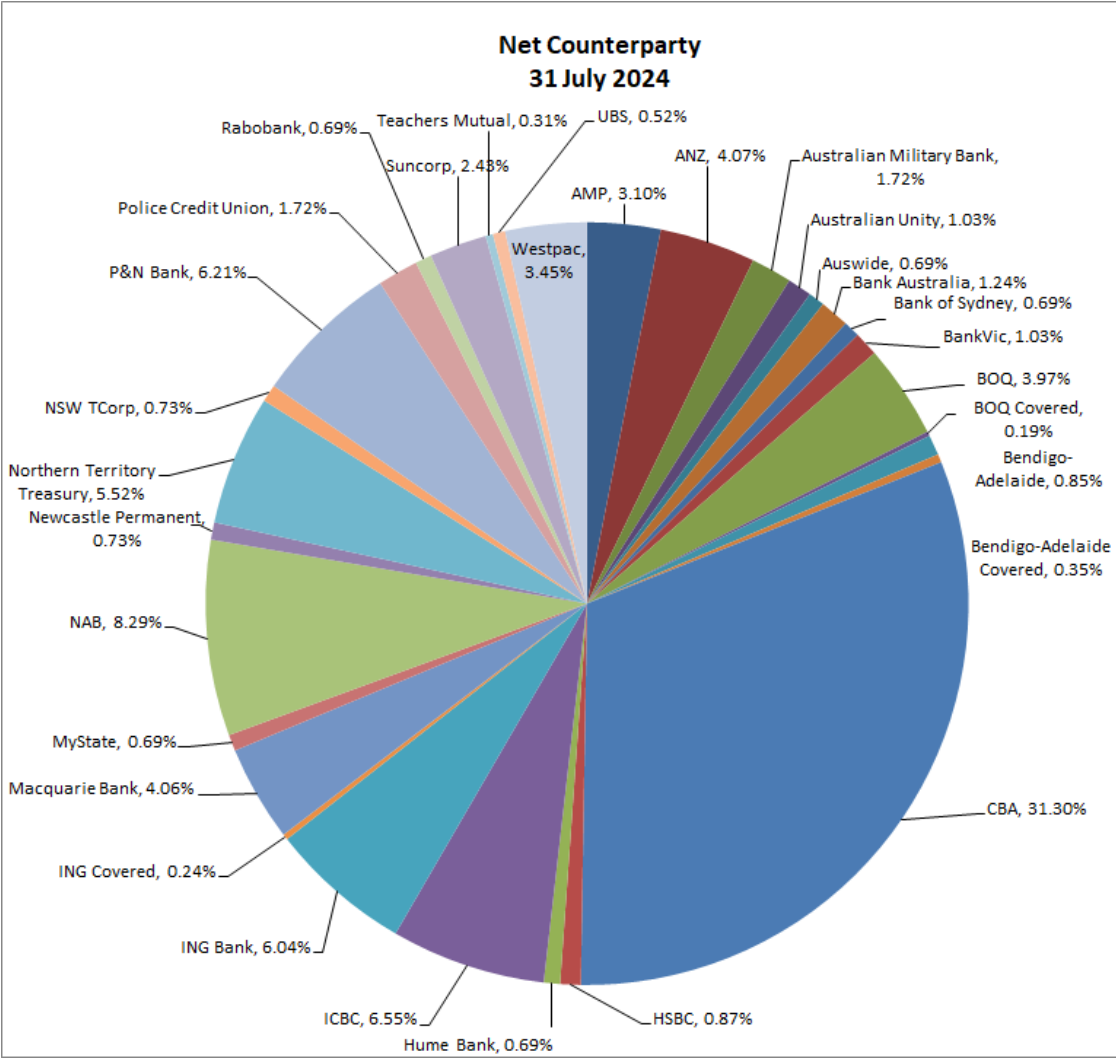


Institution	Rating	Closing Balance Invested 30/06/2024 \$	Closing Balance Invested 31/07/2024 \$	July EOM Current Yield %	July EOM % of Portfolio	Investment Date	Maturity Date	Term (mths)
Northern Territory Treasury	AA-	2,000,000	2,000,000	1.00%	0.69%	30/11/2020	15/12/2025	60
Northern Territory Treasury	AA-	1,000,000	1,000,000	1.00%	0.34%	20/11/2020	15/12/2025	61
Northern Territory Treasury	AA-	2,000,000	2,000,000	1.00%	0.69%	21/10/2020	15/12/2025	62
<b>Total Fixed Rate Bonds</b>		<b>20,467,343</b>	<b>20,544,923</b>	<b>1.70%</b>	<b>7.09%</b>			
<b>Managed Funds</b>								
NSW Tcorp	NR	2,065,270	2,124,114	2.85%	0.73%	17/03/2014	1/07/2029	183
<b>Total Managed Funds</b>		<b>2,065,270</b>	<b>2,124,114</b>	<b>2.85%</b>	<b>0.73%</b>			
<b>TOTAL WWCC CASH ASSETS, CASH EQUIVALENTS &amp; INVESTMENTS</b>		<b>288,844,506</b>	<b>289,261,869</b>					

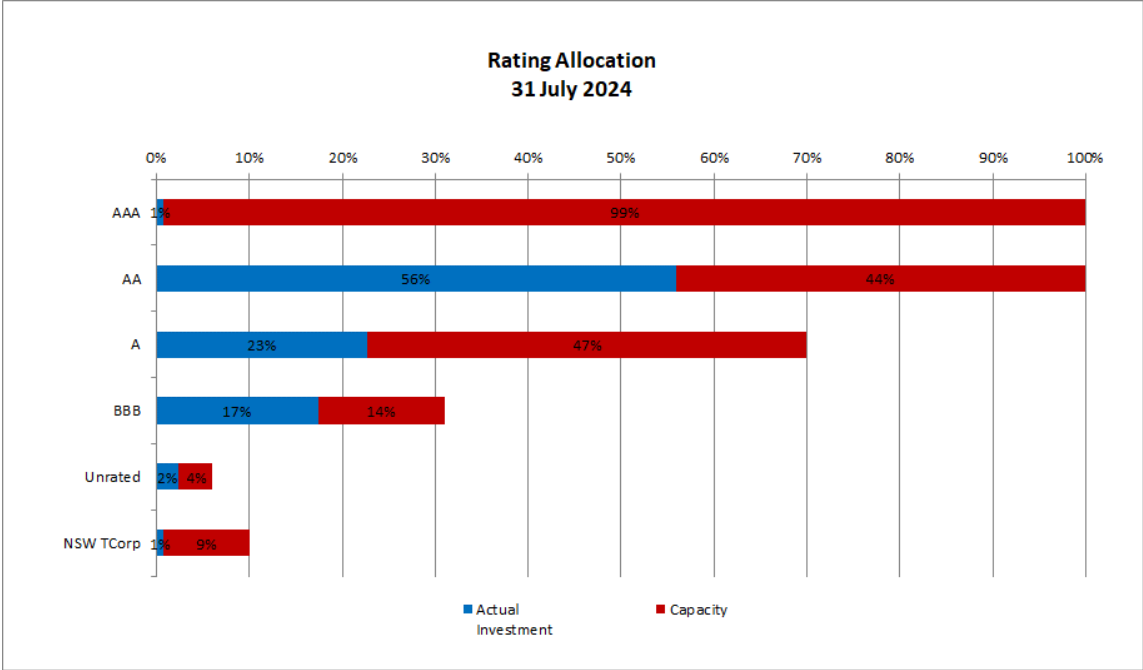
Council's investment portfolio is dominated by Term Deposits, equating to approximately 44% of the portfolio across a broad range of counterparties. Cash equates to 31%, with Floating Rate Notes (FRNs) around 17%, fixed rate bonds around 7% and growth funds around 1% of the portfolio.



Council's investment portfolio is well diversified in complying assets across the entire credit spectrum. It is also well diversified from a rating perspective. Credit quality is diversified and is predominately invested amongst the investment grade Authorised Deposit-Taking Institutions (ADIs) (being BBB- or higher), with a smaller allocation to unrated ADIs.



All investments are within the defined Policy limits, as outlined in the Rating Allocation chart below:



## Investment Portfolio Balance

Council's investment portfolio balance increased slightly over the past month, up from \$288.84M to \$289.26M.

	Closing Balance Invested 31/05/2024 \$	Closing Balance Invested 30/06/2024 \$	Closing Balance Invested 31/07/2024 \$
<b>TOTAL WWCC CASH ASSETS, CASH EQUIVALENTS &amp; INVESTMENTS</b>	<b>223,741,771</b>	<b>288,844,506</b>	<b>289,261,869</b>

## Monthly Investment Movements

**Redemptions/Sales** – Council redeemed/sold the following investment securities during July 2024:

Institution and Type	Amount	Investment Term	Interest Rate	Comments
ICBC (A) Term Deposit	\$2M	4 years	1.42%	This term deposit was redeemed on maturity and these funds were reinvested in a new 12-month NAB term deposit (as below).
Heritage and People's Choice Bank (BBB+) Term Deposit	\$1M	12 months	5.08%	This term deposit was redeemed on maturity and these funds were reinvested in a new 12-month Suncorp Bank term deposit (as below).
Suncorp Bank (AA-) Floating Rate Note	\$1.2M	5 years	BBSW + 78bps	This floating rate note was redeemed on maturity and funds were used to purchase a new 12-month NAB term deposits (as below).

**New Investments** – Council purchased the following investment securities during July 2024:

Institution and Type	Amount	Investment Term	Interest Rate	Comments
NAB (AA-) Term Deposit	\$2M	12 months	5.45%	The NAB rate of 5.45% compared favourably to the rest of the market for this term. The next best rate for this term was 5.43%.
NAB (AA-) Term Deposit	\$2M	12 months	5.40%	The NAB rate of 5.40% compared favourably to the rest of the market for this term. The next best rate for this term was 5.37%.
NAB (AA-) Term Deposit	\$1M	12 months	5.30%	The NAB rate of 5.30% compared favourably to the rest of the market for this term.

Institution and Type	Amount	Investment Term	Interest Rate	Comments
				The next best rate for this term was also 5.30%.
Suncorp Bank (AA-) Term Deposit	\$1M	12 months	5.43%	The Suncorp Bank rate of 5.43% compared favourably to the rest of the market for this term. The next best rate for this term was 5.40%.

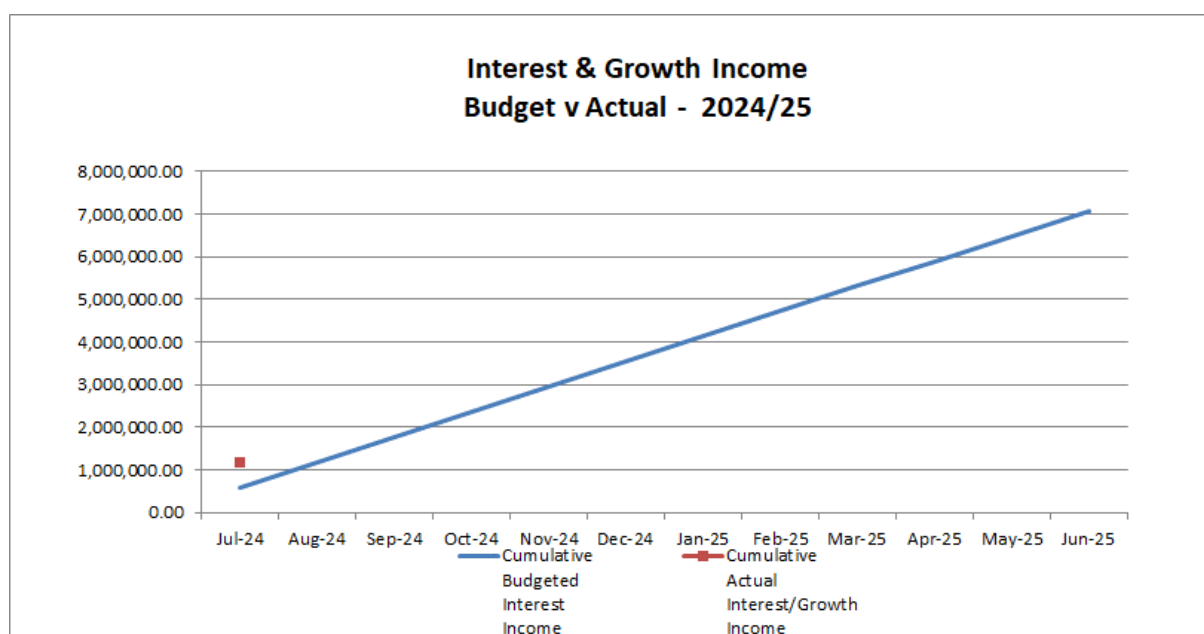
**Rollovers** – Council did not roll over any investment securities during July 2024.

### Monthly Investment Performance

Interest/growth/capital gains/(losses) for the month totalled \$1,185,235, which compares favourably with the budget for the period of \$590,254 - outperforming budget for the month by \$594,981.

Council's outperformance to budget for July is mainly due to better than budgeted returns on Council's investment portfolio as well as a higher than anticipated investment portfolio balance. This is a result of the recent movements in the cash rate made by the Reserve Bank of Australia, with the latest increase in early November 2023 bringing the cash rate to 4.35% from a record low of 0.10% in April 2022.

Council also experienced a positive return on its NSW T-Corp Managed Fund for the month of July, with the fund returning +2.85% (or \$58,844) as domestic (+4.19%) and international (+1.70%) shares provided solid returns.



In comparison to the AusBond Bank Bill Index\* of 4.49% (annualised), Council's investment portfolio returned 4.32% (annualised) for the month of July. This underperformance against the benchmark for the month is mainly due to lower returns on fixed deposits and bonds due to a proportion of these being locked in prior to the unexpected RBA rate hikes, as well as aggressive increases in the AusBond Bank Bill index due to the current interest rate environment.

On Cash and At-Call accounts returned 4.35% (annualised) for the month. These funds are utilised for daily cash flow management and need to be available to meet operating and contractual payments as they fall due.

Over the past year, Council's investment portfolio has returned 3.92%, marginally underperforming the AusBond Bank Bill index by -0.46%. Council's investment portfolio has continued to outperform the AusBond Bank Bill Index\* over the longer-term time period, returning 2.75% per annum over the past 3 years – outperforming the benchmark by 0.18% over this time.

Performance	1 month	3 months	6 months	FYTD	1 year	2 years	3 years
Official Cash Rate	0.36%	1.08%	2.15%	0.36%	4.30%	3.75%	2.58%
AusBond Bank Bill Index	0.37%	1.10%	2.18%	0.37%	4.37%	3.76%	2.56%
Council's Cash	0.36%	1.07%	2.13%	0.36%	4.27%	3.73%	2.61%
Council's T/D	0.34%	0.97%	1.90%	0.34%	3.67%	3.20%	2.71%
Council's FRN	0.46%	1.39%	2.74%	0.46%	5.50%	4.82%	3.67%
Council's Bonds	0.15%	0.43%	0.77%	0.15%	1.44%	1.37%	1.34%
Council's TCorp LTGF	2.85%	5.24%	7.32%	2.85%	11.81%	10.36%	4.54%
<b>Council's Portfolio</b>	<b>0.36%</b>	<b>1.03%</b>	<b>2.00%</b>	<b>0.36%</b>	<b>3.92%</b>	<b>3.47%</b>	<b>2.75%</b>
<b>Relative Performance</b>	<b>-0.01%</b>	<b>-0.07%</b>	<b>-0.18%</b>	<b>-0.01%</b>	<b>-0.46%</b>	<b>-0.29%</b>	<b>0.18%</b>

\* The AusBond Bank Bill Index is the leading benchmark for the Australian fixed income market. It is interpolated from the RBA Cash rate, 1 month and 3-month Bank Bill Swap rates.

### Report by Responsible Accounting Officer

I hereby certify that all of the above investments have been made in accordance with the provision of Section 625 of the *Local Government Act 1993* and the regulations there under, and in accordance with the Investment Policy adopted by Council on 24 June 2024.

**Carolyn Rodney**  
Responsible Accounting Officer

### Policy and Legislation

Budget variations are reported in accordance with Council's *POL 052 Budget Policy*.

Investments are reported in accordance with Council's *POL 075 Investment Policy*.

#### **Local Government Act 1993**

*Section 625 - How may councils invest?*

#### **Local Government (General) Regulation 2021**

*Section 212 - Reports on council investments*

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## Link to Strategic Plan

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### Community leadership and collaboration

Objective: Wagga Wagga City Council leads through engaged civic governance and is recognised and distinguished by its ethical decision-making, efficient management, innovation and quality customer service

Ensure transparency and accountability

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### Risk Management Issues for Council

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This report is a control mechanism that assists in addressing the following potential risks to Council:

- Loss of investment income or capital resulting from ongoing management of investments, especially during difficult economic times
- Failure to demonstrate to the community that its funds are being expended in an efficient and effective manner

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### Internal / External Consultation

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All relevant areas within Council have consulted with the Finance Division in relation to the budget variations listed in this report.

The Finance Division has consulted with relevant external parties to confirm Council's investment portfolio balances.

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### Attachments

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1   Capital Works Program 2024/25 to 2033/34

LONG TERM FINANCIAL PLAN ONE-OFF CAPITAL PROJECTS - 2024/25 - 2033/34 AS AT 31 JULY 2024															
Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
1	18812	Active Travel Plan - Stage 1 - TT26	Grant (Crown Finance Restart) \$620,480 + \$7.11 \$79,520	700,000		700,000									
2	23935	Active Travel Plan - Stage 3 - Koorringal Road Link	Grant (Get Active NSW)	500,000		500,000	854,890								
3	47288	Airport - Bays 1-3 Upgrade	External Borrowings (Future Years Loan Repayments funded from Airport/Internal Loans Reserve)	500,000	500,000										
4	47328	Airport - Light Aircraft Precinct Required Works	Internal Loans Reserve (Future Years Loan Repayments funded from Airport/Internal Loans Reserve)	57,006		57,006									
5	47192	Airport - Redevelop terminal - Internal Baggage Claim and Retail Section	\$8,523,197 Grant (TBC) + \$27,763 Airport/Internal Loans Reserve				8,550,960								
6	47283	Airport - Runway Lighting Upgrade	External Borrowings (Future Years Loan Repayments funded from Airport/Internal Loans Reserve)				2,000,000								
7	47323	Airport Ancillary Land Acquisition	Internal Loans Reserve (payback from Airport/Internal Loans Reserve)	304,399		304,399									
8	15082	Amundsen Bridge Construction - TT6	External Borrowings (Future Years Loan Repayments less 50% LCL Subsidy funded from \$7.11)	1,116,027	1,116,027										
9	23074	Art Gallery Cabinetry Work	Buildings Reserve	60,000		60,000									
10	22195	Bill Jacobs Athletics Centre Lighting Upgrade	NSW Stronger Country Communities Round 5	293,984		293,984									
11	17760	Bolton Park Precinct Upgrade - ROS15	External Borrowings \$1,496,581 (Future Years Loan Repayments funded from GPR) + \$7.11 \$4,205,361 + Grant (TBC) \$25,902,307				9,912,756	10,000,000	11,604,249						
12	19628	Boorooma St Upgrade - TT28	\$7.11				4,404,284								
13	15083	Boorooma Street Slip Lane into Boorooma West - (2006-19 Plan)	\$7.11				292,759								
14	22226	Civic Theatre - Balcony Retiling & Waterproofing	GPR	165,000		165,000									
15	38639	Copland St Industrial Area - Stormwater Drainage Upgrade	Old S94 Reserve \$85,262 + Contribution \$92,358 + Stormwater DSP \$374,329 + S64 Reserve \$107,282	107,282		107,282	551,949								
16	19647	Estella New Local Park (west Rainbow Drive) Embellishment - ROS1 + LA1 (Land Acquisition)	\$7.11	1,363,837	1,363,837		1,363,838								
17	22330	Estella Road Upgrade	Grant TBC (Fixing Local Roads)				700,000								
18	22232	Farrer Road Upgrade - TT4	\$7.11											3,481,529	700,000



Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
19	19617	Footpaths - Ashmont & Glenfield - TT16	\$7.11 \$430,691 + Grant (TBC) \$1,841,950												2,272,641
20	19618	Footpaths - Boorooma, Estella & Gobbagombalin - TT17	\$7.11 \$255,319 + Grant (TBC) \$1,146,999	1,146,999	1,146,999		255,319								
21	19619	Footpaths - Bourkelands & Lloyd - TT18	\$7.11 \$352,763 + Grant (TBC) \$1,738,250					2,091,013							
22	19620	Footpaths - Central & North Wagga - TT19	\$7.11 \$69,694 + Grant (TBC) \$329,180	329,180	329,180		69,694								
23	19621	Footpaths - East Wagga - TT20	\$7.11 \$61,350 + Grant (TBC) \$347,650												409,000
24	19622	Footpaths - Forest Hill - TT21	\$7.11 \$208,725 + Grant (TBC) \$936,160					1,144,885							
25	19623	Footpaths - Koorimal - TT22	\$7.11 \$152,835 + Grant (TBC) \$587,374					740,209							
26	19624	Footpaths - Lake Albert & Tatton - TT23	\$7.11 \$229,050 + Grant (TBC) \$1,297,950												1,527,000
27	19625	Footpaths - Mount Austin, Tolland & Turvey Park - TT24	\$7.11 \$282,210 + Grant (TBC) \$1,234,135					1,516,345							
28	19678	Forest Hill Upgrade Local Park - ROS16	\$7.11					216,200							
29	12922	Glenfield Road Corridor Works - TT1	\$7.11 \$9,939,326 + External Borrowings \$9,220,792 funded from (Future year repayments funded from \$7.11)	71,950		71,950	3,152,219	1,471,429	1,837,926		7,192,279	725,384		4,658,931	
30	18738	Glenfield Road Drain Remediation	Stormwater DSP \$915,000 + Stormwater Levy \$420,047	1,335,047	1,335,047										
31	19649	Gobbagombalin - 2 local parks - ROS3 + LA3 (Land Acquisition)	\$7.11	312,510		312,510									
32	19604	Gregadoo Road Corridor Works - TT7	\$1,544,450 External Borrowings (Future Years Loan Repayments funded from \$7.11)				772,225	772,225							
33	70195	GWMC - Cell Extension	Solid Waste Reserve	1,800,000		1,800,000									
34	70164	GWMC - Construction of a new Waste Cell	Solid Waste Reserve \$8,472,223	2,119,281		2,119,281				6,352,942					
35	70147	GWMC - Domestic Precinct (Transfer Station, Office Relocation, Roadworks)	Solid Waste Reserve	401,142	300,000	101,142	3,254,395	3,254,395		601,670					
36	70135	GWMC - Gas Capture Network Expansion & Gas Powered Evaporator	Solid Waste Reserve	1,769,728		1,769,728	300,000		327,000			356,430			
37	70178	GWMC - Construction of a new Monocell	Solid Waste Reserve \$5,358,372 + Grant (NSW EPA) \$900,000	1,829,186		1,829,186	1,829,186					2,600,000			
38	70105	GWMC - Organic Processing Plant	Solid Waste Reserve					199,077							

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
39	70168	GWMC Plant Shed	Solid Waste Reserve				2,360,646								
40	70169	GWMC Waste to Energy (Solution)	Solid Waste Reserve								5,000,000				
41	21089	Jim Elphick Tennis Centre - ROS15	\$7.11 \$971,448 + Contribution Tennis NSW \$616,297 + State Government Grant (Multi-Sport Community Facility Fund) \$2,465,201	4,052,946		4,052,946									
42	19669	Jubilee Oval - Community Meeting Space - ROS14	\$7.11				384,750								
43	12941	Jubilee Oval to Red Hill Rd - Wagga West DSP Area - Implement Stormwater Drainage Improvements	External Borrowings (Future Years Loan Repayments less 50% LCL Subsidy funded from Stormwater DSP)	289,018	289,018										
44	19382	Jubilee Park - Replace existing synthetic surfaces at the Jubilee Park Hockey Complex	Hockey Assoc Contrib \$205,000 + External Borrowings \$195,000 (Future Years Loan Repayments funded from GPR)				400,000								
45	18638	Lake Albert - Raising Water Level	\$7,000,000 Grant (TBC)	3,500,000	3,500,000		3,500,000								
46	14048	Lawn Cemetery & Crematorium Office Refurbishment	Cemetery Reserve				500,000								
47	21273	Lawn Cemetery Master Plan Stage 2A Works New burial area, outdoor chapel and water feature	External Borrowings (Future Years Loan Repayments funded from Cemetery Reserve)	675,000	675,000										
48	17866	Levee System Upgrade - North Wagga (1 in 20)	Special Rate Variation (SRV) Reserve \$2.604M + Grant (TBC) \$5.816M	1,000,000	1,000,000		7,419,811								
49	19661	Lloyd Establish 3 Local Parks - ROS5 + LA4 (Deakin Ave) + LA5 (Barton Ave) + LA6 (Central Lloyd) - Land Acquisitions	\$7.11 \$1,538,625 + External Borrowings \$2,401,850 (Future Years Loan repayments funded from \$7.11)	1,538,625	1,538,625		2,401,850								
50	45089	LMC - CCTV & security (partial)	LMC Reserve	41,734	41,734										
51	45096	LMC - New circulating road (partial)	LMC Reserve	1,018,346	1,018,346		1,018,346								
52	45125	LMC - Refurbish agents offices and canteen	LMC Reserve						500,000						
53	45124	LMC - Replace existing cattle/sheep delivery ramps	LMC Reserve					1,300,000							
54	45122	LMC - Reseal existing internal road network	LMC Reserve	650,000	650,000										
55	45126	LMC - Road Train facilities	LMC Reserve							1,800,000					
56	45128	LMC - Sheep & Goat Electronic (EID) System Feasibility Study	Grant (Dept Primary Industries)	750,000		750,000									
57	45127	LMC - Waste to Energy	LMC Reserve	500,000	500,000		1,000,000	1,000,000	1,000,000						

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
58	22379	Local Government Recovery Grant	Grant (NSW Government) \$687,753	687,753		687,753									
59	22694	Local Roads Community Infrastructure Round 4	Grant (LRCI Phase 4) \$982,889 + \$20,000 GPR	1,002,889		1,002,889									
60	22324	Local Road Repair Program Funding Phase 2	Grant (Labor)	2,804,143		2,804,143	350,000	350,000							
61	19662	McDonalds Parks - Establish 2nd Rugby League Field - ROS6	\$7.11	939,550	939,550										
62	21797	MPS Sports Court Recoat	GPR						40,000						
63	18796	Northern Growth Area - Sewer Upgrades	Sewer Reserve \$7,075,188 + Grant (Accelerated Infrastructure Funding) \$21,225,567	28,300,755		28,300,755									
64	18796	Northern Sporting Precinct - Sports grounds and play equipment (Peter Hastie Oval Works) - ROS11 + LA4 (Land Acquisition)	External Borrowings (Future Years Loan Repayments less 50% LCLI Subsidy funded from \$7.11 + Building Reserve + GPR)	5,258,854	5,258,854										
65	28174	Oasis - 25m & Program Pool Covers & Rollers Replacement	GPR						70,000						
66	28183	Oasis - 25m, Program & Leisure Pool Expansion Joints Replacement	GPR								125,000				
67	28190	Oasis - 25m Pool Dive Starting Blocks	GPR							48,000					
68	28150	Oasis - 25m Pool Lane Ropes & Lane Storage Rollers Replacement	GPR				34,441								
69	28181	Oasis - 50m Pool & Grandstand Concourse Resurfacing	GPR						175,000						
70	28153	Oasis - 50m & Dive Pool Expansion Joints Replacement	GPR				79,790								
71	28147	Oasis - 50m Pool Covers & Rollers Replacement	GPR										85,992		
72	28177	Oasis - 50m Pool Dive Starting Blocks	GPR					42,000							
73	28170	Oasis - 50m Pool Flood Lights	GPR					80,000							
74	28123	Oasis - 50m Pool Heating System Solar & Gas Boiler	GPR							275,000					
75	28172	Oasis - 50m Pool Lane Ropes & Lane Storage Rollers Replacement	GPR					85,000							
76	28179	Oasis - 50m Pool Shade covers deep end of pool	GPR					290,000							
77	28185	Oasis - 50m Pool Shade covers western side	Oasis Reserve					390,000							
78	28072	Oasis - Automatic Pool Cleaners	Oasis Reserve								60,000				

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
79	20840	Oasis - BBQ's	Oasis Reserve									70,000			
80	28158	Oasis - Change Rooms Upgrade	GPR				353,500								
81	28171	Oasis - Co Generation Energy System or alike	GPR					1,500,000							
82	28148	Oasis - Dive Pool Covers & Rollers Replacement	Oasis Reserve										45,000		
83	28076	Oasis - Diving Board Replacements	GPR										85,000		
84	28162	Oasis - Energy Savings Project (Mechanical Air Ventilation System Upgrade)	Internal Loans Reserve \$589,865 (Electricity Savings - Future Year Loan Repayments) + Oasis Reserve \$341,905	931,770	231,770	700,000									
85	28195	Oasis - Sand Filters	GPR												79,543
86	16393	Oasis - Floor Carpet - Entrance Pool Hall, Offices Stairs & Meeting Room	Oasis Reserve									64,000			
87	28182	Oasis - Irrigation/ Sprinkler System to Mixed Areas	Oasis Reserve						85,000						
88	28188	Oasis -Mixed Air Conditioning	GPR										125,000		
89	15143	Oasis - Point of Sale System & Entry Gates	GPR							115,000					
90	28184	Oasis - Pool Balance Tanks Service	GPR									105,000			
91	28149	Oasis - Pool Cover Winch Replacement	GPR										35,150		
92	28139	Oasis - Pool Deck Grating Replacement	Oasis Reserve				31,005								
93	28178	Oasis - Pool Hall Circulation Fans	GPR								45,000				
94	28175	Oasis - Pool Hall Lighting Repair & Replacement	Oasis Reserve							100,000					
95	28123	Oasis - Pool Heating Systems (All Pools)	Oasis Reserve	200,000	200,000										
96	28159	Oasis - Pool Plant Equipment Upgrade & Replacement	Oasis Reserve \$90,000 + GPR \$778,600				868,600								
97	28176	Oasis - Public Address System Repair & Replacement	Oasis Reserve								85,000				
98	28157	Oasis - Security Lockers Replacement	Oasis Reserve				30,300								
99	28151	Oasis - Two Pool Inflatables Replacement	Oasis Reserve \$28,280 + GPR \$100,000				28,280					100,000			

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
100	28180	Oasis - Water Drinking Fountains	GPR								60,000				
101	28145	Oasis - Water Features Project	Grant (TBC) \$834,085 + Oasis \$7.11 Recoupment \$854,937	1,489,022	1,489,022										
102	19601	Pine Gully Road Corridor Works - TT2	\$7.11 \$3,273,505 + External Borrowings \$4,320,604 (Future Years Loan Repayments less 50% LCLI Subsidy funded from \$7.11) + Grant TBC \$2,932,738 (Fixing Local Roads) + GPR \$625,000	2,034,453	2,034,453		1,391,000	5,000,000							
103	17075	Public Art Projects - TBA	Public Art Reserve					45,000	45,000	45,000	45,000	45,000	45,000	45,000	45,000
104	19667	Rawlings Park North - Construct a synthetic soccer facility - ROS12	\$7.11 \$700,000 + Grant (TBC) \$3,177,112	700,000	700,000		3,177,112								
105	19627	Red Hill Rd/Dalman Parkway Intersection Treatment - TT27	\$7.11				150,000			1,750,443					
106	19681	Red Hill Road Upgrade - TT3	24/25 \$7.11 + 28/29 - 30/31 External Borrowings (Future Years Loan Repayments funded from \$7.11)	78,217	78,217					2,134,706	1,151,636	1,174,668			
107	23816	Regional Roads Repair Block Grant - project TBA	2024/25 to 2026/27 GPR + 2027/28 and onwards Repair Block Grant (TTNSW)	350,000		350,000	350,000	350,000	400,000	400,000	400,000	400,000	400,000	400,000	400,000
108	22492	RFS Aviation Station 2nd Storey	Contribution (RFS)				100,000	900,000							
109	22494	RFS Forest Hill Station Capital Works	Contribution (RFS)						100,000	1,100,000					
110	22497	RFS Galore Station Solar Upgrade	Contribution (RFS)										40,000		
111	22491	RFS Humula Station Capital Works	Contribution (RFS)	50,000		50,000	600,000								
112	22493	RFS Lake Albert Station Capital Works	Contribution (RFS)					100,000	1,500,000						
113	22495	RFS Oura Station Capital Works	Contribution (RFS)							50,000	850,000				
114	22496	RFS Uranquinty Station Capital Works	Contribution (RFS)								50,000	750,000			
115	50224	Sewer Ashmont SPS (Lloyd to Ashmont Gravity Main Upgrade)	External Borrowings (Future Years Loan Repayments less 50% LCLI subsidy funded from Sewer Reserve)	2,747,008	2,747,008										
116	50439	Sewer Augmentation & Upgrade Forest Hill	Sewer Reserve					10,000,000							
117	50276	Sewer - Cartwright's Hill Pump Station - SPS09 - Renewals	Sewer Reserve	50,000	50,000		200,000								
118	50199	Sewer - Elizabeth Avenue Forest Hill SPS22 - New Assets	Sewer Reserve (DSP)	30,000		30,000	1,209,795								

