



AGENDA FOR ORDINARY COUNCIL MEETING

TUESDAY, 3 May 2011

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 in the **Collarenebri Bowling Club** on **Tuesday 3 May 2011**, commencing at 10.00am to discuss the items listed in the Agenda.

- NOTE: A bus will be leaving the back of the Walgett Council Chambers at 8.30am sharp. Anyone requiring transport is requested to contact Jodie Campbell by 4pm Monday 2 May 2011

Don Ramsland
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 (eg. 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.

Participation in Meetings despite Pecuniary Interest (S452 Act)

A Councillor is not prevented from taking part in the consideration or discussion of, or from voting on, any of the matters/questions detailed in Section 452 of the Local Government Act.

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 (eg. 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 (eg. 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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## **AGENDA**

### **1. Opening of Meeting**

### **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**

### **4. Welcome to Visitors**

### **5. Public Forum Presentations**

*(Limited to five minute presentations, and must relate to items listed within the Business Paper)*

- Mr. Dan O'Connor from StateWide Mutual
- Ms Jenni Brammal from the Australian Opal Centre

### **6. Declaration of Pecuniary/Non Pecuniary Interests**

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### **8. Reserve Trust Management Committee Reports..... Nil**

### **9. Mayoral Minutes..... Nil**

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### **13. Reports of Delegates and Representatives**

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### **14. Reservation of items for Debate**

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### **GENERAL MANAGER**

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## **19. Close of Meeting**

## Apologies

Nil

## Welcome to Visitors

N/A

## Declaration of Pecuniary/Non Pecuniary Interests

N/A

## Confirmation of Minutes/Matters Arising



### **DRAFT MINUTES FOR ORDINARY COUNCIL MEETING**

**TUESDAY, 22 March 2011**

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 in the **Legends room at the Lightning Ridge Bowling Club** on **Tuesday 22 March 2011**, commencing at 10.00am to discuss the items listed in the Agenda.

Don Ramsland  
GENERAL MANAGER

**MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD AT LIGHTNIGN  
RIDGE BOWLING CLUB ON TUESDAY 22 MARCH 2011 COMMENCING AT 10:01 AM**

**PRESENT**

|                 |                                            |
|-----------------|--------------------------------------------|
| Clr I Woodcock  | (Mayor)                                    |
| Clr B Murray    | (Deputy Mayor)                             |
| Clr L Walford   |                                            |
| Clr J Keir      |                                            |
| Clr R Greenaway |                                            |
| Clr G Colless   |                                            |
| Clr K Smith     |                                            |
| Clr M Martinez  |                                            |
| Clr D Lane      |                                            |
| Don Ramsland    | (General Manager)                          |
| Mr M Goodwin    | (Director, Planning & Regulatory Services) |
| Mr F Coralde    | (Director, Urban Infrastructure Services)  |
| Mrs S Jones     | (Finance Manager)                          |
| Mr T Colak      | (Roads Engineer)                           |
| Mrs J Campbell  | (Minute Secretary)                         |

**Apologies**

Nil

**Welcome to Visitors**

The Mayor welcomed all visitors to the meeting and acknowledged the traditional owners of the land.

**Public Forum Presentations**

*Philomena McCue from the Lightning Ridge Arts and Crafts Centre*

Mrs McCue spoke in relation to the fence around the Arts and Craft Centre and that they are having trouble getting the work done as the cost of the fencing is more than \$4000. Council has allocated \$1000 for painting and \$3000 for the Fencing. Mrs McCue asked if they could forgo the painting that is allocated and asked if they could just focus on the fence as the main priority. She also advised that they could probably do most of the labour for free and that the \$4000 combined will just be for the materials.

**Declaration of Pecuniary/Non Pecuniary Interests**

- Clr Greenaway declared a pecuniary interest in any item that is discussed in relation to gravel carting as he has an association with a gravel haulage operation.
- Clr Keir declared a Non Pecuniary interest in item 9 – Regional Local Community Infrastructure Program – Variations and Progress as she is involved in the Come By Chance Hall restoration.
- Clr Lane declared a Pecuniary interest in Item 25 - Higher Mass Limits on Local Roads as he is a grain harvest contractor.

## **Confirmation of Minutes**

*The following items were raised arising out of the February Council Meeting minutes:*

### **BEANBRI ROAD UPGRADE**

The General Manager advised that a letter is being drafted to Cargill regarding the upgrading of the Beanbri Road.

### **COUNCILLORS INSURANCE COVER**

The General Manager advised that Councillors are covered by Insurance when they use their private cars for travelling to Council meetings and other designated Council meetings or functions.

### **GOANGRA ROAD FORMATION**

A report is being prepared by Engineering Division with regards the Goangra Road formation, to the April, 2011 meeting.

#### **3/2011/1 Confirmation of Minutes of Council Meeting 22 February 2011**

##### **Resolution:**

That the Minutes of the Council meeting held 22 February 2011 be confirmed with the following amendment:

##### **Colin McKenzie – President of Walgett Swimming Club**

Mr McKenzie spoke about the loan they received from Council some years ago to build a club house. He advised that the club did not pay the loan back as there were issues with the ownership of the clubhouse and its use. He also advised that because of this the Walgett Swimming Club has been carried over as a bad debtor and would like to rectify it.

**Moved:** Clr Murray

**Seconded:** Clr Walford

**CARRIED**

## **Reserve Trust Management Committee Reports**

### **3/2011/2 Collarenebri Racecourse/Showground (D630054) Reserve Trust – New Portable Grandstand expense ledger**

**Resolution:**

1. That an expense ledger be set up for \$5,380 grant/loan received from the Minister of Lands, NSW for the installation of a new portable grandstand in Collarenebri Showground/Racecourse (D630054).
2. That Council commence advertising future supply of a new portable grandstand in April 2011.

**Moved:** Clr Martinez

**Seconded:** Clr Lane

**CARRIED**

## **Mayoral Minutes**

Nil

## **Motions of which Notice has been given**

### **3/2011/3 Monthly Council meeting for January**

**Resolution:**

That Council resolve to hold a normal monthly meeting in January every year.

**Moved:** Clr Greenaway

**Seconded:** Clr Martinez

**Amendment:**

That Council resolve to hold its normal monthly December meeting on the last available Tuesday before Christmas and bring its February Meeting to the second Tuesday of February.

**Moved:** Clr Colless

**Seconded:** Clr Keir

**ON BEING PUT THE AMENDMENT BECAME THE MOTION**

**ON BEING PUT THE MOTION WAS CARRIED**

## **Presentation of Petitions**

Nil

**Councillors Questions with Notice****3/2011/4 Councillors Questions for Discussion****Resolution:**

That the General Manager's Report be received and noted.

**Moved:** Clr Lane

**Seconded:** Clr Martinez

**CARRIED**

*Questions for this meeting*

**Councillor Lane****Question1:**

Can staff please provide council with a detailed breakdown of the, Administration on-cost realignment charged against the water and sewer funds in the quarterly budget review, as tabled at the February meeting.

**Response:**

1. Management sharing costs from 2007 to 2010 financial years have little variations as shown below:

| Town            | Average % On Cost Share (2007 to 2010) |
|-----------------|----------------------------------------|
| Walgett         | 52%                                    |
| Lightning Ridge | 20%                                    |
| Collarenebri    | 28%                                    |
| Total           | 100%                                   |

2. Due to some concern regarding the high % for Walgett over the last four years, and possibly increase in operations in Lightning Ridge, a revised sharing plan was introduced in 2010-11:

| Town            | Average % On Cost Share (2007 to 2010) |
|-----------------|----------------------------------------|
| Walgett         | 20%                                    |
| Lightning Ridge | 69%                                    |
| Collarenebri    | 11%                                    |
| Total           | 100%                                   |

# WALGETT SHIRE COUNCIL MINUTES

| WATER MANAGEMENT ON-COSTS SHARING COSTS                                                               |                             |         |                             |         |                             |         |                             |         |                |
|-------------------------------------------------------------------------------------------------------|-----------------------------|---------|-----------------------------|---------|-----------------------------|---------|-----------------------------|---------|----------------|
| COST CENTRE                                                                                           | FINANCIAL YEARS             |         |                             |         |                             |         |                             |         | 4 YEAR<br>AVGE |
|                                                                                                       | 2007-08                     |         | 2008-09                     |         | 2009-10                     |         | 2010-11                     |         |                |
|                                                                                                       | Internal Charges<br>(Urban) | % Split | Internal Charges<br>(Urban) | % Split | Internal Charges<br>(Urban) | % Split | Internal Charges<br>(Urban) | % Split | % Split        |
|                                                                                                       |                             |         |                             |         |                             |         |                             |         |                |
| Walgett                                                                                               | 63133                       | 52      | 65659                       | 52      | 61530                       | 51      | 127253                      | 20      | 44             |
| Lightning Ridge                                                                                       | 24533                       | 20      | 25515                       | 20      | 22752                       | 19      | 433101                      | 69      | 32             |
| Collarenebri                                                                                          | 33094                       | 28      | 34418                       | 28      | 35525                       | 30      | 67761                       | 11      | 24             |
| Total                                                                                                 | 120760                      |         | 125592                      |         | 119807                      |         | 628115                      |         |                |
| General Comments:                                                                                     |                             |         |                             |         |                             |         |                             |         |                |
| 1. No major deviations (of split) over the last 3 consecutive years                                   |                             |         |                             |         |                             |         |                             |         |                |
| 2. However, concern were raised why Walgett was having higher % hare way back in 2008-09              |                             |         |                             |         |                             |         |                             |         |                |
| 3. Normal for Colla to have higher % due to longer hours spent in their water system                  |                             |         |                             |         |                             |         |                             |         |                |
| 4. In 2010-11, majorchanges were made.                                                                |                             |         |                             |         |                             |         |                             |         |                |
| 5. Explained to Clr. Lane that the % sharing is based on the operational costs and some capital works |                             |         |                             |         |                             |         |                             |         |                |

A further report is to be prepared with regards on costs for consideration at the April 2011 meeting.

## **Councillor Greenaway**

### **Question 1:**

Who was the Council Staff member who inspected SH road 5 (Cryon Road) after the flood for any damage and why wasn't this road included in the flood damage claims.

### **Response:**

The Acting Director Rural Infrastructure Services advises that most of the water in the Rowena and northern end of SR5 area was from local rain.

He further advises that the field inspection has not been carried out on this road yet, however there are 25 Rural Roads that have been jointly inspected with RTA up to date. There are still further flood affected areas, around 55 Rural Roads (Local & Regional Roads) which will be jointly inspected/assessed with RTA including SR5 Cryon Road.

He further advises that staff will try to get flood repair funds for this road, as road damage was caused by a heavy storm.

### **Question 2:**

Is it correct that Council has a roller on hire that has been parked alongside the Gundabloui road between Collarenebri and Mungindi for a number of months?

### **Response:**

The Acting Director Rural Infrastructure Services advises that "Yes, a roller was parked on Collarenebri Mungindi Road for a number of months. The roller was hired from Coates Hire, and it was used on the Gundabloui road flood damage repair, and before the Christmas shutdown it was off hired.

However, Coates Hire did not transport it from site. Then after the Christmas period it could not be moved from the Gundabloui road site because the road was inaccessible due to the weather and being cut by the flood waters.

## WALGETT SHIRE COUNCIL MINUTES

He further advises that Council then repaired and delivered the roller to Merrywinebone Road to use on another job when the road became accessible last week. The General Manager is to double check this situation.

*These questions were brought forward from the February Council meeting.*

### **Clr Murray**

#### **Question 1:**

In relation to the Carols by candlelight event, is Council going to do something with that?

#### **Response:**

The General Manager advised that he will bring a report back to Council in April.

#### **Question 2:**

Are the Walgett Bore baths currently in use, or have they been shut down?

#### **Response:**

The Director Urban Infrastructure Services advised that during this weather they are not opened. He further advised that they are usually opened during winter. He also advised that he will bring a report back to Council in April.

### **Clr Greenaway**

#### **Question 1:**

What is happening with the Pedestrian crossing at Burren Junction? Last year it was promised to have it fixed before the start of the new school term?

#### **Response:**

Council was advised that flooding had delayed the resealing programme including the street outside the school. That work has now been completed but the repainting of the pedestrian crossing can only be completed when the new work has cured otherwise the tar will bleed through the paint and the crossing will be difficult to see.

### **Clr Colless**

#### **Question 1:**

In relation to the new playground at Apex Park, Is council looking at adding in a new toilet block? At this stage users would have to go into the club or the public toilets on the other side of the Tennis Courts in Montkeila Street.

#### **Response:**

Council's attention was drawn to the fact that there was already toilet facilities available at the bore baths which adjoin this facility.

#### **Question 2:**

In relation to the Goangra Road, it has never been reformed and put back to its height since the 1974 floods. Can we reform it back to the height it was originally at?

#### **Response:**

The Director Rural Infrastructure and Support Services advised that he understand what the issue was and will provide a response at the next Council meeting.

## WALGETT SHIRE COUNCIL MINUTES

### Clr Smith

#### **Question 1:**

In relation to the Bus stop near the agency at Collarenebri where the school bus pulls up, the signs have faded, are we able to get these updated?

#### **Response:**

The Director Rural Infrastructure and Support Services advised that a response will be provided at the next Council meeting.

#### **Question 2:**

Are we able to get the bad pothole fixed on the Gwydir highway leading out of Collarenebri, just past the football ovals?

#### **Response:**

A response will be provided at the next Council Meeting.

### Clr Woodcock

Can something be done about the dogs that roam in fantasia street, as well as the bad potholes?

#### **Response:**

A response will be provided at the next Council Meeting.

### Clr Smith

Just wanted to comment on the Mungindi road, how the bitumen has held up in the latest flooding. Well done.

## **Reports of Delegates and Representatives**

### **3/2011/5 Walgett Local Area Traffic Committee Minutes – March 2011**

**Resolution:**

1. That the minutes of the March 2011 meeting of the Walgett Local Area Traffic Committee be received and noted and the recommendations contained therein adopted by Council and further that:
  - a. The Lightning Ridge Easter Festival Committee be advised that the road closure is subject to no live feral goats being involved in any activities.
  - b. Concern was expressed that the local bus pickup area on MR7716 and HW18 be finalised at the next traffic committee meeting as the matter has been ongoing for 2 years without a decision
  - c. Any other outstanding issues be the subject of firm recommendations at the next traffic committee meeting.

**Moved:** Clr Colless

**Seconded:** Clr Murray

**CARRIED**

### **3/2011/6 Award Consultative Committee Minutes**

**Resolution:**

1. That Council received and note the minutes of the Award Consultative Committee meeting for 14 February 2011, 15 November 2010, 8 November 2010, and 8 August 2010.

**Moved:** Clr Colless

**Seconded:** Clr Keir

**CARRIED**

The General Manager also advised the outcome of issues considered at the meeting of the Award Consultative Committee on 14 March 2011 that would be listed for information at the April, 2011 Council meeting.

## **Reservation of items for Debate**

Nil

## **Reports of Officers**

### **3/2011/7 Council decisions Action Report – 22.02.11**

**Resolution:**

1. That the report be received.

**Moved:** Clr Lane

**Seconded:** Clr Walford

**CARRIED**

### **3/2011/8 Circulars received from the NSW Local Government and Shires Association of NSW – March 2011**

**Resolution:**

1. That the information contained in the weekly circulars from the NSW Local Government and Shires Association be received and noted.

**Moved:** Clr Lane

**Seconded:** Clr Murray

**CARRIED**

### **3/2011/9 Circulars received from the Division of Local Government – March 2011**

**Resolution:**

1. That the information contained in the Departmental circulars 11/1 to 11/3 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:** Clr Lane

**Seconded:** Clr Keir

**CARRIED**

### **3/2011/10 Monthly Calendar – March 2011**

**Resolution:**

1. That Council receive and note the regular monthly calendar for the period March to May 2011.

**Moved:** Clr Smith

**Seconded:** Clr Lane

**CARRIED**

**3/2011/11 Emergency Management Legislation Changes**

**Resolution:**

1. That Council receive and note the Emergency Management Legislation and procedure changes and take appropriate action to have them implemented

**Moved:** Clr Lane

**Seconded:** Clr Keir

**CARRIED**

**3/2011/12 Implementation of Integrated Planning Legislation**

**Resolution:**

1. That Council seek the approval of the Chief Executive, Local Government, Division of the Department of Premier and Cabinet to defer the implementation of the Integrated Planning Legislation until 1 July 2012 and seek to be transferred into Group 3 of the implementation phase.

**Moved:** Clr Lane

**Seconded:** Clr Colless

**CARRIED**

11:13am Clr Keir declared a Non Pecuniary interest in the following item as she is involved in the Come By Chance Hall restoration and left the meeting.

**3/2011/13 Regional and Local Community Infrastructure Program – Variations and Progress**

**Resolution:**

That Council receive and note the report and an amount of \$53,000 be voted from the Footpath Rehabilitation programme to allow restumping work at the Come-By Chance Hall to proceed in the 2010/2011 financial year.

**Moved:** Clr Lane

**Seconded:** Clr Smith

**CARRIED**

11:25am Clr Keir returned to the meeting

11:25am Clr Lane left the meeting

11:27am Clr Lane returned to the meeting

11:28am Clr Smith and Greenaway left the meeting

**3/2011/14 Request for Assistance – Lightning Ridge Men’s Shed**

**Resolution:**

That Council advise the Lightning Ridge Mens’ Shed that it is unable to make an annual contribution towards the rental for the premises they occupy at Lightning Ridge.

**Moved:** Clr Keir

**Seconded:** Clr Murray

**CARRIED**

11:30 am Clr Smith and Clr Greenaway returned to the meeting

**3/2011/15 Lightning Ridge Neighbourhood Centre Inc – Closure of Transcultural Community Centre**

**Resolution:**

That Council advise that it is unable to assist financially in staffing functions that are outside its core business activities but is prepared to assist in facilitating meetings with higher tiers of government to lobby for the funding of the TCC activities.

**Moved:** Clr Lane

**Seconded:** Clr Walford

**CARRIED**

**3/2011/16 Payment of Expenses and Provision of Facilities for Councillors Policy**

**Resolution:**

1. That Council give notice of its intention to adopt the Draft Policy for the Payment of Expenses and Provision of Facilities to Councillors, in accordance with Section 253 of the Local Government Act.
2. And that the Draft Payment of Expenses and Provision of Facilities for Councillors policy, then be placed on public exhibition and public submissions invited.

**Moved:** Clr Lane

**Seconded:** Clr Martinez

**CARRIED**

11:35am Clr Colless left the meeting

## WALGETT SHIRE COUNCIL MINUTES

### 3/2011/17 2011/2014 Draft Management Plan and Budget

**Resolution:**

That the report be received and noted and the timeline for the preparation of the 2011/2014 Management Plan and Budget be endorsed.

**Moved:** Clr Lane  
**Seconded:** Clr Smith

**CARRIED**

11:37am Clr Colless returned to the meeting  
11:37am Clr Walford left the meeting  
11:41am Clr Walford returned to the meeting

### 3/2011/18 Matters Generally for Brief Mention or Information only from General Manager – March 2011

**Resolution:**

1. That the matters listed by the General Manager for brief mention or information be received and noted.

**Moved:** Clr Walford  
**Seconded:** Clr Keir

**CARRIED**

### 3/2011/19 Cash on Hand and Investment Report as at 31 January 2011

**Resolution:**

1. That the cash on hand and investment report as at 28 February 2011 be received.

**Moved:** Clr Lane  
**Seconded:** Clr Smith

**CARRIED**

### 3/2011/20 Payment to 2WEB for Advertising

**Resolution:**

1. That Council accept the offer of Radio Station 2WEB for an annual advertising package of \$5,500 + GST for 2011/2012.

**Moved:** Clr Lane  
**Seconded:** Clr Martinez

**CARRIED**

## WALGETT SHIRE COUNCIL MINUTES

### 3/2011/21 Community Assistance Scheme Donations – 2010/2011 Budget

**Resolution:**

That Council applies funds for financial assistance under section 356 of the Local Government Act 1993 for the two Community Assistance Scheme Applications that were received before the closing date.

**Moved:** Clr Lane  
**Seconded:** Clr Martinez

**CARRIED**

### 3/2011/22 Kamilaroi Highway - Stage 2 Product Development

**Resolution:**

1. That Council endorse the Kamilaroi Highway Stage 2 Development project by provision of a letter of support from the General Manager.

**Moved:** Clr Lane  
**Seconded:** Clr Murray

**CARRIED**

### 3/2011/23 New Work Health and Safety Laws

**Resolution:**

1. That Council receive and note the report on proposed changes to the current Occupational Health and Safety Act.

**Moved:** Clr Lane  
**Seconded:** Clr Murray

**CARRIED**

## WALGETT SHIRE COUNCIL MINUTES

### 3/2011/24 Liquor Licence Application, Glengarry Hilton

#### Resolution:

1. Note the "Liquor Licence Application – Notice to Local Consent Authority" from Harald Gruenfeld to extend the trading hours of the Glengarry Hilton, located on the Glengarry opal field.
2. Respond to the notice by writing to the Casino Liquor & Gaming Control Authority and stating that Walgett Shire Council:
  - (a) Is satisfied that development consent is required and in place for the Glengarry Hilton, via development consent 2010/018.
  - (b) Has no objection to the proposal to extend the trading hours of the Glengarry Hilton on Friday and Saturday nights to a closure time of 2.00AM, provided that this does not result in significant disturbance complaints from residents in the vicinity of the premises.
3. Forward a copy of Council's response to Harald Gruenfeld.

**Moved:** Cllr Martinez

**Seconded:** Cllr Lane

**CARRIED**

### 3/2011/25 Proposed Subdivision of Namoi & Gingie Settlements

#### Resolution:

1. Note the letter dated 12 January 2011 from ARUP Pty Ltd requesting Council's in principle agreement to the proposed subdivision of the former Namoi and Gingie Aboriginal Reserves and that it outline a mutually agreeable process to address issues associated with the subdivision.
2. Respond with a letter which states:
  - (a) Walgett Shire Council is prepared to enter into discussions with the NSW Aboriginal Land Council, Walgett Local Aboriginal Land Council or other parties regarding the possibility of a planning agreement to take over road, water and sewerage infrastructure at the former Namoi and Gingie Aboriginal Reserves. It should be noted that Council:
    - (I) Prefers that such discussions occur prior to the lodgement of a Development Application to subdivide the land.
    - (II) Would expect that the infrastructure must comply with appropriate engineering standards prior to being taken over. This would include Auspec NSW Development Design Specifications, D1 Geometric Road Design (Urban and Rural), D11 Water Reticulation and D12 Sewerage System.
    - (III) Would be unlikely to accept any proposal which places an additional financial burden upon it.

## WALGETT SHIRE COUNCIL MINUTES

- (b) It would be quite inappropriate to give "in principle" agreement for the proposed subdivision, because that would suggest Council is ignoring or pre-empting the evaluation process required under section 79C of the Environmental Planning and Assessment Act 1979.
- (c) In a related matter, Council expects to issue a notice of intention to issue an order under section 121B of the Environmental Planning and Assessment Act 1979 in the near future to the Walgett Local Aboriginal Land Council, as the landowner, for the demolition of unauthorised shacks associated with the Gingie settlement (lot 2, DP 752697).

**Moved:** Clr Lane  
**Seconded:** Clr Walford

**CARRIED**

### 3/2011/26 Development and Complying Development Certificate Applications

**Resolution:**

It is recommended that Walgett Shire Council resolve to:

1. Note that no Complying Development Certificate or Development Applications were approved during February 2011.

**Moved:** Clr Lane  
**Seconded:** Clr Walford

**CARRIED**

### 3/2011/27 Update on Urban Addressing – Lightning Ridge

**Resolution:**

That Walgett Shire Council resolve to:

1. Note the report regarding an Update of Urban Addressing – Lightning Ridge, as prepared by Council's Geographic Information Systems Coordinator.
2. Inform all affected owners and residents in Pandora Street and Harlequin Street Lightning Ridge that the numbering of their house has been amended to allow additional street numbers to be allocated within the street.
3. Supply reflective numbered plates to the affected landholders for the amended street numbers.
4. Inform service providers including Police, Ambulance, Fire Service, SES, RFS, Country Energy and Telstra of the amendments.

**Moved:** Clr Lane  
**Seconded:** Clr Smith

**CARRIED**

## WALGETT SHIRE COUNCIL MINUTES

### 3/2011/28 Matters Generally for Brief Mention or Information only from Director of Planning & Regulatory Services

#### Resolution:

1. That the report by the Director of Planning & Regulatory Services on matters for brief mention, or information only, be received and noted.

**Moved:** Clr Lane

**Seconded:** Clr Murray

**CARRIED**

11:54am Clr Lane declared a pecuniary Interest in this item as he is a grain harvest contractor and left the meeting.

11:55am Clr Smith left the meeting

11:57am Clr Smith returned to the meeting

### 3/2011/29 Higher Mass Limits on Local Roads

#### Resolution:

1. That approval is not granted for Higher Limits on Merrywinebone Road.
2. That Council indicate that the RTA should approve additional funds to road maintenance/ upgrading prior to allowing HNL Usage.
3. The RTA be advised that Council believes that whenever possible the most cost effective method of transporting grain is by rail.

**Moved:** Clr Keir

**Seconded:** Clr Murray

**CARRIED**

12:00noon Clr Lane returned to the meeting

**3/2011/30 Strategic Plant Replacement Program 2010 – 2024 – Call Tender Approval**

**Recommendation:**

1. Council should endorse the acquisition of the remaining plant items exceeding \$150,000 for 2010-2011 – namely a road train rated Prime Mover, fitted with quick release side tipping dirt/gravel body

**Moved:** Clr Martinez

**Seconded:** Clr Greenaway

**AMENDMENT**

That Council

1. Defer consideration of the balance of the 2010/11 plant purchase programme for consideration in conjunction with the 2011/15 estimates and
2. That the suitability and viability of the proposed unit be further investigated by a working party which includes the Mayor, Deputy Mayor and Councillor Colless.

**Moved:** Clr Colless

**Seconded:** Clr Murray

**ON BEING PUT THE AMENDMENT BECAME THE MOTION**

**ON BEING PUT THE MOTION WAS CARRIED**

**Reports of Committees**

Nil

## **Questions for the next Meeting**

### **Clr Walford**

#### **Question1: LIGHTNING RIDGE NETBALL COURTS**

In relation to the Netball organisation, if they put a letter into Council can they get the grass soccer ovals at Lightning Ridge marked out for Netball?

### **Clr Martinez**

#### **Question 1: LIGHTNIGN RIDGE NETBALL COURTS**

Why can we not fix the Lightning Ridge netball courts up when the Walgett ones were created for a lot less than \$30,000?

### **Clr Smith**

#### **Question 1: SOLAR PANEL INSPECTIONS**

For Solar panels being placed or erected on roofs at Collarenebri is there any inspection or process that ensures the premises are suitable to this type of addition?

#### **Question 2: CONDEMNED BUILDING CRITERIA**

Can staff please explain the criterion of a condemned building? Who does inspections?

#### **Question 3: SOLAR PANEL – LEGAL STANDING**

Have we had any feedback on the legal side of solar panels being erected in Collarenebri? Country Energy has installed power boxes for them, Collarenebri residents are not happy with the action being taken by Walgett Shire Council in respect of these types of installations.

