



AGENDA FOR ORDINARY COUNCIL MEETING

Monday 31st July 2023

NOTICE IS HEREBY GIVEN pursuant to clause 7 of Council's Code of Meeting Practice that the Ordinary Council Meeting of Walgett Shire Council will be held on **31 July 2023** commencing at **9:00am** to discuss the items listed in the Agenda.

Please Note: The Council Meetings Live Streamed and visual and audio recorded

Megan Dixon
GENERAL MANAGER

CONFLICT OF INTERESTS

What is a “Conflict of Interests” – A conflict of interests can be two types:

Pecuniary – an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

Non-Pecuniary – a private or personal interest that a Council official has that does not amount to a pecuniary interest as defined in the Local government Act (e.g. A friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature.)

Remoteness

A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to a matter or if the interest is of a kind specified in Section 448 of the Local Government Act.

Who has a Pecuniary Interest? – A person has a pecuniary interest in a matter if the pecuniary interest is the interest of:

- The person, or
- Another person with whom the person is associated (see below)

Relatives, Partners

A person is taken to have a pecuniary interest in a matter if:

- The person's spouse or de facto partner or a relative of the person has a pecuniary interest in the matter, or
- The person, or a nominee, partners or employer of the person, is a member of a company or other body that has a pecuniary interest in the matter

N.B. “Relative”, in relation to a person means any of the following:

- (a) the parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descends or adopted child of the person or of the person's spouse.
- (b) the spouse or de facto partners of the person or of a person referred to in paragraph (a)

No Interest in the Matter

However, a person is not taken to have a pecuniary interest in a matter:

- If the person is unaware of the relevant pecuniary interest of the spouse, de facto partner, relative or company of other body, or
- Just because the person is a member of, or is employed by, the Council
- Just because the person is a member of, or a delegate of the Council to, a company or other body that has a pecuniary interest in the matter provided that the person has no beneficial interest in any shares of the company or body.

Disclosure and participation in meetings

- A Councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The Councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
 - (a) At any time during which the matter is being considered or discussed by the Council or Committee, or
 - (b) At any time during which the Council or Committee is voting on any question in relation to the matter.

No Knowledge – A person does not breach this Clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

Non-Pecuniary Interest – Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-Pecuniary conflicts of interest must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, Councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (e.g. Participate in discussion but not in decision making or vice versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (e.g. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in S451 of the Local Government Act apply (particularly if you have a significant non-pecuniary interest)

Disclosure to be Recorded (S453 Act)

A disclosure (and the reason/s for the disclosure) made at a meeting of the Council or Council Committee or Sub-Committee must be recorded in the minutes of the meeting.

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## **Local Government Act 1993**

### **Chapter 3 section 8A**

## **GUIDING PRINCIPLES FOR COUNCILS**

### **(1) Exercise of functions generally**

*The following general principles apply to the exercise of functions by councils:*

- (a) Councils should provide strong and effective representation, leadership, planning and decision-making.*
- (b) Councils should carry out functions in a way that provides the best possible value for residents and ratepayers.*
- (c) Councils should plan 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.*
- (d) Councils should apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.*
- (e) Councils should work co-operatively with other councils and the State government to achieve desired outcomes for the local community.*
- (f) Councils should manage lands and other assets so that current and future local community needs can be met in an affordable way.*
- (g) Councils should work with others to secure appropriate services for local community needs.*
- (h) Councils should act fairly, ethically and without bias in the interests of the local community.*
- (i) Councils should be responsible employers and provide a consultative and supportive working environment for staff.*

### **(2) Decision-making**

*The following principles apply to decision-making by councils (subject to any other applicable law):*

- (a) Councils should recognise diverse local community needs and interests.*
- (b) Councils should consider social justice principles.*
- (c) Councils should consider the long term and cumulative effects of actions on future generations.*
- (d) Councils should consider the principles of ecologically sustainable development.*
- (e) Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.*

### **(3) Community participation**

*Councils should actively engage with their local communities, through the use of the integrated planning and reporting framework and other measures.*

## **STATEMENT OF ETHICAL OBLIGATIONS**

### **Oath or Affirmation of Office**

In taking the Oath or Affirmation of Office, each Councillor has made a commitment to undertake the duties of the office of Councillor in the best interests of the people of Walgett Shire Local Government Area and Walgett Shire Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act to the best of their ability and judgment.

### **Conflicts of Interest**

A councillor who has a conflict of interest in any matter with which the council is concerned, and who is present at a meeting of the council when the matter is being considered, must disclose the interest and the nature of the interest to the meeting as soon as practicable. Both the disclosure and the nature of the interest must be recorded in the minutes of the Council meeting where the conflict of interest arises. Councillors should ensure that they are familiar with Parts 4 and 5 of the Code of Conduct in relation to their obligations to declare and manage conflicts of interests.

### **Meeting Recordings**

Council advises that this Meeting will be recorded the purpose of the of webcasting and made available on the Internet. As such, all those present should refrain from making any defamatory statements. It is requested that Councillors within the duration of the Meeting, limit discussions to only the business on the agenda and what is permissible under our Code of Meeting Practice.

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## PUBLIC FORUM PRESENTATIONS

*The Council may hold a public forum prior to each Ordinary Meeting of the Council for the purpose of hearing oral submissions from members of the public on items of business to be considered at the meeting (listed on the Agenda).*

*Public forums may also be held prior to Extraordinary Council Meetings and meetings of committees of the Council. Public forums are to be chaired by the mayor or their nominee.*

*The General Manager or their delegate may refuse to allow such material to be presented. A person may apply to speak on no more than 2 items of business on the agenda of the Council Meeting.*

*The General Manager or their delegate may refuse an application to speak at a public forum. No more than three (3) speakers are to be permitted to speak 'for' or 'against' each item of business on the agenda for the Council Meeting. If more than the permitted number of speakers apply to speak 'for' or 'against' any item of business, the General Manager or their delegate may, in consultation with the mayor or the mayor's nominated chairperson, increase the number of speakers permitted to speak on an item of business, where they are satisfied that it is necessary to do so to allow the council to hear a fuller range of views on the relevant item of business.*

*Each speaker will be allowed five (5) minutes to address the Council. This time is to be strictly enforced by the Chairperson. The Chairperson of the meeting can grant one extension of up to a maximum of three (3) minutes, should further information, be considered to be important to the Council. This is solely at the discretion of the Chair.*

*Speakers at public forums must not digress from their nominated item on the agenda. If a speaker digresses to irrelevant matters, the Chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the chairperson, the speaker will not be further heard.*

*A councillor (including the chairperson) may, through the chairperson, ask questions of a speaker following their address at a Public Forum. Questions put to a speaker must be direct, succinct and without argument. Debate will not be permitted by the speaker, Councillors or staff. Speakers are under no obligation to answer a question. Answers by the speaker, to each question are to be limited to three (3) minutes. Speakers at public forums cannot ask questions of the Council, Councillors or Council staff.*

*The general manager or their nominee may, with the concurrence of the chairperson, address the council for up to 5 minutes in response to an address to the council at a public forum after the address and any subsequent questions and answers have been finalised.*

| SPEAKER                    | TOPIC                                      |
|----------------------------|--------------------------------------------|
| <b>Ms Pauline Kearn</b>    | <b>Jimmy Little Festival</b>               |
| <b>Mr Scott Bailey</b>     | <b>Caravan Park Fire Compliance</b>        |
| <b>Inspector Kevin Day</b> | <b>Motorised Scooters &amp; Motorbikes</b> |
| <b>Christopher Hunt</b>    | <b>Walgett Swimming Pool</b>               |
| <b>Carol Clark</b>         | <b>Walgett Swimming Pool</b>               |
| <b>Ben Hawke</b>           | <b>Walgett Swimming Pool</b>               |



## 1. OPENING OF MEETING

*Proceedings of the meeting commenced at \_\_\_\_\_am*

## 2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

*I would like to acknowledge the traditional owners of the lands within the Walgett Shire and I would also like to acknowledge the Aboriginal and Torres Strait Islander people who now reside within this Shire.*

## 3. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

| Leave of Absence                                                                                                                                                                                                                                                                                                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"><li>1. That the leave of absence received from _____ is accepted and leave of absence granted; and</li><li>2. That the request to attend this meeting of Council via audio-visual link received from _____ is accepted and approval granted.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

## **4. CONFIRMATION OF MINUTES/MATTERS ARISING**

### **4.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 5 JULY 2023**

| <b>Minutes of Ordinary Council Meeting – 5 July 2023</b>                                                                                                                                                                         |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the minutes of the meeting held 5<sup>th</sup> July 2023 as itemised in minute numbers 7/2023/1 to 7/2023/31 pages 2 to 20, be confirmed.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Minutes of Ordinary Meeting held 5<sup>th</sup> July 2023



# **MINUTES FOR THE ORDINARY COUNCIL MEETING**

**Wednesday 5th July 2023**

Hugh Percy  
**ACTING GENERAL MANAGER**

**MINUTES OF THE EXTRA ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL  
HELD AT THE WALGETT SHIRE CHAMBERS ON WEDNESDAY 5<sup>th</sup> JULY 2023 AT  
9:15AM**

**OPEN FORUM**

**Public Presentations:**

*Mr Ray Griffin – Australian Opal Centre, addressed Council in relation to Australian Opal Centre program. Ray advised the Council that funding had been received from the NSW Government, and following tender scrutiny, the tender had been awarded to Barpa Construction Services. Ray announced that a letter of intent was being sent to Barpa, officially appointing them to construct the Australian Opal Centre.*

*It was noted that despite reduce the scope of the project, the budget was still not secured for the entire project, however multiple funding opportunities were being explored.*

*It was stated that the building is expected to be opened in August or September 2024.*

*The Deputy Mayor declared the meeting open at 9:15am*

**PRESENT**

Deputy Mayor Greg Rummery

Clr Alf Seaton

Clr Colin Hundy

Clr Ian Woodcock

Clr Jasen Ramien

Clr Daniel Walford

Clr Michael Cooke

Hugh Percy (Acting General Manager)

Hafiz Malik (Director Corporate Services)

Kimley Talbert (Director Environmental Services)

Tim McLoughlin (Acting Director Engineering Technical Services)

Rebecca Wilson (Minute Secretary)

**ABSENT**

Jane Keir (Mayor)

Sue Currey (Councillor)

**07/2023/01 Leave of Absence**

**Resolved** on the motion of Councillors Woodcock and Ramien that the leave of absence received from Clr Keir and Currey is accepted and leave of absence granted.

**07/2023/02 Minutes of Ordinary Council Meeting – 23<sup>rd</sup> May 2023**

**Resolved** on the motion of Councillor Walford and Ramien that the minutes of the meeting held 23<sup>rd</sup> May 2023 as itemised in minute numbers 5/2023/1 to 5C/2023/6 pages 2 to 21, be confirmed.

**07/2023/03 Minutes of Extra Ordinary Council Meeting – 6<sup>th</sup> June 2023**

**Resolved** on the motion of Councillors Hundy and Seaton that the minutes of the Extra Ordinary meeting held 6<sup>th</sup> June 2023 as itemised in minute numbers 6/2023/1 to 6/2023/4 pages 2 to 3, be confirmed.

**Declaration of Pecuniary/Non-Pecuniary Interests**

| Councillor | Item No. | Report title/ Subject matter                          | Pecuniary/Non-Pecuniary | Reason                         |
|------------|----------|-------------------------------------------------------|-------------------------|--------------------------------|
| Clr Ramien | 8.3.1    | Monthly Maintenance Grading Report as at 31 May 2023. | Pecuniary               | Family Owned Contract Business |

**07/2023/04 Monthly Mayoral Report – June 2023**

**Resolved** on the motion of Councillors Woodcock and Ramien that the Mayoral report for May 2023 be received and noted.

**07/2023/05 Mayoral Minute**

**Resolved** on the motion of Councillors Woodcock and Ramien that the Mayoral report for May 2023 be received and noted.

**07/2023/06 Report of Committees/Delegates**

**Resolved** on the motion of Councillors Hundy and Cooke that the reports of the following Committees/Delegates be received and noted;

- Local Area Traffic Committee Meeting Draft Meeting Minutes 8<sup>th</sup> June 2023 be received and noted, subject to a review of the speed limit changes proposed for Fred Reece Way, as this may require street lighting.

**07/2023/07 Council's Decision Action Report – June 2023**

**Resolved** on the motion of Councillors Hundy and Seaton that the Resolution Register for June 2023 be received and noted.

Clr Rummery requested an updated on the appointment of a Council representative on the Australian Opal Centre Board. Acting General Manager Hugh Percy advised that due to changes in their constitution, having a Council representative on the board may prove difficult.

It was agreed that a report would be put to the July 2023 Council meeting to updated Council on this matter.

There was discussion regarding the progress on the purchase of the portable stage. It was agreed that Clr Ramien would investigate getting a professional auto electrician to inspect the stage, to ensure compliance and suitability, prior to Clr Hundy and Clr Ramien travelling to undertake final inspection prior to Council purchasing the stage.

#### **07/2023/08 Circulars Received from the NSW Office of Local Government**

**Resolved** on the motion of Councillors Seaton and Hundy that the information contained in the following Department circulars 23-04 through to 23-05 from the office of Local Government Division Department of Premier and Cabinet, be received and noted.

#### **07/2023/09 Walgett Splash Park Power Supply**

**Resolved** on the motion of Councillors Woodcock and Cooke that; the matter of the Walgett Splash Park Power Supply be moved into closed session for further discussion in closed session.

There was discussion regarding the power supply and the true cost of the power supply installation. Councillors requested to know who was responsibility for the oversight in failure to ensure adequate power supply was present or budgeted for in the Splash Park project. It was decided that the report would be moved into closed session for discussion in conjunction with the closed session report to Council regarding the Walgett Memorial Swimming Pool.

#### **07/2023/10 Important Dates for Councillors – Upcoming Meetings & Events**

**Resolved** on the motion of Councillors Ramien and Cooke that Council receive and note the list of upcoming meetings and events.

#### **07/2023/11 Monthly Outstanding Rates Report as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Woodcock and Ramien that the Monthly Outstanding Rates report as at 31<sup>st</sup> May 2023 be received and noted.

#### **07/2023/12 Cash and Investment Report as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Walford and Clr Seaton that the Investment report as at 31<sup>st</sup> May 2023 be received and noted.

**072023/13 Adoption of Operational Plan 2023/24, Delivery Program 2023/24 to 2024/25, Workforce Plan 2023/24 to 2024/25 and Endorsement of Long Term Financial Plan**

**Resolved** on the motion of Councillors Ramien and Woodcock

That Council having considered submissions received up to 4<sup>th</sup> July 2023;

1. Adopt the 2023/24 Operational Plan and budget for the financial year
2. Adopts the Fees and Charges 23/24 as set in the Operational Plan, with Council reserving the right to vary fees and charges of a commercial nature as circumstances require.
3. Adopt the Delivery Program for 2023/2024 to 2024/25
4. Adopts the Workforce Plan 2023/24 to 2024/25
5. Endorses the Asset Management Plan and Long-Term Financial Plan

**07/2023/14 Making of the Ordinary Rates and Annual Charges 2023/2024**

**Resolved** on the motion of Councillors Walford and Hundy that Council;

1. Adopts the rating structure in accordance with the Revenue Policy approved for exhibition by Council on 6<sup>th</sup> June 2023 (resolution no 06/2023/3)
2. In accordance with sections 534 and 535 of the *NSW Local Government Act 1993*, to make the Ordinary Rates for the 2023/2024 rating year commencing 1<sup>st</sup> July 2023 as set out in Table 1 in the report above on the land value for all rateable land within each category and sub-category at the amount in the dollar specified and the applicable base amounts for each category and sub-category applied in accordance with section 500 of the *NSW Local Government Act 1993*
3. Adopts all Annual Charges for Waste Management Water Supply and Sewerage Services for the financial year 2023/2024 as included in Council's Draft Revenue Policy.

**Continued**

**1. Walgett Residential Rate**

A Walgett Residential Ordinary Ad Valorem Amount of 0.01967356 cents in the dollar levied on the land value of all rateable land sub-categorised as Walgett Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$240.00 representing 40% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **2. Lightning Ridge Residential Rate**

A Lightning Ridge Residential Ordinary Ad Valorem Amount of 0.00850449 cents in the dollar levied on the land value of all rateable land sub-categorised as Lightning Ridge Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$240.00 representing 40% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*

## **3. Collarenebri Residential Rate**

A Collarenebri Residential Ordinary Ad Valorem Amount of 0.11676132 cents in the dollar levied on the land value of all rateable land sub-categorised as Collarenebri Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$220.00 representing 39% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **4. Burren Junction Residential Rate**

A Burren Junction Residential Ordinary Ad Valorem Amount of 0.05539187 cents in the dollar levied on the land value of all rateable land sub-categorised as Burren Junction Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$175.00 representing 36% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **5. Carinda Residential Rate**

A Carinda Residential Ordinary Ad Valorem Amount of 0.05570462 cents in the dollar levied on the land value of all rateable land sub-categorised as Carinda Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$105.00 representing 45% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **6. Cumborah Residential Rate**

A Cumborah Residential Ordinary Ad Valorem Amount of 0.00563089 cents in the dollar levied on the land value of all rateable land sub-categorised as Cumborah Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$105.00 representing 48% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*

## **7. Rowena/Come-By-Chance Residential Rate**

A Rowena/Come-By-Chance Residential Ordinary Ad Valorem Amount of 0.02519445 cents in the dollar levied on the land value of all rateable land sub-categorised as Rowena/Come-By-Chance Residential within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$105.00 representing 48% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **8. Residential – Preserved Opal Fields Rate**

A Residential – Preserved Opal Fields Ordinary Ad Valorem Amount of 0.08825014 cents in the dollar levied on the land value of all rateable land sub-categorised as Residential – Preserved Opal Fields within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$135.00 representing 37% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **9. Residential – Mineral Claim Rate**

A Residential – Mineral Claim Ordinary Ad Valorem Amount of 0.08825014 cents in the dollar levied on the land value of all rateable land sub-categorised as Residential – Mineral Claim within Walgett Shire in accordance with section 529(2) (b) of the *NSW Local Government Act*



1993 and having a Base Amount per assessment of \$135.00 representing 0% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

#### **10. Residential Rate**

A Residential Ordinary Ad Valorem Amount of 0.00412756 cents in the dollar levied on the land value of all rateable land within Walgett Shire categorised as residential in accordance with section 516 of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$190.00 representing 38% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

#### **11. Walgett Business Rate**

A Walgett Business Ordinary Ad Valorem Amount of 0.02456289 cents in the dollar levied on the land value of all rateable land sub-categorised as Walgett Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$345.00 representing 29% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*

#### **12. Lightning Ridge Business Rate**

A Lightning Ridge Business Ordinary Ad Valorem Amount of 0.00936591 cents in the dollar levied on the land value of all rateable land sub-categorised as Lightning Ridge Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$345.00 representing 30% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

#### **13. Collarenebri Business Rate**

A Collarenebri Business Ordinary Ad Valorem Amount of 0.05417354 cents in the dollar levied on the land value of all rateable land sub-categorised as Collarenebri Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$345.00 representing 40% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

#### **14. Burren Junction Business Rate**

A Burren Junction Business Ordinary Ad Valorem Amount of 0.0451726 cents in the dollar levied on the land value of all rateable land sub-categorised as Burren Junction Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$295.00 representing 42% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

#### **15. Carinda Business Rate**

A Carinda Business Ordinary Ad Valorem Amount of 0.01190259 cents in the dollar levied on the land value of all rateable land sub-categorised as Carinda Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$155.00 representing 47% of the total yield in accordance with section 500 of the *Local Government Act 1993*.

#### **16. Cumborah Business Rate**

A Cumborah Business Ordinary Ad Valorem Amount of 0.07270554 cents in the dollar levied on the land value of all rateable land sub-categorised as Carinda Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$130.00 representing 47% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **17. Rowena/Come-By-Chance Business Rate**

A Rowena/Come-By-Chance Business Ordinary Ad Valorem Amount of 0.01587073 cents in the dollar levied on the land value of all rateable land sub-categorised as Business within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$160.00 representing 43% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **18. Business – Preserved Opal Fields Rate**

A Business – Preserved Opal Fields Ordinary Ad Valorem Amount of 0.03719304 cents in the dollar levied on the land value of all rateable land sub-categorised as Business – Preserved Opal Fields within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$270.00 representing 41% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **19. Business – Mineral Claim Rate**

A Business – Mineral Claim Ordinary Ad Valorem Amount of 0.03719304 cents in the dollar levied on the land value of all rateable land sub-categorised as Business – Mineral Claim within Walgett Shire in accordance with section 529(2) (d) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$270.00 representing 0% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **20. Business Rate**

A Business Ordinary Ad Valorem Amount of 0.00649379 cents in the dollar levied on the land value of all rateable land within Walgett Shire categorised as Business in accordance with section 518 of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$190.00 representing 38% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **21. Rural (Farmland)**

A Rural (Farmland) Ordinary Ad Valorem Amount of 0.00151825 cents in the dollar levied on the land value of all rateable land within Walgett Shire categorised as Rural (Farmland) in accordance with section 515 of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$170.00 representing 3% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

### **22. Rural Irrigable (Farmland)**

A Rural Irrigable Ordinary Ad Valorem Amount of 0.00151825 cents in the dollar levied on the land value of all rateable land sub-categorised as Rural Irrigable (Farmland) within Walgett Shire in accordance with section 529(2) (a) of the *NSW Local Government Act 1993* and having a Base Amount per assessment of \$170.00 representing 0% of the total yield in accordance with section 500 of the *NSW Local Government Act 1993*.

## **Domestic Waste Management**

### **23.**

In accordance with section 496 (1) of the *NSW Local Government Act 1993*, Council make an annual charge of \$568.00 per service for the provision of domestic waste management services for each parcel of rateable land for which the service is available for the 2023/2024

**24.** In accordance with section 496 (2) of the *NSW Local Government Act 1993*, Council make an annual charge of \$647.00 per service to non-rateable residential properties for the 2022/2023 rating year commencing on 1<sup>st</sup> July 2023

**Trade Waste Services**

**25.** In accordance with section 501 of the NSW Local Government Act 1993, Council make the annual charges for Water Supply, Sewerage Services and Waste Management Services for the 2023/2024 rating year commencing on 1st July 2023. These charges are set out in Council's Operational Plan – Statement of Revenue Policy and Schedule of Fees and Charges 2023/2024 under the headings Waste Management, Commercial Waste Management, Water Supply and Sewerage and are included in **Table 2**.

**Table 2****Waste Management Charges**

| <b>SERVICE PROVIDED</b>                                  | <b>DOMESTIC WASTE MANAGEMENT</b> | <b>2023/2024</b> |
|----------------------------------------------------------|----------------------------------|------------------|
| Domestic Waste Collection Charge (s496)<br>per occupancy | <i>per bin per annum</i>         | \$568.00         |

| <b>SERVICE PROVIDED</b>                       | <b>COMMERCIAL WASTE MANAGEMENT</b> | <b>2023/2024</b> |
|-----------------------------------------------|------------------------------------|------------------|
| 240L MGB Collection – weekly collection       | <i>per bin per annum</i>           | \$647.00         |
| 360L MGB Collection – twice weekly collection | <i>per bin per annum</i>           | \$1,848.00       |
| 360L MGB – weekly service                     | <i>per bin per annum</i>           | \$924.00         |

| <b>SERVICE PROVIDED</b>        | <b>WASTE MANAGEMENT</b> | <b>2023/2024</b> |
|--------------------------------|-------------------------|------------------|
| Waste Management Charge (s501) | <i>per annum</i>        | \$75.90          |

**Water Supply Charges**

All properties either, connected to or within 225 metres of a Council water main and able to be connected are charged.

| <b>ACCESS CHARGES</b>                                    |                        |                        |
|----------------------------------------------------------|------------------------|------------------------|
| <b>Bore Water – Lightning Ridge, Carinda, and Rowena</b> |                        | <b>2023/2024</b>       |
| 20mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 20mm Connection                                          | <i>Non-Residential</i> | \$455.00               |
| 25mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 25mm Connection                                          | <i>Non-Residential</i> | \$676.00               |
| 32mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 32mm Connection                                          | <i>Non-Residential</i> | \$1074.00              |
| 40mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 40mm Connection                                          | <i>Non-Residential</i> | \$1,662.00             |
| 50mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 50mm Connection                                          | <i>Non-Residential</i> | \$2,597.00             |
| 75mm Connection                                          | <i>Residential</i>     | \$455.00               |
| 75mm Connection                                          | <i>Non-Residential</i> | \$5,673.00             |
| 100mm Connection                                         | <i>Residential</i>     | \$455.00               |
| 100mm Connection                                         | <i>Non-Residential</i> | \$10,080.00            |
| Unmetered                                                | <i>Residential</i>     | As per applicable size |
| Unmetered                                                | <i>Non-Residential</i> | As per applicable size |

| <b>CONSUMPTION CHARGES</b>                               |                                |                  |
|----------------------------------------------------------|--------------------------------|------------------|
| <b>Bore Water – Lightning Ridge, Carinda, and Rowena</b> |                                | <b>2023/2024</b> |
| Usage Charge                                             | <i>per kilolitre &lt;600kl</i> | \$0.40           |
| Usage Charge                                             | <i>per kilolitre &gt;600kl</i> | \$0.58           |

| <b>ACCESS CHARGES</b>                              |                        |                        |
|----------------------------------------------------|------------------------|------------------------|
| <b>Filtered Water – Walgett &amp; Collarenebri</b> |                        | <b>2023/2024</b>       |
| 20mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 20mm Connection                                    | <i>Non-Residential</i> | \$631.00               |
| 25mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 25mm Connection                                    | <i>Non-Residential</i> | \$985.00               |
| 32mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 32mm Connection                                    | <i>Non-Residential</i> | \$1,614.00             |
| 40mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 40mm Connection                                    | <i>Non-Residential</i> | \$2,521.00             |
| 50mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 50mm Connection                                    | <i>Non-Residential</i> | \$3,940.00             |
| 75mm Connection                                    | <i>Residential</i>     | \$631.00               |
| 75mm Connection                                    | <i>Non-Residential</i> | \$8,645.00             |
| 100mm Connection                                   | <i>Residential</i>     | \$631.00               |
| 100mm Connection                                   | <i>Non-Residential</i> | \$15,371.00            |
| Unmetered                                          | <i>Residential</i>     | As per applicable size |
| Unmetered                                          | <i>Non-Residential</i> | As per applicable size |

| <b>CONSUMPTION CHARGES</b>                       |                                |                  |
|--------------------------------------------------|--------------------------------|------------------|
| <b>Filtered Water – Walgett and Collarenebri</b> |                                | <b>2023/2024</b> |
| Filtered Usage Charge                            | <i>per kilolitre &lt;600kl</i> | \$1.17           |
| Filtered Usage Charge                            | <i>per kilolitre &gt;600kl</i> | \$1.78           |
| Unfiltered Usage charge                          | <i>per kilolitre &lt;600kl</i> | \$0.40           |
| Unfiltered Usage Charge                          | <i>per kilolitre &gt;600kl</i> | \$0.58           |

**Sewerage Charges**

All properties either, connected to or within 75 metres of a Council sewer main and able to be connected are charged.

| <b>SERVICE PROVIDED</b>                                                        | <b>SEWERAGE</b>  | <b>2023/2024</b> |
|--------------------------------------------------------------------------------|------------------|------------------|
| Walgett                                                                        | <i>per annum</i> | \$564.00         |
| Lightning Ridge                                                                | <i>per annum</i> | \$487.00         |
| Collarenebri                                                                   | <i>per annum</i> | \$469.00         |
| <b>Additional Sewer Connections (per connection)</b>                           |                  |                  |
| Walgett                                                                        | <i>per annum</i> | \$564.00         |
| Lightning Ridge                                                                | <i>per annum</i> | \$487.00         |
| Collarenebri                                                                   | <i>per annum</i> | \$469.00         |
| <b>Cistern Charges – Applicable to Business Categories (per toilet/urinal)</b> |                  |                  |
| Walgett                                                                        | <i>per annum</i> | \$88.00          |
| Lightning Ridge                                                                | <i>per annum</i> | \$75.00          |
| Collarenebri                                                                   | <i>per annum</i> | \$68.00          |

**FOR:**

Clr Rummery  
 Clr Hundy  
 Clr Walford  
 Clr Woodcock  
 Clr Ramien  
 Clr Seaton

**AGAINST:**

Clr Cooke

**ABSENT:**

Clr Keir  
 Clr Currey

There was lengthy discussion amongst Councillors in relation to increasing the rates and water charges, in particular standpipes and how Council could impose a user pays system. It was decided that following the commencement of the new General Manager and an internal review of council operations, Council would be able to make better informed decisions regarding the increase of the rates.

