
**NARROMINE SHIRE COUNCIL
ORDINARY MEETING BUSINESS PAPER – 12 APRIL 2023
REPORTS TO COUNCIL – INFRASTRUCTURE AND ENGINEERING SERVICES**

1. WORKS REPORT

Author	Director Infrastructure and Engineering Services
Responsible Officer	Director Infrastructure and Engineering Services
Link to Strategic Plans	CSP – 4.3.3 Ensure Council's property assets are monitored and well managed

Executive Summary

This report provides information regarding works undertaken for the given period in regard to both operational and capital works.

Report

The Works Report (**Attachment No. 1**) for the period 1 March to 5 April is presented to Council for information.

Financial Implications

Council has provision for these services in its Operational Budget.

Legal and Regulatory Compliance

Local Government Act 1993
Roads Act 1993

Risk Management Issues

Nil

Internal/External Consultation

Nil

Attachments

1. Works Report

RECOMMENDATION

That the information be noted.

2. ROADS MAINTENANCE COUNCIL CONTRACTS (RMCC)

Author	Director Infrastructure and Engineering Services
Responsible Officer	Director Infrastructure and Engineering Services
Link to Strategic Plans	CSP – 3.6.3 Ensure local and regional roads are safe, well constructed and maintained

Executive Summary

This report is a proposal to enter into a contract with Transport for NSW (TfNSW) for maintenance of reclassified State roads (Tomingley-Eumungerie Road).

Report

Following a Government commitment announced in February 2019 for a process to transfer up to 15,000 kilometres of Council-owned roads back to the State, Tomingley-Eumungerie Road was nominated out of 210 applications. TfNSW as an owner of the road would like Narromine Shire Council to carry out maintenance work under Road Maintenance Council Contracts (RMCC).