#### **Question 4: OVEDUE RATE COLLECTIONS**

In relation to a review all overdue rates, has any progress been made eg. Payments from rates payers with very outstanding amounts due and has owed Council for many years and continue to do so? Timeframe can be put in place to hopefully recover Council money.

#### **Question 5: CROWN LAND LEASES**

Crown Land Leases – Do other Shires have these types of charges? The racecourse charge has increased by \$50.00 when it was \$100 and it is now \$150.00. Can we have an update of all monies received from Crown Land – each entity itemised since 2005?

#### **Question 6: COLLARENEBRI AGENCY MAINTENANCE**

Collarenebri Agency – Guttering needs urgent attention. Rain comes in behind private mail boxes wetting the carpet and lino (OH&S) and box owner's mail. The carpet then rots and becomes mildewed. Can the General Manager arrange for it to be addressed?

#### **Question 7: CRYON ROAD MAINTENANCE**

Grawin Bridge – Cryon Road Collarenebri (approx 7kms) Northern side approach is a concern as it is breaking away?

#### **Questions 8: TOWN WATER RATES**

Land and Water rates on town blocks, if water is not connected does the same fee apply? If so, why?

#### **Question 9: INSURANCE CLAIM**

Can Council lodge an Insurance Claim in respect of Collarenebri skate park slab cracking and chipping away?

## WALGETT SHIRE COUNCIL MINUTES

### **Question 10: CLEANLINESS COMPLAINT – COMMERCIAL PREMISES**

Several complaints have been brought to my attention regarding the cleanliness of a commercial premises in Walgett? (Dead smelly crickets and generally unclean) Out front entrance is smelly from dirt and cigarette butts and needs a hosing of water to clean and hopefully stop the smell and have an inviting entrance into shop, a general clean-up. Can the General Manager arrange for it to be addressed?

**Clr Martinez**

### **Question 2: NEW LIGHTNING RIDGE BORE**

What stage are we up to with the 2<sup>nd</sup> bore at Lightning Ridge? Is there any progress on this? Have we started any applications for it? Feedback required.

**Clr Lane**

### **LIGHTNING RIDGE FLOOD LEVY**

A vote of thanks to Director Urban Infrastructure Services and his staff for putting up the height of the levy around the Lightning Ridge bore head prior to the floods in January, 2011 as it presented the need for the towns evacuation.

**Clr Martinez**

### **Question 3: LIGHTNIGN RIDGE FOOTPATH**

When is the footpath being started at the swimming pool in Lightning Ridge? It would be nice to have it completed before the opening on 7 May.

### **Question 4: LOCAL ENVIRONMENTAL PLAN**

In regards to the LEP, it is currently not on display, is Council still pushing for the 40 acre blocks?

### **Response:**

The Director Planning and Regulatory Services advised that as per council's resolution in December 2010 the rural small holding proposed rezoning for Walgett Collarenebri and Lightning Ridge has been put on hold pending the LEP being finalised.

The matter **can** be dealt with as a planning proposal. At that time it will require consultation with the Department of Planning.

### **Question 5: GRANTS FUNDING**

Can our grants officer look into funding for the Lightning Ridge Men's shed and the Transcultural Community Centre?

### **Clr Greenaway BUDGET REDUCTION**

I would like to see this year's budget compared to last year's budget, the corporate service budget be reduced by 20 % and transferred to the Engineering budget.

**Clr Keir**

### **Question 1: NEW BRIDGE REPORT**

Can a report please be provided on the state of the 7 bridges construction in the Shire especially the Epping Bridge?

### **Question 2: BRIGE REPLACEMENT**

In regards to the Wangan Bridge SR7716, can we please have a timeframe for the replacement?

## WALGETT SHIRE COUNCIL MINUTES

### **Question 3: SR7716 – UPGRADING FEASIBILITY**

In relation to feasibility study for upgrade SR7716 from Walgett end to the Bitumen. When will it be completed?

### **Question 4: BURREN JUNCTION BORE BATHS**

What is happening with the evaporation ponds at the Burren Junction Bore Baths?

### **Clr Murray CONGRATULATIONS – FLOOD REPAIRS**

I would like to congratulate the Roads Engineering Department for all the works through the flood period in January.

### **Question 1: CLEANLINESS COMPLAINT – COMMERCIAL PREMISES**

In regards to the Health & Safety of the commercial premises in Walgett, can we as a council write to food authority and ask for something to be done. It is driving business away, people are going to other towns to buy their groceries? Also there are 2 fruit and vegie trucks in town now selling fruit and veg on a regular basis.

Can we talk to the Corporate Chain to see what can be done? The service in the IGA is excellent and the staff are pleasant, the concern is the standard and quality of the shop, surrounds and the food use by dates.

### **Clr Colless CONGRATULATIONS – FLOOD REPAIRS**

I would like to thank Acting Director Tekin Colak and his staff for the quick repairs to roads during the flood period.

### **Question 1: CARINDA ROAD DAMAGE**

There is damage on Warren end of the Carinda Road, there is a damage road sign waring you but you hit it before you see the sign. It is just before Bells Bridge, approx a 50 m section and it is quite difficult not to hit these potholes?

### **Question 2: WALGETT LIGHT INDUSTRIAL AREA**

Is there any update on the report of the Light Industrial Estate area?

## **Confidential Reports/Closed Council meeting**

Nil

## **Close of Meeting**

The meeting closed at 12:55pm

To be confirmed at the meeting of Council to be held on Tuesday 3 May 2011

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*Mayor General Manager*

**Recommendation:**

That the minutes of the Council meeting held 22 March 2011 be confirmed.

**Moved:**

**Seconded:**

**Reserve Trust Management Committee Reports**

Nil

**Mayoral Minutes**

Nil

**Motions of which Notice has been given**

Lightning Ridge Opal And Fossil Committee (LROFC) Inc is preparing applications to the Australian Government's Regional Development Australia Fund (RDAF) program (due 13 May 2011) and TQUAL Grants – Strategic Tourism Investment Grants(STIG) program for funding for construction of the Australian Opal Centre (AOC).

The AOC committee believes that its applications are strong and well positioned for success; however, local government support is critical. If successful, these applications will attract approximately \$15 million in Australian Government funding and significant investment by the NSW Government. The Australian Opal Centre is Walgett Shire's best prospect of success under either program, as it meets program criteria, is investment ready, is identified in Council's Community Plan, and has both development approval and the necessary business plans.

**Motion of which Notice has been given – Support for Lightning Ridge Opal & Fossil Committee Funding Application**

**Motion:**

That Walgett Shire council fully support applications by LROFC Inc to the Australian Government for funding to construct the Australian Opal Centre, as follows.

- a. That council commit to providing \$50,000 per year for three years, being financial years 2011-12, 2012-13 and 2013-14, for construction of the Australian Opal Centre (conditional on a successful application for federal funding).
- b. That all council staff support the AOC applications fully, providing whatever assistance is reasonable and necessary to improve or strengthen the applications for funding, including auspicing application/s if this will increase the likelihood of success.

**Moved:** Clr Lane

**Seconded:**

## **Presentation of Petitions**

N/A

## **Councillors Questions From Last Meeting**

### **Clr Walford**

#### **Question1: LIGHTNING RIDGE NETBALL COURTS**

In relation to the Netball organisation, if they put a letter into Council can they get the grass soccer ovals at Lightning Ridge marked out for Netball?

#### **RESPONSE:**

The Director Urban Infrastructure Services advised that Council confirmed receiving a letter from the Netball Association. We already responded to their requests per the attached letter.

### **Clr Martinez**

#### **Question 1: LIGHTNING RIDGE NETBALL COURTS**

Why can we not fix the Lightning Ridge netball courts up when the Walgett ones were created for a lot less than \$30,000?

#### **RESPONSE:**

The Director Urban Infrastructure Services advised that the existing two netball bitumen courts are not serviceable or playable. To replace these courts, Council needs to remove the existing bitumen, level the site, re-construct the concrete slabs and finally re-surface the new concrete slab with synthetic materials. The initial estimated cost of each court is \$50,000. The alternative solution is to re-surface the other two tennis courts not far from the two netball courts. The concrete slab at these two tennis courts is in good condition and the cost of re-surfacing these two courts using synthetic material is around \$25,000 including GST. The courts will be line-marked for both tennis and netball courts. The advantage is the lights are in place, the area is fully fenced and has a small club house with power.

**Question 1: SOLAR PANEL INSPECTIONS**

For Solar panels being placed or erected on roofs at Collarenebri is there any inspection or process that ensures the premises are suitable to this type of addition?

**RESPONSE:**

The Director Planning and Regulatory Services advised that formal Council approval is not required for a solar panel array that complies with the relevant parts of clause 39 and clause 20 of State Environmental Planning Policy (Infrastructure) 2007 [SEPP] for exempt development. Such exemptions have been in effect for some time, although on 17 December 2010 the SEPP was amended by the State government to include a wider range of solar systems as exempt development.

As discussed at the 22 March 2011 Council meeting:

- \* Exempt developments are not normally inspected by Council.
- \* There is no regulatory requirement which excludes solar panels from being placed on older buildings.
- \* Council has no authority to prevent any person from exercising their legal entitlement to establish solar panels that comply with the exempt development provisions.

More detailed information was provided in an e-mail from the Director of Planning & Regulatory Services to all Councilors dated 1-4-2011.

**Question 2: CONDEMNED BUILDING CRITERIA**

Can staff please explain the criterion of a condemned building? Who does inspections?

**RESPONSE:**

The Director Planning and Regulatory Services advised that a range of different orders can be issued by Council under section 121B of the Environmental Planning & Assessment Act 1979 in defined circumstances (see column 2 in section 121B).

- Part 6, Division 2A of the Environmental Planning & Assessment Act 1979 must be followed when issuing an order.
- Usually, Council must issue a notice of intention to issue an order, then consider any submissions that it receives before issuing an order.
- It is normal practice to only issue an order where there are significant safety or regulatory issues. In other words, it is not good practice to pursue comparatively minor matters which are likely to be overturned on appeal to the Land and Environment Court.
- Council has an enforcement policy which establishes principles that are to be applied when dealing with regulatory matters. The policy can be accessed via Council's web site at [http://www.walgett.nsw.gov.au/files/50967/File/WSC\\_Policy\\_Enforcement\\_Mar2009.pdf](http://www.walgett.nsw.gov.au/files/50967/File/WSC_Policy_Enforcement_Mar2009.pdf)
- There is no such thing as "condemning" a building under the Environmental Planning & Assessment Act 1979.
- There are no fixed criteria for issuing orders. Each situation must be judged on its merits, with regard for the above matters.

More detailed information was provided in an e-mail from the Director of Planning & Regulatory Services to all Councilors dated 4-4-2011.

**Question 3: SOLAR PANEL – LEGAL STANDING**

Have we had any feedback on the legal side of solar panels being erected in Collarenebri? Country Energy has installed power boxes for them, Collarenebri residents are not happy with the action being taken by Walgett Shire Council in respect of these types of installations.

**RESPONSE:**

The Director Planning and Regulatory Services advised that see the answer to Cllr Smith's question. Also note that Council has no authority to prevent any person from exercising their legal entitlement to establish solar panels that comply with the exempt development provisions established by the NSW government under State Environmental Planning Policy (Infrastructure) 2007.

**Question 4: OVEDUE RATE COLLECTIONS**

In relation to a review all overdue rates, has any progress been made eg. Payments from rates payers with very outstanding amounts due and has owed Council for many years and continue to do so? Timeframe can be put in place to hopefully recover Council money.

**RESPONSE:**

The Finance Manager advised that once a new rates officer is established a review of outstanding rates will be conducted with a view to holding Section 713 LGA sale in near future.

**Question 5: CROWN LAND LICENSES**

Crown Land Leases – Do other Shires have these types of charges? The racecourse charge has increased by \$50.00 when it was \$100 and it is now \$150.00. Can we have an update of all monies received from Crown Land – each entity itemised since 2005?

**RESPONSE:**

The Director Urban Infrastructure Services advised Yes, other shires which have crown reserves always charge fees – a mandatory requirement. However, Council usually votes the fee charging regime before the start of each financial year. Council Revenues from Temporary Licenses go to the different reserve revenue accounts and are used for repairs and maintenance, but not to the Crown. Extensive Spreadsheets of income and expenditure for each reserve are available for Councillors to view at the Council office.

**Question 6: COLLARENEBRI AGENCY MAINTENANCE**

Collarenebri Agency – Guttering needs urgent attention. Rain comes in behind private mail boxes wetting the carpet and lino (OH&S) and box owner's mail. The carpet then rots and becomes mildewed. Can the General Manager arrange for it to be addressed?

**RESPONSE:**

The Director Urban Infrastructure Services advised that it has already been inspected. Gutters were cleaned. Carpet has been shampooed and light bulbs were replaced. It is planned to install a new rain water tank to recycle water and paint the roof in the near future.

**Question 7: CRYON ROAD MAINTENANCE**

Grawin Bridge – Cryon Road Collarenebri (approx 7kms) Northern side approach is a concern as it is breaking away?

**RESPONSE:**

The Acting Director Rural Infrastructure and Support Services advised that emergency repairs have been undertaken, further permanent repairs will be starting after Easter break.

**Question 8: TOWN WATER RATES**

Land and Water rates on town blocks, if water is not connected does the same fee apply? If so, why?

**RESPONSE:**

The Finance Manager advised that all rateable blocks are subject to water charges as long as they are within 22 metres of a water pipe per section 552 of the Local Government Act, they do not have to be connected to be subject to the charge.

When water billing is introduced the fee will be split into two, the first being an 'availability' charge given to all blocks (connected or within 225 metres of pipe). Secondly a usage charge on the actual use of water on the block.

**Question 9: INSURANCE CLAIM**

Can Council lodge an Insurance Claim in respect of Collarenebri skate park slab cracking and chipping away?

**RESPONSE:**

The Director Urban Infrastructure Services advised the Collarenebri Skate Park is about 12 months old and an insurance claim is not likely to be successful. Usually Council can request the Contractor to repair the faults within the maintenance or guarantee period. It is believed that the maintenance or guarantee period is expired already.

**Question 10: CLEANLINESS COMPLAINT – COMMERCIAL PREMISES**

Several complaints have been brought to my attention regarding the cleanliness of a commercial premises in Walgett? (Dead smelly crickets and generally unclean) Out front entrance is smelly from dirt and cigarette butts and needs a hosing of water to clean and hopefully stop the smell and have an inviting entrance into shop, a general clean-up. Can the General Manager arrange for it to be addressed?

**RESPONSE:**

The Director Planning and Regulatory Services advised A range of issues have been raised regarding cleanliness, food quality and the condition of commercial premises, which are addressed below:

- Regulatory responsibility - The NSW Food Authority is the primary regulatory authority for food premises in NSW. All complaints regarding food premises must be directed to that agency (phone number 1300 552 406).
- Cleanliness of streets – Council is responsible for the cleaning of streets.
- Aesthetics of premises – There are a number of older commercial premises in urban areas within the Shire that could benefit from rejuvenation. In the normal course of events it is not appropriate to use regulatory tools to encourage rejuvenation works.
- Compliance with food standards – Council has engaged a consultant Environmental Health Officer to undertake inspections of all high risk food premises within the Shire. The initial unannounced inspection of one premise showed general compliance with the food standards.

The Director Urban Infrastructure Services advised that Council generally pick up the rubbish on daily basis, street sweeper operates everyday and cleans footpaths every Tuesday morning. Pressure cleaning with water gurney is now rescheduled monthly instead of quarterly. The first water pressure schedule shall be done before and right after Easter.

**Clr Martinez**

**Question 2: NEW LIGHTNING RIDGE BORE**

What stage are we up to with the 2<sup>nd</sup> bore at Lightning Ridge? Is there any progress on this? Have we started any applications for it? Feedback required.

**RESPONSE:**

The Director Urban Infrastructure Services advised that discussions regarding the submission of the application before the end of April are in progress with the NSW Dubbo Office of Water. This application requires specific site locations and other environmental requirements of which currently being investigated by the Utilities Engineer.

**Clr Martinez**

**Question 3: LIGHTNING RIDGE FOOTPATH**

When is the footpath being started at the swimming pool in Lightning Ridge? It would be nice to have it completed before the opening on 7 May.

**RESPONSE:**

The Director Urban Infrastructure Services advised that construction of a bitumen footpath is currently in progress and is expected to be completed before the 7<sup>th</sup> of May as requested.

**Question 4: LOCAL ENVIRONMENTAL PLAN**

In regards to the LEP, it is currently not on display, is Council still pushing for the 40 acre blocks?

**Response:**

The Director Planning and Regulatory Services advised that as per council's resolution in December 2010 the rural small holding proposed rezoning for Walgett Collarenebri and Lightning Ridge has been put on hold pending the LEP being finalised.

The matter can be dealt with as a planning proposal. At that time it will require consultation with the Department of Planning.

**Question 5: GRANTS FUNDING**

Can our grants officer look into funding for the Lightning Ridge Men's shed and the Transcultural Community Centre?

**RESPONSE:**

The General Manager advised that although these two initiatives were not core functions of Council, appropriate research would be undertaken when staff resources become available to identify possible sources of alternate funding.

## Clr Greenaway

### **Question 1: BUDGET REDUCTION**

I would like to see this year's budget compared to last year's budget, the corporate service budget be reduced by 20 % and transferred to the Engineering budget.

#### **RESPONSE:**

The General Manager advised that this comparison was available at the Councillors budget workshop and is also included in the Management Plan. An across the board reduction in one area and an offsetting increase in another is simply not possible.

## Clr Keir

### **Question 1: NEW BRIDGE REPORT**

Can a report please be provided on the state of the 6 bridges construction in the Shire especially the Epping Bridge?

#### **RESPONSE:**

The Acting Director Rural infrastructure and Support Services advised that the Epping Bridge B61862, Sparkes Warrombool and 26 Mile bridges have all been completed. Cumberland and Castlereagh bridge structures are completed, only the approaches are yet to be completed. Formal handover will take place shortly.

### **Question 2: BRIDGE REPLACEMENT**

In regards to the Wangan Bridge RR7716, can we please have a timeframe for the replacement?

#### **RESPONSE:**

The Acting Director Rural Infrastructure and Support Services advised that the works would take 6 to 12 months once funding sources were secured and Council's approval granted.

### **Question 3: RR7716 – UPGRADING FEASIBILITY**

In relation to feasibility study for upgrade RR7716 from Walgett end to the Bitumen. When will it be completed?

#### **RESPONSE:**

The Acting Director Rural Infrastructure and Support Services advised it is unlikely to be completed this year due to the current level of resources and additional flood damage works

### **Question 4: BURREN JUNCTION BORE BATHS**

What is happening with the evaporation ponds at the Burren Junction Bore Baths?

#### **RESPONSE:**

The Director Urban Infrastructure Services advised that Council has already finalised the land acquisition and is waiting for permeability test results from Barnsons (Consulting Engineers). The outcome of these permeability tests are a prerequisite to lodging the DA for Council's consideration.

If the test results show that the permeability of the floor of the proposed evaporation pond is low, construction should be relatively simple and low cost.

If permeability tests are high, costs of the development and sealing of the proposed evaporation pond will be high and may give rise for council to reconsider its approach to handling the overflow water disposal issue.

## **Clr Murray**

### **Question 1: CLEANLINESS COMPLAINT – COMMERCIAL PREMISES**

In regards to the Health & Safety of the commercial premises in Walgett, can we as a council write to food authority and ask for something to be done. It is driving business away, people are going to other towns to buy their groceries? Also there are 2 fruit and vegie trucks in town now selling fruit and veg on a regular basis.

Can we talk to the Corporate Chain to see what can be done? The service in the IGA is excellent and the staff are pleasant, the concern is the standard and quality of the shop, surrounds and the food use by dates.

#### **RESPONSE:**

The Director Planning and Regulatory Services advised that a range of issues have been raised regarding cleanliness, food quality and the condition of commercial premises, which are addressed below:

- Regulatory responsibility - The NSW Food Authority is the primary regulatory authority for food premises in NSW. All complaints regarding food premises must be directed to that agency (phone number 1300 552 406).
- Cleanliness of streets – Council is responsible for the cleaning of streets.
- Aesthetics of premises – There are a number of older commercial premises in urban areas within the Shire that could benefit from rejuvenation. In the normal course of events it is not appropriate to use regulatory tools to encourage rejuvenation works.
- Compliance with food standards – Council has engaged a consultant Environmental Health Officer to undertake inspections of all high risk food premises within the Shire. The initial unannounced inspection of one premise showed general compliance with the food standards.

## **Clr Colless**

### **Question 1: CARINDA ROAD DAMAGE**

There is damage on Warren end of the Carinda Road, there is a damage road sign warning you but you hit it before you see the sign. It is just before Bells Bridge, approx a 50 m section and it is quite difficult not to hit these potholes?

#### **RESPONSE:**

The Acting Director Rural Infrastructure and Support Services advised warning signs to be put up, further permanent repairs will be carried out in due course.

### **Question 2: WALGETT LIGHT INDUSTRIAL AREA**

Is there any update on the report of the Light Industrial Estate area?

#### **RESPONSE:**

The Director Urban Infrastructure Services advised that no action has been taken as yet. However, there are 14 blocks inside the Hope, Peel and Bate Streets enclosure. Two of these blocks are now in private ownerships. There are some issues regarding the 'landlocked' blocks, as well as how the area is supposed to be developed. Planning work for a subdivision is not programmed as at this stage.

## **Reports of Delegates and Representatives**

### **1. MINUTES OF NETWASTE MEETING – MARCH 2011**

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Roy White – Urban Services Coordinator  
**FILE NUMBER:** 09/1508

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#### **Summary:**

This report recommends that Council note the Netwaste Minutes of Meeting held at Dubbo City Council Friday 3 March 2011.

#### **Background:**

The meeting included a Planning Workshop and Project Review.  
Preview of upcoming Workshops and Seminars.

#### **Current Position:**

Nil

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

Minutes of Meeting

#### **Governance issues:**

Nil

#### **Environmental issues:**

Nil

#### **Stakeholders:**

Walgett Shire Council

#### **Financial Implications:**

Nil

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

Nil

**Conclusion:**

| <b>Minutes of Netwaste Meeting – March 2011</b>                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council notes the Minutes of the Netwaste Meeting held at Dubbo on 3 March 2011.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Minutes of Meeting held 3 March 2011

**MINUTES OF THE MEETING OF NETWASTE FORUM HELD AT DUBBO CITY COUNCIL FRIDAY 3 MARCH 2011 COMMENCING AT 10.00 AM**

Meeting opened at 10.am

**1. ATTENDANCE AND WELCOME**

NetWaste Chair, Steven Campbell welcomed everyone to the meeting and introduced Bob Bailey who will be facilitating the Planning Workshop that will take the bulk of the time for the forum, the objective being to discuss the process for development of the 2012-15 NetWaste Regional Strategy and rationalise the projects for implementation in 2011-12.

| <b>Organisation</b>          | <b>Name</b>        | <b>Position</b>                         |
|------------------------------|--------------------|-----------------------------------------|
| Bathurst Regional Council    | Antony Cullen-Ward | Solid Waste Engineer                    |
| Bathurst Regional Council    | Alison Reilly      | Environmental Programmes Officer        |
| Bathurst Regional Council    | Russell Deans      | Manager Bathurst Water/Waste            |
| Bourke Shire council         | Dwayne Willoughby  |                                         |
| Cabonne Shire Council        | Lex Stewart        | Senior Environment Officer              |
| Cowra Shire Council          | Craig Lynch        |                                         |
| Dubbo Shire Council          | Michael McCulloch  |                                         |
| Gilgandra Shire Council      | David Neeves       |                                         |
| Lachlan Shire Council        | Adrian Butler      |                                         |
| Mid Western Regional Council | Julian Geddes      |                                         |
| Orange City Council          | Wayne Davis        |                                         |
| Parkes Shire Council         | Steven Davis       |                                         |
| Walgett Shire Council        | Roy White          |                                         |
| Weddin Shire Council         | Shane Wilson       |                                         |
| DECCW                        | Jason Scarborough  |                                         |
| NetWaste                     | Kristy Cosier      | NetWaste Projects Coordinator           |
| NetWaste                     | Susann Clarke      | Environmental Learning Advisor          |
| NetWaste                     | Gillian Kearney    | Admin/Project Officer                   |
| Consultant                   | Bob Bailey         | Facilitator- Future Directions Workshop |

**2. APOLOGIES**

Paul O'Brien (Blayney Shire Council), Donna Pumpa (Bogan Shire Council), Bernie Wilder (Brewarrina Shire Council) Peter Oldsen (Broken Hill Shire council), Heather Holder (Cobar Shire Council), (Paul Bennett (Forbes Shire Council), John Kite (Warren Shire Council, Rachel Young (CENTROC),Leeanne Ryan (Central Darling Shire Council, Kookie Atkins (Coonamble Shire Council), Francois Van Der Berg (Lachlan Shire Council), Chris Lane (Lithgow Shire Council), Stephen Sykes (Orange City Council), John Clague (Wellington Shire Council), Chris Brook (Narromine Shire Council)

**RESOLVED (Antony Cullen-Ward/ Julian Geddes)**

That the apologies be accepted and leave of absence granted to those listed above:

**3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**RESOLVED (Antony Cullen-Ward/Wayne Davis)**

That the Minutes of the Meeting of the NetWaste Forum held at Narromine on 27 August 2010 are hereby confirmed as a true and accurate record of the decisions of that Meeting.

### 3.1 Matters arising from the minutes:

Steven Campbell advised that Gerald Carney (Landcare) was in attendance at the last meeting and has invited NetWaste to send a representative to their meetings. He will advise when these are and it would be good to have NetWaste representation.

## 4. REGIONAL CONTRACTS UPDATE (KRISTY COSIER/GILLIAN KEARNEY)

### Scrap Metal Contract

This contract expires 26 August 2011. There is provision for this contract to be extended for a further twelve months. Sims Metal met with NetWaste to discuss this option and will be formally approaching NetWaste to have this extension implemented.

### Used Oil Contract

This contract for between Transpacific Industries, NIRW and NetWaste expires 6 April this year. There is no extension option for this contract, so NetWaste needs to determine how to proceed. It may not be necessary to go to open tender and both NetWaste and NIRW agree that this contract should be done on a voluntary waste group basis and not combined as it is too unwieldy and complicated. Feedback around the table indicated that most Councils are happy with the services provided with the exception of Weddin who advised that their oil is being collected from a sub contractor in Canberra and the lead time is six weeks, which Shane believes is too long. It was agreed to contact Transpacific to gain an idea of Ccls have been using the used oil filter & container collection option (which is at cost). If this is less than \$20,000 value, then agreed that Transpacific could be approached regarding a 12 month extension of existing service. If value greater than this amount, a selective quotation process should be followed. An EOI process will need to be undertaken to confirm Councils' interest in this extension option.

### Processing of Organics Contract

Haulaway Recyclers is merging with Shoalhaven Recycling, thereby requesting the contract be assigned to Shoalhaven Recycling. The level of service is not proposed to change, with Shoalhaven Recycling acquiring the existing machinery and maintaining the operation base at Orange. Shoalhaven also have 3 small grinders to add to the equipment they will be using. Legal advice has been sought by NetWaste, with further discussion currently underway with the 2 contractors. If it proceeds, an addendum to the existing contract will be drawn up to include the new service provider. Processing of C & D and value adding to processed organics will also be raised with Shoalhaven (as proposed by Haulaway) once this matter is finalised. The Organics contract shall expire regardless of the change in contractor on 12 July 2012.