Acting General Manager Hugh Percy, suggested that given the many issues arising out of the rates increase and charging for standpipe use, that Council agree to hold an informal meeting where all arising matters could be discussed at length, and clear way forward can be achieved.

*Clr Ramien declared a pecuniary interest and left the meeting at 10:15am*

**07/2023/15 Monthly Maintenance Grading Report as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Hundy and Seaton that Council receive and note the monthly maintenance grading works report as at 31<sup>st</sup> May 2023.

*Clr Ramien returned to the meeting at 10:16am.*

**07/2023/16 Service Progress Report as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Cooke and Hundy that Council receive and note the Progress Report as at 31<sup>st</sup> May 2023.

Clr Woodcock asked if the Goangra Bridge had been opened, Acting Director Engineering and Technical Services Tim McLoughlin advised that the works on the bridge were in the final stages. It was noted that the project has taken over 12 months to complete.

Clr Hundy asked if the progress of the roads projects were on budget. Acting Director Engineering and Technical Services Tim McLoughlin stated that most projects were tracking on budget.

There was discussion regarding the delivery of boulders to the Lorne Road project, which were proposed for crushing but the machinery was unsuccessful in crushing the boulders to a satisfactory size.

Acting Director Engineering and Technical Services Tim McLoughlin stated there were various issues in relation to the construction of roads and design standards that need to be brought to the Council's attention via a report at a later date.

It was suggested that a review of Council's road priorities, design and construction methods should be an agenda item at the previously discussed informal meeting where all arising matters could be discussed at length, and clear way forward can be achieved.

**07/2023/17 Monthly Major Project Progress Report as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Cooke and Hundy that Council receive and note the monthly projects report as at 31<sup>st</sup> May 2023.

**07/2023/18 Flood Restoration Works Update as at 31<sup>st</sup> May 2023**

**Resolved** on the motion of Councillors Woodcock and Cooke that Council receive and note the flood restoration works report as at 31<sup>st</sup> May 2023.

**07/2023/19 Lightning Ridge Bore Line**

**Resolved** on the motion of Councillors Hundy and Ramien that the existing bore line, be replaced with 200mm poly welded pipeline at a minimum depth of one (1) meter, approximately 5.1kms in length at a cost of \$2.3million plus management costs.

There was lengthy discussion regarding town water funds. Clr Woodcock stated that there should be funds transferred from the Walgett water fund to the Lightning Ridge water fund.

Director Corporate Services Hafiz Malik stated that if Council takes the approached that each town has its own water fund, how will Council afford any future maintenance or upgrade projects in towns such as Collarenebri that are currently in deficit.

Clr Woodcock advised that he requested an audit of the water funds previously, but it had never been completed.

Clr Woodcock also stated that many years ago when Lightning Ridge required a new water tower, they received \$500,000 in grant funding towards the \$1 million dollar project. Clr Woodcock said they Mayor at the time stated the Walgett Water funds could not be used to make up the shortfall in the replacement water tower project, and from that Lightning Ridge raised the balance of the funds themselves.

Clr Woodcock explained that Lightning Ridge paid that same water rates as Walgett and Collarenebri despite not having a dual water system. He stated that the increased water charges lead to a large accumulative total in the Lightning Ridge water fund to the sum of approximately \$6 million dollars. The Lightning Ridge Bore line was costed to this fund at a cost of \$1 million dollars.

Director Corporate Services Hafiz Malik explained that council needs take a whole approach in relation to the water funds, and not an individual town approach. He also advised the Council that the transition to electronic water meters had commenced.

Councillors stated that they had not been made aware of the upgrading of the meters to electronic. Acting Director Engineering and Technical Services Tim McLoughlin stated he would put a report to Council on the electronic water meter upgrade.

Clr Ramien raised concern regarding the number of illegal connections to water meters that would be charged for. It was requested that during the upgrading of the meters, Council ensures illegal connections are resolved.

Clr Rummery requested a report detailing that balance of each water fund, as it appeared there was major discrepancies in relation to what each balance should be.

**07/2023/20 Report Under Preparation For Council**

**Resolved** on the motion of Councillors Woodcock and Hundy that Council note the list of Reports to Council, yet to be presented.

Clr Ramien requested to know that status of the grant to upgrade the Collarenebri Caravan Park.

Councillor Rummery requested more detailed be included in the report for clarity for Councillors on current projects.

**07/2023/21 Project Workload**

**Resolved** on the motion of Councillors Cooke and Ramien that Council note the generation of a Projects Register.

**07/2023/22 Development Approvals – May 2023**

**Resolved** on the motion of Councillors Hundy and Ramien that Council note the information contained within this report.

**07/2023/23 Planning Proposal – Roads to Home Program – Gingie Village (DA/202154) Namoi Village (DA/2021/46) & Walli Village (DA/2023/18)**

**Resolved** on the motion of Councillors Ramien and Seaton that the Planning Proposal for the rezoning of land at Gingie, Namoi and Walli Villages as outlined in the submission form Wakefield Planning, be submitted to the Department of Planning and Environment for a Gateway Determination.



**07/2023/24 Development Application for Subdivision of Namoi Village (DA/2021/46)**

**Resolved** on the motion of Councillors Ramien and Seaton that Council;

1. Pursuant to Section 4.16(1)(a) of the Environmental Planning and Assessment Act, 1979, grants deferred commencement consent to development application DA2021/46, subject to the plans, documents and conditions outlined and described in the Draft Conditions of Consent.
2. Add the villages on Namoi and Walli to the Planning Proposal for rezoning of land at Gingie Village as determined at its April 2023 meeting to be forwarded to the Department of Planning and Environment for a Gateway determination.
3. Advise the applicant that, Council is not prepared at this stage to accept care, control and maintenance of either the water or the sewer systems at this stage, pending acceptable outcomes of negotiations between Council, Walgett Local Aboriginal Land Council and NSW Government in relation to provision of condition reports and certification, any necessary upgrades to ensure the systems are operating to current industry standard practices.

**For:**

Clr Rummery  
 Clr Hundy  
 Clr Walford  
 Clr Cooke  
 Clr Woodcock  
 Clr Ramien  
 Clr Seaton

**Against:**

**Absent:**

Clr Keir  
 Clr Currey

**07/2023/25 Development Application for Subdivision of Walli Village (DA/2023/18)**

**Resolved** on the motion of Councillors Ramien and Cooke that Council:

1. That Council, pursuant to Section 4.16(1)(a) of the Environmental Planning and Assessment Act, 1979, grants deferred commencement consent to development application DA/2023/18, subject to the plans, documents and conditions outlined and described in the Draft Conditions of Consent.
2. Advise the applicant that Council is not prepared at this stage to accept care, control and maintenance of either the water or the sewer systems at this stage, pending acceptable outcomes of negotiations between Council, Walgett Local Aboriginal Land Council and NSW Government in relation to provision of condition reports and certification, any necessary upgrades to ensure the systems are operating to current industry standard practices.

**For:**

Clr Rummery  
 Clr Hundy  
 Clr Walford  
 Clr Cooke  
 Clr Woodcock  
 Clr Ramien  
 Clr Seaton

**Against:**

**Absent:**

Clr Keir  
 Clr Currey

**07/2023/26 Matters Generally for Brief mention or Information Only from Director Environmental Services**

**Resolved** on the motion of Councillors Hundy and Cooke that Council receive and note the report.

*Council suspended the meeting for a recess break at 11:15am*

*Council resumed the meeting at 11.25am*

**07/2023/27 Motion**

**Resolved** on the motion of Councillors Hundy and Cooke that the red/blue/green/yellow – coloured door trails in Lightning Ridge be repainted in their existing colours by Council and that John Murray be asked to repaint the numbers on each door and further that Council staff ensure the site of each door is tidy & free from weeds and debris.

There was discussion amongst Councillors in relation to the cost of the project and how the project would be funded. Acting General Manager informed the Council, that in previous years, Council had pledged \$30,000 to assist the GGSMA with maintenance. It was noted that this budget has \$80,000 for 2023/2024 and suggested that the upgrade of the car door project be paid from the same budget. It was agreed to by Council unanimously.

It was requested that the Acting General Manager put a report to the next Council meeting in relation to the agreement between GGSMA and Council for the maintenance of the roads and related costs/funding from Council.

**07/2023/28 Notice of Motion for Rescission**

**Resolved** on the motion of Councillors Hundy, Cooke, Seaton, Walford and Ramien that Council rescind the resolution 2/2023/4 “The Office of Local Government be requested to investigate the matter of Councillors and the Council”.

**For:**

Clr Ramien  
Clr Seaton  
Clr Hundy  
Clr Walford  
Clr Cooke

**Against:**

Clr Rummery  
Clr Woodcock

**Absent:**

Clr Keir  
Clr Currey

**CARRIED**

Clr Woodcock requested to know why this motion, that was originally resolved by Council at the March 2023 meeting, had not been actioned.

Acting General Manager Hugh Percy, stated the there was much confusion following the dismissal of the previous General Manager. He stated that the motion to investigate the Council had not been raised until the Mayor raised the issue of the motion not being actioned at the June 2023 meeting. Acting General Manager Hugh Percy stated at such time the Mayor questioned where the motion to investigate Council was up to, he had received the notice of motion to rescind the motion in question and therefore did not proceed to act upon it.

Clr Rummery stated that he was under the belief that the intent of the motion put forward on the day was to ensure clarity of the general managers dismissal. Clr Rummery urged the Council to rethink the rescission, and rather define the terms of reference of the motion to ensure the appropriate matters were investigated as per

Clr Hundy commented that there were 5 councillors in favour of the rescission, and that it should be voted on accordingly.

Clr Rummery stated that should Council choose to rescind the motion after it was resolved (in a recorded vote 8 for/1 against) an estimated 95 days ago, it may look hypocritical to the public.

Clr Ramien noted that there was no General Manager in place at the time and the Mayor action matters within Council at the time. Clr Ramien stated that perhaps the Mayor should have moved to action the motion to investigate at the time.

#### 07/2023/29 Questions on Notice

**Resolved** on the motion of the Council, that the questions on notice put to Council by Clr Currey be deferred to the next Council meeting, to allow Clr Currey to speak to the questions put forward.

#### 07/2023/30 Move into Closed Session

**Time: 11:56pm**

**Resolved** on the motion of Councillors Woodcock and Ramien that the public be excluded from the meeting pursuant to Sections 10A (2)(a), (c) & (d)(ii) of the Local Government Act 1993 on the basis that the items deal with;

(a) personnel matters concerning particular individuals (other than councillors)

(c) that information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting business (or proposed to conduct business)

(d) commercial information of a confidential nature that would, if disclosed

(ii) confer a commercial advantage on a competitor of the Council.

**07/2023/31 Return to Open Session**

**Time: 12:49pm**

**Resolved** on the motion of Councillors Cooke and Hundy that Council return to open session.

Resolutions passed in closed session brought forward into open session.

**07C/2023/1 Minutes of the Closed Ordinary Council Meeting – 23<sup>rd</sup> May 2023**

**Resolved** on the motion of Councillors Walford and Hundy that the minutes of the closed meeting held 23<sup>rd</sup> May 2023 as itemised in minute numbers 05C/2023/1 to 05C/2023/6 pages 2 to 4, be confirmed.

**07C/2023/2 Minutes of the Closed Extra Ordinary Council Meeting – 6<sup>th</sup> June 2023**

**Resolved** on the motion of Councillors Cooke and Walford that the minutes of the closed meeting held 6<sup>th</sup> June 2023 as itemised in minute numbers 06C/2023/1 to 06C/2023/2 pages 2 to 3, be confirmed.

**07C/2023/3 Western Herald Sponsorship**

**Resolved** on the motion of Councillors Cooke and Walford that the minutes of the closed meeting held 6<sup>th</sup> June 2023 as itemised in minute numbers 06C/2023/1 to 06C/2023/2 pages 2 to 3, be confirmed.

**07C/2023/4 Western Herald Sponsorship**

**Resolved** on the motion of Councillors Cooke and Hundy that the General Manager prepare a report to Council on advertising and sponsorship of all print media, which details the full costs of advertising and sponsorship (of each media outlet) fees incurred by Council.

**07C/2023/5 Walgett Memorial Swimming Pool**

**Resolved** on the motion of Councillors Walford and Cooke that based on the findings of the report on the condition of the Walgett Memorial Swimming Pool;

1. The Walgett Memorial Swimming Pool be decommissioned, and that Council immediately have plans prepared to replace the pool and then urgently source funding for such replacement.
2. The local swimming club and community be consulted on whether there is interest in transporting swimmers to the Lightning Ridge Pool on a regular basis.
3. That local member for Barwon Mr Roy Butler MP and The Hon Chris Minns MP be invited to Council to discuss funding options with Council.

**07C/2023/6 Kookaburra Court - Walgett**

**Resolved** on the motion of Councillors Walford and Hundy that;

1. Council consider re-activating the use of this building to accommodate for, but not limited to;
  - Contractors – generally – minimal cost
  - Contractors – Council – minimal cost
  - First responders – minimal cost
  - RFS Training programs – minimal cost
2. The re-activation be stages with Stage 1 being the 4 rooms and caretakers' accommodation be prepared for use.
3. Council's Property Officer be authorised to prepare the facility for use and seek suitable caretaker(s) from within the community to manage the facility.
4. Prior to any costs being incurred that a schedule of work/costs/fees be report to Council for approval.
5. The matter be put out to public consultation and a further report be put to Council, summarising community feedback.

*\*\* It should be noted that the matter of the Walgett Splash Park Power Supply, resolved to be moved from open session into closed session for discussion, was not reconsidered by Council at the meeting held on 5<sup>th</sup> July 2023. It is suggested that this report be resubmitted to the 31<sup>st</sup> July 2023 meeting, in closed session reports, to gain a formal resolution by Council. \*\**

With no further business the meeting was closed by Deputy Mayor Rummery at 12.50pm

To be confirmed at the next meeting of Council.

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Mayor

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General Manager

## 5. DECLARATION OF PECUNIARY/NON PECUNIARY INTERESTS

*Councillors and senior staff are reminded of their obligation to declare their interest in any matters listed before them.*

*In considering your interest you are reminded to include pecuniary, non-pecuniary and conflicts of interest as well as any other interest you perceive or may be perceived of you.*

*Councillors may declare an interest at the commencement of the meeting, or alternatively at any time during the meeting should any issue progress or arise that would warrant a declaration.*

*Councillors must state their reasons in declaring any type of interest.*

| Councillor | Item No. | Pecuniary/Non-Pecuniary | Reason |
|------------|----------|-------------------------|--------|
|            |          |                         |        |
|            |          |                         |        |
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## 6. MAYORAL MONTHLY REPORT

### 6.1 MAYORAL REPORT – APRIL 2023

**REPORTING SECTION:** Office of Mayor  
**AUTHOR:** Jane Keir OAM  
**FILE NUMBER:** 23/11/0202

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**Summary:**

This report provides Council with information regarding the activities of the Mayor for the past month.

**Background:**

I would like to warmly welcome our new GM, Megan Dixon to her first meeting on 31.7.23 at Walgett Shire Council.

The interviews for our new Director of Engineering & Technical Services were held on 11.7.23 & we look forward to the appointment of our new Director shortly.

Deputy Mayor, Greg Rummery officially opened NAIDOC week at Walgett Shire Council on 10.7.23, he welcomed a large crowd on the lawns in front of Council.

George McCormick, our Manager Community Development reported that the celebrations across the Shire were well received & supported.

On 17.7.23 I attended the Freedom Ride Memorial Park opening & website launch at the AMS. It is now 58 years since a bus load of students with Charlie Perkins in 1965 came to Walgett & changed our history forever for the betterment of all aboriginal people in Western NSW.

The annual Lightning Ridge Opal Festival will be on again from 26.7.23 to 29.7.23 this will be another huge tourist attraction for the Ridge.

The LR Festival began in the mid 70's & has grown every year since that time, hopefully you will all be able to attend one of the many attractions.

On 27.7.23 I will travel to Bourke to attend the Barwon Darling CAG Meeting.

I hope to attend the Western Division Conference in Cobar from 9.8.23 to 11.8.23

| Monthly Mayoral Report                                                                                                                         |
|------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the Mayoral report for July 2023 be received and noted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Nil



## **7. REPORTS OF COMMITTEES/DELEGATES**

Nil

## **8. CORRESPONDENCE AND PETITIONS**

Nil

## **9. REPORTS FROM OFFICERS**

### **9.1 ACTING GENERAL MANAGER**

#### **9.1.1 COUNCIL'S DECISION ACTION REPORT – JULY 2023**

|                           |                                            |
|---------------------------|--------------------------------------------|
| <b>REPORTING SECTION:</b> | <b>Executive</b>                           |
| <b>AUTHOR:</b>            | <b>Acting General Manager - Hugh Percy</b> |
| <b>FILE NUMBER:</b>       | <b>12/14-03</b>                            |

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##### **Summary:**

This schedule summarises the current position of action taken in respect of matters considered at the previous meetings of Council when the outcomes have not been finalised.

##### **Background:**

Attached is the Resolution Register which summaries outstanding action in respect of all resolutions which required action and are still outstanding. The exception is for the last meeting where items that have been completed are included. Councillors are reminded that any queries should be raised with the General Manager prior to the meeting.

##### **Current Position:**

Details of actions taken/being taken are flagged for each motion. Over time the register has grown in size because, whilst resolutions are actioned after the meeting, it is not always possible to resolve issues quickly, especially if other government agencies are involved or Council's own in-house resources are stretched, Council has to prioritise work commitments.

In these circumstances the register becomes the simple tool of keeping track of matters awaiting attention.

Again, Councillors are reminded that any queries should be raised with the General Manager prior to the meeting as this would streamline the meeting process and also resolve minor issues more expediently.

##### **Relevant Reference Documents/Policies:**

Resolution Register.

##### **Governance Issues:**

Standard Procedure dictates that Council resolutions should be implemented as soon as practicably be achieved.

##### **Environmental Issues:**

Nil.

##### **Stakeholders:**

Council and Manex Team.

##### **Alternative Solutions/Options:**

Nil.

##### **Conclusion:**

That the Resolution Register be received and noted. It is requested that any queries be raised with the General Manager prior to meeting day to facilitate proceedings at the meeting.

|                                                     |
|-----------------------------------------------------|
| <b>Council's Decision Action Report – July 2023</b> |
|-----------------------------------------------------|

**Recommendation:**

That the Resolution Register for July 2023 be received and noted.

**Moved:**

**Seconded:**

**Attachment:**

Action Resolution Register.

Please note no update has been provided for the June & July meeting by the Director Corporate or the Acting Director of Engineering/Technical Services