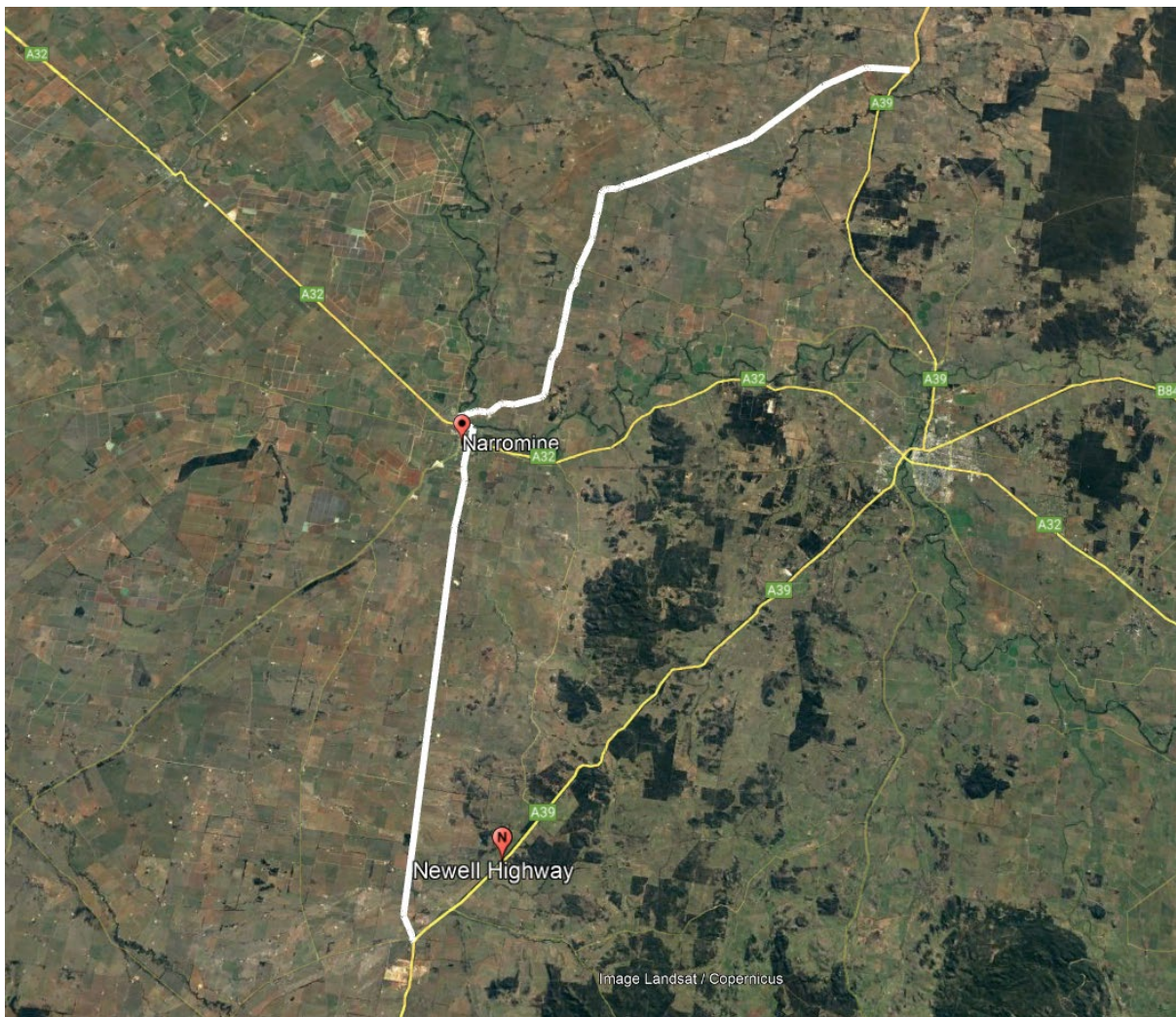


Figure 1: Proposed Road to be Transferred. (Tomingley – Eumungerie Road)

2. ROADS MAINTENANCE COUNCIL CONTRACTS (RMCC) (CONT'D)

Narromine Shire Council will be the first preference for undertaking out any major projects on these State Roads under RMCC. TfNSW will be responsible for application of grant funding and overall budget allocation. Narromine Shire Council will be a contractor.

Financial Implications

Council will be reimbursed for the maintenance work carried out on the State Road. The budget for the maintenance work will be allocated by TfNSW based on the submitted inspection reports. Council will also be given opportunities to deliver ordered work on the State road as a preferred contractor.

Legal and Regulatory Compliance

Roads Act 1993
(Division 3 Distribution of certain functions between TfNSW and other roads authorities)

Risk Management Issues

Council may require additional workforce capacity to deliver maintenance and ordered work under this contract arrangement.

Internal/External Consultation

Executive Leadership Team
Infrastructure and Engineering Services Team
Transport for NSW

Attachments

Nil

RECOMMENDATION

1. That Council accept the invitation to partake in Road Maintenance Council Contract (RMCC).
2. That the General Manager have delegated authority to negotiate the Terms and Conditions of the Contract and to execute the Contract.

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3. PROPOSED COMPULSORY ACQUISITION OF PART LOT 57 DP755119

Author Andre Pretorius
Responsible Officer Director Infrastructure and Engineering Services
Link to Strategic Plans CSP – 3.5 Our community is well connected through our cycleways, footpaths and public transport systems

Executive Summary

This report is presented to Council to consider the proposed acquisition of a portion of crown land (part Lot 57 DP 7551 19, Narromine) in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991 for the essential public purpose of a road. This would be for the purpose of ensuring that the existing portion of Tantitha Road continues to provide access within a Council owned road reserve.

Report

Crown Lands has advised Council that their records indicate that a portion of Tantitha Road deviates from the road reserve and traverses a Crown Reserve. This is shown as a red dashed line on the figure below from Council's mapping system.



3. PROPOSED COMPULSORY ACQUISITION OF PART LOT 57 DP755119 (CONT'D)

This matter has been highlighted by Crown Lands during the consideration of a development application on Tantitha Road.