### E-Waste

Planned for April/May 2011 with collections to be delivered to Sims in July. An alternate proposal to conduct E-Waste in a similar way as the HHW with a particular day set aside for collection was tabled at the Sims/NetWaste meeting but costing may be too prohibitive for smaller councils. Rebate figures provided by Sims and information kits will be sent out to Council who indicated that they were interested week beginning 7 March by Gillian. Another aspect of e-waste was the Stewardship programme which involved proposal that was largely driven by population size. The Voluntary Regional Waste Groups (including NetWaste) believed the proposal would disadvantaged Regional Councils. Public consultation is currently happening with regard to this, with concerns being raised through the waste groups.

### Storage Facilities for Household Hazardous Goods

Tenders are currently being called for gas cylinder storage enclosures and lead acid battery storage units with twelve information kits sent to prospective tenders. Tenders close this Friday 11 March at 5pm. Tenders will be opened on Monday 14 March at Orange City Council. The Review/ evaluation panel will consist of Kristy, Wayne Davis, Antony Cullen-Ward and Julian Geddes. The project has a completion date of 30 June 2011, which is ambitious, but achievable if all the stages of contract acceptance happens efficiently.

### ReSAP

Open Council reports sent to Council to adapt locally for Council meetings and resolution. There will be a teleconference on Monday 7 March at 10 am for all participating Councils to finalize how the ReSAP will be promoted, and implementation of the plan.

### HHW Campaign for 2011/2011

There was some discussion about the timing of the campaign and the need for it to be at a consistent time for campaigns. Last two years run November December but many councils feel it should be Oct/Nov to fit in with the harvest. Also, not all Council may wish to participate annually. Larger Councils expressed interest to have an annual campaign, however for this to be supported by DECCW, more Councils would need to be involved. There was general interest in a campaign, and support for an EOI process to be undertaken, following which a funding submission be made to DECCW in May 2011.

#### General update:

- Full Cost Accounting of Landfill workshop (DECCW presenting) – Friday 15 April 2011 at Dubbo City Council. Please RSVP to Gilly.
- National Landfill and Transfer Station Conference and Expo – 31/8 – 2/9/2011, Adelaide
- Landfill Operator Training opportunity in Albury (TAFE program). Indicative cost is around \$650 for 3 day course, anticipated to be held in July 2011. Contact Kristy if you want any further information.
- Asbestos Handling and Management information – [www.thinkasbestos.com.au](http://www.thinkasbestos.com.au) and [environment.nsw.gov.au/waste/asbestos/cwasbestos](http://environment.nsw.gov.au/waste/asbestos/cwasbestos)

Recommendations from Regional Contracts Update:

| <b>RESOLVED</b> | <b>David Neeves /Shane Wilson</b>                                                                                                                                                                                                                                                                                                                                                     |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                 | <ul style="list-style-type: none"><li>• That Sims Metal be approached to formally extend the scrap metal contract for a further twelve months</li><li>• That the Assignment of Contract to Shoalhaven Recycling be finalized following the receipt of required information</li><li>• That an EOI process be undertaken regarding participation in an annual HHW Collection.</li></ul> |

### **5. ENVIRONMENTAL LEARNING ADVISORS REPORT**

Susann provided a verbal update and report noted due to time. Made comment there had been an increase in requests from some of our western Councils regarding education programs.

## **7. GENERAL BUSINESS**

Steve Campbell advised he had been invited to attend the regional landcare meeting as a NetWaste representative. Gerald participated in the Regional Sustainability workshops in Parkes and indicated that there was scope for NetWaste to work collaboratively in certain projects with Landcare. It was agreed it would be beneficial to be involved with this group and for anyone interested in being involved to contact Steve.

**NEXT ORDINARY MEETING – 24 JUNE 2011 AT GRENFELL commencing at 10 am**

**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 10.45 am *The "Future Directions" Planning Workshop commenced immediately after closing (see attachment 1)***

**THIS IS PAGE NO. 4 AND THE FINAL PAGE OF THE MEETING OF THE NETWASTE FORUM HELD AT DUBBO ON FRIDAY 3 MARCH 2011**

**Attachment:**

- "Future Directions" Workshop Notes

**"FUTURE DIRECTIONS WORKSHOP"**  
**Facilitated by Bob Bailey**

**Context:**

As required by NetWaste's funding body, the Department of Environment, Climate Change and Water NSW (DECCW), the group must submit its 2012-2015 Regional Waste Strategy by March 2012. The purpose of this is to secure funding for the group's activities during this period and is a requirement for all voluntary regional waste groups to meet (NetWaste is one of eight groups in NSW).

NetWaste has engaged the services of Bob Bailey to assist with the three strategic planning process. Bob brings a wealth of knowledge to the process having held the position of Manager of Waste Services with Port Macquarie Council and the role of the Executive for Midwaste (also one of the 8 regional waste groups). He is presently semi-retired but is engaged in a number of projects for Councils and private industry.

The Dubbo workshop had two elements, the first being to rationalise the existing projects for implementation in 2011/12. Significant discussion was had around this recognising some projects had been on the books for quite some time and are no longer a priority. NetWaste will be working to complete these over the next 12 months.

The second element was introducing the strategic planning process we need to work through to develop the 2012-15 Regional Waste Strategy. As required by DECCW, this must be submitted by March 2012 to secure our funding for this period. This workshop is the very step in the process with the Steering Committee to finalise the timeframes at its March meeting (to be held 18 March 2011.)

**Overview of Dubbo workshop re 2012-2015 Strategy.****Broader Context to waste management issues**

*Jason Scarborough from DECCW provided an overview with "What's happening with Waste" recognizing the upcoming election on 26 March 2011 and potential changes.*

Jason provided an overview of the Richmond Review which included the following:

- Sub targets in municipal C & I and C & D sectors of the waste stream;
- RR targets for certain materials (organics, paper and cardboard)
- Mandated weighbridges (for better data)
- Transition to best practice household resource recovery
- (this involves 45% of dry recyclables being received)
- Maximum recovery of organics
- Management of priority waste (gas cylinders, paint fluoro tubes,
- Provision of local infrastructure for the collection of other wastes
- Financial assurance policy
- Resource allocation and pricing signals
- Gasification etc- options to tap energy from waste and waste treatment
- Transport assistance to agricultural areas
- Incentives for recycled/organic waste in areas
- Stabilised waste in mine rehabilitation
- Strategic Directions (households, businesses, problem wastes, facilitating investment, combating illegal dumping)

More information is available at <http://www.environment.nsw.gov.au/warr/> including copies of the Implementation Plan. These documents will be a core consideration for NetWaste in developing the 2012-15 Regional Waste Strategy.

### **Introduction to the three year planning process**

Following an initial review of the existing NetWaste Regional Plan and Waste Strategy, Bob took the group through the elements of a strategic review process and the importance of having certain aspects clearly defined, including Vision, Critical Success Factors (such as funding, active and engaged Councils), Focus Areas and Guiding Principles which lead to beneficial and structured projects.

As part of this process, two key questions were asked of the NetWaste representatives present at the meeting being What do you believe have been NetWaste's greatest achievements and experiences?, and What are the main issues facing your Council with regard to waste management? The summary of responses from attending Councils is included below:

| <b>NetWaste Achievements/Positives</b>                                                                                                                                                                                    | <b>Issues/Challenges</b>                                                                                                                                                                                                         |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Shane (Weddin) <ul style="list-style-type: none"> <li>Increased manned landfill sites</li> <li>Increased community acceptance</li> </ul>                                                                                  | <ul style="list-style-type: none"> <li>Convincing Ccl waste is important and needs to be appropriately budgeted for</li> </ul>                                                                                                   |
| Roy (Walgett) <ul style="list-style-type: none"> <li>Kerbside recycling at Walgett</li> </ul>                                                                                                                             | <ul style="list-style-type: none"> <li>Separation of recyclables from general waste</li> </ul>                                                                                                                                   |
| Wayne (Orange City) <ul style="list-style-type: none"> <li>Joint Recycling contract</li> <li>Centralised MRF for 6 Councils making recycling viable and cost saving</li> </ul>                                            | <ul style="list-style-type: none"> <li>Being forced into AWT with the "Hub" WM Facility</li> <li>Original estimations significantly lower than anticipated final costs due to technology &amp; approval requirements.</li> </ul> |
| Michael (Dubbo) <ul style="list-style-type: none"> <li>Collaborative approach</li> <li>Regional Contracts</li> </ul>                                                                                                      | <ul style="list-style-type: none"> <li>Keeping cost at an affordable level</li> <li>Legislative constraints</li> </ul>                                                                                                           |
| David (Gulgandra) <ul style="list-style-type: none"> <li>Introduction of kerbside recycling and the holistic benefits (employment opportunities, environment etc)</li> <li>Fluoro light tube collection at WMF</li> </ul> | <ul style="list-style-type: none"> <li>Nearing end of life for existing landfill cell</li> </ul>                                                                                                                                 |
| Alison (Bathurst) <ul style="list-style-type: none"> <li>Community education that is made available through NetWaste</li> </ul>                                                                                           | <ul style="list-style-type: none"> <li>False expectations from the community with regard to the cost of recycling/waste</li> </ul>                                                                                               |
| Russell (Bathurst) <ul style="list-style-type: none"> <li>Working together so we don't reinvent the wheel</li> <li>Combined contracts allowing economies of scale</li> </ul>                                              | <ul style="list-style-type: none"> <li>Community expectations, ability to pay, legislation</li> </ul>                                                                                                                            |

|                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Antony (Bathurst)</p> <ul style="list-style-type: none"> <li>• All the new contracts that we would not normally have been put in place</li> </ul>                                                                                    | <ul style="list-style-type: none"> <li>• Landfill is too cheap! Commercial sector filling up available landfill with items- not enough incentive for them to separate and divert</li> </ul>                                                    |
| <p>Craig (Cowra)</p> <ul style="list-style-type: none"> <li>• Now collecting a lot more recyclables through improved recycling service</li> </ul>                                                                                       | <ul style="list-style-type: none"> <li>• Problem waste items (gas cylinders, HHW)</li> <li>• Cost of landfill v's the cost of labour to man landfill stations</li> <li>• Council support for ongoing improvements to waste services</li> </ul> |
| <p>Adrian (Lachlan)</p> <ul style="list-style-type: none"> <li>• Joint contracts and resources</li> <li>• 240L pickup has expanded</li> <li>• Composting awareness</li> <li>• Blanket landfill access fees for all residents</li> </ul> | <ul style="list-style-type: none"> <li>• Unmanned landfills</li> <li>• Waste charges don't differentiate between residential and commercial customers</li> </ul>                                                                               |
| <p>Julian (Mid Western)</p> <ul style="list-style-type: none"> <li>• Joint tendering</li> <li>• Upgrading kerbside recycling</li> </ul>                                                                                                 | <ul style="list-style-type: none"> <li>• No local waste strategy</li> <li>• Landfill only has 18 month life</li> <li>• Glass only a 5% recovery rate</li> </ul>                                                                                |
| <p>Steven (Parkes)</p> <ul style="list-style-type: none"> <li>• Regional contracts – particularly first one for NetWaste which was black iron and scrap steel collection</li> </ul>                                                     | <ul style="list-style-type: none"> <li>• Landfill rationalisation</li> </ul>                                                                                                                                                                   |
| <p>Lex (Cabonne)</p> <ul style="list-style-type: none"> <li>• NetWaste Regional Contracts</li> <li>• Access to resources and information</li> <li>• Motivation to do different things, support</li> </ul>                               | <ul style="list-style-type: none"> <li>• Small council, low shire population limits income and economies of scale</li> <li>• Limited access to WMF, no rehabilitation- too expensive</li> </ul>                                                |
| <p>Dwayne (Bourke)</p> <ul style="list-style-type: none"> <li>• Regional contracts &amp; education</li> <li>• Assistance to develop recovery shop at landfill</li> </ul>                                                                | <ul style="list-style-type: none"> <li>• Isolation</li> <li>• Councillors need to know there is an on-going cost</li> </ul>                                                                                                                    |

Sue and Kristy through their Council visits over the coming months, will get feedback from Councils who were unable to attend on these two questions.

Timeframes and workshop dates for development of the 2012-15 Strategy will be forwarded to all Councils following the Steering Committee meeting.

Key to the success this project is input from all the NetWaste Councils.

## **Reservation of items for Debate**

Nil

## **Reports of Officers**

### **2. COUNCIL DECISIONS ACTION REPORT – 22.03.11**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/154

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#### **Summary:**

A Schedule will be provided to each Council Meeting which summarises action taken in respect of matters considered at the previous meeting of Council.

#### **Background:**

Attached is the Action Report related to the March 2011 Council Meeting. The Report summarises action in respect of all Resolutions as well as any other matter raised at the Meeting which required action. The Report does not repeat Resolutions etc as these are contained in the Minutes of the previous Meeting which are included elsewhere in the Agenda.

#### **Current Position:**

Details of Action taken/being taken are flagged for each motion.

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

Agenda and Minutes of the March 2011 Council Meeting

#### **Governance issues:**

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

#### **Environmental issues:**

Nil

#### **Stakeholders:**

Councillors and Executive Team

#### **Financial Implications:**

Nil

**Alternative Solutions/Options:**

Nil

**Conclusion:**

That the action list be received and noted.

| <b>Council decisions Action Report – 22.03.11</b>                                                      |
|--------------------------------------------------------------------------------------------------------|
| <b>Recommendation:</b><br><br>1. That the report be received.<br><br><b>Moved:</b><br><b>Seconded:</b> |

**Attachments:**

Action Schedule

## **COUNCIL DECISIONS:**

Meeting held 22 March 2011

### **Action Report**

| <b>Fence for the Lightning Ridge Arts and Crafts Centre</b>                                                         |                                                                                                                                                                                                |
|---------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>GM:</b>                                                                                                          | Letter drafted                                                                                                                                                                                 |
| <b>Arising from Minutes – Beanbri Road Upgrade</b>                                                                  |                                                                                                                                                                                                |
| <b>GM:</b>                                                                                                          | Letter sent                                                                                                                                                                                    |
| <b>Arising from Minutes – Goangra Road Formation</b>                                                                |                                                                                                                                                                                                |
| <b>DRISS:</b>                                                                                                       | The road formation is being reshaped by a subcontractor where it is necessary and the works are well in progress, as well as the Dec 2010 flood damage permanent repairs are being undertaken. |
| <b>3/2011/1 Confirmation of Minutes of Council Meeting 22 February 2011</b>                                         |                                                                                                                                                                                                |
| <b>GM:</b>                                                                                                          | Amendment made to February Minutes as per resolution                                                                                                                                           |
| <b>3/2011/2 Collarenebri Racecourse/Showground (D630054) Reserve Trust – New Portable Grandstand expense ledger</b> |                                                                                                                                                                                                |
| <b>DUIS:</b>                                                                                                        | No action required. Council is about to advertise the tender this week in the local papers.                                                                                                    |
| <b>3/2011/3 Monthly Council meeting for January</b>                                                                 |                                                                                                                                                                                                |
| <b>GM:</b>                                                                                                          | Change being incorporated from December 2011/February 2012                                                                                                                                     |
| <b>3/2011/4 Councillors Questions for Discussion</b>                                                                |                                                                                                                                                                                                |
| <b>GM:</b>                                                                                                          | No Action Required                                                                                                                                                                             |
| <b>3/2011/5 Walgett Local Area Traffic Committee Minutes – March 2011</b>                                           |                                                                                                                                                                                                |
| <b>DRISS:</b>                                                                                                       | No further Action required                                                                                                                                                                     |
| <b>3/2011/6 Award Consultative Committee Minutes</b>                                                                |                                                                                                                                                                                                |
| <b>GM:</b>                                                                                                          | No Action required                                                                                                                                                                             |

|                  |                                                                                                    |
|------------------|----------------------------------------------------------------------------------------------------|
| <b>3/2011/7</b>  | <b>Council decisions Action Report – 22.02.11</b>                                                  |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/8</b>  | <b>Circulars received from the NSW Local Government and Shires Association of NSW – March 2011</b> |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/9</b>  | <b>Circulars received from the Division of Local Government – March 2011</b>                       |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/10</b> | <b>Monthly Calendar – March 2011</b>                                                               |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/11</b> | <b>Emergency Management Legislation Changes</b>                                                    |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/12</b> | <b>Implementation of Integrated Planning Legislation</b>                                           |
| <b>GM:</b>       | Application made to DLG to defer introduction of new legislation under 1/7/2012                    |
| <b>3/2011/13</b> | <b>Regional and Local Community Infrastructure Program – Variations and Progress</b>               |
| <b>GM:</b>       | No Action Required                                                                                 |
| <b>3/2011/14</b> | <b>Request for Assistance – Lightning Ridge Men’s Shed</b>                                         |
| <b>GM:</b>       | Letter drafted                                                                                     |
| <b>3/2011/15</b> | <b>Lightning Ridge Neighbourhood Centre Inc – Closure of Transcultural Community Centre</b>        |
| <b>GM:</b>       | Letter drafted                                                                                     |
| <b>3/2011/16</b> | <b>Payment of Expenses and Provision of Facilities for Councillors Policy</b>                      |
| <b>GM:</b>       | Policy placed on public exhibition                                                                 |

|                  |                                                                                                  |
|------------------|--------------------------------------------------------------------------------------------------|
| <b>3/2011/17</b> | <b>2011/2014 Draft Management Plan and Budget</b>                                                |
| <b>GM:</b>       | Draft Management plan and budget to be submitted to meeting on 3 May                             |
| <b>3/2011/18</b> | <b>Matters Generally for Brief Mention or Information only from General Manager – March 2011</b> |
| <b>GM:</b>       | No Action Required                                                                               |
| <b>3/2011/19</b> | <b>Cash on Hand and Investment Report as at 31 January 2011</b>                                  |
| <b>FM:</b>       | No Action required                                                                               |
| <b>3/2011/20</b> | <b>Payment to 2WEB for Advertising</b>                                                           |
| <b>GM:</b>       | Letter drafted                                                                                   |
| <b>3/2011/21</b> | <b>Community Assistance Scheme Donations – 2010/2011 Budget</b>                                  |
| <b>FM:</b>       | All letters sent out, reminder letters to be sent for outstanding invoices                       |
| <b>3/2011/22</b> | <b>Kamilaroi Highway - Stage 2 Product Development</b>                                           |
| <b>GM:</b>       | Letter drafted                                                                                   |
| <b>3/2011/23</b> | <b>New Work Health and Safety Laws</b>                                                           |
| <b>GM:</b>       | No Action Required                                                                               |
| <b>3/2011/24</b> | <b>Liquor Licence Application, Glengarry Hilton</b>                                              |
| <b>DPRS:</b>     | Response Letters sent 25/3/2011                                                                  |
| <b>3/2011/25</b> | <b>Proposed Subdivision of Namoi &amp; Gingie Settlements</b>                                    |
| <b>DPRS:</b>     | Response Letters sent 25/3/2011                                                                  |
| <b>3/2011/26</b> | <b>Development and Complying Development Certificate Applications</b>                            |
| <b>DPRS:</b>     | No Action required                                                                               |

|                  |                                                                                                                    |
|------------------|--------------------------------------------------------------------------------------------------------------------|
| <b>3/2011/27</b> | <b>Update on Urban Addressing – Lightning Ridge</b>                                                                |
| <b>DPRS:</b>     | Yet to be completed                                                                                                |
| <b>3/2011/28</b> | <b>Matters Generally for Brief Mention or Information only from Director of Planning &amp; Regulatory Services</b> |
| <b>DPRS:</b>     | No action required                                                                                                 |
| <b>3/2011/29</b> | <b>Higher Mass Limits on Local Roads</b>                                                                           |
| <b>DRIS:</b>     | HML Application to access Merrywine Bone Road was not approved. RTA will advise                                    |
| <b>3/2011/30</b> | <b>Strategic Plant Replacement Program 2010 – 2024 – Call Tender Approval</b>                                      |
| <b>DRIS:</b>     | Purchase deferred subject to further report                                                                        |

### **3. CIRCULARS RECEIVED FROM THE NSW LOCAL GOVERNMENT AND SHIRES ASSOCIATION OF NSW – APRIL 2011**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/615

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#### **Summary:**

Copies of weekly circulars received from the Local Government and Shires Association since the March 2011 Council meeting have been distributed to Councillors.

#### **Background:**

The following items in each circular have been flagged by the General Manager as requiring particular attention of councillors:

##### **Issue 9**

Item 19 – Local Government Employment Law Seminar ‘Risky Business’  
Item 21 - \$1.4 Billion Regional Development Australia Fund

##### **Issue 10**

Nil

##### **Issue 11**

Item 10 – NSW Environmental Trust Funding Grants  
Item 18 – Country Passenger Transport Infrastructure Grant Scheme

##### **Issue 12**

Item 23 – Workforce Planning Workshop

##### **Issue 13**

Item 12 – Major Changes to Part 3A Projects

##### **Issue 14**

Item 4 – Councils invited to support NSW Local Government Week 2011  
Item 16 – DLG Draft 2011 Accounting Code  
Item 18 – National Disasters Insurance Review

#### **Current Position:**

Councillors need to peruse these circulars and raise any matters of interest with the General Manager prior to the Meeting.

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

Nil

#### **Governance issues:**

Nil

#### **Environmental issues:**

Nil

**Stakeholders:**

Councillors  
Walgett Shire Council staff

**Financial Implications:**

**Alternative Solutions/Options:**

Not Applicable

**Conclusion:**

Councillors need to consider the contents of the various circulars and determine what action, if any, needs to be taken.

| Circulars received from the NSW Local Government and Shires Association of NSW – April 2011                                                                                                                                                                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"><li>1. That the information contained in the weekly circulars from the NSW Local Government and Shires Association be received and noted.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Nil

#### **4. CIRCULARS RECEIVED FROM THE LOCAL GOVERNMENT DEPARTMENT OF PREMIER AND CABINET – APRIL 2011**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/616

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##### **Summary:**

Copies of circulars received 11-04 and 11-06 from the Local Government Division Department of Premier and Cabinet are attached for Councillors information as well as reference to information regarding the Draft Local Government Code of Accounting Practice and Financial Reporting and Guidelines.

##### **Background:**

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

11/04 – Swimming Pools Regulation  
11/06 – Information about Rating for 2011/12

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

All circulars have been emailed to Councillors prior to Council meeting.

##### **Relevant Reference Documents:**

Nil

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

All circulars have Governance implications

##### **Environmental issues:**

Circular 11/04, which provides for additional safeguards with regards backyard (Private) swimming pools will take effect from 1 May 2011.

##### **Stakeholders:**

Councillors  
Walgett Shire Council staff

##### **Financial Implications:**

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

The draft Local Government Code of Accounting Practice and Financial Reporting together with the new guidelines will impact on Council's 2010/2011 Financial Statements.

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

Nil

**Conclusion:**

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

**Circulars received from the Division of Local Government – April 2011****Recommendation:**

1. That the information contained in the Departmental circulars 11-04 to 11-06 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:****Seconded:****Attachments:**

- 11/04 – Swimming Pools Regulation
- 11/06 – Information about Rating for 2011/12  
The Draft Local Government Code of Accounting Practice and Financial Reporting and Guidelines is a 262 page document that is available for viewing on the Department of Local Government website.

Circular No. 11-04  
Date 23 March 2011  
Doc ID. A240567

Contact Anita Gambhir  
02 4428 4215  
anita.gambhir@dlg.nsw.gov.au

## **SWIMMING POOLS REGULATION - COMMENCEMENT OF AMENDMENT**

The purpose of this circular is to advise councils that the Swimming Pools Amendment Regulation 2011 (the Amendment Regulation) will commence on 1 May 2011. The Regulation was published on the NSW legislation website at [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au) on 3 March 2011.

The object of the amendment is to promote national uniformity in relation to swimming pool barrier standards by incorporating the technical requirements for swimming pool barriers in NSW within the Building Code of Australia.

Following a comprehensive review of the *Swimming Pools Act 1992*, amendments were made to the Act in December 2009 to enhance the safety of children under the age of five years around private ('backyard') swimming pools in NSW (refer Circular to Councils 09-41 dated 17 December 2009). This Amendment Regulation is consequential to the Act amendment.

### **Amendments**

The key amendments are as follows:

Certain references to the *Australian Standard 1926.1-2007 Part 1: Safety barriers for swimming pools* (the Standard) in the Swimming Pools Regulation 2008 are replaced by references to the Building Code of Australia (BCA). The BCA in turn will refer to the Standard.

Clause 21 of the Regulation requires the Division and councils to have a copy of the BCA, in addition to the Standard and Cardiopulmonary Resuscitation Guidelines, available for free public inspection. This is because the BCA and the Standard are not public documents. In the interests of access and equity, any obligation on an owner of a swimming pool to comply requires that these documents be made publicly available. It is noted that the Australian Resuscitation Council has recently made the Guidelines freely available in the interests of increasing public awareness.

A new savings and transitional clause (clause 22A) has been inserted into the Regulation. The effect of clause 22A is that where a child-resistant barrier and/or means of access to a pool complied with standards prescribed under the Act and those standards are subsequently amended, the child-resistant barrier and/or means of access are taken to continue to comply with the amended standards.

Department of Local Government  
5 O'Keefe Avenue NOWRA NSW 2541  
Locked Bag 3015 NOWRA NSW 2541  
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209  
E [dlg@dlg.nsw.gov.au](mailto:dlg@dlg.nsw.gov.au) W [www.dlg.nsw.gov.au](http://www.dlg.nsw.gov.au) ABN 99 567 863 195

However if the child-resistant barrier is substantially altered or rebuilt, then the standard applicable at the time of alteration or rebuilding will apply.

Councils should note that these savings and transitional provisions are applicable only to complying swimming pool barriers. If an existing swimming pool barrier never complied with the standard applicable at the time it was constructed or installed, it must be brought into compliance with the latest swimming pool barrier standard in force at the time the non-compliance is identified.

#### **NSW exclusions to the Standard**

There are two exclusions to the Standard in relation to child-resistant barriers.

Clause 2.8 of the Standard (Child-resistant door set) does not apply in NSW. This exclusion is now found in the BCA.

Clause 2.10 of the Standard (Above ground pools) does not apply in NSW. This exclusion can be found in the Regulation as well as in the BCA.

Councils are advised to familiarise themselves with the requirements of the amended Regulation, which is available at [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au)



**Ross Woodward**  
**Chief Executive, Local Government**  
**A Division of the Department of Premier and Cabinet**

Circular No. 11-06  
Date 21 April 2011  
Doc ID. A235598

Contact Rates Section  
02 4428 4100  
dlg@dlg.nsw.gov.au

## INFORMATION ABOUT RATING FOR 2011/12

### Fee for Section 603 Certificates

I have determined that the fee for a Section 603 Certificate for 2011/12 will be \$65.00.

The determination applies to the issuing of a certificate for the matters specified in section 603(3) of the *Local Government Act 1993* (the Act). Where a council offers to provide other information as an optional service, the council is not prevented from separately determining an approved fee for that additional service. Furthermore, a council is not prevented from determining approved fees for additional services required by an applicant for the expedited processing of a Section 603 Certificate.

### Maximum Amount of Minimum Rates 2011/12

By an amendment to clause 126 of the Local Government (General) Regulation 2005, the Independent Pricing and Regulatory Tribunal (IPART) has specified that the maximum amount of a minimum ordinary rate made in terms of section 548(3)(a) will be \$442 for 2011/2012 for all ordinary rates in all councils without Ministerial/IPART approval for a higher amount. The instrument giving effect to this amendment was published on the NSW legislation website, [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au), on 3 March 2011.