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                      |
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| 14.02.17 | 1/2017/15 | <p>Loan to Lightning Ridge Opal &amp; Fossil Centre Inc.</p> <p>(a) That the Chief Financial Officers report be received.</p> <p>(b) That the Council provide a zero interest loan of \$48,000 to the Lightning Ridge Opal and Fossil Centre Inc. for the purpose of completing a procurement plan, project management plan, risk management plan and asset management plan.</p> <p>(c) The loan be repaid over five (5) years as follows; 9/01/18 - \$10,000, 9/1/2019 - \$10,000, 9/1/20 - \$10000, 9/1/21 - \$10,000, 9/1/22 - \$8,000.</p> <p>(d) That Walgett Shire Council and the Lightning Ridge Opal and Fossil Centre Inc. enter into a formal loan agreement and the General Manager be authorised to execute the loan agreement and the Council Seal be affixed to the loan document.</p> <p>(e) That a Council officer nominated by the General Manager (Chief Financial Officer) becomes a Board Member of the Lightning Ridge Opal and Fossil Centre to oversee Council's financial interests.</p> | GM   | 30/05/22 Items (a) to (d) have been completed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | GM to report to Council              |
| 23.5.17  | 4/2017/34 | <p>Lightning Ridge Bore Baths</p> <ol style="list-style-type: none"> <li>1. Council receive the CFO report</li> <li>2. Council make provision of \$100,000 in the 2017/18 budget for renewal of the Lightning Ridge Bore Bath between Nov 17 and April 18</li> <li>3. Recommendations of the structural assessment be implemented</li> <li>4. The General Manager arrange for a design and cost of the bore bath renewal and submit this to Council for consideration</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | CFO  | <p>27.6.17 Quotation for design &amp; construction to be called in coming months. Work to be carried out during November 17 to March 18</p> <p>18.9.17 CFO in discussions with firm for engineers design</p> <p>18.10.17 CFO Issued purchase order for design of new tank</p> <p>22.11.17 Draft plan Received -RFQ to be issued</p> <p>13.12.17 Waiting on new specifications &amp; plan</p> <p>18.4.18 Project postponed until November 2018.</p> <p>18.4.18 RFQ to be issued and contractor engaged prior to October 2018</p> <p>17.4.19 RFT Underway for October March 19/20</p> <p>12.12.19 RFQ document under external review</p> <p>18.03.21 Options being investigated</p> <p>15.11.2021 GM to call tender for new pool when additional grant funds become available</p>           | In progress                          |
| 26.09.17 | 9/2017/25 | <p>That Council resolve to acquire Mr.and Mrs Raymond Pike's land within which the current Council-maintained section of O'Neils Road runs, then surrender the Council-Controlled section of corridor to Mr And Mrs Raymond Pike.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | DETS | <p>8.9.17 DETS hold talks with Mr Raymond Pike and his wife. They verbally agreed to the swap.</p> <p>5.11.17 Quotes received for cadastral survey</p> <p>30.03.18 Cadastral survey completed</p> <p>16.06.19 Work in Progress</p> <p>22.10.2019 Work in progress</p> <p>14.02.2020 Work in progress</p> <p>17.03.2020 Work in progress</p> <p>20.05.2020 work in progress</p> <p>9/6/2020 work in progress</p> <p>22/7/2020 work in progress</p> <p>16/9/2020 collected all the information required and the process in completion stage.</p> <p>21/10/2020 Council's crown land manager is working on it.</p> <p>16/11/2020 " "</p> <p>14/02/2022 GM to follow up as current status</p> <p>14.09.2022 Waiting on transfer of ownership</p> <p>20.03.2023 No status change - ongoing</p> | In progress                          |
| 26.09.17 | 9/2017/26 | <ol style="list-style-type: none"> <li>1. That Council resolves to authorise acquisition by compulsory process, of the Walgett Levee corridor through Lot 7024 DP1021106, Lot 7012 DP1021112, Lot 7301 DP1155276, Lot 7013 DP1030416, Lot 7300 DP1155957, Lot 702 DP1051575, Lot 7001 DP1051908, Lot 3 DP1123824, Lot 703 DP1056310, Lot 7031 DP1055946 and Lot 7009 DP1055947.</li> <li>2. That Council resolves to make an application to the Minister to approve the compulsory acquisition process.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | DETS | <p>5.11.17 Quote received for cadastral survey</p> <p>10.1.18 Quote accepted</p> <p>16.08.18 Survey ongoing</p> <p>16.06.19 Work in progress</p> <p>9.09.2019 work in progress</p> <p>22.10.019 Work in progress</p> <p>14.02.2020 Work in progress</p> <p>17.03.2020 Received survey plan</p> <p>20.04.2020 Registration is in progress</p> <p>20.05.2020 work in progress</p> <p>9/6/2020 work in progress</p>                                                                                                                                                                                                                                                                                                                                                                          | Waiting on approval from crown lands |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |             |
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|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |     | 22/7/2020 work in progress<br>16/9/2020 work in hold at this stage as the related staff has other important other commitments<br>18.03.21 Crown Lands to authorise licence<br>20.03.2023 No Status change - ongoing                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |             |
| 03.04.19 | 2/2019/23  | That Council determines to make minor amendments to the Draft Walgett Shire Rural Residential Strategy that reflect "Lightning Ridge Candidate Area B" is the most appropriate site based on community consultation and the limited number of potential lots (4 stated in the strategy) for "Lightning Ridge Candidate Area C".                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | DES | <p>Council has received funding from Department of Planning Industry and Environment to undertake completion of the planning proposal. Consultants Cityplan have commenced work on the project.<br/>Cityplan's name has changed to "Gyde"</p> <ul style="list-style-type: none"> <li>Gyde has received a draft servicing report from SMEC and are working through it with them;</li> <li>The bridging report is under preparation with the intention of it being finalised shortly after the engineering issues are closed out; and</li> <li>The bridging report will be provided to Council's DES for review. Gyde will then amend the report as required.</li> </ul> <p>09/02/2022 – TEAMS meeting with Gyde Planning and DPIE representatives on Friday 4/02/2022 to discuss recommendations of Bridging Report.<br/>15/02/2022 – Further technical analysis required by Gyde Planning.<br/>14.09.2022 Waiting on response from consultant<br/>10.10.2022 Director seeking to obtain support from DPE (formally DPIE).<br/>15.02.2023 Waiting on response from NSW Planning to progress the matter<br/>07.06.2023 Council Consultant Allan Wiebe is seeking quotes from planning consultants to progress the matter.</p> | In progress |
| 17.12.19 | 12/2019/4  | Council investigate the options of highlighting Mr Frederick York Wolseley's contribution towards the shearing industry in the form of a monument and associated historical information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | GM  | <p>GM investigating tourist possibilities<br/>Rural Aid project<br/>11.07.2022 Signage wording underway</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | In Progress |
| 28.04.20 | 3/2020/15  | That Council endorse Council Officers to advertise and write to owners of businesses that they believe require this Annual Fire Safety certificate, on the basis of the report to complete a tender for Council, but offsetting travel and accommodation costs for active community Business Owners whom wish to part of the process.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | DES | <p>Delayed pending appointment of new DES.<br/>15.11.2021 To be followed up by DES in early 2022.<br/>15.02.2022 – Consultation with business owners to commence in March '22.<br/>19.04.2022 Acting Director Environmental Services to investigate<br/>14.09.2022 Health &amp; Building Surveyor to commence notifications<br/>21.03.2023 See Assistant Director Report to March 2023 Council Meeting</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Ongoing     |
| 25/08/20 | 9/2020/23  | <ol style="list-style-type: none"> <li>1. Prepare a Planning Proposal to amend the Walgett Local Environmental Plan 2013 by relocating "intensive plant agriculture" from Permitted with consent to Permitted without consent in the RU1 Primary Production zone.</li> <li>2. Forward the planning proposal to NSW planning, industry &amp; environment with a request for a gateway determination;</li> <li>3. Request delegation from the Minister to "make" the amendment to the Walgett Local Environmental Plan 2013;</li> <li>4. Give delegation to the General Manager to make any minor alterations as requested by NSW Planning, Industry &amp; Environment; and</li> <li>5. Undertake the state agency and public consultation as per the requirements of the Gateway Determination and Schedule 1, Clause 4 of the Environmental Planning &amp; Assessment Act 1979.</li> </ol> | DES | <p>Work on this project is suspended due to high number of development applications and enquiries.<br/>15.02.2022 – No change<br/>14.09.2022 DES to apply for grant<br/>10.11.2022 Project did not meet requirements for grant. Now applying to Western Region Planning for assistance to progress project.<br/>15.02.2023 Waiting on response from NSW Planning to progress the matter<br/>07.06.2023 Council consultant Allan Wiebe is seeking quotes from planning consultants and/or NSW Agriculture to workshop the issues and advise Council.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | In progress |
| 15.12.20 | 15/2020/17 | <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"> <li>1. Conduct a trial of bin banks in the vicinity of the existing Landfills at Grawin and Sheeppyard.</li> <li>2. Following the appointment of a casual Landfill Attendant site locations and number of bins be rolled out in a phased manner following a community consultation process.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | DES | <p>Negotiations with stakeholders has commenced.<br/>19.04.2022 Acting Director Environmental Services to investigate<br/>18.05.2022 Acting Director Environmental Services to investigating relevant licenses for land at Glengarry and Grawin<br/>27.07.2022 DES has been in contact with land holder at proposed site and awaiting his return to discuss further.<br/>14.09.2022 Health and Building Surveyor to progress in October 2022<br/>10.11.2022 DES has spoken with owner and confirmed location of bins.<br/>Roadworks and site set-up for bins to be carried out in 2023<br/>15.02.2023 Waiting on Crown Land for licensing</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | In progress |
| 27.04.21 | 4/2021/15  | Council accepts the tender for the refurbishment of the grandstand at the Collarenebri Race Track from GLETAN GROUP in the sum of \$360,495.11 excluding GST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | CFO | 22.07.21 Project underway                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | In progress |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                 |
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|          |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |            | <p>15.11.21 Bar area 95% complete, main steel supports are in place, holes for foundations being prepared</p> <p>20.06.22 Gletan Group submitted a claim for extras which has been referred to the project manager at Barnson's</p> <p>11.07.22 Gletan Group are continuing to drill holes for foundations and are anticipating a completion date of 12 August 2022</p> <p>14.09.2022 Health &amp; Building Surveyor to inspect and sign off.</p> <p>15.02.2023 Waiting on structural engineer (Barson's) to come back with report.</p> <p>21.03.2023 Builder to rectify defects in bar area of refurbishment</p> |                                                 |
| 29.06.21 | 6/2021/3  | <p>A. Council authorise the General Manager to further investigate the Walgett Aero Club proposal for an Avgas fuelling station at the Lightning Ridge Airport.</p> <p>B. The General Manager report back to Council on the outcome of investigations.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | GM         | <p>15.11.2021 The General Manager has spoken to Committee members and is waiting on financial information.</p> <p>19.04.2022 GM to report to May 2022 meeting re tender option for provision of fuelling station.</p> <p>20.06.2022 Airport Manager preparing scope of works</p> <p>27.07.2022 Draft Scope of Works has been received and is in editing process</p>                                                                                                                                                                                                                                               | In progress                                     |
| 22.02.22 | 3/2022/22 | <p>b) That Council agree to sell both Lot 156 and Lot 157 DP 882747 Duff Street Walgett to Michael Hughes Transport for \$85,000 (GST exclusive).</p> <p>c) A condition of sale being, the blocks are land locked and Council is not obligated to provide access via Duff Street, with connection to water/septic services, power, and Council's half share of fencing, and removal of soiled fill, and relocation of the septic main to allow development be at the expense of Michael Hughes Transport.</p> <p>d) The General Manager and Mayor be authorised to execute the sale of documents and the Council's Seal be affixed accordingly.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | GM         | <p>19.04.22 GM wrote to interested parties and has, so far, not received a response.</p> <p>10/11/22 Waiting on response</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Waiting on response from prospective purchasers |
| 30.05.22 | 6/2022/17 | <p>Construction Collarenebri Artesian Hot Spring</p> <p>(b) Enter into a contract with Lukas Building and Excavation for the construction of a 15m circular pool, associated amenities, park furniture, BBQ with shelter and seating, concrete paths, concourse and stormwater drainage, as per Quotation No. 264, at a price of \$1,127,400 (ex GST), and the General Manager and Mayor be authorised to execute the contract and other relevant documents on behalf of Council</p> <p>(c) The Council Seal be affixed to the Contract.</p> <p>(d) Allocate \$170,000 for the piping and pumping of water to and from the artesian hot spring pool.</p> <p>(e) Allocate \$205,876 additional funding for the construction of the pool and amenities.</p>                                                                                                                                                                                                                                                                                                                                                                                                                  | GM/<br>CFO | <p>20.06.2022 Design in progress</p> <p>27.07.2022 GM waiting on design of circular pool and children's pool</p> <p>22.08.2022 Design complete. Engineers design in progress</p> <p>12.12.2022 Design for wastewater complete. Tender for construction issued.</p> <p>15.02.2022 Architect redesigning size of pool</p> <p>28.02.2023 Superseded by new resolution 1/2023/25</p>                                                                                                                                                                                                                                  | COMPLETE                                        |
| 28.06.22 | 7/2022/8  | <p>Audit, Risk and Improvement Committee</p> <p>1. Council join with the Far North West Joint Organisation (FNWJO) and all member Councils in establishing a Shared Audit, Risk and Improvement Committee (ARIC) in accordance with section 428B of the Local Government Act 19333</p> <p>2. Council delegate authority to the FNWJO to appoint the chair and 2 independent members to form the ARIC to serve the FNWJO and all 3 member Councils.</p> <p>4. Council adopt the Draft Terms of Reference developed for the operation of the ARIC, noting the initial revised term to cater for the shorter period to be served by the current Council and the fact that there is no current need for the Chair to be pre-qualified at this stage.</p> <p>6. Applications, as detailed in the Expression of Interest document, be called for by the placement of advertisements in the local papers circulating in each of the towns within the FNWJO area, together with the websites of each of the member Councils, to provide local residents the opportunity to apply to become a member of the shared committee, if they are suitably qualified and wish to apply.</p> | GM         | <p>11.07.2022 Deputy Mayor is Council delegate to ARIC. FNWJO recruiting the chair and independent members.</p> <p>12.12.2022 Advertising for Chairperson &amp; Committee Members to commence early February 2023</p>                                                                                                                                                                                                                                                                                                                                                                                             | In progress                                     |
| 26.07.22 | 8/2022/6  | <p>Section 355 Progress and Development Committees – Burren Junction Progress Committee and Walgett Community Development Committee:</p> <p>4. Council advertise, requesting interested community members nominate for membership to the abovementioned 355 committees of Council.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | GM         | <p>27.07.2022 Advertising for committee members to commence August 2022</p> <p>14.09.2022 Advertising complete. Report to September 2022 Ordinary Meeting</p> <p>10.10.2022 Re-advertising of Walgett Community Development Committee commencing as there were not enough EOI's received to form the committee.</p> <p>Report to October 2022 Ordinary Meeting for Burren Junction Progress Committee</p> <p>10.11.22 Burren Junction Progress Committee selected by Council on 27/10/22 and have been advised in writing.</p>                                                                                    | Partially Complete                              |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |                                                                                                                                                                                                                                                                                                                        |             |
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| 26.07.22 | 8/2022/19  | Purchase of Property at Carinda:<br>2. Council approves the purchase of 23 Colin St, Carinda; being described as Lot 2 DP309612 having a purchase price of \$15,000<br>3. The General Manager and Mayor be authorised to execute the necessary documents to finalise the purchase.<br>4. The property be classified as operational                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | GM/<br>DES      | 22.08.2022 Council's solicitor has commenced purchase process                                                                                                                                                                                                                                                          | In progress |
| 30.08.22 | 10/2022/24 | Long-Term Strategy for Lots 1 to 75 DP838673<br>1. Call for Expressions of Interest for the grazing rights to Lots 1 to 75 DP838673 for an initial two (2) year period<br>2. develop a proposal for the staged development of the subdivision to be full costed to include all services; power, water, effluent, sealed internal roads and high speed NBN                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | GM              | 10.11.2022 Basic investigation commenced in terms of land categorisations                                                                                                                                                                                                                                              | In progress |
| 30.08.22 | 10/2022/26 | Fixing Local Roads Program – Lorne Road Reconstruction and Sealing of 5.79kms<br>1. Decline to accept the variation proposal submitted by McMahon Services Australia Pty Ltd<br>2. Enter into a deed of mutual termination with McMahon Services Australia Pty Ltd to bring responsibilities and obligations of both parties, under the contract, to an end<br>3. Immediately commence reconstruction and sealing of 5.79kms of Lorne Road, Lightning Ridge, using Council day labour and local sub-contractors<br>4. Immediately commence formal discussion with TfNSW regarding possible cost overrun of all TfNSW projects due to price escalations in fuel, road construction materials and sub-contractor rates.                                                                                                                                                                                                                                                                                                                                                                                                        | DETS            | 14.09.2022 Deed of release executed. Subcontractors to commence work in October 2022<br>10.10.2022 Works scheduled to commence late October 2022 (weather permitting)<br>20.03.2023 Work Commenced 2023                                                                                                                | In progress |
| 27.09.22 | 11/2022/12 | Partial Road Closure – Bill O'Brien Way, Lightning Ridge<br>1. The partial closure of Bill O'Brien Way from Lot 79 to the western end of Lot 78 DP820469, being Crown Reserve 230076, as proposed in the above report.<br>2. Council approve construction of 'Anyone Can Play Park' on that part of the partially closed road (Bill O'Brien Way) and Lot 78 DP820469 (being Crown Reserve 230076).<br>3. Council construct a small toilet facility with one (1) unisex ambulant and one (1) accessible toilet, if required by DPIE recommendations.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | DETS/<br>Ramesh | 10.10.2022 Road closure process has commenced<br>12.12.2022 DPIE has approved new site in Rotary Park<br>20.03.2023 No Status change - ongoing                                                                                                                                                                         | In progress |
| 27.09.22 | 11/2022/23 | Lease of space on Collarenebri Water Tower<br>2. That Council enter into a lease with Field Solutions Group P/L for lease of part Lot 1462 DP862540; being approximately 8m x 4m in size, for a period of five (5) years, with an option of a further 5 x 5 term options.<br>4. The Council Seal be affixed to the Lease Agreement and the Mayor and General Manager be authorised to execute the lease documents.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | GM              | 10.10.2022 Lease documents requested<br>12.12.2022 GM Reviewing Lease Agreement                                                                                                                                                                                                                                        | In progress |
| 27.09.22 | 11/2022/24 | Lease to Graincorp Operations Ltd – Part road reserve adjacent to Kamilaroi Highway, Burren Junction<br>2. That Council enter into a lease with Graincorp Operations Limited for lease of part Road Reserve, described as; the proposed lease area is located with the land area bounded by Lot 7300 DP 1153362 to its west, Lot 53 DP 753925 and part of Lot 7004 DP 1032424 to its north, Lot 54 DP 753926 to its east, the Kamilaroi Highway/Slacksmith Street corridor to its South, and Lot 65 DP 721416 along this lot's north and east boundaries, excluding a 20 metre public road corridor along the northern and eastern boundary for a period of Five (5) years with an option to renew for a further Five (5) years.<br>4. The Council Seal be affixed to the lease agreement and the Mayor and General Manager be authorised to execute the Lease documents.<br>5. Council formally contact adjoining landowners, advising of the lease arrangement of the public road corridor.<br>6. Council place the lease arrangement on Public Display, for a period of 28 days, calling for submissions from the public. | GM/<br>DETS     | 04.10.2022 Lease arrangement placed on public exhibition, closing 1 <sup>st</sup> Nov. 2022.<br>20.10.2022 New report to Council requesting further 5x5 year extension options.<br>10.11.2022 Legal issues being reviewed by Solicitors from both parties<br>15.02.2023 Waiting on further information from Graincorp. | In progress |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

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| 27.10.22 | 12/2022/15 | Rebates to Churches and other Not-For-Profit Organisations (Section 356)<br>2. A review be conducted of Council's Rebates to Churches and other Not-For-Profit Organisations Policy and the list of recipients for the 2023/204 financial year.                                                                                                                                                                                                                                                                                                                                                                                                                 | CFO  | 10.11.2022 A review to be conducted by Rates officer for February 2023.                                                                                              | Not yet commenced |
| 27.10.22 | 12/2022/27 | Lease to Graincorp – Part Road Reserve Adjacent to Kamilaroi Highway, Burren Junction<br>2. That Council offer Graincorp Operations Limited a further two (2), five (5) year lease options in the lease document for the land described as: "the proposed lease area is located with the land area bounded by Lot 7300 DP 1153362 to its west, Lot 53 DP 753925 and part of Lot 7004 DP 1032424 to its north, Lot 54 DP 753926 to its east, the Kamilaroi Highway/Slacksmith Street corridor to its south, and Lot 65 DP 721416 along this lot's north and east boundaries, excluding a 20 metre public road corridor along the northern and eastern boundary". | GM   | 10.11.2022 Legal issues being reviewed by Solicitors from both parties                                                                                               | In progress       |
| 27.10.22 | 12/2022/28 | Licence Agreement between Walgett Shire Council and PCYC Walgett<br>3. That the General Manager be authorised to execute to Lease Agreement and the Council Seal be affixed to the Licence Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                            | GM   | 21.03.2023 Annual User Agreement Executed                                                                                                                            | COMPLETE          |
| 22.11.22 | 13/2022/16 | That Council approve the additional plant purchases as detailed in Table 6.0 and these be allocated to the long-term financial plan for the financial years as allotted in Table 6.0                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | CFO  | 12.12.2022 To be included in the draft LTFP in January 2023<br>15.02.2023 Report to 28 March 2023 meeting.                                                           | In progress       |
| 22.11.22 | 13/2022/21 | That Walgett Shire Council joins with Local Government NSW and Country Mayors Association of NSW in declaring a State-wide Road Emergency                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | GM   | 21.03.2023 Declaration sent to County Mayors Association                                                                                                             | COMPLETE          |
| 20.12.22 | 14/2022/20 | That Council approve the Walgett CBD 40KPH Zone as per the proposed area sketches contained in the report tabled (Items 9.2.4)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | DETS | 15.02.2023 Preliminary information is with Transport for NSW for approval. TfNSW will also assist with pushing for funding<br>20.03.2023 Tf NSW doing concept design | In progress       |
| 20.12.22 | 14/2022/23 | That Walgett Shire Council resolve to disperse a grant of \$3,905.00 from the Walgett Shire Council Local Heritage Fund 2022-023, in accordance with the recommendations of the Council's Heritage Advisor. (Applicant: Dale Bowden – 152-156 Fox Street, Walgett)                                                                                                                                                                                                                                                                                                                                                                                              | DES  | 15.02.2023 Applicant has been notified and we are now waiting on works to be completed before funds can be remitted.                                                 | In progress       |



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| 20.12.22 | 14/2022/26 | Lease to Services NSW – Walgett Services Agency (RMS)<br>2. Renew the lease of the Walgett Motor Registry with Service NSW for a further three (3) years with a commencing rental of \$35,778.28 (excl. GST) per annum, with an option for a further three (3) years with a fixed 3% increase on the option in 2026<br>3. The Council Seal be affixed to the Lease Agreement and the Mayor and General Manager be authorised to execute the Lease Agreement                                                                                                                                                                                                                                                                                                                                                           | GM  | 15.02.2023 Waiting on lease documents from Service NSW                                                                                               | In progress |
| 28.02.23 | 1/2023/21  | That the Walgett Shire Council Draft Community Participation Plan 2023 be placed on public exhibition for a period of 28 days from the 1 <sup>st</sup> March 2023 until 28 <sup>th</sup> March, at 4:30pm, inviting submissions from the public during this time.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | DES | 01.03.2023 WSC Draft Community Participation Plan was placed on public exhibition<br>21.03.2023 Report to be submitted to April 2023 Council Meeting | COMPLETED   |
| 28.02.23 | 1/2023/25  | Collarenebri Artesian Hot Spring<br>a) That Council accepts the revised quotation from Lukas Building and Excavation at a price of \$1,493,846 (excluding GST);<br>b) That Council amends the contract for the construction of the Collarenebri Artesian Hot Spring as per the revised quotation from Lukas Building and Excavation to \$1,493,846 (excluding GST); and<br>c) That the Council Seal be affixed to the contract.                                                                                                                                                                                                                                                                                                                                                                                       | GM  | 21.03.2023 Contract is in readiness for signing                                                                                                      | In Progress |
| 26.04.23 | 4/2023/7   | Council's Decision Action Report – February 2023<br>1. That the Resolution Register for February 2023 be received and noted<br>2. That the Acting General Manager investigate the legal structure and financial implications for Council, if a Council Officer became a Board member of the Lightning Ridge Opal and Fossil Centre Inc and report to the May 2023 Council Meeting                                                                                                                                                                                                                                                                                                                                                                                                                                     | GM  |                                                                                                                                                      |             |
| 26.04.23 | 4/2023/9   | Cryon Court Case- Financial Implications<br><br>(a) That Council approves an increase to the vote for Legal Expenses by \$400,000 of untied funds, resulting in a revised vote with a total sum of \$1,163,030 for (estimated) legal expenses.<br>(b) That Mr Greg Wear of GJ Wear Pty Ltd who has completed the development of a training package be approached to provide presentations to the Safety Summit in Tamworth and/or Dubbo as per the Court Order.<br>(c) That the Acting General Manager provide a report to the May 2023 Council meeting detailing the full and entire costs of the Cryon Court Case matter, also detailing as estimated amount that Council can recover from insurance.                                                                                                               | GM  |                                                                                                                                                      |             |
| 26.04.23 | 4/2023/10  | Dick Colless Memorial Scholarship Awards<br>That Council adopt the following recommendations for the award of scholarships in 2023 and arrange a presentation ceremony to coincide with the June-July university vacations when it is anticipated that the majority of the students will be home.<br><br>Hareem Sohail      Doctor of Medicine      \$1,000<br>Mahad Sohail      Bachelor of Nursing      \$1,000<br>Jack Witts      Certificate III in Engineering & Fabrication      \$1,000<br>Billy Witts      Certificate III in Engineering & Fabrication      \$1,000<br>Bridgette Fitzgerald      Associate Degree in Law      \$1,000<br>Hugh Ricardo      Bachelor of Science & Bachelor of Advanced Studies (Agriculture)      \$1,000<br>Clancy Barry      Certificate IV Veterinary Nursing      \$1,000 | GM  |                                                                                                                                                      |             |

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|          |           | <p>Jemima Powell Bachelor of Occupational Therapy (Honours) \$1,000</p> <p>Georgia Hiscox Bachelor of Education (K-6) \$ 660</p> <p>Heidi Powell Bachelor of Social Work \$ 660</p> <p>Phoebe Lamph Bachelor of Education (K-6) \$ 660</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |     |                                                                                                                                 |             |
| 26.04.23 | 4/2023/11 | <p>Recruitment of General Manager</p> <p>1. Local Government NSW be engaged to undertake the Recruitment of General Manager for Walgett Shire Council at a fixed fee of \$15,000 + GST with 1/3 of the agreed fee invoiced on acceptance of assignment, 1/3 invoiced on presentation of shortlist and the balance invoiced on successful placement. <i>(This is the same fee charged in 2018 for recruitment of Walgett's previous General Manager.)</i></p> <p>2. In addition to facilitating this recruitment process, this fee also includes LGNSW assisting Council to negotiate and draft the General Manager's Performance Agreement, and,</p> <p>3. In addition Council agree to such additional costs including;</p> <p style="padding-left: 40px;">(a) Omnia Psychometric Profile testing at \$450 + GST per assessment</p> <p style="padding-left: 40px;">(b) Advertising;</p> <p style="padding-left: 80px;">- Print media, nominated jobs boards, e.g. SEEK, Council Jobs, LG Job Directory, Careers at Council LinkedIn, LG Assist.</p> <p style="padding-left: 40px;">LGNSW website and Careers at Council <i>(complimentary)</i> based on experience it is expected these costs to be in the order of \$2,000.</p> <p>4. Candidates' criminal and educational background checks \$350 + GST per candidate</p> <p>5. Candidates' travel and accommodation expenses: <i>variable depending on the number of candidates and where they are travelling from</i></p> <p>6. Consultant travel expenses (approx. \$2,000) based on each site visit for this proposal for one consultant.</p> <p>7. A selection panel be established comprising the Mayor and Councillors</p> <p>8. The AGM be the nominated Council contact for the position.</p> | GM  |                                                                                                                                 |             |
| 26.04.23 | 4/2023/13 | <p>Motion</p> <p>(1) investigate the option to purchase the block of land next to the proposed Collarenebri Bore Bath site and submit a report to the May 2023 Council meeting;</p> <p>(2) submit a report to the May 2023 Council meeting, updating Council on the progress of the Collarenebri Showground upgrade works, and providing alternative arrangements for female jockey changerooms should the upgrade works not be completed before the annual racing meeting in September 2023.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | GM  |                                                                                                                                 |             |
| 26.04.23 | 4/2023/27 | <p>Return and Earn Subsidies</p> <p>1. Council's Director of Environmental Services be authorised to arrange collection and transport of recyclable containers collected on behalf of schools and non-profit organisations for processing in central locations. Support to be provided only when and where operationally feasible.</p> <p>2. Authorise a refund on annual waste charge for servicing a 240L waste bin for an authorised Return and Earn premises contracted to Tomra Cleanaway (\$535.00 in 2022-23).</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | DES | <p>15.05.2023 1. To be actioned</p> <p>2. Return and Earn operators advised of Council decision</p> <p>3. Operators advised</p> | In progress |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

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|          |           | 3. Return and Earn operators be required to purchase their own 240L Bin to receive a credit on annual waste charges.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |     |                                                                                                                                                                              |             |
| 26.04.23 | 4/2023/28 | <p>Annual Fire Safety Statements</p> <p>1. Adopt the following priorities in implementation of a building fire safety program.</p> <p>(a) Priority 1 – Premises accommodating unrelated persons e.g. Caravan Parks, motels and boarding houses etc</p> <p>(b) Priority 2 – Premises considered essential to local community functions e.g. Council chambers, supermarkets, doctors, rural pubs etc</p> <p>(c) Priority 3 – Other premises with statutory fire safety equipment.</p> <p>2.</p> <p>(a) Contact owners of non-government premises identified under Priority 1 offering to make an offset payment for travel and accommodation costs to contract fire safety services on a dollar for dollar basis.</p> <p>(b) That each year a maximum payment of \$250.00 be made to any ratepayer.</p> <p>3. Delegate authority to the General Manger to endorse an offset payment for accommodation and travel costs for statutory fire safety compliance and non-government premises listed under Priority 1.</p> <p>4. Allocate an additional expenditure item of \$5,000 in the 2023-2024 budget for non-government Priority 1 premises and a further report be provided to Council.</p> <p>5. Council owned premises be brought into compliance with the requirement for installation and maintenance of Fire Safety Systems.</p> | DES | 15.05.2023 Resolution to be actioned                                                                                                                                         | In Progress |
| 26.04.23 | 4/2023/29 | <p>Burren Junction Progress Association – Indian Myna Birds</p> <p>That Council authorise the allocation of funds for a trapping program to the Burren Junction Progress Association on a dollar for dollar basis of up to \$500.00 to assist in the control of Indian Myna Birds.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | DES | 15.05.2023 Council Regulatory Officer to liaise with Burren Junction Progress Association.                                                                                   | COMPLETED   |
| 26.04.23 | 4/2023/30 | <p>Regional Housing Program – Flying Squad</p> <p>That Council delegate authority to the General Manager to enter a deed of agreement for Walgett Shire Council to participate in the Regional Housing Program.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | DES | 15.05.2023 1. Contract has been signed and submitted to DPIE (NSW Dept of Planning)<br>2. Future development applications for housing to be referred to Housing Flying Squad | COMPLETED   |
| 26.04.23 | 4/2023/33 | <p>Development Application 2021/54 – For Subdivision and Planning Proposal for Subdivision and Rezoning Gingie Village.</p> <p>1. Council, pursuant to Section 4.16 (1)(a) of the <i>Environmental Planning and Assessment Act, 1979</i> grants deferred commencement consent to development application DA2021/54, subject to the plans, documents and conditions outlined and described in the Draft Conditions of Consent.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | DES | 15.05.2023 1. Deferred commenced determination issued<br>2. Planning proposal to be submitted to DPIE<br>3. Applicant to be formally advised of Council's decision           | COMPLETED   |

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|          |           | <p>2. Council, submit the Planning Proposal for rezoning of land at Gingie Village as outlined in the submission from Wakefield Planning provided in the attachment to the Department of Planning and Environment for a Gateway determination.</p> <p>3. The applicant be advised the Council is not prepared to accept care, control and maintenance of either the water or sewer systems at this stage, pending the acceptable outcomes of negotiations between Council, Walgett Local Aboriginal Land Council and NSW Government in relation to provision of condition reports and certification, any necessary upgrades to endure the systems are operating to current industry standard practices.</p>                                                                                                |            |                                                                                     |             |
| 26.04.23 | 4/2023/36 | <p>Landfill Fees- Roads to Home Project</p> <p>That the landfill fees for the disposal of asbestos, contaminated soil and general waste for the Roads to Home Project be quoted as \$70/m3.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | DES        | 15.05.2023 Roads to Home assisting with preparation of landfill plans and approvals | In Progress |
| 26.04.23 | 4/2023/37 | <p>Motion</p> <p>that part of the approx. \$3.2 m of Lightning Ridge Water Funds be used to replace the collapsing water supply within the township of Lightning Ridge, and that a further report concerning design and costing be submitted to the Council.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | DETS & DCS |                                                                                     |             |
| 26.04.23 | 4/2023/38 | <p>Motion</p> <p>that Council obtain fresh tenders for fencing the Collarenebri Cemetery.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | DETS       |                                                                                     |             |
| 26.04.23 | 4/2023/39 | <p>Motion</p> <p>that Council endorse the proposals of the Traffic Committee Meeting held on 12<sup>th</sup> April 2023.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | DETS       |                                                                                     |             |
| 26.04.23 | 4/2023/40 | <p>Motion</p> <p>Council commence arrangements to acquire the 3 Mile Road at Lightning Ridge.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | GM & DCS   |                                                                                     |             |
| 26.04.23 | 4/2023/41 | <p>Motion</p> <p>that Council undertake a study for establishment and design of bore.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | DETS       |                                                                                     |             |
| 26.04.23 | 4/2023/42 | <p>Motion</p> <p>that Council;</p> <ul style="list-style-type: none"> <li>Relocate the existing gates on the Eastern boundary to south of the new multipurpose courts.</li> <li>Delete the Futsal courts and retain tennis courts due to construction costs.</li> <li>Keep the spectator seating as per the attached court layout plan / use existing stands in the complex next to the proposed Courts to reduce costs.</li> <li>Relocate the new gates on Fox street to the south end of the courts / relocate the existing bollard fence to allow additional parking / remove trees to suit.</li> <li>Reduce the Netball / Basketball courts to three to eliminate moving the existing sewer main.</li> <li>Prepare a new draft plan to be drawn with agreed options for review /discussion.</li> </ul> | DETS       |                                                                                     |             |

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|          |             | <ul style="list-style-type: none"> <li>Call for Tenders on the design and construction of new multi-purpose courts.</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |     |                                                                                             |  |
| 26.04.23 | 4C/2023/2   | <p>Sale of Land for Unpaid Rates</p> <p>1. Council list for sale under Section 713 of the Local Government Act 1993 the 27 properties listed.</p> <p>2. The Sale be held in Lightning Ridge Community Centre on Saturday 2<sup>nd</sup> September 2023 at 10:00am</p> <p>3. The Acting General Manager in consultation with the Crown Lands be authorised to set a reserve.</p> <p>4. The Acting General Manager be authorised to accept an arrangement that is made where the total debt is extinguished within a reasonable time. The written arrangement may include a clause whereby the property be sold if undertakings are not complied with.</p>                                                                                                     | DCS |                                                                                             |  |
| 23.05.23 | 05/2023/3   | <p>Mayoral Minutes</p> <p>1. That Mayoral Minute 1 and Mayoral Minute 2 be received and noted.</p> <p>2. That Council write to Inspector Kevin Day OIC Walgett, in relation to the use of E-Bikes and Motorbike in Walgett Township and on the levee bank.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | GM  | Inspector Kevin Day invited to address Council at its next meeting to be held in July 2023. |  |
| 23.05.23 | 05/2023/8   | <p>Webcasting of Council Meetings</p> <p>1. Recording of meetings be streamed live (at the same time as the meeting is taking place) subject to complying with the current provisions of the Council's Code of Meeting Practice.</p> <p>2. Closed Session meetings be recorded, but not streamed, for the purpose only of preparing the report of the Closed Session meeting, noting that confidentiality be maintained as it is an offence to disclose the proceedings of closed session except to bring forward to the open meeting 'resolutions passed in closed session'</p>                                                                                                                                                                             | DCS |                                                                                             |  |
| 23.05.23 | 05/2023/9   | <p>Lightning Ridge Opal and Fossil Centre Inc</p> <p>1. The subject to the Opal Centre confirming that it has in place Director's Insurance that extends to a Council representative, that Council requests the Opal Centre Board to accept the nomination of a Councillor to represent Council on such Board and that such representative report monthly to Council on progress being made with the construction of the Opal Centre.</p> <p>2. That Council nominates a Councillors to represent on the Opal Centre Board.</p> <p>3. That Cllr Michael Cooke, be the nominated Walgett Shire Council representative on the Opal Centre Board, having completed the Australian Institute of Company Director's Course and holds a current Director's ID.</p> | GM  |                                                                                             |  |
| 23.05.23 | 05/2023/10q | <p>Lightning Ridge Opal Fossil Centre</p> <p>1. That the Australian Opal Centre be advised that no further payment will be made to the Centre until the Council clarifies the matter of what constitutes 'eligible project activities'.</p> <p>2. That the Council requires from the Opal Centre a more transparent explanation of how Milestone 2 was satisfied including details of 'Milestone 1 Commonwealth Funding Deed'</p>                                                                                                                                                                                                                                                                                                                            | GM  |                                                                                             |  |