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
119	50060	Sewer - Forsyth St Pump Station - SPS02 - Renewals - Refurbishment of current wells	Sewer Reserve				800,000								
120	50245	Sewer - Olympic Highway - SPS13 New Assets	Sewer Reserve (DSP)									874,822			
121	50274	Sewer - Pump Station - SPS06 Shaw Street - Renewals	Sewer Reserve				280,000								
122	50028	Sewer - Re-use Water - Additional Infrastructure to meet quality requirements	Sewer Reserve				1,144,096								
123	50442	Sewer Rising Main Upgrade Northern	Sewer Reserve	500,000		500,000	2,500,000								
124	50261	Sewer - Springvale Pump Station - SPS36 - New Assets - New pump station	Sewer Reserve				596,272								
125	50441	Sewer Telemetry Hardware Upgrades	Sewer Reserve	1,000,000		1,000,000									
126	50444	Sewer Treatment Plant Shed Cover Narrung St	Sewer Reserve	100,000		100,000									
127	50440	Sewer Treatment Plant Upgrade Koorngal	Sewer Reserve						30,000,000						
128	50438	Sewer Treatment Ponds Augmentation Collingullie	Sewer Reserve				1,000,000								
129	50291	Sewer - Uranquinty Pump Station - SPS31 - Renewals	Sewer Reserve (DSP)					520,000							
130	50277	Sewer - Wiradjuri Sewer Pump Station - SPS10 Renewal	Sewer Reserve (DSP)	13,032	13,032		75,486								
131	50266	Sewer Treatment Works - Forest Hill Plant - New Assets	External Borrowings \$958,227 (Future Years Loan Repayments less 50% LCLI subsidy funded from Sewer Reserve) + Sewer Reserve \$1,484,467	2,305,185	2,305,185										
132	19609	Shared path - Boorooma to Estella & Gobba TT9	\$7.11 \$260,044 + Grant (TBC) \$1,309,850				1,309,850		260,044						
133	19610	Shared path - Bourkelands to Lloyd - TT10	\$7.11 \$11,306 + Grant (TBC) \$56,950				56,950		11,306						
134	19612	Shared path - CBD to Forest Hill - TT12	\$7.11 \$200,963 + Grant (TBC) \$990,250						1,191,213						
135	19613	Shared path - Forest Hill - TT13	\$7.11 \$147,660 + Grant (TBC) \$727,600				727,600		147,660						
136	23126	Southern Growth Area - Plumpton Road North	Borrowings \$8,300,122 + Grant (Accelerated Infrastructure Funding) \$24,900,366	33,200,488		33,200,488									
137	23127	Southern Growth Area - Plumpton Road South	Borrowings \$8,223,428 + Grant (Accelerated Infrastructure Funding) \$24,670,282	32,893,710		32,893,710									

Ref	Job No.	Project Title	Funding Source	2024/25	2024/25 Pending	2024/25 Confirmed	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
138	20799	Stores - Barcoding System/ Shelving	Plant Replacement Reserve	20,000		20,000									
139	13673	Stormwater - Day, Higgins, Tarcutta St - Wagga West DSP Area Drainage Upgrade	Stormwater DSP \$308,458 + Stormwater Drainage Reserve \$20,000							328,458					
140	12758	Stormwater - Kincaid St end to Flowerdale pumping station drainage - Wagga West DSP Area	External Borrowings \$782,980 (Future Years Loan Repayments less 50% LCLI subsidy funded from Stormwater DSP) + External Borrowings \$27,955 (Future Years Loan Repayments less 50% LCLI subsidy funded from Civil Infrastructure Reserve)	810,935	810,935										
141	13674	Stormwater - Lloyd Contour Ridge approx 5 km - Wagga West DSP Area Drainage Upgrade	Stormwater DSP \$148,060 + Stormwater Drainage Reserve \$9,600							157,660					
142	17742	Stormwater - Murray St Project	Stormwater Levy	2,952,750	2,952,750										
143	12916	Stormwater - Tarcoola Drainage Extension	Stormwater DSP				495,657								
144	18524 + 18589	Stormwater - Tarcutta Drainage Upgrade & Supplementary Levee	RMS Contribution	411,626	411,626										
145	20846	Venue Technical Events Kit	GPR				8,000								
		<b>TOTAL LTFF CAPITAL PROGRAM</b>		<b>152,160,365</b>	<b>35,526,215</b>	<b>116,634,150</b>	<b>75,197,610</b>	<b>43,357,778</b>	<b>49,294,398</b>	<b>15,258,879</b>	<b>15,063,915</b>	<b>7,265,304</b>	<b>861,142</b>	<b>8,585,460</b>	<b>5,433,184</b>



## LONG TERM FINANCIAL PLAN RECURRENT CAPITAL PROJECTS - 2024/25 - 2033/34 AS AT 31 JULY 2024

Summary				23,746,070	23,834,547	23,002,388	25,091,152	27,181,753	27,501,632	26,971,992	27,347,195	27,144,865	31,308,496
Ref	Job No.	Project Title	Funding Source	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
1	19504	Art Gallery - Acquire pieces for the Australian Print Collection	GPR	9,963	10,362	10,776	11,207	11,638	12,143	12,670	13,219	13,748	14,298
2	19505	Art Gallery - Acquire pieces for the National Art Glass Collection	GPR	24,908	25,904	26,940	28,018	29,096	30,359	31,677	33,053	34,375	35,750
3	12498	Bus Shelters Upgrade (existing)	GPR		20,000		20,000		20,000		20,000		20,000
4	19503	Civic Theatre - Backstage Equipment Upgrade	GPR	14,233	14,802	15,394	16,010	16,626	17,291	17,983	18,703	19,451	21,007
5	17986	Community Amenities - Apex Park	GPR				30,000	242,031					
6	17748	Community Amenities - Jubilee/Connolly Park	GPR	30,000	219,158								
7	19484	Community Amenities - McPherson Oval	GPR					30,000	250,192				
8	17985	Community Amenities - Tarcutta Public Convenience	GPR			30,000	234,332						
9	17039	Community Amenities - TBC	GPR						30,000	288,790	326,553	338,204	351,732
10	12846	Community Amenities - Uranquinty Sports Ground	GPR	211,901									
11	16583	Corporate Hardware Purchases	GPR	828,000	720,000	645,000	757,000	415,000	395,000	393,000	910,000	450,000	450,000
12	15230	Culverts - Renew and Replace	GPR	758,256	788,094	819,119	849,884	880,649	913,875	948,430	984,367	1,021,742	1,060,612
13	32514	Footpath Construction	GPR	20,000	20,000	20,000	20,000	20,000	20,000	20,000	20,000	20,000	20,000
14	24218	Gravel Resheets	GPR	1,984,797	2,067,981	2,154,476	2,240,655	2,326,834	2,419,907	2,516,703	2,617,371	2,722,066	2,830,949
15	16531	Heavy Patching Program	GPR	1,085,858	1,130,289	1,176,493	1,222,697	1,268,901	1,319,657	1,372,443	1,427,341	1,484,435	1,543,812
16	22107	Horticulture Upgrades & Renewals	GPR	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000
17	39868	Kerb and Gutter Replacement	GPR	580,067	603,870	628,622	653,767	678,912	706,068	734,310	763,682	794,229	825,998

Ref	Job No.	Project Title	Funding Source	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
18	22397	Library Acquisitions	GPR	379,201	387,135	395,228	403,482	411,902	420,490	429,250	438,185	447,299	457,470
19	21345	Museum Acquisitions	Museum Acquisitions Reserve	4,378									
20	20959	Parks Smart Irrigation	Internal Loans Reserve (Water savings payback - 2 Year Loan Repayments)	25,000	25,000	25,000							
21	16532	Pavement Rehabilitation Program	24/25 onwards - R2R \$1,005K + Reg Rds Block \$643K (R2R 3% + Block 2% each year) + GPR Balance	3,798,831	4,179,946	4,052,750	4,528,934	4,704,931	4,895,328	5,091,141	5,294,787	5,506,578	5,726,841
22	39042	Pedestrian Access and Mobility Program (PAMP)	GPR	42,000	42,000	42,000	42,000	42,000	42,000	42,000	42,000	42,000	42,000
23	21900	Plant and Equipment Replacement	Plant Reserve \$5.6M + Plant Sales \$1.5M (amounts vary each fin yr)	5,980,000	5,709,500	4,790,539	5,754,000	6,635,500	7,096,500	5,816,500	5,014,000	4,322,000	7,657,000
24	12231	Playground Equipment Renewal	GPR	309,000	430,000	536,000	387,000	1,406,000	574,000	631,000	500,000	696,000	696,000
25	21930	Playground Shade Sail Installation	Grant Funded (TBC)	71,328	71,328	71,328	71,328						
26	21926	Public Art - Creative Light Spaces	Public Art Reserve		30,000								
27	21924	Public Art - Neighbourhood Engagement	Public Art Reserve	20,000	20,000								
28	21925	Public Art - Suburbs & Villages	Public Art Reserve	15,000	15,000								
29	21091	Recreational Assets Renewal	GPR	366,200	380,848	396,082	411,925	427,769	444,878	462,672	481,178	500,425	520,442
30	15883	Regional Roads Supplementary Block Grant - project TBA	Block Grant -Supp (TfNSW)	199,000	199,000	199,000	199,000	199,000	199,000	199,000	199,000	199,000	199,000
31	16529	Reseal program (renewal)	GPR \$3,177,642 + Regional Roads Block Grant \$323,887 (incrementing 3% each yr) + Additional \$500,000 GPR (2024/25 only)	3,215,989	2,835,510	2,960,301	3,078,713	3,197,125	3,325,011	3,458,011	3,596,331	3,740,184	3,889,791
32	52055	Sewer Gravity Mains Renewal Program	Sewer Reserve	164,680	169,621	174,709	179,950	185,191	190,747	196,469	202,363	208,434	214,687

Ref	Job No.	Project Title	Funding Source	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	2033/34
33	51390	Sewer Joint Connections Elimination	Sewer Reserve	55,492	56,325	57,169	58,027	58,885	59,768	60,665	61,575	62,498	64,061
34	50018	Sewer Mains Rehabilitation Program	Sewer Reserve	1,475,849	1,520,124	1,565,728	1,612,700	1,659,671	1,709,461	1,760,744	1,813,566	1,867,973	1,924,012
35	50052	Sewer Manhole Lids Replacment	Sewer Reserve	75,409	76,540	77,688	78,853	80,036	81,237	82,455	83,692	84,946	87,070
36	50445	Sewer Manhole Relining	Sewer Reserve	800,000	824,000	848,720	874,182	900,407	927,419	955,242	983,899	1,013,416	1,043,819
37	50024	Sewer Plant & Pumps Replacement and Renewal	Sewer Reserve	56,325	57,170	58,027	58,897	59,768	60,665	61,576	62,500	63,437	65,023
38	12786	Street Lighting Improvements Program - Roads and Traffic Facilities (as per schedule)	GPR	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000
39	15181	Traffic Committee - Implement unfunded Resolutions as adopted by Council	GPR	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000
40	30044	Urban Asphalt Program	\$404,250 R2R + \$1,207,174 GPR + Future Years GPR	999,406	1,040,041	1,082,297	1,125,589	1,168,881	1,215,636	1,264,261	1,314,831	1,367,424	1,422,121
41	12894	Village Community Priorities - S94A3	External Borrowings (Future Years Loan Repayments less 50% LCL subsidy funded from S7.12*)	20,000	20,000	18,000	18,000						
		<b>TOTAL LTFP CAPITAL PROGRAM</b>		<b>23,746,070</b>	<b>23,834,547</b>	<b>23,002,388</b>	<b>25,091,152</b>	<b>27,181,753</b>	<b>27,501,632</b>	<b>26,971,992</b>	<b>27,347,195</b>	<b>27,144,865</b>	<b>31,308,496</b>

**RP-4 HENWOOD PARK NETBALL COURT PROJECT****Author:** Sue Hanrahan**Executive:** John Sidgwick

**Summary:** This report recommends a one-off funding contribution towards construction of a netball court at the northern end of Henwood Park bottom oval.

**Recommendation**

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That Council:

- a endorse the General Manager or their delegate entering into an agreement with the East Wagga Koorungal Football and Netball Club to construct a netball court at Henwood Park
- b provides a contribution of \$30,000 to East Wagga Koorungal Football Netball Club for the construction of the court
- c note that East Wagga Koorungal Football Netball Club will be responsible for all other costs towards the project
- d approve the budget variation/s as detailed in the Financial Implications section of the report

**Report**

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Since 2021, Council staff have been in consultation with East Wagga Koorungal Football Netball Club (EWKFNC) regarding a request from the club to construct a netball court at Henwood Park in Koorungal.

EWKFNC are proposing to complete the construction works which will be an additional community asset to the Henwood Park site. In the past, EWKFNC have held training at Henwood Park, however due to limited resources, all training is now undertaken at Gumly Gumly. The proposal put forward is to develop a netball court at the northern end of the bottom oval at Henwood Park (attachment 1) which would provide the whole junior football and netball club with the ability to utilise the space and will improve the club's ability to increase accessibility for all members and increase registration numbers.

The construction will be managed and delivered through the trades available within the club. These trades have a strong reputation within the community and capacity to deliver the project to a high standard. Additionally, football goals will be installed on-site. The new netball court and football goals will not impact the existing soccer and cricket fields at Henwood Park.

The club has requested a financial contribution from Council to assist with the delivery of the project which is proposed to be funded through existing budgets.

The project aims to enhance the facilities at Henwood Park, support local sports development, and increase participation in netball and football within the community.

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## Financial Implications

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The total cost for this project is estimated at \$90,000. The funding from Council is based on the East Wagga Koorringal Football Netball Club contributing \$60,000 in cash and in-kind support. Council has an annual recurrent budget to Renew Recreational Facilities. During the planning period for the 2024/25 long term financial plan, this project was identified, and it is proposed that \$30,000 be funded from this annual budget.

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## Policy and Legislation

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Recreation Open Space and Community Strategy and Implementation Plan 2040

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## Link to Strategic Plan

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### Safe and Healthy Community

Objective: Our community has access to health and support services that cater for all of our needs

Support and continue to develop services to improve and promote community health and wellbeing

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## Risk Management Issues for Council

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The risks associated with implementing this project relate to process, cost, environmental, WHS and contractor performance. These risks are addressed as part of the Council's project management and contractor performance management systems.

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## Internal / External Consultation

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Meetings and external consultations have occurred with East Wagga Koorringal Football Netball Club, AFL Riverina, Cricket Wagga and Football Wagga. This project will not impede the existing football fields.

Internal consultation has occurred within Council's Strategic Recreation and Parks Operations divisions.

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## Attachments

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1   Henwood Park netball court location



**RP-5 REQUEST TO WAIVE SECTION 64 SEWER CONTRIBUTIONS FOR DA24/0109****Author:** Belinda Maclure**Executive:** John Sidgwick

**Summary:** The applicant of DA24/0109 at Shop 3, 2 Messenger Avenue, Boorooma NSW 2650 requests a waiver for Section 64 Sewer contributions.

**Recommendation**

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That Council does not waive Section 64 Sewer infrastructure contributions associated with DA24/0109 at Shop 3, 2 Messenger Avenue, Boorooma NSW 2650.

**Report**

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The proposed development described in DA24/0109 is for Shop 3, 2 Messenger Avenue, Boorooma (Lot 4 DP287007) is for a beauty salon. The applicant of DA24/0109 is Montanna Richardson, the business owner who will be operating the beauty salon. Council's records show 2 Messenger Avenue in the Boorooma Shopping Centre and is owned by the Roman Catholic Church.

Section 64 Sewer contributions for beauty salons are based on the number of basins proposed in the development. Section 64 Sewer contributions for DA24/0109 are calculated correctly based on an additional 2 basins. This results in a charge of \$7,281 (in 2024/25 dollars).

A request was received from the applicant to waive the Section 64 Sewer contributions. This request is based on the development providing an important service to an area of the city which is currently not serviced by such businesses; that the sewer network has already been constructed in the area; that Section 64 Sewer contributions are not applied in the central business area and; that the contributions were not expected and not budgeted for by the business.

**Financial Implications**

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Section 64 Sewer and Stormwater infrastructure contributions are calculated to reflect the impact of development on the sewer network. The Section 64 Sewer contribution relates to the increased number of basins.

The Section 64 contributions are allocated to fund sewer projects in the Development Servicing Plans.

**Policy and Legislation**

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Wagga Wagga City Council, Development Servicing Plan Sewerage Services July 2013



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## Link to Strategic Plan

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### The Environment

Objective: Future growth and development of Wagga Wagga is planned for in a sustainable manner

Ensure sustainable urban development

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### Risk Management Issues for Council

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Without receiving adequate sewer contributions there would be a funding gap to maintain and renew the vital sewer network Council assets.

Should Council waive fees there is a risk that a precedent could be set, which may lead to financial shortcomings and inability for Council to pay for citywide infrastructure projects.

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### Internal / External Consultation

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Consultation has occurred with key stakeholders from the organisation.

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### Attachments

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1   DA24/0109 request to waive Section 64 Sewer contributions

Belinda Maclure  
Contributions Coordinator  
Wagga Wagga City Council  
Email: [maclure.belinda@wagga.nsw.gov.au](mailto:maclure.belinda@wagga.nsw.gov.au)

**Subject: Request for Exemption from Sewage Contribution Fees**

Dear Belinda,

I am writing to formally request an exemption from the sewage contribution fees for the Beauty Salon at the Boorooma Shops located at Shop 3, 2 Messenger Avenue, Boorooma NSW 2650.

**Reason for Request**

The grounds for this request are as follows:

1. The development is intended to support the northern Wagga suburbs in developing new services to the community. With the ever-growing population within the northern suburbs, there is currently no beauty salon operating in these areas.  
The beauty salon will contribute to the local community by providing much-needed beauty services and self-care treatments. There is a great need for self-care services in general however, having a beauty salon within the northern area allows easy accessibility to people who may be unable to travel into town. It gives the older generation residing at Settlers Village an opportunity to engage in some self-care treatments like having their nails done or toenails clipped.

The northern suburbs are crying out for more services to assist the community however, with large rent costs and the current costs of living, it has left the Boorooma Shops and Estella shops vacant and untenanted for approximately 18+ months.

2. The salon is located in an area where sewage infrastructure has already been significantly developed, and additional contributions would place an undue financial burden on myself and the project's completion.

Additionally, I am required to pay rates at the salon premise (approximately \$2,000 per year) which is equivalent to my 4 bedroom house in Gobbagombalin. This \$2,000 per year already poses a significant financial challenge for me in my early years of business owning.

3. I believe the sewage fees were reduced at the onset of the DA process, which I am truly grateful for however, the remaining substantial fee of \$7,300 came as a shock. This extensive fee is not in my current borrowing capacity and was not included in my business start up loan that I received through Westpac Bank. This fee represents 25% of my full start up loan.

I am aware that the Council has the ability, and capacity, to waive sewage contribution fees to those in businesses in the CBD. I kindly request that this offer is extended to my business to allow the northern community to receive this much needed service.

I'm not a Chemist Warehouse or a Dominos Pizza, I don't have a large financial backing like my neighbouring tenants do. As a new business owner with limited funds, the waiving of this fee would allow me to complete my dream of becoming a self-sufficient successful business owner with my own employees.

The salon fit out is being completed by myself and my family members to allow me to achieve my dreams. I could not afford to outsource the labour of the fit out for the salon as I am a 27 year old woman, with a mortgage, car loan and childcare costs.

I hope the type of business that I am striving for is something that Wagga City Council finds just as beneficial for the local community as I do and is able to encourage it and help it come to fruition in any way possible.

### **Conclusion**

I respectfully request that the Wagga Wagga City Council considers this application for exemption from the sewage contribution fees. I am more than willing to provide additional information or discuss this request further if needed.

Thank you for considering my request. I look forward to your positive response.

Yours sincerely,  
Montanna Richardson

**RP-6 PROPOSED PLANNING AGREEMENT TOLLAND RENEWAL PROJECT****Author:** Belinda Maclure**Executive:** John Sidgwick**Summary:**

On 28 March 2024 Council received a proposed planning agreement from Homes NSW. The proposed planning agreement offers to construct active travel infrastructure, recreational assets and community facilities in the Tolland Renewal area in addition to the requirements of the development, in lieu of the payment of Section 7.11 contributions required for the subdivision development. Homes NSW provided a Contributions Works Delivery Plan, which supports the draft deed and provides details of the infrastructure projects included in the offer, including costs and delivery timeframes.

Following the resolution of the Ordinary Council Meeting 27 May 2024, the draft proposed planning agreement was placed on public exhibition from 31 May 2024 to 12 July 2024. Five submissions received during the exhibition period.

Follow the formal exhibition period, staff became aware that the draft planning agreement deed must be exhibited with an explanatory note. As the explanatory note did not accompany the draft deed when it was placed on public exhibition earlier in the year, both documents must be publicly exhibited again.

**Recommendation**

That Council:

- a note the five (5) public submissions received during the public exhibition period for the draft planning agreement in relation to the Tolland Renewal Project development
- b place the proposed Planning Agreement and Explanatory Note on public exhibition again for a period of 28 days
- c receive a further report following the exhibition and submission period:
  - i addressing any submission made in respect of the proposed planning agreement and Explanatory; and
  - ii recommending to either enter into the proposed planning agreement or recommending to not enter into a proposed planning agreement

**Report**

At its ordinary meeting held on 27 May 2024 Council resolved in respect to the proposed planning agreement for the Tolland Renewal Project as follows:

*That Council:*

- a *receive and note 29 submissions and two (2) petitions were received during the public exhibition period between 11 September 2023 to 24 October 2023 on the Tolland Concept Masterplan*

- b adopt the finalised Tolland Concept Masterplan*
- c provide in principle support for the proposed Planning Agreement in relation to the Tolland Renewal Project*
- d place the proposed Planning Agreement on public exhibition for a period of 28 days from 31 May 2024 to 28 June 2024 and invite submissions until 12 July 2024*
- e receive a further report following the exhibition and submission period:*
  - i addressing any submission made in respect of the proposed planning agreement; and*
  - ii recommending whether or not to enter into the proposed planning agreement*
- f approve dispensation from Council's Developer Infrastructure Agreements Policy (POL 121) and allow one public exhibition period for the proposed planning agreement*
- g approve dispensation from Council's Developer Infrastructure Agreements Policy (POL 121) in relation to the requirement of an unconditional bank guarantee*

In March 2024, Council received a draft deed for a proposed planning agreement from Homes NSW. The proposed planning agreement offers to construct active travel infrastructure, recreational assets and community facilities in the Tolland area in addition to the requirements of the development, in lieu of the payment of Section 7.11 contributions required for the subdivision development.

Homes NSW provided a Contributions Works Delivery Plan, which supports the draft deed and which provides details of the infrastructure projects included in the offer, including costs and delivery timeframes.

Following the Ordinary Council Meeting of 27 May 2024, Council exhibited the draft deed for the planning agreement for a period of 28 days. Five public submissions were received during the exhibition period, with all of the submissions supportive of the proposed planning agreement.

Following the exhibition period, staff have become aware that Part 9, Division 1, Section 205 (3) of the *Environmental Planning and Assessment Regulation 2021* states "a copy of the explanatory note must be exhibited with the copy of the proposed agreement, amendment or revocation when it is made publicly available in accordance with the Act". As the explanatory note was not publicly exhibited with the draft deed, the draft deed and explanatory note will need to be placed on public exhibition for an additional 28 days.

### **Financial Implications**

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Section 7.11 contributions required for the development are estimated to be \$3.5 million (in 2023/24 dollars), with Homes NSW offering to enter into a planning agreement with a value of works totalling \$7.1 million (in 2023/24 dollars). This means that the value of the infrastructure to be provided under the proposed planning agreement is significantly more than the Section 7.11 contributions required for the development.

While section 7.11 contributions will not be collected in this instance, and therefore Council will not collect funds to be allocated to projects identified in the Local Infrastructure Contributions Plan 2019 -2034 (LICP), when the current LICP was developed, the Tolland area was expected to increase by only 5 lots. The Tolland Renewal Project increases the lots in the area by approximately 300, with significantly more contributions collected than what was anticipated in the current LICP.

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## Policy and Legislation

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*Environmental Planning and Assessment Act 1979*, Sections 7.4 and 7.11 (formerly Sections 93F and 94)

*Environmental Planning and Assessment Regulation 2021*, Part 9, Division 1, Section 205 (3)

Wagga Wagga Local Infrastructure Contributions Plan 2019 - 2034

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## Link to Strategic Plan

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### The Environment

Objective: Future growth and development of Wagga Wagga is planned for in a sustainable manner

Ensure sustainable urban development

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## Risk Management Issues for Council

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The draft deed for the proposed planning agreement includes clauses to manage the risks for Council and the developer alike during the implementation stage. As the developer in this case is the State Government the likelihood of the identified risks in the draft Deed becoming issues is considered low.

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## Internal / External Consultation


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The draft planning agreement has been on public exhibition for a period of 28 days.

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## Attachments

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1.  Tolland Renewal Project draft Planning Agreement Explanatory Note Aug 2024  


2.  Tolland Renewal Project draft Planning Agreement August 2024  


## Explanatory Note

### Planning Agreement for the Tolland Renewal Project

#### 1 Planning Agreement

The purpose of this Explanatory Note is to provide a plain English summary to support the notification of the proposed Planning Agreement in relation to the Tolland Renewal (**Planning Agreement**) under section 7.4 of the *Environmental Planning and Assessment Act 1979* (NSW) (**Act**).

This Explanatory Note has been prepared jointly by the relevant parties, in accordance with section 205 of the *Environmental Planning and Assessment Regulation 2021* (NSW) (**Regulation**).

#### 2 Parties

The parties to the Planning Agreement are:

1. Wagga Wagga City Council (ABN 56 044 159 537) (**Council**); and
2. New South Wales Land and Housing Corporation (**LACH**) (ABN 24 960 729 253) (**Developer**).

#### 3 Description of the Land to which the Planning Agreement applies

The Land to which the Planning Agreement applies is described in Schedule 2 of the Planning Agreement (**Land**). The Land is located within the Wagga Wagga local government area and is comprised of:

1. land that is owned, or will be owned, by the Developer, known as the "Developer Land"; and
2. land which the Developer is in the process of compulsorily acquiring from Council, known as the "Acquisition Land".

The Land is shown below.

Figure 1- Tolland Masterplan



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#### 4 Description of the Development / changes to environmental planning instrument

The LAHC rezoning proposal for Tolland will deliver around 500 new homes, 200 of which will be social and affordable housing, through the development of 300 additional lots.

The proposal includes the delivery of infrastructure to provide the roads, utilities, drainage, footpaths, and upgraded parks for future residents.

In order to facilitate the Development, LAHC has sought amendments to the *Wagga Wagga Local Environmental Plan 2010 (LEP)* to rezone the land identified in the Planning Proposal from RE1 Public Recreation and R3 Medium Density Residential zoning to R1 General Residential.

The Planning Proposal is being facilitated by the Department of Planning, Housing and Infrastructure (DPHI) through the State Assessed Planning Pathway program which means it is being assessed, exhibited and finalised by DPHI rather than Council.

LAHC has entered into the Planning Agreement with Council under section 7.4 of the Act in connection with the change to the LEP resulting from the Planning Proposal and the future development of the Land.

#### 5 Summary of Objectives, Nature and Effect of the Planning Agreement

##### 5.1 Objectives

The Planning Agreement exists to support the implementation of the planning proposal. The Planning Proposal objectives, and therefore the Planning Agreement objectives are to:

- a) facilitate precinct wide renewal with revised street layout, increased permeability, connectivity and safety, walkability and livability,
- b) Provide enhanced and safer public spaces with increased permeability and surveillance, which are open, activated, functional, accessible and appropriate for a range of age groups,
- c) redefine the boundaries and increase the quantity of the public open space,
- d) provide enhanced and safer public spaces with increased permeability and surveillance, which are open, activated, accessible, appropriate for a range of age groups and functional,
- e) optimise the site's potential through the provision of market housing and the renewal of the existing social dwellings to create a vibrant, healthy, community,
- f) provide a pattern of housing which integrates social housing, is tenure blind and appropriately increases densities, dwelling typology and yield,
- g) improve precinct interface and connectivity with the wider community through suburb boundaries and road reserves which are active and open, and
- h) allow flexibility in the design process and layout while detailed site studies and land acquisition processes are ongoing.

In addition, the objective of the Planning Agreement is to provide for the delivery of public benefits in connection with the Planning Proposal and future development of the Land by requiring the Developer to:

- deliver infrastructure, and facilities, and
- dedicate part of the Land to the Council for public purposes including public open space.

The infrastructure to be delivered in the Planning Agreement to meet the objectives includes upgrades to open space areas (including the dedication of land), increased active travel

connections, improved public toilets in the area, a plug and play stage and improved mobile library facilities. The following figure shows the infrastructure to be delivered.

Figure 2- Tolland Projects



## 5.2 Nature

The Planning Agreement is an agreement under section 7.4 of the Act. It is a voluntary agreement under which the Developer makes Development Contributions (as defined in clause 1.1 of the Planning Agreement) for various public purposes (as defined in section 7.4(2) of the Act).

The Development Contributions are broadly described as developer works and the dedication of land to deliver infrastructure, recreational assets and community facilities. The Developer will deliver the Development Contributions in lieu of providing section 7.11 contributions in respect of the Development. The Developer is not required to pay a monetary contribution under the Planning Agreement.

The details, staging and timing of these Development Contributions are set out in Schedule 3 of the Planning Agreement and are reproduced below.

The Planning Agreement (Schedule 3) sets out requirements for completion of the infrastructure by a certain point of the Development within each stage, with practical completion tied to the Subdivision Certificate for the relevant stage.