Tantitha Road is a formed road which provides access to urban/rural areas and general service of public traffic. Council has maintained and repaired the full extent of Tantitha Road as part of its road network for many years. It is classified as a Class 3 road within Council's Roads Hierarchy. Given the road geometry and existing formation it would be preferable to continue to utilise the existing alignment of formed road at this location, with potentially minor upgrades over the life of the road.

It can be seen from the above figure that that the registered roadway of Tantitha Road has a number of perpendicular bends at Lots 59 and 76 DP755119 and Lot 5 DP40465.

Crown Lands has advised that Council can pursue compulsory acquisition of Crown land for the purpose of creating a new Public Road. Council would seek to swap its registered road adjacent to this lot once it has formally acquired the new road reserve.

Since Council has undertaken significant management of the road for a number of years, the acquisition of a portion from Crown Lands to Council as the appropriate Public Road authority should be considered.

Financial Implications

As Council already maintains and manages the full extent of Tantitha Road, there should be no substantial additional costs to Council relating to the transfer itself. However, any traffic-increasing development consents and maintenance requirements will need to be managed by Council in accordance with development consent conditions and relevant policies and contributions plans.

Section 44 of the Roads Act 1993 provides that land forming part of a former public road may be given, by or with the consent of the person in whom it was vested, in compensation for other land acquired for the purposes of this Act.

Estimated costs associated with the acquisition process are between \$5,000 - \$10,000 and include survey costs and registration of, creation of title etc. This can be funded through Council's existing road operations budget.

Should Council wish not to proceed with the compulsory acquisition then Council could be required to rehabilitate the affected area and re-align Tantitha Road within the road corridor to the east and north of Lot 57 DP 755119. This will include relevant environmental studies and approvals, new road designs, as well as the construction of the new roadway.

3. PROPOSED COMPULSORY ACQUISITION OF PART LOT 57 DP755119 (CONT'D)

Legal and Regulatory Compliance

Section 178 of the Roads Act authorises a Council to acquire such land or interest in land by agreement or compulsory process in accordance with the Land Acquisition (Just Terms Compensation) Act 1991.

Section 7B of the Land Acquisition (Just Terms Compensation) Act 1991 allows an authority that is authorised by law to acquire land by compulsory process may so acquire the land even if the land is vested in the authority itself.

Section 41 of the Roads Act 1993 provides that a public road that is compulsorily acquired under this or any other Act ceases to be a public road as a consequence of its compulsory acquisition.

Section 44 of the Roads Act 1993 provides that land forming part of a former public road may be given, by or with the consent of the person in whom it is vested, in compensation for other land acquired for the purposes of this Act.

Any decision by Council to acquire land must be made by a Council resolution with evidence of the resolution to be provided in the application to the Minister for Local Government for the acquisition of the land (section 377 of the Local Government Act 1993).

Risk Management Issues

Transfer of the road allows for administrative and operational arrangements to formally rest with the appropriate roads authority for management of this portion of road as part of Council's road network.

Transfer of the road to Council will preserve the road for current and future access needs.

Council will however be responsible for managing incremental increase in traffic and associated maintenance costs through relevant adopted plans and policies.

Internal/External Consultation

Council's Executive Leadership Team
Crown Lands
Office of Local Government

Attachments

- Nil

3. PROPOSED COMPULSORY ACQUISITION OF PART LOT 57 DP755119 (CONT'D)

RECOMMENDATION

That:

1. Council proceed with the compulsory acquisition of the portion of Crown Land transecting part Lot 57 DP 755119, and the portion of Tantitha Road adjacent to the east and north of Lot 57 DP 755119, for the essential public purpose of creating a Public Road in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act, 1991 and make application to the Minister and Governor for approval to acquire these portions of land by compulsory process under Section 177(1) of the Roads Act 1993.
2. Council, upon compulsory acquisition of the northern and eastern portions of former registered road adjacent to Lot 57 DP755119, and in accordance Section 44 of the Roads Act 1993, gives this land to the Department of Primary Industries (Crown Lands) in compensation for acquisition of that portion of Crown land transecting Lot 57 DP 755119.
3. Council, upon compulsory acquisition of the transecting portion of Crown land within Lot 57 DP 755119, by way of notice published in the Government Gazette, dedicate the land as a public road.
4. The Common Seal be affixed to any relevant documentation.
5. The associated costs be funded from Council's adopted roads operational budget.