Minimum amounts of special rates under section 548(3)(b) of the Act remain at \$2 (unless prior Ministerial/IPART approval for a higher amount has been given).

In cases where prior approval has been granted for a minimum amount of an ordinary rate higher than \$442, IPART has announced a 2.8% increase in terms of section 548(5) of the Act for the rating year commencing 1 July 2011.



**Ross Woodward**  
**Chief Executive, Local Government**  
**A Division of the Department of Premier and Cabinet**

Department of Local Government  
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## **5. MONTHLY CALENDAR – APRIL 2011**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/22

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### **Summary:**

Monthly calendar of Council activities

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

It was resolved at the 28 September 2010 Ordinary meeting of Council to produce a monthly in-house calendar as a central focus point to allow 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:**

The calendar for the months of May to June 2011 is attached. Councillors are requested to raise any queries prior to the meeting.

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

Nil

### **Governance issues:**

Good governance centres in part on good communication and forward planning.

### **Environmental issues:**

Not applicable

### **Stakeholders:**

Councillors  
Walgett Shire Council staff

### **Financial Implications:**

Nil

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

Not applicable

### **Conclusion:**

Provided there are no changes it is appropriate to receive and note the information.

## Monthly Calendar – April 2011

**Recommendation:**

1. That Council receive and note the regular monthly calendar for the period May to June 2011.

**Moved:****Seconded:****Attachments:**

Calendar for May to June 2011.



## STRATEGIC TASKS, EVENTS AND MEETINGS CALENDAR

### May 2011

| Date of Meeting | Time | What                                                                                       | Who                                        | Business Paper due Date |
|-----------------|------|--------------------------------------------------------------------------------------------|--------------------------------------------|-------------------------|
| Sun, 1 May      |      |                                                                                            |                                            |                         |
| Mon, 2 May      |      |                                                                                            |                                            |                         |
| Tue, 3 May      |      | <b>(April's) Council Meeting 10.00 – Collarenebri</b>                                      |                                            |                         |
| Wed, 4 May      |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Thu, 5 May      |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Fri, 6 May      |      | GMAC Meeting, 11.00am – Dubbo<br><i>Possible Community Budget Meeting</i>                  | General Manager                            |                         |
| Sat, 7 May      |      | Grand Opening – Lightning Ridge Sport & Aquatic Centre, 2.00pm – Lightning Ridge           | General Manager and Councillors            |                         |
| Sun, 8 May      |      |                                                                                            |                                            |                         |
| Mon, 9 May      |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Tue, 10 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Wed, 11 May     |      | Funding Business Growth Seminar, 10.30 – Dubbo<br><i>Possible Community Budget Meeting</i> | General Manager                            |                         |
| Thu, 12 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Fri, 13 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Sat, 14 May     |      |                                                                                            |                                            |                         |
| Sun, 15 May     |      |                                                                                            |                                            |                         |
| Mon, 16 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Tue, 17 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Wed, 18 May     |      | <b>Collarenebri &amp; Lightning Ridge Community Working Party Meetings</b>                 | General Manager, Mayor and Cllr Walford    |                         |
| Thu, 19 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Fri, 20 May     |      | OROC Board Meeting, Cobar                                                                  | General Manager & Mayor                    |                         |
| Sat, 21 May     |      |                                                                                            |                                            |                         |
| Sun, 22 May     |      |                                                                                            |                                            |                         |
| Mon, 23 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Tue, 24 May     |      | <b>Council Meeting, 10.00 – Walgett</b>                                                    | General Manager, Councillors and directors |                         |
| Wed, 25 May     |      | <b>Walgett Community Working Party Meeting</b><br><i>Possible Community Budget Meeting</i> | General Manager, Mayor and Cllr Walford    |                         |
| Thu, 26 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Fri, 27 May     |      | <i>Possible Community Budget Meeting</i>                                                   |                                            |                         |
| Sat, 28 May     |      |                                                                                            |                                            |                         |
| Sun, 29 May     |      |                                                                                            |                                            |                         |
| Mon, 30 May     |      | <b>NSW Annual Shires Conference, Sydney</b>                                                | General Manager and Councillors            |                         |
| Tue, 31 May     |      | <b>NSW Annual Shires Conference, Sydney</b>                                                | General Manager and Councillors            |                         |



## STRATEGIC TASKS, EVENTS AND MEETINGS CALENDAR

June 2011

| Date of Meeting | Time | What                                                                                                   | Who                                                                  | Business Paper due Date |
|-----------------|------|--------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|-------------------------|
| Wed, 1 June     |      | NSW Annual Shires Conference, Sydney                                                                   | General Manager and Councillors                                      |                         |
| Thu, 2 June     |      |                                                                                                        |                                                                      |                         |
| Fri, 3 June     |      |                                                                                                        |                                                                      |                         |
| Sat, 4 June     |      |                                                                                                        |                                                                      |                         |
| Sun, 5 June     |      |                                                                                                        |                                                                      |                         |
| Mon, 6 June     |      |                                                                                                        |                                                                      |                         |
| Tue, 7 June     |      |                                                                                                        |                                                                      |                         |
| Wed, 8 June     |      |                                                                                                        |                                                                      |                         |
| Thu, 9 June     |      |                                                                                                        |                                                                      |                         |
| Fri, 10 June    |      |                                                                                                        |                                                                      |                         |
| Sat, 11 June    |      |                                                                                                        |                                                                      |                         |
| Sun, 12 June    |      |                                                                                                        |                                                                      |                         |
| Mon, 13 June    |      |                                                                                                        |                                                                      |                         |
| Tue, 14 June    |      |                                                                                                        |                                                                      |                         |
| Wed, 15 June    |      |                                                                                                        |                                                                      |                         |
| Thu, 16 June    |      |                                                                                                        |                                                                      |                         |
| Fri, 17 June    |      |                                                                                                        |                                                                      |                         |
| Sat, 18 June    |      |                                                                                                        |                                                                      |                         |
| Sun, 19 June    |      |                                                                                                        |                                                                      |                         |
| Mon, 20 June    |      | National General Assembly, Canberra                                                                    | General Manager and Mayor                                            |                         |
| Tue, 21 June    |      | National General Assembly, Canberra                                                                    | General Manager and Mayor                                            |                         |
| Wed, 22 June    |      | National General Assembly, Canberra<br>Collarenebri & Lightning Ridge Community Working Party Meetings | General Manager and Mayor<br>General Manager, Mayor and Cllr Walford |                         |
| Thu, 23 June    |      |                                                                                                        |                                                                      |                         |
| Fri, 24 June    |      |                                                                                                        |                                                                      |                         |
| Sat, 25 June    |      |                                                                                                        |                                                                      |                         |
| Sun, 26 June    |      |                                                                                                        |                                                                      |                         |
| Mon, 27 June    |      |                                                                                                        |                                                                      |                         |
| Tue, 28 June    |      | Council Meeting, 10.00am – Walgett                                                                     | General Manager, Councillors and directors                           |                         |
| Wed, 29 June    |      | Walgett Community Working Party Meeting                                                                | General Manager, Mayor and Cllr Walford                              |                         |
| Thu, 30 June    |      |                                                                                                        |                                                                      |                         |

- Please note that Council will be conducting Community Budget Meetings in the following towns Rowena, Burren Junction, Collarenebri, Lightning Ridge, Carinda, Walgett and possibly Come By Chance during 3-28 May 2011**

Issued 3 May 2011

Page 2 of 2

## **6. SHIRES ASSOCIATION OF NSW – ANNUAL CONFERENCE**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 11/149

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### **Summary:**

The Annual Conference of the Association will be held in Sydney at the Sofitel Wentworth Hotel from the evening of Monday 30 May until Wednesday 1st June inclusive. It is necessary that Council resolve attendance at the April Council Meeting to enable registration and accommodation arrangements to be finalised.

### **Background:**

The Draft Conference Program is attached. This year's conference theme is "Modernisation – It's out Time". The conference involves the election of Officer Bearers (President, Executive and Vice Presidents), presentations by representatives of the State Government and Federal Government, and consideration of Motions from the Divisions.

Council's 'Payment of Expenses Policy' provides as follows:

"All councillors are entitled to attend the Annual Conference of the NSW Shires Association and the Annual C Division Conference of the Association'

"Where partners accompany Councillors interstate or to seminars, conferences and the like, the Councillor will be personally responsible for all additional costs associated with their partner's attendance including travel, accommodation, meals, partner tours, etc. The exception is the Annual NSW Shire's Association Conference where Council will cover the cost of registration and attendance at the official conference dinner of the partner".

### **Current Position:**

The Mayor and General Manager will be attending the Conference. As provided for in the policy, all Councillors and their partners are entitled to attend and it is considered that it would be particularly appropriate for first time Councillors to attend to gain further insight into how the Local Government Industry in NSW operates.

### **Relevant Reference Documents:**

Nil

### **Governance issues:**

Council needs to exercise care when deciding on the number of Councillors attending any conference because of the need to ensure there is no adverse public perception of Council's involvement.

### **Environmental issues:**

Nil

### **Stakeholders:**

Councillors

**Financial Implications:**

Cost per attendee will be approximately \$1,350 (Registration fee is \$682, accommodation will be in the order of \$660 for three nights, partner attendance at Congress Dinner is \$88)

**Alternative Solutions/Options:**

Nil

**Conclusion:**

In a year where there is a likelihood of a change in senior elected representative role the opportunities for those taking on new responsibilities to gain further experience should be encouraged.

| Shires Association of NSW – Annual Conference                                                                                                                                                                                                                                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>1. That, in addition to the Mayor and General Manager, the attendance of the following Councillors at the Annual Conference of the Shires Association of NSW be approved:</p> <p>And the expenses be paid</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Draft Program for the Annual Conference of the LGSA of NSW

# Shires Association of NSW



## Annual Conference 2011 *Modernisation – It's our Time*

### Draft Program as of 8 April 2011

This is subject to change as speakers confirm their availability or otherwise. Starting and finishing times for each day will not change. **State Parliament is not sitting at this time.**

---

### Grand Ballroom, Sofitel Wentworth Sydney

#### Monday 30 May 2011

- 3.00pm Registration opens
- 5.30pm President's Welcome Reception sponsored by Sydney Morning Herald
- 6.00pm President's Welcome: Cr Bruce Miller, Shires Association of NSW
- 6.05pm Sponsors address
- 7.00pm Close of evening

#### Tuesday 31 May 2011

- 8.15am Trade Exhibition opens
- 8.30am *Ballot for election of President opens*
- 8.50am Delegates seated
- 9.00am Official Opening Ceremony – procession of official party to the stage
- 9.05am National Anthem  
Welcome to Country - Mr Glen Doyle
- 9.10am Official Opening of the Conference by Premier of NSW, Hon Barry O'Farrell MP (Invited)
- 9.40am President's address: Cr Bruce Miller, Shires Association of NSW
- 10.05am Presentation of Outstanding Service Awards and Presentation of the AR Bluett Memorial Award
- 10.15am Mr Graeme Philpotts, Chief Executive, Stewart House
- 10.30am Morning Tea sponsored by Department of Environment, Climate Change and Water  
*Partners Tour leaves hotel for the Sydney Seafood School cooking class and lunch*
- 10.50am Adoption of Standing Orders  
Treasurer's report, consideration of procedural, constitutional and Association matters followed by motions
- 11.30am Hon Michael Gallacher MLC, Minister for Police and Emergency Services and Commissioner Shane Fitzsimmons, Rural Fire Service (Invited)
- 11.45am *Ballot for election of President closes*
- 12.00pm Consideration of Motions (Rural Emergency and related motions)
- 12.30pm 'Towards One Association' – Cr Bruce Miller
- 1.00pm Lunch  
*Ballot for election of Executive Committee opens*

- 1.45pm Essential Energy (to be confirmed) – an update on future of company after sale.  
*Partners Tour returns*
- 2.00pm Consideration of Motions
- 2.45pm Afternoon Tea sponsored by
- 3.00pm *Ballot for election of Executive Committee closes*  
Adam Spencer facilitates "How do we improve the image of local government?" with Russel Howcroft, Chairman and Managing Director, George Patterson Y& R, and Siimon Reynolds, Chairman and Co-founder OMG
- 4.30pm Conference Day 1 adjourns  
Happy hour
- 5.30pm Happy hour concludes
- 7.30pm Conference dinner sponsored by Essential Energy
- Wednesday 1 June 2011**
- 8.30am Trade Exhibition opens  
*Nominations for election of Vice Presidents and Treasurer opens*
- 9.00am Minister for Primary Industries, Hon Katrina Hodgkinson MP (Invited)  
*Partner tours E. G. Waterhouse National Camellia Gardens and Hazelhurst Gallery, Sutherland*
- 9.30am Hon Craig Knowles, Chairman, Murray Darling Basin
- 10.00am Hon Donald Page MP, Minister for Local Government (Invited )  
*Nomination for election of Vice Presidents and Treasurer closes.*
- 10.15am *Ballot for election of Vice Presidents opens*
- 10.30am Morning Tea sponsored by Department of Environment, Climate Change and Water
- 11.00am Hon Duncan Gay MLC, Minister for Roads (Invited)  
*Ballot for election of Vice Presidents closes*
- 11.30am Mr Mike Quigley, CEO, NBN Broadband (invited)  
*Ballot for election of Treasurer opens*
- 12.00noon Mr Bob Crawshaw, Managing Director, Maine Street Marketing, 'Role of Modernisation in Social Media'
- 12.30pm Lunch
- 1.30pm Cr Genia McCaffery, President, ALGA and Professor George Williams, 'Constitutional Recognition'
- 2.00pm Consideration of Motions  
*Ballot for election of Treasurer closes*
- 3.15pm *Partners Tour returns*
- 4.00pm Conference Closes  
Afternoon Tea

**Elite Sponsor: Essential Energy**  
[www.shiresconference.lgsa.org.au](http://www.shiresconference.lgsa.org.au)

## **7. NATIONAL GENERAL ASSEMBLY**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 09/1343

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### **Summary:**

The National General Assembly of Local Government will be held in Canberra at the national Convention Centre from the evening of Sunday 19 June until Wednesday 22nd June inclusive. It is necessary that Council resolve attendance at the April Council Meeting to enable registration and accommodation arrangements to be finalised.

### **Background:**

The Draft Conference Program is attached. The conference involves presentations by representatives of the State Government and Federal Government, and consideration of Motions from the Councils Australia Wide under the three theme – Place, Position and Partnership.

Council's 'Payment of Expenses Policy' provides as follows:

"All councillors are entitled to attend the Annual Conference of the NSW Shires Association and the Annual C Division Conference of the Association"

"Where partners accompany Councillors interstate or to seminars, conferences and the like, the Councillor will be personally responsible for all additional costs associated with their partner's attendance including travel, accommodation, meals, partner tours, etc. The exception is the Annual NSW Shire's Association Conference where Council will cover the cost of registration and attendance at the official conference dinner of the partner".

### **Current Position:**

The Mayor and General Manager will be attending the National Conference.

### **Relevant Reference Documents:**

Nil

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

**Stakeholders:**

Councillors

**Financial Implications:**

Cost per attendee will be approximately \$1,550 (Registration fee is \$990, accommodation will be in the order of \$180-340 for three nights)

**Alternative Solutions/Options:**

Nil

**Conclusion:**

It is important that Council be represented at major State and National conferences as this represents an opportunity to put forward local issues that have State/National significance.

| National General Assembly |                                                                                                                                               |
|---------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Recommendation:</b>    |                                                                                                                                               |
| 1.                        | That the Mayor and General Manager attend the National General Assembly of Local Government in Canberra 19-22 June 2011 and expenses be paid. |
| <b>Moved:</b>             |                                                                                                                                               |
| <b>Seconded:</b>          |                                                                                                                                               |

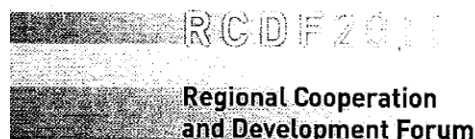
**Attachments:**

Draft Program for the National General Assembly of Local Government

## Growing with our Community

• PLACE • POSITION • PARTNERSHIP

# Program



## National General Assembly of Local Government

### ➔ DAY 1 SUNDAY 19 JUNE

5.00 pm Welcome Reception 5.00–7.00 pm

### ➔ DAY 1 SUNDAY 19 JUNE

9.30 am Welcome: ALGA President,  
Cr Genia McCaffery

9.35 am Minister for Regional Development,  
The Hon Simon Crean MP (invited)

10.05 am Regional Development—Sustaining  
Growth

10.35 am **MORNING TEA**

11.00 am State of the Regions Launch—Beyond the  
Mining Boom

12.00 noon Regional Development Australia  
representative

12.30 pm **LUNCH**

1.30 pm Opposition spokesperson,  
The Hon Bob Baldwin MP (invited)

2.00 pm Not All Regions are the Same: Common  
Issues, Specific Solutions, Effective Links

3.30 pm **AFTERNOON TEA**

4.00 pm Leader of the Nationals,  
The Hon Warren Truss MP (invited)

4.30 pm Questions and wrap-up

5.00 pm Finish

### ➔ DAY 2 MONDAY 20 JUNE

9.00 am **OPENING CEREMONY**

9.30 am ALGA Address: President,  
Cr Genia McCaffery

10.00 am Political Address: Prime Minister,  
The Hon Julia Gillard MP

10.30 am **MORNING TEA**

11.00 am The Pitch—How do we sell local  
government?  
HOST James O'Loughlin  
PANELISTS John Hewson, Annabel Crabb  
and Jane Caro

12.30 pm **LUNCH**

1.30 pm Place Speaker: Mayor Len Brown,  
Auckland Council

2.00 pm Debate: Place

3.00 pm **AFTERNOON TEA**

3.30 pm Debate: Place (continued)

4.30 pm Political Address: Leader of the  
Opposition, The Hon Tony Abbott MP  
(invited)

7.00 pm **DINNER**  
National Convention Centre 7.00–11.00 pm



NATIONAL GENERAL  
ASSEMBLY OF LOCAL  
GOVERNMENT

➔ DAY 3 TUESDAY 21 JUNE

|            |                                                                                              |
|------------|----------------------------------------------------------------------------------------------|
| 9.00 am    | Position Speaker: Robert Gottliebse                                                          |
| 9.30 am    | Debate: Position                                                                             |
| 10.30 am   | <b>MORNING TEA</b>                                                                           |
| 11.00 am   | Political Address: Minister for Climate Change and Energy Efficiency, The Hon Greg Combet MP |
| 11.30 am   | Partnership Speaker: Michael Luscombe, Woolworths CEO                                        |
| 12.00 noon | Department of Climate Change Speaker                                                         |
| 12.30 pm   | <b>LUNCH</b>                                                                                 |
| 1.30 pm    | Concurrent Symposia                                                                          |
| 3.00 pm    | <b>AFTERNOON TEA</b>                                                                         |
| 3.30 pm    | Debate: Partnership                                                                          |
| 7.00 pm    | <b>DINNER</b><br>Great Hall, Parliament House 7.00-11.00 pm                                  |

➔ DAY 4 WEDNESDAY 22 JUNE

|          |                                                                                                                       |
|----------|-----------------------------------------------------------------------------------------------------------------------|
| 8.30 am  | Political Address: Leader of the Greens, Senator Bob Brown                                                            |
| 9.00 am  | Local Government and Community Resilience—2011 Floods                                                                 |
| 10.00 am | Political Address: Shadow Minister for Local Government, Senator Barnaby Joyce                                        |
| 10.30 am | <b>MORNING TEA</b>                                                                                                    |
| 11.00 am | Political Address: Minister for Regional Australia, Regional Development and Local Government, The Hon Simon Crean MP |
| 11.30 am | Constitutional Reform Update                                                                                          |
| 12.30 pm | Closing Address                                                                                                       |
| 1.00 pm  | <b>LUNCH</b>                                                                                                          |

## **8. PANEL OF SOLICITORS**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/131

---

### **Summary:**

To consider re-establishing a panel of solicitors to provide Council with legal advice.

### **Background:**

During the period Council was under administration the practice of using a Dubbo based form of solicitors was introduced in order to give Council access to a broader range of legal services than those available locally.

At around about the same time Council began using the same solicitors for any industrial matters as against the NSW Local Government and Shires Associations' Industrial Division.

### **Current Position:**

Following the outcomes of a recent matter before the NSW Industrial Commission, a decision has been taken to revert to using the NSW Local Government and Shires Associations' Industrial Division for advice on any industrial matters as it is believed this is more cost effective.

Recently Council has encountered unnecessary delays in dealing with a number of legal issues when the designated Dubbo solicitor has been otherwise engaged.

### **Governance Issues:**

Good governance would tend to indicate Council would be better placed in having a panel of solicitors providing legal advice for the complicated range of issues which constantly confront Council and its staff. It makes sense to be able to refer matters to specialists in any given area of the law on a needs basis.

### **Environmental Issues:**

Nil

### **Relevant Reference Documents:**

The Administrator previously had approved the use of the following panel of solicitors

- a) Marsdens Law Group, Campbelltown.
- b) Booth Brown Samuels & Olney, Dubbo.
- c) Rhodes Kildea, Moree.

This panel was put in place for a three year period that was due for review in 2009.

### **Stakeholders:**

Council  
Staff  
Local Community

**Financial Implications:**

The use of a panel of solicitors would allow Council to gain financial benefits from having firm scales of fees and charges to take into consideration when farming out legal work.

**Legal Position:**

Members of the legal profession have an obligation to provide clients with estimates of fees and charges prior to accepting instructions. This does not appear to occur with Council's present arrangement.

**Alternatives/Options:**

Council could retain its existing approach or investigate appointing a larger city firm of solicitors to provide all legal advice.

**Conclusion:**

Council's immediate and ongoing needs with regards legal advice and services would best be served by inviting Expressions of Interest from the broader legal profession to join a panel of solicitors providing legal advice/services on a needs basis as this would give Council the scope to be able to refer more complicated issues to those firms specialising in the particular area of law concerned.

| Panel of Solicitors    |                                                                                                                                                                                                   |
|------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Recommendation:</b> |                                                                                                                                                                                                   |
| 1.                     | That Council seek an Expression of Interest from local, regional and metropolitan solicitors interested in joining a panel to provide Council's needs for legal advice/services on a needs basis. |
| <b>Moved:</b>          |                                                                                                                                                                                                   |
| <b>Seconded:</b>       |                                                                                                                                                                                                   |

**Attachments:**

Nil

## **9. MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION ONLY FROM GENERAL MANAGER – APRIL 2011**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 09/1455

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### **1. NSW Shires Association Elections**

Nominations are being called for the NSW Shires Association Elections in the following categories:

- President
- Vice President General
- 9 Executive Committee Members (one from each Division A – J)

Further information in attachment 1

### **2. Barwon Regional & Strategic Roads Committee**

At the recent Western Division of Council Conference in Brewarrina, discussions were held in relation to the Regional & Strategic Roads project that is currently under consideration.

The aim is for the Barwon Councils to take a lead and then coordinate a similar process in the southern section of the state. At the Western Division Conference Meeting the following resolutions were adopted:

1. *That a Secretariat be formed with one representative from each Council.*
2. *The nominated chair is Mike Montgomery (Moree Council) a previous National LGA President and member of a previous NSW RTA Regional Road Taskforce.*
3. *Each Council to contribute the sum of \$5,000 towards the initial scoping exercise.*
4. *The Brewarrina Shire to auspice and account for the funding.*
5. *Negotiate with Ms Jill Kilby to undertake the co-ordination of the scoping exercise. Jill is the current Engineer of the Year, lives near Walgett and contracts to Brewarrina Shire. Jill has also been involved in the Inland Highway proposal which links in with the Wool Track proposal.*

Once the regional and strategic roads have been identified for each Shire and the information analysed and presented in a uniform format, the proposal will be submitted to Infrastructure NSW for consideration.

### **3. Correspondence from Public Libraries NSW**

Council received correspondence from Public Libraries NSW advising that a Peak body in NSW has been constituted for public Libraries

Further information in attachment 2

### **4. NSW Government 100 day Action Plan**

See Attachment 3

### **5. Nominations for the 2011 Australian Safer Communities Awards**

The Australian Safer Communities Awards are sponsored by the Australian Government Attorney-General's Department, in conjunction with States and

Territories. They recognise innovative practices and achievements across the nation that are making our communities safer, stronger, more disaster resilient and better prepared to manage any emergency situation.

The awards cover all aspects of community safety and resilience with an emergency management focus including:

- risk assessment
- research
- education and training
- information and knowledge management
- prevention, preparedness, response and recovery

The awards are judged on two levels (excluding the Federal agencies category) - State and Territory winners are decided and recognised first and in turn become finalists for the National Awards.

### **Award Categories**

There are seven categories:

- **State and Territory**, including government-owned business enterprises
- **Local Government**, single and collective subcategories
- **Volunteer** and community groups (where membership is substantially voluntary)
- **Private sector**
- **Education and training**, including vocational training and research
- **Federal** (projects which are cross-jurisdictional and/or projects of national significance)\*
- Projects developed and/or managed by **youth** (under 18)

| <b>Matters Generally for Brief Mention or Information only from General Manager – April 2011</b>                                                                                            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>1. That the matters listed by the General Manager for brief mention or information be received and noted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |



### **Attachments:**

NSW Shires Association Election Notice  
Correspondence from Public Libraries NSW  
NSW Government 100 day Action Plan

# SHIRES ASSOCIATION OF NEW SOUTH WALES

## Election of Executive Committee

### ELECTION NOTICE

Fair Work (Registered Organisations) Act 2009

Nominations are called for:

- **President**
- **Vice President General** (*to be determined in accordance with rule 37*)
- **9 Executive Committee Members**, one each for the following Electoral Divisions:
  - Division A
  - Division B
  - Division C
  - Division D
  - Division E
  - Division F
  - Division G
  - Division H
  - Division J

Nominations, which are required in writing, must be received by the Returning Officer up to, but not later than **12 noon on Thursday 21 April 2011**. A candidate may withdraw his/her nomination prior to the Annual Conference which commences 31 May 2011.

Nomination forms are available upon request from the Returning Officer or the Association.

#### Notes:

1. Candidates for the office of President may lodge a written statement, of no more than 100 words, detailing Local Government Service to be placed before constituent councils before the Annual Conference. Statements must be submitted to the Returning Officer as a word document (.doc), either by email to [nswelections@aec.gov.au](mailto:nswelections@aec.gov.au) or on a cd. The statement must reach the Returning Officer no later than 12:00 noon on **Thursday 21 April 2011**.
2. Voting: Where a ballot is required, it will be conducted by the Returning Officer on 31 May and 1 June 2011 at the Annual Conference at the Sofitel Wentworth Hotel, 61-101 Phillip Street, Sydney.
3. Nominations for the offices of Vice Presidents (2) and Treasurer will be called for at the Annual Conference at the completion of the election for Executive Committee. Eligible candidates will be the newly elected Executive Members. If a ballot is required, it will be conducted of all eligible voting delegates at the Conference.
4. Proxy Voting: If an eligible voter cannot be present at the Conference to vote in any election, that person may, by written authorisation delivered to the Returning Office prior to the commencement of the ballot, appoint another member to cast that person's vote. An "Appointment of Proxy" form is available from the Returning Officer or the Association.