Table 1– Developer Works List

Item No.	Description	Timing	Estimated Cost to Complete
<b>A. Developer Works</b>			
1	<b>Upgrade existing park to embellished through park</b> Embellishment of new public open space with an approximate area of 1,513m <sup>2</sup> and generally in the location indicated by item 6 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"> <li>- turfing disturbed areas;</li> <li>- mass planting;</li> <li>- irrigation;</li> <li>- additional trees;</li> <li>- 2.5m wide shared pathway;</li> <li>- fitness equipment;</li> <li>- bench seats; and</li> <li>- lighting.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 1A.	\$184,874
2	<b>Upgrade existing central park</b> Embellishment of new public open space with an approximate area of 15,146m <sup>2</sup> and generally in the locations indicated by items 2, 3, 4 and 5 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"> <li>- BBQ facilities;</li> <li>- shade structures for play equipment;</li> <li>- Irrigation;</li> <li>- picnic tables with roofs;</li> <li>- bench seats; and</li> <li>- water bubbler.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 1B.	\$156,454
3	<b>New through park and activity hub</b> Embellishment of new public open space with an approximate area of 15,542m <sup>2</sup> and generally	Within 18 months of the date of issue of	\$2,422,580

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Item No.	Description	Timing	Estimated Cost to Complete
	in the locations indicated by items 7, 8 and 9 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"> <li>- clearing debris;</li> <li>- turfing;</li> <li>- new play equipment including softfall and shade sails;</li> <li>- irrigation;</li> <li>- fitness equipment;</li> <li>- mass planting, including additional trees;</li> <li>- 2.5m wide shared pathway;</li> <li>- decomposed granite and seating for a learning space;</li> <li>- bridge over swale;</li> <li>- BBQ facilities;</li> <li>- shelter;</li> <li>- picnic tables;</li> <li>- bench seats;</li> <li>- water bubbler;</li> <li>- garbage bins; and</li> <li>- lighting.</li> </ul>	the first Subdivision Certificate in Stage 2A.	
4	Red Hill Road upgrade to existing crossing (Provisional Cost)	Within 18 months of the date of issue of the first Subdivision Certificate in the relevant Stage 2A	\$50,000
5	<b>Chambers Park works</b> Additional embellishments of Chambers Park to improve passive surveillance, drainage and activation including: <ul style="list-style-type: none"> <li>- Turfing and mass planting for additional areas on Bruce and Awaba Street</li> <li>- Stabilisation of banks</li> <li>- 430m on new 2.5m wide shared path</li> <li>- Lighting for shared path.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$772,870
6	<b>Chambers Park Toilet block</b> Repairs and upgrades to the existing toilet block within Chambers Park including: <ul style="list-style-type: none"> <li>- Demolish old amenities.</li> <li>- Remediate site.</li> <li>- Provision of three female toilets, three male toilets, urinals, and basins.</li> <li>- Three external wash basins.</li> <li>- Unisex accessible toilet.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$850,000

Item No.	Description	Timing	Estimated Cost to Complete
7	<b>Mobile library facilities</b> Repairs and upgrades to the existing mobile library facilities within Chambers Park including: <ul style="list-style-type: none"> <li>- Larger shelter structure</li> <li>- Concrete pad and accessible pathways</li> <li>- fixed tables and chairs</li> <li>- Relocation of existing facilities closer to community centre (if possible)</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$150,000
8	<b>Plug and play stage upgrades</b> Repairs and upgrades to the existing plug and play stage facilities within Chambers Park including: <ul style="list-style-type: none"> <li>- 3 Phase power</li> <li>- Potable Water</li> <li>- Fixed shade structure especially to protect from western sun in the afternoons.</li> <li>- Lighting – on stage as well as facing out externally to light up perimeter of stage + connecting accessible footpaths.</li> <li>- Lockable temporary storage area to secure supplies/equipment when a community event is being delivered on site.</li> <li>- Connecting accessible pathways to the car park for unloading sound equipment etc. to the stage area + accessible pathway connecting plug and play community stage to public toilet facility with good lighting coverage.</li> <li>- Works to include event facilities including water and power connections.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$400,000
9	<b>Footpath works</b> <ul style="list-style-type: none"> <li><input type="checkbox"/> Project A - 1km of 2.5m wide concrete shared way to Tolland Shops Via Bruce Street to be delivered with Stage 1B.</li> <li><input type="checkbox"/> Project B - 1.25km of 2.5m Wide asphalt active travel path to Fernleigh Road via Glenfield Road to be delivered with Stage 2A.</li> <li><input type="checkbox"/> Project C - 1km of 2.5m wide concrete shared way to South City Shopping Centre via Dalman Parkway to be delivered with Stage 3.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in the relevant Stage to which the footpath works relate, as indicated in <b>Column 2.</b>	\$2,162,748
<b>B. Dedication of Land</b>			
10	<b>Dedication of new public open space</b> Dedication of new public open space with a total	Prior to the issue of an	Nil

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Item No.	Description	Timing	Estimated Cost to Complete
	area of approximately 90,707m², comprising: i. Chambers Park; ii. Emblem Park; and iii. Central Park, indicatively shown on the plan at <b>Annexure Error! Reference source not found..</b>	Occupation Certificate for the first dwelling that fronts the public open space.	
11	<b>Dedication of road reserves</b> Dedication of new fully constructed public roads (including verges) with a total area of approximately 141,528m².	Prior to the issue of an Occupation Certificate for the first dwelling that fronts the road.	Nil
Total estimated value = \$7,149,526 (ex GST)			

The value of the developer works exceeds the applicable Section 7.11 contributions under the Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034 by approximately \$3.6 million.

A map of the proposed lands to be acquired and dedicated to the Council is contained in Annexure B of the Planning Agreement and is reproduced below.

Figure 3 – Land acquisition plan

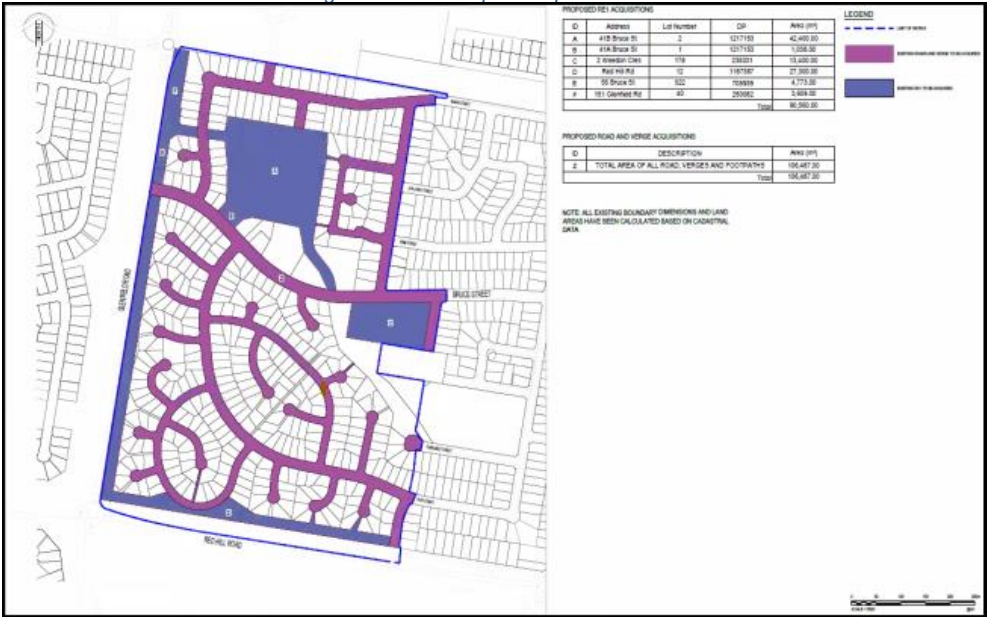


Figure 4 - Land Dedication Plan





### 5.3 Effect

The Planning Agreement:

- relates to the Planning Proposal and the carrying out of the Development;
- wholly excludes the application of local contributions under sections 7.11 and 7.12 of the Act to the Development,
- does not exclude the application of regional contributions under section 7.24 of the Act,
- provides for the delivery of in kind Development Contributions by the Developer by requiring the dedication of open space, carrying out of required infrastructure and parks embellishment, and
- is required to be registered on the title to the land proposed to be dedicated to Council, known as the "Registration Land".

### 5.4 Public Benefit

The Developer is required to provide the following public benefit in accordance with the Planning Agreement.

#### Public Open Space

The Planning Agreement requires the dedication of open space and embellishment work to these spaces. These works include:

- Embellishment of new public open space with an approximate area of 1,513m<sup>2</sup> and generally in the location indicated by item 6 on the Landscape Masterplan.
- Embellishment of new public open space with an approximate area of 15,146m<sup>2</sup> and generally in the locations indicated by items 2, 3, 4 and 5 on the Landscape Masterplan.
- Embellishment of new public open space with an approximate area of 15,146m<sup>2</sup> and generally in the locations indicated by items 2, 3, 4 and 5 on the Landscape Masterplan.
- Additional embellishments of Chambers Park to improve passive surveillance, drainage and activation.

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- Repairs and upgrades to the existing toilet block within Chambers Park.
- Repairs and upgrades to the existing mobile library facilities within Chambers Park.
- Repairs and upgrades to the existing plug and play stage facilities within Chambers Park.

#### Active Travel

The Planning Agreement includes an additional 4.75km of sharedpaths throughout Tolland to enable connection to the broader Wagga Wagga active travel network, enabling better connection with key local services including the Tolland Shops and South City Shopping Centre. These footpath works consist of:

- 1km of 2.5m wide concrete shared way to Tolland Shops via Bruce Street to be delivered with Stage 1B,
- 1.25km of 2.5m wide asphalt active travel path to Fernleigh Road via Glenfield Road to be delivered with Stage 2A,
- 1km of 2.5m wide concrete shared way to South City Shopping Centre via Dalman Parkway to be delivered with Stage 3, and
- Red Hill Road upgrade to existing crossing.

## **6 Assessment of the merits of the Planning Agreement**

### **6.1 The Planning Purposes Served by the Draft Planning Agreement**

The Planning Agreement is consistent with and promotes the objects in section 1.3 of the Act. In particular, the Planning Agreement:

- promotes and co-ordinates the orderly and economic use and development of the land to which it applies, and
- provides increased opportunity for public involvement and participation in environmental planning and assessment of the Development.

The Planning Agreement is required to deliver the proposed masterplan and revised road, and open space framework proposed within the masterplan.

### **6.2 How the Planning Agreement Promotes the Public Interest**

The Planning Agreement sets out arrangements for the delivery of infrastructure, facilities and services to meet the needs of the Development, and to provide for the dedication of community land and roads to Council.

The Planning Agreement promotes the public interest by promoting the objects of the Act as set out in section 1.3 of the Act and through the provision of the public benefits outlined above.

### **6.3 How the Draft Planning Agreement Promotes the Principles for Local Government Contained in Chapter 3 of the *Local Government Act 1993***

The Planning Agreement promotes the principles for local government by:

- strategically using the integrated planning and reporting framework for the provision of effective and efficient services and regulation to meet the diverse needs of the local community,
- working with others to secure appropriate services for local community needs,
- acting fairly, ethically and without bias in the interests of the local community,
- keeping the local and wider community informed about its activities and
- providing adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively.

### **6.4 Whether the Planning Agreement Conforms with Council's Capital Works Program**

The works are not part of Council's current capital works program.

### **6.5 Whether the Planning Agreement specifies that certain requirements must be complied with before a construction certificate, occupation certificate or**

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**subdivision certificate is issued**

Yes, developer works are required to be delivered prior to the issuing of a Subdivision Certificate for relevant stages of the development. These are detailed in schedule 3 of the agreement and reproduced in section 5.2 above.

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Wagga Wagga City Council

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New South Wales Land and Housing Corporation

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# Voluntary Planning Agreement

draft

3462-2918-0460v17

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Date

## Parties

**Wagga Wagga City Council** ABN 56 044 159 537 of 243 Baylis Street, Wagga Wagga, NSW 2650 (**Council**)

**New South Wales Land and Housing Corporation** ABN 24 960 729 253 a statutory corporation constituted by section 6 of the *Housing Act 2001* (NSW) of C/- Homes NSW of 4 Parramatta Square, 12 Darcy Street, Parramatta NSW 2150 (**Developer**)

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## Background

- A. Homes NSW, of which the Developer forms part, owns, or will own, the Developer Land and is in the process of compulsorily acquiring the Acquisition Land from Council. The Developer Land and Acquisition Land comprise, together, the Land.
  - B. The Developer intends to deliver the Development on the Land. To facilitate the Development, the Developer lodged the Planning Proposal on 14 September 2023.
  - C. The Tolland Estate renewal proposal seeks to deliver approximately 300 residential lots on the Land, approximately 40% of which will be social and affordable housing. The Planning Proposal was selected by the Department for inclusion in a pilot State-assessed planning proposal pathway.
  - D. The indicative yield of the Development as set out in the Planning Proposal is 210 residential dwellings. If section 7.11 of the Act applied to the construction of these dwellings, the Developer would be required to pay Council approximately \$3,500,000 (indexed annually by CPI on 1 July) in contributions under section 7.11 of the Act in connection with the Development. In lieu of providing contributions to Council under section 7.11 of the Act to Council, the Developer intends to deliver the Development Contributions in accordance with the terms of this Agreement. The Development Contributions are valued at approximately \$7,150,000 (indexed annually by CPI on 1 July).
  - E. The Developer offers to enter into this Agreement with Council for the provision of Development Contributions in connection with the Planning Proposal and the future Development of the Land, in accordance with section 7.4 of the Act.
-

Agreed terms

1 Definitions and interpretation

1.1 Definitions

Terms used in this Agreement have the following meanings:

<b>Acquisition Land</b>	those parts of the Land that the Developer intends to compulsorily acquire from Council, in accordance with an agreement entered into under section 29 of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i> , in order to facilitate the Development and provide the Development Contributions, being Lots 1 and 2 DP1217153, Lot 178 DP235331, part Lot 12 DP1187387, Lot 322 DP705939, Lot 40 DP250082 and all existing land that is public road under the <i>Roads Act 1993</i> within the Tolland Estate.
<b>Act</b>	the <i>Environmental Planning and Assessment Act 1979</i> .
<b>Agreement</b>	this planning agreement, including any schedules and annexures.
<b>Approval</b>	an approval that authorises the Development or any part thereof, including a Development Consent or determination issued by the Developer under Part 5 of the Act.
<b>Business Day</b>	a day on which banks are open for business generally in Sydney, and which is not a Saturday, Sunday or bank or public holiday in Sydney and specifically excluding 27, 28, 29, 30 and 31 December.
<b>Certificate of Practical Completion</b>	means the notice provided by Council to the Developer that Practical Completion has been reached for the relevant Developer Works stating the date when Practical Completion was reached, issued pursuant to <b>clause 6.3(c)(i)</b> .
<b>Dedication</b>	means the transfer to Council for no cost in accordance with this Agreement. <b>Dedicate</b> and <b>dedicated</b> have the same meaning.
<b>Dedication Land</b>	means the land proposed to be Dedicated to Council, as identified in <b>Part B</b> of <b>Schedule 3</b> and depicted in the Dedication Plan.
<b>Dedication Plan</b>	the plan showing the Dedication Land at <b>Annexure B</b> .

<b>Defect</b>	means a material defect contained in a relevant part of the Developer Works which: <ul style="list-style-type: none"> <li>(a) adversely affects the ordinary use and/or enjoyment of the relevant part of the Developer Works; or</li> <li>(b) will require maintenance or rectification works to be performed on the Developer Works as a result of the existence of the defect.</li> </ul>
<b>Defects Liability Period</b>	with respect to: <ul style="list-style-type: none"> <li>(a) any part of the Developer Works that involves landscaping and tree works – 6 months; and</li> <li>(b) any other part of the Developer Works – 12 months,</li> </ul> from the date the particular Developer Works is subject to a Certificate of Practical Completion issued in accordance with <b>clause 6.3(c)(i)</b> .
<b>Defects Notice</b>	means a notice issued in accordance with <b>clause 7.1(a)</b> .
<b>Department</b>	the Department of Planning, Housing and Infrastructure or its successor.
<b>Developer Land</b>	that part of the Tolland Estate that is owned by Homes NSW, of which the Developer forms part, as identified in <b>Schedule 2</b> , plus any additional land that may be acquired by the Developer for the purpose of the Development, which, together with the Acquisition Land, will be developed by the Developer including for the Developer Works.
<b>Developer Works</b>	each of the works to be carried out as specified in <b>Part A of Schedule 3</b> .
<b>Development</b>	the development of the Land for residential and public recreation purposes, which forms part of the Tolland Estate renewal project the subject of the Planning Proposal.
<b>Development Consent</b>	has the same meaning given to that expression in the Act.
<b>Development Contributions</b>	the contributions to be provided by the Developer in accordance with <b>clause 5</b> and <b>Schedule 3</b> .
<b>Draft Design</b>	has the meaning given to that expression in <b>clause 6.1(a)(i)</b> .
<b>Dwelling</b>	has the same meaning given to that expression in the Act.



<b>Final Lot</b>	means a lot created in the Development for separate residential occupation and disposition, including a strata lot created by registration of a strata plan within the meaning of the <i>Strata Schemes Development Act 2015</i> , or a lot of a kind or created for a purpose that is otherwise agreed by the Parties, not being a lot created by a subdivision of the Land that is to be dedicated or otherwise transferred to Council.
<b>Instrument Change</b>	means an amendment to the LEP as a consequence of the Planning Proposal, which is given effect by the publication of an environmental planning instrument in the NSW Government Gazette.
<b>Land</b>	the Developer Land and the Acquisition Land.
<b>Landscape Masterplan</b>	the plan by the same name in the Planning Proposal and extracted at <b>Annexure C</b> .
<b>LEP</b>	means the <i>Wagga Wagga Local Environmental Plan 2010</i> .
<b>LRS</b>	NSW Land Registry Services.
<b>Monetary Contribution</b>	the monetary payment required to be made by the Developer to Council as specified in <b>Part C of Schedule 3</b> .
<b>Notice</b>	means a written notice given by a Party claiming that a dispute has arisen, in accordance with <b>clause 12.2</b> .
<b>Party</b>	a party to this Agreement, including their successors and assigns.
<b>Planning Proposal</b>	the planning proposal lodged with the Department on 14 September 2023 to amend the LEP to rezone the whole of the Tolland Estate to R1 General Residential.
<b>Practical Completion</b>	the stage in the carrying out and completion of the Developer Works when construction is complete, except for minor omissions and defects: <ul style="list-style-type: none"> <li>(a) which do not prevent the Developer Works from being reasonably capable of being used for their intended purpose; and</li> <li>(b) the rectification of which will not prejudice the convenient use of the Developer Works.</li> </ul>
<b>Real Property Act</b>	the <i>Real Property Act 1900</i> .
<b>Register</b>	the Torrens title register maintained under the Real Property Act.
<b>Registrar General</b>	the Registrar General of NSW.

<b>Registration Land</b>	means the land proposed to be Dedicated to Council over which this Agreement will be registered, comprising Lots 1 and 2 DP1217153.
<b>Regulation</b>	the <i>Environmental Planning and Assessment Regulation 2021</i> .
<b>Subdivision Certificate</b>	has the same meaning given to that expression in the Act.
<b>Stage</b>	a stage identified on the Staging Plan.
<b>Staging Plan</b>	the plan showing the proposed stages of the Development at <b>Annexure A</b> .
<b>Tolland Estate</b>	the Tolland housing estate area, Wagga Wagga, which is the subject of the Planning Proposal and includes the Land, as indicatively shown on the Landscape Masterplan.

**1.2 Interpretation**

In this Agreement, unless the context clearly indicates otherwise:

- (a) a reference to a statute, ordinance, code or other law includes regulations and other instruments under it and consolidations, amendments, re-enactments or replacements of any of them;
- (b) the singular includes the plural and vice versa;
- (c) the word "person" includes a firm, a body corporate, an unincorporated association or an authority;
- (d) a reference to a person includes a reference to the person's executors, administrators, successors, substitutes (including, without limitation, persons taking by novation) and assigns;
- (e) a reference to anything (including, without limitation, any amount) is a reference to the whole and each part of it and a reference to a group of persons is a reference to all of them collectively, to any two or more of them collectively and to each of them individually;
- (f) "include" or "including" when introducing a list of items does not limit the meaning of the words to which the list relates to those items or to items of a similar kind;
- (g) a reference to a body, whether statutory or not which ceases to exist or whose powers or functions are transferred to another body is a reference to the body which replaces it or which substantially succeeds to its powers or functions;
- (h) no rule of construction applies to the disadvantage of a Party because that Party was responsible for the preparation of this Agreement;

- (i) any capitalised term used, but not defined in this Agreement, will have the meaning ascribed to it under, and by virtue of, the Act;
- (j) headings are inserted for convenience only and do not affect the interpretation of this Agreement;
- (k) if the day on which any act, matter or thing is to be done under this Agreement is not a Business Day, the act, matter or thing must be done on the next Business Day;
- (l) a reference in this Agreement to dollars or \$ means Australian dollars and all amounts payable under this Agreement are payable in Australian dollars;
- (m) a reference in this Agreement to any agreement, deed or document is to that agreement, deed or document as amended, novated, supplemented or replaced; and
- (n) a reference to a clause, part schedule or attachment is a reference to a clause, part, schedule or attachment of or to this Agreement.

## 2 Planning agreement under the Act

- (a) The Parties agree that this Agreement is a planning agreement within the meaning of section 7.4 of the Act.
- (b) **Schedule 1** of this Agreement summarises the requirements for planning agreements under section 7.4 of the Act and the ways in which this Agreement addresses those requirements.

## 3 Application of this Agreement

This Agreement applies to the:

- (a) Land;
- (b) Instrument Change; and
- (c) Development.

## 4 Operation of this Agreement

- (a) **Clauses 1, 2, 3, 4, 12, 13, 14, 15 and 18.1** operate and are effective and binding on the Parties on and from the date of this Agreement.
- (b) The Parties agree that the balance of the terms of this Agreement operate and are effective and binding on the Parties on and from the date the Instrument Change is made.
- (c) Notwithstanding **clause 4(b)**, the Parties agree that the Developer is not bound by this Agreement to deliver the Development Contributions unless:

- (i) the Instrument Change is made;
- (ii) an Approval is granted for the Development; and
- (iii) the Development is physically commenced in accordance with section 4.53 of the Act.

## 5 Contributions to be made under this Agreement

Subject to this Agreement and in accordance with **Schedule 3**, the Developer is to deliver the Development Contributions, comprising the:

- (a) carrying out, completion and maintenance of the Developer Works; and
- (b) Dedication of the Dedication Land.

## 6 Carrying out and delivery of Developer Works

### 6.1 Design of Developer Works

- (a) The Developer must, promptly after the date of the Approval applicable to the relevant Developer Works, prepare plans and specifications for the Developer Works (**Draft Design**) having regard to:
  - (i) applicable Council standards;
  - (ii) the relevant Approval; and
  - (iii) applicable Australian standards,and submit them to Council for approval, such approval not to be unreasonably withheld.
- (b) Council must promptly review the Draft Design and either confirm the Draft Design is acceptable or provide comments (acting reasonably, having regard to the requirements of **clause 6.1(a)** and the costs associated with amendments to the Draft Design) to the Developer within 20 Business Days. The Developer must within 20 Business Days amend the Draft Design to take into account the comments made by Council and re-submit the Draft Design if required by Council.
- (c) When Council is of the opinion that the Draft Design is satisfactory, then Council must (in its capacity as a party to this Agreement, not as a consent authority) notify the Developer that the Draft Design is acceptable and this will be the approved design.

### 6.2 Carrying out of Developer Works

The Developer must:

- (a) carry out the Developer Works:
  - (i) in a proper and workmanlike manner; and
  - (ii) in accordance with the plans and specifications approved under **clause 6.1**;

- (b) bring the Developer Works to Practical Completion by the time specified in **Column 3 of Schedule 3**; and
- (c) provide access to Council to the Land for the purposes of undertaking inspections of the Developer Works prior to their Practical Completion upon the provision of reasonable notice by Council to the Developer (not less than 5 Business Days) and provided that Council agrees to comply with all directions of the Developer while it is on the Land, including in relation to work health and safety procedures.

### 6.3 Completion of Developer Works

- (a) When the Developer is of the reasonable opinion that Developer Works are near Practical Completion, the Developer must notify Council in writing of the date Practical Completion is expected to be reached.
- (b) Council must inspect the Developer Works promptly following, and within 10 Business Days of Council receiving, the notice under **clause 6.3(a)**.
- (c) Council must, within 10 Business Days of completing its inspection of the Developer Works (and in any event, no later than 20 Business Days after receipt of the notice under **clause 6.3(a)**), provide either:
  - (i) Developer Works a Certificate of Practical Completion; or
  - (ii) notice to the Developer specifying that it is of the opinion that Practical Completion has not been reached, in which case it must set out all the matters that Council reasonably considers must be completed in order for Practical Completion to be reached.
- (d) If the Council does not provide the Developer with a notice under **clause 6.3(c)** within the time prescribed by that clause, Council will be deemed to have issued a Certificate of Practical Completion in respect of the Developer Works the subject of the Developer's notice under **clause 6.3(a)** on the date nominated in the Developer's notice.
- (e) The Developer:
  - (i) must correct any defects or finalise any incomplete work specified by Council under **clause 6.3(c)(ii)**, within the agreed time as reasonably nominated by the Developer, or if no time is nominated and agreed, within 10 Business Days after the Developer receives the notice issued under **clause 6.3(c)(ii)** from Council. Once complete, the provisions of **clauses 6.3(a) – (d)** will apply; or
  - (ii) if it does not agree with the matters set out in Council's notice issued under **clause 6.3(c)(ii)**, must notify Council that a dispute has arisen and **clause 10** of this Agreement will apply.
- (f) Council takes possession of the Developer Works at 4pm on the earlier of:
  - (i) the date Council issues a Certificate of Practical Completion in accordance with **clause 6.3(c)(i)**; or

- (ii) if the Developer Works was carried out on any Dedication Land, the date the relevant part of the Dedication Land is dedicated to Council in accordance with **clause 8**.

#### **6.4 Failure to deliver Developer Works**

- (a) If the Developer fails to complete all or any part of the Developer Works as required by this Agreement by the time required by **clause 6.2(b)** and **Column 3 of Schedule 3** for that item of Developer Works, Council may elect to complete that item or such part or parts of that item as are outstanding, or as otherwise agreed, or appoint a contractor to carry out the relevant Developer Works on Council's behalf.
- (b) If **clause 6.4(a)** applies, the Developer authorises, following at least 5 Business Days' notice provided by Council to the Developer, Council, its officers, employees, agents and contractors to enter the Land for the purposes of completing the relevant Developer Works.

## **7 Defects Liability**

### **7.1 Defects Notice**

- (a) Where a Certificate of Practical Completion has been issued for all or any part of the Developer Works pursuant to **clause 6.3(c)(i)**, but the relevant part of the Developer Works contains a Defect, Council may issue a Defects Notice to the Developer concerning that part of the Developer Works, but only within the Defects Liability Period.
- (b) A Defects Notice must specify the:
  - (i) nature and extent of the Defect;
  - (ii) details of the work Council requires the Developer to carry out in order to rectify the Defect; and
  - (iii) time within which the Defect must be rectified (which must be a reasonable time and not less than 10 Business Days).

### **7.2 Developer to rectify Defects**

- (a) The Developer must:
  - (i) procure the performance of the work required to rectify the Defects contained within a Defects Notice after receipt of the Defects Notice; or
  - (ii) serve a notice on Council that it disputes the matters set out in the Defects Notice.
- (b) The Developer must follow the procedure set out in **clauses 6.3(a) – (d)** in respect of the satisfaction of the Defects Notice.
- (c) Where the Developer serves notice on Council in accordance with **clause 7.2(a)(ii)**, **clause 12** of this Agreement will apply.

### 7.3 Right of Council to step-in

If the Developer fails to rectify a Defect which it is obliged to rectify, then Council may have the rectification carried out by others without prejudice to any other rights and remedies Council may have, but only after giving the Developer 5 Business Days' written notice of its intention to do so.

### 7.4 Consequence of step-in

If Council elects to exercise the step-in rights granted to it under **clause 7.3**, then:

- (a) Council may:
  - (i) enter upon any part of the Land that it requires to access in order to satisfy the obligations of the Developer in accordance with the Defects Notice; and
  - (ii) rectify the relevant Defects in accordance with the Defects Notice; and
- (b) the Developer must not impede or interfere with Council in undertaking that work.

### 7.5 Costs of Council

Where Council exercises its step-in rights granted to it under **clause 7.3**, all reasonable costs incurred by Council in rectifying the relevant Defects may be claimed by Council as a liquidated debt owed by the Developer. The Developer is entitled to dispute the costs, in which case **clause 10** of this Agreement will apply.

## 8 Dedication of Land

### 8.1 Delivery of the Dedication Land

The Developer must take all relevant steps to, as part of the Development:

- (a) provide for the Dedication of the Dedication Land to Council; and
- (b) dedicate the Dedication Land, including any embellishments and Developer Works contained on the Dedication Land, in accordance with **clause 8.2, Schedule 3** and the Dedication Plan, or at such other time period as is agreed in writing between the Parties.

### 8.2 Dedication process

- (a) The Developer must take all steps necessary to register at LRS the Dedication of the Dedication Land to Council in accordance with the timing specified in **clause 8.1(b)** by:
  - (i) either delivering to Council:
    - (A) a form of transfer in respect of the relevant part of the Dedication Land executed by the owner of that Land in registrable form transferring that land for \$1.00; or

- (B) a deposited plan which indicates that the relevant part of the Dedication Land is intended to be dedicated to Council.
  - (ii) lodging all necessary executed documents with LRS and responding to any enquiries or requisitions made by LRS; and
  - (iii) taking any other necessary action to give effect to the transfer of the title of the relevant part of the Dedication Land to Council.
- (b) Subject to the requirements under this **clause 8.2**, Council agrees that it will accept the Dedication of the Dedication Land:
  - (i) free of all encumbrances and interests, other than any easements or interests required by any authority or utility service provider or required under any Development Consent; and
  - (ii) in a condition such that the Dedication Land is suitable for use for its intended purpose, unless a higher standard of environmental condition of the Dedication Land is agreed between the parties.
- (c) The Developer is responsible for paying any costs associated with the Dedication of the Dedication Land to Council.

## 9 Application of s7.11, s7.12 and Division 7.1, Subdivision 4 of the Act to the Development

- (a) This Agreement excludes the application of sections 7.11 and 7.12 of the Act to the Land and the Development.
- (b) This Agreement does not exclude the application of Division 7.1, Subdivision 4 of the Act to the Land and the Development.

## 10 Security and enforcement

### 10.1 Compulsory Acquisition

- (a) If the Developer does not procure the Dedication of the Dedication Land in accordance with **clause 8**, the Developer agrees that Council may compulsorily acquire all or part of the Dedication Land that has not been dedicated in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991* for the amount of \$1.00.
- (b) The Parties acknowledge and agree that:
  - (i) **clause 10.1(a)** is an agreement between the Developer and Council for the purpose of section 29 or 30 (as applicable) of the *Land Acquisition (Just Terms Compensation) Act 1991*; and
  - (ii) all relevant matters concerning the compulsory acquisition and the compensation to be paid for the acquisition are agreed.



## 11 Registration of this Deed

### 11.1 Registration of Deed

- (a) The Parties agree to register this Agreement for the purposes of section 7.6(1) of the Act.
- (b) Within 20 Business Days of Council notifying the Developer of the Instrument Change, the Developer is to deliver to Council in registrable form:
  - (i) an instrument requesting registration of this Agreement on the title to the Registration Land duly executed by the Developer, and every person required by the Registrar-General to execute such instrument; and
  - (ii) the written irrevocable consent of each person referred to in section 7.6(1) of the Act to that registration.
- (c) The Developer is to do such other things as are reasonably necessary to enable registration of this Agreement to occur.
- (d) The Parties are to do such things as are reasonably necessary to remove any notation relating to this Agreement from the title to the Registration Land:
  - (i) in so far as the part of the Land concerned is a Final Lot; and
  - (ii) in relation to any other part of the Land, once the Developer has completed its obligations under this Agreement to the reasonably satisfaction of Council or this Agreement is terminated or otherwise comes to an end for any reason.

## 12 Dispute Resolution

### 12.1 Dispute

If any dispute arises out of this Agreement, then the Parties must resolve that dispute in accordance with this **clause 12** and a Party to the Agreement must not commence any court or arbitration proceedings, except where a Party seeks urgent interlocutory relief, without having first complied with this **clause 12**. Any referral or undertaking of the dispute resolution process as set out in this **clause 12** does not suspend any other obligations of the Parties under this Agreement.

### 12.2 Notice of Dispute

A Party to this Agreement claiming that a dispute has arisen out of or in relation to this Agreement must give Notice to the other Party to this Agreement specifying the nature of the dispute.

**12.3 Representatives of Parties to meet**

- (a) The representatives of the Parties must promptly (and in any event within 10 Business Days of receipt of a Notice) meet in good faith to attempt to resolve the notified dispute.
- (b) The Parties may, without limitation:
  - (i) resolve the dispute during the course of that meeting;
  - (ii) agree that further material or consideration is needed to effectively resolve the dispute (in which event the Parties will, in good faith, agree to a timetable for resolution); or
  - (iii) agree that the Parties are unlikely to resolve the dispute and, in good faith, agree to a form of alternative dispute resolution (including expert determination, arbitration or mediation) which is appropriate for the resolution of the relevant dispute.

**12.4 Mediation**

- (a) If the Parties do not agree within 10 Business Days of a meeting held under **clause 12.3** (or any further period agreed in writing by the Parties) as to:
  - (i) the dispute resolution technique and procedures to be adopted;
  - (ii) the timetable for all material steps in those procedures; or
  - (iii) the selection and compensation of the independent person required for such technique,
 then the Parties must mediate the dispute in accordance with the Law Society of NSW's Mediation Program. The Parties must, as soon as possible, request the president of the Law Society of NSW or the president's nominee to select the mediator and determine the mediator's remuneration.
- (b) The mediator appointed pursuant to this **clause 12.4** must:
  - (i) have reasonable qualifications and practical experience in the area of the dispute; and
  - (ii) have no interest or duty which conflicts or may conflict with his or her function as a mediator he or she being required to fully disclose any such interest or duty before his or her appointment.
- (c) The mediator must undertake to keep confidential all matters coming to his or her knowledge by reason of his or her appointment and performance of his or her duties.
- (d) The Parties must within 15 Business Days after appointment of the mediator notify each other of their representatives who will be involved in the mediation.
- (e) The Parties agree to be bound by a mediation settlement and may only initiate judicial proceedings in respect of a dispute which is the subject of

a mediation settlement for the purpose of enforcing that mediation settlement.