Andre Pretorius
Director Infrastructure and Engineering Services

Attachment No. 1

	<p>MONTHLY WORKS REPORT 5 APRIL 2023</p>	<p>Infrastructure and Engineering Services Narromine Shire Council Tel: 02 6889 9999 Fax: 02 6889 9998 mail@narromine.nsw.gov.au</p>
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Road and Park users are to proceed with caution at all work sites and observe work signs to ensure safety. Speed zones are enforceable with possible short delays.

For all enquiries, please contact Council's Infrastructure and Engineering Services Department on 6889 9999

URBAN ROADS	Narromine - Maintenance
Various Streets	<ul style="list-style-type: none"> • Paveliner patching various streets – Pothole repair Grant

URBAN ROADS	Trangie - Maintenance
Various Streets	<ul style="list-style-type: none"> • Water Service Patching (Tar Truck) potholes

UNSEALED ROADS NETWORK	Maintenance – Map 1
Various Unsealed Roads	<ul style="list-style-type: none"> • Richardson's Road • Heywoods Lane • Tomkins Road • Mungery Hall Road

UNSEALED ROADS NETWORK	Capital
Various Unsealed Roads	<ul style="list-style-type: none"> • Pineview Road • Newhaven Road • Backwater Road

UNSEALED ROADS NETWORK	Capital – Storm/Flood Funding Repair – Map 2
Various Unsealed Roads	<ul style="list-style-type: none"> • Pineview Road • Mungery Hall

SEALED ROADS NETWORK	Maintenance
Various Sealed Roads	<ul style="list-style-type: none"> • Dubbo / Collie Roads (Shoulder Work) • Trangie / Dandaloo Roads (Heavy Patches) • Corry Road (Heavy Patches) • Warren Road (Heavy Patches) • Burroway Road (Heavy Patches)

SEALED ROADS NETWORK	Capital
Various Sealed Roads	<ul style="list-style-type: none"> • Oaks Bridge realignment • Farrendale Shoulder widening • Tullamore Road rehab (vegetation work)

UNSEALED ROADS NETWORK	Biosecurity
Various Unsealed Roads	<ul style="list-style-type: none"> • Tantitha Road – Spray blue Heliotrope

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SEALED ROADS NETWORK	Biosecurity
Various Sealed Roads	<ul style="list-style-type: none"> • Strathallyn Lane – Spray shoulder RFS • McNamaras Lane – Spray shoulder RFS • Bimblebox Lane – Spray shoulder RFS • Trangie Cemetery Rd – Spray shoulder RFS • Peakhill Railway Rd – Spray Noogoora Burr and Blue Heliotrope • Wingfield Road – Spray Boxthorn • Warren Road – Spray Green Cestrum

SWIMMING POOLS	
Narromine Pool	• Managed by Contractor – Pool Closed 2 April 2023
Trangie Pool	• Managed by Contractor – Pool Closed 2 April 2023

PARKS & OPEN SPACE NETWORK CBD Gardens, Parks Ovals, Villages	
Narromine CBD	<ul style="list-style-type: none"> • Ongoing vegetation management • Main street beautification in preparation for ANZAC day
Narromine Parks & Reserves	<ul style="list-style-type: none"> • General maintenance and mowing • Weed control in all small parks ongoing
Narromine Sports Grounds	• General maintenance, spraying and mowing
Narromine Streets	<ul style="list-style-type: none"> • General maintenance • Street sweeping continues