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| 23.05.23 | 05/2023/11 | License Agreement with PCYC Walgett<br><br>1. That Council invites representatives from PCYC and Council Youth Development Team/Council to discuss alleged issues regarding space, facility usage time etc.<br><br>2. A report be put to Council identifying a scope of works with costings, to repair the old youth centre with the view of reopening it for youth activities.                                                                                                                | GM   |                                                                                                                                                                                                                         |           |
| 23.05.23 | 05/2023/12 | Request for Sponsorship Walgett Jockey Club<br><br>1. That Council, award \$1,400 sponsorship for the services of a professional photographer at the Walgett Races on Saturday 17 <sup>th</sup> June 2023 from the Community Assistance Scheme Budget 2022/2023.<br><br>2. Obtain access to the photos (when available) for future promotional purposes.<br><br>3. Advise Walgett Jockey that any future requests for sponsorship are to be applied for under the Community Assistance Scheme. | GM   | - Letter sent to Walgett Jockey (Social) Club, requesting a tax invoice for sponsorship to the sum of \$1,400. Letter also advise future requests for sponsorship need to be made under the Community Assistance Scheme |           |
| 23.05.23 | 05/2023/18 | Service Progress Report as at 30 <sup>th</sup> April 2023<br><br>1. That Council receive and note the Engineering Services monthly works progress report for April 2023.<br><br>2. That a report detailing the damage to the Llanillo Road and costs for rectifications works be put to Council once all gravel haulage is completed for Lorne Road project.                                                                                                                                   | DETS |                                                                                                                                                                                                                         |           |
| 23.05.23 | 05/2023/21 | Collarenebri Race Meeting 2023 Female Jockey Changing Room<br><br>That Council accept the proposal for temporary facilities to be provided for the 2023 Collarenebri Race Meeting.                                                                                                                                                                                                                                                                                                             | DETS |                                                                                                                                                                                                                         |           |
| 23.05.23 | 05/2023/23 | Comparison Costs Between Contract Grader and Council Owned Graders<br><br>1. That Council accept the report for information purposes only.<br><br>2. A comprehensive report, detailing comparisons costs and hours between Council graders and contact graders be submitted to the next Council meeting.                                                                                                                                                                                       | DETS |                                                                                                                                                                                                                         |           |
| 23.05.23 | 05/2023/24 | 3 Mile Road Lightning Ridge<br><br>that Council as a first step in this process, proceed to negotiate with Crown Lands to have the 3 Mile Road transferred to Councils control.                                                                                                                                                                                                                                                                                                                | DETS |                                                                                                                                                                                                                         |           |
| 23.05.23 | 05/2023/26 | Development Application 2022/67 – Bed and Breakfast Accommodation – 28 Warrena Street Walgett<br><br>that Council approve the Development Application 2022/67 for the construction of 6 cabins, outdoor covered dining area, mobile food van and associated works at 28 Warrena Street, Walgett, as per the recommendation of the Development Assessment report on the basis that the hours of operation/service from the mobile food van is limited to 9am to 5pm to the public.              | DES  | DA Approved by Council                                                                                                                                                                                                  | COMPLETED |
| 23.05.23 | 05/2023/27 | New Animal Pound Walgett – Lot 7013 DP 103416 Duff Street Walgett Shire Council<br><br>1. Approve the transfer of \$200,000 from Economic Development Reserve to Walgett Shire Council Animal Pound Reserve to fund stage 1 of the construction.                                                                                                                                                                                                                                               | DES  | 23.05.23 Approval for the transfer of funds approved by Council                                                                                                                                                         |           |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |              |                                                        |             |
|----------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------------------------------------------------|-------------|
|          |            | <p>2. Approve the transfer of \$60,000 to Walgett Animal Pound Reserve from Council's own revenue.</p> <p>3. Seek grant opportunities when they become available to fund Stage 2 of the construction.</p>                                                                                                                                                                                                                                                                                                      |              |                                                        |             |
| 23.05.23 | 05/2023/28 | <p>Development Application 2023/14 – Alterations and Renovations to Walgett RSL Memorial Club Ltd</p> <p>that Council approve the Development Application 2023/14 for the alterations and renovation of the Walgett RSL Memorial Club at 71 Fox Street, Walgett as per recommendation of the Development Assessment report.</p>                                                                                                                                                                                | DES          | 23.05.23 DA Approved by Council                        |             |
| 23.05.23 | 05/2023/31 | <p>Notice of Motion</p> <p>that a report be put to the June 2023 Council meeting in relation to formalising legal public access to the Walgett Weir.</p>                                                                                                                                                                                                                                                                                                                                                       | DETS/<br>DES |                                                        | In progress |
| 23.05.23 | 05/2023/32 | <p>Notice of Motion</p> <p>that a report be put to Council in relation to the feasibility of the rail trail concept.</p>                                                                                                                                                                                                                                                                                                                                                                                       | DETS         |                                                        |             |
| 23.05.23 | 05/2023/33 | <p>Notice of Motion</p> <p>that Council apply for funding, (following appropriate investigation, testing and design consultations) to install a causeway on the northern approaches to the Goangra Bridge consisting of low/medium flow box or pipe culverts such that the level of the norther approaches remains consistent with that of the bridge deck and further that application be made to fund the sealing of the Goangra Road which connects the Come by Chance Road with the Kamilaroi Highway.</p> | DETS         |                                                        |             |
| 23.05.23 | 05/2023/34 | <p>Notice of Motion</p> <p>1. a report be put to Council detailing the progress of Kookaburra Court, in relation to proposed use for suitable activities, including health services.</p> <p>2. Council organise a public meeting, to allow community involvement and input to the facility's purpose/use.</p>                                                                                                                                                                                                  | GM           | 26.06.2023 Report to July 2023 Council Meeting drafted | In Progress |
| 23.05.23 | 05/2023/35 | <p>Notice of Motion</p> <p>that Council's Manager Infrastructure Roads – Tim McLoughlin investigate the situation, including contacting CASA in relation to the no existent fire hydrants at the Lightning Ridge Airport.</p>                                                                                                                                                                                                                                                                                  | DETS         |                                                        |             |
| 23.05.23 | 05/2023/36 | <p>Notice of Motion</p> <p>1. Councillors Hundy, Ramien and the acting General Manager arrange to inspect the mobile stage condition and aging prior to Council purchasing the mobile stage.</p>                                                                                                                                                                                                                                                                                                               | DCS          |                                                        |             |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |             |                                                                                                                                                                                                                                                           |             |
|----------|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
|          |            | 2. a report be put to Council, in relation to hire fees that can be recouped through the hiring out of the mobile stage.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |             |                                                                                                                                                                                                                                                           |             |
| 23.05.23 | 05/2023/37 | Notice of Motion<br><br>that the incoming General Manager be requested to ensure that a review of the staff structure be prioritised to ensure staff hold appropriate qualifications for position held at Council.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | GM          | 26.06.2023 In handover notes to new General Manager                                                                                                                                                                                                       | Completed   |
| 23.05.23 | 05/2023/38 | Notice of Motion<br><br>that the Acting General Manager negotiates the administration hours currently undertaken by Walgett Shire Council with Castlereagh Macquarie County Council with the view that Walgett Shire Council withdraw its administration support to Castlereagh Macquarie County Council.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | GM          | - 24.05.2023 Letter sent to CMCC GM advising of Council's decision to terminate the contract<br><br>- 05.06.2023 Letter sent to CMCC GM advising that a further reduction to a maximum of 5hrs per week of admin support would be provided until 30.06.23 |             |
| 23.05.23 | 05/2023/39 | Notice of Motion<br><br>that Council's Manager Infrastructure Roads – Tim McLoughlin investigates the situation and put a report to Council.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | DETS        |                                                                                                                                                                                                                                                           |             |
| 23.05.23 | 05/2023/40 | Mayoral Minute<br><br>the Acting General Manager, action motion 2/2023/4, resolved by Council at the March 2023 meeting, that the Office of Local be requested to conduct enquiry into the conduct of the Walgett Shire Council and Councillors.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | GM          | 06.06.2023 Matter to investigate on hold following motion to rescind.<br>26.06.2023 Motion to rescind to be put to July 2023 Council Meeting                                                                                                              |             |
| 23.05.23 | 05C/2023/2 | Recruitment of Director Engineering and Technical Services<br><br>1. Local Government NSW be engaged to undertake the Recruitment of Director Engineering and Technical Services at a fee of \$10,000 plus GST in accord with the fee proposal circulated to Councillors.<br><br>2. A selection panel be established, comprising the Mayor and Councillors, to assist the General Manager in the selection process.                                                                                                                                                                                                                                                                                                                                                                                                                                                 | GM          | 25.05.2023 LG NSW appointed to undertake recruitment<br>26.06.2023 Interviews of prospective candidates scheduled for July 2023.                                                                                                                          | In Progress |
| 23.05.23 | 05C/2023/3 | Quotation for Construction of Collarenebri Artesian Hot Spring<br><br>1. Accept the quotation of Lukas Building and Excavation at a price of \$1,599,300 less the provisional item of \$50,000 to reduce the pool diameter and include a ramp (ex GST)<br><br>2. Enter into a contract with Lukas building and Excavation for Construction of a 10m circular pool, balance tanks, pump shed and equipment, electrical, park furniture, BBQ shelter and x2 shelters and seating, concrete paths and concourse, fencing, lighting as per quotation IV 698 at a price of \$1,599,300 less the provisional item of \$50,000 to reduce the pool diameter and include a ramp(ex GST), and the Acting General manager and Mayor be authorised to execute the contract and other relevant documents on behalf of Council.<br><br>3. Affix the Council Seal to the contract. | GM/<br>DETS |                                                                                                                                                                                                                                                           |             |



WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |      |  |  |
|----------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|--|--|
|          |            | 4. Approve allocation of \$473,800 (ex GST) from The Economic Development Funds Reserve for construction of Collarenebri Artesian Hot Spring Bath and associated facilities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |      |  |  |
| 23.05.23 | 05C/2023/4 | <p>Amended Sale of Land for Unpaid Rates</p> <ol style="list-style-type: none"> <li>1. That Council list for sale under Section 713 of the Local Government Act 1993 the 28 properties listed.</li> <li>2. That the Sale be held in the Lightning Ridge Community Centre on Saturday 2<sup>nd</sup> September 2023 at 10:00am</li> <li>3. That the Acting General Manager in consultation with the Crown Lands be authorised to set a reserve.</li> <li>4. That the Acting General Manager be authorised to accept an arrangement that is made where the total debt is extinguished within a reasonable time. The written arrangement may include a clause whereby the property be sold if undertakings are not complied with.</li> </ol> | DCS  |  |  |
| 23.05.23 | 05C/2023/5 | <p>Supply and Delivery of Bulk Fuel</p> <ol style="list-style-type: none"> <li>1. That the 'Supply and Delivery of Bulk Fuel Evaluation Report T042324OROC' be received and noted</li> <li>2. Based on the best value on Bulk Fuel Evaluation Matrix from Regional Procurement, Council accepts the tender from Woodham Petroleum for 24 months from 1 July 2023 to 30 June 2025 for the delivery of Bulk Fuel.</li> <li>3. That Council gives a delegation to the General Manager to accept or reject an additional 12 month contract extension based on satisfactory supplier performance, which may take this contract through to 30 June 2026.</li> </ol>                                                                             | DCS  |  |  |
| 23.05.23 | 05C/2023/6 | <p>Collarenebri Cemetery Fencing</p> <ol style="list-style-type: none"> <li>1. Accept the quote for \$92,346.30 including GST from Douglas Bros Fencing.</li> <li>2. That \$53,400 be transferred from the Cemetery Road Fund to the Cemetery Fencing Fund to increase the vote to \$93,400.00.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                | DETS |  |  |
| 06.06.23 | 06/2023/2  | <p>Quarterly Budget Review Statement – March 2023</p> <ol style="list-style-type: none"> <li>1. Council adopts the attached Quarterly Budget Review Statement for 31<sup>st</sup> March 2023 as tabled.</li> <li>2. Council approves to put the FAG (Federal Assistance Grant) monies received for 2023/2024 financial year in reserve as at 30.06.2023.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                       | DCS  |  |  |
| 06.06.23 | 06/2023/3  | <p>Operational Plan 2023/24, Delivery Program 2023/24 to 2024/25, Long Term Financial Plan 2023/24 to 2032/33, Workforce Plan 2022/23 to 2024/25 and Asset Management Plan</p> <p>1. Operational Plan 2023/24, Delivery Program 2023/24 to 2024/25, Long Term Financial Plan 2023/24 to 2032/33, Workforce Plan 2022/23 to 2024/25 and Asset Management Plan be placed on public exhibition for a period of 28 days from the 6<sup>th</sup> June 2023 until 4:00pm the 4<sup>th</sup> July 2023, inviting submissions from the public during this time.</p>                                                                                                                                                                               | DCS  |  |  |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                     |                                                                                                                |           |
|----------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|----------------------------------------------------------------------------------------------------------------|-----------|
|          |            | 2. Council approves to move the Ordinary Council meeting scheduled for Tuesday 27 <sup>th</sup> June 2023, to Wednesday 5 <sup>th</sup> July 2023 to allow for the public exhibition period of 28 days, prior to adoption of the 2023/2024 financial documents.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                     |                                                                                                                |           |
| 06.06.23 | 06C/2023/2 | <p>Appointment of General Manager</p> <ol style="list-style-type: none"> <li>Council accepts the unanimous recommendation of the committee of the whole and resolves to appoint the successful candidate to the position of General Manager</li> <li>Council delegates to the Mayor to negotiate, in consultation with LGNSW, the contract with the successful candidate.</li> <li>The unanimous recommendation of the committee if negotiations are unsuccessful with the preferred candidate that the position be offered to the alternate candidate.</li> <li>the Council resolves to affix the Council seal to the contract in accordance with the Local Government Act 1993 (NSW).</li> <li>in accordance with section 11(3) of the Local Government Act 1993 that Council resolves that documentation provided to Councillors regarding the candidates is to be treated as confidential and that the discussions in Confidential Committee of the whole be treated as confidential in accordance with section 10A(2) of the Local Government Act 1993.</li> </ol> | GM                  | <p>14.06.2023 Contracts executed and exchanged.<br/>26.06.2023 New GM to commence at Council on 17.07.2023</p> | Completed |
| 05.07.23 | 07/2023/19 | <p>Lightning Ridge Bore Line</p> <ol style="list-style-type: none"> <li>that the existing bore line, be replaced with 200mm poly welded pipeline at a minimum depth of one (1) meter, approximately 5.1kms in length at a cost of \$2.3million plus management costs</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | DETS                |                                                                                                                |           |
| 05.07.03 | 07/2023/23 | Planning Proposal – Roads to Home Program – Gingie Village (DA/202154) Namoi Village (DA/2021/46) & Walli Village (DA/2023/18)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | DES                 |                                                                                                                | COMPLETED |
| 05.07.23 | 07/2023/24 | Development Application for Subdivision of Namoi Village (DA/2021/46)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | DES                 |                                                                                                                | COMPLETED |
| 05.07.23 | 07/2023/25 | Development Application for Subdivision of Walli Village (DA/2023/18)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | DES                 |                                                                                                                | COMPLETED |
| 05.07.23 | 07/2023/27 | <p>Notice of Motion</p> <ol style="list-style-type: none"> <li>that the red/blue/green/yellow – coloured door trails in Lightning Ridge be repainted in their existing colours by Council and that John Murray be asked to repaint the numbers on each door and further that Council staff ensure the site of each door is tidy &amp; free from weeds and debris. To be taken out of GGSMA Budget</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | DETS                |                                                                                                                |           |
| 05.07.23 | 07C/2023/4 | <p>Western Heral Sponsorship</p> <ol style="list-style-type: none"> <li>the General Manager prepare a report to Council on advertising and sponsorship of all print media, which details the full costs of advertising and sponsorship (of each media outlet) fees incurred by Council.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | GM                  |                                                                                                                |           |
| 05.07.23 | 07C/2023/5 | <p>Walgett Memorial Swimming Pool</p> <ol style="list-style-type: none"> <li>The Walgett Memorial Swimming Pool be decommissioned, and that Council immediately have plans prepared to replace the pool and then urgently source funding for such replacement.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | DETS/<br>DCS/<br>GM |                                                                                                                |           |

|          |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |     |  |  |
|----------|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|--|--|
|          |           | <p>2. The local swimming club and community be consulted on whether there is interest in transporting swimmers to the Lightning Ridge Pool on a regular basis.</p> <p>3. That local member for Barwon Mr Roy Butler MP and The Hon Chris Minns MP be invited to Council to discuss funding options with Council.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |     |  |  |
| 05.07.23 | 07C2023/6 | <p>Kookaburra Court</p> <p>1. Council consider re-activating the use of this building to accommodate for, but not limited to;</p> <ul style="list-style-type: none"> <li>- Contractors – generally – minimal cost</li> <li>- Contractors – Council – minimal cost</li> <li>- First responders – minimal cost</li> <li>- RFS Training programs – minimal cost</li> </ul> <p>2. The re-activation be stages with Stage 1 being the 4 rooms and caretakers' accommodation be prepared for use.</p> <p>3. Council's Property Officer be authorised to prepare the facility for use and seek suitable caretaker(s) from within the community to manage the facility.</p> <p>4. Prior to any costs being incurred that a schedule of work/costs/fees be report to Council for approval.</p> <p>5. The matter be put out to public consultation and a further report be put to Council, summarising community feedback.</p> | DCS |  |  |

## 9.1.2 CIRCULARS RECEIVED FROM NSW OFFICE OF LOCAL GOVERNMENT

**REPORTING SECTION:** Executive  
**AUTHOR:** Acting General Manager – Hugh Percy  
**FILE NUMBER:** 12/14-03

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### Summary

Copies of circulars received from the Local Government Office Department of Premier and Cabinet are attached for Councillors information. Circulars are emailed to Councillors when published from LGNSW.

### Background:

The General Manager has flagged the following circulars as requiring the particular attention of Councillors:

- 23-04 - Changes to public access to council records under the State Records Act 1998
- 23-05 - Ward boundary and name changes
- 23-06 - Increases to companion animal registration and permit fees for 2023/24
- 23-07 Draft update of the Environment and Health Protection Guidelines: Onsite Sewage Management for Single Households (Silver Book)
- 23-08- Annual Reporting of Labour Statistics

### Governance Issues:

All circulars have Governance implications. Where necessary the subject of particular circulars will be raised in following reports.

### Stakeholders:

Councillors and Walgett Shire Council staff.

### Financial Implications:

Obviously some circulars will have a financial impact and where this is the case, Councillors particular attention will be drawn to them.

### Conclusion:

Council will need to comply with the various requirements set out in the circulars.

### Circulars Received from the NSW Office of Local Government

#### Recommendation:

That the information contained in the following Department circular 23-04 through to 23-08 from the Local Government Division Department of Premier and Cabinet, be received and noted.

#### Moved:

#### Seconded:

### Attachments:

Circulars



Office of  
Local Government

## Circular to Councils

|                             |                                                                                                                                      |
|-----------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | Circular No 23-04 / 25 May 2023 / A860043                                                                                            |
| <b>Previous Circular</b>    | 21-33 <i>Compliance with records management provisions and transfer of local government records to the State Archives Collection</i> |
| <b>Who should read this</b> | Councillors / General Managers / Joint Organisation Executive Officers / governance and records management staff                     |
| <b>Contact</b>              | Council Governance Team / 02 4428 4100 / <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a>                                  |
| <b>Action required</b>      | Information / Council to Implement                                                                                                   |

### Changes to public access to council records under the *State Records Act 1998*

#### What's new or changing

- Changes to the *State Records Act 1998* (the Act) that take effect from 1 January 2024 will affect council records. Under the changes:
  - State records will be open to the public by default once they are 20 years old, unless they are closed via a Closed to Public Access (CPA) direction
  - public offices (including councils) will be required to submit a plan in 2024 outlining their intention to transfer records that are required as State archives.
- As a result of changes to the Act that took effect on 31 December 2022, parts of the Act governing public access, transfers and records that have strayed ('estrays') are now administered by Museums of History NSW (MHNSW), a new statutory body.
- Other parts of the Act are administered by State Records Authority NSW (State Records NSW).

#### What this will mean for your council

- Councils will need to renew or register CPA directions with MHNSW well in advance of 1 January 2024 to ensure appropriate protection of sensitive information.
- During 2024, councils will need to submit a transfer plan to MHNSW.

#### Key points

- Changes to the parts of the Act administered by MHNSW are as follows:
  - Section 32(4): Transfer planning - this new section will require public offices (including councils) to plan for the transfer of records required as State archives into the State Archives Collection, and to submit a plan to MHNSW. This requirement will apply even if there is no intention to transfer records at the present time.
  - Section 50: Reduction in the Open Access Period - the Open Access Period for State records will reduce from 30 years to 20 years. The Act establishes a presumption that records in the Open Access Period should be open to public access.

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- Section 51: State records will become open to the public by default after 20 years - State records that are at least 20 years old will be open to public access if they are currently subject to an Open to Public Access (OPA) direction or do not have an access direction in place. There is no change to the capacity for a public office to apply a CPA direction or the requirement for CPA directions to be renewed every 5 years.
- The changes mean that from 1 January 2024:
  - State records that currently have a 30-year OPA direction registered will be open to the public once they are 20 years old
  - State records that are 20 or more years old and do not have an access direction registered will automatically be open to the public.
- CPA directions that were made more than 5 years ago will need to be renewed before 1 January 2024 or the records will automatically be open to the public once they are 20 years old.

**Where to go for further information**

- Advice on access directions is available on the [Public access to records section](#) of the MHNSW website.
- Councils can review or renew existing access directions and register new directions through the Service Portal operated by MHNSW and State Records NSW. The Service Portal is available via the [Agency Services webpage](#).
- Email [transfer@mhns.w.au](mailto:transfer@mhns.w.au) for advice and assistance with these new requirements.

**Brett Whitworth**  
**Deputy Secretary, Local Government**

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Office of  
Local Government

## Circular to Councils

|                             |                                                                                                  |
|-----------------------------|--------------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | Circular No 23-05 / 5 June 2023 / A855318                                                        |
| <b>Previous Circular</b>    | 19-24 – Ward boundary and name changes                                                           |
| <b>Who should read this</b> | Councillors / General Managers / Governance staff                                                |
| <b>Contact</b>              | Council Governance Team / 4428 4100 / <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a> |
| <b>Action required</b>      | Information / Response to OLG / Council to Implement                                             |

### Ward boundary and name changes

#### What's new or changing

- Councils must review their ward boundaries and notify the NSW Electoral Commission (NSWEC) of any changes to ward boundaries and/or names by **5 October 2023**.

#### What this will mean for your council

- Under section 211 of the *Local Government Act 1993* councils that are divided into wards must keep ward boundaries under review to ensure the difference in elector numbers between wards does not exceed 10%. The attachment to this Circular provides further information regarding the calculation of the 10% variation to elector numbers within wards.
- Before altering ward boundaries, councils must:
  - consult the NSWEC and the Australian Statistician; and
  - prepare and publicly exhibit a plan detailing any proposed alteration (the ward boundary plan).
- Under section 277A of the *Local Government (General) Regulation 2021* ward boundary and name changes must be made by **5 October 2023** to be in effect for the **14 September 2024** ordinary elections unless the Electoral Commissioner otherwise approves in special circumstances.

#### Key points

- Local government ordinary elections are to be held on **14 September 2024**.
- The last date for councils to make ward boundary alterations and name changes is **5 October 2023**.
- The NSWEC maintains a website to assist councils to review their ward boundaries and provide guidance on the process for consulting with it. The website is available [here](#).
- Councils must publicly exhibit the ward boundary plan for at least 28 days and consider any submissions made during the 42 day consultation period.

#### Where to go for further information

- More information is available on the NSWEC's website [here](#).
- Contact Data Analytics and Geospatial Services Team (Manager, Omar Altaie) at the NSW Electoral Commission on 9290 5999 or via email [redistribution@elections.nsw.gov.au](mailto:redistribution@elections.nsw.gov.au).

**Brett Whitworth**  
Deputy Secretary, Local Government

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### Attachment

To ascertain if there is a difference greater than 10% in the number of electors between wards, councils need to determine the percentage variation between the numbers of electors between wards.

The most efficient way to ascertain if there is a variation of greater than 10% is as follows:

1. Find the difference between the ward with the most electors and the ward with the fewest electors
2. Divide that difference by the number of electors in the smallest ward (that is, the ward with the fewest electors)
3. If the result is more than 10%, follow the ward boundary alteration processes

For example: a Local Government Area where the largest ward has 10,000 electors, and the smallest ward has 9,000 electors:

- Ward A: 10,000 electors (largest ward)
- Ward B: 9,000 electors (smallest ward)
- Ward C: 9,400 electors
- Ward D: 9,600 electors

Difference between Ward A and Ward B:  $10,000 - 9,000 = 1,000$

Difference as a percentage of Ward B (smallest ward):  $1,000/9,000 = 0.111$  (**11%**)

In the above example, there is a variation of more than 10% between the number of electors in two wards of the Area. As the variation is greater than 10%, the council is required to alter its ward boundaries in compliance with section 211 of the *Local Government Act 1993*.

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Office of  
Local Government

## Circular to Councils

|                             |                                                                                                                        |
|-----------------------------|------------------------------------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | Circular No 23-06 / 23 June 2023 / A858925                                                                             |
| <b>Previous Circular</b>    | 22-16                                                                                                                  |
| <b>Who should read this</b> | Councillors / General Managers / Council finance staff / Companion Animal Enforcement and Administration Officers      |
| <b>Contact</b>              | Program Delivery Team – (02) 4428 4100 or 1300 134 460<br><a href="mailto:pets@olg.nsw.gov.au">pets@olg.nsw.gov.au</a> |
| <b>Action required</b>      | Council to Implement                                                                                                   |

### Increases to companion animal registration and permit fees for 2023/24

#### What's new or changing

- The *Companion Animals Regulation 2021* has been amended to adjust 2023/24 registration and annual permit fees for companion animals for CPI.
- Councils must continue to register eligible pound/shelter animals through the NSW Companion Animals Register. Free registration for these animals does not mean that registration is not required. The established process of 'flagging' an animal as being purchased from an eligible pound/shelter is required to validate a free registration.
- When processing a registration for an eligible pensioner whose pet has been recommended by a vet to not undergo desexing (either temporarily or permanently), select the "not desexed (not recommended – eligible pensioner)" category. This will allow the eligible pensioner to claim the discounted registration.
- The new fees are as prescribed below and will be effective from 1 July 2023.

| Registration Category                                    | New fee amount |
|----------------------------------------------------------|----------------|
| Dog – Desexed (by relevant age)                          | \$75           |
| Dog – Desexed (by relevant age - eligible pensioner)     | \$32           |
| Dog – Desexed (sold by pound/shelter)                    | \$0            |
| Dog – Not Desexed or Desexed (after relevant age)        | \$252          |
| Dog – Not Desexed (not recommended)                      | \$75           |
| Dog – Not Desexed (not recommended eligible pensioner)   | \$32           |
| Dog – Not Desexed (recognised breeder)                   | \$75           |
| Dog – Working                                            | \$0            |
| Dog – Service of the State                               | \$0            |
| Assistance Animal                                        | \$0            |
| Cat – Desexed or Not Desexed                             | \$65           |
| Cat – Desexed (eligible pensioner)                       | \$32           |
| Cat – Desexed (sold by pound/shelter)                    | \$0            |
| Cat – Not Desexed (not recommended)                      | \$65           |
| Cat – Not Desexed (not recommended - eligible pensioner) | \$32           |
| Cat – Not Desexed (recognised breeder)                   | \$65           |
| Registration late fee                                    | \$21           |
| Annual permit category                                   | New fee amount |
| Cat not desexed by four months of age                    | \$92           |
| Dangerous dog                                            | \$221          |
| Restricted dog                                           | \$221          |
| Permit late fee                                          | \$21           |

#### Key points

- Companion animal registration and annual permit fees have been adjusted for the 2023/24 financial year.
- Section 18(2)(a) sets the baseline registration fee for a dog at \$75.
- Section 18(2)(b) registration fee for a cat remains at \$10 less than the registration fee for a dog, making it \$65.
- Section 18(4), to prescribe that no registration fee is payable for a companion animal that is desexed and sold to the owner by a rehoming organisation, remains the same.
- The CPI adjusted registration fee for pensioners, the additional fee for a non-desexed dog, late fee and permit fees are outlined in the table above.
- Councils must continue to register eligible pound/shelter animals through the NSW Companion Animals Register.
- The NSW Pet Registry will be updated to include the new fees for online registration and permit payments made by pet owners from 1 July 2023.
- Both the old and new fee structures will be maintained on the Companion Animals Register to allow councils to correct registration details for existing records and catch up on data entry backlogs (i.e. where fees have been received before 1 July 2023 but not entered on the Register).