#### ADDRESS FOR LODGING NOMINATIONS

**By Post/Fax:**  
PO Box 496, Haymarket NSW 1239  
Facsimile: (02) 9375 6336

**By Hand:**  
AEC, Level 4, 24 Campbell Street  
HAYMARKET NSW 2000

Noopur Madan  
Returning Officer,  
Australian Electoral Commission  
Telephone: (02) 9375 6321  
5 April 2011



# SHIRES ASSOCIATION OF NEW SOUTH WALES

## NOMINATION FORM

### Nominations for:

### **President, Vice President General and Executive Committee Member**

#### **Note to Candidates and Nominators**

Candidates and Nominators should verify their financial status and any other qualifications required by the organisation's rules prior to lodging a nomination. The candidate must be nominated by **at least two (2)** eligible representatives of ordinary members of the Association.

We, the undersigned nominators, hereby nominate:

|                 |  |
|-----------------|--|
| Candidate Name: |  |
|-----------------|--|

*(Please print candidate's full name)*

|                          |  |
|--------------------------|--|
| Ordinary Council Member: |  |
|--------------------------|--|

*(Print Name of Ordinary Council member)*

|                    |  |
|--------------------|--|
| For the Office of: |  |
|--------------------|--|

*(Print Name of Office as it appears on the Election Notice)*

#### **NOMINATORS *(Please print)***

| Name (in full) | Name of Council Member | Signature | Date |
|----------------|------------------------|-----------|------|
|                |                        |           |      |
|                |                        |           |      |
|                |                        |           |      |

#### **CANDIDATE'S ENDORSEMENT *(Please print)***

|  |
|--|
|  |
|--|

*(Please print your name as you wish it to appear on the ballot paper)*

I, being an eligible Councillor of a council which is a financial Ordinary Member of the Shires Association of NSW, hereby accept the above nomination.

|                               |  |                          |     |
|-------------------------------|--|--------------------------|-----|
| <b>Postal Address</b>         |  |                          |     |
| <b>Name of Council Member</b> |  | <b>Division</b>          |     |
| <b>Email address</b>          |  | <b>Contact phone No.</b> |     |
| <b>Signature</b>              |  | <b>Date</b>              | / / |

**Nominations** must be received by the Returning Officer, Noopur Madan, no later than **12 Noon on Thursday 21 April 2011**. Nominations may be withdrawn prior to the Annual Conference. Candidates for President may submit a statement of Local Government Service for distribution to constituent councils – for more detail, see the Election Notice.

#### **HOW TO LODGE NOMINATIONS**

By post:                    Australian Electoral Commission, PO Box 496, Haymarket NSW 1239  
 By Fax:                    02 9375 6336  
 By hand:                  Australian Electoral Commission, Level 4, 24 Campbell Street, Sydney NSW

RECEIVED 25 MAR 2011

The Executive Office  
Public Libraries NSW  
PO Box 172  
Albury NSW 2640

22 March 2011

ph: (02) 60560400  
fax: (02) 60560500

Clr Ian Woodcock  
Mayor  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

Dear Clr Woodcock

I am writing to advise you that a new peak body for public libraries in New South Wales has been constituted. Public Libraries NSW Country (PLNSWC) held a Special General Meeting on Friday 4 March 2011 where the association resolved to change its name to Public Libraries New South Wales.

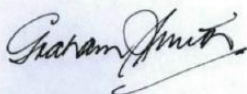
The decision to establish Public Libraries New South Wales came about after many years of negotiation between Public Libraries NSW-Country and Public Libraries NSW-Metropolitan failed to reach agreement on a suitable single-association model. During this period, it has become increasingly evident that governments and peak library bodies (both state and national) find two associations for NSW confusing, and have expressed a preference for dealing with only one peak body for the state.

As a statewide association, membership of Public Libraries New South Wales is open to all councils and regional libraries across the state.

PLNSWC has been recognised as a highly effective lobbying and advocacy agent for its constituency throughout its 22-year history. It has enjoyed an exceptionally high level of membership during recent years (approximately 95% of eligible Councils), and has provided many benefits to its member councils and libraries as outlined in the attached documents.

Public Libraries New South Wales looks forward to extending the same high-level advocacy, support and political lobbying to all councils and their libraries across the state. Our executive officers will provide advice on fee structures and association benefits prior to commencement of the 2011-2012 financial year.

Yours sincerely



Councillor Graham Smith  
Chairperson – Public Libraries New South Wales

## ACHIEVEMENTS OF PUBLIC LIBRARIES NEW SOUTH WALES

Public Libraries New South Wales (previously Public Libraries NSW–Country) lists the following achievements:

- The longevity of the Association and its effectiveness in aggregating, supporting and advocating for councils and their libraries;
- The strong and positive influence that the Association has had on the development of the NSW public library network through its effective representation on peak bodies including NSW Public Libraries Consultative Committee, NSW Local Government & Shires Associations, Public Libraries Australia, Australian Library & Information Association, and the national Public Libraries Advisory Committee;
- The inordinate amount of work that has been contributed by voluntary members of the Executive over 20 years to build a strong and resilient Association (this input would amount to countless thousands of hours);
- The almost unparalleled strength of the 5-zone network that depends on each and every library and council to sustain and support its members;
- The unselfish sharing of ideas, innovations and resources amongst and between Zones;
- The benefits of consortia purchasing arrangements such as the Libraries Australia licence, which saves individual libraries many dollars from their budgets each year;
- The high regard in which PLNSW is held by the state government due to its consistent, positive and effective approaches to government;
- The influence that PLNSW had in instigating the 2007-08 Review of NSW Public Library Funding (the "Parry Report") which made a number of recommendations, including a more equitable model for the allocation of state funding for public libraries. Whilst it is acknowledged that the recommendations of the Parry Review have not yet been implemented, they remain on the state government agenda;
- The principles of the PLNSW lobbying strategy to attract a much higher level of state government funding and establish a sustainable state government funding model have also been applied by Library Council of NSW in its recommendations to the state government on public library funding;
- The adoption of the same lobbying strategy (as Local Government Association policy) at the 2009 LGA Annual Conference in Tamworth;
- The success of the PLNSW statewide Day of Action on 29 November 2007 that strongly influenced the state government to establish the Country Libraries Fund (as part of the Building the Country Package), which delivered an additional \$9m to country Libraries over 5 years through the Library Development Grants program;
- The successful and consistent lobbying of the PLNSW members and Executive that led to the invitation from the NSW Minister for the Arts for a submission on the future funding needs of the NSW public library sector in 2010; and
- The critical importance of a strong and united organisation with a high-level of membership representation as evidenced by the PLNSW lobbying campaign in the lead-up to the March 2011 state election, which has resulted in funding announcements from both major parties (see sample media release attached).

## **NSW PUBLIC LIBRARIES '30 YEARS BEHIND'**

### ***DESPERATE NEED FOR EXTRA FUNDING FROM NEXT NSW GOVERNMENT***

Public Libraries New South Wales has strongly endorsed the call by the Local Government and Shires Associations (LGSA) for the incoming State Government to double funding that is currently provided to public libraries to ensure that NSW can keep up with increased demand, modern technology and national benchmarks.

The LGSA are calling for an increase of \$5.2 million funding for public libraries each year for five years to reach a new recurrent target of \$51.5 million per year by 2016.

Commenting on pre-election funding commitments for NSW public libraries by both major parties, Chairperson of Public Libraries New South Wales, Councillor Graham Smith said "Whilst the Association is optimistic about undertakings by both Labor and the Coalition to increase funding for the NSW Public Library Network, the quantum is nowhere near what is required to restore the capacity of our libraries to the level they enjoyed 30 years ago".

In 1980, the state government funded over 23% of library costs. Since then, successive governments have allowed state funding to decline to the current level of less than 9% - the lowest level of state contribution to its public libraries in Australia.

The Labour Party has undertaken to increase funding by \$12 million over 4 years, whilst the Coalition has announced an additional \$4 million for regional libraries in NSW as part of its Revitalising Regional Libraries policy.

"Whilst any increase in funding is a bonus, the announcements from both major parties fall well short of the \$26m increase called for by the LGSA. Even the application of an additional \$26m would equate to a state government contribution of some 17% of the total cost of operating NSW libraries. Whilst this is considerably less than the state contribution in 1980, it is an excellent start" Councillor Smith said.

*Ends*

#### **For further information contact:**

**Councillor Graham Smith, Chairperson – Public Libraries New South Wales**

**Email:** [dysonsmith@idx.com.au](mailto:dysonsmith@idx.com.au)

**Mobile:** 0408 333604

**OR**

**Councillor Les Lambert, Deputy Chairperson – Public Libraries New South Wales**

**Email:** [les-narra@hotmail.com](mailto:les-narra@hotmail.com)

**Mobile:** 0407 314537



**The Hon Barry O'Farrell MP**  
**Premier of NSW**  
**Minister for Western Sydney**

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**MEDIA RELEASE**

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Monday 4 April 2011

**PREMIER UNVEILS 100 DAY ACTION PLAN**

Premier Barry O'Farrell today unveiled his **100 Day Action Plan** – a blueprint to start the change needed to make NSW Number One again.

Mr O'Farrell said with the new Cabinet in place work would begin immediately to deliver the commitments made during the election campaign.

He said by delivering the key issues in the Action Plan, the NSW Government would make giant strides towards helping the State to recover after 16 years of neglect.

"The clock started on the 100 Day Plan at noon yesterday when the last of my Cabinet Ministers were sworn in," Mr O'Farrell said.

"My instruction to the Cabinet was clear – work starts now so let's get on with the job.

"We will be the busiest Government in Australia – delivering dozens of commitments and initiatives to make people's lives better."

Mr O'Farrell said that in his first week in office he had ordered an audit of the State's finances and begun the rollout of additional Landcom blocks to make it easier for families to purchase a home.

He said the 100 Day Plan features a range of key commitments made during the election campaign including:

- establishing a Special Commission of Inquiry into Labor's failed electricity sale;
- planning and budgeting work for the South West and North West rail links including the establishment of project teams;
- introducing legislation for the creation of Infrastructure NSW and appointing a Board to run it;
- preparing for the NSW Government's first budget in September;
- commencing implementation of the Literacy and Numeracy Action Plan;
- beginning negotiations on the M5 widening to reduce congestion;

- introducing legislation to strengthen police powers including the re-introduction of the offence of “drunk and disorderly”;
- implementing the Better Hospitals and Healthcare plan which includes a \$3 billion investment in city and regional hospitals, more beds and additional nurses;
- establishing the Public Sector Commission; and,
- restoring accountability by regulating lobbyists, introducing legislation to restrict political donations and eliminate taxpayer-funded political advertising.

Mr O’Farrell said he remained determined to pressure the Federal Government to provide funding for crucial infrastructure including the North West Rail Link.

“We have a clear mandate to build the North West and South West rail links and that is where the Federal funding should be directed.”

Mr O’Farrell said his team faced an enormous task to turn around the damage done to NSW over the last 16 years, particularly the neglect of infrastructure.

“We cannot build new rail lines, new roads and new hospitals overnight but we will get the process moving in the first 100 days so these projects become a reality – not the cruel hoaxes they were under Labor,” he said.

“We are going to honour our commitments and the ground work begins today.

“We are going to give NSW families a reason to be proud of NSW again by building the infrastructure and restoring confidence in the State again.”

ENDS

**MEDIA: Brad Burden 0401 672 145 or Cameron Hamilton 0425 344 688**



## 100 Day Action Plan



***First 100 days.  
Real change.***



## **NSW Government 100 Day Action Plan**

The NSW Government's **100 Day Action Plan** starts the change the community has called for in New South Wales.

### ***We will deliver on our commitments.***

Already we have commenced an audit of the State's finances. We will bring down our Budget on Tuesday 6 September to deliver stability, growth and ensure our commitments will be funded.

In the first 100 days we will begin to deliver on our **Five Point Action Plan** to rebuild the economy, return quality services, renovate infrastructure, restore accountability, and protect our local environment and communities.



## **Rebuild the Economy**

We will rebuild a strong NSW economy through lower taxes and supporting businesses to grow and create jobs. In the first 100 days we will:

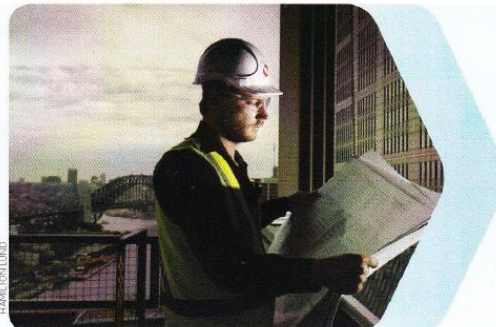
- >> Appoint a *Commission of Audit* into NSW's finances, expenditure and management.
- >> Establish a *Special Commission of Inquiry* into the former Government's electricity sell-off.
- >> Pass legislation to create 100,000 new jobs through our *Jobs Action Plan* to take effect from July 2011.
- >> Pass legislation to *repeal the homebuyers' tax* to take effect from July 2011.
- >> Establish *Destination NSW* and start bidding for major events.
- >> Instruct Landcom to target the release of *10,000 housing blocks* within four years.
- >> *Establish an expert panel* to commence structural reform of the electricity distributors, including determining boundaries, corporate structure and transition plans to establish the new distribution companies.
- >> Appoint a *Small Business Commissioner* and require NSW Government to pay its bills within 30 days.
- >> Implement the *'Empty Nester' Transfer Duty Concession* to over 55's policy for sales between 1 July 2011 and 30 June 2012.
- >> Appoint a *Parliamentary Secretary for Asia Pacific Trade*.



## Return Quality Services

We will return quality services in areas such as health, transport, education and community safety. In the first 100 days we will:

- >> Commence the implementation of our *Literacy & Numeracy Action Plan*, which includes 900 additional teachers.
- >> Amend health legislation to enable the establishment of local *District Health Boards*.
- >> Commence the implementation of our *Better Hospitals & Healthcare Plan* that includes a \$3 billion investment into health capital, opening 1,390 beds and providing 2,475 extra nurses.
- >> *Establish a Mental Health task force* to start planning for the establishment of the *Mental Health Commission*, and create an *Office of Medical Research*.
- >> *Reduce monthly, quarterly and annual train fares for regular commuters by July 1.*
- >> *Commence negotiations* to incorporate existing light rail services from Central to Lilyfield into the *MyZone ticketing system*.
- >> *Introduce legislation* to strengthen police powers including toughening 'move on' laws and reintroducing the offence of 'drunk and disorderly'.
- >> *Introduce legislation* to toughen laws relating to graffiti vandals.



## Renovate Infrastructure

We will build the infrastructure that makes a difference to both our economy and people's lives. In the first 100 days we will:

- >> *Introduce legislation* for the creation of *Infrastructure NSW* and appoint its Board.
- >> Seek an immediate meeting with the Prime Minister to discuss funding of infrastructure, particularly the *North West Rail Link*, *health reform*, and the future of *COAG*.
- >> *Start work* on planning and budgeting for the *North West Rail Link*, and set up project teams.
- >> *Commence negotiations* on the *M5 widening* to reduce congestion with a view to completing them by the end of July.
- >> Prepare to call for expressions of interest to deliver a *world class exhibition and convention centre*.
- >> Introduce legislation to establish *Restart NSW*, the *NSW Government's Infrastructure Fund*.
- >> Commence the establishment of an *Integrated Transport Authority*.
- >> *Undertake* an audit of speed zones.
- >> *Start* an economic assessment of mining affected communities.
- >> *Commence* a council-by-council audit of the local infrastructure backlog.



## Restore Accountability

We will restore accountability to government, talk honestly with the community and give people a say on decisions that affect their lives. In the first 100 days we will:

- >> Enact *Campaign Finance legislation* that includes restricting political donations to individuals.
- >> Appoint a chair and begin setting up the *Public Sector Commission*.
- >> *Introduce legislation* to regulate lobbyists, ban success fees, and to strengthen whistle-blower protections and the ICAC.
- >> Commence consultation on a *Public Sector Ethics Act*.
- >> *Introduce legislation* to eliminate taxpayer funded 'political' advertising.
- >> *Establish a panel of Constitutional Experts* to consider and advise on recall elections and a *People's Petition*.

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



## Protect our Local Environment and Communities

We will protect local environments, work with communities and return planning powers to the people. In the first 100 days we will:

- >> *Scrap Part 3A* of the Environmental Planning and Assessment Act and establish a *Planning Review Panel* to start the process of drafting a new *Planning Act*, with wide community consultation.
- >> Commence the process of establishing the *Dharawal National Park* and move responsibility for Heritage into the Environment portfolio.
- >> Introduce legislation for our new '*3 Strikes*' approach to problem-licensed venues.
- >> Hold a *Solar Summit*, and invite industry representatives, energy experts and environmental groups to participate.
- >> Appoint a *Parliamentary Secretary for Renewable Energy*.



## **10. EXPLANATION – IMPACT OF 30 JUNE 2010 CARRIED FORWARD BALANCES ON THE 2010/2011 BUDGET.**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Don Ramsland General Manager  
**FILE NUMBER:** 11/31

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### **Summary:**

To provide Councillors with an explanation of the change from forecast balances to actual balances as at 30 June, 2010, and their impact on the 2010/2011 budget.

### **Background:**

At the recent strategic planning workshop a number of Councillors queried why the 2010/2011 General Fund operating budget was in deficit when it was originally at break even. This is best explained by going back to the forecast figures as at 31 March, 2010 and working forward from that point.

### **Current Position:**

As at 31 March, 2010 the revised budget 2009/2010 forecast was as follows:

|              |           |         |
|--------------|-----------|---------|
| General Fund | \$406,181 | Deficit |
| Water Fund   | \$233,637 | Deficit |
| Sewer Fund   | \$ 81,799 | Surplus |
| Waste Fund   | \$ 38,857 | Surplus |
| <hr/>        |           |         |
| TOTAL        | \$519,162 | Deficit |

The actual figures at 30 June, 2010 for the 2009/2010 budget were as follows:

|              |              |         |
|--------------|--------------|---------|
| General Fund | \$ 3,115,000 | Surplus |
| Water Fund   | \$ 123,000   | Deficit |
| Sewer Fund   | \$ 58,000    | Surplus |
| Waste Fund   | \$ 152,000   | Surplus |
| <hr/>        |              |         |
| TOTAL        | \$ 3,202,000 | Surplus |

The major variance was due to the fact that an amount of \$1,180,099 in respect of the Federal Assistance Fund Grant was paid prior to 30 June, 2010 and was necessarily taken into account in that financial year.

Before the income was received, the forecast 2010/2011 Operational budget was proposed to Council at the April 2010 Council meeting, and was as follows:

|              |           |          |
|--------------|-----------|----------|
| General Fund |           | Balanced |
| Water Fund   | \$171,406 | Deficit  |
| Sewer Fund   | \$ 86,380 | Surplus  |
| Waste Fund   | \$ 8,261  | Deficit  |
| <hr/>        |           |          |
| TOTAL        | \$ 93,287 | Deficit  |

The deficit was then resolved at the June 2010 Council meeting as follows:

**183/10 Budget Submissions 2010/2011**

**Resolution:**

That Council:

1. Reduce expected income in the 2010-2011 budget by \$1,180,099.00 resulting in a \$1,316,905.00 total deficit:
2. Amend the following budget line items to: Heritage Advisor expenditure \$15,000.00; heritage advisor grant income \$5,000.00; heritage projects expenditure \$21,000.00; heritage projects grant income \$7,000.00 and pesticide pit redemption \$18,000.00
3. Inform Barriekneal of the early payment discount provision provided by Council.

**Moved:** Cllr Lane

**Seconded:** Cllr Martinez

**CARRIED**

Along with other minor adjustments, the following deficit situation which was included in the 2010-2014 Management Plan was as follows:

**Operational Budget:**

|              |             |         |
|--------------|-------------|---------|
| General Fund | \$1,113,175 | Deficit |
| Water Fund   | \$ 359,059  | Deficit |
| Sewer Fund   | \$ 118,590  | Surplus |
| Waste Fund   | \$ 8,261    | Deficit |
| TOTAL        | \$1,361,905 | Deficit |

**Relevant Reference Documents/Policies:**

2009/2010 and 2010/2011 Budgets.  
2010/2014 Management Plan  
2009/2010 Financial Statements

**Governance issues:**

The variation made was in accordance with standard accounting practice requirements.

**Environmental issues:**

Nil

**Stakeholders:**

Council  
Councillors  
staff

**Financial Implications:**

The impact of the change to provide for grant income in the year in which it was brought to account was to throw the 2010/2011 operating budget into deficit.

The capital budget was already in deficit as the budget provided for more capital expenditure than the depreciation charge.

Should any Councillors require further explanation, please do not hesitate to contact our Finance Manager Susie Jones or myself prior to the meeting.

**Alternative Solutions/Options:**

When Council adopted the 2010/2014 Management Plan and 2010/2011 Budget the change was phrased in a narrative resolution.

**Conclusion:**

Had a detailed forecast been presented, the impact of the change would probably have been more obvious to councillors and therefore better understood.

| Impact of 30 June 2010 carried forward balances on the 2010/2011 budget |                                                                                                             |
|-------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|
| <b>Recommendation:</b>                                                  |                                                                                                             |
| 1.                                                                      | That the explanation of the impact of early payment of Federal Assistance Fund Grant be received and noted. |
| <b>Moved:</b>                                                           |                                                                                                             |
| <b>Seconded:</b>                                                        |                                                                                                             |

**Attachments:**

Nil

## **11. FORECAST OF RESTRICTED FUNDS FOR YEAR ENDING 30 JUNE 2011**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Susie Jones – Finance Manager/Don Ramsland – General Manager  
**FILE NUMBER:** 10/38

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### **Summary:**

This report provides a summary of estimated unrestricted funds as at the end of June 2011. It has been found that if no action is taken Council's general fund is in danger of having a negative unrestricted funds balance by the end of the financial year. This means that the general fund will be in effect borrowing money from the water/sewer/waste funds to pay for its budgeted activities. It is noted that Council must apply to the Minister to obtain approval for an internal loan between the water/sewer funds and the general fund.

### **Background:**

The Department of Local Government includes an unrestricted current ratio as an indicator of financial performance to assess council's level of working capital and its ability to satisfy short term obligations. This ratio compares current unrestricted assets with current liabilities less special purpose liabilities. A healthy ratio is above 2:1.

At any time, Council's invested funds comprise a mix of both restricted and unrestricted funds.

As an example, at 30 June 2008 and 30 June 2009 Council held invested funds of \$14,970k and \$13,338k respectively with amounts of \$14,461k and \$12,535k being classed as restricted.

This meant that the balance of unrestricted funds as at 30 June 2008 was \$509k and 30 June 2009 was \$803k.

Similarly, the balance of invested funds at 30 June, 2010 was \$8,516k. \$8,499k of this amount was restricted.

Council's unrestricted current ratio has been declining over the past four years from 3.99 in June 2006 to 1.31 in 2010. The total value of unrestricted funds as at the end of June 2010 equalled \$17,000. Council's auditors, Spencer Steer, have stressed the need to be vigilant to prevent this total from falling any lower.

The dramatic fall in unrestricted funds was mainly due to the fact that an amount of \$800,000 was applied to the construction of the Gilbert Street flats with the remaining cost being funded by a loan of \$600,000 and proposed sale of units/real estate of approximately \$782,000.

The aim of Council's current financial staff is to return the unrestricted current ration to around 2:1 progressively over the next two years.

**Current Position:**

| FY2011 Cash Forecast split into funds    |             |                    |                  |                  |               |                  |
|------------------------------------------|-------------|--------------------|------------------|------------------|---------------|------------------|
|                                          | Restricted  | General            | Water            | Sewer            | Waste         | TOTAL            |
| <b>Opening CASH</b>                      | 3,375,139   | 16,494             | 3,021,000        | 1,991,824        | 111,908       | 8,516,365        |
| <b>Operational Gain / (Loss)</b>         | 995,974     | (937,329)          | (766,277)        | (111,395)        | (8,261)       | (827,288)        |
| <b>Add back depn</b>                     | 643,000     | 975,640            | 400,860          | 138,720          |               | 2,158,220        |
| <b>Capital Expenditure</b>               | 1,311,107   | (2,606,580)        | (368,000)        | (6,000)          |               | (1,669,473)      |
| <b>BUDGETED RESULTS</b>                  | 2,950,081   | (2,568,269)        | (733,417)        | 21,325           | (8,261)       | (338,541)        |
| <b>PRIOR YR Purchase orders</b>          | (5,957,185) | (2,086,986)        | (74,324)         | -                | (4,092)       | (8,122,586)      |
| <b>Budgeted CASH POSITION</b>            | 368,035     | (4,638,761)        | 2,213,259        | 2,013,149        | 99,555        | 55,238           |
| <b>Plant Loan</b>                        |             | 2,000,000          |                  |                  |               | 2,000,000        |
| <b>Housing Loan</b>                      |             | 600,000            |                  |                  |               | 600,000          |
| <b>Capital repayment</b>                 |             | (57,500)           |                  |                  |               | (57,500)         |
| <b>Forecast Position at 30 June 2011</b> |             | <b>(2,096,261)</b> | <b>2,213,259</b> | <b>2,013,149</b> | <b>99,555</b> | <b>2,597,738</b> |

Currently there is a forecast unrestricted deficit of \$2,096,261. This has been caused by a budgeted operational loss caused by the reduction in federal assistance grant money, and a large capital budget spend included in the initial budget (\$4,206,231). This capital budget far outweighs the budgeted depreciation expenditure of \$1,618,640 and therefore was budgeted to make a cash loss for the year.

In contrast to the General fund, the Sewer fund is budgeted to have a cash reserve of over \$2 million by the end of June 2011, and \$1,805,510 at the end of June 2012.

To resolve this issue Council will rely on the Federal Government to pull forward it's first quarter assistance grant which should total around \$800,000.

Council have also secured the sale of Unit A Arthur Street which should see a profit of \$220,000 to help Council reserves.

It is forecast that there will be further budget savings, and cuts in internally restricted reserves totalling an excess of \$800,000 (this includes the reduction in restricted leave liability (\$500,000 at the end of June 2010), and a reduction in the gravel pit restoration reserve (\$100,000). It is also likely there will be further budgeted savings in the Head Office Administration Salary and Wages due to staff positions remaining vacant for large periods of the year.

This still leaves a deficit of \$276,261 in estimated unrestricted reserves at the end of the financial year. Therefore it is proposed that Council obtain permission for the Sewer fund to internally loan \$300,000 to the General fund. This could be repaid over the next two financial years through the sale of Council assets, or through budget. It is noted that any internal loan must be at arms length and interest must be payable at market rates.

**Relevant Reference Documents/Policies:**

N/A

**Governance issues:**

Sound governance deems it necessary to flag this type of issue well ahead of it occurring. It is the sort of issue that could have been avoided by having a stronger emphasis on the need for those filling directors' positions having formal qualifications and experience appropriate to the roles they perform.

**Environmental issues:**

N/A

**Stakeholders:**

Walgett Shire Council  
Walgett Shire Ratepayers  
Walgett Shire residents

**Financial Implications:**

An internal loan may be required to ensure Council maintain a positive unrestricted reserve.

**Alternative Solutions/Options:**

If further savings can be found through the current budget, then there will be no need to obtain a loan.