PARKS & OPEN SPACE NETWORK CBD Gardens, Parks Ovals, Villages	
Trangie CBD	<ul style="list-style-type: none"> • General maintenance and weed control • Vegetation mowing and slashing continuing
Trangie Parks	• General maintenance and mowing
Trangie Sports Grounds	• General maintenance, spraying and mowing
Trangie Streets	<ul style="list-style-type: none"> • General maintenance • Street sweeping weekly on Tuesdays

PARKS & OPEN SPACE NETWORK CBD Gardens, Parks Ovals, Villages	
Tomingley Village	• General maintenance by contractor

AERODROME	
Narromine Aerodrome	• General maintenance

BUILDING MAINTENANCE	
All Buildings	• General maintenance as required
Vandalism	• Graffiti continues in both Narromine and Trangie
Narromine Medical Centre	• General maintenance as required
Council Administration Buildings	• General maintenance as required

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PUBLIC CONVENIENCES	Narromine
Rotary Park Public Toilets	<ul style="list-style-type: none"> Toilet facilities cleaned daily New toilet block is completed
Burraway Street Public Toilets (adjacent to Pool)	<ul style="list-style-type: none"> Toilet facilities cleaned daily
Manildra Street Toilets (Saleyards)	<ul style="list-style-type: none"> Toilet facilities are open 24 hours a day, 7 days a week and are cleaned daily
Wetlands	<ul style="list-style-type: none"> Toilet block secured and cleaned daily

PUBLIC CONVENIENCES	Trangie
Argonauts Park Public Toilets (Goan Waterhole)	<ul style="list-style-type: none"> Toilet facilities cleaned every Tuesday, Thursday and Saturday
Dandaloo Street Public Toilets (adjacent to Bakery)	<ul style="list-style-type: none"> New toilet facilities cleaned every Monday, Wednesday and Friday
Burns Oval Toilets	<ul style="list-style-type: none"> Toilet facilities cleaned every Monday, Wednesday and Friday Vandalism remains an issue
Trangie Truck Stop	<ul style="list-style-type: none"> Checked daily with a main clean every Tuesday and Thursday and either late Saturday or Sunday morning over weekends
Trangie Truck Wash	<ul style="list-style-type: none"> Environmental investigations complete, awaiting final report. Detailed design in progress. Earthworks to commence in coming weeks post environmental investigations.

CEMETERIES	
Narromine Cemetery	<ul style="list-style-type: none"> General maintenance, mowing and weed spraying Topping-up of subsiding graves continues
Trangie Cemetery	<ul style="list-style-type: none"> General maintenance, mowing and weed spraying Topping-up of subsiding graves continues