#### Where to go for further information

- The following information can be found on the Office of Local Government's website:
  - A list of registration categories, current fees and the new fees for 2023/24 at [www.olg.nsw.gov.au/public/dogs-cats/nsw-pet-registry/microchipping-and-registration](http://www.olg.nsw.gov.au/public/dogs-cats/nsw-pet-registry/microchipping-and-registration).
  - Information relating to the processing of registration fees is available in *Companion Animals Guideline 1 – Registration Agents* at [www.olg.nsw.gov.au/councils/responsible-pet-ownership/nsw-pet-registry/the-cat-and-dog-register](http://www.olg.nsw.gov.au/councils/responsible-pet-ownership/nsw-pet-registry/the-cat-and-dog-register).



**Ashley Albury**  
Acting Deputy Secretary  
Office of Local Government



Office of  
Local Government

## Circular to Councils

|                             |                                                                                           |
|-----------------------------|-------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | Circular No 23-07 / 27 June 2023 / A858665                                                |
| <b>Previous Circular</b>    | N/A                                                                                       |
| <b>Who should read this</b> | General Managers / Environmental Health Officers / Council Water Utilities                |
| <b>Contact</b>              | Policy Team / (02) 4428 4100 / <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a> |
| <b>Action required</b>      | Request for feedback                                                                      |

### Draft update of the Environment and Health Protection Guidelines: Onsite Sewage Management for Single Households (Silver Book)

#### What's new or changing

- The Silver Book is undergoing a review and update to bring it in line with modern expectations, technological advancements, the latest scientific literature and emerging trends in land use.
- The Office of Local Government (OLG) is now seeking feedback on a draft update.

#### What this will mean for your council

- Councils regulate the installation and operation of Onsite Wastewater Management (OWM) systems and rely heavily on the guidance provided in the Silver Book.
- An updated Silver Book will provide councils with increased confidence that their approval processes achieve desired public health and environmental outcomes.
- The aim of the review is to increase the consistency by which councils across the state carry out their OWM responsibilities and improve clarity around councils' responsibilities.
- Feedback received will be carefully considered and will help inform any required changes prior to release of a final version later this year.

#### Key points

- The Silver Book remains the primary reference document for OWM in NSW. It is also referenced by other industry participants, including wastewater consultants, environmental engineers, suppliers, installers and service technicians.
- Sector opinion of the required scope of the draft update was gauged through a survey carried out in late June 2022. The survey highlighted the sector's pressing concerns and key priorities. This information and feedback helped shape the development of this draft update.
- The Silver Book was developed under the guidance and direction of OLG, NSW Health, the Department of Planning and Environment – Water (Town Water Risk Reduction Program) and WaterNSW.

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- The update includes a new model OWM strategy that councils may wish to refer to and/or adapt when next reviewing their strategies. It is based on a desktop review of several councils' current strategies to come up with a best practice approach.
- The regular review and updating of strategies is encouraged to ensure they remain relevant and useful tools for operational management of new and existing OWM systems.

**Where to go for further information**

- A copy of the draft update is available on the OLG website at [www.olg.nsw.gov.au/councils/council-infrastructure/services-to-communities/on-site-sewage-management](http://www.olg.nsw.gov.au/councils/council-infrastructure/services-to-communities/on-site-sewage-management).
- The consultation period closes on **21 July 2023**.
- Councils are requested to submit their feedback using the template available at the above link.
- For further information, contact OLG's Policy Team on (02) 4428 4100.



**Ashley Ashbury**  
**A/Deputy Secretary, Local Government**

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Office of  
Local Government

## Circular to Councils

|                             |                                                                                                     |
|-----------------------------|-----------------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | Circular No 23-08 / Date 10 July 2023 / A867125                                                     |
| <b>Previous Circular</b>    | 22-20 Annual Reporting of Labour Statistics                                                         |
| <b>Who should read this</b> | Councillors / General Managers / Human Resources                                                    |
| <b>Contact</b>              | Council Governance Team / 02 4428 4100 / <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a> |
| <b>Action required</b>      | Information / Council to Implement                                                                  |

### Annual Reporting of Labour Statistics

#### What's new or changing

- **Wednesday 23 November 2022** has been chosen as the "relevant day" for councils to report on their labour statistics in their annual reports under section 217 of the Local Government (General) Regulation 2021.

#### What this will mean for your council

- In their 2022/23 annual reports, councils must publish a statement of the total number of persons who performed paid work for them on **Wednesday 23 November 2022** including, in separate statements, the total number of the following:
  - the number of persons directly employed by the council:
    - on a permanent full-time basis
    - on a permanent part-time basis
    - on a casual basis, and
    - under a fixed-term contract
  - the number of persons employed by the council who are "senior staff" for the purposes of the *Local Government Act 1993*
  - the number of persons engaged by the council, under a contract or other arrangement with the person's employer, that is wholly or principally for the labour of the person, and
  - the number of persons supplied to the council, under a contract or other arrangement with the person's employer, as an apprentice or trainee.

#### Key points

- The "relevant day" for the purpose of reporting labour statistics under section 217 is required to be fixed by the Secretary of the Department of Planning and Environment after the end of each financial year. This date is to be a different day to the one fixed by the Secretary for the previous year.

#### Where to go for further information

- For further information please contact the Council Governance Team on 4428 4100 or by email at [olg@olg.nsw.gov.au](mailto:olg@olg.nsw.gov.au).

**Ashley Albury**  
Acting Deputy Secretary, Local Government

### **9.1.3 LIGHTNING RIDGE OPAL & FOSSIL CENTRE INC (NOW THE OPAL CENTRE LIMITED)**

**REPORTING SECTION:** Executive  
**AUTHOR:** Hugh Percy – Acting General Manager  
**FILE NUMBER:** 23/11/2012

---

#### **Summary:**

Application has been made by the AUSTRALIAN OPAL CENTRE LIMITED for a variation of the Funding Agreement as the projected timeframes have changed and BBRF funding agreement requirements (to which payment on Milestones 2-3 was tied) were varied. The remaining payment milestone (Milestone 4) is tied to lodgement of the private certifier's Certificate of Occupancy.

Prior to 2015 the Council had been operating in accordance with a Memorandum of Understanding under which it was committed to contribute to the Centre an amount of \$50,000 per year for a three-year period.

On 25<sup>th</sup> August 2015 the Council Resolved that upon the execution of a Deed of Agreement the Council would allocate \$1,425,000 grant from the Joint Organisation Tourism and Cultural Fund to the Australian Opal Centre (now **AUSTRALIAN OPAL CENTRE LIMITED**) in accordance with certain Milestones referred to in the application.

#### **Background:**

**Milestone 1:** Upon execution of the Deed of Agreement between the Australian Opal Centre and Walgett Shire Council, the Council will pay to the Australian Opal Centre \$475,000. That Deed was executed on 18<sup>th</sup> December, 2019 and a copy is available in the Council Records.

A payment was made on 18<sup>th</sup> December 2019 in the amount of \$625,000 being the addition of \$475,000 plus the \$150,000 outlined above topped up with GST making a total - \$687,5000.

**Milestone 2:** Upon completion of the final design, Receipt of Statutory Approvals, confirmation of final costs, Tenure/Access of land and building confirmed and 15% of eligible project activities are completed to Council's satisfaction, Council will pay to the Australian Opal Centre \$475,000 (Estimated due date August 20) (Milestone 1 Commonwealth Funding Deed).

A payment was made in respect of this Milestone on 24<sup>th</sup> September, 2020 being \$475,000 with GST added - Total \$522,500.

The Opal Centre asserted that the evidence that the requirements of the Milestone had been met was "Demonstrated by successful achievement of Milestone 1 Commonwealth Funding Deed".

**Milestone 3:** When 60% of the eligible project activities are completed to the satisfaction of the Council, the Council will pay to the Australian Opal Centre \$475,000 (Estimated due date February 2021) (Milestone 2 Commonwealth Funding Deed).

No such payment has been made yet.

Finally on presentation of a private certifiers "Certificate of Occupation" the Council will pay to the Opal Centre \$475,000.

**Relevant Reference Documents/Policies:**

Opal Centre Limited – Funding Agreement December 2019

**Stakeholders:**

Council

Community of Walgett Shire

|                                                                                                                                                                                                                                                                                                                                                              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Lightning Ridge Opal and Fossil Centre Inc</b>                                                                                                                                                                                                                                                                                                            |
| <p><b>Recommendation:</b></p> <p>1. That as the contract for construction of the Australian Opal Centre has been signed that Council agree to funding agreement being amended to reflect the remaining milestone (Milestone 4) being tied to lodgement of the private certifier's Certificate of Occupancy.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachment:**

Funding agreement Between Walgett Shire Council and Lightning Ridge Opal & Fossil Centre Inc

# Funding Agreement

**Between**

**Walgett Shire Council**

**And**

**Lightning Ridge Opal and  
Fossil Centre Incorporated**



## Funding Conditions

### Parties

**Walgett Shire Council**, ABN: 88 769 076 385

**Recipient:** Lightning Ridge Opal & Fossil Centre Incorporated, ABN: 20 377 425 512

### Agreed terms

#### 1. Obligations of the Recipient

##### 1.1 Performance of the Project

The Recipient must perform the Project in accordance with the terms of this Agreement, the timeframes specified in the Schedule and all applicable laws.

##### 1.2 Agreement Period

This Agreement commences on the Commencement Date and ends when the Recipient has performed its obligations under this Agreement to the Walgett Shire Council's satisfaction or this Agreement is otherwise terminated under clause 18.

#### 2. Recipient warranties

The Recipient warrants that:

- (a) It has the right to perform the Project;
- (b) It has, or is able to obtain, the written consent of any organisation that it will partner with or represent on the Project, including traditional owners (if relevant);
- (c) It has full power and authority to enter into, perform and observe its obligations under this Agreement.

#### 3. Conduct of the Project

In consideration of the provision of the Funds, the Recipient must perform the Project:

- (a) Within the Project Period;
- (b) In accordance with all applicable laws;
- (c) So as to deliver the Project Outcomes and meet all reporting requirements; and
- (d) Otherwise in accordance with this Agreement.

#### 4. Subcontracting and personnel

- (a) The Recipient is fully responsible for the performance of the Project.
- (b) The Recipient must ensure that the Personnel and Sub-contractors of the Recipient will perform work in relation to the Project in accordance with this Agreement.

#### 5. Funds

##### 5.1 Payment of the Funds

Subject to the provisions of this Agreement, the Walgett Shire Council agrees to pay to the Recipient the Funds at the times and in the manner specified in Item B(2) of the Schedule. However, if the Recipient has not achieved a Milestone by the due date to the satisfaction of Walgett Shire Council, then Walgett Shire Council may delay the payment until that Milestone is completed.

##### 5.2 Use of the Funds

Funds provided under this Agreement:

- (a) Must only be used for the purposes of carrying out the Project and performing this Agreement;
- (b) Must not be used to cover the cost of any activities completed prior to the execution of this Agreement;
- (c) Are not to be applied towards administrative and other operational costs of the Recipient unless any such costs are approved in writing by the Walgett Shire Council.

##### 5.3 Amount of Funds capped

The amount of Funds to be contributed by the Walgett Shire Council in relation to the Project will not exceed the maximum amount of Funds specified in Item B(1) of the Schedule.

##### 5.4 No liability for Walgett Shire Council

The Walgett Shire Council accepts no liability for any debts incurred by the Recipient, any monies owing by the Recipient to its personnel, any cost overruns or there being insufficient monies to complete the Project.

##### 5.5 Management of the Funds

The Recipient must ensure that the Funds are held in an account in the Recipient's name and which the Recipient solely controls, with a deposit-taking institution authorised under the *Banking Act 1959* (Cth) to carry on banking business in Australia; and identify the receipt and expenditure of the Funds separately within the Recipient's accounts and records so that the Funds are identifiable at all times.

##### 5.6 Repayment of the Funds

If, on expiry or on any earlier termination of this Agreement, the Walgett Shire Council forms the reasonable opinion that any Funds have been used, spent or committed by the Recipient other than in accordance with this Agreement, the Walgett Shire Council may by written notice to the Recipient require the Recipient to repay that part of the Funds, and the Recipient must repay to the Walgett Shire Council the amount set out

in the notice, within 20 business days of receipt of the notice.

#### **6. Taxes, duties and government charges**

In this clause 6, a word or expression defined in the *A New Tax System (Goods and Services Tax) Act 1999 (Cth) (GST Act)* has the meaning given to it in the GST Act.

##### **6.1 Taxes**

Subject to this clause 6, the Recipient must pay all taxes, duties, licensing fees or government charges imposed or levied in Australia or overseas in connection with this Agreement.

##### **6.2 GST**

- (a) If a party (supplier) makes a supply under or in connection with this Agreement in respect of which GST is payable, the recipient of the supply must pay to the supplier an additional amount equal to the GST payable on the supply.
- (b) If specified in Item D of the Schedule, and on the basis that the Funding paid under this Agreement is:
  - (i) of a non-commercial, funding nature;
  - (ii) paid to a 'government related entity' for GST Act purposes; and
  - (iii) sourced from an appropriation,
 the parties rely on section 9-17(3) of the GST Act in determining that the payment of Funding is not consideration and that no GST is payable in respect of payment of Funding under this Agreement.

##### **6.3 ABN**

- (a) Subject to clause 6.2, the Recipient warrants that it has an ABN, which it has correctly quoted to the Walgett Shire Council. The Recipient must immediately notify the Walgett Shire Council of any changes to the Recipient's GST status or ABN; and supply proof of its GST status, as and when requested by the Walgett Shire Council.
- (b) If the Recipient does not have an ABN the Recipient may lodge with the Walgett Shire Council a completed 'Statement by a Supplier' form claiming an exemption for lodging an ABN.
- (c) If the Recipient does not provide either an ABN or a completed 'Statement by a Supplier' form, then the Walgett Shire Council will withhold from the payment an amount of 46.5 per cent or such other amount as determined by the Australian Taxation Office from time to time.

##### **6.4 Not used.**

#### **7. Recipient Contributions**

- (a) It is a condition precedent to the payment of the Funds under this Agreement that the Recipient must provide the Recipient's Contributions as specified in Item C of the Schedule (if any).
- (b) The Recipient must ensure that the terms on which any other funding or contributions are provided to the Recipient for, or in connection with, the Project are not inconsistent with the terms of this Agreement and do not in any way limit or affect the Recipient's ability to comply strictly with its obligations, or the Walgett Shire Council's ability to exercise its rights, under this Agreement.
- (c) The Recipient must promptly notify the Walgett Shire Council if the total value of the Recipient's Contributions reduces, or if such a reduction is anticipated.

#### **8. Records, reports and acquittals**

##### **8.1 Records and accounts**

The Recipient must:

- (a) Keep comprehensive and accurate accounts and records of its use of the Funds, that can be separately identified from other accounts and records of the Recipient; and
- (b) Retain the accounts and records referred to in this clause 8 for the Agreement Period and a further period of seven years from the expiry or termination of this Agreement or such longer period as may be required by law.

##### **8.2 Recipient must keep records**

The Recipient must keep comprehensive written records of the conduct of the Project including the achievement of the Project Outcomes.

##### **8.3 Provision of records to the Walgett Shire Council**

The Recipient must:

- (a) Deliver information and other Material produced under or in connection with this Agreement and otherwise as reasonably required by the Walgett Shire Council; and
- (b) Provide all information and other Material to the Walgett Shire Council in accordance with the timeframes specified in this Agreement and otherwise promptly upon demand.

##### **8.4 Financial records**

The Recipient must keep financial records relating to the Project so as to enable all revenue and expenditure related to the Project



to be identified in the Recipient's accounts and the Audit of those records.

#### **8.5 Reports**

- (a) Without limiting the Recipient's other obligations under this Agreement, the Recipient must provide to the Walgett Shire Council the reports in accordance with Item A(4) of the Schedule at the times, and substantially in the form of the template provided by the Walgett Shire Council from time to time (if any).
- (b) If the Walgett Shire Council notifies the Recipient that a report submitted is not to the Walgett Shire Council satisfaction, the Recipient must make the required amendments and resubmit the report to the Walgett Shire Council.

#### **8.6 Participation in evaluations and analysis of the Project**

- (a) The Recipient must participate, at its own cost and as reasonably required by the Walgett Shire Council, in studies, evaluations, surveys, meetings and other activities intended to analyse the success of the Project or Program.
- (b) The Recipient agrees to make case studies, records and other information (including reports) available to third parties for the purposes of evaluation and analysis.

#### **9. Audit and access**

- (a) A Walgett Shire Council representative may conduct audits relevant to the performance of the Recipient's obligations under this Agreement.
- (b) The Recipient acknowledges and agrees that the Walgett Shire Council and any persons nominated by the Walgett Shire Council may, at reasonable times and on giving reasonable notice to the Recipient:
  - (i) access and inspect the Recipient's premises and any Assets, wherever they may be located, to the extent relevant to the performance of this Agreement; and
  - (ii) require the Recipient (including its personnel) to provide records, documents and information relevant to the performance of this Agreement in a data format and storage medium accessible by the Walgett Shire Council.

#### **10. Project Material and Intellectual Property Rights**

##### **10.1 Intellectual Property Rights in Project Material**

- (a) All Intellectual Property Rights in the Project Material vest in the Recipient upon their creation.

##### **11. Acknowledgement and project events**

The Recipient must acknowledge, in the required form as set out in Item G of the Schedule, the support it has received from the Walgett Shire Council in all publications, promotional and advertising Materials, signs or plaques displayed at the location where the Project is undertaken, at any project event and otherwise at the times and in the manner as the Walgett Shire Council directs from time to time.

##### **12. Confidential Information**

- (a) When receiving Confidential Information, the Receiving Party must:
  - (i) keep all Confidential Information of the Disclosing Party confidential, unless strictly required otherwise by law;
  - (ii) limit access to those of its personnel reasonably requiring the Confidential Information on a strictly need to know basis;
  - (iii) not use any Confidential Information in any way other than as contemplated by this Agreement without the prior written permission of the Disclosing Party; and
  - (iv) ensure that all personnel to whom Confidential Information is disclosed are legally bound under the terms and conditions of their employment agreements or otherwise, to keep the Confidential Information confidential and not to use the Confidential Information except in relation to the subject matter of this Agreement.
- (b) At the termination or expiration of this Agreement and upon the written request of the Disclosing Party, the Receiving Party must return to the Disclosing Party any documents originating from the Disclosing Party which embody Confidential Information and must not keep any copies in any form.

##### **13. Protection of personal information**

The Recipient must:

- (a) Use or disclose personal information obtained in relation to this Agreement only for the purposes of this Agreement;
- (b) Not do any act or engage in any practice that would breach an Australian Privacy Principle or National Privacy Principle under the Privacy Act 1988 (Cth); and

- (c) Immediately notify the Walgett Shire Council if the Recipient becomes aware of a breach or possible breach of any of its obligations under this clause 13.

#### 14. Indemnity and release

- (a) The Recipient indemnifies the Walgett Shire Council and its personnel against all losses reasonably sustained or incurred by the Walgett Shire Council arising out of or in connection with:
- (i) any negligent, unlawful or wilfully wrong act or omission of the Recipient or its subcontractors or personnel; or
  - (ii) any breach of this Agreement.
- (b) The Recipient releases the Walgett Shire Council and its subcontractors and personnel from:
- (i) all claims, actions, demands and proceedings which it may have, or claim to have, or but for this release might have had, against the Walgett Shire Council arising out of this Agreement or in any way connected with the performance of this Agreement; and
  - (ii) all liability of the Walgett Shire Council arising out of this Agreement.

#### 15. Insurance

The Recipient must have and maintain the insurances as described in Item E of the Schedule and if requested, provide to the Walgett Shire Council, current relevant confirmation of insurance documentation from its insurers.

#### 16. Conflict of interest

In the event of a conflict of interest, the Recipient must notify the Walgett Shire Council immediately in writing and fully disclose all relevant information relating to the conflict and take such steps as may be required by the Walgett Shire Council to resolve or otherwise deal with the conflict.

#### 17. Dispute resolution

The parties must endeavour to resolve any dispute under this Agreement by mediation or other dispute resolution method before they commence legal proceedings (except proceedings for urgent interlocutory relief).

#### 18. Termination

##### 18.1 Termination by the Walgett Shire Council for default

- (a) The Walgett Shire Council may terminate this Agreement effective immediately by giving notice to the Recipient if:
- (i) the Recipient breaches a material provision of this Agreement where that

breach is not capable of remedy or where the Recipient fails to remedy the breach within 14 days after receiving notice; or

- (ii) an event specified in clause (b) happens to the Recipient.
- (b) The Recipient must notify the Walgett Shire Council immediately if the Recipient ceases to be able to pay its debts as they become due and payable, enters into liquidation, has a controller or managing controller or liquidator or administrator appointed, or is declared bankrupt or assigns his or her estate for the benefit of creditors or any analogous event occurs.

#### 19. Notices

##### 19.1 Service of notices

A party giving notice or notifying under this Agreement must do so in English and in writing or by Electronic Communication:

- (a) Directed to the other party's contact person at the other party's address (as set out in Item H of the Schedule and as varied by any notice); and
- (b) Hand delivered or sent by prepaid post or Electronic Communication to that address.

##### 19.2 Effective on receipt

A notice given in accordance with clause 19.1 takes effect when it is taken to be received (or at a later time specified in it), and is taken to be received:

- (a) If hand delivered, on delivery;
- (b) If sent by prepaid post, on the second business day after the date of posting (or on the seventh business day after the date of posting if posted to or from a place outside Australia); or
- (c) If sent by Electronic Communication, at the time that would be the time of receipt under the *Electronic Transactions Act 1999* (Cth), but if the delivery, receipt or transmission is not on a business day or is after 5.00pm on a business day, the notice is taken to be received at 9.00am on the next business day.

#### 20. Survival

Clauses 5 (Funds), 8 (Records, reports and acquittals), 9 (Audit and access), 12 (Confidential Information), 13 (Protection of personal information), 14 (Indemnity and release), 15 (Insurance), 21.1 (Relationship) and 22 (Definitions and interpretation) survive the expiry or termination of this Agreement.

#### 21. Miscellaneous

##### 21.1 Relationship

The parties must not represent themselves, and must ensure that their officers, employees and



agents do not represent themselves, as being an officer, employee, partner or agent of the other party, or as otherwise able to bind or represent the other party.

## 21.2 Governing law and jurisdiction

This Agreement is governed by the law of the New South Wales and each party submits to the non-exclusive jurisdiction of the courts of the New South Wales.

## 21.3 Counterparts

This Agreement may be executed in counterparts. All executed counterparts constitute one document.

## 21.4 Entire agreement

This Agreement constitutes the entire agreement between the parties in connection with its subject matter.

## 21.5 Variation

No variation of this Agreement is legally binding upon either party unless in writing and signed by both parties.

## 22. Definitions and interpretation

### 22.1 Definitions

In this Agreement:

**Agreement** means this agreement between the Walgett Shire Council and the Recipient, as amended from time to time, and includes its Schedule.

**Agreement Period** means the period specified in clause 1.2.

**Asset** means any item of tangible property purchased or leased either wholly or in part with the use of the Funds with a value at the time of acquisition of \$5,000 or more, excluding GST.

**Commencement Date** the date on which this Agreement is executed by the last party to do so.

**Conditions** mean these Funding Conditions.

**Confidential Information** means information that is by its nature confidential and

- (a) Is designated by a party as confidential; or
- (b) A party knows or ought to know is confidential,

but does not include information which is or becomes public knowledge other than by breach of this Agreement or any other confidentiality obligation.

**Walgett Shire Council Material** means any Material provided to the Recipient by the Walgett Shire Council.

**Electronic Communication** has the same meaning as in the *Electronic Transactions Act 1999* (Cth).

**Funds** means the amount specified in Item B(1) that is payable by the Walgett Shire Council to the Recipient under this Agreement.

**Intellectual Property Rights** means all intellectual property rights including copyright and Moral Rights.

**Item** means an item in the Schedule to this Agreement.

**Material** means any software, firmware, documented methodology or process, documentation or other material in whatever form, including without limitation any reports, specifications, business rules or requirements, user manuals, user guides, operations manuals, training materials and instructions, and the subject matter of any category of Intellectual Property Rights.

**Moral Rights** means the right of integrity of authorship (that is, not to have a work subjected to derogatory treatment), the right of attribution of authorship of a work, and the right not to have authorship of a work falsely attributed, as defined in the *Copyright Act 1968* (Cth).

**Project** means the Project described in Schedule 2.

**Project Material** means any document or deliverable to be prepared by the Recipient in the course of performing the Project.

**Project Outcomes** the outcomes described in Item A(3) of the Schedule.

**Project Period** means the period specified in Item A(2) of the Schedule.

**Recipient Contributions** means the recipient contributions specified in Item C(1) of the Schedule.

**Schedule** means the schedule to this Agreement.

### 22.2 Interpretation

If there is inconsistency between any of the documents forming part of this Agreement, those documents will be interpreted in the following order of priority to the extent of any inconsistency:

- (a) These Conditions;
- (b) The Schedule; and
- (c) Documents incorporated by reference in this Agreement.

## 23. Work, Health and Safety

### 23.1 Definitions

- (a) **Corresponding WHS law** has the meaning given in the WHS Act;
- (b) **Regulator** means an authority referred to in a WHS Law as the relevant authority for occupational health and safety complaints, queries or investigations;
- (c) **WHS Act** means the *Work Health and Safety Act 2011* (Cth);
- (d) **WHS Law** means the WHS Act and any corresponding WHS Law;

- (e) **WHS entry permit holder** has the meaning given in the WHS Act; and
- (f) **WHS Regulation** means the regulations made under the WHS Act.

### 23.2 Compliance with laws and policies

The Recipient must, in carrying out its obligations under this Agreement, comply, and use reasonable endeavours to ensure that its subcontractors comply, with the provisions of all relevant statutes, regulations, by-laws and requirements of any Commonwealth, State, Territory or local authority including those arising under a WHS Law in respect of occupational health and safety.