**Conclusion:**

Council needs to adopt a financially conservative approach to resolving the issue of a possible negative unrestricted funds balance at 30 June, 2011. To this end, the preferred approach is to seek approval for an internal loan which will only be taken up if necessary.

| Application for possible Internal Loan between Sewer fund and General fund                                                                                                                                                                                                                                                                  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"><li>1. That Council apply to the minister for an internal loan worth \$300,000 to be made between the Sewer fund and the General Fund, with interest to be given at market rate and the loan to be repaid over 2 years.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Nil

## 12. QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2011

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Susie Jones – Finance Manager  
**FILE NUMBER:** 10/38

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### Summary:

This report presents to Council the quarterly budget review for the period ending 31 March 2011.

### Background:

The quarterly review is a statutory requirement under the Local Government (General) Regulations 2005, Part 9, Division 3, Section 203 and is an essential aspect of Council's financial management. A budget review is to be prepared and submitted to Council not later than two months after the end of each quarter.

At the Council meeting on 28 June 2010, Council adopted the 2010-2014 Management Plan, which incorporated the 2010/2011 budget.

The adopted budget provides for an operating deficit of \$1,361,905, and a Capital Deficit of \$4,244,231.

### Current Position:

A detailed review as at 31 March 2011 has identified a number of variations to the original budget. These variations are included in the following summarised balances:

If the variations are adopted the budget will provide for the following distribution of funds:

| <b>Fund</b>  | <b>Operating Surplus/(Deficit)</b> | <b>Capital Surplus/(Deficit)</b> |
|--------------|------------------------------------|----------------------------------|
| General Fund | 58,646                             | (1,295,473)                      |
| Water Fund   | (766,277)                          | (368,000)                        |
| Sewer Fund   | (111,395)                          | (6,000)                          |
| Waste Fund   | (8,261)                            |                                  |
| <b>Total</b> | <b>(827,288)</b>                   | <b>(1,669,473)</b>               |

This is a net improvement to the original budget by:  
\$534,617 for the operational budget and  
\$2,574,758 for the capital budget.

The original 2010/2011 budgeted distribution of funds was:

| <b>Fund</b>  | <b>Operating Surplus/(Deficit)</b> | <b>Capital Surplus/(Deficit)</b> |
|--------------|------------------------------------|----------------------------------|
| General Fund | (1,113,175)                        | (4,206,231)                      |
| Water Fund   | (359,059)                          | (38,000)                         |
| Sewer Fund   | 118,590                            |                                  |
| Waste Fund   | (8,261)                            |                                  |
| <b>Total</b> | <b>(1,361,905)<sup>^</sup></b>     | <b>(4,244,231)</b>               |

<sup>^</sup> Loss due to the governments Financial Assistance Grant of \$1.1m being received in June 2010 and therefore recognised in the previous financial year.

A detailed explanation of the reasons for the original 2010/2011 budget varying from that presented to Council in respect of the draft 2010/2014 Management Plan and Budget is contained in item ten of the Corporate Services report to this meeting.

Variations passed in the Quarter to 31st December include the carried forward projects from the prior year, and an increase in the federal assistance grant. Details of the variations are summarised in the November 2010 and February 2011 council meeting minutes.

### **Summary of amendments passed by council during the quarter to 31 March 2011**

Amendments passed by council in the Capital budget to 31 December 2010 are as follows:

#### **Income Variations**

- Minister of Lands Grant received \$3,500

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**Total    \$3,500**

#### **Expense Variations**

- New Portable grandstand for Collarenebri Showground \$5,380
- Restumping Come-by-Chance Hall \$53,000
- Footpath Rehabilitation programme (\$53,000)

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**Total    \$5,380**

**Council have also re-classified the following expense from Operating to Capital expense:**

- Interest expense for Plant loan of \$2m \$162,000
- Interest expense for \$600k loan taken out for Council owned housing \$56,912

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**Total    \$218,912**

This expense has been re-classified in alignment with Council's financial policy on the capitalisation of borrowing costs as stated in Note 1 of the financial statements year ending 30<sup>th</sup> June 2010.

**Summary of identified further amendments (amendments are discussed in detail in the next section):**

General Fund Operational budget amendments for the Quarterly Review are:

| <b>NOTE</b> | <b>Income Variations - (Further income) / reduction in income</b> | <b>\$</b>        |
|-------------|-------------------------------------------------------------------|------------------|
| <b>1</b>    | - Interest Received from Investments                              | (50,000)         |
| <b>2</b>    | - Corporate Services transition training Grant                    | (10,000)         |
| <b>3</b>    | - Grant - Youth Officer Walgett                                   | 85,000           |
| <b>3</b>    | - Youth Resources Grant Walgett                                   | 20,000           |
| <b>4</b>    | - Decrease in Arts and Culture Grants                             | 18,000           |
| <b>4</b>    | - Tourism Grants                                                  | 15,000           |
|             | <b>Total Net Reduction in income</b>                              | <b>78,000</b>    |
|             | <b>Expense variations (reduction) / further increases</b>         |                  |
| <b>5</b>    | - Decrease in Councillor travelling expenses                      | (5,000)          |
| <b>5</b>    | - Decrease in Civic receptions and functions                      | (2,500)          |
| <b>5</b>    | - Decrease in Councillor training                                 | (2,600)          |
| <b>5</b>    | - Decrease in Corporate Planning                                  | (2,600)          |
| <b>5</b>    | - Decrease in Executive travelling expenses                       | (2,600)          |
| <b>6</b>    | - Decrease in Rates on Council Properties                         | (40,000)         |
| <b>7</b>    | - Decrease Sealed Roads - Litter Control                          | (7,000)          |
| <b>7</b>    | - Decrease Shoulder Spraying                                      | (10,000)         |
| <b>7</b>    | - Decrease Sealed Roads - Vegetation Management                   | (18,000)         |
| <b>7</b>    | - Decrease Sealed Roads - Pavement Maintenance                    | (15,000)         |
| <b>7</b>    | - Decrease - Footpaths Management                                 | (5,000)          |
| <b>7</b>    | - Increase Sporting Fields                                        | 30,000           |
| <b>7</b>    | - Increase Borebaths - Lightning Ridge                            | 25,000           |
| <b>8</b>    | - Decrease Swimming Pool - Walgett                                | (10,000)         |
| <b>8</b>    | - Decrease Swimming Pool - Colly                                  | (10,000)         |
| <b>9</b>    | - Decrease Parks & Reserves                                       | (1,000)          |
| <b>10</b>   | - Corporate Office and Telephone Expenses                         | (30,000)         |
| <b>10</b>   | - HR Staff Training                                               | (50,000)         |
| <b>10</b>   | - Community Services transition training grant expense            | 10,000           |
| <b>10</b>   | - Staff Conferences & Development                                 | (20,000)         |
| <b>10</b>   | - Higher Education Subsidy                                        | (25,000)         |
| <b>10</b>   | - HR Program Development                                          | (2,000)          |
| <b>10</b>   | - Traineeship Program                                             | (20,000)         |
| <b>10</b>   | - Risk Management Programs                                        | (5,000)          |
| <b>10</b>   | - OH&S Support and Asset Maintenance                              | (10,000)         |
| <b>10</b>   | - Consultancy Fees - RATES                                        | (25,000)         |
| <b>10</b>   | - Records Disposal and Control                                    | (3,000)          |
| <b>11</b>   | - Childrens Week                                                  | (2,000)          |
| <b>12</b>   | - Decrease in Youth programs and Youth Strategy                   | (2,500)          |
| <b>12</b>   | - Decrease in Youth centre resources                              | (2,000)          |
| <b>4</b>    | - Tourism Salaries and Wages                                      | (15,000)         |
| <b>12</b>   | - Decrease in Collarenebri Agency running costs                   | (5,000)          |
| <b>13</b>   | - Increase Consultancy fees for Rural Engineering                 | 5,000            |
| <b>14</b>   | - Local Roads Shire Traffic Facilities                            | 4,500            |
| <b>14</b>   | - Local Roads Urban Traffic Facilities                            | (4,500)          |
| <b>15</b>   | - Urban unsealed pavement maintenance                             | (15,000)         |
| <b>15</b>   | - Local Roads Shire Heavy Patching                                | 10,000           |
| <b>15</b>   | - Local Roads Shire Shoulder Grading                              | 5,000            |
|             | <b>Total Net Reduction in Expense</b>                             | <b>(277,800)</b> |
|             | <b>Total Net Decrease in Deficit:</b>                             | <b>(199,800)</b> |

Identified amendments in the Water, Sewer and Waste Funds Operational budget for the Quarterly Review are as follows:

| NOTE | Expense variations (reduction) / further increases          |              |
|------|-------------------------------------------------------------|--------------|
| 27   | - Reservoirs - Painting and Minor Control Repairs - Walgett | (12,000)     |
| 27   | - Mains - Repairs and Maintenance - Carinda                 | 9,800        |
| 27   | - Reservoirs - Repairs and Maintenance - Rowena             | 1,940        |
|      | <b>Total Net Decrease in Deficit</b>                        | <b>(260)</b> |

Identified amendments in the General Fund Capital budget for the quarterly review are as follows:

| NOTE | Income Variations - (Further income) / reduction in income                               |                    |
|------|------------------------------------------------------------------------------------------|--------------------|
| 16   | - Dementure Day care grant income                                                        | (993,773)          |
| 17   | - Sale of Vehicle, Plant & Equipment                                                     | (230,500)          |
|      | <b>Total Net increase in income</b>                                                      | <b>(1,224,273)</b> |
|      | <b>Expense variations (reduction) / further increases</b>                                |                    |
| 16   | - Dementure Day care expense                                                             | 993,773            |
| 18   | - Corporate Services computer Equipment replacement                                      | (10,000)           |
| 19   | - Housing Loan repayment                                                                 | (38,000)           |
| 20   | - Meeting room at Cumborah (project deferred to 2011/2012 year)                          | (90,000)           |
| 20   | - Carinda Tennis Courts update (project deferred to 2011/2012 year)                      | (25,000)           |
| 20   | - Collarenebri Pool Shade - Structure (project deferred to 2011/2012 year)               | (19,000)           |
| 20   | - Walgett Cemetary Memorial Wall (project deferred to 2011/2012 year)                    | (15,000)           |
| 20   | - Walgett Levy Upgrade (project deferred to 2011/2012 year)                              | (66,000)           |
| 20   | - All weather road to Collarenebri Weir and signage (project deferred to 2011/2012 year) | (15,000)           |
| 20   | - Footpath Replacement program (project deferred to 2011/2012 year)                      | (311,000)          |
| 21   | - Walgett - Sprinklers No 1 & 2 Ovals                                                    | (3,000)            |
| 21   | - L/Ridge - Public Toilets                                                               | (10,000)           |
| 21   | - Lions Car Park Sealing - Collarenebri                                                  | (20,000)           |
| 22   | - Carinda pool/ sports oval amenties block upgrade                                       | (5,000)            |
| 23   | - Install metal tree guards in Collarenebri                                              | 1,000              |
| 24   | - Purchase of vehicles, Plant & Equipment                                                | (500,000)          |
| 25   | - Interest on plant Loan                                                                 | (124,555)          |
| 26   | - Coonabarabran - Mungindi Upgrade Project                                               | 30,000             |
| 26   | - Come-By-Chance Road Upgrade Project (FD)                                               | (30,000)           |
|      | <b>Total Net decrease in expense</b>                                                     | <b>(256,782)</b>   |
|      | <b>Total Net Decrease in Deficit:</b>                                                    | <b>(1,481,055)</b> |

Identified amendments in the Water, Sewer and Waste Funds Capital budget for the Quarterly Review are as follows:

| NOTE | Expense variations (reduction) / further increases |               |
|------|----------------------------------------------------|---------------|
| 28   | - Walgett Open Water Drains Up-Grade               | (25,000)      |
| 28   | - Lightning Ridge Meter Replacements               | (15,000)      |
| 28   | - Water Mains Replacement Program - Carinda        | 60,000        |
|      | <b>Total Net increase in Deficit</b>               | <b>20,000</b> |

## Discussion of proposed changes:

### GENERAL FUND

#### Operating budget - Notes

1. As a result of increasing interest rates during the financial year to date, we have been able to secure more interest income than budgeted.
2. We will be receiving a grant from Department of Families, Housing, Community Services and Indigenous Affairs for training this year worth \$10,000. A corresponding expense to this income has also been recognised in this quarterly review.
3. There are several grants included in the current year income, which were received in the prior year. These are the youth worker grant of \$85,000 and the youth resources grant for \$20,000. These budget income lines will not be received, and therefore should be removed from the current year budget.
4. The Tourism and Arts and Culture grants line has been reduced (a cut of \$15,000 and \$18,000 respectively) as no further grants have been applied for, this is mainly due to staff shortages, and therefore the staff wages and salaries expense has also been cut by the same amount as it will not be fully utilised in the current financial year.
5. Council have conducted a review of actual councillor expenses to budgeted and have found the budgets for travelling, Civic receptions, training and corporate planning can be trimmed by a total of \$12,700, and still cater for the rest of the financial year. Executive travelling expenses budget can also be cut by \$2,600.
6. Rates on council owned properties came in under budget this year with a saving of \$40,000.
7. On review of the Urban operating budgets for: Litter control, shoulder spraying, vegetation management, pavement maintenance and footpaths management, Council is able to trim the remaining budget for the rest of this financial year by \$55,000 to ensure that sufficient funds are available to support the current level of service at the sporting fields and the Lightning Ridge Bore baths.
8. The Walgett and Colly swimming pool operational budgets are also able to be decreased by \$20,000 due to being able to more accurately determine expenditure for these facilities until the end of the financial year.
9. The Parks and Reserves budget has been cut by \$1,000 to ensure that enough funds are available in the capital budget for the installation of the Colly metal tree guards.
10. On review of the corporate budget, due to staff changes and prolonged vacant positions during the year, we have been able to make savings in the following areas:

Office and telephone expenses, Staff Training, Staff conferences, Higher education subsidy, HR program development, Traineeship programs, Risk management programs, OH&S Support and Asset maintenance, Rates consultancy fees, and records disposal and control. Council understand that staff development remains critical to the organisation, and now positions are being resumed, look to fulfil these complete budgets in the new year, except for the rates consultancy fee's where more work will be completed in house, and therefore there will be less need to use this budget line.
11. Children's week has been completed under budget, and therefore the remaining budget has been reduced.
12. Youth programs, Youth centre resources and Agency running cost budgets have also been reduced by a total of \$9,500 to help reduce the deficit created by not obtaining grants within Community Services.
13. The consultancy fee's for Rural engineering needs to be increased by \$5,000 to pay for the review and update of the RMCC management system.
14. An amendment of budgeted funds is necessary from Local roads Urban traffic facilities to Shire traffic facilities to match the work completed.
15. Also there has been more emphasis placed on local roads shire heavy patching and shoulder grading which has been necessary recently, and less work completed on urban unsealed pavement maintenance which has lead to an identified variance between these budget lines.

## Capital budget - Notes

On review of the capital budget, we have identified the following amendments:

16. We will be receiving grant income of \$993,773 for the Dementure Day care project, and therefore also need a budget expense line for this grant. It is noted that any funds not spent in this financial year will be restricted and budgeted for in the next financial year.
17. We have sold our plant and equipment for more than budgeted, which has lead to an increase of funds worth \$230,500.
18. The Corporate Services computer equipment replacement budget can be reduced by \$10,000 due to a lesser need to upgrade this year, however it is vital this budget remains for the next financial year.
19. The housing loan interest repayment can be more reliably estimated now, and can be reduced by \$38,000.
20. The following projects have been deferred for the rest of the financial year (3 months) until next year where they have been fully budgeted for:
  - o Meeting room at Cumborah - \$90,000
  - o Carinda Tennis courts update - \$25,000
  - o Colly Pool Shade Structure - \$19,000
  - o Walgett Cemetery Memorial Wall - \$15,000
  - o Walgett Levy Upgrade - \$66,000
  - o All weather road to Colly weir and signage - \$15,000
  - o Footpath replacement program - \$311,000
21. The following projects have now been completed, and therefore the remaining budgets be released:
  - o The Lightning Ridge Public Toilets - \$10,000
  - o Walgett Sprinklers for No 1&2 Ovals - \$3,000
  - o Lions Car Park Sealing – Collarenebri - \$20,000
22. The Carinda pool/sports oval amenities block upgrade needs to be re-assessed as the current budget is not sufficient to complete the project. This budget has therefore been removed. - \$5,000
23. The metal tree guard installation project has been increased by \$1,000 to complete the work required.
24. The plant replacement project has been reassessed due to lack of available funds, which has lead to a decrease in the current year budget of \$500,000.
25. The interest on the plant loan can also be more readily assessed now, and has lead to a decrease of budgeted expenditure of \$124,555.
26. A re-alignment of funds is also necessary to fund the increased costs of the Coonabarabran-Mungindi upgrade project spent to date, this has been funded by the Come by Chance Road Upgrade Project which will not be starting until next financial year. This project is currently included in next year's budget.

## WATER FUND

### Operational Budget

27. A reduction in the Walgett reservoir painting and minor control repairs budget will fund the extra expenditure needed in the Carinda repairs and maintenance budget, and the Rowena reservoirs repairs and maintenance budget which have needed extra attention in the current financial year. It is not expected that this will be a permanent increase in operational expense for either the Carinda or Rowena water budgets.

### Capital Budget

28. The water mains replacement program is in need of extra funds to the sum of \$60,000. This can be partially funded by a decrease in the Walgett Open Water drains upgrade and the Lightning Ridge Meter replacement budgets. However further funds of \$20,000 are required to complete this work.

Subject to the revised estimates of income and expenditure being adopted, the financial position of the Council is satisfactory as at the 31st March 2011.

**Relevant Reference Documents:**

Quarterly Budget Review to 30 September 2010  
Quarterly Budget Review to 31 December 2010  
Quarterly Budget Review to 31 March 2011  
Walgett Shire Council Management Plan 2010-2014

**Governance Issues**

N/A

**Environmental Issues**

N/A

**Stakeholders:**

Walgett Shire Council  
Walgett Shire Ratepayers

**Financial Implications:**

Identified budget amendments represent:

A net decrease in deficit in the General fund Operational Budget result of \$199,800

A net decrease in deficit in \$1,481,055 in the General Fund Capital Budget result

A net decrease in deficit of \$260 in the Water fund Operational result

A net increase in deficit of \$20,000 in the Water Fund Capital result

**Alternative Solutions**

N/A

## Quarterly Budget Review as at 31 March 2011

### Recommendation:

That Council note the quarterly budget review for the period to 31 March 2011 and adopt the changes as follows:

| <b>General fund Operational Budget</b>                 | <b>\$</b>        |
|--------------------------------------------------------|------------------|
| - Interest Received from Investments                   | (50,000)         |
| - Corporate Services transition training Grant         | (10,000)         |
| - Grant - Youth Officer Walgett                        | 85,000           |
| - Youth Resources Grant Walgett                        | 20,000           |
| - Decrease in Arts and Culture Grants                  | 18,000           |
| - Tourism Grants                                       | 15,000           |
| - Decrease in Councillor travelling expenses           | (5,000)          |
| - Decrease in Civic receptions and functions           | (2,500)          |
| - Decrease in Councillor training                      | (2,600)          |
| - Decrease in Corporate Planning                       | (2,600)          |
| - Decrease in Executive travelling expenses            | (2,600)          |
| - Decrease in Rates on Council Properties              | (40,000)         |
| - Decrease Sealed Roads - Litter Control               | (7,000)          |
| - Decrease Shoulder Spraying                           | (10,000)         |
| - Decrease Sealed Roads - Vegetation Management        | (18,000)         |
| - Decrease Sealed Roads - Pavement Maintenance         | (15,000)         |
| - Decrease Swimming Pool - Walgett                     | (10,000)         |
| - Decrease Swimming Pool - Colly                       | (10,000)         |
| - Decrease - Footpaths Management                      | (5,000)          |
| - Increase Sporting Fields                             | 30,000           |
| - Increase Borebaths - Lightning Ridge                 | 25,000           |
| - Decrease Parks & Reserves                            | (1,000)          |
| - Corporate Office and Telephone Expenses              | (30,000)         |
| - HR Staff Training                                    | (50,000)         |
| - Community Services transition training grant expense | 10,000           |
| - Staff Conferences & Development                      | (20,000)         |
| - Higher Education Subsidy                             | (25,000)         |
| - HR Program Development                               | (2,000)          |
| - Traineeship Program                                  | (20,000)         |
| - Risk Management Programs                             | (5,000)          |
| - OH&S Support and Asset Maintenance                   | (10,000)         |
| - Consultancy Fees - RATES                             | (25,000)         |
| - Records Disposal and Control                         | (3,000)          |
| - Childrens Week                                       | (2,000)          |
| - Decrease in Youth programs and Youth Strategy        | (2,500)          |
| - Decrease in Youth centre resources                   | (2,000)          |
| - Tourism Salaries and Wages                           | (15,000)         |
| - Decrease in Collarenebri Agency running costs        | (5,000)          |
| - Increase Consultancy fee's for Rural Engineering     | 5,000            |
| - Local Roads Shire Traffic Facilities                 | 4,500            |
| - Local Roads Urban Traffic Facilities                 | (4,500)          |
| - Urban unsealed pavement maintenance                  | (15,000)         |
| - Local Roads Shire Heavy Patching                     | 10,000           |
| - Local Roads Shire Shoulder Grading                   | 5,000            |
|                                                        | <u>(199,800)</u> |

|                                                                        |                    |
|------------------------------------------------------------------------|--------------------|
| <b>Water Fund Operational Budget</b>                                   |                    |
| - Reservoirs - Painting and Minor Control Repairs - Walgett            | (12,000)           |
| - Mains - Repairs and Maintenance - Carinda                            | 9,800              |
| - Reservoirs - Repairs and Maintenance - Rowena                        | 1,940              |
| <b>Total</b>                                                           | <b>(260)</b>       |
| <b>General Fund Capital Budget</b>                                     |                    |
| - Dementure Day care grant income                                      | (993,773)          |
| - Sale of Vehicle, Plant & Equipment                                   | (230,500)          |
| - Corporate Services computer Equipment replacement                    | (10,000)           |
| - Housing Loan repayment                                               | (38,000)           |
| - Dementure Day care expense                                           | 993,773            |
| - Meeting room at Cumborah (project deferred)                          | (90,000)           |
| - Carinda Tennis Courts update (project deferred)                      | (25,000)           |
| - Carinda pool/ sports oval amenties block upgrade                     | (5,000)            |
| - Install metal tree guards in Collarenebri                            | 1,000              |
| - Walgett - Sprinklers No 1 & 2 Ovals                                  | (3,000)            |
| - L/Ridge - Public Toilets                                             | (10,000)           |
| - Collarenebri Pool Shade - Structure (project deferred)               | (19,000)           |
| - Walgett Cemetary Memorial Wall (project deferred)                    | (15,000)           |
| - Walgett Levy Upgrade (project deferred)                              | (66,000)           |
| - Lions Car Park Sealing - Collarenebri                                | (20,000)           |
| - All weather road to Collarenebri Weir and signage (project deferred) | (15,000)           |
| - Footpath Replacement program (project deferred)                      | (311,000)          |
| - Purchase of vehicles, Plant & Equipment                              | (500,000)          |
| - Interest on plant Loan                                               | (124,555)          |
| - Coonabarabran - Mungindi Upgrade Project                             | 30,000             |
| - Come-By-Chance Road Upgrade Project (FD)                             | (30,000)           |
| <b>Total</b>                                                           | <b>(1,481,055)</b> |
| <b>Water Fund Capital Budget</b>                                       |                    |
| - Walgett Open Water Drains Up-Grade                                   | (25,000)           |
| - Lightning Ridge Meter Replacements                                   | (15,000)           |
| - Water Mains Replacement Program - Carinda                            | 60,000             |
| <b>Total</b>                                                           | <b>20,000</b>      |