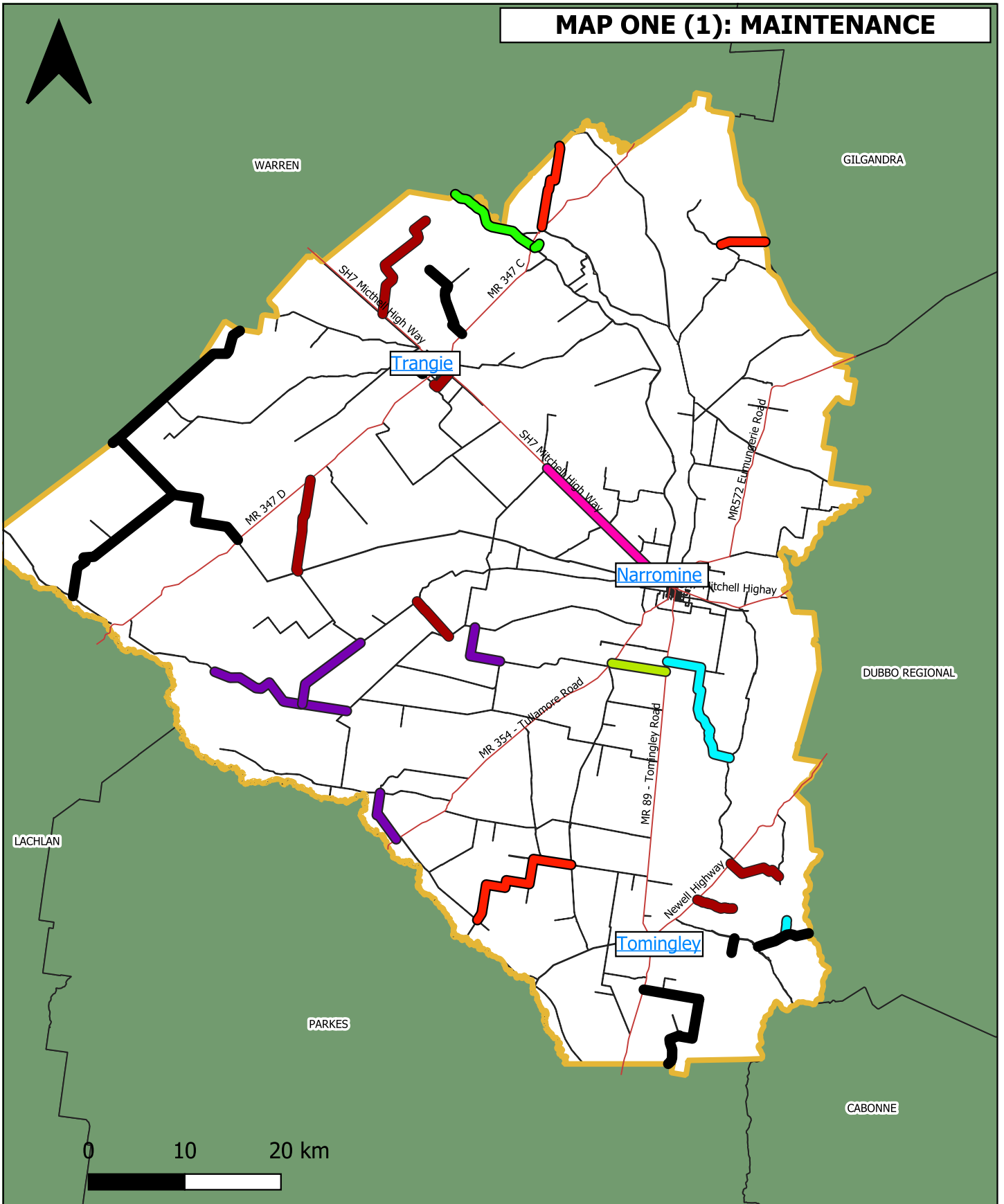
WATER AND SEWER	
Narromine	<ul style="list-style-type: none"> Narromine completed the connection of Bore 8 to the temporary treatment plant Contractors have just completed annual preventive maintenance program on the Sewer Pump Station Staff continue daily operational Drinking Water Quality Testing as required by legislation Staff continue reticulation system maintenance Staff have continued the regular service maintenance programs for the Narromine sewage pumping station network

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WATER AND SEWER (CONT'D)	
Trangie	<ul style="list-style-type: none">• Contractors have just completed annual preventive maintenance program on the Sewer Pump Station• Staff have continued with reticulation maintenance• Staff continue regular sewer pump station and STP system maintenance as required• Staff continue daily operational Drinking Water Quality Testing as required by legislation
Tomingley	<ul style="list-style-type: none">• Contractors have commenced under boring the Newell Highway for the replacement of the water reticulation system• Regular maintenance at the water treatment plant