### 23.3 Notifiable incidents and contraventions

- (a) If the Recipient is required by a WHS Law to report to a Regulator an incident arising out of the Project:
  - (i) at the same time, or as soon as is possible in the circumstances, the Recipient must give notice of such incident, and a copy of any written notice provided to a Regulator, to the Walgett Shire Council; and
  - (ii) the Recipient must provide to the Walgett Shire Council, within such time as is specified by the Walgett Shire Council, a report detailing the circumstances of the incident, the results of investigations into its cause, and any recommendations or strategies for prevention in the future.
- (b) The Recipient must inform the Walgett Shire Council of the full details of:
  - (i) any suspected contravention of a WHS Law relating to the Project, within 48 hours of becoming aware of any such suspected contravention;
  - (ii) any cessation or direction to cease work relating to the Project, due to unsafe work, immediately upon the Recipient being informed of any such cessation or direction;
  - (iii) any workplace entry by a WHS entry permit holder, or an inspector, to any place where the Project is being performed or undertaken, within 24 hours of becoming aware of any such workplace entry; and

- (iv) any proceedings against the Recipient or its officers, or any decision or request by the Regulator given to the Recipient or its Personnel, under a WHS Law, within 24 hours of becoming aware of any such proceedings, decision or request.

## 24. Dispute Resolution

### 24.1 Dispute resolution

- (a) Subject to clause 24.2, the parties agree not to commence any legal proceedings in respect of any dispute arising under this Agreement, which has not been resolved by informal discussion, until the procedure provided by this clause 24 has been followed.
- (b) The parties agree that any dispute arising during the course of this Agreement will be dealt with as follows:-
  - (i) the party claiming that there is a dispute will send the other a written notice setting out the nature of the dispute;
  - (ii) the parties will try to resolve the dispute through direct negotiation, including by referring the matter to persons who have the authority to intervene and direct some form of resolution; and
  - (iii) if within 40 Business Days from the date of the notice issued under clause 24.1(b)(i):
    - (A) there is no resolution of the dispute;
    - (B) there is no agreement on submission of the dispute to mediation or some alternative dispute resolution procedure; or
    - (C) there is a submission to mediation or some other form of alternative dispute resolution procedure, but there is no resolution within 20 Business Days of the submission, or within such further extended time as the parties may agree in writing before the expiration of the 20 Business Days,



then, either party may commence legal proceedings.

**24.2 When clause 24.1 does not apply**

Clause 24.1 does not apply where:

- (a) Either party commences legal proceedings for urgent interlocutory relief;
- (b) Action is taken by Walgett Shire Council under, or purportedly under, clauses 5 (Funds), 9 (Access to Audit and Access) or 18 (Termination); or
- (c) An authority of the Commonwealth, a State or Territory is investigating a breach or suspected breach of the Law by the Recipient.

## The Schedule

**Project title:** The Australian Opal Centre

**Recipient:** Lightning ridge Opal & Fossil Centre Incorporated

### A. Project (clauses 1.1, 3, 8.5 and 22.1)

#### (1) Project Aim

Construction of a new, high quality Australian Opal Centre building is essential to grow the benefits of tourism, position the AOC and western NSW as the world's primary destination for opal-related activity and travel, and diversify the regional economies of Walgett Shire and western NSW, where high levels of disadvantage and limited opportunity isolate communities.

Stage One of the project will deliver:

- Detailed-design of a two-stage approach to the construction and operation; and
- Construction and occupation/operation of Stage 1 of the two-storey off-grid building, delivering exhibitions, shop, café, venue for sale and certification of high-value opal, offices, utilities and a large flexible underground venue.

#### (2) Project Period

The Project Period commences on **18<sup>th</sup> December 2019** and ends on **31st December 2021**.

#### (3) Project Outcomes

- a. 1. Provide a new internationally iconic tourism destination in regional NSW, featuring a world-class flagship opal centre;
- b. 2. Increase the AOC's ability to attract visitors to the region, with access to the world's premier public collection of opal gemstones, fossils and other opal-related artefacts, education and training, certification services and luxury opal trading centre, in an iconic building that will itself draw visitors from around the world;
- c. 3. Build AOC capacity to deliver more services and increase yield per visitor;
- d. 4. Grow the local economy and generate significant community amenity through employment and training opportunities, flow-on effects of AOC development and enhanced viability of complementary and ancillary developments;
- e. 5. Deliver greater social, economic, environmental and cultural benefits to regional NSW residents; and
- f. 6. Increase awareness, demand and prices for Australian opal, delivering economic benefits to the Australian opal industry.

#### (4) Reports

The Recipient is required to provide the following reports as per the milestones listed in Item B(2):

- Progress Report;
- Final Report;
- Financial Report; and
- Any other reports as required by the Walgett Shire Council.



Report should be submitted by the Recipient contact to the Walgett Shire Council contact via email, in the first instance.

(5) Milestones

All milestones associated with this project are listed in Item B(2).

## B. Funds (clause 5)

(1) Maximum amount of Funds

The maximum amount of Funds payable by the Walgett Shire Council under this Agreement will be **\$2,000,000 (GST exclusive)**.

(2) Payment

The Funds will be paid in accordance with the following milestones table:

| No. | Milestone description                                                                                                                                                                                                                                                                                                                                                                         | Milestone date                 | Amount (GST exclusive) |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|------------------------|
| 1   | <b>Milestone 1.</b> Upon execution of the deed of agreement between the Australian Opal Centre and Walgett Shire Council, Council will pay to the Australian Opal Centre \$475,000 plus \$150,000 (Council resolution 25 <sup>th</sup> August 2015)                                                                                                                                           | 18 <sup>th</sup> December 2019 | \$625,000              |
| 2   | <b>Milestone 2.</b> Upon completion of the final design, Receipt of statutory approvals, Confirmation of final costs, Tenure/Access of land and building confirmed and 15% of eligible project activities are completed to Councils satisfaction, Council will pay to the Australian opal Centre \$475,000. (Demonstrated by successful achievement of Milestone 1 Commonwealth Funding Deed) | 31 <sup>st</sup> August 2020   | \$475,000              |
| 3   | <b>Milestone 3.</b> When 60% of the eligible project activities are completed to the satisfaction of Council, Council will pay to the Australian Opal Centre \$475,000. (Demonstrated by successful achievement of Milestone 2 Commonwealth Funding Deed)                                                                                                                                     | 28 <sup>th</sup> February 2021 | \$475,000              |

| No. | Milestone description                                                                                                                                                                   | Milestone date                 | Amount (GST exclusive) |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|------------------------|
| 4   | <b>Milestone 4.</b> Council will pay \$425,000 to the Australian Opal Centre upon lodgement of the private certifiers "Certificate of Occupancy" for occupation of the new opal centre. | 31 <sup>st</sup> December 2021 | \$425,000              |
| 5   | Delivery of Financial Report and Final Report to the WALGETT SHIRE COUNCIL                                                                                                              | 1st April 2022                 | Not applicable         |
| 6   | Acceptance of Financial and Final Report by the WALGETT SHIRE COUNCIL                                                                                                                   | 31 <sup>st</sup> April 2022    | Not applicable         |

#### C. Recipient other contributions (clause 7)

##### (1) Recipient's Contributions

- (a) The total amount of the Recipient's Contributions is **\$18,008,145 (GST exclusive)**.

| No.                          | Recipient's Contributions                         | Due date                                        |
|------------------------------|---------------------------------------------------|-------------------------------------------------|
| 1                            | Building Better Regions (Commonwealth Government) | \$9,500,075<br>Due over the life of the project |
| 2                            | Australian Opal Centre                            | \$1,008,145<br>Due over the life of the project |
| 3                            | New South Wales State Government                  | \$7,500,000<br>Due over the life of the project |
| <b>TOTAL (GST exclusive)</b> |                                                   | <b>\$18,008,145 (GST ex)]</b>                   |

#### D. GST (clause 6.2)

Clause 6.2(b) does not apply.

#### E. Insurance (clause 15)

The Recipient must have and maintain the following insurances as at the Commencement Date:

- (1) workers' compensation insurance as required by law; and

- (2) public liability insurance and professional indemnity or errors and omissions insurance to the value of \$20 million.

**F. Confidential Information (clause 12)**

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Walgett Shire Council Confidential Information: Not Applicable

Recipient's Confidential Information: Not Applicable

**G. Acknowledgement (clause 11)**

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The Recipient must acknowledge the provision of the Funds by the Walgett Shire Council:

- (1) at a minimum, in the following way:  
*"The "Australian Opal Centre" is supported through funding from the Walgett Shire Council"*
- (2) in any other reasonable form required by the Walgett Shire Council

#### H. Contact details (clause 19)

---

|                                                  |                                                                                                                                                                                                                                                                                                                                                                          |
|--------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>WALGETT SHIRE COUNCIL representative</b>      | Position: Michael Urquhart – Chief Financial Officer<br>Phone: 02 68268152<br>Email: <a href="mailto:murquhart@walgett.nsw.gov.au">murquhart@walgett.nsw.gov.au</a>                                                                                                                                                                                                      |
| <b>WALGETT SHIRE COUNCIL address for notices</b> | Position: Michael Urquhart<br>The Walgett Shire Council<br>Postal address: PO Box 31, Walgett, NSW 2832<br>Physical address: 77 Fox Street, Walgett NSW 2832<br>Email: <a href="mailto:admin@walgett.nsw.gov.au">admin@walgett.nsw.gov.au</a>                                                                                                                            |
| <b>Recipient representative</b>                  | Name: Mr. David Lane<br>Position: President – Australian Opal Centre<br>Phone: 0428628022<br>Email: <a href="mailto:dlane@australianopalcentre.com">dlane@australianopalcentre.com</a>                                                                                                                                                                                   |
| <b>Recipient address for notices</b>             | Institution: Lightning Ridge Opal & Fossil Centre Incorporated<br>Name: Vacant<br>Position: Manager Lightning Ridge Opal & Fossil Centre Inc<br>Postal address: PO Box 229, Lightning Ridge NSW 2834<br>Physical address: 3/11 Morilla Street, Lightning Ridge NSW 2834<br>Email: <a href="mailto:manager@australianopalcentre.com">manager@australianopalcentre.com</a> |



## Execution page

**SIGNED** for and on behalf of the

**Walgett Shire Council,**

**ABN 88 769 076 385** by a duly authorised representative

Manuel Martinez

Name of authorised representative (print)

[Signature]

Signature of authorised representative

18<sup>th</sup> December 2019

Date

Michael Urquhart

Name of witness (print)

[Signature]

Signature of witness

18<sup>th</sup> December 2019

Date

**SIGNED** for and on behalf of

**Lightning Ridge Opal & Fossil Centre Incorporated**

**ABN:20 377 425 512**

by a duly authorised representative who warrants that they have the authority to sign this Agreement on behalf of The

in the presence of:

David Allan Lane

Name of authorised representative (print)

[Signature]

Signature of authorised representative

18<sup>th</sup> December 2019

Date

Michael Urquhart

Name of witness (print)

[Signature]

Signature of witness

18<sup>th</sup> December 2019

Date

## 9.1.5 IMPORTANT DATES – UPCOMING MEETINGS AND EVENTS

**REPORTING SECTION:** Executive  
**AUTHOR:** Hugh Percy – Acting General Manager  
**FILE NUMBER:** 12/14-03

---

### **Summary:**

A list of upcoming meetings and events is provided for Councillors to make notes of to avoid any clashes of commitments.

### **Discussion (including issues and background):**

This report allows Councillors and senior management staff to plan their activities and spread their work load having regard to upcoming commitments. It also avoids situations where some Councillors missed meetings or are not aware of when they have been scheduled. In addition, outside organisations have been requested to send meeting notice and minutes direct to Council's various representatives. Where notification is received meeting dates will be listed on the strategic tasks, events and meetings calendar and the representative(s) names flagged.

### **Current Position:**

Councillors are requested to raise any queries prior to the meetings listed.

### **Governance Issues:**

Good governance centres in part on good communication and forward planning. Councillors are requested to advise the General Manager's Executive Assistant of any coming community or Councillor function so as to avoid any clashes of commitments.

### **Environmental Issues:**

Not applicable.

### **Stakeholders:**

Councillors and Walgett Shire Council staff.

### **Alternative Solutions/Options:**

Not applicable.

### **Conclusion:**

Provided there are no changes it is appropriate to receive and not the information.

| Important Dates for Councillors – Upcoming Meetings & Events                                                                                              |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council receive and note the list of upcoming meetings and events.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

### **Attachments:**

Upcoming meetings and events schedule.

**IMPORTANT DATES – Upcoming Meetings and Events**

| DATE              | MEETING/FUNCTION               | LOCATION                  | NOTES                                         |
|-------------------|--------------------------------|---------------------------|-----------------------------------------------|
| 4 August 2023     | Country Mayors Assoc. Meeting  | Coonamble                 | Mayor and General Manager                     |
| 7-10 August 2023  | NSW Weeds Conference           | Dubbo                     | Clr Cooke and Clr Woodcock                    |
| 9 August 2023     | LEMC Meeting                   | Walgett                   | Mayor and General Manager                     |
| 29 August 2023    | Council Meeting                | Walgett Chambers          | Councillors, GM and Executive Staff to attend |
| 26 September 2023 | Council Meeting                | Walgett Chambers          | Councillors, GM and Executive Staff to attend |
| 31 October 2023   | Council Meeting                | Walgett Chambers          | Councillors, GM and Executive Staff to attend |
| 3 November 2023   | Country Mayors Assoc. Meeting  | Coonamble                 | Mayor and General Manager                     |
| 8 November 2023   | LEMC Meeting                   | Walgett                   | Mayor and General Manager                     |
| 23 November 2023  | BROC AGM and Ordinary Meetings | Tenterfield Shire Council | Mayor, Deputy Mayor and General Manager       |
| 28 November 2023  | Council Meeting                | Walgett Chambers          | Councillors, GM and Executive Staff to attend |
| 19 December 2023  | Council Meeting                | Walgett Chambers          | Councillors, GM and Executive Staff to attend |

## **9.2 DIRECTOR CORPORATE SERVICES**

### **9.2.1 MONTHLY OUTSTANDING RATES AS AT 30 JUNE 2023**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Michael Stenmark – Acting Rates Clerk  
**FILE NUMBER:** 23/11/0218

---

#### **Summary**

Council's debt recovery policy is aimed at having outstanding rates and annual charges debts recovered in a timely manner to support Council in its objectives by providing sufficient funding to enable the continued provision of services to the local government area. The aim of this process is to achieve a recovery of rates and annual charges levied in any given financial year of greater than 90%.

#### **Background**

Council is obliged to report on several Key Performance Indicators (KPIs) as part of its statutory reporting requirements. One of these KPIs is the Rates, Annual Charges, Interest & Extra Charges Outstanding Percentage. The purpose of this KPI is 'to assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts.'

Walgett Shire Council is classified as a Regional and Rural Council and the benchmark used for these councils in the Local Government Code of Accounting Practice and Financial Reporting is less than 10% for the Rates, Annual Charges, Interest & Extra Charges Outstanding Percentage as at the end of the financial year.

#### **Current Position**

Collection of the current year's levy and arrears as at 30 June 2023 is 85.08% which is 1.11% less than the previous year's collection at 30 June 2022 of 86.19%.

Council will be aware that recovery of rates & charges was suspended during COVID19. Collections of overdue rates & charges is expected to improve during 2023/24 as Council's Rating officers re-institute debt recovery processes in accordance with Council's Debt Recovery Policy.

#### **Relevant Reference Documents/Policies**

Outstanding Rates Report.

#### **Governance issues**

Council is obliged to act in the community's best interest and to ensure adequate service provision is upheld through measures of sustaining, maintaining and improving long term financial sustainability. A key area is to show the ongoing effective management of outstanding rates & charges recovery by reducing the outstanding rates percentage to an acceptable benchmarked level each year.

#### **Environmental issues**

Nil

#### **Stakeholders**

Walgett Shire Council Community  
Walgett Shire Ratepayers  
Walgett Shire Council



**Financial Implications**

The recovery of rates and charges is a key performance indicator that is analysed by external bodies such as Treasury Corp in conjunction with the Local Government Review Panel. Efforts to improve and lower the levels of outstanding rates and charges strengthen Walgett Shire Council's long term financial position.

**Alternative Solutions/Options**

There are no alternative solutions or options.

**Conclusion**

The report recommends that Council note the outstanding rates and annual charges percentage.

| Monthly Outstanding Rates Report                                                                                                       |
|----------------------------------------------------------------------------------------------------------------------------------------|
| <b>Recommendation</b><br><br>The 30 June 2023 outstanding rates report be received and noted.<br><br><b>Moved:</b><br><b>Seconded:</b> |

**Attachments**

Monthly Report - Outstanding Rates Report

| <b>Monthly Report - Outstanding Rates &amp; Annual Charges as at 30 June 2023</b> |  |                       |                       |  |
|-----------------------------------------------------------------------------------|--|-----------------------|-----------------------|--|
| <b>Report on Rates and Annual Charges - 30 June 2023</b>                          |  |                       |                       |  |
|                                                                                   |  |                       |                       |  |
|                                                                                   |  | 30 June 2023          | 30 June 2022          |  |
| Arrears from previous year                                                        |  | 1,571,511.85          | 1,178,458.83          |  |
| Adjustments                                                                       |  |                       |                       |  |
| Sub Total                                                                         |  | 1,571,511.85          | 1,178,458.83          |  |
| <b>Current Year Activity</b>                                                      |  |                       |                       |  |
| Legal fees (Including Write Offs)                                                 |  | 93,705.51             | (11,466.80)           |  |
| Levies                                                                            |  | 10,511,917.92         | 10,147,127.53         |  |
| Interest (Including Write Offs)                                                   |  | 77,526.96             | 78,506.62             |  |
| Adjustments (Including Write Offs)                                                |  | (159,482.45)          | (15,173.74)           |  |
| Sub Total                                                                         |  | 10,523,667.94         | 10,198,993.61         |  |
| <i>Total Arrears and Adjusted Levies</i>                                          |  | 12,095,179.79         | 11,377,452.44         |  |
| Payments                                                                          |  | (10,099,266.27)       | (9,605,927.17)        |  |
| Pensioner Concessions - Government                                                |  | (97,055.68)           | (97,637.18)           |  |
| Pensioner Concessions - Council                                                   |  | (79,412.69)           | (79,888.99)           |  |
| Special Rebate Council                                                            |  | (15,313.00)           | (22,487.25)           |  |
| Sub Total                                                                         |  | (10,291,047.64)       | (9,805,940.59)        |  |
| <b>Total Remaining Levies</b>                                                     |  | <b>\$1,804,132.15</b> | <b>\$1,571,511.85</b> |  |
| Current                                                                           |  | 888,729.71            | 832,318.20            |  |
| Arrears                                                                           |  | 622,202.66            | 371,130.35            |  |
| Interest b/f from previous years                                                  |  | 121,967.31            | 182,321.04            |  |
| Current year interest                                                             |  | 77,526.96             | 64,388.61             |  |
| Legals                                                                            |  | 93,705.51             | 121,353.65            |  |
| <b>Total Remaining Levy</b>                                                       |  | <b>\$1,804,132.15</b> | <b>\$1,571,511.85</b> |  |
| Variance                                                                          |  | \$0.00                | \$0.00                |  |
| <b>Total YTD Collected</b>                                                        |  |                       |                       |  |
| Collected YTD % of Levies, Arrears, Interest & Legal Fees                         |  | 85.08%                | 86.19%                |  |

## 9.2.2 CASH & INVESTMENTS AS AT 30 JUNE 2023

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Hafiz Malik - Director Corporate and Community Services  
**FILE NUMBER:** 23/11/0198

---

### **Summary:**

This report provides a summary and analysis of Council's cash and investments for the period ending 30<sup>th</sup> June 2023.

### **Background:**

The investment portfolio consists of on-call bank accounts and fixed rate interest bearing term deposits. The portfolio is regularly reviewed to maximise investment performance and minimise risk. Council's investment portfolio does not have a secondary market available for the trading of investments and is not subject to share market volatility.

Comparisons are regularly made between existing investments and other available products that meet Council policy guidelines. A comparison of Council's investment portfolio results is also made monthly to that of other NSW Councils and Walgett Shire's results from the portfolio continue to better than average.

The investments are compliant with the Relevant Reference Documents and Policies listed in this report.

### **Current Position:**

Council at month end held a total of \$40,991,019 in on-call bank accounts and interest-bearing term deposits with financial institutions in Australia. The investments are compliant with the Local Government Act (NSW), the associated Regulations and Ministerial Order and Council's Investment Policy.

Council's detailed investment portfolio and compliance information is shown in Attachment 1 to this report. This information is represented graphically as well as digitally and shows Council's compliance to the investment policy for all key performance indicators in the policy.

The Reserve Bank of Australia (RBA) recent decisions to increase interest rates after the April pause revolve around an assessment of risks to inflation from services inflation and shifts in wages and price setting behaviour.

Council's investment portfolio continues to perform well in comparison with other LGAs in NSW being one of the best performing councils in the state.

### **Relevant Reference Documents/Policies:**

Local Government Act (NSW), 1993  
Local Government (General) Regulation 2005  
Ministerial Investment Order 5<sup>th</sup> January 2016  
Investment Policy (Revised and adopted in August 2022)

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

**Financial Implications:**

As per report

**Alternative Solutions/Options:**

Nil

**Stakeholders:**

Walgett Shire Council

Residents of Walgett Shire Council

Financial Institutions

**Conclusion:**

As at 30<sup>th</sup> June 2023 Walgett Shire Council's total cash and invested funds totalled \$40,991,019 increasing the portfolio by \$3,032,633 from the previous month.

**Attachment:** Attachment 1 Walgett Shire Council's Portfolio reports from Imperium Markets.

**Certification – Responsible Accounting Officer**

1. I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government (General) Regulation 2005*, the *Investment Order (of the Minister) 5<sup>th</sup> January 2016*.
2. I hereby certify that Council's Cash Book and General Ledger have been reconciled to the bank statement as at the end of month.

Hafiz Malik

**Director Corporate and Community Services**

| Cash and Investment Report as at 30 <sup>th</sup> June 2023.                                                                     |
|----------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b><br/>That the Investment report be received and noted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |



# Investment Report

01/06/2023 to 30/06/2023



## Portfolio Valuation as at 30/06/2023

| Issuer       | Rating | Type | Alloc   | Interest    | Purchase   | Maturity   | Rate   | Capital Value | Accrued   | Accrued MTD |
|--------------|--------|------|---------|-------------|------------|------------|--------|---------------|-----------|-------------|
| JUDO BANK    | BBB-   | TD   | GENERAL | At Maturity | 30/11/2022 | 12/07/2023 | 4.3500 | 1,000,000.00  | 25,384.93 | 3,575.34    |
| NAB          | AA-    | TD   | GENERAL | Annual      | 11/08/2021 | 16/08/2023 | 0.6000 | 1,000,000.00  | 5,326.03  | 493.15      |
| AMP Bank     | BBB    | TD   | GENERAL | At Maturity | 29/11/2022 | 30/08/2023 | 4.5000 | 1,000,000.00  | 26,383.56 | 3,698.63    |
| AMP Bank     | BBB    | TD   | GENERAL | Annual      | 24/08/2022 | 31/08/2023 | 4.2500 | 1,000,000.00  | 36,212.33 | 3,493.15    |
| AMP Bank     | BBB    | TD   | GENERAL | At Maturity | 07/09/2022 | 13/09/2023 | 4.3000 | 1,000,000.00  | 34,989.04 | 3,534.25    |
| BOQ          | BBB+   | TD   | GENERAL | At Maturity | 21/09/2022 | 28/09/2023 | 4.3000 | 1,000,000.00  | 33,339.73 | 3,534.25    |
| AMP Bank     | BBB    | TD   | GENERAL | Annual      | 26/10/2022 | 02/11/2023 | 4.8000 | 1,000,000.00  | 32,613.70 | 3,945.21    |
| AMP Bank     | BBB    | TD   | GENERAL | Annual      | 01/02/2019 | 31/01/2024 | 3.1500 | 1,000,000.00  | 12,945.21 | 2,589.04    |
| NAB          | AA-    | TD   | GENERAL | At Maturity | 01/03/2023 | 13/03/2024 | 5.0600 | 1,000,000.00  | 16,912.88 | 4,158.90    |
| ING Direct   | A      | TD   | GENERAL | At Maturity | 27/04/2022 | 01/05/2024 | 3.2800 | 1,000,000.00  | 38,641.10 | 2,695.89    |
| BOQ          | BBB+   | TD   | GENERAL | Annual      | 12/06/2019 | 12/06/2024 | 2.5500 | 1,000,000.00  | 1,257.53  | 1,257.53    |
| MyState Bank | BBB    | TD   | GENERAL | Annual      | 28/06/2023 | 28/06/2024 | 5.6500 | 1,000,000.00  | 464.38    | 464.38      |
| Suncorp      | A+     | TD   | GENERAL | At Maturity | 13/07/2022 | 17/07/2024 | 4.2000 | 1,000,000.00  | 40,619.18 | 3,452.05    |
| AMP Bank     | BBB    | TD   | GENERAL | Annual      | 07/08/2019 | 07/08/2024 | 2.0000 | 1,000,000.10  | 17,917.81 | 1,643.84    |
| BOQ          | BBB+   | TD   | GENERAL | Annual      | 31/08/2022 | 04/09/2024 | 4.4000 | 1,000,000.00  | 36,646.58 | 3,616.44    |
| NAB          | AA-    | TD   | GENERAL | Annual      | 28/09/2022 | 02/10/2024 | 4.8000 | 1,000,000.00  | 36,295.89 | 3,945.21    |
| NAB          | AA-    | TD   | GENERAL | At Maturity | 01/03/2023 | 03/03/2025 | 5.0500 | 1,000,000.00  | 16,879.45 | 4,150.68    |
| BankVic      | BBB+   | TD   | GENERAL | Annual      | 01/03/2023 | 05/03/2025 | 5.1500 | 1,000,000.00  | 17,213.70 | 4,232.88    |



| Issuer            | Rating | Type | Alloc   | Interest | Purchase   | Maturity   | Rate   | Capital Value        | Accrued           | Accrued MTD       |
|-------------------|--------|------|---------|----------|------------|------------|--------|----------------------|-------------------|-------------------|
| MyState Bank      | BBB    | TD   | GENERAL | Annual   | 04/03/2022 | 05/03/2025 | 2.2200 | 1,000,000.00         | 7,116.16          | 1,824.66          |
| BOQ               | BBB+   | TD   | GENERAL | Annual   | 27/04/2022 | 30/04/2025 | 3.7500 | 1,000,000.00         | 6,678.08          | 3,082.19          |
| BOQ               | BBB+   | TD   | GENERAL | Annual   | 06/08/2020 | 06/08/2025 | 1.3000 | 1,000,000.00         | 11,646.58         | 1,068.49          |
| Westpac           | AA-    | TD   | GENERAL | Annual   | 21/02/2022 | 24/02/2027 | 2.4600 | 1,000,000.00         | 8,761.64          | 2,021.92          |
| AMP Bank          | BBB    | TD   | GENERAL | Annual   | 28/09/2022 | 28/09/2027 | 5.1000 | 1,000,000.00         | 38,564.38         | 4,191.78          |
| BOQ               | BBB+   | TD   | GENERAL | Annual   | 01/03/2023 | 01/03/2028 | 5.1500 | 1,000,000.00         | 17,213.70         | 4,232.88          |
| Macquarie Bank    | A+     | CASH | GENERAL | Monthly  | 30/06/2023 | 30/06/2023 | 3.8500 | 1,597,117.70         | 4,721.94          | 4,721.94          |
| Commonwealth Bank | AA-    | CASH | GENERAL | Monthly  | 30/06/2023 | 30/06/2023 | 3.2500 | 128,793.33           | 11.47             | 11.47             |
| Macquarie Bank    | A+     | CASH | GENERAL | Monthly  | 30/06/2023 | 30/06/2023 | 2.7500 | 1,018,720.50         | 2,095.98          | 2,095.98          |
| Commonwealth Bank | AA-    | CASH | GENERAL | Monthly  | 30/06/2023 | 30/06/2023 | 4.1500 | 6,341,658.25         | 14,474.67         | 14,474.67         |
| Commonwealth Bank | AA-    | CASH | GENERAL | Monthly  | 30/06/2023 | 30/06/2023 | 3.5000 | 7,904,729.56         | 12,774.59         | 12,774.59         |
| <b>TOTALS</b>     |        |      |         |          |            |            |        | <b>40,991,019.44</b> | <b>554,102.21</b> | <b>104,981.39</b> |

## 9.3 DIRECTOR ENGINEERING / TECHNICAL SERVICES

### 9.3.1 MONTHLY MAINTENANCE GRADING REPORT AS AT 30 APRIL 2023

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Tim McLoughlin - Acting Director Engineering / Technical Services  
**FILE NUMBER:** 23/11/0207

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**Summary:**

The purpose of this report is to update Council about the road maintenance programme on Shire Roads for the period ending 30<sup>th</sup> June 2023.