- (f) Either Party may terminate the mediation process if:
  - (i) at least 60 Business Days have expired since the process commenced;
  - (ii) at least one meeting has been held, with the mediator;
  - (iii) any of the Parties, acting in good faith, forms the view that the dispute is unlikely to be resolved through mediation; and
  - (iv) the Party provides 15 Business Days written notice to the other Party of its intention to terminate the dispute resolution process in respect of that dispute, during which time the Parties must continue to attempt to resolve the dispute.
- (g) In relation to costs and expenses:
  - (i) each Party will bear its own professional and expert costs incurred in connection with the mediation; and
  - (ii) the costs of the mediator will be shared equally by the parties unless the mediator determines that a Party has engaged in vexatious or unconscionable behaviour in which case the mediator may require the full costs of the mediation to be borne by that Party.

## 13 Notices

### 13.1 Delivery

Any notice, consent, information, application or request that must or may be given or made to a Party under this Agreement is only given or made if it is in writing and sent in one of the following ways:

- (a) delivered or posted to that Party at its address set out below; or
- (b) emailed to that Party at its email address set out below.

#### **Wagga Wagga City Council**

Attention: General Manager  
 Address: Wagga Wagga City Council  
 243 Baylis Street  
 Wagga Wagga NSW 2650  
 Phone Number: 1300 292 442  
 Email Address: [council@wagga.nsw.gov.au](mailto:council@wagga.nsw.gov.au) and  
[maclure.belinda@wagga.nsw.gov.au](mailto:maclure.belinda@wagga.nsw.gov.au)

**Developer**

Attention: Adam Bower  
Address: C/- Homes NSW  
4 Parramatta Square  
12 Darcy Street  
Parramatta NSW 2150  
Phone Number: 0437 267 557  
Email Address: [Adam.Bower@homes.nsw.gov.au](mailto:Adam.Bower@homes.nsw.gov.au)

**13.2 Change of details**

If a Party gives the other Party 10 Business Days' notice of a change of its address or email address, any notice, consent, information, application or request is only given or made by that other Party if it is delivered, posted or electronically sent to the latest address or email address.

**13.3 Giving of notice**

Subject to **clause 13.4**, any notice, consent, invoice, information, application or request is to be treated as given or made at the following time:

- (a) if it is delivered by process server, when it is served at the relevant address; or
- (b) if it is sent by registered post, seven Business Days after it is posted; or
- (c) if it is sent by email, as soon as the email has been sent to the correct email address and the recipient has received the email without error.

**13.4 Delivery outside of business hours**

If any notice, consent, information, application or request is delivered on a day that is not a Business Day, or if on a Business Day, after 5pm on that day in the place of the Party to whom it is sent, it is to be treated as having been given or made at the beginning of the next Business Day.

**14 Approvals and consent**

Except as otherwise set out in this Agreement, and subject to any statutory obligations, a Party may give or withhold an approval or consent to be given under this Agreement in that Party's absolute discretion and subject to any conditions determined by the Party. A Party is not obliged to give its reasons for giving or withholding consent or for giving consent subject to conditions.

**15 Assignment and dealings**

The Developer may not sell, transfer, assign or novate or similarly deal with its right, title or interest in the Land (if any), other than a Final Lot, or rights or obligations under the terms of this Agreement, or allow any interest in them to arise or be varied, in each case, without Council's consent and unless, prior to

any such sale, transfer, assignment, charge, encumbrance or novation, the Developer:

- (a) at no cost to Council, first procures the execution by that person of an agreement in favour of Council by which that person agrees to be bound by the Agreement as if they were a party to the original Agreement;
- (b) satisfies Council that the purchaser, transferee, assignee or novatee, is reasonably capable of performing its obligations under this Agreement; and
- (c) satisfies Council that the Developer is not in material breach of this Agreement.

## 16 Release and discharge

The Developer may request Council provide a release and discharge of the obligations under this Agreement to the extent that this Agreement affects any part of the Land in respect of which the:

- (a) Development has been completed; or
- (b) Developer proposes to sell to a third party; or
- (c) Land is to be dedicated to another Authority, other than Council, and the Developer is not in breach of this Agreement.

## 17 Termination of this Agreement

This Agreement terminates when the Developer satisfies all its obligations under the Agreement.

## 18 General

### 18.1 Legal Costs

The Developer agrees to pay Council's reasonable costs associated with reviewing, preparing, negotiating, amending, executing and stamping this Agreement and any document related to this Agreement.

### 18.2 Entire Agreement

This Agreement constitutes the entire agreement of the Parties about its subject matter and supersedes all previous agreements, understandings and negotiations on that subject matter.

### 18.3 Further Acts

Each Party must promptly execute all documents and do all things that another Party from time to time reasonably requests to affect, perfect or complete this Agreement and all transactions incidental to it.

**18.4 Governing law and jurisdiction**

This Agreement is governed by the law of New South Wales. The Parties submit to the non-exclusive jurisdiction of its Courts and Courts of appeal. The Parties will not object to the exercise of jurisdiction by those Courts on any basis.

**18.5 No Fetter**

Nothing in this Agreement shall be construed as requiring Council or the Developer to do anything that would cause it to be in breach of any of its obligations at law, and without limitation, nothing shall be construed as limiting or fettering in any way the exercise of any statutory discretion or duty.

**18.6 Representations and warranties**

The Parties represent and warrant that they have power to enter into this Agreement and comply with their obligations under the Agreement and that entry into this Agreement will not result in the breach of any law.

**18.7 Severability**

- (a) The Parties acknowledge that under and by virtue of section 7.4(4) of the Act, any provision of this Agreement is not invalid by reason only that there is no connection between the Development and the object of the expenditure of any money required to be paid by that provision.
- (b) The Parties agree that to the extent permitted by law, this Agreement prevails to the extent of its inconsistency with any law.
- (c) If a clause or part of a clause of this Agreement can be read in a way that makes it illegal, unenforceable or invalid, but can also be read in a way that makes it legal, enforceable and valid, it must be read in the latter way.
- (d) If any clause or part of a clause is illegal, unenforceable or invalid, that clause or part is to be treated as removed from this Agreement, but the rest of this Agreement is not affected.

**18.8 Modification**

No modification of this Agreement will be of any force or effect unless it is in writing and signed by the Parties to this Agreement and is in accordance with the provisions of the Act.

**18.9 Waiver**

- (a) The fact that a Party fails to do, or delays in doing, something the Party is entitled to do under this Agreement, does not amount to a waiver of any obligation or exercise of a right of, or breach of obligation by, another Party.
- (b) A waiver by a Party is only effective if it is in writing.
- (c) A written waiver by a Party is only effective in relation to the particular obligation, right or breach in respect of which it is given. It is not to be taken as an implied waiver of any other obligation, right or breach or as

an implied waiver of that obligation, right or breach in relation to any other occasion.

- (d) A single or partial exercise or waiver by a Party of a right relating to this Agreement does not prevent any other exercise of that right or the exercise of any other right.
- (e) A Party is not liable for any loss, cost or expense of any other Party caused or contributed to by the waiver, exercise, attempted exercise, failure to exercise or delay in the exercise of a right.

#### **18.10 Relationship of Parties**

This Agreement is not intended to create a partnership, joint venture or agency relationship between Council and the Developer.

#### **18.11 Further Steps**

Each Party must promptly do whatever any other Party reasonably requires of it to give effect to this Agreement and to perform its obligations under it.

#### **18.12 Explanatory Note**

The explanatory note prepared in connection with this Agreement pursuant to the Regulation is not to be used to interpret this Agreement.

#### **18.13 Counterparts**

This Agreement may be executed in any number of counterparts. All counterparts taken together constitute one instrument.

#### **18.14 Rights cumulative**

Except as expressly stated otherwise in this Agreement, the rights of a Party under this Agreement are cumulative and are in addition to any other rights of that Party.

Schedule 1

Section 7.4 Requirements

The parties acknowledge and agree that the table set out below provides for certain terms, conditions and procedures for the purpose of this Agreement complying with the Act.

Table 1 – Requirements under section 7.4 of the Act

Requirement under the Act	This Agreement
<b>Planning instrument and/or development application – (section 7.4(1))</b>	
The Developer has:	
(a) sought a change to an environmental planning instrument.	(a) Yes
(b) made, or proposes to make, a Development Application.	(b) Yes
(c) entered into an agreement with, or is otherwise associated with, a person, to whom paragraph (a) or (b) applies.	(c) No
<b>Description of land to which this Agreement applies – (section 7.4(3)(a))</b>	See <b>Schedule 2.</b>
<b>Description of development to which this Agreement applies – (section 7.4(3)(b))</b>	The Development as defined in <b>clause 1.1.</b>
<b>The scope, timing and manner of delivery of contribution required by this Agreement – (section 7.4(3)(c))</b>	See <b>Schedule 3.</b>
<b>Applicability of sections 7.11 and 7.12 of the Act – (section 7.4(3)(d))</b>	The application of sections 7.11 and 7.12 of the Act are wholly excluded in respect of the Land and the Development.
<b>Applicability of section 7.24 of the Act – (section 7.4(3)(d))</b>	The application of section 7.24 of the Act is not excluded in respect of the Development.



Requirement under the Act	This Agreement
<b>Consideration of benefits under this Agreement if section 7.11 applies –</b> (section 7.4(3)(e))	Not applicable.
<b>Mechanism for dispute resolution –</b> (section 7.4(3)(f))	See clause 12.
<b>Enforcement of this Agreement –</b> (section 7.4(3)(g))	See clause 10.
<b>No obligation to grant consent or exercise functions –</b> (section 7.4(10))	See clauses 14 and 18.5.

draft

## Schedule 2

### Developer Land

Lot	Deposited Plan
1	1187385
68	705938
70	705938
71	705938
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290	705938
293	705938
308	705938
318	705938
4	705939
6	705939
19	705939
42	705939
43	705939
51	705939
99	705940
106	705940
114	705940
142	705940
144	705940

226	705940
234	705940

draft



Schedule 3

Development Contributions

Column 1 Item No.	Column 2 Description	Column 3 Timing	Column 5 Estimated Cost to Complete
A. Developer Works			
1.	<b>Upgrade existing park to embellished through park</b> Embellishment of new public open space with an approximate area of 1,513m <sup>2</sup> and generally in the location indicated by item 6 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"><li>- turfing disturbed areas;</li><li>- mass planting;</li><li>- irrigation;</li><li>- additional trees;</li><li>- 2.5m wide shared pathway;</li><li>- fitness equipment;</li><li>- bench seats; and</li><li>- lighting.</li></ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 1A.	\$184,874
2.	<b>Upgrade existing central park</b> Embellishment of new public open space with an approximate area of 15,146m <sup>2</sup> and generally in the	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 1B.	\$156,454

Column 1	Column 2	Column 3	Column 5
Item No.	Description	Timing	Estimated Cost to Complete
	locations indicated by items 2, 3, 4 and 5 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"><li>- BBQ facilities;</li><li>- shade structures for play equipment;</li><li>- Irrigation;</li><li>- picnic tables with roofs;</li><li>- bench seats; and</li><li>- water bubbler.</li></ul>		
3.	<b>New through park and activity hub</b> Enbellishment of new public open space with an approximate area of 15,542m <sup>2</sup> and generally in the locations indicated by items 7, 8 and 9 on the Landscape Masterplan, comprising: <ul style="list-style-type: none"><li>- clearing debris;</li><li>- turfing;</li><li>- new play equipment including soffit and shade sails;</li><li>- irrigation;</li><li>- fitness equipment;</li><li>- mass planting, including additional trees;</li><li>- 2.5m wide shared pathway;</li><li>- decomposed granite and seating for a learning space;</li><li>- bridge over swale;</li><li>- BBQ facilities;</li></ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 2A.	\$2,422,580

Column 1	Column 2	Column 3	Column 5
Item No.	Description	Timing	Estimated Cost to Complete
	<ul style="list-style-type: none"> <li>- shelter;</li> <li>- picnic tables;</li> <li>- bench seats;</li> <li>- water bubbler;</li> <li>- garbage bins; and</li> <li>- lighting.</li> </ul>		
4.	Red Hill Road upgrade to existing crossing (Provisional Cost)	Within 18 months of the date of issue of the first Subdivision Certificate in the relevant Stage 2A	\$50,000
5.	<b>Chambers Park works</b> Additional embellishments of Chambers Park to improve passive surveillance, drainage and activation including: <ul style="list-style-type: none"> <li>- Turfing and mass planting for additional areas on Bruce and Awaba Street</li> <li>- Stabilisation of banks</li> <li>- 430m on new 2.5m wide shared path</li> <li>- Lighting for shared path.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$772,870
6.	<b>Chambers Park Toilet block</b> Repairs and upgrades to the existing toilet block within Chambers Park including: <ul style="list-style-type: none"> <li>- Demolish old amenities.</li> <li>- Remediate site.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$850,000

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Column 1	Column 2	Column 3	Column 5
Item No.	Description	Timing	Estimated Cost to Complete
	<ul style="list-style-type: none"> <li>- Provision of three female toilets, three male toilets, urinals, and basins.</li> <li>- Three external wash basins.</li> <li>- Unisex accessible toilet.</li> </ul>		
7.	<b>Mobile library facilities</b> Repairs and upgrades to the existing mobile library facilities within Chambers Park including: <ul style="list-style-type: none"> <li>- Larger shelter structure</li> <li>- Concrete pad and accessible pathways</li> <li>- fixed tables and chairs</li> <li>- Relocation of existing facilities closer to community centre (if possible)</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$150,000
8.	<b>Plug and play stage upgrades</b> Repairs and upgrades to the existing plug and play stage facilities within Chambers Park including: <ul style="list-style-type: none"> <li>- 3 Phase power</li> <li>- Potable Water</li> <li>- Fixed shade structure especially to protect from western sun in the afternoons.</li> <li>- Lighting – on stage as well as facing out externally to light up perimeter of stage + connecting accessible footpaths.</li> <li>- Lockable temporary storage area to secure supplies/equipment when a community event is being delivered on site.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in Stage 3.	\$400,000

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Voluntary Planning Agreement

Column 1	Column 2	Column 3	Column 5
Item No.	Description	Timing	Estimated Cost to Complete
	<ul style="list-style-type: none"> <li>- Connecting accessible pathways to the car park for unloading sound equipment etc. to the stage area + accessible pathway connecting plug and play community stage to public toilet facility with good lighting coverage.</li> <li>- Works to include event facilities including water and power connections.</li> </ul>		
9.	<b>Footpath works</b> <ul style="list-style-type: none"> <li><input type="checkbox"/> Project A - 1km of 2.5m wide concrete shared way to Tolland Shops Via Bruce Street to be delivered with Stage 1B.</li> <li><input type="checkbox"/> Project B - 1.25km of 2.5m Wide asphalt active travel path to Fernleigh Road via Glenfield Road to be delivered with Stage 2A.</li> <li><input type="checkbox"/> Project C - 1km of 2.5m wide concrete shared way to South City Shopping Centre via Dalman Parkway to be delivered with Stage 3.</li> </ul>	Within 18 months of the date of issue of the first Subdivision Certificate in the relevant Stage to which the footpath works relate, as indicated in <b>Column 2</b> .	\$2,162,748
<b>B. Dedication of Land</b>			
10.	<b>Dedication of new public open space</b> Dedication of new public open space with a total area of approximately 90,707m <sup>2</sup> , comprising: <ul style="list-style-type: none"> <li>i. Chambers Park;</li> <li>ii. Emblem Park; and</li> <li>iii. Central Park,</li> </ul>	Prior to the issue of an Occupation Certificate for the first dwelling that fronts the public open space.	Nil

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Column 1	Column 2	Column 3	Column 5
Item No.	Description	Timing	Estimated Cost to Complete
	indicatively shown on the plan at <b>Annexure B</b> .		
11.	<b>Dedication of road reserves</b> Dedication of new fully constructed public roads (including verges) with a total area of approximately 141,528m <sup>2</sup> .	Prior to the issue of an Occupation Certificate for the first dwelling that fronts the road.	Nil
Total estimated value = \$7,149,526(ex GST)			

Execution

**Executed** as an agreement.

**Executed by Wagga Wagga City** )  
**Council** by its duly appointed delegate )  
pursuant to section 377/388 of the )  
*Local Government Act 1993* (NSW) in )  
the presence of:

..... Witness	..... Officer
..... Name of Witness (print)	..... Name of Officer (print)

**Executed by** ..... as )  
delegate of **New South Wales Land and** )  
**Housing Corporation** ABN 24 960 729 )  
253 and I hereby certify that I have no )  
notice of revocation of such delegation. )

..... Witness	..... Delegate
..... Name of Witness (print)	..... Name of Delegate (print)

## Annexure A

### Staging Plan

draft

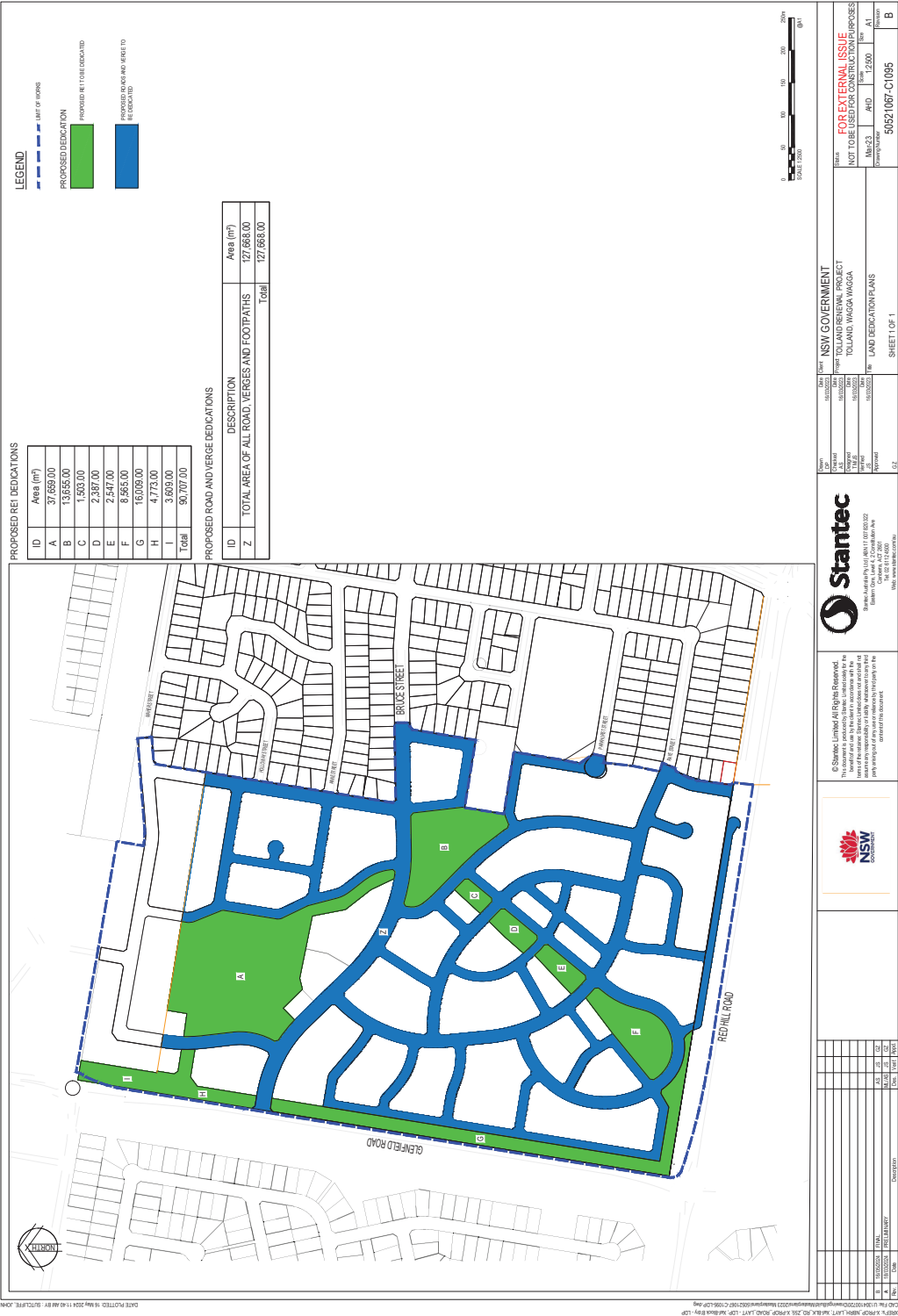




## Annexure B

### Dedication Plan

draft



## Annexure C

### Landscape Masterplan

draft



## **RP-7            AMENDMENT        TO        THE            LOCAL            INFRASTRUCTURE CONTRIBUTIONS PLAN**

**Author:** Belinda Maclure

**Executive:** John Sidgwick

**Summary:** | The draft Addendum to the Wagga Wagga Local Infrastructure Contributions Plan (LICP) was placed on public exhibition from 17 May 2024 to 28 June 2024.

### **Recommendation**

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That Council:

- a notes there were no submissions received relating to the draft addendum to the Wagga Wagga Local Infrastructure Plan 2019 – 2034
- b adopts the Addendum to the Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034 Change to Active Travel and Shared Paths Projects

### **Report**

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On 11 March 2024 at their Ordinary Meeting, Council resolved:

*That Council:*

- a. note the status of the Active Travel Stage 1 project*
- b. authorise the General Manager or their delegate to draft the amendment to the Local Infrastructure Contributions Plan (LICP) as outlined in the Financial Implications section of this report*
- c. authorise the General Manager or their delegate to place the draft amendment to the Local Infrastructure Contributions Plan (LICP) on public exhibition for a period of 28 days and invite public submissions*
- d. receive a further report following the exhibition and submission period addressing any submission made in respect of the draft document*

A draft Addendum to the Wagga Wagga Local Infrastructure Contributions Plan (LICP) was developed and placed on public exhibition from 17 May 2024 to 28 June 2024. During this period 1 submission was received suggesting a location for pedestrian crossing. This submission does not have an impact on the draft Addendum.

## Financial Implications

The amendment to the LICP included the following adjustments to projects:

Job No.	Link	Amount	Budget Remaining
19608	S7.11 TT8 - Shared Paths - Ashmont and Glenfield	\$42,275	\$0
19609	S7.11 TT9 – Shared Paths - Boorooma, Estella, Goobagomblin	\$200,000	\$60,044
19610	S7.11 TT10 – Shared Paths – Bourkelands and Lloyd	\$11,306	\$0
19611	S7.11 TT11- Shared Paths – Central and North Wagga Wagga	\$51,613	\$0
19612	S7.11 TT12 – Shared Paths – Between the CBD and Forest Hill	\$200,963	\$0
19613	S7.11 TT13 – Shared Paths – Forest Hill	\$147,660	\$0
19614	S7.11 TT14 – Shared Paths – Lake Albert and Tatton	\$6,594	\$0
19615	S7.11 TT15 – Shared Paths – Mount Austin, Tolland and Turvey Park	\$24,680	\$0
19618	S7.11 TT17 – Footpaths - Boorooma, Estella, Goobagomblin	\$100,000	\$155,319
19620	S7.11 TT19 – Footpaths – Central and North Wagga	\$33,390	\$36,304
19622	S7.11 TT21 – Footpaths – Forest Hill	\$120,000	\$88,725
19623	S7.11 TT22 – Footpaths - Koorungal	\$130,000	\$22,835
19624	S7.11 TT23 – Footpaths – Lake Albert and Tatton	\$100,000	\$129,050
19625	S7.12 TT24 – Footpaths - Mount Austin, Tolland and Turvey Park	\$50,000	\$232,210
	Additional unallocated S7.11 contributions received via CPI increases in contribution rate	\$200,000	N/A
	<b>Total</b>	<b>\$1,418,481</b>	

The amendments to the Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034 are proposed to be processed with this Council resolution, and the budget adjustments to the projects will be reported to Council in the monthly finance report after the caretaker period.

## Policy and Legislation

Budget variations are reported in accordance with Council's POL 052 Budget Policy Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034.

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## **Link to Strategic Plan**

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### **Safe and Healthy Community**

Objective: Our community embraces healthier lifestyle choices and practices

Promote access and participation for all sections of the community to a full range of sports and recreational activities

### **Risk Management Issues for Council**

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The Addendum is a risk mitigation strategy to ensure Section 7.11 contributions collected for shared paths and footpaths are allocated effectively to provide active travel infrastructure required to support development in the network.

### **Internal / External Consultation**

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The draft Addendum to the Wagga Wagga Local Infrastructure Contributions Plan 2019 – 2034 was placed on public exhibition from 17 May 2024 to 28 June 2024.



**RP-8          PROPOSED EXTENSION OF LICENCE AREA TO DEMONSTRATION GARDENS WAGGA INC****Author:** Matthew Dombrovski**Executive:** John Sidgwick

**Summary:** | This report deals with a request from the Demonstration Gardens Wagga Wagga Inc to increase their operational footprint.

**Recommendation**

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That Council endorse the request from Demonstration Gardens Wagga Wagga Incorporated to extend their licensed area at 49 Shaw Street, Wagga Wagga (being Lot 2 in Deposited Plan 229422) as outlined in this report.

**Report**

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At the meeting of 2 May 2022, Council resolved (Resolution 22/140) to enter into a formal licence agreement with Demonstration Gardens Wagga Wagga Incorporated in relation to a site currently utilised for the purpose of community gardens. This served to formalise the longstanding occupation arrangements of that organisation.

The report also noted as follows:-

*“It is also noted that Shaw Street Demonstration Gardens Inc has indicated that they will be seeking support from Council in relation to a proposed expansion of their operations over an additional part of Lot 2 DP 229422. A separate report will be submitted in relation to this matter once a determination has been made in relation to the formalisation of a Licence Agreement.”*

Council has now received a formal proposal in respect of the proposed expansion, a copy of which is provided at Attachment 1. The proposal seeks that Council provide an additional 1,134sqm of land to Demonstration Gardens Wagga Wagga Incorporated to facilitate an expansion of its operations. The site in question (being part of Lot 2 in Deposited Plan 229422) is Council owned community land which is zoned RE1 Public Recreation.

Representatives of the Demonstration Gardens Wagga Wagga Incorporated have worked constructively with Council officers in developing a detailed proposal that effectively utilises the site whilst acknowledging its previous uses including as a former brick pit may not be compatible with certain proposed activities.

Internal consultation confirmed that Council officers are supportive of the proposed extension to the site given the substantial track record of community support and outreach education. It is also notable that Demonstration Gardens Wagga Wagga Incorporated is an inclusive & active organisation that contributes to the health and wellbeing, social connection and diversity of both the immediate neighbourhood and the broader Wagga community.

It is therefore recommended that the Council endorse the request to extend the Licence Area. It is proposed that if this recommendation is endorsed by Council, the additional area would be incorporated into the existing Licence Agreement.

## Financial Implications

If the recommendation is endorsed it is proposed that the additional area will be incorporated into the existing Licence Agreement. Accordingly, there would be no additional income for Council.

## Policy and Legislation

Local Government Act 1993

Acquisition, Disposal and Management of Land Policy POL 038

## Link to Strategic Plan

## Community Place and Identity

Objective: Our community feel welcome, included and connected

Activate community spaces to promote connectedness

## Risk Management Issues for Council

Council needs to responsibly manage assets including property. The site is a former Council brick pit and depot. Consideration has been given to the suitability of the site for use as a community garden (particularly for the growth of food for human consumption) in light of that former use. However, it is noted that the site has been used for a community garden for over 20 years, and the proposal clearly articulates the strategies adopted to mitigate the potential risks.

## Internal / External Consultation



Internal consultation has been conducted with Council's Regional Activation, Community and Operations Directorates.

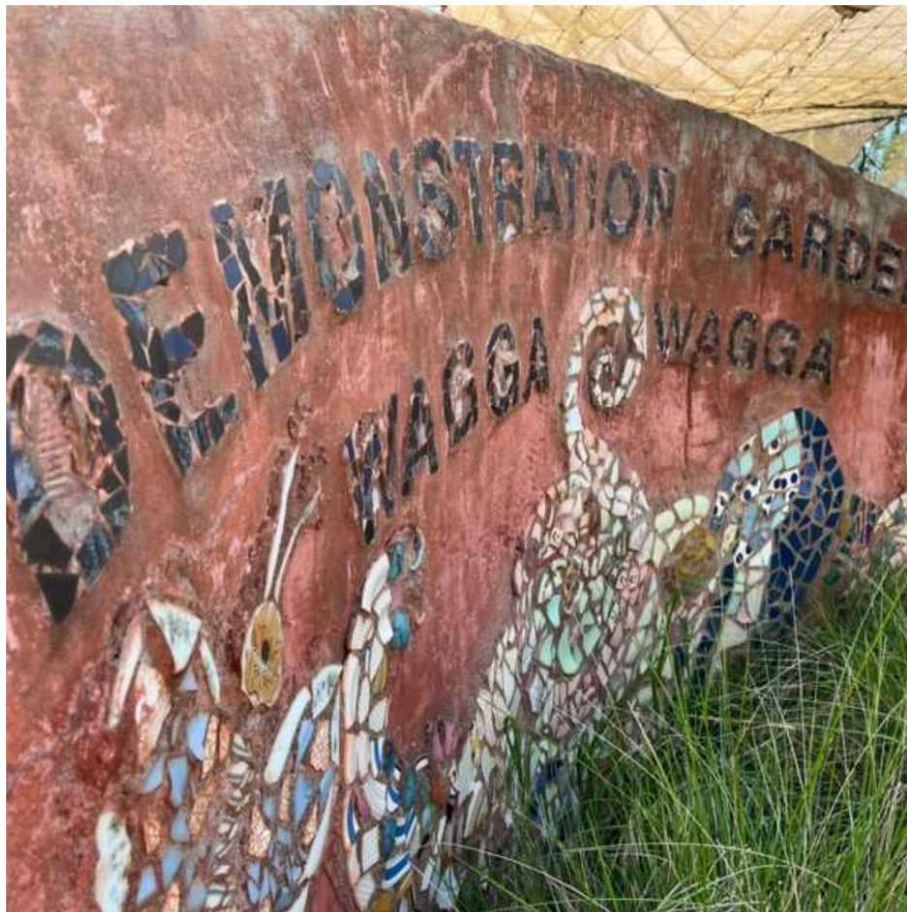
In accordance with Sections 47 & 47A of the Local Government Act 1993, Council will be required to give public notice of a proposal to lease or licence land classified as community land. If any objecting submissions are received a further report will be submitted to Council for consideration.

Inform	Mail			Traditional Media			Community Engagement			Digital		
	Rates notices insert											
	Direct mail	<input checked="" type="checkbox"/>										
	Letterbox drop											
	Council news	<input checked="" type="checkbox"/>										
	Media release											
	Media opportunity											
	TV/radio advertising											
	One-on-one meeting(s)											
	Community meeting(s)											
	Stakeholder workshop(s)											
	Drop-in session(s)											
	Survey/feedback form(s)											
	Have your Say											
	Email newsletter											
	Social media											
	Website											
Other methods (please list specific details below)												

## Attachments

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1.  Demonstration Gardens Wagga Wagga Community Garden Extension  
 Application June 2024



**Demonstration Gardens Wagga Wagga (DGWW) Application  
to extend Community Garden**

Contact: [demonstrationgardenswaggawagga@gmail.com](mailto:demonstrationgardenswaggawagga@gmail.com)

10/02/2024

For attention of Manager of Community Services, Madelaine Scully

### ***Demonstration Gardens Wagga Wagga***

Demonstration Gardens Wagga Wagga at 53a Shaw Street is an Incorporated Association that has been in existence since 2021. The garden is approximately 1250m<sup>2</sup>. We encourage a wide range of people to enjoy the outdoors and each other's company, and we demonstrate sustainable methods of growing plants and producing food that are suitable for Wagga Wagga. We are a demonstration garden rather than a community garden, i.e. we all work together on one plot. It was set up this way with a full-time coordinator in order for the garden to flourish as a community. The use of individual plots is not the model employed: rather the whole group gets more benefit day to day from social contact and working together.

Currently visitors and volunteer workers can come up to 3 days a week to the Demonstration Gardens – Tuesday, Wednesday and Saturday mornings. We also have a number of long term volunteers who come to take care of the garden at other times during the week. Volunteers can become members of the association and committee members, if elected via the annual general meeting in accordance with the constitution. As well as being open 3 days a week, we hold events throughout the year to attract more visitors, such as open days, Christmas party, various workshops, fundraising events, and demonstrations on a variety of topics relevant to gardening and food production.