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

#### **Attachments:**

Quarterly Budget Review

WALGETT SHIRE COUNCIL AGENDA

| <b>WALGETT SHIRE COUNCIL:</b><br><b>ORGANISATION DIVISION:</b><br><b>RESPONSIBILITY:</b>                                            |                            |                            |                                  |                            |                                |                           |
|-------------------------------------------------------------------------------------------------------------------------------------|----------------------------|----------------------------|----------------------------------|----------------------------|--------------------------------|---------------------------|
| <b>Quarterly Budget Review to 31 March 2011</b><br><b>All Division Operational Summary</b><br><b>General Manager - Don Ramsland</b> |                            |                            |                                  |                            |                                |                           |
|                                                                                                                                     | <b>Original<br/>Budget</b> | <b>Amended<br/>to date</b> | <b>Actual<br/>Income/Expense</b> | <b>%<br/>Actual Budget</b> | <b>Recommended<br/>Changes</b> | <b>Amended<br/>Budget</b> |
| <b><u>OPERATING REVENUE</u></b>                                                                                                     |                            |                            |                                  |                            |                                |                           |
| Members and Executive                                                                                                               | 296,939                    | 296,939                    | 171,222                          | 58%                        | 0                              | 296,939                   |
| General Purpose Revenue                                                                                                             | 6,752,727                  | 6,907,606                  | 6,404,106                        | 93%                        | 50,000                         | 6,957,606                 |
| Corporate & Community Services                                                                                                      | 3,142,699                  | 3,417,425                  | 2,138,706                        | 63%                        | (128,000)                      | 3,289,425                 |
| Planning & Regulatory Services                                                                                                      | 155,291                    | 155,291                    | 150,448                          | 97%                        | 0                              | 155,291                   |
| Rural Infrastructure and Support Services                                                                                           | 13,917,627                 | 14,429,814                 | 6,911,976                        | 48%                        | 0                              | 14,429,814                |
| Urban Infrastructure Services                                                                                                       | 4,320,420                  | 4,700,912                  | 4,376,345                        | 93%                        | 0                              | 4,700,912                 |
| <b>TOTAL</b>                                                                                                                        | <b>28,585,703</b>          | <b>29,907,987</b>          | <b>20,152,804</b>                |                            | <b>(78,000)</b>                | <b>29,829,987</b>         |
| <b><u>OPERATING EXPENDITURE</u></b>                                                                                                 |                            |                            |                                  |                            |                                |                           |
| Members and Executive                                                                                                               | 1,163,224                  | 1,163,224                  | 866,770                          | 75%                        | (15,300)                       | 1,147,924                 |
| Corporate & Community Services                                                                                                      | 5,182,094                  | 5,456,819                  | 3,250,731                        | 60%                        | (206,500)                      | 5,250,319                 |
| Planning & Regulatory Services                                                                                                      | 1,415,501                  | 1,415,501                  | 807,013                          | 57%                        | 0                              | 1,415,501                 |
| Rural Infrastructure and Support Services                                                                                           | 13,624,207                 | 13,536,847                 | 9,200,285                        | 68%                        | 5,000                          | 13,541,847                |
| Urban Infrastructure Services                                                                                                       | 8,562,582                  | 9,362,944                  | 7,120,631                        | 76%                        | (61,260)                       | 9,301,684                 |
| <b>TOTAL</b>                                                                                                                        | <b>29,947,608</b>          | <b>30,935,335</b>          | <b>21,245,429</b>                |                            | <b>(278,060)</b>               | <b>30,657,275</b>         |
| <b>NETT OPERATING SURPLUS/(DEFICIT)</b>                                                                                             | <b>(1,361,905)</b>         | <b>(1,027,348)</b>         | <b>(1,092,625)</b>               |                            | <b>200,060</b>                 | <b>(827,288)</b>          |

|                                           | <b>Original<br/>Budget</b> | <b>Amended<br/>to date</b> | <b>Actual<br/>Surplus/(Deficit)</b> | <b>Recommended<br/>Changes</b> | <b>Amended<br/>Budget</b> |
|-------------------------------------------|----------------------------|----------------------------|-------------------------------------|--------------------------------|---------------------------|
| <b>NETT (Deficit) / Surplus by Fund</b>   |                            |                            |                                     |                                |                           |
| Members and Executive                     | (866,285)                  | (866,285)                  | (695,548)                           | 15,300                         | (850,985)                 |
| General Purpose Revenue                   | 6,752,727                  | 6,907,606                  | 6,404,106                           | 50,000                         | 6,957,606                 |
| Corporate & Community Services            | (2,039,395)                | (2,039,394)                | (1,112,024)                         | 78,500                         | (1,960,894)               |
| Planning & Regulatory Services            | (1,260,210)                | (1,260,210)                | (656,565)                           | 0                              | (1,260,210)               |
| Rural Infrastructure and Support Services | 293,420                    | 892,967                    | (2,288,309)                         | (5,000)                        | 887,967                   |
| Urban                                     | (3,993,431)                | (3,775,839)                | (3,025,734)                         | 61,000                         | (3,714,839)               |
| Water                                     | (359,059)                  | (766,537)                  | (168,204)                           | 260                            | (766,277)                 |
| Sewer                                     | 118,590                    | (111,395)                  | 160,065                             | 0                              | (111,395)                 |
| Waste                                     | (8,261)                    | (8,261)                    | 289,588                             | 0                              | (8,261)                   |
|                                           | <b>(1,361,905)</b>         | <b>(1,027,348)</b>         | <b>(1,092,625)</b>                  | <b>200,060</b>                 | <b>(827,288)</b>          |

|                                                   |  |                                            |                 |                       |                     |                |
|---------------------------------------------------|--|--------------------------------------------|-----------------|-----------------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:                            |  | Quarterly Budget Review to 31 March 2011   |                 |                       |                     |                |
| ORGANISATIONAL DIVISION:                          |  | Members and Executive                      |                 |                       |                     |                |
| RESPONSIBILITY:                                   |  | Council and General Manager - Don Ramsland |                 |                       |                     |                |
|                                                   |  | Original Budget                            | Amended to date | Actual Income/Expense | Recommended Changes | Amended Budget |
| <u>OPERATING REVENUE</u>                          |  |                                            |                 |                       |                     |                |
| Operation Revenue (internal)                      |  | 296,939                                    | 296,939         | 171,222               | -                   | 296,939        |
| Total                                             |  | 296,939                                    | 296,939         | 171,222               | 0                   | 296,939        |
| <u>OPERATING EXPENDITURE</u>                      |  |                                            |                 |                       |                     |                |
| Governance -Cost of Council Democratic operations |  | 296,942                                    | 296,942         | 180,181               | (2,600)             | 294,342        |
| Section 356 Donations and Subsidies               |  | 866,282                                    | 866,282         | 686,589               | (12,700)            | 853,582        |
| TOTAL                                             |  | 1,163,224                                  | 1,163,224       | 866,770               | (15,300)            | 1,147,924      |
| NETT OPERATING SURPLUS/(DEFICIT)                  |  | (866,285)                                  | (866,285)       | (695,548)             | 15,300              | (850,985)      |

|                                   |  |                                              |                 |                       |                     |                |
|-----------------------------------|--|----------------------------------------------|-----------------|-----------------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:            |  | Quarterly Budget Review to 31 March 2011     |                 |                       |                     |                |
| ORGANISATION DIVISION:            |  | Corporate and Community Services             |                 |                       |                     |                |
| RESPONSIBILITY:                   |  | Director of Corporate and Community Services |                 |                       |                     |                |
|                                   |  | Original Budget                              | Amended to date | Actual Income/Expense | Recommended Changes | Amended Budget |
| <u>OPERATING REVENUE</u>          |  |                                              |                 |                       |                     |                |
| Corporate Services Administration |  | 2,934,043                                    | 2,934,042       | 1,949,817             | 10,000              | 2,944,042      |
| Community Services and Education  |  | 49,586                                       | 301,752         | 84,384                | (105,000)           | 196,752        |
| Recreational & Culture            |  | 79,212                                       | 101,773         | 62,910                | (18,000)            | 83,773         |
| Economic Affairs                  |  | 79,858                                       | 79,858          | 41,595                | (15,000)            | 64,858         |
| TOTAL                             |  | 3,142,699                                    | 3,417,425       | 2,138,706             | (128,000)           | 3,289,425      |
| <u>OPERATING EXPENDITURE</u>      |  |                                              |                 |                       |                     |                |
| Corporate Services Administration |  | 3,809,601                                    | 3,809,601       | 2,557,376             | (180,000)           | 3,629,601      |
| Community Services and Education  |  | 431,919                                      | 674,526         | 304,969               | (6,500)             | 668,026        |
| Recreational & Culture            |  | 402,031                                      | 434,149         | 191,035               | 0                   | 434,149        |
| Economic Affairs                  |  | 538,543                                      | 538,543         | 197,351               | (20,000)            | 518,543        |
| TOTAL                             |  | 5,182,094                                    | 5,456,819       | 3,250,731             | (206,500)           | 5,250,319      |
| NETT OPERATING SURPLUS/(DEFICIT)  |  | (2,039,395)                                  | (2,039,394)     | (1,112,024)           | 78,500              | (1,960,894)    |

|                                      |  |                                                              |                    |                            |                        |                   |
|--------------------------------------|--|--------------------------------------------------------------|--------------------|----------------------------|------------------------|-------------------|
| WALGETT SHIRE COUNCIL:               |  | Quarterly Budget Review to 31 March 2011                     |                    |                            |                        |                   |
| ORGANISATION DIVISION:               |  | Planning & Regulations                                       |                    |                            |                        |                   |
| RESPONSIBILITY:                      |  | Director of Planning & Regulatory Services - Matthew Goodwin |                    |                            |                        |                   |
|                                      |  | Original<br>Budget                                           | Amended<br>to date | Actual<br>Income / Expense | Recommended<br>Changes | Amended<br>Budget |
| <u>OPERATING REVENUE</u>             |  |                                                              |                    |                            |                        |                   |
| Administration                       |  | 96,700                                                       | 96,700             | 59,505                     | 0                      | 96,700            |
| Public order and safety              |  | 6,000                                                        | 6,000              | 7,430                      | 0                      | 6,000             |
| Health                               |  | 1,500                                                        | 1,500              | 400                        | 0                      | 1,500             |
| Mining, Manufacturing & Construction |  | 51,091                                                       | 51,091             | 72,556                     | 0                      | 51,091            |
| TOTAL                                |  | 155,291                                                      | 155,291            | 139,891                    | 0                      | 155,291           |
| <u>OPERATING EXPENDITURE</u>         |  |                                                              |                    |                            |                        |                   |
| Administration                       |  | 1,077,307                                                    | 1,075,307          | 604,771                    | 0                      | 1,075,307         |
| Public order and safety              |  | 142,800                                                      | 155,800            | 83,984                     | 0                      | 155,800           |
| Health                               |  | 195,394                                                      | 184,394            | 92,907                     | 0                      | 184,394           |
| Mining, Manufacturing & Construction |  |                                                              |                    |                            |                        |                   |
| TOTAL                                |  | 1,415,501                                                    | 1,415,501          | 781,662                    | 0                      | 1,415,501         |
| NETT OPERATING SURPLUS/(DEFICIT)     |  | (1,260,210)                                                  | (1,260,210)        | (641,771)                  | 0                      | (1,260,210)       |

|                                       |  |                                                    |                    |                            |                        |                   |
|---------------------------------------|--|----------------------------------------------------|--------------------|----------------------------|------------------------|-------------------|
| WALGETT SHIRE COUNCIL:                |  | Quarterly Budget Review to 31 March 2011           |                    |                            |                        |                   |
| ORGANISATION DIVISION:                |  | Rural Infrastructure and Support Services          |                    |                            |                        |                   |
| RESPONSIBILITY:                       |  | Director of Rural and Support Services -Ian Taylor |                    |                            |                        |                   |
|                                       |  | Original<br>Budget                                 | Amended<br>to date | Actual<br>Income / Expense | Recommended<br>Changes | Amended<br>Budget |
| <u>OPERATING REVENUE</u>              |  |                                                    |                    |                            |                        |                   |
| Administration and Support Services   |  | 1,574,212                                          | 1,574,212          | (1,069,407)                | 0                      | 1,574,212         |
| Public Order and Safety               |  | 10,000                                             | 30,000             | 0                          | 0                      | 30,000            |
| Transport -fleet, Roads and RTA Works |  | 12,091,355                                         | 12,583,542         | 7,758,887                  | 0                      | 12,583,542        |
| Economic Affairs                      |  | 242,060                                            | 242,060            | 222,496                    | 0                      | 242,060           |
| TOTAL                                 |  | 13,917,627                                         | 14,429,814         | 6,911,976                  | 0                      | 14,429,814        |
| <u>OPERATING EXPENDITURE</u>          |  |                                                    |                    |                            |                        |                   |
| Administration and Support Services   |  | 1,600,383                                          | 1,670,383          | 1,082,471                  | 5,000                  | 1,675,383         |
| Public Order and Safety               |  | 255,059                                            | 275,059            | 240,892                    | 0                      | 275,059           |
| Transport -fleet, Roads and RTA Works |  | 11,396,305                                         | 11,218,945         | 7,541,897                  | 0                      | 11,218,945        |
| Economic Affairs                      |  | 372,460                                            | 372,460            | 335,026                    | 0                      | 372,460           |
| TOTAL                                 |  | 13,624,207                                         | 13,536,847         | 9,200,285                  | 5,000                  | 13,541,847        |
| NETT OPERATING SURPLUS/(DEFICIT)      |  | 293,420                                            | 892,967            | (2,288,309)                | (5,000)                | 887,967           |

|                                                 |  |                                                              |                 |                         |                     |                |
|-------------------------------------------------|--|--------------------------------------------------------------|-----------------|-------------------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:                          |  | Quarterly Budget Review to 31 March 2011                     |                 |                         |                     |                |
| ORGANISATION DIVISION:                          |  | Urban Infrastructure Services                                |                 |                         |                     |                |
| RESPONSIBILITY:                                 |  | Director of Urban Infrastructure Services -Siegfredo Coralde |                 |                         |                     |                |
|                                                 |  | Original Budget                                              | Amended to date | Actual Income / Expense | Recommended Changes | Amended Budget |
| <u>OPERATING REVENUE</u>                        |  |                                                              |                 |                         |                     |                |
| Engineering Administration and Support services |  | 920,190                                                      | 1,060,870       | 795,593                 | 0                   | 1,060,870      |
| Housing and Community Amenities                 |  | 320,340                                                      | 322,340         | 269,317                 | 0                   | 322,340        |
| Recreation & Culture                            |  | 0                                                            | 0               | 0                       | 0                   |                |
| Transport & Communication                       |  | 11,220                                                       | 11,220          | 10,164                  | 0                   | 11,220         |
| Economic Affairs                                |  | 14,000                                                       | 29,000          | 14,218                  | 0                   | 29,000         |
| Domestic Waste Management                       |  | 1,095,041                                                    | 1,095,041       | 1,083,145               | 0                   | 1,095,041      |
| Water Supplies                                  |  | 1,234,637                                                    | 1,457,448       | 1,342,432               | 0                   | 1,457,448      |
| Sewerage Supplies                               |  | 724,993                                                      | 724,993         | 723,518                 | 0                   | 724,993        |
| TOTAL                                           |  | 4,320,420                                                    | 4,700,912       | 4,238,386               | 0                   | 4,700,912      |
| <u>OPERATING EXPENDITURE</u>                    |  |                                                              |                 |                         |                     |                |
| Engineering Administration                      |  | 1,880,873                                                    | 1,880,873       | 1,264,074               | 0                   | 1,880,873      |
| Housing and Community Amenities                 |  | 2,097,999                                                    | 2,021,087       | 1,566,877               | (90,000)            | 1,931,087      |
| Recreation & Culture                            |  | 899,133                                                      | 901,133         | 856,367                 | 34,000              | 935,133        |
| Transport & Communication                       |  | 367,186                                                      | 364,186         | 298,573                 | (5,000)             | 359,186        |
| Economic Affairs                                |  | 13,990                                                       | 31,990          | 13,935                  | 0                   | 31,990         |
| Domestic Waste Management                       |  | 1,103,302                                                    | 1,103,302       | 761,433                 | 0                   | 1,103,302      |
| Water Supplies                                  |  | 1,593,696                                                    | 2,223,985       | 1,679,272               | (260)               | 2,223,725      |
| Sewerage Supplies                               |  | 606,403                                                      | 836,388         | 550,486                 | 0                   | 836,388        |
| TOTAL                                           |  | 8,562,582                                                    | 9,362,944       | 6,991,018               | (61,260)            | 9,301,684      |
| NETT OPERATING SURPLUS/(DEFICIT)                |  | (4,242,162)                                                  | (4,662,032)     | (2,752,631)             | 61,260              | (4,600,772)    |

|                                           |  |                                          |                 |                         |                 |                     |                |
|-------------------------------------------|--|------------------------------------------|-----------------|-------------------------|-----------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:                    |  | Quarterly Budget Review to 31 March 2011 |                 |                         |                 |                     |                |
| ORGANISATION DIVISION:                    |  | All Division Capital Summary             |                 |                         |                 |                     |                |
| RESPONSIBILITY:                           |  | General Manager - Don Ramsland           |                 |                         |                 |                     |                |
|                                           |  | Original Budget                          | Amended to date | Actual Income / Expense | % Actual Budget | Recommended Changes | Amended Budget |
| <u>CAPITAL REVENUE</u>                    |  |                                          |                 |                         |                 |                     |                |
| Corporate & Community Services            |  | 0                                        | 0               | 0                       | 0%              | 0                   | 0              |
| Rural Infrastructure and Support Services |  | 170,000                                  | 2,287,430       | 2,576,709               | 113%            | 230,500             | 2,517,930      |
| Urban Infrastructure Services             |  | 0                                        | 290,254         | 117,037                 | 40%             | 993,773             | 1,284,027      |
| TOTAL                                     |  | 170,000                                  | 2,577,684       | 2,693,746               |                 | 1,224,273           | 3,801,957      |
| <u>CAPITAL EXPENDITURE</u>                |  |                                          |                 |                         |                 |                     |                |
| Corporate & Community Services            |  | 120,600                                  | 60,600          | 45,917                  | 76%             | (10,000)            | 50,600         |
| Rural Infrastructure and Support Services |  | 3,390,631                                | 3,437,631       | 1,819,680               | 53%             | (624,555)           | 2,813,076      |
| Urban Infrastructure Services             |  | 903,000                                  | 2,209,981       | 587,495                 | 27%             | 397,773             | 2,607,754      |
| TOTAL                                     |  | 4,414,231                                | 5,708,212       | 2,453,092               |                 | (236,782)           | 5,471,430      |
| NETT CAPITAL SURPLUS/(DEFICIT)            |  | (4,244,231)                              | (3,130,528)     | 240,654                 |                 | 1,461,055           | (1,669,473)    |
| Check to Management Plan                  |  | (4,244,231)                              |                 |                         |                 |                     |                |

|                                                  | <b>Original Budget</b> | <b>Amended to date</b> | <b>Actual Surplus / (Deficit)</b> | <b>Recommended Changes</b> | <b>Amended Budget</b> |
|--------------------------------------------------|------------------------|------------------------|-----------------------------------|----------------------------|-----------------------|
| <b>Nett Surplus / (Deficit)</b>                  |                        |                        |                                   |                            |                       |
| <b>Corporate &amp; Community Services</b>        | (120,600)              | (60,600)               | (45,917)                          | 10,000                     | (50,600)              |
| <b>Rural Infrastructure and Support Services</b> | (3,220,631)            | (1,150,201)            | 757,029                           | 855,055                    | (295,146)             |
| <b>Urban</b>                                     | (865,000)              | (1,565,727)            | (263,932)                         | 616,000                    | (949,727)             |
| <b>WATER</b>                                     | (28,000)               | (348,000)              | (206,526)                         | (20,000)                   | (368,000)             |
| <b>SEWER</b>                                     | 0                      | (6,000)                | 0                                 | 0                          | (6,000)               |
| <b>WASTE</b>                                     | (10,000)               | 0                      | 0                                 | 0                          | 0                     |
|                                                  | <b>(4,244,231)</b>     | <b>(3,130,528)</b>     | <b>240,654</b>                    | <b>1,461,055</b>           | <b>(1,669,473)</b>    |

|                                   |       |                                              |                 |                         |                     |                |
|-----------------------------------|-------|----------------------------------------------|-----------------|-------------------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:            |       | Quarterly Budget Review to 31 March 2011     |                 |                         |                     |                |
| ORGANISATION DIVISION:            |       | Corporate and Community Services             |                 |                         |                     |                |
| RESPONSIBILITY:                   |       | Director of Corporate and Community Services |                 |                         |                     |                |
|                                   |       | Original Budget                              | Amended to date | Actual Income / Expense | Recommended Changes | Amended Budget |
| <u>CAPITAL EXPENDITURE</u>        |       |                                              |                 |                         |                     |                |
| Corporate Services Administration |       | 120,600                                      | 60,600          | 45,917                  | (10,000)            | 50,600         |
|                                   | TOTAL | 120,600                                      | 60,600          | 45,917                  | (10,000)            | 50,600         |
| NETT CAPITAL SURPLUS/(DEFICIT)    |       | (120,600)                                    | (60,600)        | (45,917)                | 10,000              | (50,600)       |

|                                       |  |                                                    |                 |                         |                     |                |
|---------------------------------------|--|----------------------------------------------------|-----------------|-------------------------|---------------------|----------------|
| WALGETT SHIRE COUNCIL:                |  | Quarterly Budget Review to 31 March 2011           |                 |                         |                     |                |
| ORGANISATION DIVISION:                |  | Rural Infrastructure and Support Services          |                 |                         |                     |                |
| RESPONSIBILITY:                       |  | Director of Rural and Support Services -Ian Taylor |                 |                         |                     |                |
|                                       |  | Original Budget                                    | Amended to date | Actual Income / Expense | Recommended Changes | Amended Budget |
|                                       |  |                                                    |                 |                         |                     |                |
| <u>CAPITAL REVENUE</u>                |  |                                                    |                 |                         |                     |                |
| Transport -fleet, Roads and RTA Works |  | 170,000                                            | 2,287,430       | 2,576,709               | 230,500             | 2,517,930      |
| Economic Affairs                      |  |                                                    |                 |                         |                     |                |
| TOTAL                                 |  | 170,000                                            | 2,287,430       | 2,576,709               | 230,500             | 2,517,930      |
| <u>CAPITAL EXPENDITURE</u>            |  |                                                    |                 |                         |                     |                |
| Administration and Support Services   |  | 52,500                                             | 52,500          | 2,935                   | 0                   | 52,500         |
| Transport -fleet, Roads and RTA Works |  | 3,338,131                                          | 3,385,131       | 1,754,827               | (624,555)           | 2,760,576      |
| TOTAL                                 |  | 3,390,631                                          | 3,437,631       | 1,757,762               | (624,555)           | 2,813,076      |
| NETT CAPITAL SURPLUS/(DEFICIT)        |  | (\$3,220,631)                                      | (\$1,150,201)   | 818,947                 | 855,055             | (295,146)      |

|                                 |                           |                                                              |             |           |             |             |
|---------------------------------|---------------------------|--------------------------------------------------------------|-------------|-----------|-------------|-------------|
| WALGETT SHIRE COUNCIL:          |                           | Quarterly Budget Review to 31 March 2011                     |             |           |             |             |
| ORGANISATION DIVISION:          |                           | Urban Infrastructure Services                                |             |           |             |             |
| RESPONSIBILITY:                 |                           | Director of Urban Infrastructure Services -Siegfredo Coralde |             |           |             |             |
| <u>CAPITAL REVENUE</u>          |                           | Original                                                     | Amended     | Actual    | Recommended | Amended     |
|                                 |                           | Budget                                                       | to date     | Income /  | Changes     | Budget      |
|                                 |                           |                                                              |             | Expense   |             |             |
|                                 | Recreation & Culture      | 0                                                            | 255,050     | 108,236   | 0           | 255,050     |
|                                 | Transport & Communication | 0                                                            | 35,204      | 8,801     | 0           | 35,204      |
| Housing and Community Amenities | 0                         | 0                                                            | 0           | 993,773   | 993,773     |             |
| TOTAL                           |                           | 0                                                            | 290,254     | 117,037   | 993,773     | 1,284,027   |
| <u>CAPITAL EXPENDITURE</u>      |                           |                                                              |             |           |             |             |
| Housing and Community Amenities |                           | 105,000                                                      | 281,912     | 62,583    | 865,773     | 1,147,685   |
| Recreation & Culture            |                           | 205,000                                                      | 943,865     | 296,466   | (76,000)    | 867,865     |
| Transport & Communication       |                           | 555,000                                                      | 630,204     | 21,921    | (412,000)   | 218,204     |
| Domestic Waste Management       |                           | 10,000                                                       | 0           | 0         |             |             |
| Water Supplies                  |                           | 28,000                                                       | 348,000     | 206,526   | 20,000      | 368,000     |
| Sewerage Supplies               |                           | 0                                                            | 6,000       | 0         | 0           | 6,000       |
| TOTAL                           |                           | 903,000                                                      | 2,209,981   | 587,495   | 397,773     | 2,607,754   |
| NETT CAPITAL SURPLUS/(DEFICIT)  |                           | (903,000)                                                    | (1,919,727) | (470,458) | 596,000     | (1,323,727) |

### 13. CASH ON HAND AND INVESTMENT REPORT

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Shane Roberts – Senior Finance Officer  
**FILE NUMBER:** 09/1460

#### Summary:

This report summarises the cash on hand and investments held by Walgett Shire Council as at 31 March 2011.

#### Background:

Walgett Shire Council operates one primary transaction account with the Commonwealth Bank and invests surplus funds to its operational requirements. The level of funds held in the account at any time reflects the outlook in terms of payments to be made in the short term.

#### Current Position:

As at 31 March 2011 the operational bank account's balance was \$1,017,205.40. The reconciliation of this balance is:

#### Operational Account Bank Reconciliation As at 31 March 2011

|                                                              | \$                      |
|--------------------------------------------------------------|-------------------------|
| <b>Opening Ledger Account Balance as at 1 March 2011</b>     | <b>1,493,578.13</b>     |
| Add: Receipts                                                | 4,599,760.81            |
| Add: Recalled Investments                                    | 750,000.00              |
| Less: New Investments                                        | (2,500,000.00)          |
| Less: Payments                                               | (3,326,133.54)          |
| <b>Closing Ledger Balance as at 31 March 2011</b>            | <b>1,017,205.40</b>     |
| <br><b>Balance as per Bank Statement as at 31 March 2011</b> | <br><b>1,090,822.22</b> |
| Add: Receipts not banked                                     | 4,143.70                |
| Less: Payments not presented                                 | (77,760.52)             |
| <b>Closing Balance of Bank Account</b>                       | <b>1,017,205.40</b>     |

Two Term Deposit to the value of \$750,000.00, were recalled in March 2011. These Term Deposits were recalled due to the Interest rates being offered by the Institution's holding the Term Deposits were too low.

Ten New Term Deposits to the value of \$2,500,000.00 were created in March 2011. Three new Term Deposits were created to reinvest recalled Term Deposits with Institutions offering better

Term Deposit Interest Rates. Seven new Term Deposits were created as the Operational Bank Accounts balance had excess funds, due to the receipt of Loan Proceeds and Grants.

As at 31 March 2011 Walgett Shire Council's investment register's balance was \$6,274,493.99. The balance as per the attached investment report comprised:

|                                                    |                |
|----------------------------------------------------|----------------|
| Term Deposits                                      | \$6,250,000.00 |
| Floating Rate Collateralized Debt Obligation (CDO) | \$ 24,493.99   |

The market values disclosed for the Floating Rate Collateralized Debt Obligation (CDO) are market values as at 31 October 2010 and were supplied by the ANZ Group.

**Relevant Reference Documents/Policies:**

|                |                                               |
|----------------|-----------------------------------------------|
| 09/1772/0002   | March 2011 bank reconciliation ledger 11.5010 |
| 09/1460-02/005 | Investments Report to Council 2010-2011       |

**Governance issues:**

N/A

**Environmental issues:**

Nil

**Stakeholders:**

Walgett Shire Council  
Residents of Walgett Shire Council

**Financial Implications:**

As per report

**Alternative Solutions/Options:**

Nil

**Conclusion:**

As at 31 March 2011 Walgett Shire Council's total available cash and invested funds were \$7,291,699.39 represented by:

|                         |                |
|-------------------------|----------------|
| Working Account Balance | \$1,017,205.40 |
| Investments             | \$6,274,493.99 |

|                                                               |
|---------------------------------------------------------------|
| <b>Cash on Hand and Investment Report as at 31 March 2011</b> |
|---------------------------------------------------------------|

**Recommendation:**

1. That the cash on hand and investment report as at 31 March 2011 be received.

**Moved:**

**Seconded:**

**Attachments:**

Nil


| <u>Investment Institution</u>                               | <u>Type of Investment</u> | <u>Term</u><br>(days) | <u>Rate %</u> | <u>Ref</u> | <u>Reset Date</u> | <u>Maturity Date</u> |
|-------------------------------------------------------------|---------------------------|-----------------------|---------------|------------|-------------------|----------------------|
| <b>Term Deposits</b>                                        |                           |                       |               |            |                   |                      |
| Bank of Queensland                                          | Term Deposit              | 120                   | 6.10          | 661/11     |                   | 06-Apr-11            |
| Newcastle Permanent Building Society                        | Term Deposit              | 90                    | 6.00          | 664/11     |                   | 07-Apr-11            |
| Macquarie Bank                                              | Term Deposit              | 91                    | 5.80          | 665/11     |                   | 12-Apr-11            |
| Bankwest                                                    | Term Deposit              | 90                    | 5.85          | 666/11     |                   | 11-Apr-11            |
| Macquarie Bank                                              | Term Deposit              | 92                    | 5.80          | 667/11     |                   | 20-Apr-11            |
| Newcastle Permanent Building Society                        | Term Deposit              | 92                    | 6.00          | 668/11     |                   | 20-Apr-11            |
| Newcastle Permanent Building Society                        | Term Deposit              | 92                    | 6.00          | 669/11     |                   | 27-Apr-11            |
| Credit Union Australia                                      | Term Deposit              | 92                    | 6.02          | 670/11     |                   | 27-Apr-11            |
| Newcastle Permanent Building Society                        | Term Deposit              | 92                    | 6.00          | 671/11     |                   | 11-May-11            |
| National Australia Bank                                     | Term Deposit              | 154                   | 6.21          | 672/11     |                   | 27-Jun-11            |
| Credit Union Australia                                      | Term Deposit              | 92                    | 6.02          | 673/11     |                   | 01-Jun-11            |
| Suncorp                                                     | Term Deposit              | 92                    | 6.02          | 674/11     |                   | 01-Jun-11            |
| Bankwest                                                    | Term Deposit              | 63                    | 5.55          | 675/11     |                   | 04-May-11            |
| Suncorp                                                     | Term Deposit              | 90                    | 6.01          | 676/11     |                   | 08-Jun-11            |
| Suncorp                                                     | Term Deposit              | 153                   | 6.21          | 677/11     |                   | 10-Aug-11            |
| Credit Union Australia                                      | Term Deposit              | 181                   | 6.27          | 678/11     |                   | 07-Sep-11            |
| National Australia Bank                                     | Term Deposit              | 91                    | 5.73          | 679/11     |                   | 15-Jun-11            |
| Credit Union Australia                                      | Term Deposit              | 91                    | 5.76          | 680/11     |                   | 22-Jun-11            |
| National Australia Bank                                     | Term Deposit              | 91                    | 5.97          | 681/11     |                   | 29-Jun-11            |
| Bankwest                                                    | Term Deposit              | 49                    | 5.45          | 682/11     |                   | 29-Jun-11            |
| Suncorp                                                     | Term Deposit              | 168                   | 6.15          | 683/11     |                   | 18-May-11            |
| Bank of Queensland                                          | Term Deposit              | 56                    | 5.40          | 684/11     |                   | 14-Sep-11            |
| Bank of Queensland                                          | Term Deposit              | 154                   | 6.10          | 685/11     |                   | 25-May-11            |
|                                                             | Term Deposit              |                       |               | 686/11     |                   | 31-Aug-11            |
|                                                             |                           |                       |               |            |                   | \$6,250,000.00       |
| <b>Floating Rates Collateralized Debt Obligations (CDO)</b> |                           |                       |               |            |                   |                      |
| Zircon Finance Ltd                                          | Floating Rate CDO         |                       | 0.00          |            |                   | 20-Sep-14            |
| Morgan Stanley Ares SP                                      | Floating Rate CDO         | 91                    | 6.950         |            | 20-Jun-11         | 20-Jun-15            |
| Helium Capital Ltd                                          | Floating Rate CDO         | 92                    | 6.7417        |            | 23-Jun-11         | 23-Jun-14            |
|                                                             |                           |                       |               |            |                   | \$21,481.18          |
|                                                             |                           |                       |               |            |                   | \$24,493.99          |
|                                                             |                           |                       |               |            |                   | \$6,274,493.99       |

Investment Report as at 31 March 2011

I hereby certify that the investments shown herein have been invested in accordance with Section 625 of the Local Government Act 1993, associated regulations and in accordance with Council's Policies and Procedures.