MAP ONE (1): MAINTENANCE

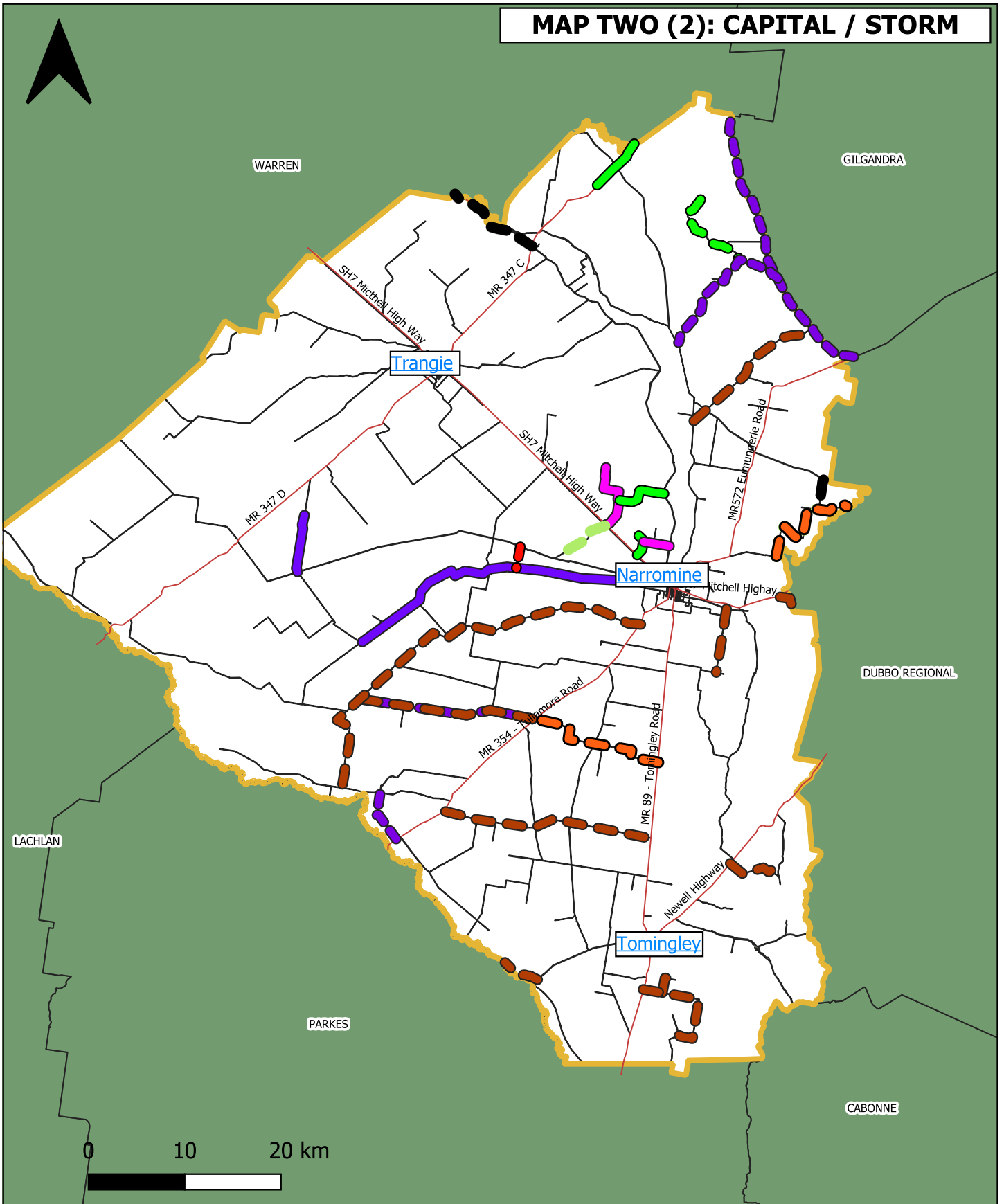


Narromine Shire Council













█ July	█ November	█ March
█ August	█ December	█ April
█ September	█ January	█ May
█ October	█ February	█ June

Note
 - The roads highlighted are visual purposes only and may not be the exact location of work
 - Storm / Flood work is dashed Reports to Council - Infrastructure and Engineering Services

MAP TWO (2): CAPITAL / STORM



Narromine Shire Council

 July	 November	 March
 August	 December	 April
 September	 January	 May
 October	 February	 June

Note
 - The roads highlighted are visual purposes only and may not be the exact location of work
 - Storm / Flood work is dashed Reports to Council - Infrastructure and Engineering Services