We have both social and environmental aims. Visitors, volunteers and members learn about: propagation; growing vegetables; companion planting; sustainable water use; planting suitable plants for local conditions. We have accessible raised beds for ease e.g. those with disabilities or the aged. We plant vegetables suitable for a wide range of cultural backgrounds and we have a small experimental use of espalier and pruned fruit trees. There is a young families' play area and infrastructure such as a kitchen and seating areas that demonstrate the use of light construction using recycled materials.

The Demonstration Gardens engages many areas of the community – migrant and refugee community members have planted many plants from different cultures; disability groups come and garden. Food which is produced is shared for free by volunteers, is available to the public for a very small donation to help with running the garden, and we then deliver leftover produce to local foodbanks.

### ***Application to extend the existing gardens***

We would like to extend the Demonstration Gardens into the vacant land adjacent to the Gardens in order to extend our capacity to demonstrate sustainability, to produce an orchard of espaliered trees, other fruits, vegetables and companion plants, and native plants. The proposal is to extend by approximately 1134m<sup>2</sup>, 27m x 42m. We believe the site is not of interest for other purposes given its history as a dump and that significant building is precluded. The proposal does not impact on adjacent neighbours, public pathways or the sewage relay station. The design aims to reflect and extend what is grown in Wagga – intensive urban fruit production mixed with education about local endemic plants. We aim for this new space to:

- Demonstrate fruit production by easily accessible non chemical means
- Plant a small orchard consisting of fruit trees, both espalier and fruit trees pruned to manageable proportions
- Demonstrate use of fruit fly netting as opposed to chemical fruit fly control
- Plant a shelter belt of small native trees and shrubs for wind and sun control
- Use native plants and under story to attract wild life including bees and birds
- Encourage the use of local plant species

- Collect and demonstrate germination and growing native and/or local species
- Area for demonstration of propagating techniques
- Demonstrate the principles of organic production e.g. Permaculture
- Demonstrate the principles of reuse, recycle, refuse
- Demonstrate how potential soil contaminants can be managed safely

The proposed design of the extended garden is attached to this application. If this application is successful we will consult with neighbours.

***The basis for a garden: e.g. individual allotments, a shared communal garden or a combination of these***

The proposal is for a shared communal garden, which is regularly made accessible to the public. This would be on the same 3 days plus event days that the Demonstration Gardens are currently open, and would be run by volunteers. Consideration was given to making the space continuously available to the public, but it was felt that vandalism could be an issue.

***A suggestion for a site (if known) and a site plan for development.***

The site proposed is the vacant allotment adjacent to the Demonstration Gardens. A map using the Council's mapping system is attached with this application along with a design of site drawings for the garden design.

***Numbers of people to be involved and whether they are residents of the City.***

The Demonstration Gardens Wagga Wagga has a committee, which includes a President, Vice president, Secretary, Treasurer plus an additional 3 committee members and public officer. The committee is elected yearly at the annual general meeting.

DGWW currently has 32 paid memberships consisting of individuals and families that are members of the association, all/most to our knowledge residents of the city, many long time residents. In addition to this there are a number of non-association members that participate in the gardens on an ad hoc basis. The majority of these members are long-time residents of the city who also help to maintain the gardens. There is a Co-ordinator who manages the volunteers and the daily running of the garden who is also a long-time resident of the city. We currently have approximately 1,400 followers on our Facebook page.

***Proposed opportunities for public access and use.***

We propose to open the extended space at the same times that the Demonstration Gardens presently opens: 3 days a week – Tuesday, Wednesday and Saturday mornings, and during special events throughout the year. We hope to be able to use the space to run more workshops on topics like propagation, fruit tree growing, native propagation and sustainable growing. Our opening times are advertised at the front of the gardens themselves, and through social media. Pathways and access to the garden will incorporate consideration of ability access – where possible paths will be 1200mm wide and will be wheelchair accessible (e.g. using concrete). Raised beds will increase ability access.

***How establishment costs and ongoing costs, such as water and other infrastructure costs, will be met, including maintenance and vandalism management***

Existing infrastructure (equipment, materials, watering system) is on site and would be extended in a very manageable way. If successful with this application we will be applying for external grants (e.g.



to Riverina Water) for low water use drip line irrigation on the extended site and potentially for fencing. We have been successful with external grants in the past. Electricity will not be required.

We regularly draw on local community relationships to recycle infrastructure and materials (we are exploring those for fencing currently) – this reduces or removes costs and fits with our sustainability values. We have these same relationships with local growers, several of whom are preparing trees and plants at no cost to us.

We plan to manage vandalism with a secure fence around the perimeter. While we would like to create a space permanently open to the public, small and fragile trees are quite likely to get vandalised or accidentally damaged. There will not however be anything held of value on the proposed extended site – we have a locked shipping container in the existing gardens to store equipment.

***Evidence of public liability insurance or the capacity to provide public liability insurance.***

The Demonstration Gardens Wagga Wagga have existing Public Liability Insurance, a copy of which is included with this application.

***Staffing and management of the garden, including volunteer management.***

The Demonstration Gardens Wagga Wagga is an incorporated association, with a committee who make important and long term decisions, alongside volunteers.

Karuna Chinniah is the garden's Coordinator who manages volunteers and daily garden tasks and is on site when we are open.

***Proposed materials, equipment, shelter and storage and how these will be available and managed on site***

- The site will need a fence around the perimeter, using uprights and chain link around 3 sides of the site (4<sup>th</sup> west side meets the existing fence). Preference is for it to be a recycled fence at no cost – there are currently a number of options we are exploring with local services.
- We have planned for 2 gates. A large double gate, on the north perimeter, to allow delivery of soil etc. This will not be a gate which will be open to the public and will remain closed at all times unless deliveries are required. Vehicles accessing that north gate will use the existing council lane to the north of the proposed garden. There is then a second access from the existing gardens at the west end – the public will access the extension through the existing garden. Again we plan to use contacts and existing resources to source recycled gates at no or low cost.
- Irrigation – we would use our existing source of water and run drip irrigation. If successful with this application we will be putting in a grant to Riverina Water for low water use drip line irrigation on the extended site.
- Paths between plantings will be wide and accessible – most will be 1.2m wide (a suitable base e.g. white gravel or concrete).
- Posts and wire will be required for espaliers.
- Soil will need to be brought in as there is very little soil top soil and we will be mitigating for possible contaminants in existing soil. (We also produce a lot of compost on site).
- The Demonstration Gardens have secure storage on the existing garden site in the form of a locked shipping container, and various other storage spaces. We propose to use these to store any new materials or equipment required.
- Plants – espaliered trees of common fruits to demonstrate; vegetables; natives
- Materials for plants – netting; some raised beds; tree chippings and mulch

The proposed design of the extended garden is attached to this application (p.9). Description of how the Demonstration Gardens will mitigate potential soil contamination is detailed in a separate section below.

The Demonstration Gardens have some existing funds for some of these items. We also have a wealth of experience and local contacts that we have drawn on for 22 years to access recycled, no cost or low cost items, and donated plants and related materials, in keeping with our sustainability aims. We regularly successfully apply for small funding grants for projects like this (we were recently successful in gaining funding for new raised beds to improve accessibility). We also have a bank of seeds and plants that we use for propagation.

### ***Decommissioning of the community garden***

The Demonstration Gardens have successfully run continually since 2021, and so we do not anticipate requiring decommission. If required however this would be a very manageable process as no significant infrastructure or buildings are proposed, apart from the secure fence which could be removed if required. The site is currently green land which could be returned relatively easily.

### ***Proposal to manage potential soil contaminants on site***

Following investigations by Council into the use of the site historically, the proposed extension was found to be sited near a space which was used as a brick pit (seen in imaging from 1944 in overlay on p.8), which was possibly filled with waste including car parts after that period. There is concern that the soil over the brick pit may contain toxic chemicals that could be harmful to those gardening or ingesting food grown at the site. The plan therefore avoids that entire area and instead is sited running west to east from the existing gardens as far away from that area as is practicable.

It could be possible that minor levels of soil contaminants could still exist in the area proposed for the extension – this can be the case in many urban sites: a recent study of Australian gardens found 31 per cent of vegetable gardens were contaminated in Sydney (Taylor et al., 2021). A lot of international research has therefore examined this issue. The Demonstration Gardens have researched the possible contaminants and advice given scientifically about food growing. On an industrial site potential contaminants can be: PAHs (hydrocarbons), petroleum products, solvents, lead, and other heavy metals (such as arsenic, cadmium, chromium, lead, mercury and zinc) (US EPA, 2011). It is important to note that many human occupied areas, including household gardens can contain such contaminants, when older paints or treated lumber create runoff into gardens for example (Haller & Jonsson, 2020; US EPA, 2011).

Research demonstrates that even contaminated soil can produce food safely. Research shows that the transfer of contaminants from soil into vegetables and fruit is low and can be safe – fruit from plants (e.g. tomatoes, beans and plants more commonly known as fruits) are least likely to include contaminants; green leaves as food are also unlikely (can have soil on their leaves, which can be removed with washing) (Attanayake et al., 2015). Root vegetables are known to carry the greatest risk (Attanayake et al., 2015).

Adding compost and healthy soil amendments to contaminated soils is known to significantly decrease risk (Attanayake et al., 2015; Johns Hopkins, 2014). Plants seek nutrition they require and ingest fewer harmful chemicals when nutrients they need are present in the soil. Raising planting beds and adding in clean soil is also a sure-fire way to prevent any contamination (US EPA, 2011). Plants differ in the depth their roots grow but most food plants only grow roots to 30-40cm depth. Direct ingestion of soil remains the most likely form of harm (Attanayake et al., 2015). When initially gardening a site and disturbing soil, safety can be met by wearing gloves and ensuring that soil is wet and not producing dust particles (US EPA, 2011). Using compost and soil amendments in beds has



been found to significantly reduce ingestion, as well as mulching beds and covering pathways (Johns Hopkins, 2014).

Guided by this research we propose the following safety measures for the possibility that the soil might be contaminated:

- Siting the proposed extension far away from the original brick pit.
- Taking safety precautions when initially disturbing soil, wearing gloves and ensuring that soil is wet and not producing dust particles. Making sure pathways and any original soil is covered with mulches and ground covers.
- Mitigating the possibility for contamination across the site, following practices we already employ in the rest of the gardens. Best practice in sustainable food production that the garden has always employed simultaneously mitigate impacts of contaminated soil. These are:
  - Not growing root vegetables in the new orchard
  - Adding compost and amendments, which we routinely do in large volume
  - Building raised beds across areas of the site not over the brick pit to grow fruits and vegetables in.

### References

- Attanayake, C. P., Hettiarachchi, G. M., Martin, S., & Pierzynski, G. M. (2015). Potential Bioavailability of Lead, Arsenic, and Polycyclic Aromatic Hydrocarbons in Compost-Amended Urban Soils. *Journal of Environmental Quality*, 44(3), 930–944.  
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**Indicative aerial map depicting proposed extension location**

This is two images, the council's map of our proposed extension with a transparent overlay of the 1944 image showing the brick bit as darker shadow:



Extension (blue box) approximately 1134m<sup>2</sup>, 27m x 42m.

### Proposed Design for Extension

Existing community garden is sited to the west, via the smaller entry. Access for delivery of soil etc. is situated at the north of this proposed extension via the larger 2 gate entry – please note this will not be open to the public and will not be used all the time. The council’s access lane to the north of the gate will be utilised for any deliveries of soil/mulch.



Scale: 1sq= 0.5m

1. Chicken yard (for no more than 12 chickens as per regulation).
2. Pathways which are covered, wide and accessible.
3. 1x4m raised beds for vegetables with soil brought in.
4. Espaliered fruit and nut trees in raised beds.
5. Planting of edible, drought tolerant and culturally significant native plants. Planting will be done in collaboration with local Elders.
6. Seating and bench area for meeting and for workshops.
7. Access for deliveries – not for public – public will access through existing garden.
8. Access to existing garden.

All garden beds will be raised, heavily composted and mulched.

**RP-9 REVIEW OF PLAQUES POLICY – POL 028****Author:** Ben Creighton**Executive:** John Sidgwick**Summary:**

Council received a petition dated 23 October 2023 from 62 signatories. As per Council's Petition Policy (POL 086), a request can be made to Council seeking action or special consideration of a particular matter, that Council is authorised to determine, which is signed by at least ten different residents / ratepayers / interest parties from at least 10 different addresses.

At the 11 December 2023 Ordinary Meeting of Council, it was resolved in response to the petition that Council would receive a further report once a review of the plaques naming policy was completed.

**Recommendation**

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That Council:

- a place the draft Plaques Policy (POL 028) on public exhibition for a period of 28 days and invite public submissions for a further 14 days on the draft Policy
- b receive a further report following the public exhibition and submission period:
  - i addressing any submissions made with respect to the proposed Plaques Naming Policy (POL 028)
  - ii proposing adoption of the policy unless there are any recommended amendments deemed to be substantial and requiring a further public exhibition period

**Report**

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Council received a petition dated 23 October 2023 from 62 signatories. As per Council's Petition Policy (POL 086), a request can be made to Council seeking action or special consideration of a particular matter, that Council is authorised to determine, which is signed by at least ten different residents / ratepayers / interest parties from at least 10 different addresses.

The petition was:

*“seeking the introduction of a Council Policy which would provide for the removal of naming plaques and / or signage recognising a person or persons in circumstances where such a person or persons have subsequently fallen from grace through inappropriate or unacceptable actions or behaviours.”*

The petition's accompanying letter to the petition further stated that:

*“There are a number of recent instances in various jurisdictions where local identities once recognised for a variety of reasons have fallen from grace and their public recognition subsequently removed. It is considered appropriate Wagga Wagga City Council adopt a policy which provides for such removal in such circumstances. The adoption of a fit and proper person test as used to determine the application of many awards, licences, appointments including professional awards and appointments would be the appropriate mechanism*

*where a request from the community in this context was considered on just grounds. Examples could include imprisonment, criminal convictions, convictions for fraud and other civil finding, dishonesty, bankruptcy and other like matters.”*

At the 11 December 2023 Ordinary Meeting of Council, it was resolved in response to the petition that Council would receive a further report once a review of the plaques naming policy was completed.

The removal of naming plaques and signage predominately falls under two existing policies within Council. The first being the Parks Naming Policy – POL 055 and the Plaques Policy – POL 028. Both policies already have provisions which allow for the removal of a plaque, name or signage under a variety of circumstances.

Within the Parks Naming Policy a clause has been included which states:

*“Council reserves the right to renew the name of any open space area at its discretion”.*

Within the Plaques Policy, there is a section that outlines the requirements of Plaques that have been installed as memorials. This includes a clause that states:

*Council does not guarantee to retain the plaque in perpetuity and would normally retain the plaque at its location for a period of not less than five years from the time of installation with the following exceptions:*

- *The area in which the plaque is located is being redeveloped*
- *The structure or support on which the item is located is to be removed or permanently altered*
- *The use of the area in which the memorial is placed changes significantly in character and the plaque is not deemed suitable for the site.*

Although not guaranteeing the retaining of a plaque in perpetuity, this clause provides only limited options for removal of a plaque up until five years have elapsed.

The adoption of an all-encompassing fit and proper person test can be difficult to implement as it can be subjective. Instead, it is proposed to utilise the existing Policies to manage this issue. In simple terms, if it is identified by a community member that an individual is potentially not worthy of the recognition that has been given, then a report could be made to Council allowing consideration of the matter.

To facilitate this within the plaques policy it is proposed that the policy is amended to allow for the addition of a clause that states:

*“Council reserves the right to remove any plaque at its discretion”.*

If the revised policy were to be adopted, Council would then have a policy base for the removal of any plaque, name or signage if it is identified and resolved by Council that the person is no longer worthy of the recognition.



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## Financial Implications

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N/A

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## Policy and Legislation

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Plaques Policy - POL 028

Parks Naming Policy – POL 055

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## Link to Strategic Plan

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### Community leadership and collaboration

Objective: Our community is informed and actively engaged in decision making and problem-solving to shape the future of Wagga Wagga

Communicate with our community

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## Risk Management Issues for Council

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Council policies are essential to ensure transparent legal, fair and consistent decision making across the Council. They support Council in achieving its corporate objectives and provide a critical guide for staff, councillors and other stakeholders. In the absence of effective policies there is a greater risk of inconsistency, confusion and inefficiency and can lead to non-compliance with the requirements of legislation and regulations.

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## Internal / External Consultation

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Internal consultation has occurred within the Regional Activation and Governance directorates of Council.

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## Attachments

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1   Draft Plaques Policy (POL 028)

# Plaques Policy

**Reference number:** POL 028  
**Approval date:** 17 October 2024  
**Policy owner:** Manager City Growth and Regional Assets  
**Next review:** September 2028

This policy is intended to provide guidance and a consistent framework for the installation of all plaques to be installed in the Wagga Wagga City Council Local Government Area (LGA).

## Purpose

This policy provides a framework for the installation of all plaques to be installed in the Wagga Wagga Local Government Area, be this in or on buildings, on the pavement, in parks and gardens or on furniture. All plaques installed in the City on Council property need to conform to this policy.

This policy replaces any previous policy, guidelines or approval process in regard to the installation of any plaque in the Wagga Wagga City Council Local Government Area. Any existing plaque may not be taken as a precedent for future approvals.

This policy does not cover cemetery plaques, signage, display boards, public art or historic interpretive signage projects.

## Policy Provisions

Plaques are important in celebrating the achievements of the Wagga Wagga City Council Local Government Area and its community, as well as providing historical context for current and future generations and serving as memorials. Plaques installed on Council property fall into a number of categories:

- Plaques installed by Council on facilities to commemorate their opening or to commemorate an event which might be of historical significance either now or in the future
- Plaques installed by Council (perhaps in conjunction with other bodies) to provide historical or heritage information about buildings or people significant to the history of the area
- Plaques installed by Council on seats in parks at the request and cost of individuals or organisations wishing to commemorate a person or a group

These categories will be considered in turn.

### Plaques installed by Council to Commemorate an Opening or Other Event

Plaques may be installed by Council to commemorate the opening of a new or refurbished facility or to celebrate an event which may be of historical significance now or in the future.



## POL 028 – Plaques Policy

Requests for plaques in this category shall be made by the relevant staff member for approval by the General Manager following consultation with the Mayor. The cost of these plaques should normally be funded as part of the relevant project.

The final format and wording will be submitted to the relevant Manager before approval by the General Manager and Mayor and may normally include the following:

- Identification of Council facility or event
- Date (day, month, year) of opening
- Who opened it
- Wagga Wagga City Council logo
- Funding recognition (if applicable)
- Mayor
- Councillors (last name & first name in alphabetical order by last name)

This wording may vary at the discretion of the General Manager and Mayor depending on the particular circumstances and placement of plaque where size may be limited.

### **Plaques Installed by Council or in Conjunction with Other Bodies to Provide Historical or Heritage Information**

Plaques may be installed on Council property by Council alone or in combination with other organisations in order to provide historical information about important historical sites that is not evident by being at these sites. It is important in considering such plaques to develop a coordinated approach to the identification of places, to create a consistent style and to provide links to more information that can be provided on a plaque *in situ*.

Sites for plaques in this category should meet the following criteria:

- Be recognised for cultural, social or heritage significance to the Wagga Wagga City Council Local Government Area over a period of time
- Be a site for which a heritage marker would provide information not otherwise evident at the site
- Not already be identified by another plaque or historical sign
- Have sufficient historical information available
- Be publicly accessible
- Contribute to an even distribution of heritage marking across the city
- Be consistent with Council's masterplan or strategic development framework for the site
- Be designed and installed as part of a Council coordinated interpretation project, using suitable standardised designs.
- **Council reserves the right to remove any plaque at its discretion.**

An historical interpretative plaque will usually be fixed to a building if it interprets the history of a building. The plaque will be mounted in a footpath if it interprets an event or person associated with the site.

## POL 028 – Plaques Policy

Requests for the installation of heritage plaques are to be submitted to an internal working party for approval before being submitted to the General Manager for final approval. The working party will comprise the following officers:

- ~~Manager City Growth and Regional Assets~~ ~~Manager Parks and Strategic Operations~~
- Council's Heritage Advisor
- Director Infrastructure Services

Input may also be requested from the individual historical groups and local residents as appropriate.

The cost of plaques installed by Council would normally be paid for by the individual Division and funded as part of the relevant project. Where external organisations make submissions for the installation of plaques the cost of these plaques and their installation would normally be borne by the external organisation.

The final format and wording will be submitted to the relevant Manager before approval by the General Manager and will normally include the following:

- Brief heading outlining historical event/place
- A maximum of 50 words describing the historical significance of the site
- Additional details about the site to be placed on the Wagga Wagga City Council website such as text up to 500 words, photographs, maps and references to further sources of information
- Wagga Wagga City Council logo
- Logo of external organisation (where applicable)

### Plaques Installed by Council as Memorials

At the request of members of the community plaques may be installed in Council parks and reserves for personal commemoration where the requestor has paid for the plaque, and the cost of installation. Cost will be determined per application received, based on the type of memorial and the method of installation required.

Applications for these plaques should be made to the Director Infrastructure Services and those accepted should meet the following criteria:

- Be consistent with Council's masterplan or strategic development framework for the site
- Be consistent with existing Plans of Management for public and open space
- Be consistent in the context of the number of existing plaques, memorials, public artworks, fountains and other objects in vicinity
- Commemorate a person or group who has made a significant contribution to the Wagga Wagga community
- Not commemorate a person, event, or occasion already identified by another plaque or marker
- Wording should be appropriate to the size of the plaque. Draft wording will be reviewed by the Manager Parks and Strategic Operations and must be consistent with current Council philosophy
- Applicants may nominate a particular site for the placement of the plaque. However, final determination for the site will be granted by Council in the context of the above criteria.

## POL 028 – Plaques Policy

Although care will be taken of the plaques during park maintenance Council is not responsible for any vandalism or damage

- Council does not guarantee to retain the plaque in perpetuity and would normally retain the plaque at its location for a period of not less than five years from the time of installation with the following exceptions:
  - The area in which the plaque is located is being redeveloped
  - The structure or support on which the item is located is to be removed or permanently altered
  - The use of the area in which the memorial is placed changes significantly in character and the plaque is not deemed suitable for the site.

## Definitions

Term	Definition
Plaque	A flat tablet of metal that includes text and/or images which commemorate an event and/or a person and/or provide historical or other information relevant to its location. Such a tablet is attached to an object, building or pavement.

## Revision History

Revision number	Council resolution	Approval date
1	Res No: 09/090	24 August 2009
2	Res No: 10/216.3	1 September 2010
3	E-Team	14 May 2013
4	Res No:13/224.1	26 August 2013
5	Res No: 17/279	28 August 2017
6	General Manager	4 October 2017
7	Res No: 22/354	17 October 2022
8	Res No: XXXXX	XXXXXXXXX

## RP-10 MAJOR EVENTS, FESTIVALS, AND FILMS SPONSORSHIP ROUND 2 2024/25

**Author:** Kimberly Parker

**Executive:** Janice Summerhayes

**Summary:** Council is in receipt of four applications for the second and last round of the 2024/25 Major Events, Festivals and Film Sponsorship Program. The funding is available to support events held from 1 July 2024 to 30 June 2025.

### Recommendation

That Council:

- a authorise the General Manager or their delegate to enter into an agreement to sponsor the following events through the 2024/25 Major Events and Sponsorship budget:
  - i Lords of the Soils Film by Kensington House Entertainment Pty Ltd to the amount of \$7,060 through the incubator event stream
  - ii Country Women's Association of NSW 2025 State Conference by CWA Riverina Branch to the amount of \$9,940 through the incubator event stream
  - iii Easter Egg Hunt by Bidgee Strawberries and Cream to the amount of \$15,000 through the developing event stream
  - iv Wagga Wagga Mardi Gras to the amount of \$20,000 through the developing event stream

### Report

Council is in receipt of four applications for the second and final round of the 2024/25 Major Events, Festival and Films Sponsorship Program. This funding is available to support events held from 1 July 2024 to 30 June 2025.

Applications have been assessed by the Major Events Advisory Panel (the Panel) consisting of two community members and two council staff. The Panel has assessed the applications in line with the Major Events, Festivals and Films Sponsorship guidelines. The details of the applications received along with the recommended sponsorship funding amounts are summarised as follows:

Event Name & Organisation	Amount Requested	Project Budget	Reason
Lords of the Soils Film by Kensington House Entertainment Pty Ltd	\$10,000	\$144,193	The Panel recommends sponsorship of the film to the partial amount of \$7,060 requested for the delivery of the postproduction of the film.  The Panel recognised that the film has broad appeal to the community and has demonstrated

Event Name & Organisation	Amount Requested	Project Budget	Reason
			<p>how they are inclusive and support local creative industries.</p> <p>The application demonstrated strong community and strategic partnerships to demonstrate their capabilities to deliver a film of this scale.</p> <p>The Panel agreed to partially fund the project noting that the event would have a modest economic impact and noting the funds available for this round.</p>
Country Women's Association of NSW 2025 State Conference by CWA Riverina Branch	\$9,940	\$80,285	<p>The Panel recommends sponsorship of the event to the full amount of \$9,940 requested for the delivery of the conference.</p> <p>The Panel scored the event well and acknowledged the high economic impact the event would generate.</p> <p>The application demonstrated new and unique offerings for the Wagga Wagga conference.</p>
Easter Egg Hunt by Bidgee Strawberries and Cream	\$20,000	\$59,873	<p>The Panel recommends sponsorship of the event to the partial amount of \$15,000 for the programming and delivery of this event.</p> <p>The Panel recognised that the event has broad appeal to the community and has demonstrated growth in attendance since 2019.</p> <p>The applicant effectively demonstrated their commitment to inclusivity and their support for local businesses in delivering an event of this scale.</p> <p>The Panel agreed to partially fund the event due to a smaller return on investment when compared to larger fully funded events held in our city such as Gears &amp; Beers and Wagga Wagga Mardi Gras.</p>

Event Name & Organisation	Amount Requested	Project Budget	Reason
Wagga Wagga Mardi Gras	\$20,000	\$94,543.80	<p>The Panel recommend sponsorship of the event to the full amount requested \$20,000 to support the programming delivery of this festival.</p> <p>The Panel agreed that the Mardi Gras event provided significant social and economic impact and therefore scored highly against the criteria.</p> <p>The application detailed a strong strategic plan to grow and develop event programming across time.</p>

### Film Details: Lords of the Soils Film by Kensington House Entertainment Pty Ltd

Lords of the Soil is a fiction film set in the 1860's inspired by true history of Wagga Wagga and the Riverina. It is a film that showcases a lost way of life and explores the complex relationship between Indigenous and non-Indigenous people of the region. With a tendency towards kindness and compassion, the aim of the film leaves audiences in an open and reflective state to further explore the nation's history and engage in healthy discussion about the past and future.

The core producing team of "Lords of the Soil" consists of experienced professionals dedicated to creating a culturally and historically rich film. Jake Speer, Leeton-born actor (Netflix: Clickbait, Home and Away) and producer, leads the team alongside Director Chris Butel, known for his international documentaries and wholistic filmmaking approach. The production team also includes Elijah Ingram and Bernard Higgins (Miil Miil Productions), Letetia Harris, Dale Alison, and Adam Alexander. Together, this team combines diverse skills and knowledge to deliver a film with artistic significance and cultural impact. The film celebrates Wagga Wagga's history, supports local talent, and promotes cultural preservation.

This application seeks funding for final completion, including the hiring of a local recording studio for the original score, engaging a senior Wiradjuri language expert, and covering fees for local Riverina vocalists and musicians.

### Event Summary

- Program delivery: November 2024
- Proposed venue: N/A
- Project cost: \$144,193
- Total amount requested: \$10,000
- Committee members: Jake Speers, Letetia Harris, Adam Alexander and Dale Alison.

If successful in securing the requested funding the applicant will acknowledge Council's funding through logo placement on all marketing material and promotion through media opportunities as they arise.

The Panel has assessed this application against the Major Events, Festivals and Films Sponsorship Guidelines for an Incubator Event/Project and recommends a partial amount of \$7,060 in funding to contribute towards the delivery of post-production of the film.

The Panel's assessment and recommendation is summarised as follows:

- The applicant demonstrated a proven track record and experience in film production to ensure that the project will come to fruition.
- The applicant demonstrated strong community ties including local synopsis, Wiradjuri language specialists, and local postproduction engagement
- The Panel noted that the film would provide destination awareness and media coverage for the city which scored well against the criteria for a film
- The Panel agreed to partially fund the project noting that the event would have a modest economic impact and noting the funds available for this round.

### **Event Details: Country Women's Association of NSW 2025 State Conference 18 - 22 May 2025**

The Country Women's Association (CWA) of NSW is the State's largest rural issues advocacy group with over 8,000 members and 400 branches across NSW. The organisation's annual conference is held in a different regional location each year attracting approximately 800 delegates and hundreds more visitors and observers from across the state.

The 2025 event is scheduled to be held in Wagga Wagga's Range Function Centre and Equex Multipurpose Stadium showcasing a lineup of conference speakers, workshops, expos, and site tours across Wagga Wagga and surrounds region to showcase the culture, landscape, economics, industries and education/health services.

The CWA of NSW State Conference in Wagga Wagga is anticipated to attract 800-1000 attendees with approximately 600 of those being from outside the Local Government Area which will generate a significant boost to the city's visitor economy sector including accommodation, hospitality, and retail.

### **Event Summary**

- Date: 18 – 22 May 2025
- Expected attendance: 800 - 1000
- Visitors outside of the Local Government Area: 600
- Program duration: 5 days
- Proposed venue: The Range Function Centre and Equex Multipurpose Stadium
- Total event cost: \$80,285
- Total amount requested: \$9,940
- Committee members: Carol Grylls, Ann Adams OAM, Toni Nugent, Lyn Jacobsen OAM, Anette Forsyth, Leonie Kohlhagen and Rachel Whiting.

If successful in securing the requested funding the applicant will acknowledge Council's funding through logo placement on all marketing material and promotion through media opportunities as they arise.

The Panel has assessed this application against the Major Events, Festivals and Films Sponsorship Guidelines for an Incubator Event and recommends the full requested amount of \$9,940 in funding to contribute towards the delivery of the conference.

The Panel's assessment and recommendation is summarised as follows:

- The application demonstrated that the event would generate a strong economic impact from number of visitors to the city and scored highly against the criteria.
- The event demonstrated strong community engagement and showcased the region and therefore scored highly in terms of social economic impact.
- The Panel agreed that the event would generate far reaching exposure for the City noting the strong attendance from all across the state.
- The Panel agreed that the event had new and unique offerings for the Wagga Wagga conference.

### **Event Details: Easter Egg Hunt by Bidgee Strawberries and Cream | 18 April 2025**

Bidgee Strawberries and Cream's annual Easter Egg Hunt is a great family day out. It features live music, farm fresh produce, food and beverage vendors and children's activities including pony rides, face painting, jumping castles and an Easter Egg hunt in the strawberry patch.

Since its inaugural event in 2019 which featured less than 1,000 attendees, the Easter Egg Hunt has continued to grow with over 1,200 in attendance in 2024. The 2025 event will be even bigger with the addition of camel rides, a rock-climbing wall and putt putt golf. The event will be held on Friday 18 April and is anticipated to attract 2,500 attendees with approximately 825 of those being from outside the Local Government Area which will generate a significant boost to the City's visitor economy sector over the Easter weekend.

### **Event Summary**

- Date: 18 April 2025
- Expected attendance: 2,500
- Visitors outside of the Local Government Area: 825
- Program duration: Single day
- Proposed venue: Bidgee Strawberries and Cream
- Total event cost: \$59,873
- Total amount requested: \$20,000
- Committee members: Kylie Cashen

If successful in securing the requested funding the applicant will acknowledge Council's funding through logo placement on all marketing material and promotion through media opportunities as they arise.

The Panel has assessed this application against the Major Events, Festivals and Films Sponsorship Guidelines for a Developing Event and recommends a partial amount of \$15,000 in funding to contribute to programming and event logistics.

The Panel's assessment and recommendation is summarised as follows:

- The Panel recognised that the delivery and timing of the event was strategic as it offers a fun family experience during a peak visitor time and when businesses tend to close
- The application demonstrated that it was inclusive and had a strong use of local businesses to deliver the event
- The Panel noted that the applicant demonstrated a proven track record of hosting events and that event attendance was growing.



- The Panel agreed to partially fund the event due to a smaller return on investment when compared to larger fully funded events held in our city such as Gears & Beers and Wagga Wagga Mardi Gras.