**Background:**

The maintenance budget has been prepared based on the available funding to maintain the Unsealed Local and Regional Roads to provide an acceptable level of service. This budget will be used to maintain the roads as per demand and Road best practice manual.

Details of maintenance grading and flood work locations are detailed in the attached report.

**Relevant Reference Documents/Policies:**

Council's approved 2022/2023 Shire Roads Maintenance Grading Works schedule.

**Stakeholders:**

Walgett Shire Council  
 Walgett Residents  
 Tourists

**Financial Implications:**

As of 30<sup>th</sup> June, actual spend is **\$285,601**

**Alternative Solutions/Options:**

Nil

**Conclusion:**

Council has established a system to monitor progress continually to keep within the approved budget.

| Monthly Maintenance Grading Report as at June 2023                                                                                                                        |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council receive and note the monthly maintenance grading works report for June 2023.</p> <p><b>Moved:</b><br/> <b>Seconded:</b></p> |

Attachments:

Monthly maintenance grading works.



WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

| Road Name                    | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For July 2022 | Expenditure For August 2022 | Expenditure For Sept. 2022 | Expenditure For Oct. 2022 | Expenditure For Nov. 2022 | Expenditure For Dec. 2022 | Expenditure For Jan. 2023 | Expenditure For Feb. 2023 | Expenditure For March 2023 | Expenditure For April 2023 | Expenditure For May 2023 | Expenditure For June 2023 | Total Cost to Date  |
|------------------------------|----------------------|---------------------------------|---------------|---------------------------|-----------------------------|----------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|----------------------------|----------------------------|--------------------------|---------------------------|---------------------|
| <b>Zone 1</b>                |                      |                                 |               |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | ..                  |
| Bowra Road SR34              | 3.95                 | \$ 4,278.00                     | F             |                           |                             | \$ 635.37                  |                           |                           | \$ 33.01                  |                           |                           |                            |                            |                          | \$ 668.38                 | \$ 1,336.76         |
| Wanourie Road SR38           | 6.5                  | \$ 4,278.00                     | E             |                           |                             |                            |                           | \$7,765.00                |                           | <b>-\$ 7,765.00</b>       |                           |                            |                            | \$ 6,349.09              | \$ 6,349.09               | \$ 12,698.18        |
| Green and Branders Road SR41 | 11.3                 | \$ 7,006.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Regans Road SR58             | 3.2                  | \$ 4,278.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Marra Creek Road SR60        | 17.5                 | \$ 10,850.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Lochlomond Road SR74         | 8.4                  | \$ 5,208.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Maroubra Road SR76           | 8.3                  | \$ 5,146.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Nedgara Road SR77            | 10.7                 | \$ 6,634.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Mac Masman Road SR81         | 8                    | \$ 4,960.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Binghi Road SR113            | 20.1                 | \$ 12,462.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Aberfoyle Road SR115         | 26.2                 | \$ 16,244.00                    | D             |                           |                             |                            |                           | \$15,380.00               |                           | <b>-\$ 15,380.00</b>      |                           |                            |                            |                          |                           | \$ -                |
| Gungalman Road SR31          | 43.7                 | \$ 27,094.00                    | D             |                           |                             | \$ 1,730.56                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 1,730.56               | \$ 3,461.12         |
| Gilwamy Road SR32            | 7.9                  | \$ 4,898.00                     | F             |                           |                             |                            |                           |                           |                           | \$ 1,190.00               |                           |                            |                            | \$ 840.00                | \$ 2,030.00               | \$ 4,060.00         |
| Teranyan Road SR33           | 13.7                 | \$ 8,494.00                     | D             | \$ 5,753.50               | \$ 646.16                   | \$ 81.09                   |                           |                           | \$ 139.41                 | <b>-\$ 6,620.16</b>       |                           |                            |                            |                          |                           | \$ -                |
| Bogewong Road SR114          | 48.7                 | \$ 30,194.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Ginghet Road SR40            | 47.6                 | \$ 29,512.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Bushs Road SR43              | 8.7                  | \$ 5,394.00                     | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Miralwyn Road SR73           | 17.9                 | \$ 11,098.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Brewon Road SR112            | 54.7                 | \$ 33,914.00                    | C             |                           |                             |                            |                           |                           |                           |                           |                           | \$ 11,571.66               |                            |                          | \$ 11,571.66              | \$ 23,143.32        |
| Billybingbone Road RR7516    | 18.67                | \$ 11,532.00                    | C             |                           | \$ 1,620.00                 |                            |                           |                           |                           |                           |                           |                            |                            |                          | \$ 1,620.00               | \$ 3,240.00         |
| Merri Merri Road RR202       | 6.57                 | \$ 7,166.00                     | C             |                           |                             |                            |                           |                           |                           | \$ 1,700.00               |                           |                            |                            |                          | \$ 1,700.00               | \$ 3,400.00         |
| <b>Sub total Zone 1</b>      | <b>392.29</b>        | <b>\$ 250,640.00</b>            |               | <b>\$ 5,753.50</b>        | <b>\$ 2,266.16</b>          | <b>\$ 2,447.02</b>         | <b>\$ -</b>               | <b>\$ 23,145.00</b>       | <b>\$ 172.42</b>          | <b>\$ (26,875.16)</b>     | <b>\$ -</b>               | <b>\$ 11,571.66</b>        | <b>\$ -</b>                | <b>\$ 7,189.09</b>       | <b>\$ 25,669.69</b>       | <b>\$ 51,339.38</b> |

| Road Name                | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For July 2022 | Expenditure For August 2022 | Expenditure For Sept. 2022 | Expenditure For Oct. 2022 | Expenditure For Nov. 2022 | Expenditure For Dec. 2022 | Expenditure For Jan. 2023 | Expenditure For Feb. 2023 | Expenditure For Mar 2023 | Expenditure For April 2023 | Expenditure For May 2023 | Expenditure For June 2023 | Total Cost to Date  |
|--------------------------|----------------------|---------------------------------|---------------|---------------------------|-----------------------------|----------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|--------------------------|----------------------------|--------------------------|---------------------------|---------------------|
| <b>Zone 2</b>            |                      |                                 |               |                           |                             |                            |                           |                           |                           |                           |                           |                          |                            |                          |                           |                     |
| Boorooma Creek Road SR48 | 19.1                 | \$ 11,842.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                          |                            |                          |                           | \$ -                |
| Wimbledon Road SR64      | 3.4                  | \$ 4,278.00                     | E             |                           |                             |                            |                           |                           | \$ 9,538.33               | <b>-\$ 9,538.33</b>       |                           |                          |                            |                          |                           | \$ -                |
| Tungra Road SR85         | 12.7                 | \$ 7,874.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                          |                            |                          |                           | \$ -                |
| Strathmore Road SR92     | 16.42                | \$ 11,904.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           | \$ 1,700.00              |                            |                          | \$ 1,700.00               | \$ 3,400.00         |
| Narran Lake Road SR111   | 61                   | \$ 37,820.00                    | D             | \$ 4,673.24               | \$ 11,897.35                | \$ 2,203.81                |                           |                           |                           | <b>-\$ 15,623.55</b>      |                           |                          |                            |                          | \$ 9,902.90               | \$ 13,053.75        |
| Lone Pine Road SR70      | 9.6                  | \$ 5,952.00                     | D             | \$ 7,879.25               | \$ 5,079.42                 | \$ 130.38                  |                           |                           |                           |                           |                           |                          |                            |                          | \$ 13,089.05              | \$ 26,178.10        |
| Kurrajong Road SR110     | 27.8                 | \$ 17,236.00                    | D             | \$ 5,995.72               |                             |                            |                           |                           |                           |                           |                           |                          |                            | \$ 7,832.80              | \$ 22,309.37              | \$ 36,137.89        |
| Wilby Wilby Road SR101   | 28.7                 | \$ 17,794.00                    | D             |                           |                             | \$ 17,841.20               |                           | \$391.70                  |                           | <b>-\$ 32,659.71</b>      |                           |                          |                            |                          | \$ 23.19                  | \$ (14,403.62)      |
| Grawin Opal Fields Road  | 0.9                  | \$ 557.00                       | C             |                           |                             |                            |                           |                           |                           |                           |                           |                          | \$ 512.40                  |                          | \$ 512.40                 | \$ 1,024.80         |
| Woodlands Road SR 130    | 2.33                 | \$ 1,445.00                     | D             |                           | \$ 3,678.56                 |                            |                           |                           | \$ 513.59                 |                           |                           |                          |                            |                          | \$ 4,192.15               | \$ 8,384.30         |
| Cumbarah Town Roads      |                      |                                 | E             |                           |                             |                            |                           |                           |                           |                           |                           |                          |                            |                          |                           | \$ -                |
| <b>Sub total Zone 2</b>  | <b>181.95</b>        | <b>\$ 116,702.00</b>            |               | <b>\$ 18,548.21</b>       | <b>\$ 20,655.33</b>         | <b>\$ 20,175.39</b>        | <b>\$ -</b>               | <b>\$ 391.70</b>          | <b>\$ 10,051.92</b>       | <b>\$ (57,821.59)</b>     | <b>\$ -</b>               | <b>\$ 1,700.00</b>       | <b>\$ 512.40</b>           | <b>\$ 7,832.80</b>       | <b>\$ 51,729.06</b>       | <b>\$ 73,775.22</b> |

**WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING**

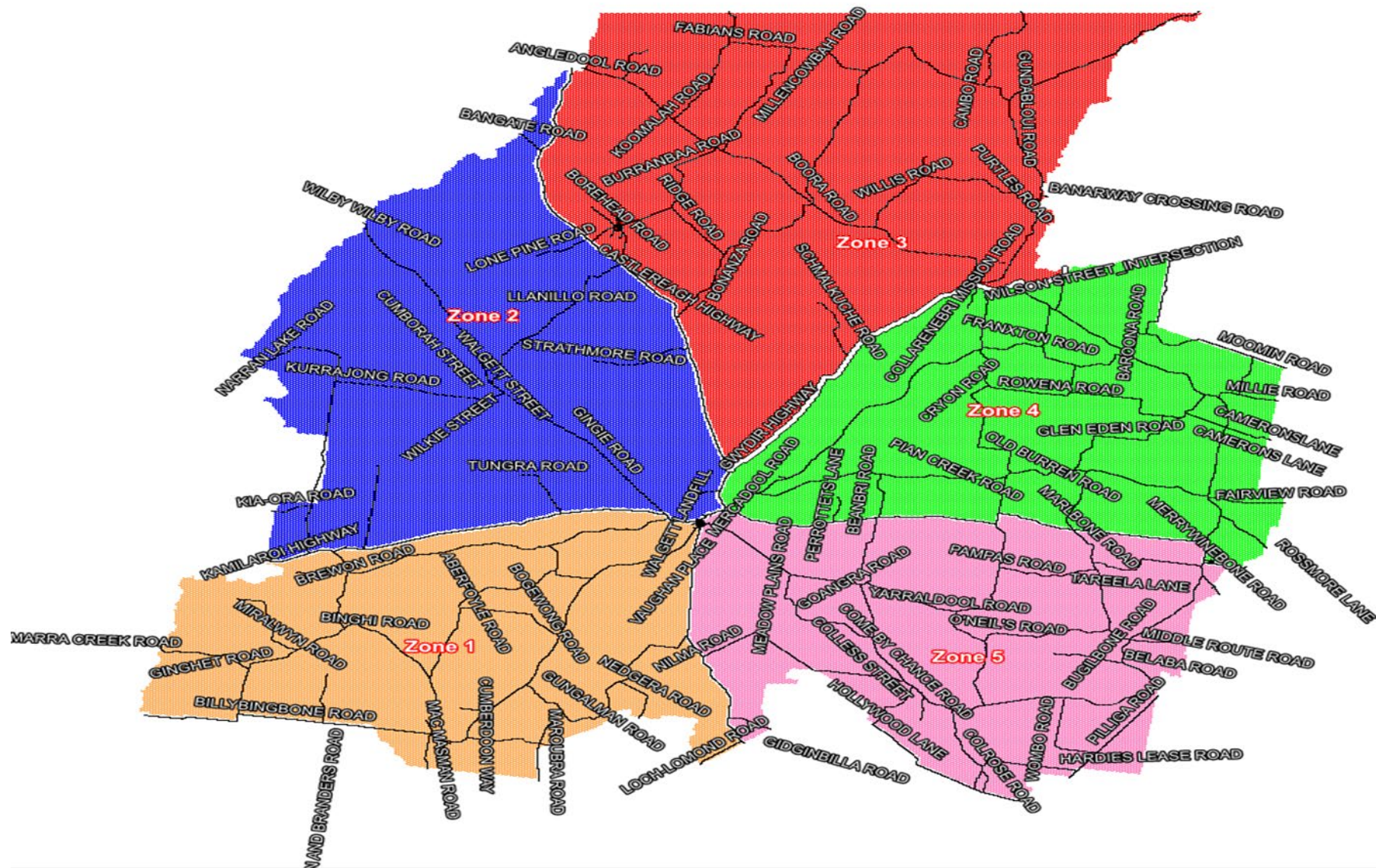
| Road Name               | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For July 2022 | Expenditure For August 2022 | Expenditure For Sept. 2022 | Expenditure For Oct. 2022 | Expenditure For Nov. 2022 | Expenditure For Dec. 2022 | Expenditure For Jan. 2023 | Expenditure For Feb. 2023 | Expenditure For Mar. 2023 | Expenditure For April 2023 | Expenditure For May 2023 | Expenditure For June 2023 | Total Cost to Date   |
|-------------------------|----------------------|---------------------------------|---------------|---------------------------|-----------------------------|----------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|----------------------------|--------------------------|---------------------------|----------------------|
| <b>Zone 3</b>           |                      |                                 |               |                           |                             |                            |                           |                           |                           |                           |                           |                           |                            |                          |                           |                      |
| Springs Road SR19       | 2.7                  | \$ 4,278.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           | \$ 850.00                 |                            |                          |                           | \$ 850.00            |
| Bonanza Road SR46       | 16.9                 | \$ 10,478.00                    | E             | \$ 8,730.00               |                             |                            |                           |                           | \$ 1,870.00               |                           |                           |                           |                            |                          | \$ 10,600.00              | \$ 21,200.00         |
| Schmalkuche Road SR47   | 14.4                 | \$ 8,928.00                     | E             |                           |                             |                            |                           | \$2,004.75                |                           |                           |                           |                           |                            |                          | \$ 4,628.25               | \$ 6,633.00          |
| Millencowbah Road SR51  | 27.7                 | \$ 17,174.00                    | E             |                           |                             |                            |                           | \$11,900.00               |                           |                           |                           | \$ 742.50                 |                            |                          | \$ 11,900.00              | \$ 24,542.50         |
| Willis Road SR52        | 14.5                 | \$ 8,990.00                     | F             |                           | \$ 816.75                   | \$ 3,489.75                |                           |                           |                           |                           |                           |                           |                            |                          | \$ 8,984.25               | \$ 13,290.75         |
| Koomalah Road SR53      | 28.4                 | \$ 17,608.00                    | E             |                           |                             |                            | \$ 4,250.00               | \$3,400.00                |                           |                           |                           |                           |                            |                          | \$ 7,650.00               | \$ 15,300.00         |
| Burranbaa Road SR55     | 18.1                 | \$ 11,222.00                    | E             |                           |                             |                            | \$ 14,034.02              |                           |                           |                           |                           | \$ 1,530.00               |                            |                          | \$ 14,034.02              | \$ 29,598.04         |
| Cambo Road SR61         | 21.1                 | \$ 13,082.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                           |                            |                          |                           | \$ -                 |
| Woolaroo Road SR69      | 1                    | \$ 4,278.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                           |                            |                          | \$ 850.00                 | \$ 850.00            |
| Kia-Ora Road SR86       | 6.8                  | \$ 4,278.00                     | F             |                           |                             |                            |                           |                           |                           |                           | \$ 2,550.00               |                           |                            |                          | \$ 2,550.00               | \$ 5,100.00          |
| Fabians Road SR88       | 24.8                 | \$ 15,376.00                    | E             |                           |                             |                            |                           | \$14,450.00               |                           |                           |                           |                           |                            |                          | \$ 14,450.00              | \$ 28,900.00         |
| Banarway Road SR95      | 1.2                  | \$ 4,278.00                     | D             |                           |                             |                            |                           |                           |                           |                           |                           |                           |                            |                          | \$ 742.50                 | \$ 742.50            |
| Purtle Road SR126       | 26.8                 | \$ 16,616.00                    | E             |                           | \$ 3,192.75                 | \$ 2,524.50                | \$ 1,039.50               |                           |                           |                           |                           |                           |                            |                          | \$ 6,756.75               | \$ 13,513.50         |
| Boora Road SR127        | 63.8                 | \$ 39,556.00                    | D             |                           |                             |                            |                           | \$12,333.75               |                           | <b>-\$ 12,333.75</b>      |                           |                           |                            |                          |                           | \$ -                 |
| Bore Head Road SR45     | 5.1                  | \$ 4,278.00                     | D             | \$ 3,242.78               |                             | \$ 49.32                   |                           |                           |                           |                           |                           |                           | \$ 2,720.00                |                          | \$ 7,542.10               | \$ 13,554.20         |
| Lorne Road SR98         | 6.9                  | \$ 4,278.00                     | D             |                           |                             |                            |                           | \$2,047.71                |                           |                           |                           |                           |                            |                          | \$ 2,047.71               | \$ 4,095.42          |
| Angledool Road SR102    | 49.3                 | \$ 30,566.00                    | C             |                           | \$ 4,009.50                 |                            | \$ 11,565.46              |                           |                           | <b>-\$ 15,574.96</b>      |                           |                           |                            |                          | \$ 20,389.01              | \$ 20,389.01         |
| Ridge/Sherman Way RR426 | 70.1                 | \$ 68,275.00                    | C             | \$ 11,250.00              | \$ 12,325.50                |                            | \$ 4,752.00               |                           | \$ 409.53                 | \$ 190.63                 |                           |                           | \$ 510.00                  | \$ 4,900.50              | \$ 35,358.16              | \$ 69,696.32         |
| Gundabloui Road RR457   | 40.9                 | \$ 32,798.00                    | C             |                           |                             | \$ 4,900.50                |                           |                           |                           |                           |                           |                           |                            |                          | \$ 4,900.50               | \$ 9,801.00          |
| <b>Sub total Zone 3</b> | <b>440.5</b>         | <b>\$ 316,337.00</b>            |               | <b>\$ 23,222.78</b>       | <b>\$ 20,344.50</b>         | <b>\$ 10,964.07</b>        | <b>\$ 35,640.98</b>       | <b>\$ 46,136.21</b>       | <b>\$ 2,279.53</b>        | <b>\$ (27,718.08)</b>     | <b>\$ 2,550.00</b>        | <b>\$ 3,122.50</b>        | <b>\$ 3,230.00</b>         | <b>\$ 4,900.50</b>       | <b>\$153,383.25</b>       | <b>\$ 278,056.24</b> |

| Road Name                      | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For July 2022 | Expenditure For August 2022 | Expenditure For Sept. 2022 | Expenditure For Oct. 2022 | Expenditure For Nov. 2022 | Expenditure For Dec. 2022 | Expenditure For Jan. 2023 | Expenditure For Feb. 2023 | Expenditure For March 2023 | Expenditure For April 2023 | Expenditure For May 2023 | Expenditure For June 2023 | Total Cost to Date  |
|--------------------------------|----------------------|---------------------------------|---------------|---------------------------|-----------------------------|----------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|----------------------------|----------------------------|--------------------------|---------------------------|---------------------|
| <b>Zone 4</b>                  |                      |                                 |               |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           |                     |
| Franxton Road SR1              | 19                   | \$ 11,780.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Bellara Road SR2               | 21.4                 | \$ 13,268.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Clarkes Road SR3               | 6                    | \$ 4,278.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Cryon Road SR5                 | 56.75                | \$ 35,185.00                    | C             |                           |                             |                            | \$ 1,336.50               |                           |                           | \$ 4,380.75               |                           |                            |                            |                          | \$ 5,717.25               | \$ 11,434.50        |
| Woodvale Road SR13             | 8.96                 | \$ 8,556.00                     | E             |                           |                             |                            |                           |                           |                           | \$ 3,570.00               |                           |                            |                            |                          | \$ 3,570.00               | \$ 7,140.00         |
| Baroona Road SR14              | 11.1                 | \$ 6,882.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Pokataroo Road SR15            | 8.1                  | \$ 5,022.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Perrottets Road SR66           | 5.9                  | \$ 3,658.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Pagan Creek Road SR79          | 1.3                  | \$ 4,278.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Fairview Road SR90             | 12.6                 | \$ 7,812.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Dundee Road SR124              | 13.9                 | \$ 8,618.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Glen Eden Road SR125           | 24.6                 | \$ 15,252.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Millie Road SR12               | 9.1                  | \$ 5,642.00                     | C             |                           |                             |                            |                           |                           |                           | \$ 4,080.00               |                           |                            |                            |                          | \$ 4,080.00               | \$ 8,160.00         |
| Rossmore Road SR71             | 10.7                 | \$ 6,634.00                     | C             |                           |                             |                            |                           |                           |                           | \$ 4,760.00               |                           |                            |                            |                          | \$ 4,760.00               | \$ 9,520.00         |
| Rowena Road SR123              | 34.5                 | \$ 21,390.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Camerons Road SR128            | 15.2                 | \$ 9,424.00                     | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Mercadool Road SR16            | 57.7                 | \$ 35,774.00                    | C             |                           |                             |                            |                           |                           |                           | \$ 2,759.29               |                           |                            |                            |                          | \$ 3,268.81               | \$ 6,028.10         |
| Moomin Road SR59               | 31                   | \$ 19,220.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Beanbri Road SR117             | 4.9                  | \$ 4,278.00                     | C             |                           |                             |                            | \$ 1,633.50               |                           |                           |                           |                           |                            |                            |                          | \$ 1,633.50               | \$ 3,267.00         |
| Pian Creek Road SR121          | 41.7                 | \$ 25,854.00                    | C             |                           |                             |                            |                           |                           |                           | <b>-\$ 176.68</b>         |                           |                            |                            |                          |                           | \$ (176.68)         |
| Old Burren Road SR122          | 33.9                 | \$ 21,018.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Collarenebri Mission Road SR67 | 4.6                  | \$ 4,278.00                     | C             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| Rowena Town Roads              |                      | \$ 4,278.00                     | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                |
| <b>Sub total Zone 4</b>        | <b>432.91</b>        | <b>\$ 282,379.00</b>            |               | <b>\$ -</b>               | <b>\$ -</b>                 | <b>\$ -</b>                | <b>\$ 2,970.00</b>        | <b>\$ -</b>               | <b>\$ -</b>               | <b>\$ 19,373.36</b>       | <b>\$ -</b>               | <b>\$ -</b>                | <b>\$ -</b>                | <b>\$ -</b>              | <b>\$ 23,029.56</b>       | <b>\$ 45,372.92</b> |

WALGETT SHIRE COUNCIL AGENDA – 31<sup>st</sup> July 2023 – ORDINARY COUNCIL MEETING

| Road Name                  | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For July 2022 | Expenditure For August 2022 | Expenditure For Sept. 2022 | Expenditure For Oct. 2022 | Expenditure For Nov. 2022 | Expenditure For Dec. 2022 | Expenditure For Jan. 2023 | Expenditure For Feb. 2023 | Expenditure For March 2023 | Expenditure For April 2023 | Expenditure For May 2023 | Expenditure For June 2023 | Total Cost to Date   |
|----------------------------|----------------------|---------------------------------|---------------|---------------------------|-----------------------------|----------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|----------------------------|----------------------------|--------------------------|---------------------------|----------------------|
| <b>Zone 5</b>              |                      |                                 |               |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           |                      |
| Pampas Road SR7            | 16.3                 | \$ 10,106.00                    | E             |                           |                             | \$ 3,570.00                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 3,570.00               | \$ 7,140.00          |
| Wombo Road SR25            | 17.7                 | \$ 10,974.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Hardys Lease Road SR26     | 16                   | \$ 9,920.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Colrose Road SR27          | 20.6                 | \$ 12,772.00                    | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Wingadee Road SR28         | 11.8                 | \$ 7,316.00                     | E             |                           |                             | \$ 2,040.00                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 2,040.00               | \$ 4,080.00          |
| Epping Road SR57           | 15.4                 | \$ 9,548.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Middle Route Road SR72     | 9.6                  | \$ 5,952.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Gidginbilla Road SR75      | 7.4                  | \$ 4,588.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Proctors Road SR82         | 4.4                  | \$ 4,278.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Drilldool Road SR83        | 5.1                  | \$ 4,278.00                     | F             |                           |                             |                            |                           |                           |                           | \$ 2,125.00               |                           |                            |                            |                          | \$ 2,125.00               | \$ 4,250.00          |
| Belaba Road SR89           | 11.2                 | \$ 6,944.00                     | F             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Hollywood Lane SR119       | 29.9                 | \$ 18,538.00                    | E             |                           |                             | \$ 2,465.00                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 2,465.00               | \$ 4,930.00          |
| O'Niels Road SR131         | 31.1                 | \$ 19,282.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Tareela Road SR17          | 19.4                 | \$ 12,028.00                    | D             |                           |                             | \$ 3,230.00                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 3,230.00               | \$ 6,460.00          |
| Meadow Plains Road SR21    | 23.9                 | \$ 14,818.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Marlbone Road SR24         | 28.4                 | \$ 17,608.00                    | D             |                           |                             |                            |                           |                           |                           | \$ 2,525.88               |                           |                            |                            |                          | \$ 2,525.88               | \$ 5,051.76          |
| Nilma Road SR30            | 37.8                 | \$ 23,436.00                    | D             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Bugilbone Road SR103       | 28.7                 | \$ 32,725.00                    | C             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Goangra Road SR116         | 16.4                 | \$ 10,168.00                    | D             |                           |                             | \$ 4,444.02                |                           |                           |                           |                           |                           |                            |                            |                          | \$ 4,444.02               | \$ 8,888.04          |
| Yarraldool Road SR118      | 41.3                 | \$ 25,606.00                    | C             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Haynes Hut SR68            | 4.5                  | \$ 2,790.00                     | E             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          |                           | \$ -                 |
| Come By Chance Road RR7716 | 60.9                 | \$ 65,450.00                    | C             |                           |                             |                            |                           |                           |                           |                           |                           |                            |                            |                          | \$ 11,390.00              | \$ 11,390.00         |
| <b>Sub total Zone 5</b>    | <b>457.8</b>         | <b>\$ 329,125.00</b>            |               |                           | <b>\$ -</b>                 | <b>\$ 15,749.02</b>        | <b>\$ -</b>               | <b>\$ -</b>               | <b>\$ -</b>               | <b>\$ 4,650.88</b>        | <b>\$ -</b>               | <b>\$ -</b>                | <b>\$ -</b>                | <b>\$ -</b>              | <b>\$ 31,789.90</b>       | <b>\$ 52,189.80</b>  |
| <b>Total</b>               | <b>1,905.45</b>      | <b>1,295,183.00</b>             |               | <b>\$ 47,524.49</b>       | <b>\$ 43,265.99</b>         | <b>\$ 49,335.50</b>        | <b>\$ 38,610.98</b>       | <b>\$ 69,672.91</b>       | <b>\$ 12,503.87</b>       | <b>\$ (88,390.59)</b>     | <b>\$ 2,550.00</b>        | <b>\$ 16,394.16</b>        | <b>\$ 3,742.40</b>         | <b>\$ 19,922.39</b>      | <b>\$285,601.46</b>       | <b>\$ 500,733.56</b> |





### 9.3.3 MONTHLY MAJOR PROJECTS REPORT AS AT 30 JULY 2023

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Tim McLoughlin - Acting Director Engineering / Technical Services  
**FILE NUMBER:** 23/11/0201

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**Summary:**

The purpose of this report is to update Council about the Major Projects programme in the Shire for the period ending 30<sup>th</sup> June 2023.