### **Event Details: Wagga Wagga Mardi Gras | 5 April 2025**

Wagga Wagga Mardi Gras festival aims to raise the visibility of the lesbian, gay, bisexual, transgender, queer, and intersex (LGBTIQ+) communities in the Riverina, providing an opportunity to express their creativity and celebrate their identity. In 2025, the festival program will span across a week of celebrations, raising awareness and acceptance for the LGBTIQ+ community in Wagga Wagga, the Riverina and beyond. A mixture of free and ticketed events for all ages means that everyone has a chance to participate in April 2025.

Since its inaugural event in 2019 which featured 17 floats and 700 participants in the parade, Wagga Mardi Gras has grown significantly to over 50 floats and 1500 parade participants in 2022 and 2023 (after a hiatus in 2020 and 2021 due to COVID-19 restrictions). In 2023 the drag events were strongly attended by over 400 people, and the roller disco saw 180 attendees. Wagga Wagga Mardi Gras Festival is managed by a volunteer committee with the support of Council and other sponsors such as Charles Sturt University.

The Wagga Wagga Mardi Gras festival to be held on Saturday 5 April 2025 includes a parade that will take place in Baylis Street and a free family-friendly after party at Victory Memorial Gardens commencing at 6:00pm. The after party will host a wide variety of food and drink vendors that include local operators, not for profit stalls with community information such as headspace Wagga, Aids Council of NSW (ACON), Wellways and offer a main stage show. The event will also host the Pride Markets as a recovery event on Sunday with 100 market stalls at the Victory Memorial Gardens.

### **Event Summary**

- Date: 5 April 2025
- Expected attendance: 7,500
- Visitors outside of the Local Government Area: 1,500
- Program duration: Single day
- Proposed venue: Baylis Street and Victory Memorial Gardens
- Total event cost: \$94,543.80
- Total amount requested: \$20,000
- Committee members: Holly Conroy, Cristy Houghton, Alex Osgood, Helen Foley, Matt Luff, Christina Scurr and Margot Schoonmaker.

If successful in securing the requested funding the applicant will acknowledge Council's funding through logo placement on all marketing material and promotion through media opportunities as they arise.

The Panel has assessed this application against the Major Events, Festivals and Films Sponsorship Guidelines for a Flagship Event and recommends this event receives the full request of funding of \$20,000 for programming and event logistics.

The Panel's assessment and recommendation is summarised as follows:

- The applicant demonstrated extensive planning, a skilled committee with resources to continue the growth of the event.

- The Panel agreed that the Mardi Gras event provided significant social and economic impact and scored highly against the criteria.
- The applicant provided a detailed strategic plan to grow and develop the programming of the event.
- Demonstrated commitment to continuing to develop the skills of the volunteer committee team and work toward achieving a sustainable business model for this major event in the years to come.

## Financial Implications

<b>2024/25 Major Events Sponsorship Budget</b>	<b>\$100,000</b>
<b>Less Current Commitments</b>	
• <i>Gears &amp; Beers Festival (year two of three)</i>	(\$20,000)
• <i>Carols by Candlelight</i>	(\$10,000)
• <i>Wagga Wagga Swap Meet</i>	(\$3,000)
• <i>Christmas with the Con</i>	(\$15,000)
<b>Total Current Commitments</b>	<b><u>(\$48,000)</u></b>
<b>Recommended sponsorship</b>	
• <i>Lords of the Soil Film</i>	(\$7,060)
• <i>CWA of NSW 2025 State Conference</i>	(\$9,940)
• <i>Easter Egg Hunt by Bidgee Strawberries and Cream</i>	(\$15,000)
• <i>Wagga Wagga Mardi Gras</i>	(\$20,000)
<b>Total Major Events Sponsorship funding recommended in this report</b>	<b><u>(\$52,000)</u></b>
<b>Remaining budget for 2024/25 Major Events, Festivals and Films Sponsorship</b>	<b>\$0 All funds exhausted</b>

This funding opportunity is widely promoted through digital social media platforms, industry newsletters and through direct consultation with event organisers throughout the year.

This 2024/25 funding stream is now fully exhausted. The 2025/26 round of funding will open in February 2025 for delivery in the second half of 2025.

*Job number 15308 – Major Events Sponsorship*

## Policy and Legislation

POL087 – Major Events, Festivals and Films Sponsorship

## Link to Strategic Plan

### Growing Economy

Objective: Wagga Wagga is an attractive tourist destination

Provide a variety of events, festivals, and activities

### Risk Management Issues for Council

Risk management will be addressed as part of any future sponsorship agreement, with terms and conditions ensuring events are managed appropriately. A staged payment schedule based on event planning and delivery milestones will also be implemented to mitigate against non-delivery of event with each applicant.

### Internal / External Consultation

	Mail			Traditional Media				Community Engagement				Digital				
	Rates notices insert	Direct mail	Letterbox drop	Council news	Media release	Media opportunity	TV/radio advertising	One-on-one meeting(s)	Community meeting(s)	Stakeholder workshop(s)	Drop-in session(s)	Survey/feedback form(s)	Have your Say	Email newsletter	Social media	Website
Inform																
Consult																
Involve				<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>						<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Collaborate																
Other methods (please list specific details below)																

### Attachments

1. MAJOR EVENTS FESTIVALS AND FILMS SPONSORSHIP 202425 ROUND 2 - Lords of the Soil Film funding application

*This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, as it deals with: commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council. - Provided under separate cover*

2. MAJOR EVENTS FESTIVALS AND FILMS SPONSORSHIP 202425 ROUND 2 - Country Women's Association of NSW

*This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, as it deals with: commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council. - Provided under separate cover*

3. MAJOR EVENTS FESTIVALS AND FILM SPONSORSHIP PROGRAM  
202425 ROUND 2 - Easter Egg Hunt funding

*This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, as it deals with: commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council. - Provided under separate cover*

4. MAJOR EVENTS FESTIVALS AND FILMS SPONSORSHIP PROGRAM  
202425 ROUND 2 - Wagga Mardi Gras funding

*This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, as it deals with: commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council. - Provided under separate cover*

**RP-11 MARRAMBIDYA WETLAND PLAN OF MANAGEMENT 2024/2034****Author:** Samantha Pascall**Executive:** Janice Summerhayes**Summary:**

The draft Marrambidya Wetland Plan of Management (draft PoM) is a ten-year document that provides clear direction as to the future use and management of Council owned land and the Council managed Crown land that make up the site. The draft PoM was placed on public exhibition for 42 days with eight (8) submissions received. The PoM is provided to Council for consideration and adoption.

**Recommendation**

That Council

- a receive and note the submissions received during the public exhibition of the draft Marrambidya Wetland Plan of Management 2024-2034
- b note the Marrambidya Wetland Plan of Management 2024-2034 has received final approval and Minister's consent from NSW Department of Planning, Housing and Infrastructure
- c adopt the Marrambidya Wetland Plan of Management 2024-2034

**Report**

The draft Marrambidya Wetland Plan of Management 2024-2034 has been developed through extensive agency and community consultation and supports the vision and objectives expressed in the Biodiversity Strategy: Maldhangilanha 2020-2030.

At its meeting on Monday, 27 May 2024 Council endorsed the draft PoM to be placed on public exhibition for a 42-day period from 31 May 2024 to 12 July 2024 and invited submissions. During the exhibition a total of eight (8) submissions were received, with seven (7) of these categorised as supportive.

The table below gives an overview of the key issues or comments received in the submissions, along with the staff response and any recommended amendments to the draft PoM. The full submissions are provided under separate cover.

<b>Submission Summary</b>	
1	<p><i>Supportive</i></p> <p>Be guided by First Nations Peoples and have them maintain and care for the wetland.</p>
	<p><b>Recommended Changes</b></p> <p><i>No amendment recommended</i></p> <p>Extensive consultation has been completed through multiple Mawang Gaway meetings, Reconciliation Action Plan meetings, and individual stakeholder meetings on site.</p> <p>The PoM includes action 'EM9 – Investigate opportunities to employ Wiradjuri/Wiradyuri person(s) to maintain the wetland and other natural areas'.</p>

	<p>Other actions to allow further engagement and usage of the wetland include:</p> <ul style="list-style-type: none"> <li>• 'E1 – Include Cultural Knowledge holders in major Council events at the Marrambidya Wetland'</li> <li>• 'E5 – Encourage harvesting of appropriate plants for cultural use' and</li> <li>• 'E6 – Encourage use of the site for Wiradjuri/Wiradyuri cultural tours'.</li> </ul>
<b>Submission Summary</b>	
2	<p><i>Not supportive</i></p> <p>Viewed as a waste of money.</p>
	<b>Recommended Changes</b>
	<p><i>No amendment recommended</i></p> <p>The PoM is a legal requirement under the <i>Local Government Act 1993</i> and <i>Crown Land Management Act 2016</i>.</p>
<b>Submission Summary</b>	
3	<p><i>Supportive</i></p> <p>Has suggested additional seating, shade and promotion.</p>
	<b>Recommended Changes</b>
	<p><i>No amendment recommended</i></p> <p>The PoM includes the actions:</p> <ul style="list-style-type: none"> <li>• 'IU6 - Improve seating locations and design' and</li> <li>• 'E4 – Increase promotion of the wetland'.</li> </ul>
<b>Submission Summary</b>	
4	<p><i>Supportive</i></p> <p>Does not want to see lighting, BBQs or anything changed that will negatively impact on flora and fauna. Keep it natural but control invasive species.</p>
	<b>Recommended Changes</b>
	<p><i>No amendment recommended</i></p> <p>It is not intended for BBQs to be installed at the wetland. Public BBQs are located nearby at Wiradjuri Reserve for community use. Permissible and future uses are listed page 35-36 of the document. If lighting was to be required, low impact lights could only be used in a limited capacity and be located away from the natural habitat areas.</p> <p>The PoM includes action 'M1 – Control vegetation and weeds'.</p>
<b>Submission Summary</b>	
5	<p><i>Supportive</i></p> <p>Has suggested:</p> <ul style="list-style-type: none"> <li>i. Removal of Willows along riverbank</li> </ul>

	<ul style="list-style-type: none"> <li>ii. Existing walking track to remain open</li> <li>iii. Acknowledgment of variable width public road around river frontage and the great work in formalising access from Wiradjuri Reserve along river frontage</li> <li>iv. Island as shown in diagram of lands should be included in management of wetlands</li> <li>v. Enlargement of vehicle parking on site not needed</li> <li>vi. Undesirable to place additional structures.</li> </ul>
	<b>Recommended Changes</b>
	<p><i>No amendment recommended</i></p> <p>The PoM includes the following relevant actions for i and ii;</p> <ul style="list-style-type: none"> <li>• 'EM8 – Undertake selective vegetation thinning'</li> <li>• 'M5 – Maintain and repair walking tracks and levee banks'</li> </ul> <p>Point iii is acknowledged on Page 32 within <i>Table 1: Crown and Council land classification and category details as depicted in Figure 2</i>.</p> <p>The island shown in the diagram is currently under the 'Aboriginal Places of Significance Plan of Management', not this PoM.</p> <p>Consultation has suggested additional carparking is required therefore 'IU4 – Increase size of existing carpark' was included as a potential future infrastructure upgrade.</p> <p>Any structure that is proposed to be built within the wetland would undergo an assessment to understand the impacts on the floodplain and will only proceed if appropriate.</p>
	<b>Submission Summary</b>
6	<p><i>Supportive</i></p> <p>Has suggested to minimise aspects of a manicured park by limiting bins and avoid installing BBQs. Remove streetsweeper waste and restrict dogs off lead.</p> <p><b>Recommended Changes</b></p> <p><i>No amendment recommended</i></p> <p>There is no intent to install additional bins and BBQs at the wetland. Public BBQs are located nearby at Wiradjuri Reserve for community use. The street sweeper waste cannot continue to be stored within the wetland in the future to comply with the new classification of the land and will be removed. Staff are considering alternate options for managing this.</p> <p>The PoM includes action 'IU1 – Install additional wetland safety, enforcement and directional signage' which includes dogs off leads at the wetland.</p>
	<b>Submission Summary</b>
7	<p><i>Supportive</i></p> <p>Has provided positive feedback on the accessibility to the wetland to enable the community to value this natural place.</p>

	<b>Recommended Changes</b>
	<i>No amendment recommended</i>
<b>Submission Summary</b>	
8	<p><i>Supportive</i></p> <p>Provided positive feedback on the conservation and protection of natural the ecosystem and providing habitat for native wildlife. Suggested adding cat control as an action. Has suggested several species additions to 'Appendix 1 Flora and Fauna Species list.'</p>
	<b>Recommended Changes</b>
	<p>Amend wording of action 'EM1 – Engage licensed contractor to undertake feral animal control' to now say 'EM1 – Engage licensed contractor to undertake vertebrate pest management control' which can include cats.</p> <p>Additional species suggestions have been added to Appendix 1: Flora and Fauna Species list.</p>

The Marrambydia Wetland Plan of Management 2024-2034 has received final approval and Minister's consent from NSW Department of Planning, Housing and Infrastructure. The PoM is now provided to Council for adoption.

### Financial Implications

To meet community expectations aligning with responses received during consultation and included in the draft PoM, an additional \$4,000 per year maintenance budget was allocated during the compilation of the 2024/25 long term financial plan, bringing the total annual maintenance budget for the Marrambydia Wetlands area up to \$10,000 per annum.

### Policy and Legislation

Council has an obligation to ensure compliance with the *Local Government Act 1993* and the *Crown Land Management Act 2016* to provide clarity in the future development, use and management of the community land and ensure consistent management that supports a unified approach to meeting the varied needs of the community.

The draft Marrambydia Wetland PoM was developed to assist in achieving Council's obligations under various legislation and to align with a number of key Council plans including the:

- Wagga Wagga Community Strategic Plan 2040: Wagga View
- Wagga Wagga Local Strategic Planning Statement 2040
- Wagga Wagga Recreation, Open Space & Community Strategy and Implementation Plan 2040
- Wagga Wagga Biodiversity Strategy: Maldhangilantha 2020-2030
- Riverina Murray Regional Plan 2036.



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## Link to Strategic Plan

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### The Environment

Objective: Our natural areas are protected and enhanced

Preserve and improve our natural assets

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### Risk Management Issues for Council

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The draft Marrambidya Wetland PoM will assist Council to manage risk by ensuring we better address our obligations under various State and Commonwealth legislation.

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### Internal / External Consultation

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The draft PoM has been developed in consultation with internal and external stakeholders. Internal stakeholders included relevant staff from the Property, Recreation, Parks and Gardens, Infrastructure, Finance and Community Service areas of Council. External consultation included relevant agencies, as well as wider Wiradyuri and community consultation.

This included:

- Drop-in consultation sessions at the Marrambidya Wetland
- Meetings with NSW Crown Lands
- Meetings with Mawang Gaway
- Meeting with the Reconciliation Action Plan Working Group
- Consultation with Community Interest Groups
- Community wide online survey.

The community wide online survey received 347 responses. The main themes included additional mowing and weed control, signage, maintenance of walking tracks, additional seating and education around dogs on leash.

A 42-day public exhibition period took place from Friday 31 May until Friday 12 July 2024, receiving eight submissions as outlined in this report.

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### Attachments

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1. Submissions - Marrambiidya Wetland Plan of Managment

*This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, as it deals with: personnel matters concerning particular individuals.* - Provided under separate cover

2. Wagga R6426 Wetland Additional Purpose - Crown Lands - Provided under separate cover

3. Marrambidya Wetland Plan of Management 2024-2034 - Provided under separate cover

## RP-12 INTEGRATED PLANNING AND REPORTING (IP&R) - STATE OF THE CITY REPORT

**Author:** David Galloway  
**General Manager:** Peter Thompson

**Summary:** Council has prepared its State of the City Report which provides a summary of the progress on the implementation and effectiveness of the Community Strategic Plan 2040 and focuses on the period 1 July 2021 through to 30 June 2024.

### Recommendation

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That Council receive and note the State of the City Report.

### Report

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The State of the City Report is a legislative requirement under the Integrated Planning and Reporting (IP&R) framework and must be tabled at the last Council meeting of the term of the current Council prior to the elections in September 2024.

The State of the City Report is a summary of the progress made in delivering the objectives set out in the Community Strategic Plan 2040 – the blueprint of what the community wanted council to accomplish during this term.

The Community Strategic Plan 2040 is broken up into five focus areas:

1. Community leadership and collaboration
2. Safety and health community
3. Growing economy
4. Community place and identity; and
5. The environment.

Through this report, a summary is provided on what Council set out to achieve, and what key items have been accomplished during the term (noting the State of City Report is not all encompassing).

The State of City Report is prepared as an additional section of the Annual Report in the final year of Council's term in office.

As such, please read this report in conjunction with the annual and performance reports spanning our elected term of 2021/22 through to 2023/24, available at [wagga.nsw.gov.au/annualreport](https://wagga.nsw.gov.au/annualreport).

### Financial Implications

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N/A

### Policy and Legislation

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Section 428(2) of the *Local Government Act 1993*

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## Link to Strategic Plan

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### Community Leadership and Collaboration

Objective: We have strong leadership

Outcome: We are accountable and transparent

### Risk Management Issues for Council

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N/A


### Internal / External Consultation

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The State of the City Report has been developed internally and consultation has occurred with representatives from each Directorate. The Community Satisfaction Survey was conducted by Micromex Research during January 2024. The final State of the City and Annual Report will be published on Council's website.

### Attachments

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1.  State of the City Report - Provided under separate cover

**RP-13 RESOLUTIONS AND NOTICES OF MOTIONS REGISTERS****Author:** David Galloway**General Manager:** Peter Thompson

**Summary:** This report provides Councillors with an update on the status of all resolutions of Council including Notices of Motion.

**Recommendation**

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That Council receive and note the following registers:

- a active Resolutions as at 20 August 2024
- b active Notice of Motions as at 20 August 2024
- c resolutions including Notice of Motions completed from 18 June 2024 to 20 August 2024

**Report**

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Council officers in the lead up to the final Council meeting of the current term of Council have undertaken a thorough review of Council's active resolutions to provide a current status of each one.

In regard to the reporting of active resolutions including Notice of Motions, additional analysis of the status has been undertaken to include:

- Active with internal action being taken
- Active with a policy or plan to be developed
- Active with further report to be presented to Council
- On hold - waiting on external party ie. Crown Lands, grant funding body etc
- On hold - legislative or strategy requirements

It is acknowledged that a number of these resolutions have been outstanding for a period of time. The Executive team have endorsed that they will review these as part of a strategic session, with an approach to address these and future resolutions to be presented back to Council by the end of the calendar year.

The attached registers, outline details of each resolution with the following analysis provided as a snapshot as at 20 June 2024:

- 88 active resolutions
- 9 active Notices of Motions
- 48 resolutions including Notice of Motions have been completed from 18 June 2024 to 20 August 2024

**Financial Implications**

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N/A

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## Policy and Legislation

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Council's Code of Meeting Practice

## Link to Strategic Plan

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## Community Leadership and Collaboration

Objective: We are informed and involved in decision making

Outcome: Everyone in our community feels they have been heard and understood

## Risk Management Issues for Council

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N/A




## Internal / External Consultation

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N/A

## Attachments

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1. Active Resolutions as at 20 August 2024 - Provided under separate cover  

2. Active Notice of Motions as at 20 August 2024 - Provided under separate cover  

3. Resolutions including Notice of Motions have been completed from 18 June 2024 to 20 August 2024 - Provided under separate cover  


**RP-14 QUESTIONS WITH NOTICE****Author:** Scott Gray

**Summary:** This report is to list questions with notice raised by Councillors in accordance with Council's Code of Meeting Practice.

**Recommendation**

That Council receive and note the report.

**Report**

The following questions with notice were received prior to the meeting, in accordance with the Code of Meeting Practice.

**Councillor R Foley**

Can Council write to the NSW Minister for Housing, The Hon. Rose Jackson MLC, to take up the offer she made to local developers during her recent visit to Wagga to provide additional resources to Council.

Allocated to respond: Peter Thompson (General Manager)

A letter has been sent to the NSW Minister for Housing, The Hon. Rose Jackson MLC. A copy of this letter is attached to this report.

**Councillor R Kendall**

What role does Council play in making sure the retail of illegal vapes are stopped in this community?

Allocated to respond: Janice Summerhayes (Director Community)

NSW Health are the responsible agency. If you think a retailer other than a pharmacy is selling e-cigarettes that contain nicotine, please report it to NSW Health or call the Tobacco Information Line on 1800 357 412. Information collected will help to guide the enforcement of tobacco and e-cigarette retailing laws by NSW Health Inspectors.

Locally there is a Tobacco Compliance Officer within the Public Health Unit. Complaints can be made via contact number is 02 59432046 and on-line at <http://www.mlhd.health.nsw.gov.au/> or generally at <https://www.service.nsw.gov.au/transaction/report-retailer-breaking-tobaccoe-cigarette-retailing-laws>

**Financial Implications**

N/A

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## Policy and Legislation

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Code of Meeting Practice

## Link to Strategic Plan

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### Community leadership and collaboration

Objective: Our community is informed and actively engaged in decision making and problem-solving to shape the future of Wagga Wagga

Ensure our community feels heard and understood

## Risk Management Issues for Council

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N/A

## Internal / External Consultation

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N/A

## Attachments

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1   Letter to NSW Minister for Housing, The Hon. Rose Jackson MLC



OFFICE OF THE MAYOR

CITY OF WAGGA WAGGA

20 August 2024

The Hon. Rose Jackson, MLC  
52 Martin Place  
SYDNEY NSW 2000  
Via Online Portal

Dear Minister

I understand that you recently visited Wagga Wagga and met with a number of groups in relation to housing issues.

It has been reported to Council officers that we should write to you requesting financial assistance for work needed to support housing. I note we have been fortunate to receive funding under the AIF program for which we are grateful.

The representations made to us are to the effect that we should be writing to you requesting additional resources if we need them. At the most recent ordinary meeting of Council a question with notice was put forward as follows:

“Can Council write to the Minister for Housing, the Hon. Rose Jackson MLC, to take up the offer she made to local developers during her recent visit to Wagga to provide additional resources to Council”.

The purpose of this letter is to make that request. I would be grateful if you would respond about how you would like us to engage with you in identifying the resources required to support housing. As you would be aware there are many shortfalls in housing resources including infrastructure to resolve stormwater management, pay the costs of biodiversity compliance and paying for the development costs required for lot creation – just to name a few.

The offer of resources is appreciated and we would like to establish a constructive mechanism to pursue the request in a manner which meets your expectations.

Sincerely

A handwritten signature in black ink, appearing to read 'Dallas Tout', with a large 'X' mark over it.

Cr Dallas Tout  
Mayor

Civic Centre  
Cnr Baylis & Morrow Streets  
Po Box 20 Wagga Wagga NSW 2650  
Ph: (02) 6926 9111  
[mayor@wagga.nsw.gov.au](mailto:mayor@wagga.nsw.gov.au)



## **COMMITTEE MINUTES**

### **M-1 LOCAL TRAFFIC COMMITTEE - MINUTES - 13 JUNE 2024**

**Author:** Warren Faulkner

**Summary:**

The Local Traffic Committee meeting on the 13 June 2024 was conducted as an E Meeting and considered three (3) formal reports.

The Committee were unanimous in supporting two (2) of the Officers recommendations. Majority consensus was not reached for one report. Two of the reports were referred to the 7 August 2024 Local Traffic Committee meeting for reasons outlined in the body of this report.

Minutes of the meeting were adopted by the Local Traffic Committee at its meeting on the 7<sup>th</sup> August 2024.

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### **Recommendation**

That Council receive and note the Minutes of the Local Traffic Committee Meeting held as an E-Meeting on 13 June 2024.

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### **Report**

The Traffic Committee met via an E-Meeting on 13 June 2024 and considered three (3) reports. A summary of each report is as follows:

#### **RP-1 ACTIVE TRAVEL PLAN - CENTRAL LINK - BECKWITH STREET**

At the 13 June 2024 Local Traffic Committee meeting, the active travel plan for the Beckwith Street segment of the Active Travel Project was an agenda item.

The item was for the entire length of Beckwith Street and the plan that was referenced in the recommendation was for the entire length of Beckwith Street.

However, the plan referenced in the recommendation (design plan C2129) was not attached to the report and included in the business paper. Rather, plans for the intersection of Beckwith Street with Gurwood Street (design plan C2254) and Kincaid Street (design plan C2258) only were attached.

It is for this reason that this report was referred to the next Local Traffic Committee meeting on the 7<sup>th</sup> August 2024.

Hence the recommendation of the Committee at this meeting has not been presented to the Council for resolution.

#### **RP-2 KINCAID STREET – CENTRE OF ROAD PARKING**

At the 13 June 2024 Local Traffic Committee meeting, the Centre of Road Parking arrangement on Kincaid Street between Fitzmaurice Street and Trail Street was an agenda item.

Concerns were raised by the Transport for NSW representative that the length of the centre parking bays were not long enough for the length of some vehicles commonly used today. This was also supported by the Police representative.

The item did not receive the unanimous support of the Committee. It is for the reasons outlined above that the plan was reviewed and referred to the next Local Traffic Committee meeting on the 7<sup>th</sup> August 2024.

Hence the recommendation of the Committee at this meeting has not been presented to the Council for resolution.

### **RP- 3 BUTCH MENZ MEMORIAL RIDE – 2024**

This is an annual event which has been conducted successfully for a number of years by the Wagga Cycling Club. The race is conducted over a course of 70 kilometres along MR 543 with the start and finish point at the Crossroads Hotel at Collingullie on MR59.

The race was conducted on Sunday 29 July 2024. Given the event has occurred, it is for this reason the recommendation of the committee has not been presented to the Council for resolution.

### **Financial Implications**

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N/A

### **Policy and Legislation**

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Roads Act 1993

Transport Administration Act 1998 – Delegations to Councils, regulation of traffic

TfNSW – A guide to the delegation to Councils for the regulation of traffic

Australian Standards

### **Link to Strategic Plan**

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### **Community leadership and collaboration**

Objective: Our community is informed and actively engaged in decision making and problem-solving to shape the future of Wagga Wagga

Communicate with our community

### **Risk Management Issues for Council**

There are no risk management issues for Council in adopting the recommendations.

### **Internal / External Consultation**

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N/A

### **Attachments**

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1   Local Traffic Committee - Minutes - 13 June 2024

**MINUTES** of the **TRAFFIC COMMITTEE** held on **Thursday 13 June 2024**.

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The meeting of the Traffic Committee was held as an E-Meeting.

The Business Paper was emailed to the Committee on 11 June 2024.

The consensus of the Committee is as follows;

## **REPORTS**

### **RP-1 ACTIVE TRAVEL PLAN - CENTRAL LINK - BECKWITH STREET**

#### **Officer Recommendation**

**That the Local Traffic Committee approve the installation of traffic control devices relating to the Active Travel Project, as per the attached design plan C2129, issue 6, dated 22 July 2021.**

#### **RECORD OF VOTING ON THE MOTION**

##### For the Motion

Greg Minehan - Transport NSW  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Clr Richard Foley

##### Against the Motion

#### **Committee Recommendation**

**That the Council approve the installation of traffic control devices relating to the Active Travel Project, as per the attached design plan C2129, issue 6, dated 22 July 2021.**

### **RP-2 KINCAID STREET - CENTRE OF ROAD PARKING**

#### **Officer Recommendation**

**That the Local Traffic Committee endorse the installation of regulatory signs for the centre-of-road parking arrangement in Kincaid Street between Fitzmaurice Street and Trail Street as detailed on Council Plan Registration C1970 Sheet Number 004 Issue O dated 3 August 2022.**

#### **RECORD OF VOTING ON THE MOTION**

##### For the Motion

Peter Braneley - Community  
Representative  
Clr Richard Foley

##### Against the Motion

Greg Minehan - Transport NSW  
Gerard Horsley - NSW Police

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MINUTES of the **TRAFFIC COMMITTEE** held on **Thursday 13 June 2024**.

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There was not a majority consensus on the officers recommendations for this report.  
This item will be deferred to the next Local Traffic Committee Meeting.

**RP-3 BUTCH MENZ MEMORIAL RIDE - 2024**

**Officer Recommendation**

**That the Local Traffic Committee or its authorised delegate approve the conduct of the Butch Menz Memorial Road Cycling Race on Lockhart Road (MR59) and Collingullie – The Rock Road (MR543) on 28 July 2024.**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Greg Minehan - Transport NSW  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Clr Richard Foley

Against the Motion

**Committee Recommendation**

**That the Council or its authorised delegate approve the conduct of the Butch Menz Memorial Road Cycling Race on Lockhart Road (MR59) and Collingullie – The Rock Road (MR543) on 28 July 2024.**

**M-2 LOCAL TRAFFIC COMMITTEE - MINUTES - 7 AUGUST 2024****Author:** Warren Faulkner**Summary:**

The Local Traffic Committee met for an ordinary meeting on 7 August 2024 and considered seven (7) formal reports.

The Committee were unanimous in proceeding with the Officer recommendation for five (5) of the reports. There was a majority consensus for the Officer recommendation on the other two (2) reports. The Committee also provided two (2) additional recommendations for the Councils consideration. The Committee recommendations are all provided for the resolution of Council.

Draft minutes of the meeting have been sent to the Committee members for their feedback/comments. A copy of the draft minutes are attached for the information of the Council.

**Recommendation**

That Council:

- a receive the minutes of the Local Traffic Committee Meeting held on 7 August 2024
- b endorse the installation of a length of NO STOPPING and other prescribed traffic control devices on Hammond Avenue as shown on Xeros Piccolo Line and Signage Plan for Project Number 230318, Sheet C8 Revision E dated 08.04.2024 and stamped Accepted for Construction by Transport for NSW on 26 June 2024
- c endorse the installation of a Give Way sign and line marking for a CHR(s) treatment as shown on MJM Sheet Number C5 of Project Number 200102
- d endorse the installation of a Give Way sign and line marking as shown on MJM Sheet Number C6 of Project Number 210613
- e approve the conduct of the 2024 Lake Run and Ride Event on Sunday 29 September 2024
- f support the conduct of the 2024 Gears and Beers Event on Sunday 6 October 2024
- g endorse the installation of regulatory signs for the centre-of-road parking arrangement in Kincaid Street between Fitzmaurice Street and Trail Street as detailed on Council Plan Registration C1970 Sheet Number 004 Issue 1 dated 15 July 2024 with the islands widened out to 6.4m
- h consider a 40kph High Pedestrian Zone and 45<sup>0</sup> angled parking in Kincaid Street between Fitzmaurice Street and Trail Street as part of the CBD Masterplan
- i approve the installation of traffic control devices relating to the Active Travel Project, as per the attached design plan C2129, issue B, dated 1 August 2024
- j change the north and south bound Give Way movement control on Beckwith Street at its intersection with Kincaid Street to a Stop control in accordance with Australian Standards

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## Report

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The Traffic Committee met on 7 August 2024 and considered 7 reports. A summary of each report is as follows:

### **RP-1 - DA22/0346.01 NEW SERVICE STATION AT 226-236 HAMMOND AVENUE EAST WAGGA WAGGA - NO PARKING AND OTHER PRESCRIBED TRAFFIC CONTROL DEVICES**

Condition C.17 of the determination for Development Application DA22/0346.01 requires that prior to the release of the Construction Certificate a plan shall be submitted to and approved by the General Manager or delegate, that identifies a no stopping restriction in Hammond Avenue for the length of the site, as well as any other proposed prescribed traffic control devices. The plan is required to be referred to and approved by the Local Traffic Committee before it is approved as these works incorporate a prescribed traffic control device.

The plan has been Approved for Construction by Transport for NSW as the Roads Authority by way of a Works Authorisation Deed as required by condition C.18 of the determination.

The majority of the Local Traffic Committee were in support of the officers recommendation. The officers recommendation is being presented for the resolution of Council.

### **RP-2 - MAHOGANY DRIVE AND GREGADOO ROAD INTERSECTION, LAKE ALBERT**

Development Application DA22/0192 is a 44 Lot residential subdivision that is being completed in 5 stages.

The first stage of the development involves the creation of a new access into the subdivision off Gregadoo Road to create 8 Lots.

Condition C.12 of the consent for the development requires that prior to the release of the Subdivision Works Certificate for Stage 1 a plan shall be submitted to and approved by the General Manager or delegate, that identifies the intersection design of Road 1 and Gregadoo Road. This plan is required to be referred to, and approved by the Local Traffic Committee before it is approved as these works incorporate a prescribed traffic control device.

The plan for the intersection submitted to Council as part of the Subdivision Works Certificate application (SWC24/0002) was submitted to the Local Traffic Committee.

The Local Traffic Committee were unanimous in their support of the officers recommendation. The officers recommendation is being presented for the resolution of Council.

### **RP-3 - BLAKELEYS ROAD AND DUNNS ROAD INTERESECTION - SPRINGVALE**

Development Application DA22/0094.01 is a 16 Lot residential subdivision that is currently under construction.

Condition C.59A of the consent for the development requires that prior to the release of the Subdivision Certificate a plan shall be submitted to and approved by the General Manager or delegate, that identifies signage and linemarking required for the intersection of Dunns Road and Blakelys Road. This plan is required to be referred to, and approved by the Local Traffic Committee before it is approved as these works incorporate a prescribed traffic control device.

The plan for the intersection submitted to Council as part of the Subdivision Works Certificate application (SWC24/0001) was submitted to the Local Traffic Committee.

The Local Traffic Committee were unanimous in their support of the officers recommendation. The officers recommendation is being presented for the resolution of Council.

#### **RP-4 - 2024 LAKE RUN & RIDE EVENT – SUNDAY 29 SEPTEMBER 2024**

The Wagga Lake Run and Ride is a free to enter, community participation event where participants walk, run 5km or run, walk or cycle 10km through the streets of Wagga and around Lake Albert.

10km Cycle, Run and Walk: Starts at Eastlake Drive, Lake Albert, continues north along Lake Albert Road. The route turns near the intersection with Lord Baden Powell Drive and participants will reverse direction along Lake Albert Road to a point near the northern end of Lake Albert at Lakeside Drive where the event leaves the road network and continues on the shared path around the western side of Lake Albert.

5km Run and walk: Starts at Eastlake Drive, Lake Albert, also continues north along Lake Albert Road to the northern end of Lake Albert at Lakeside Drive where the event leaves the road network and continues on the shared path around the western side of Lake Albert.

Lake Albert Road will be divided by witches hats and participants will keep to the RIGHT to avoid the necessity of participants crossing paths at the point where the event leaves the road network or participants need access to drinks stations.

#### **RP-5 - GEARS & BEERS FESTIVAL 2024 – SUNDAY 6 OCTOBER 2024**

The Gears and Beers Festival and the Dirty 130, has been held annually in Wagga Wagga since 2013. It is one of the largest and most popular events on the Australian and international gravel cycling calendar.

The 2024 Gears and Beers Festival is to be conducted along Baylis Street, Fitzmaurice Street and Morrow Street in Wagga Wagga on Sunday 6 October 2024. The event will involve five separate escorted bicycle rides over varying lengths from 10 kilometres to 130 kilometres.

On Sunday 6th October, Baylis street will be closed from Morrow Street to Johnson Street between the hours of 5.30am – 4.00pm.

Morrow street will be closed between Peter Street and O'Reilly Street's.

5 Rides will depart the start finish area between the Council chambers and Victory Memorial Gardens. First ride beginning at 7.00am last ride to leave at 10.00am. It is expected all rides will return before 2.30pm.

The event is not a race or a time trial. Participants will be discouraged from undertaking any form of behaviour that could be construed to come within the definition that is contained in *Section 115* of the *Road Transport Act 2013*.

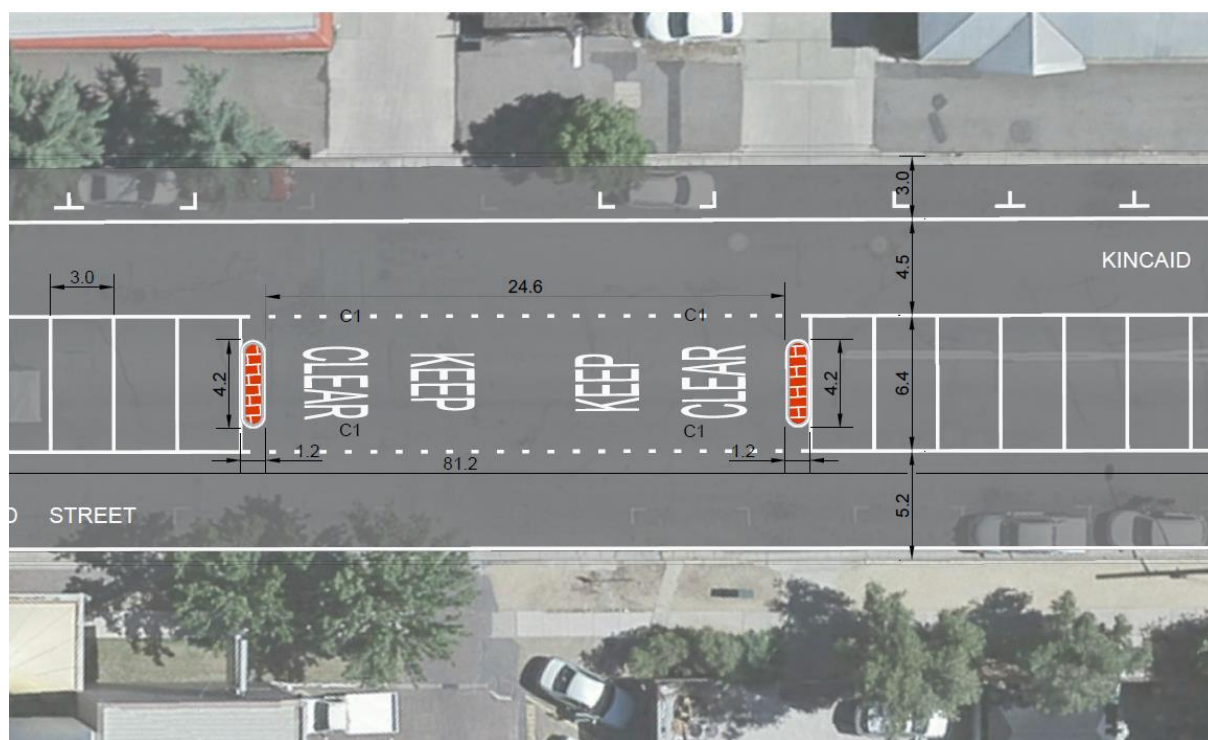
A high standard of traffic control can only be undertaken through the systematic consideration of the conditions that may be encountered during the event and the implementation of specific traffic control and contingency plans.

#### **RP-6 - KINCAID STREET – CENTRE OF ROAD PARKING**

At the 13 June 2024 Local Traffic Committee meeting, the Centre of Road Parking arrangement on Kincaid Street between Fitzmaurice Street and Trail Street was an agenda item.

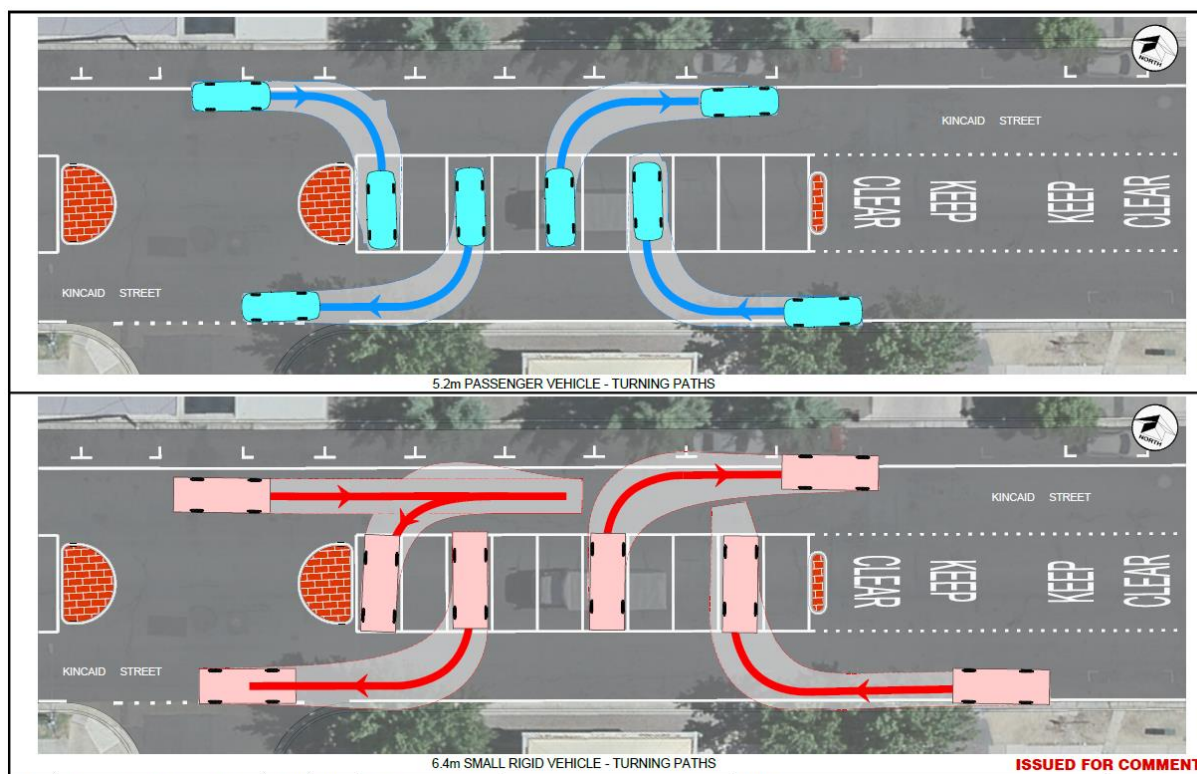
Concerns were raised by the Transport for NSW representative that the length of the centre parking bays were not long enough for the length of some vehicles commonly used today. This was also supported by the Police representative. Typically a lot of larger cars (4WD's/Ford Rangers/Twin cab utes) are around 6m long.

With this in mind, the layout for the centre of road parking has been redesigned to increase the length of the parking bays to 6.4m to give the following proposed allocations for the travel lanes, centre parking and parallel parking to address these concerns as well as make the arrangement compliant with AS 2890.5



Turning paths for 5.2m passenger vehicles (common passenger vehicle) and 6.4m small rigid vehicles (ie. representative of large utilities such as Dodge RAM 1500 or Ford F-150) show that the arrangement is satisfactory to accommodate all movements in a forward direction for the 5.2m vehicle, however for the 6.4m vehicle, reversing is required to get the vehicle into the centre parking from the east bound (northern) travel lane. These movements are shown following.



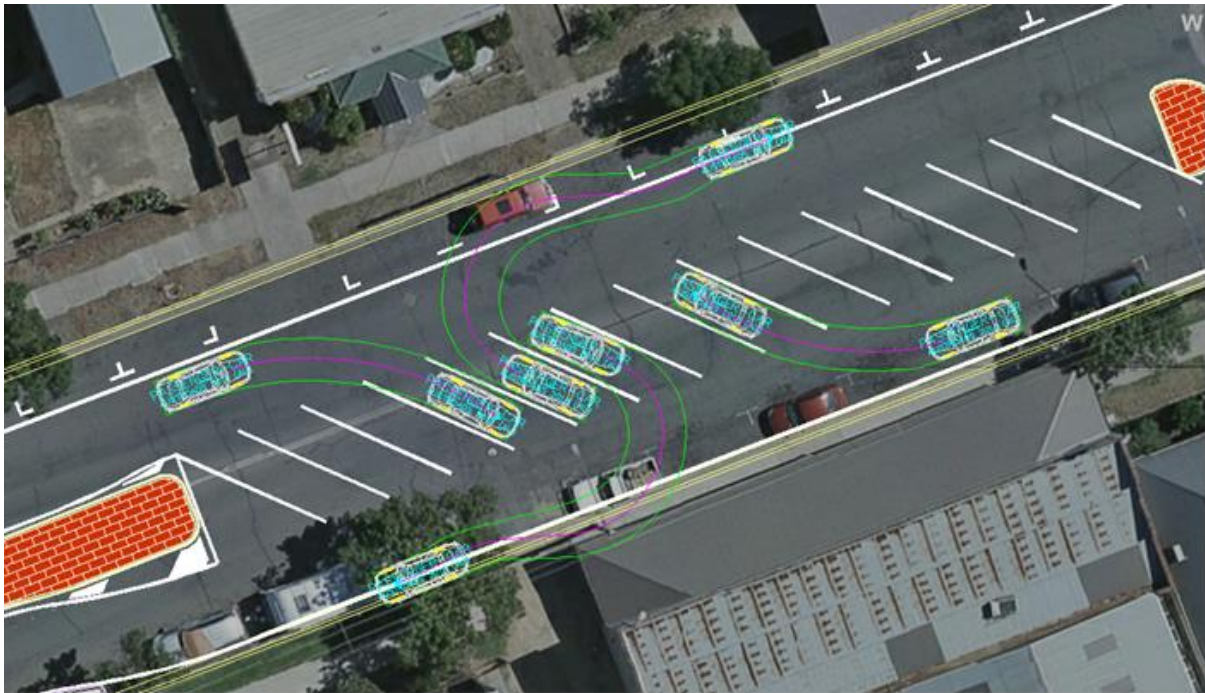


It is for this reason that the length of vehicles that can park in the centre parking bays be limited to 6m. It is proposed to install the following parking sign for the centre parking bays.



The Transport for NSW representative requested that Council explore alternate centre of road parking, for example 45 degree parking which would provide an area of safety for users accessing the rear compartment of their vehicles.

Council has investigated 45 degree centre parking, however the departure paths for forward movements cannot be accommodated within the formation width of the road as shown following:



60 degree centre angle parking bays were also considered as shown following with the same outcome being that the departure paths for forward movements cannot be accommodated within the formation width of the road.



As a further risk mitigation measure, the Local Traffic Committee requested that Council consider a 40kph High Pedestrian Zone and 45° angled parking in Kincaid Street between Fitzmaurice Street and Trail Street as part of the CBD Masterplan.

Resurfacing of Kincaid Street between Fitzmaurice Street and Trail Street will take place before the longer 6.4m bays will be installed. Construction of the permanent islands and installation of the associated line marking and signage as shown on the attached plans will be undertaken in conjunction with the resurfacing works.

### **RP-7 - ACTIVE TRAVEL PLAN – CENTRAL LINK – BECKWITH STREET**

At the 13 June 2024 Local Traffic Committee meeting, the active travel plan for the Beckwith Street segment of the Active Travel Project was an agenda item.

The item was for the entire length of Beckwith Street and the plan that was referenced in the recommendation was for the entire length of Beckwith Street.

However, the plan referenced in the recommendation (design plan C2129) was not attached to the report and included in the business paper. Rather, plans for the intersection of Beckwith Street with Gurwood Street (design plan C2254) and Kincaid Street (design plan C2258) only were attached.

The proposed extension of the Active Travel network was originally conceived as a barrier-separated, contraflow cycleway on the western kerbside of Beckwith Street.

After undertaking extensive community consultation, the concept was redesigned to provide dedicated bicycle lanes along Beckwith Street and improve pedestrian facilities at all adjoining intersections.

Features include:

- dedicated one-way pair cycle lanes
- additional kerb blisters
- pedestrian refuge
- centre medians
- all associated line marking and signage

New raised medians are to be constructed at the intersection of Beckwith Street and The Esplanade to slow traffic and provide a left turn slip lane and pedestrian refuge.

Additional kerb blisters will be installed at each adjoining intersection to narrow the roadway and create inset parking bays and left turn slip lanes.

It is proposed that Gurwood Street be narrowed to two lanes from the western approach to reduce the number of lanes being crossed by cyclists and pedestrians and allow for the creation of additional angled parking spaces between Beckwith Street and Simmons Street.

A new centre median and pedestrian refuge will also be installed at the intersection of Beckwith Street and Travers Street, in conjunction with a kerb blister to allow the cycle lane to transition into the existing Travers Street shared path.

Feedback received from the Police and Transport for NSW committee members on the 13<sup>th</sup> June 2024 report was mainly concerned with the interaction of the path with the alfresco dining area of the Sporties Hotel on the corner of Beckwith and Kincaid Streets. Council will consult with the Sporties Hotel before implementation of the ATP at this location to minimise the interaction.

The local Police representative also requested that the existing north and south bound Give Way movement control on Beckwith Street at its intersection with Kincaid Street be changed to a Stop control in accordance with Australian Standards. Those in attendance at the Committee meeting unanimously agreed with the Police request.

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### **Financial Implications**

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N/A

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### **Policy and Legislation**

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Roads Act 1993

Transport Administration Act 1998 – Delegations to Councils, regulation of traffic

TfNSW – A guide to the delegation to Councils for the regulation of traffic

Australian Standards

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### **Link to Strategic Plan**

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### **Community leadership and collaboration**

Objective: Our community is informed and actively engaged in decision making and problem-solving to shape the future of Wagga Wagga

Communicate with our community

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### **Risk Management Issues for Council**

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There are no risk management issues for Council in adopting the recommendations.

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### **Attachments**

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1   Local Traffic Committee Minutes - 7 August 2024



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**MINUTES** of the **TRAFFIC COMMITTEE** held on **Wednesday 7 August 2024**.

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**PRESENT**

Councillor Richard Foley	Wagga Wagga City Council
Peter Braneley	Representative of Local State member of Parliament
Sergeant Gerard Horsley	NSW Police
Barry Roberts	NSW Police

**IN ATTENDANCE**

Mr Warren Faulkner	Director Infrastructure Services
Ms Louise Weaton	Executive Assistant Infrastructure Services
Ms Kori West	Corporate Governance Officer

The meeting of the Traffic Committee commenced at 9.11am.

**ACKNOWLEDGEMENT OF COUNTRY**

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities.

**APOLOGIES**

Justin Knewstub - NSW Police.

Greg Minehan – Transport for NSW (however provided TfNSW comments for each item by email on Tuesday 6 August 2024 for inclusion in the minutes)

MINUTES of the TRAFFIC COMMITTEE held on Wednesday 7 August 2024.

### **CONFIRMATION OF MINUTES**

#### **CM-1 CONFIRMATION OF MINUTES - 13 JUNE 2024 - LOCAL TRAFFIC COMMITTEE MEETING**

##### ***Recommendation:***

On the Motion of Councillor Richard Foley and Peter Braneley -  
Community Representative

**That the Minutes of the proceedings of the Local Traffic Committee E-Meeting held on 13 June 2024 be confirmed as a true and accurate record.**

**CARRIED**

#### **RECORD OF VOTING ON THE MOTION**

##### For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police

##### Against the Motion

### **DECLARATIONS OF INTEREST**

Nil

### **REPORTS**

#### **RP-1 DA22/0346.01 NEW SERVICE STATION AT 226-236 HAMMOND AVENUE EAST WAGGA WAGGA - NO PARKING AND OTHER PRESCRIBED TRAFFIC CONTROL DEVICES**

##### **Officer Recommendation**

**That the Local Traffic Committee endorse the installation of a length of NO STOPPING and other prescribed traffic control devices on Hammond Avenue as shown on Xeros Piccolo Line and Signage Plan for Project Number 230318, Sheet C8 Revision E dated 08.04.2024 and stamped Accepted for Construction by Transport for NSW on 26 June 2024.**

##### **Committee Recommendation**

**That Council endorse the installation of a length of NO STOPPING and other prescribed traffic control devices on Hammond Avenue as shown on Xeros Piccolo Line and Signage Plan for Project Number 230318, Sheet C8 Revision E dated 08.04.2024 and stamped Accepted for Construction by Transport for NSW on 26 June 2024.**

MINUTES of the TRAFFIC COMMITTEE held on Wednesday 7 August 2024.

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#### RECORD OF VOTING ON THE MOTION

For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police

Against the Motion

Greg Minehan – TfNSW (by e-mail)

#### RP-2 MAHOGANY DRIVE AND GREGADOO ROAD INTERSECTION, LAKE ALBERT

##### Officer Recommendation

That the Local Traffic Committee endorse the installation of a Give Way sign and line marking for a CHR(s) treatment as shown on MJM Sheet Number C5 of Project Number 200102.

##### Committee Recommendation

That Council endorse the installation of a Give Way sign and line marking for a CHR(s) treatment as shown on MJM Sheet Number C5 of Project Number 200102.

#### RECORD OF VOTING ON THE MOTION

For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Greg Minehan – TfNSW (by e-mail)

Against the Motion

#### RP-3 BLAKELYS ROAD AND DUNNS ROAD INTERSECTION - SPRINGVALE

##### Officer Recommendation

That the Local Traffic Committee endorse the installation of a Give Way sign and line marking as shown on MJM Sheet Number C6 of Project Number 210613.

MINUTES of the TRAFFIC COMMITTEE held on Wednesday 7 August 2024.

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#### Committee Recommendation

That Council endorse the installation of a Give Way sign and line marking as shown on MJM Sheet Number C6 of Project Number 210613.

#### RECORD OF VOTING ON THE MOTION

##### For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Greg Minehan – TfNSW (by e-mail)

##### Against the Motion

#### RP-4 2024 LAKE RUN & RIDE EVENT - SUNDAY 29 SEPTEMBER 2024

#### Officer Recommendation

That the Local Traffic Committee approve the conduct of the 2024 Lake Run and Ride Event on Sunday 29 September 2024.

#### Committee Recommendation

That Council approve the conduct of the 2024 Lake Run and Ride Event on Sunday 29 September 2024.

#### RECORD OF VOTING ON THE MOTION

##### For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Greg Minehan – TfNSW (by e-mail)

##### Against the Motion



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MINUTES of the TRAFFIC COMMITTEE held on Wednesday 7 August 2024.

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**RP-5      GEARS & BEERS FESTIVAL 2024 - SUNDAY 6 OCTOBER 2024**

**Officer Recommendation**

**That the Local Traffic Committee support the conduct of the 2024 Gears and Beers Event on Sunday 6 October 2024.**

**Committee Recommendation**

**That Council support the conduct of the 2024 Gears and Beers Event on Sunday 6 October 2024.**

**RECORD OF VOTING ON THE MOTION**

For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Greg Minehan – TfNSW (by e-mail)

Against the Motion

**RP-6      KINCAID STREET - CENTRE OF ROAD PARKING**

**Officer Recommendation**

**That the Local Traffic Committee endorse the installation of regulatory signs for the centre-of-road parking arrangement in Kincaid Street between Fitzmaurice Street and Trail Street as detailed on Council Plan Registration C1970 Sheet Number 004 Issue 1 dated 15 July 2024.**

**Committee Discussion:**

- P Braneley approves with the provision of the sign to restrict vehicle parking size
- G Horsley advised of concerns of mums and dads with prams getting out in these parks and impeding on the road space with a pram
- W Faulkner advised that a 40km/h High Pedestrian Zone and 45<sup>0</sup> front to front centre of road carparking will be considered as part of the CBD masterplan
- W Faulkner to send out the traffic classifier data with 85<sup>th</sup> percentile speed
- B Roberts prefers the angled 45<sup>0</sup> option for the centre of road parking

MINUTES of the TRAFFIC COMMITTEE held on Wednesday 7 August 2024.

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#### Committee Recommendation

##### That Council

- a. endorse the installation of regulatory signs for the centre-of-road parking arrangement in Kincaid Street between Fitzmaurice Street and Trail Street as detailed on Council Plan Registration C1970 Sheet Number 004 Issue 1 dated 15 July 2024 with the islands widened out to 6.4m
- b. request Council consider a 40kmph High Pedestrian Zone and 45° angled parking as part of the CBD Masterplan being developed.

#### RECORD OF VOTING ON THE MOTION

##### For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community Representative  
Gerard Horsley - NSW Police

##### Against the Motion

Greg Minehan – TfNSW (by e-mail)

#### RP-7 ACTIVE TRAVEL PLAN - CENTRAL LINK - BECKWITH STREET

##### Officer Recommendation

That Local Traffic Committee approve the installation of traffic control devices relating to the Active Travel Project, as per the attached design plan C2129, issue B, dated 1 August 2024.

##### Committee Discussion

The NSW Police requested that the existing Give Way movement control on Beckwith Street be changed to a Stop control in accordance with Australian Standards.

#### Committee Recommendation

##### That Council

- a. approve the installation of traffic control devices relating to the Active Travel Project, as per the attached design plan C2129, issue B, dated 1 August 2024.
- b. change the north and south bound Give Way movement control on Beckwith Street at its intersection with Kincaid Street to a Stop control in accordance with Australian Standards

**MINUTES** of the **TRAFFIC COMMITTEE** held on **Wednesday 7 August 2024**.

---

**RECORD OF VOTING ON THE MOTION**

For the Motion

Councillor Foley - Wagga City Council  
Peter Braneley - Community  
Representative  
Gerard Horsley - NSW Police  
Greg Minehan – TfNSW (by e-mail)

Against the Motion

Councillor Foley vacated the room the time being 9.50am.

**QUESTIONS WITH NOTICE**

Greg Minehan - TfNSW - B Pole report to be tabled at the next Local Traffic Committee meeting by TfNSW.

The Traffic Committee rose at 9.58am.

**M-3 FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE - 8 AUGUST 2024****Author:** Andrew Mason**Executive:** Warren Faulkner

**Summary:** The Floodplain Risk Management Advisory Committee (FRMAC) is an advisory Committee of Council. This Report seeks that Council endorse the recommendations made by the Committee at its meeting held on 8 August 2024.

**Recommendation**

That Council receive and note the minutes of the Floodplain Risk Management Advisory Committee Meeting held on 8 August 2024.

**Report**

The Minutes of the Floodplain Risk Management Advisory Committee Meeting held on 8 August 2024 are presented to Council for consideration. Below is a summary of items considered at the meeting.

**RP-1 - LOCAL & REGIONAL RISK REDUCTION STREAM - LEVEE PUMP AUGMENTATION**

Stantec have completed extensive analysis of the four floodgates and determined that floodgates 8 and 25 are a priority. Stantec have been undertaking damage assessments across the two catchments to enable the determination of a BCR balanced across the risk appetite, time of inundation, capital cost of the pumps and required infrastructure, and perceived utilisation of the pumps under flood conditions.

Stantec have also been developing an inundation model for the area around gate 25 for when the Koorngal Road Spillway comes into effect in a 0.20% AEP event.

Stantec provided a presentation on the above to the FRMAC meeting.

**RP-2 - 2021-22-FM-0024 - GLENFIELD DRAIN AND FLOWERDALE STORAGE FLOOD MITIGATION WORKS**

To ensure the MOFFS model is providing more reliable outputs and reflects more accurately overland flood behaviours, Lyall and associates recommended that the 2021 model provided to them be updated to:

- Reduce the cell size to 2.5 m (from 5 m) to more accurately define the capacity of the overland flow paths.
- Incorporate additional stormwater pits and pipes, particularly in the headwaters of the study area to ensure that the rate and volume of runoff that discharges to each detention basin is accurately represented.
- Update the location where the discharge hydrographs are injected into the TUFLOW model.

In addition to the above, Lyall & Associates also anticipated that it would be necessary to update the way buildings are represented in the model and the invert levels of the already modelled piped drainage system.

A variation to the contract was approved in February 2024 to update the model.

Lyall and Associates update for this report is:

*“We have completed the bulk of the model development and are now in model testing phase.”*

Lyall and Associates have advised that their program is currently running about a fortnight out of sync with the revised timeline submitted to the 15 February 2024 FRMAC meeting, however they should still be able to complete this project in July 2025.

### **RP-3- 2021-22-FM-0032 - URANQUINTY LEVEE UPGRADE - INVESTIGATION AND DESIGN**

Royal Haskoning DHV (RHDHV) have completed the preliminary design and conducted their first round of community consultation in Uranquinty. The second round of community consultation is booked in for the 13 August 2024 at Uranquinty.

Council has asked RHDHV to investigate a new alignment of the eastern levee as shown following so that it enables land that is zoned RU5 to be used for village expansion.



### **RP-4 -2021-22-FM-0039 - LAKE ALBERT FLOOD MITIGATION OPTIONS - FEASIBILITY STUDY**

Stantec provided the following update.

Completed tasks to date:

- Data review and FRMS&P model review, summarised in a Stage 1 report

- Initial environmental assessment summarised in a draft report
- Initial stakeholder consultation with directly affected organisations (boat club, sailing club, country club and dragon boat club) was completed on the 1st and 2<sup>nd</sup> of August. A Council officer was in attendance as well.

Using feedback from these initial stakeholder discussions completed recently, we can proceed with initial review and update of preliminary design. Next steps include:

- Initial community consultation, to commence in the next several months. Consultation materials have been drafted
- Preliminary design of combined option and updated flood modelling
- Site investigations including Geotech investigations and utilities assessment.

### **RP-5- 2022-FMP-0103 HUMULA AND MANGOPLAH FLOOD STUDIES**

Council engaged WMAwater in late September 2023, to undertake the Humula and Mangoplah Flood Study.

The relevant LiDar data has been provided to WMAWater for development of the flood models and they are planning to conduct community consultation towards the end of August in the two villages to calibrate the models against historical records and memories.

### **RP-6 - FLOOD PROJECT IMPLEMENTATION STATUS**

A spreadsheet providing an update on the recommendations/actions from recently completed studies was provided to the Committee.

Council staff provided a presentation to the Committee on the current status and type of information available on the Council webpage with regard to flooding and a brief outline of the future direction for this page. This action is in response to RE3 of the 2018 FRMSP and RM04 of the 2021 MOFFS,

### **RP-7 - RECONNECTING RIVER COUNTRY PROGRAM**

Information was provided to the Committee on the Reconnecting River Country Program.

The Reconnecting River Country Program is a NSW Government program that aims to increase the frequency and extent rivers connect to wetlands and floodplains, to improve the health of Country in the Murray and Murrumbidgee valleys and make the best use of water for the environment.

The program is proposing to remove constraints along environmental flow corridors to enable the flexible use of water for the environment. Removing these constraints is critical to achieving the Murray-Darling Basin's Plan's environmental outcomes.

The program has identified Mundowry Lane as a barrier to delivery of higher environmental flows and is scoping a package of early works to raise its southern section. The road is owned, operated and maintained by Wagga Wagga City Council.

The program is considering raising the southern section of Mundowry Lane to a level that will prevent inundation during flows up to 45,000 ML/day at Wagga Wagga.

The other projects under consideration in the Wagga LGA are:

- Beavers Island Rd
- A pedestrian bridge adjacent to Parken Pregar Bridge on the ATP.
- Houlaghans Creek crossing on River Rd

#### **RP-8 - FLOODGATE 15 A**

This report was provided to the Committee to advise that the repairs to the connection of the tail out pipe to Floodgate 15A has been completed and the levee reinstated.

The works included:

- A spigot plate on the inside of the well structure to protect the failed joint
- Guttering on the roof to stop water falling directly onto the levee
- Bracing in the levee to restrain the sheetpiles.

#### **Financial Implications**

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N/A

#### **Policy and Legislation**

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The outcomes from the various studies will be critical in the terms of future amendments to the Council Local Environmental Plan and its Development Control Plan.

#### **Link to Strategic Plan**

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#### **Community leadership and collaboration**

Objective: Wagga Wagga has strong community leadership and a shared vision for the future

Our leaders represent our community

#### **Risk Management Issues for Council**

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No specific issues identified.

#### **Internal / External Consultation**

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NSW Department of Planning and Environment (DPIE) (previously the Office of Environment and Heritage) has been heavily consulted throughout the process of planning and executing these projects. DPIE is the responsible funding body and receives quarterly status update reports.

#### **Attachments**

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1   Floodplain Risk Management Committee Minutes - 8 August 2024

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**MINUTES of the FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE held on Thursday 8 August 2024.**

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**PRESENT**

Councillor Jenny McKinnon (Chair)  
Ros Prangnell  
Patricia Murray  
Tim Kurylowicz

**IN ATTENDANCE**

Joshua Stanbury	State Emergency Service (SES)
Steve Manwaring	Department Planning, Industry & Environment
Brian Mahoney	Uranquinty Co-opted Community Member
Warren Faulkner	Director City Engineering
Janice Summerhayes	Director Community Service
Scott Gray	Chief Operating Officer
Carly Hood	Manager Environment & City Compliance
Erin Brown	Project Communication Officer
Andrew Mason	Project Manager
Louise Wheaton	Executive Assistant
Kori West	Corporate Governance Officer (Minute Taker)

The meeting of the Floodplain Risk Management Advisory Committee commenced at 8.31am.

**ACKNOWLEDGEMENT OF COUNTRY**

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities.

**APOLOGIES**

Apologies for non-attendance were received and accepted for The Mayor, Councillor D Tout and Councillor R Kendall, The General Manager, Peter Thompson on the Motion Patricia Murray and Tim Kurylowicz.



MINUTES of the FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE held on Thursday 8 August 2024.