**Background:**

The shire currently has several major projects in progress being:

- **Goangra Bridge** – Gravel placement, Guide rails and road furniture yet to be completed. Council will open road prior to work being complete
- **Hollywood Bridge** – Practical Completion issued 27<sup>th</sup> June 22
- **Come by Chance Road Reconstruction and seal** – Contractor has cleared the length of the road and installed rudimentary side tracks for the length of the road. Bulk earthworks are up to grade for the first 13 km of work.
- **Burrnbaa Road Reconstruction and reseal** – 79% of gravel placed
- **Lorne Road Reconstruction and reseal** – 85% of sealing Complete.
- **Cryon Road**- Early stages of project implementation. Geotechnical, design and other preliminary reports are in works.

**Relevant Reference Documents/Policies:**

**Stakeholders:**

Walgett Shire Council  
 Walgett Residents  
 Funding Bodies

**Alternative Solutions/Options:**

Nil

**Conclusion:**

Council has established a system to monitor progress continually to keep within the approved budget.

#### Monthly Major Project Progress Report – June 2023

**Recommendation:**

That Council receive and note the monthly major projects report for June 2023.

**Moved:**

**Seconded:**

**Attachments:**

*Major Project Report*

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|                |        |
|----------------|--------|
| Project Status | 93.50% |
|----------------|--------|

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|  |                                                                                                                                              |
|--|----------------------------------------------------------------------------------------------------------------------------------------------|
|  | Come-By-Chance - Contractor mobilised to site. Side track 100% completed. Earthworks up to grade in approx first 10km. Update as of 19/07/23 |
|--|----------------------------------------------------------------------------------------------------------------------------------------------|



| % of Project | Task                                 | Units          | Contract Quantity | % Complete | Quantity Complete | 8600  | 9000  | 9400  | 9800  | 10200 | 10600 | 11000 | 11400 | 11800 | 12200 | 12600 | 13000 | 13400 | 13800 | 14200 | 14600 | 15000 | 15400 | 15800 | 16200 | 16600 | 17000 | 17400 | 17800 | 18200 |
|--------------|--------------------------------------|----------------|-------------------|------------|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 2.5%         | Road Furniture - Sign Posts          | item           | 10,000            | 0.0%       | 0                 |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
| 2.5%         | Road Furniture - Guide Posts         | item           | 408               | 0.0%       | 0                 |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
| 20.0%        | Sealing                              | M <sup>2</sup> | 10,000            | 0.0%       | 0                 |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
| 20.0%        | Placement of Gravel                  | m3             | 20,108            | 79.1%      | 15909             | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 837   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   | 419   |
| 20.0%        | Stabilisation                        | M <sup>3</sup> | 21,610            | 100.0%     | 21610             | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 | 864.4 |
| 10.0%        | Placement of Bulk fill Cut           | M <sup>3</sup> | 27,847            | 100.0%     | 26680             |       | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  | 1160  |
| 5.0%         | Proof roll and removal of Unsuitable | M <sup>2</sup> | 377,200           | 100.0%     | 377190            | 7921  | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 15842 | 12824 | 7921  |
| 5.0%         | Installation of Culverts and pipes   | EA             | 35                | 100.0%     | 33                |       |       |       | 33    |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
| 5.0%         | Clearing of Vegetation               | M <sup>2</sup> | 377,200           | 105.4%     | 397500            | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 | 15900 |
| 90.0%        |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              | Project status                       | 61.09%         |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              | PROGRESS                             |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|              |                                      |                |                   |            |                   |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |

[illegible]



| % of Project | Task                                                                                                                                                             | Units | Contracty Quantity | % Complete | Quantity Complete | 28-Feb-23 | 04-Mar-23 | 11-Apr-23 | 18-Apr-23 | 25-Apr-23 | 02-May-23 | 09-May-23 | 16-May-23 | 23-May-23 | 30-May-23 | 06-Jun-23 | 13-Jun-23 | 20-Jun-23 | 27-Jun-23 | 04-Jul-23 | 11-Jul-23 | 18-Jul-23 | 25-Jul-23 | 01-Aug-23 |  |
|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|--------------------|------------|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--|
|              | Preliminary                                                                                                                                                      |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 2.5%         | Adminstration                                                                                                                                                    | ITEM  | 1                  | 2%         | 1.70%             | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         | 0         |           |           |  |
| 2.5%         | Geometric Design                                                                                                                                                 | ITEM  | 1                  | 30%        | 30.00%            |           |           |           |           |           |           |           |           |           |           |           |           | 0         | 0         | 0         |           |           |           |           |  |
| 2.5%         | Geotechnical                                                                                                                                                     | ITEM  | 1                  | 30%        | 30.00%            |           |           |           |           |           |           |           |           |           |           |           |           | 0         | 0         | 0         |           |           |           |           |  |
| 2.5%         | Environmental Factors Review                                                                                                                                     | ITEM  | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              | Construction                                                                                                                                                     | ITEM  | 3                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 5%           | Site Preperation                                                                                                                                                 | ITEM  | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 5%           | Removable of unsuitables                                                                                                                                         | M3    | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 25%          | Bulk Earthworks (Cut to Fill)                                                                                                                                    | M3    | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 10%          | Stabilisation                                                                                                                                                    | M2    | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 25%          | Mass Haul Gravel                                                                                                                                                 | M3    | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 10%          | 10mm-14mm Spray Seal                                                                                                                                             | M2    | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 5%           | Road Furntiture - Traffic Signs                                                                                                                                  | ITEM  | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
| 5%           | Road Furntiture - Guide Posts                                                                                                                                    | ITEM  | 1                  | 0%         | 0.00%             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              |                                                                                                                                                                  |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              | Project status                                                                                                                                                   | 1.5%  |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              |                                                                                                                                                                  |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              |                                                                                                                                                                  |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              | PROJECT STATUS                                                                                                                                                   |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |
|              | Cryon Road - Geometric Design,Geotechnical Design, Enviroronmental Factors review are in progress. Early stages of project implementation. Update as of 17/07/23 |       |                    |            |                   |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |  |

**9.3.4 RFT23-002 – SUPPLY & DELIEVRY OF CCF CLASS 15 GRADER**

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Greg Leerson – Fleet Manager  
**FILE NUMBER:** 23/11/0205

---

**Summary:**

Supply and Delivery of one CCF Class 15 Motor Grader to replace the existing Grader No 76

**Background:**

Tenders were invited in accordance with Council Procurement and Tendering Policy Procedure and Section 55 of the Local Government Act 1993.

Tenders were received as follows:

| S.No | Tenderer             | Manufacturer | Model   |
|------|----------------------|--------------|---------|
| 1    | Westrac P/L          | Caterpillar  | 140 T3  |
| 2    | Komatsu Aust Pty Ltd | Komatsu      | GD655-7 |
| 3    | RDO Equipment P/L    | John Deere   | 670GP   |

Tenders were assessed in accordance with the selection criteria of.

- Whole of Life Cost
- Operator Comfort & safety
- Ease, Cost of Servicing & Maintenance
- Suitability of Proposed Body Design
- Warranties / Guarantees Offered

**Relevant Reference Documents/Policies:**

Tender Documentation  
 Council Procurement and Tendering Policy Procedure  
 Plant Replacement Programme

**Governance issues:**

Tender was in accordance with the Local Government General Regulation 2005 with regards tendering.

**Environmental issues:**

The objective is to minimise the whole of life environmental impact of the plant operations.

**Stakeholders:**

Council  
 Council Staff  
 Plant Contractors

**Financial Implications:**

Council has funds allocated for purchase of the plant in the 2022-2023 plant purchase programme.

**Alternative Solutions/Options:**

**Recommendation:**

We recommend that the offer for the Caterpillar equipment be accepted for the following Reasons:

- Our current fleet consist of a total of 13 Caterpillar units inclusive of 3 motor graders this allows to keep continuity of service equipment/tools and servicing stock.
- Council use Trimble to provide Grade control. Trimble is also a Caterpillar product and hence is more compatible with Cat equipment
- Residual value of Caterpillar equipment is generally higher
- It is therefore considered that the tender of the WESTRAC represents is the best value for money.

**RFT23-002– Supply & Delivery of CCF Class 15 Grader**

**Recommendation:**

That Council accepts the tender of WESTRAC for the supply & delivery of One (1) Caterpillar 140 Grader.

**Moved:**

**Seconded:**

**9.3.5 RFT23-003 – SUPPLY & DELIEVRY OF CCF CLASS 15 GRADER**

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Greg Leerson – Fleet Manager  
**FILE NUMBER:** 23/11/0206

---

**Summary:**

Supply and Delivery of one CCF Class 15 Motor Grader to replace the existing Grader No 121

**Background:**

Tenders were invited in accordance with Council Procurement and Tendering Policy Procedure and Section 55 of the Local Government Act 1993.

Tenders were received as follows:

| S.No | Tenderer             | Manufacturer | Model   |
|------|----------------------|--------------|---------|
| 1    | Westrac P/L          | Caterpillar  | 140 T3  |
| 2    | Komatsu Aust Pty Ltd | Komatsu      | GD655-7 |
| 3    | RDO Equipment P/L    | John Deere   | 670GP   |

Tenders were assessed in accordance with the selection criteria of.

- Whole of Life Cost
- Operator Comfort & safety
- Ease, Cost of Servicing & Maintenance
- Suitability of Proposed Body Design
- Warranties / Guarantees Offered

**Relevant Reference Documents/Policies:**

Tender Documentation  
 Council Procurement and Tendering Policy Procedure  
 Plant Replacement Programme

**Governance issues:**

Tender was in accordance with the Local Government General Regulation 2005 with regards tendering.

**Environmental issues:**

The objective is to minimise the whole of life environmental impact of the plant operations.

**Stakeholders:**

Council  
 Council Staff  
 Plant Contractors

**Financial Implications:**

Council has funds allocated for purchase of the plant in the 2022-2023 plant purchase programme.

**Alternative Solutions/Options:**

**Recommendation:**

We recommend that the offer for the Caterpillar equipment be accepted for the following Reasons:

- Our current fleet consist of a total of 13 Caterpillar units inclusive of 3 motor graders this allows to keep continuity of service equipment/tools and servicing stock.
- Council use Trimble to provide Grade control. Trimble is also a Caterpillar product and hence is more compatible with Cat equipment
- Residual value of Caterpillar equipment is generally higher
- It is therefore considered that the tender of the WESTRAC represents is the best value for money.

**RFT 23-003– Supply & Delivery of CCF Class 15 Grader**

**Recommendation:**

That Council accepts the tender of WESTRAC for the supply & delivery of One (1) Caterpillar 140 Grader.

**Moved:**

**Seconded:**

### 9.3.6 ENGINEERING SERVICE PROGRESS REPORT

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Tim McLoughlin - Acting Director Engineering / Technical Services  
**FILE NUMBER:** 23/11/0225

---

**Summary:**

The purpose of this report is to update Council with regards to the Engineering Services progress works up to 30<sup>th</sup> June 2023.

**Background:**

The revised budget of the Engineering and Technical Services Department for Capital & Maintenance Works, Quarry Management, Fleet Management, Water & Sewerage works, Parks & Garden and Engineering Administration for 2022/2023 is \$40,044,116.

The breakdown of the budget is as follows.

**Breakdown of budgets:**

| Items                                               | Budget              | Expenditure Up to 30 <sup>th</sup> June 2023 | Percentage (%) |
|-----------------------------------------------------|---------------------|----------------------------------------------|----------------|
| Engineering Technical Services including RMCC Works | \$33,401,980        | \$24,290,013                                 | 73             |
| Water - Maintenance                                 | \$3,403,270         | \$1,770,275                                  | 52             |
| Water - Capital                                     | \$1,738,808         | \$295,162                                    | 17             |
| Sewer - Maintenance                                 | \$1,069,242         | \$573,109                                    | 54             |
| Sewer - Capital                                     | \$430,816           | \$210,441                                    | 49             |
| <b>TOTAL</b>                                        | <b>\$40,044,116</b> | <b>\$27,139,000</b>                          | <b>68</b>      |

**Current Position:**

The status of work progress is as follows;

| Items          | Status                                   | Remarks                                           |
|----------------|------------------------------------------|---------------------------------------------------|
| Goangra Bridge | Works nearing Completion                 | Works ongoing should be complete end of July 2023 |
| Come By Chance | Works ongoing see Project report         | See Major Projects Report                         |
| Lorne Road     | Walgett Shire Council carrying out works | Works completion end of July 23                   |

| Items         | Status                           | Remarks                   |
|---------------|----------------------------------|---------------------------|
| Burrnbaa Road | Works ongoing see Project report | See Major Projects Report |
|               |                                  |                           |
|               |                                  |                           |

**Relevant Reference Documents/Policies:**

2022/23 Operational Plan and Budget

**Governance issues:**

Due processes are followed on a routine basis i.e. procurement and tendering.

**Environmental issues:**

Various environmental issues are assessed on a project by project basis to ensure any environmental legislation is complied with.

**Stakeholders:**

Walgett Shire

Walgett Shire Residents and Rate Payers

**Financial Implications:**

As of 30<sup>th</sup> June 2023, \$27,139,000 expended.

**Alternative Solutions/Options:**

Nil

**Conclusion:**

Council will continue to monitor the work progress of all the activities to ensure the works are completed within the guidelines and project estimates.

**Monthly Progress Report June 2023****Recommendation:**

That Council receive and note the Engineering Services monthly works progress report for June 2023

**Moved:****Seconded:****Attachment:**

Nil

## 9.4 DIRECTOR ENVIRONMENTAL SERVICES

### 9.4.1 DEVELOPMENT APPROVALS APRIL 2023

**REPORTING SECTION:** Environmental Services  
**AUTHOR:** Kimley Talbert – Director Environmental Services  
**FILE NUMBER:** 23/11/0209

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**Summary:**

This report is to advise the June 2023 development approvals for the information of Council and to ensure compliance with Section 4.59 of the *Environmental Planning & Assessment Act 1979* and Section 124 of the associated Regulation.

**Background:**

To ensure the validity of a development consent in any legal proceedings, all development consents and complying development certificates are to be notified to the public within 3 months of the date of consent. The only exception is any development that may have Court proceedings commenced before the expiration of 3 months from the date on which the public notice was given.

**Current Position:**

To ensure compliance with Section 4.59 of the *Environmental Planning & Assessment Act 1979* and Section 124 of the associated Regulation, Council publishes a notice each month on/in Council's website, E-Bulletin and Facebook Page in relation to development approvals for the previous month.

For Councillor Information purposes, the following developments have been lodged and are currently waiting a determination. **Please note, this is only current as at 1 June–31 June**

| Appl. No  | Address                                 | Title                     | Development                                                                                           | Status                    |
|-----------|-----------------------------------------|---------------------------|-------------------------------------------------------------------------------------------------------|---------------------------|
| DA2023/31 | 24 Euroka Street<br>Walgett             | Lot 22 DP<br>253488       | Rural Fire Shed 4x<br>bay, 1 x Multi<br>function area, 3x<br>toilet, 1x storeroom                     | Awaiting<br>information   |
| DA2023/32 | 25 Bugilbone<br>Road Burren<br>Junction | Lot 10 & 11<br>DP 1067218 | Construction<br>30,000 tonnes new<br>bunkers grain<br>storage two<br>weighbridges and<br>sample stand | Awaiting<br>information   |
| DA2023/20 | 26 Pandora<br>Street Lightning<br>Ridge | Lot 1 DP<br>125775        | Construction of<br>new dwelling<br>workers<br>accommodation<br>manufactured<br>home                   | Neighbour<br>notification |
| CC2023/12 | 43 opal Street<br>Lightning Ridge       | Lot 41 DP<br>752756       | Building<br>conversion to a<br>shop upgrade<br>change of use                                          | Awaiting<br>information   |



|            |                                                               |                                                             |                                                                             |                                                      |
|------------|---------------------------------------------------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------|------------------------------------------------------|
| DA2023/25  | 2 Pandora Street<br>Lightning Ridge                           | Lot 1 section<br>25 DP 758612                               | Demolish existing<br>derelict preschool<br>and construct a<br>new Preschool | Currently on<br>neighbour<br>notification            |
| S682023/14 | 26 pandora Street<br>Lightning Ridge                          | Lot 1<br>DP1257775                                          | Hospital workers<br>accommodation<br>manufactured<br>home                   | Awaiting<br>development<br>consent                   |
| CDC2023/5  | 152-156 Fox<br>Street Walgett<br><br>“Pink House”             | Lot 4 DP<br>803866                                          | Knock-down<br>existing carports &<br>construct New<br>double garage         | Awaiting<br>additional<br>heritage<br>information    |
| S68/2023/2 | 5 Morilla Street<br>LIGHTNING<br>RIDGE                        | Lots 1 section<br>9, lot 1 DP<br>623130 & Lot<br>2 DP 40628 | Caravan Park<br>License                                                     | Assessment<br>awaiting<br>application<br><br>payment |
| CC2023/5   | 26 Morilla Street<br>Lightning Ridge<br>shop                  | Lot 4 Section<br>15 DP758612                                | Shop fit-out<br>Beautician                                                  | approved                                             |
| CC/2023/6  | 142-186 Pandora<br>Street Lightning<br>Ridge                  | Lot 2<br>DP1079966                                          | Caravan park Mini<br>Observatory                                            | Awaiting<br>Additional<br>information                |
| CC2023/9   | 110 Fox Street<br>Walgett                                     | Lot 2 DP<br>511835                                          | New aboveground<br>Diesel Fuel tank                                         | approved                                             |
| DA2023/24  | Lots 10 & 11 DP<br>752266 Marlbone<br>Road Burren<br>Junction | Two lot Rural<br>subdivision                                | Sub-division                                                                | Approved                                             |
| S682023/18 | Walgett Shire<br>area                                         |                                                             | Approval to<br>conduct a septic<br>tank pumping<br>service                  | Awaiting<br>information                              |

**Governance issues:**

Nil

**Environmental issues:**

Nil.

**Stakeholders:**

- Walgett Shire Council
- Developer
- Residents of Walgett Shire Council

**Financial implications:**

Nil

**Alternative solutions:**

Nil

| <b>Development Approvals – June 2023</b>                                                                                                          |
|---------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council note the information contained within this report.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Nil

## **9.4.2 MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION FROM DIRECTOR ENVIRONMENTAL SERVICES**

**REPORTING SECTION:** Environmental Services  
**AUTHOR:** Kimley Talbert – Director Environmental Services  
**FILE NUMBER:** 23/11/0209

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This report provides notes on items for brief mention, or information only, on more significant matters recently arising in the Planning & Regulatory Services Division.

For Councillor Information purposes, the following applications were received during June 2023

### **Outstanding Notice Certificate**

#### **1. Construction Certificate**

3 issued

### **Food Shop Inspections**

45 inspections carried out covering the regional area, conducted by myself and also employed Food Inspector – contractor.

### **Swimming Pool Compliance Certificates**

1

### **Activity Approvals**

Three activity approval applications received for new amenity building projects.

### **Current Building Project Under Construction**

Shop/Office and five cabins at 20 Morilla Street Lightning Ridge

Private garage @ 38 Warrena Street Walgett

Storage Units @ 40 Nobby Road Lightning Ridge

99 Wee Waa Street Walgett Multi Unit housing project

New dwelling and garage 1360 Wilby Wilby Road Cumborah

New dwelling 1060 Moomin Road Rowena

New rural shed 6560 Castlereagh Highway Walgett

New dwelling 2441 Pian Creek Road Walgett

Walgett Splash Park Montkeila Street Walgett

New workers accommodation units Walgett Hospital and Collarenebri Hospital

New dwelling 6 Flamingo Street Lightning Ridge

### Other Activity

#### **PLANNING CERTIFICATES:**

June- thirteen (13) 10.7 Planning Certificates has been issued.

#### **OTHER ENVIRONMENTAL SERVICES ACTIVITIES**

The Environmental Protection Agency (EPA) the matter concerning the Notice of Variation of Environment Protection licence and an action plan covering the methodology of disposal of contaminated concrete waste and the time frame involved with it's disposal. The amended Response sent to the (EPA). Acknowledged receipt of document, now awaiting the response. Response received requesting to finalise the process to be undertaken. Currently working on it.

#### **MOSQUITO TRAPS PROGRESS**

Due to the seasonal change and drying conditions to Walgett and the regional areas available, mosquito trapping has been put on-hold. Council has received a generous amount of money from NSW Health to facilitate promotional program for the fourth-coming season covering mosquito control and preventative measures.

#### **June 2023 Animal Impounding Records**

Month of June- impounded 24 dogs 16 dogs were surrendered and 8 seized, with four euthanized and 20 dogs rehomed. During the month, a dangerous dog order was served with successful outcomes by the surrendering of four dogs. A number of nuisances issues generated from dog control and feral cat problems. Two (2) abandoned motor vehicles were removed from public places.

| <b>Matters Generally for Brief Mention or Information Only – From Director Environmental Services</b> |
|-------------------------------------------------------------------------------------------------------|
|-------------------------------------------------------------------------------------------------------|

#### **Recommendation:**

That Council receive and note this report.

#### **Moved:**

#### **Seconded:**

#### **Attachments:**

Nil

### **9.4.3 DRAFT - FIRE SAFETY POLICY – WALGETT SHIRE CARAVAN PARKS**

**REPORTING SECTION:** Environmental Services  
**AUTHOR:** Bob Harris – Assistant Director Environmental Services  
**FILE NUMBER:** 23/11/0210

---

**Summary:**

There are five existing Caravan Parks in the Walgett Shire where the continued operation of the Caravan Park requires Council approval under the Local Government Act 1993. All of these Caravan Parks are located in the Lightning Ridge area.

Fire safety non-compliances have resulted from changes that have occurred over many years to NSW Caravan Park and Fire Safety Legislation. Council is now faced with the decision to allow the Caravan parks to upgrade over time or to act in relation to the non-compliant parks.

There are also a number of unregulated private and public camping grounds and overnight stopovers that are not considered in this report. These sites are generally of a smaller nature and less densely occupied.

**Background:**

The NSW Local Government Act 1993 and NSW Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2021 provide the statutory framework for all of NSW.

Fire safety standards in Caravan Parks have continued to evolve over many years and all of the existing regulated parks now have issues with fire safety compliance. The issue of Council approvals has in some cases been delayed due to non-compliance with fire safety standards.

These Caravan Parks are currently operating without Council approval.

All of the existing Caravan Parks have fire safety compliance issues to varying degrees, compliance issues in one case goes back to 2015. Delays in finalising compliance issues has occurred for a number of reasons. Owners and fire safety consultants causing delays, council staff turnover, complexity of issues and availability of time and money.

The cost of upgrading works varies but in some cases will be quite significant and compliance would mean closing of some Caravan Parks. Council officers have been working with owners to resolve these issues but progress has been slow

**Current Position:**

Council staff have been in discussions with Caravan Park owners regarding a request to allow an upgrade of fire safety equipment over a period of up to 7 years in order to achieve compliance.

Rather than consider the fire safety issues and installation details of individual caravan parks it is recommended that Council consider a policy for fire safety upgrading works that would apply to all caravan parks.

As Council approvals can apply for a period of up to five years it is problematic to extend a fire safety program for a longer period. In most cases a shorter time frame would be suitable for completion of fire safety upgrading work.

Alternatively, approvals could be issued for 12 months requiring the owner to submit proof of progress before each annual renewal.

Should Council adopt a policy that would reduce the level of fire safety required for an interim (5 year) period Council may incur an additional liability for damages in the event of a fire. Prior to adoption of the draft policy it would be prudent to consult Council insurers.

**Relevant reference document/policies:**

Local Government Act (NSW) 1993 & Regulations

NSW Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2021

**Governance issues:**

Attached is advice from the Department of Planning and Industry confirming discussions regarding the fire safety issues.

As indicated in the attachment there is currently no state wide policy in relation to this matter and different Council's are approaching the matter differently.

**Environmental issues:**

Potential impacts on fire safety for Caravan Park residents

**Stakeholders:**

Walgett Shire Council

Residents of Walgett Shire Council

Tourists and Caravan Park owners

**Financial implications:**

Council insurers may advise of relevant financial implications.

**Alternative solutions:**

The alternative solution is to recommend closure of non-compliant Caravan Parks.

**Conclusion:**

Independent advice has been sought from the NSW Department of Local Government and no response has been received to date.

Council may consider adopting a draft policy and advertising the proposed policy to seek further submissions from Caravan Park owners and the Walgett Shire Community.

Caravan Parks are often used for long-term accommodation and due to current housing shortages it is incumbent on Council to find a solution that will not result in a reduction of available housing.

**Fire Safety Policy – Walgett Shire Caravan Parks**

**Recommendation:**

1. That Council adopt the following draft policy and advertise the policy for a period of 21 days and further consider any submissions at a future meeting of Council.

2. Draft Fire Safety Policy – Walgett Shire Caravan Parks

a) In granting approval for the continued operation of existing Caravan Parks within the Walgett Shire conditions of approval may allow a maximum period of five years for completion of a fire safety upgrading program.

b) Caravan Park owners operating under a Council approved fire safety upgrading program are required to make annual progress towards completion of the upgrading program.

c) Failure to make annual progress on fire safety upgrading will result in lapsing of Council approval and commencement of action to close the Caravan Park.

**Moved:**

**Seconded:**

**Attachments:**

**Nil**

## **10. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

## **11. QUESTIONS WITH NOTICE**

### **Cr Currey**

1. What is the status of the fencing project for the Carinda Sports Oval? Have quotations been received?
2. Is there plans to seal the road between the Carinda Tip and Cemetery?
3. On the Councillor bus trip of the Shire in early March 2023, there was discussion regarding the sealing of Wanourie Road. Has this been investigated?

### **Cr Hundy**

Why was the Director of Engineering, a senior appointment, appointed on a Contract without consultation with all Councillors.





# **AGENDA FOR CLOSED COUNCIL MEETING**

**Monday 31 July 2023**

**NOTICE IS HEREBY GIVEN** pursuant to clause 7 of Council's Code of Meeting Practice that the Closed Council Meeting of Walgett Shire Council will be held at Walgett Shire Council Chambers on **Monday 31<sup>st</sup> July 2023** to discuss the items listed in the Agenda.

Megan Dixon  
**GENERAL MANAGER**

## **AGENDA**

### **12. MOVE INTO CLOSED SESSION**

#### **MOVE INTO CLOSED SESSION**

**Time:** .....

That the public be excluded from the meeting pursuant to Sections 10A (2) (b) & (c) the Local Government Act 1993 on the basis that the items deal with:

(b) the personal hardship of any resident or ratepayer,

(c) that information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting business (or proposed to conduct business)

**Moved:**

**Seconded:**

### **13. CONFIDENTIAL REPORTS/CLOSED COUNCIL MEETING**

#### **13.1 General Manager**

- 13.1.1 Minutes of the Closed Meeting – Wednesday 5<sup>th</sup> July 2023
- 9.1.4 Lightning Ridge Swimming Pool Complex
- 9.1.6 Lease on Lightning Ridge Council Office
- 9.1.7 Community Assistance Scheme 2023/2024

#### **13.2 Director Corporate Services**

- 13.2.1 Write Off of Bad Debts

## **13.1 ACTING GENERAL MANAGER**

### **13.1.1 MINUTES OF THE CLOSED COUNCIL MEETING WEDNESDAY 5<sup>TH</sup> JULY 2023**

| <b>Minutes of the Closed Council Meeting – 5<sup>th</sup> July 2023</b>                                                                                                                                                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation</b></p> <p>That the minutes for the closed meeting held 5<sup>th</sup> July 2023 as itemised in minute numbers 7C2023/1 to 7C2023/5 pages 2 to 4, be confirmed.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

## 16. RETURN TO OPEN SESSION

### Return to open session

**Recommendation:**

That Council return to open session.

**Moved:**

**Seconded:**

## 17. ADOPTION OF CLOSED SESSION REPORTS

### Adoption of closed session reports

**Recommendation:**

That Council adopt the recommendations of the Closed Committee Reports

**Moved:**

**Seconded:**

## 18. CLOSE OF MEETING

**Time:** .....