### **CONFIRMATION OF MINUTES**

#### **CM-1 FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE MINUTES - 15 MAY 2024**

***Recommendation:***

On the Motion of P Murray and T Kurylowicz

**That the Minutes of the proceedings of the Floodplain Risk Management Advisory Committee Meeting held on 24 May 2024 be confirmed as a true and accurate record, noting Council's adoption of these minutes at its meeting 15 May 2024.**

**CARRIED**

#### **RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

### **DECLARATIONS OF INTEREST**

Mr T Kurylowicz declared a general interest that he is a resident of North Wagga, however as a community representative he is representing the whole community.

Ros Prangnell declared a Pecuniary Interest xx that she owns a unit on Travers Street, Wagga.

**MINUTES of the FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE held on Thursday 8 August 2024.**

## REPORTS FROM STAFF

Brian Mahoney – Uranquinty Co-opted member, entered the room, the time being 8.32am

## PROCEDURAL MOTION

**Recommendation:**

On the Motion of T Kurylowicz and R Prangnell

**That the Committee bring forward consideration of RP-3 - 2021-22-FM-0032 - URANQUINTY LEVEE UPGRADE - INVESTIGATION AND DESIGN**

**CARRIED**

### RECORD OF VOTING ON THE MOTION

For the Motion

J McKinnon

R Prangnell

T Kurylowicz

P Murray

### Against the Motion

**RP-3      2021-22-FM-0032      -      URANQUINTY      LEVEE      UPGRADE      -**  
**INVESTIGATION AND DESIGN**

**Recommendation:**

On the Motion of T Kurylowicz and R Prangnell

**That the Floodplain Risk Management Advisory Committee receive and note the update provided in relation to the Uranquinty Levee project.**

**CARRIED**

### RECORD OF VOTING ON THE MOTION

For the Motion

J McKinnon

R Prangnell

T Kuryłowicz

P Murray

### Against the Motion

Brian Mahoney vacated the meeting, the time being 8.58am.

**MINUTES** of the **FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE** held on **Thursday 8 August 2024**.

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Manoj Shrestha, Amos Micallef and Andy Sheehan from Stantec, entered the meeting remotely, the time being 9.00am.

**RP-1      LOCAL & REGIONAL RISK REDUCTION STREAM - LEVEE PUMP AUGMENTATION**

***Recommendation:***

On the Motion of T Kurylowicz and R Prangnell

**That the Floodplain Risk Management Advisory Committee receive and note the update provided from Stantec in relation to the Levee Pump Augmentation Project.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

Manoj Shrestha, Amos Micallef and Andy Sheehan vacated the meeting, the time being 9.42am.

**RP-2      2021-22-FM-0024 - GLENFIELD DRAIN AND FLOWERDALE STORAGE FLOOD MITIGATION WORKS**

***Recommendation:***

On the Motion of T Kurylowicz and R Prangnell

**That the Floodplain Risk Management Advisory Committee receive and note the update provided in relation to the Glenfield Drain and Flowerdale Storage Area Flood Mitigation Works Project.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

**MINUTES** of the **FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE** held on **Thursday 8 August 2024**.

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RP-3 2021-22-FM-0032 - URANQUINTY LEVEE UPGRADE - INVESTIGATION AND DESIGN was moved forward

**RP-4      2021-22-FM-0039 - LAKE ALBERT FLOOD MITIGATION OPTIONS - FEASIBILITY STUDY**

***Recommendation:***

On the Motion of T Kurylowicz and P Murray

**That the Floodplain Risk Management Advisory Committee receive and note the update provided in relation to the Lake Albert Flood Mitigation Project.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

**RP-5      2022-FMP-0103 HUMULA AND MANGOPLAH FLOOD STUDIES**

***Recommendation:***

On the Motion of T Kurylowicz and R Prangnell

**That the Floodplain Risk Management Advisory Committee receive and note the update provided in relation to the Humula and Mangoplah Flood Studies Project.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

MINUTES of the FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE held on Thursday 8 August 2024.

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**RP-6 FLOOD PROJECT IMPLEMENTATION STATUS**

***Recommendation:***

On the Motion of P Murray and R Prangnell

**That the Floodplain Risk Management Advisory Committee receive and note the report in relation to Flood Project Implementation Status.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

**RP-7 RECONNECTING RIVER COUNTRY PROGRAM**

***Recommendation:***

On the Motion of T Kurylowicz and P Murray

**That the Floodplain Risk Management Advisory Committee receive and note the update provided in relation to the Reconnecting River Country Program being carried out by DCCEEW.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

**MINUTES** of the **FLOODPLAIN RISK MANAGEMENT ADVISORY COMMITTEE** held on **Thursday 8 August 2024**.

---

**RP-8 FLOODGATE 15 A**

***Recommendation:***

On the Motion of P Murray and T Kurylowicz

**That the Floodplain Risk Management Advisory Committee receive and note the report in relation to repairs to Floodgate 15A.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

For the Motion

J McKinnon  
R Prangnell  
T Kurylowicz  
P Murray

Against the Motion

**QUESTIONS WITH NOTICE**

Steve Manwaring from Department Planning, Industry & Environment asked a question about a flood modelling project. Has this been put out for tender?

Tim Kurylowicz Committee Member requested a North Wagga update report be provided at the next FRMAC Meeting.

The Chair, Councillor Jenny McKinnon requested an update on the Incarnie Crescent Pipeline and resigned.

The Floodplain Risk Management Advisory Committee rose at 10.30am.

## **M-4 CONFIRMATION OF MINUTES AUDIT, RISK AND IMPROVEMENT COMMITTEE - 15 AUGUST 2024**

**Author:** Melinda Conolly  
**General Manager:** Peter Thompson

**Summary:** The Audit, Risk and Improvement Committee (ARIC) is an advisory committee of Council. This Report seeks that Council endorse the recommendations made by the Committee at the meeting on 15 August 2024.

Those recommendations relate to the role of the Committee in providing independent assurance and assistance to Council on financial reporting, risk management, internal controls, governance, and internal and external audit and accountability responsibilities.

### **Recommendation**

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That Council endorse the recommendations contained in the minutes of the Audit, Risk and Improvement Committee Meeting held on 15 August 2024.

### **Report**

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The minutes of the Audit, Risk and Improvement Committee Meeting held on 15 August 2024 are presented to Council for adoption.

### **Financial Implications**

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Council has granted certain authorities to the Audit, Risk and Improvement Committee within the scope of its role and responsibilities, as defined within its Charter. As an advisory committee to Council, the Audit, Risk and Improvement Committee has no authority to action items that may have a budget and/or resource implication outside of this authority unless Council resolves to adopt the recommendations.

### **Policy and Legislation**

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Audit, Risk and Improvement Committee Charter

### **Link to Strategic Plan**

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### **Community leadership and collaboration**

Objective: Wagga Wagga City Council leads through engaged civic governance and is recognised and distinguished by its ethical decision-making, efficient management, innovation and quality customer service

Ensure transparency and accountability

### **Risk Management Issues for Council**

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The Committee considered matters relating to their role in providing independent assurance and assistance to Council on risk management, as outlined in the attached

Minutes and which included consideration of Council's Corporate Strategic Risk Register.

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### **Internal / External Consultation**

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The ARIC Chairperson Report was distributed to Councillors via the Councillor Bulletin on 23 August 2024.

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### **Attachments**

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1   Minutes - ARIC - 15 August 2024



**MINUTES of the AUDIT, RISK AND IMPROVEMENT COMMITTEE held on Thursday 15 August 2024.****PRESENT**

Mr Bryce McNair (Chairperson)  
Mrs Carolyn Rosetta-Walsh  
Ms Rachel Harris  
Councillor Michael Henderson

**IN ATTENDANCE**

General Manager	Peter Thompson
Chief Audit Executive	Melinda Conolly
Chief Financial Officer	Carolyn Rodney
Manager Corporate Governance & Performance	David Galloway
Corporate Governance Coordinator	Nicole Johnson
Risk Management and Insurance Officer	Daniel Tallar
NSW Audit Office, Leader,	Gearoid Fitzgerald
Manager Waste Water and Stormwater	Keith Hyatt

The meeting of the Audit, Risk and Improvement Committee commenced at 8:04am.

**ACKNOWLEDGEMENT OF COUNTRY**

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities.

**APOLOGIES**

The Committee noted an apology from the Mayor, Councillor Dallas Tout.

**DECLARATIONS OF INTEREST**

No declarations of interest were received.

**CONFIRMATION OF MINUTES****CM-1      AUDIT, RISK AND IMPROVEMENT COMMITTEE MINUTES*****Recommendation:***

On the Motion of B McNair and C Rosetta-Walsh

**That the Minutes of the proceedings of the Audit, Risk and Improvement Committee Meeting held on 16 May 2024 be confirmed as a true and accurate record, noting that the recommendations contained in the minutes of that meeting were endorsed by Council at its Ordinary Meeting on 11 June 2024.**

**CARRIED**

MINUTES of the AUDIT, RISK AND IMPROVEMENT COMMITTEE held on Thursday 15 August 2024.

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## **REPORTS**

### **RP-1 GENERAL MANAGER'S UPDATE**

***Recommendation:***

On the Motion of C Rosetta-Walsh and R Harris

**That the Audit, Risk and Improvement Committee receive and note the update provided by the General Manager.**

**CARRIED**

The Committee received a report from Council's General Manager in relation to the voluntary administration of REX Airlines including the impact on Council, discussion with the administrator and Council's ongoing support. He also provided information on the impact of the local government election, airport lease negotiations, Council's adopted balanced budget, organisation structure changes, accepted grant funding to develop infrastructure for housing, PFAS, Canberra JO and RAMJO membership.

### **RP-2 REPORT ON THE LOCAL GOVERNMENT ARIC LEADERSHIP FORUM (AUDIT OFFICE NSW)**

***Recommendation:***

On the Motion of C Rosetta-Walsh and R Harris

**That the Audit, Risk and Improvement Committee receive and note the verbal report on the Local Government ARIC Leadership Forum provided by the Chairperson of the Audit, Risk and Improvement Committee.**

**CARRIED**

The Committee received a report from the Chairperson, who outlined key focus areas from the recent Local Government ARIC Leadership Forum including the NSW Audit Office's work in attempting to resolve the RFS assets issue and the use of AI in councils. The General Manager advised that Council is not planning to develop an AI policy at this stage, however is participating as a pilot council for the use of AI software in the planning/development area.

Manager Information and Communications Technology Services, Reece Hamblin entered the meeting, the time being 8:42am.

**MINUTES** of the **AUDIT, RISK AND IMPROVEMENT COMMITTEE** held on **Thursday 15 August 2024**.

### **RP-3 INFORMATION AND COMMUNICATIONS TECHNOLOGY UPDATE**

***Recommendation:***

On the Motion of R Harris and B McNair

**That the Audit, Risk and Improvement Committee:**

- a receive and note the Cyber Security and Information and Communications Technology update**
- b express concern of the lack of appropriate disaster recovery testing and record keeping**

**CARRIED**

Council's Manager Information and Communications Technology Services provided an overview on phase one of the Cyber Security Plan and Council's partnership with the Australian Cyber Security Centre (ACSC) to support Council's existing partnership with Cyber Security NSW. He advised that positive progress is being made in recruiting staff.

The Committee acknowledged good progress is happening, however expressed concern regarding allocation of budget to support IT and the need for more assurance that Council is undertaking full disaster recovery testing at the appropriate intervals, and ensuring outcomes are recorded and reported.

Reece Hamblin vacated the meeting, the time being 8:55am.

### **RP-4 CAPITAL WORKS UPDATE**

***Recommendation:***

On the Motion of B McNair and R Harris

**That the Audit, Risk and Improvement Committee receive and note the contents of the report.**

**CARRIED**

The General Manager and the Manager Corporate Governance and Performance provided an update on the recent organisational changes, including the implementation of a decentralised model of project delivery and development of improvement plan and focus on improved communication and reporting. The Committee also received a status update on the Capital Works Program, and explanation of work undertaken to address the Committee's concern about Council's ability to deliver the projects included in the LTFP.

Concern was raised by the Committee in relation to Council's acceptance of grant funding and impact on resourcing and its ability and capacity to deliver adopted capital works program, noting Council's work to date in prioritising and cleansing data in the Long Term Financial Plan.

**MINUTES** of the **AUDIT, RISK AND IMPROVEMENT COMMITTEE** held on **Thursday 15 August 2024**.

#### **RP-5 PEOPLE & CULTURE UPDATE**

***Recommendation:***

On the Motion of C Rosetta-Walsh and B McNair

**That the Audit, Risk and Improvement Committee receive and note the People & Culture update.**

**CARRIED**

The Committee noted the successful traineeships program and that vacant positions are decreasing. A number of vacancies still exist in key areas with a number of staff lost in the transitional phase from the centralised PMO with contractors engaged to assist in the interim. Council are aiming to deliver more capital works projects in 12 months' time using more internal staff, than currently.

The Committee also noted an increase in WH&S incidents reported was advised that this was a result of increased engagement, awareness and focus on reporting. The Committee requested high level reporting be included in future reports on the number of staff currently on workers compensation and the associated timeframes.

#### **RP-6 RISK MANAGEMENT REVIEW AND SIX-MONTHLY RISK REGISTERS UPDATE**

***Recommendation:***

On the Motion of C Rosetta-Walsh and B McNair

**That the Audit, Risk and Improvement Committee:**

- a note the status update of the six-monthly review of the Strategic, Fraud and Corruption and Child Safe Risk Registers**
- b note progress on the Risk Management Framework review**
- c expressed concern about the apparent continuing decline in Council's risk maturity**

**CARRIED**

Council's Manager Corporate Governance and Performance provided an overview on the status of the six-monthly review of the Strategic, Fraud and Corruption and Child Safe Risk Registers. The Committee were also advised of the current risk management framework review and actions taken and planned to comply with the Risk Management Standard (ISO: 31000:2018) and OLG Guidelines for Risk Management and Internal Audit for Local Government in NSW.

The Committee raised an industry emerging risk relating to conflict of interest from vendors that interact with Council. The Committee was advised of Council's current processes and a future internal audit assessment in 12 months.

MINUTES of the AUDIT, RISK AND IMPROVEMENT COMMITTEE held on Thursday 15 August 2024.

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**RP-7 GOVERNANCE AND RISK UPDATE**

***Recommendation:***

On the Motion of R Harris and B McNair

**That the Audit, Risk and Improvement Committee receive and note the report.**

**CARRIED**

The Committee considered current litigated insurance matters, outcomes of internal reviews and investigations and information on the upcoming local government election including Council's decision to extend the appointment of independent Audit, Risk and Improvement Committee members until the end of 2024. Council's Manager Corporate Governance and Performance provided an update on Council's response to the findings of ICAC's Operation Hector.

**RP-8 2023/24 FINANCIAL STATEMENTS - EXTERNAL AUDIT INTERIM MANAGEMENT LETTER AND COUNCIL RESPONSE**

***Recommendation:***

On the Motion of B McNair and C Rosetta-Walsh

**That the Audit, Risk and Improvement Committee note the contents of the NSW Audit Office's Management Letter on the Interim Phase of the Audit including the Management Responses for the year ended 30 June 2024.**

**CARRIED**

In relation to the Interim Management Letter, the NSW Audit Office (Audit Office) provided clarification in relation to the two identified moderate risk issues being inappropriate access to user profiles and the lack of disaster Recovery Plan testing. They also provided clarification on the repeated low risk item being the review of changes to the employee masterfile not performed.

The Committee discussed the NSW Audit Office's review of RFS Assets with the Audit Office advising that they are looking at separate information to quantify the RFS assets vested in Council so a decision could be made about the materiality of their absence from Council's financial statements.

Gearoid Fitzgerald and vacated the meeting the time being 9:05am.

**MINUTES** of the **AUDIT, RISK AND IMPROVEMENT COMMITTEE** held on **Thursday 15 August 2024**.

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**RP-9 ARIC ACTION REGISTERS (RESOLUTION REGISTER ARIC MEETINGS)**

***Recommendation:***

On the Motion of C Rosetta-Walsh and B McNair

**That the Audit, Risk and Improvement Committee receive and note the report.**

**CARRIED**

**RP-10 INTERNAL AUDIT UPDATE**

***Recommendation:***

On the Motion of R Harris and C Rosetta-Walsh

**That the Audit, Risk and Improvement Committee:**

- a note the Internal Audit update**
- b note the status of the Audit Unit Universe**

**CARRIED**

The Chief Audit Executive provided an update on the activities of the internal audit function, the updated Audit Universe and the increased administrative effort to ensure compliance with the amendment regulation and new Global Internal Audit Standards.

Members were advised of regular meetings with the Governance and Risk team increasing the synergy between the divisions with pleasing improvement in culture being recognised across the organisation in its approach to internal audit. The Committee acknowledged the improvements made with internal audit resources asking if there was budget available to complete the internal audits planned for this year.

**RP-11 STRATEGIC INTERNAL AUDIT PLAN 2024/25 - 2027/28**

***Recommendation:***

On the Motion of R Harris and C Rosetta-Walsh

**That the Audit, Risk and Improvement Committee:**

- a approve the Strategic Internal Audit Plan 2024/25 – 2027/28**
- b approve the 2024/25 Annual Internal Audit Plan**

**CARRIED**

The Committee noted that members had received the draft report out of session and commended the Chief Audit Executive on the document. The Committee expressed

**MINUTES of the AUDIT, RISK AND IMPROVEMENT COMMITTEE held on Thursday 15 August 2024.**

concern over the lack of internal audits over many years and sought management's commitment to ensuring that a minimum of four internal audits are completed per year.

The updated Plan as tabled was approved by the Committee. Members acknowledged and accepted the need for internal audit to respond to business requirements and emerging risks. New projects can be added to the audit plan. The Committee will consider and endorse a change in the plan including use of contractors where required. The Committee sought the opportunity to review draft scopes of internal audits out of session with a turnaround being a few days.

**RP-12 IMPROVEMENT INITIATIVES DATABASE / ACTION ITEM TRACKER*****Recommendation:***

On the Motion of C Rosetta-Walsh and B McNair

**That the Audit, Risk and Improvement Committee:**

- a note the status of the action items**
- b endorse the revised target dates**

**CARRIED**

The Committee considered the follow-up of improvement initiatives accepted by management as a result of internal audits and other reviews, was being appropriately monitored. Concern was raised in relation currency of the asset maintenance actions and if they are still relevant, noting the relevant Director has been consulted to assess relevance and risk assessment.

**RP-13 ARIC ANNUAL REPORT 2023/24*****Recommendation:***

On the Motion of C Rosetta-Walsh and R Harris

**That the Audit, Risk and Improvement Committee endorse the draft Audit Risk and Improvement Committee Annual Report 2023/24.**

**CARRIED**

**RP-14 INTERNAL AUDIT ANNUAL REPORT 2023/24*****Recommendation:***

On the Motion of C Rosetta-Walsh and B McNair

**That the Audit, Risk and Improvement Committee:**

- a endorse the draft Internal Audit Annual Report 2023/24**
- b note the Internal Audit Survey Questionnaire and recommend any additional questions to be added for assessment**

**CARRIED**

**MINUTES** of the **AUDIT, RISK AND IMPROVEMENT COMMITTEE** held on **Thursday 15 August 2024**.

---

The Committee commended the Chief Audit Executive on the report and noted the distribution of the survey in next month to inform the End of Term Report.

**RP-15     QUALITY ASSSSURANCE IMPROVEMENT PROGRAM**

***Recommendation:***

On the Motion of B McNair and C Rosetta-Walsh

**That the Audit, Risk and Improvement Committee approve the Quality Assurance Improvement Program.**

**CARRIED**

The Committee noted the Quality Assurance Improvement Program and adopted the program.

**GENERAL BUSINESS**

**GB-1     ACKNOWLEDGEMENT AND APPRECIATION OF CHIEF AUDIT EXECUTIVE**

***Recommendation:***

On the Motion of B McNair and C Rosetta-Walsh

**The Committee expresses its deep appreciation of the significant contribution of the Chief Audit Executive, Melinda Conolly, in producing the Strategic Internal Audit Plan, the Annual Internal Audit Plan, the ARIC Annual Report, the review of the Improvement Initiatives Database and the Quality Assurance Improvement Program in recent months. The Council and the Committee have been well served by her diligence and professional commitment.**

**CARRIED**

The Audit, Risk and Improvement Committee rose at 10:36am.



**CONFIDENTIAL MAYORAL MINUTES****MM-CONF-1 GENERAL MANAGERS PERFORMANCE REVIEW - 6 AUGUST 2024**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (a) personnel matters concerning particular individuals.

**CONFIDENTIAL REPORTS****CONF-1      ACQUISITION & LEASE OF COUNCIL LAND TO FACILITATE  
MARSHALLS CREEK BRIDGE UPGRADE****Author:** Matthew Dombrovski**Executive:** John Sidgwick

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and
- (d) (ii) commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

**CONF-2      COMMISSIONING OF PUBLIC ART PROJECT IN TOLLAND****Author:** Lauren Reynolds**Director:** Janice Summerhayes

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) (i) commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

**MINUTES** of the **ORDINARY MEETING OF COUNCIL** held on **Monday 5 August 2024.**

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**PRESENT**

The Mayor, Councillor Dallas Tout  
Councillor Georgie Davies  
Councillor Michael Henderson  
Councillor Richard Foley  
Councillor Rod Kendall  
Councillor Tim Koschel  
Councillor Amelia Parkins

**IN ATTENDANCE**

General Manager	(Mr P Thompson)
Director Community	(Ms J Summerhayes)
Director City Engineering	(Mr W Faulkner)
Director Infrastructure (Acting)	(Mr H Pavitt)
Director Regional Activation	(Mr J Sidgwick)
Chief Financial Officer	(Mrs C Rodney)
Chief Operating Officer	(Mr S Gray)
Executive Director - People & Culture	(Mrs F Piltz)
Project Director Regulatory Planning Reform	(Ms R Fox)
Manager Corporate Governance & Performance	(Mr D Galloway)
Manager City Growth & Regional Assets	(Mr B Creighton)
Corporate Governance & Coordinator	(Mrs N Johnson)
Communications & Engagement Coordinator	(Mr M Casey)

**NOTICE TO MEETING**

The proceedings of all Council meetings in open session, including all debate and addresses by the public, are recorded (audio visual) and livestreamed on Council's website including for the purpose of facilitating community access to meetings and accuracy of the Minutes.

In addition to webcasting council meetings, audio recordings of confidential sessions of Ordinary Meetings of Council are also recorded, but do not form part of the webcast.

Council Meetings are also subject to filming and photographing by media agencies which may form part of news and media broadcasts. Members of the gallery are also advised that recording the proceedings of the meeting of the council is prohibited without the prior authorisation of the council.

**ACKNOWLEDGEMENT OF COUNTRY**

Wagga Wagga City Council acknowledges the traditional custodians of the land, the Wiradjuri people, and pays respect to Elders past, present and future and extends our respect to all First Nations Peoples in Wagga Wagga.

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This is page 1 of the **MINUTES** of the **ORDINARY MEETING OF COUNCIL** of the Council of the **CITY OF WAGGA WAGGA** held on **5 AUGUST 2024.**

.....**MAYOR** .....**GENERAL MANAGER**

**MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.**

We recognise and respect their cultural heritage, beliefs and continuing connection with the land and rivers. We also recognise the resilience, strength and pride of the Wiradjuri and First Nations communities.

**REFLECTION**

Councillors, let us in silence reflect upon our responsibilities to the community which we represent, and to all future generations and faithfully, and impartially, carry out the functions, powers, authorities and discretions vested in us, to the best of our skill and judgement.

**APOLOGIES**

An apology for non-attendance was received and accepted for Councillor J McKinnon on the Motion of Councillors T Koschel and R Foley.

**CONFIRMATION OF MINUTES**

**CM-1      ORDINARY COUNCIL MEETING - 22 JULY 2024**

24/235      **RESOLVED:**  
On the Motion of Councillors R Foley and M Henderson

**That the Minutes of the proceedings of the Ordinary Council Meeting held on 22 July 2024 be confirmed as a true and accurate record.**

**CARRIED**

**RECORD OF VOTING ON THE MOTION**

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

**DECLARATIONS OF INTEREST**

Councillor M Henderson declared a Significant Non-Pecuniary Interest in RP-2 LAKE ALBERT UPDATE the reason being that he is the Commodore and Director of the Wagga Wagga Boat Club located on Lake Albert foreshores and vacated the chamber during its consideration.

Councillor M Henderson declared a Significant Non-Pecuniary Interest in RP-3 GROWING REGIONS FUND - ROUND 1 the reason being that he is the Commodore and Director of the Wagga Wagga Boat Club located on Lake Albert foreshores and vacated the chamber during its consideration.

This is page 2 of the **MINUTES** of the **ORDINARY MEETING OF COUNCIL** of the Council of the **CITY OF WAGGA WAGGA** held on **5 AUGUST 2024**.

.....**MAYOR**      .....**GENERAL MANAGER**

**24/236 RESOLVED:**

On the Motion of Councillors T Koschel and R Kendall

**That the standing orders be varied for the meeting as set out hereunder:**

- **Items where councillors wish to speak**
- **Items where no councillors wish to speak**
- **Confidential**
- **Matter of urgency**
- **Closure of Meeting**

**That CR-1, RP-1, RP-5, RP-6, CONF-1 to CONF-3 be adopted as recommended in the business papers.**

**CARRIED**

For the Motion

D Tout  
G Davies  
R Foley  
M Henderson  
R Kendall  
T Koschel  
A Parkins

## Against the Motion

**CR-1 COUNCILLOR REPORT - 2024 FLOODPLAIN MANAGEMENT AUSTRALIA CONFERENCE**

**24/237 RESOLVED:**

On the Motion of Councillors T Koschel and R Kendall

**That Council receive and note the report from Councillor Jenny McKinnon in relation to the 2024 Floodplain Management Australia Conference.**

**CARRIED**

This is page 3 of the **MINUTES** of the **ORDINARY MEETING OF COUNCIL** of the Council of the **CITY OF WAGGA WAGGA** held on **5 AUGUST 2024**.

..... MAYOR ..... GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

REPORTS FROM STAFF

RP-1 REQUEST FOR FINANCIAL ASSISTANCE - SECTION 356

24/238

**RESOLVED:**  
On the Motion of Councillors T Koschel and R Kendall

**That Council:**

a

in accordance with Section 356 of the Local Government Act 1993, provide financial assistance to the following groups:

i

Wagga Wagga RSL Sub-Branch

b

note the proposed budget available for financial assistance requests for the remainder of the 2024/25 financial year

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

This is page 4 of the MINUTES of the ORDINARY MEETING OF COUNCIL of the Council of the CITY OF WAGGA WAGGA held on 5 AUGUST 2024.

.....MAYOR .....GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

RP-2 LAKE ALBERT UPDATE

Councillor M Henderson declared a Significant Non-Pecuniary Interest and vacated the chamber the time being 6:05pm.

24/239 RESOLVED:  
On the Motion of Councillors G Davies and T Koschel

That Council:

- a receive and note the report
- b during the 2025/26 budget process consider:
  - i allocating funds towards the provision of sediment mapping every five years
  - ii allocating funds to answer items (c) to (h) of NOTICE OF MOTION – SEDIMENT IN LAKE ALBERT brought to Council on 7 August 2023
  - iii allocating funds to implement the action and projects identified in the Lake Albert Management Plan
- c continue to investigate the option to permanently increase the maximum height level of the lake to alleviate the impact of sedimentation

CARRIED

RECORD OF VOTING ON THE MOTION

For the Motion

Against the Motion

D Tout  
G Davies  
R Foley  
R Kendall  
T Koschel  
A Parkins

RP-3 GROWING REGIONS FUND - ROUND 1

Councillor M Henderson declared a Significant Non-Pecuniary Interest and vacated the chamber the time being 6:05pm.

24/240 RESOLVED:  
On the Motion of Councillors R Kendall and G Davies

That Council:

- a delegate authority to the General Manager or their delegate to negotiate to enter into a funding agreement with the relevant Government department for the development and construction of the Lake Albert Pipeline, foreshore remediation and weir works

This is page 5 of the MINUTES of the ORDINARY MEETING OF COUNCIL of the Council of the CITY OF WAGGA WAGGA held on 5 AUGUST 2024.

.....MAYOR .....GENERAL MANAGER



MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

- b approve the budget variations as detailed in the financial implications section of this report
- c authorise the affixing of Council’s Common Seal to all relevant documents as required

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
R Kendall	
T Koschel	
A Parkins	

Councillor M Henderson re-entered the chamber the time being 6:17pm.

RP-4 WAGGA CRICKET GROUND MASTERPLAN

24/241 RESOLVED:  
On the Motion of Councillors G Davies and R Foley

That Council:

- a note all submissions and feedback received during the exhibition period
- b endorse the Wagga Cricket Ground Masterplan
- c pursue future funding opportunities for the continued detailed planning and design of this project, as they arise

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

This is page 6 of the MINUTES of the ORDINARY MEETING OF COUNCIL of the Council of the CITY OF WAGGA WAGGA held on 5 AUGUST 2024.

.....MAYOR .....GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

RP-5 EXTENSION OF COUNCIL ADVISORY COMMITTEE MEMBERSHIP

24/242 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council:

a extend the appointment of independent members of the following Committees for not more than six months post the 2024 Local Government Election, being held on 14 September 2024:

- i Audit, Risk and Improvement Committee
- ii Floodplain Risk Management Advisory Committee
- iii Australia Day Committee
- iv Public Art Advisory Panel

b acknowledge the contribution of the members of Council's advisory committees and panels which operated during the term of the Council

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

RP-6 CIVIC RECEPTION - AFGHANISTAN WOMEN'S FOOTBALL TEAM

24/243 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council endorse holding a Civic Reception for the Afghanistan Women's Football team.

CARRIED

This is page 7 of the MINUTES of the ORDINARY MEETING OF COUNCIL of the Council of the CITY OF WAGGA WAGGA held on 5 AUGUST 2024.

.....MAYOR .....GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

RP-7 QUESTIONS WITH NOTICE

24/244 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council receive and note the report.

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

CONFIDENTIAL REPORTS

CONF-1 RFT2024-16 CELL 2.4 EARTHWORKS & LINER EXTENSION GWMC

24/245 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council:

a accept the tender of The Civil Experts Pty Ltd (ABN: 42 612 801 340) in the lump sum amount of \$841,663.86 excluding GST for the extension of Cell 2.4 at the Gregadoo Waste Management Centre

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.....MAYOR .....GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

- b authorise the General Manager or their delegate to enter a contract with The Civil Experts Pty Ltd (ABN: 42 612 801 340) for the extension of Cell 2.4 at the Gregadoo Waste Management Centre
  - c authorise the affixing of Council's Common Seal to all relevant documents as required
  - d approve the budget variation/s as detailed in the Financial Implications section of the report
- CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

CONF-2 RFT2024-26 GISSING OVAL AMENITIES UPGRADE D&C

24/246 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council:

- a in accordance with Clause 178(1)(b) of the Local Government (General) Regulation 2021, decline all tenders for the design and construction of the Gissing Oval Amenities Upgrade Design and Construction
  - b pursuant to clause 178(3)(e) of the Local Government (General) Regulation 2021 authorise the General Manager, or their delegate, to enter into negotiations with any person with the intention of entering into a contract for the design and construction of the Gissing Oval Amenities Upgrade Design and Construction
  - c note that the reason for entering into negotiations is that the tender bids submitted do not meet the available budget and modifications required can't be undertaken without negotiation
  - d note the reason for not inviting fresh tenders is that it is expected negotiation will provide a satisfactory outcome
  - e receive a further report on the outcomes of the negotiation
- CARRIED

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.....MAYOR .....GENERAL MANAGER

MINUTES of the ORDINARY MEETING OF COUNCIL held on Monday 5 August 2024.

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

CONF-3 RFT2024-25 ENTERPRISE ASSET MANAGEMENT AND PROJECT LIFECYCLE MANAGEMENT SOFTWARE TENDER

24/247 RESOLVED:  
On the Motion of Councillors T Koschel and R Kendall

That Council in accordance with Clause 178(1)(b) of the Local Government (General Regulation) 2021, decline all tenders and cancel RFT2024-25 for the provision of Enterprise Asset Management and Project Lifecycle Management Software.

CARRIED

RECORD OF VOTING ON THE MOTION

<u>For the Motion</u>	<u>Against the Motion</u>
D Tout	
G Davies	
R Foley	
M Henderson	
R Kendall	
T Koschel	
A Parkins	

THIS COMPLETED THE BUSINESS OF THE COUNCIL MEETING WHICH ROSE AT 6:25pm.

.....  
MAYOR

This is page 10 of the MINUTES of the ORDINARY MEETING OF COUNCIL of the Council of the CITY OF WAGGA WAGGA held on 5 AUGUST 2024.

.....MAYOR .....GENERAL MANAGER