Signed

  
Suele Jones  
Finance Manager

  
Prepared and Reconciled by Shane Roberts  
Senior Finance Officer

## **14. DEBT RECOVERY PROGRESS REPORT**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Bronwyn Newton – Human Resources Officer  
**FILE NUMBER:** 09/745

---

### **Summary:**

This report provides a current progress report on the Debt Recovery action undertaken to recover outstanding arrears.

### **Background:**

The total number of debts referred to SR Law as at 31<sup>st</sup> December 2011 is 598 totalling \$1,626,917.01.

### **Current Position:**

As at 31/12/2010, Walgett Shire Council has received a total of \$1,053,206.31 in outstanding rates arrears payments, being 56.86% of the total outstanding arrears referred to SR Law.

Walgett Shire Council and SR Law continue to have a good working relationship and are successfully recovering the outstanding arrears on Council's Rates.

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

Walgett Shire Council – Debt Recovery Progress Report as at 31<sup>st</sup> December 2010  
Summary Report Information Comparison Graph

### **Governance issues:**

N/A

### **Environmental issues:**

N/A

### **Stakeholders:**

Walgett Shire Council  
Walgett Shire Ratepayers

### **Financial Implications:**

Decreasing rates outstanding debts and increasing revenue

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

N/A

## Conclusion:

### Debt Recovery Report

#### Recommendation:

1. That Council note the Debt Recovery Progress Report and the Summary Report Information Comparison Graph.

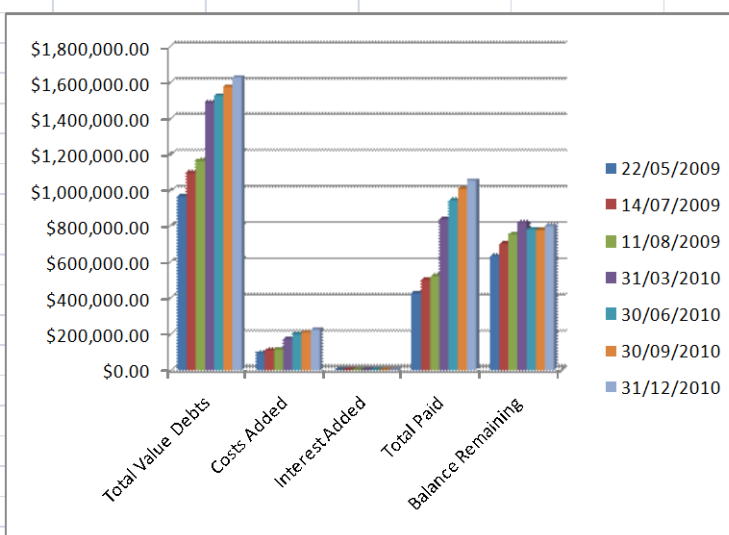
Moved:

Seconded:

#### Attachments:

Summary report Information Comparison Graph

| Summary Report Information |              |                |                |                |                |                |                |
|----------------------------|--------------|----------------|----------------|----------------|----------------|----------------|----------------|
|                            | 22/05/2009   | 14/07/2009     | 11/08/2009     | 31/03/2010     | 30/06/2010     | 30/09/2010     | 31/12/2010     |
| Total Number Debts         | 293          | 298            | 327            | 491            | 520            | 553            | 598            |
| Total Value Debts          | \$967,353.95 | \$1,096,768.79 | \$1,163,260.76 | \$1,485,707.89 | \$1,525,264.52 | \$1,574,684.72 | \$1,626,917.01 |
| Costs Added                | \$95,945.03  | \$110,981.23   | \$115,146.63   | \$174,784.19   | \$200,266.49   | \$210,677.89   | \$225,337.29   |
| Interest Added             | \$1,068.36   | \$1,068.36     | \$1,068.36     | \$1,068.36     | \$1,068.36     | \$1,068.36     | \$1,068.36     |
| Total Paid                 | \$428,021.78 | \$503,869.59   | \$523,103.21   | \$839,422.94   | \$943,447.51   | \$1,007,981.30 | \$1,053,206.31 |
| Balance Remaining          | \$636,345.56 | \$704,948.79   | \$756,372.54   | \$822,137.50   | \$783,151.86   | \$778,449.67   | \$800,116.35   |
| Recovery Rate              | 44.25%       | 45.94%         | 44.97%         | 50.52%         | 54.64%         | 64.01%         | 56.86%         |



## **15. VARIATION OF FUNDING AGREEMENT – YOUTH OPTIONS WALGETT PROJECT**

**REPORTING SECTION:** Community Services  
**AUTHOR:** Lianne Tasker – Manager Community Development & Tourism  
**FILE NUMBER:** 10/390

---

### **Summary:**

Council has received grant funding from Department of Families, Housing, Community Services and Indigenous Affairs to facilitate the Youth Options Walgett project. The grant agreement has been varied to extend the completion date. The Council Seal is required to be affixed to the funding agreement.

### **Background:**

Council has received funding from the Department of Families, Housing, Community Services and Indigenous Affairs (FHCSIA) to facilitate the Youth Options Walgett project. The funds (in the amount of \$85,000) provide for youth workers to undertake street work with the aim of connecting young people to healthy recreational, educational and social options. The project operates in Walgett from 7pm – 11pm, four nights per week and on Saturdays.

Due to a lengthy recruitment stage the project did not begin according to the project timeframe. As a result the project end date has been varied from the 30th June 2011 to 30th November 2011.

### **Current Position:**

The Youth Options Walgett project is progressing to project plan and the Council Seal is required to be affixed to the Variation of Agreement to formalise the new project end date.

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

Walgett Shire Council Community Plan 2010-2014  
Walgett Shire Youth Development Strategy 5 Year Plan 2009-2014

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

### **Stakeholders:**

Walgett community members  
Department of Families, Housing, Community Services and Indigenous Affairs

### **Financial Implications:**

Nil

**Alternative Solutions/Options:**

Nil

**Conclusion:**

In order for an extension to the end date of the Youth Options Walgett project, the Mayor and General Manager are required to sign and affix the Council seal to two copies of the attached Deed of Variation to Standard Funding Agreement.

| Variation of funding agreement Youth Options Walgett project                                                                                                                                                                                                                                                                                                                                                                                                                          |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"><li>1. Authorise the Mayor and General Manager to sign and affix the Council seal to two copies of the Department of Families, Housing, Community Services and Indigenous Affairs <i>Deed of Variation to Standard Funding Agreement</i> for the variation of completion date of the Youth Options Walgett project.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Deed of Variation to Standard Funding Agreement, in duplicate for signing.

## **16. VARIATION OF FUNDING AGREEMENT – COMMUNITY CAPABILITY FUNDS**

**REPORTING SECTION:** Community Services  
**AUTHOR:** Lianne Tasker – Manager Community Development & Tourism  
**FILE NUMBER:** 19/1554

---

### **Summary:**

Council has received grant funding from Department of Families, Housing, Community Services and Indigenous Affairs for the Walgett Community Capability Fund. The grant agreement has been varied to extend the completion date of the project. The Council Seal is required to be affixed to the funding agreement.

### **Background:**

Council has received grant funding from Department of Families, Housing, Community Services and Indigenous Affairs in the amount of \$632,500. Council's role in this project is to manage the funds, as Banker, and participate in the steering committee responsible for overseeing the project.

### **Current Position:**

Currently all but one community project is complete and a variation to the project end date is required to allow that project to conclude. The Funding Agreement end date has been varied from 31 October 2010 to 31 March 2011.

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

Walgett Shire Council Community Plan 2010-2014

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

### **Stakeholders:**

Walgett community members  
Walgett Community Capability Fund steering committee  
Department of Families, Housing, Community Services and Indigenous Affairs

### **Financial Implications:**

Nil

**Alternative Solutions/Options:**

Nil

**Conclusion:**

In order for an extension to the end date of the Walgett Community Capability Funds project, the Mayor and General Manager are required to sign and affix the Council seal to two copies of the attached Deed of Variation to Program Funding Agreement.

| Variation of funding agreement Youth Options Walgett project                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"><li>1. Authorise the Mayor and General Manager to sign and affix the Council seal to two copies of the Department of Families, Housing, Community Services and Indigenous Affairs <i>Deed of Variation to Program Funding Agreement</i> for the variation of completion date of the Walgett Community Capability Fund project.</li></ol> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Deed of Variation to Program Funding Agreement, in duplicate for signing

## **17. EXTERNAL FUNDING CANCER COUNCIL NSW - ALIVE & WELL PROJECT**

**REPORTING SECTION:** Community Services  
**AUTHOR:** Lianne Tasker Manager Community Development & Tourism  
**FILE NUMBER:** 11/134

---

### **Summary:**

Council has secured a grant from the Cancer Council NSW to facilitate a community project "Alive & Well". A budget variation is required to include an income and expenditure line in the amount of \$19,155.00.

### **Background:**

The Cancer Council *Alive & Well Local Government Grants* offers the opportunity for Councils to facilitate projects with a focus on improving health outcomes of communities. Walgett Shire Council submitted an application to facilitate "Alive & Well" with a focus on supporting healthy eating and active living, and with the following objectives:

1. Provide education and promotion to local business about healthy food options.
2. Provide practical support for business to develop healthy food options.
3. Promote healthy food options to the broader community.

Activities to meet the above objectives include a community food audit, local food outlet engagement and workshops, assisting business to develop healthy food options and promotion of healthy food alternatives throughout Walgett, Lightning Ridge, Collarenebri and Burren Junction.

The project is due to begin in April 2011 and conclude in April 2012. The total cost of the project is \$39,705 made up as follows:

|                                                          |                     |
|----------------------------------------------------------|---------------------|
| Cancer Council grant                                     | \$19,155            |
| <u>Council contribution</u>                              |                     |
| Staff project management and advertising                 | \$14,550            |
| <u>Council contribution</u>                              |                     |
| Consultancy (food audit, Training, workshops, education) | \$6,000             |
|                                                          | <b><u>TOTAL</u></b> |
|                                                          | \$39,705            |

### **Current Position:**

Council has been notified that the Alive & Well funding application is successful and the funding agreement is being prepared. Before the project can commence, a budget variation is required to allow for an income and expenditure line in the amount of \$19,155.00.

**Relevant Reference Documents/Policies:**

Walgett Shire Council Community Plan – actions 6.16, 6.23, 7.9, 9.4 and 13.9  
Aboriginal and Torres Strait Islander Reconciliation Plan 2007- 2010  
Walgett Shire Youth Development Strategy 5 Year Plan 2009-2014

**Governance issues:**

Nil

**Environmental issues:**

Nil

**Stakeholders:**

Communities of Walgett, Lightning Ridge, Collarenebri and Burren Junction and Food outlet business in the above communities

**Financial Implications:**

Council will contribute the amount of \$6,000 which is provided for in the current “community projects” budget. An amount of \$14,550 will be drawn against the Community Services wages and expenses budget.

**Alternative Solutions/Options:**

Nil

**Conclusion:**

The Alive & Well project will aim to increase positive health outcomes for Walgett Shire residents and visitors. The project will focus on working with food outlets to develop and promote healthy food options for community members. A grant has been secured from the Cancer Council NSW and, in order to progress the project, a budget variation is required to include an income and expenditure line in the amount of \$19,155.00.

| External funding Cancer Council NSW – Alive & Well project                                                                                                                                                                                                                                                                                                                      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"><li>1. That the budget be varied to include income and expenditure line items - Alive &amp; Well project \$19,155.00.</li><li>2. Council accept the grant of \$19,155 from the Cancer Council and the General Manager complete any necessary documentation.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Nil

## **18. WATER CONNECTION APPLICATION, COLLARENEBRI**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director Planning and Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** AA2011/013

---

### **Summary:**

An Activity application has been lodged for a water connection which is located outside of the urban zone at Collarenebri. It is recommended that Council refuse the application.

### **Background:**

At a Council meeting held on 27 April 2010 Walgett Shire Council adopted a policy titled "Policy for water supply in non-urban areas" (Attachment A) after considering various problems associated with spur mains supplying water outside the urban areas of Walgett, Lightning Ridge and Collarenebri.

At the same meeting Council resolved to invite Fred and Shirley Wilson to lodge an application to connect a non-urban lot to the Collarenebri water supply. That invitation was conveyed via a letter dated 17 May 2010 (Attachment B).

### **Current position:**

On 23-3-2011 Walgett Shire Council received an Activity Application from Frederick and Shirley Wilson for a raw water connection at lot 68, DP 722945, lots 8, 9, 10 and 11, DP 752673 (Attachment C). This is a B2 activity application under section 68 of the Local Government Act 1993.

The land is located outside the Collarenebri urban zone, as shown in Attachment D.

Issues that arise include:

- Approval of the application would be inconsistent with Council's policy titled "Water supply in non-urban areas".
- Under sub-section 78(3) of the Local Government Act 1993 an activity application requires the consent of the land owner. Council's records indicate that the land involved is Crown Land, hence the consent of the Land and Property Management Authority is required. This was noted in point 4 of Council's letter to the Wilson's dated 17 May 2010 (Attachment B).
- An application fee of \$700 has been paid. Council's Urban Infrastructure division has provided a quote of \$1,500 to establish the raw water connection (including labour and materials).

### **Relevant Reference Documents:**

- Walgett Shire Council Policy titled "Water supply in Non-urban Areas", adopted 27 April 2010.
- Local Government Act 1993 (especially Chapter 7, Part 1 - activity approvals).
- NSW Plumbing and Drainage Code of Practice.
- Auspec New South Wales Development Design Specification - D11 Water Reticulation.

**Governance issues:**

Council's charter:- Section 8 of the Local Government Act 1993 establishes Council's charter, which includes:

- \* to exercise community leadership
- \* to have regard to the long term and cumulative effects of its decisions
- \* to engage in long-term strategic planning on behalf of the local community
- \* to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

Consistency:- It is good practice for Council to be consistent with established policies when making decisions. In rare cases there may be compelling reasons to do otherwise, especially where there are demonstrable public benefits.

Right of review:- If Council refuses the activity application, section 100 of the Local Government Act 1993 provides that the applicant can request that the determination be reviewed.

**Environmental issues:**

No significant environmental issues are expected to arise from this activity application.

**Stakeholders:**

Public, Walgett Shire Council

**Financial Implications:**

Application of the policy will facilitate cost effective operation and maintenance of urban water supply systems. Alternatively, permitting additional ad-hoc non-urban water connections will inevitably create inequities, while exacerbating issues likely to adversely affect the efficiency of the system.

**Alternative solutions/options:**

Approval – Council could approve the application if it felt that circumstances justified a variation from Council's policy for "Water supply in non-urban areas". To formalise any approval it would be appropriate to:

- Require written consent from the Land and Property Management Authority for the application, to comply with sub-section 78(3) of the Local Government Act 1993.
- Require payment of an additional \$800 fee to cover the direct costs that Council would incur establishing the connection.
- Apply a condition of approval which states that the water connection must not be extended to service other properties.
- Apply a condition of approval which states that any water supply work (B1 activity) within the connected lots must have separate prior approval from Council under section 68 of the Local Government Act 1993.
- Include an advisory note in the approval that Council provides no guarantee regarding the minimum water pressure or volume that will be available from the connection because it is outside the Collarenebri urban water supply area.

**Conclusion:**

## **Water Connection Application, Collarenebri**

### **Recommendation:**

That Walgett Shire Council resolve to:

1. Refuse Activity Application Frederick and Shirley Wilson for a for a raw water connection at lot 68, DP 722945, lots 8, 9, 10 and 11, DP 752673 for the following reasons:
  - (a) The land is Crown Land under the control of Land and Property Management Authority, and that authority has not given consent for the application as the land owner.
  - (b) Supplying water outside the Collarenebri urban area would be inconsistent with Walgett Shire Council's policy titled "Water supply in non-urban areas". That policy excludes the supply of water from non-urban areas in the absence of substantial and clear public benefits.

**Moved:**

**Seconded:**

### **Attachments:**

ATTACHMENT A – WSC POLICY – WATER SUPPLY IN NON-URBAN AREAS

ATTACHMENT B – LETTER OF 17 MAY 2010 TO FRED & SHIRLEY WILSON

ATTACHMENT C – ACTIVITY APPLICATION - RAW WATER CONNECTION 23-3-2011

ATTACHMENT D – MAP OF EXISTING WATER MAINS & URBAN ZONE, COLLARENEBRI



## **P&R – WATER SUPPLY IN NON-URBAN AREAS**

Adoption Date: 27 April 2010

Review Date: When required

Responsible Officer: Director Planning and Regulatory Services

### **POLICY STATEMENT**

Walgett Shire Council is committed to providing cost effective water supplies within urban areas.

### **OBJECTIVES:**

- To ensure that water supply systems are operated and maintained in a cost effective manner.
- To avoid new water connections outside urban zoned areas unless there are substantial public benefits.
- To ensure that all water connections comply with the NSW Plumbing and Drainage Code of Practice.
- To ensure that all water mains comply with the Auspec New South Wales Development Design Specification - D11 Water Reticulation.

### **POLICY ELEMENTS:**

Council will apply the following elements to ensure that its objectives for water supply in non-urban areas are met.

#### **New connections for residential purposes**

Council will not permit any new water connection for residential purposes outside of an urban zone.

#### **New connections for commercial purposes**

Council may consider a new water connection for commercial purposes outside of an urban zone. It will have regard for the following principles when evaluating any application:

- It is not appropriate to permit such connections unless there are substantial and clear public benefits.
- It is not appropriate to permit such connections unless there is adequate surplus capacity within the existing system.
- All costs associated with establishing the connection should normally be borne by the landholder that will benefit from the connection. This may include costs associated with establishing easements or approvals under the Roads Act 1993.
- All installations must:
  - Have 'water supply work' approval under section 68 of the Local Government Act 1993 and comply with the NSW Plumbing and Drainage Code of Practice.
  - Where new mains are required, comply with Auspec New South Wales Development Design Specification - D11 Water Reticulation.
  - Be undertaken by a suitably licensed trade person.

### **New connections for public purposes**

Council may consider a new water connection for a public purpose outside of an urban zone. It will have regard for the following principles when evaluating any application:

- It is not appropriate to permit such connections unless there are substantial and clear public benefits.
- The potential for using alternative sources of water supply, such as rainwater tanks.
- Whether there is a need for an easement to enable a water main to pass through land that is not controlled by Council.
- All installations must:
  - Have 'water supply work' approval under section 68 of the Local Government Act 1993 and comply with the NSW Plumbing and Drainage Code of Practice.
  - Where new mains are required, comply with Auspec New South Wales Development Design Specification - D11 Water Reticulation.
  - Be undertaken by a suitably licensed trade person.

### **Existing connections**

Council will continue to supply water to existing non-urban connections, subject to the following conditions:

- The original connection was established with written approval from Council.
- The service is not extended to supply another property.
- A water meter is established and relevant water charges are being paid.
- Council provides no guarantee regarding minimum water pressure or volume.
- Adequate capacity remains available within the water supply system to service urban users.
- Where necessary, the landowner upgrades their internal plumbing to comply with the NSW Plumbing and Drainage Code of Practice.

In the event that one or more of the above conditions are not met, Council may cut off a non-urban connection.

## **POLICY IMPLEMENTATION PROCEDURES, GUIDELINES AND DOCUMENTS**

Local Government Act 1993 (especially Chapter 7, Part 1 - activity approvals).

Roads Act 1993 (especially Part 9, Division 3, - other works and structures).

NSW Plumbing and Drainage Code of Practice.

Auspec New South Wales Development Design Specification - D11 Water Reticulation.

## **RELATED WSC POLICIES**

Nil.

## **VERSION HISTORY**

| Version | Date     | Author | Section | Page | Changes                                                                                   |
|---------|----------|--------|---------|------|-------------------------------------------------------------------------------------------|
| 1.0     | Apr 2010 | DPRS   | All     | All  | Draft policy created after a review of similar policies maintained by other NSW Councils. |

ATTACHMENT B – LETTER OF 17 MAY 2010 TO FRED & SHIRLEY WILSON

M.G.; F.C.; 10/307/003; Ass 58545

Matthew Goodwin

17 May 2010

Fred and Shirley Wilson  
Barwon Street  
COLLARENEBRI NSW 2833

Dear Sir and Madam,

**RE: APPLICATION TO CONNECT TO THE COLLARENEBRI URBAN WATER SUPPLY**

During the public forum at the Walgett Shire Council meeting held at Collarenebri on 27 April 2010, you requested that Council permit the connection of lot 68, DP722945 to the Collarenebri urban raw and filtered water supply.

Subsequently Council resolved:

**That Council invite the applicants who wish to connect to the Collarenebri Urban Water Supply (Lot 68 DP 722945 and Lot 762 DP 762860) to submit applications**

In the above context, please find attached an Activity Application form and annexure for a water connection (B3 Activity).

Please consider the following issues when arranging preparation of the application and supporting documentation:

1. Lot 68 is not currently serviced by a water main because it is outside of the Collarenebri urban zone. Your application should clearly indicate whether you are you proposing that the water main:
  - a) Should be extended by Council, at it's expense, or;
  - b) Should be extended by Council, at your expense, or;
  - c) Will be extended by a licensed plumber at your expense and the ownership surrendered to Council, or;
  - d) Will be extended by a licensed plumber at your expense and you retain ownership. This scenario will require an easement and/or approval under the Roads Act 1993, depending on where the pipe is proposed to be located. Or;
  - e) Some other arrangement.

2. If you are proposing to arrange the extension works, an accurate scaled plan will be required which shows the proposed location of the main, depth, pipe diameter and materials. This plan should be prepared with regard for Auspec New South Wales Development Design Specification – D11 Water Reticulation, including:
  - a) Having suitable scour points (Auspec item D11.04, 3).
  - b) Looping to prevent dead ends (Auspec item D11.06, 3).
  - c) A minimum diameter of 100mm (Auspec item D11.09, 9).
3. The application must be signed by the person seeking to carry out the activity and the land owner.
4. Council's records indicate the land is Crown Land held under Western Lands Lease. As a result the application needs to be made with the written consent of a person authorised by the Minister for Lands (Section 78 of the Local Government Act 1993). Contact the Land and Property Management Authority in Dubbo to obtain this authorisation (Ph: 6883 3000).
5. The appropriate fee (Section 80 of the Local Government Act 1993). Council will calculate the fee based on the actual costs that it will incur in establishing and inspecting the connection. These costs will vary, depending on your proposed approach under point 1.
6. It is recommended that you prepare the application in conjunction with a licensed plumber and, if required, a suitably skilled engineer.

Please contact Council's Director of Urban Infrastructure Services, Fred Coralde, for inquiries regarding design related matters or me for information regarding administrative matters.

Yours faithfully,



Matthew Goodwin  
Director Planning & Regulatory Services

Encl.: *Activity Application form*  
*Activity Application Annexure 2009-2010 for plumbing related activities*

## ATTACHMENT C – ACTIVITY APPLICATION - RAW WATER CONNECTION 23-3-2011

**Walgett Shire Council**

ABN 88 769 076 385  
P.O. Box 31, WALGETT, N.S.W. 2832.  
Telephone: (02) 6828 1399 Facsimile: (02) 6828 1608

**ACTIVITY APPLICATION**

Section 68, Local Government Act 1993

APPLICATION TYPE (for details of application types, refer to back of form)

|              |                                                              |         |     |
|--------------|--------------------------------------------------------------|---------|-----|
| Part:        | B                                                            | Number: | 2-3 |
| Description: | STOCK WATER - RAW ONLY - STATED BY SHIRLEY BY PHONE 8/4/2011 |         |     |

**PROPERTY DETAILS**

|                      |             |          |           |       |              |
|----------------------|-------------|----------|-----------|-------|--------------|
| Street No:           |             | Street:  | BARWON    | Town: | COLLARENEBRI |
| Lot No.:             | 68/722965   | Section: | 8,9,10,11 | DP:   | 752673       |
| Nearest Cross Street | Lew & Bowen |          |           |       |              |

**APPLICANT DETAILS**

|                |                                       |          |              |         |      |
|----------------|---------------------------------------|----------|--------------|---------|------|
| Full name:     | FREDERICK GEORGE & SHIRLEY RAE WILSON |          |              |         |      |
| Street/PO Box: | 34                                    | Town:    | COLLARENEBRI | P.Code: | 2833 |
| Phone (B.H.):  | 0267562141                            | Fax No.: | 67562644     |         |      |

**OWNER DETAILS**

|                |                                       |          |              |         |      |
|----------------|---------------------------------------|----------|--------------|---------|------|
| Full name:     | FREDERICK GEORGE & SHIRLEY RAE WILSON |          |              |         |      |
| Street/PO Box: | 34                                    | Town:    | COLLARENEBRI | P.Code: | 2833 |
| Phone (B.H.):  | 0267562141                            | Fax No.: | 67562644     |         |      |

**APPLICANTS AUTHORITY**

☒ We hereby:

- Consent to Walgett Shire Council displaying and copying this application and supporting documentation including designs, for the purpose of obtaining when necessary, public comment.
- Certify that the copyright of such supporting documentation, including designs, is vested to me/ us.

|            |                                      |       |         |
|------------|--------------------------------------|-------|---------|
| Signature: | X <i>F. G. Wilson Shirley Wilson</i> | Date: | 21-3-11 |
|------------|--------------------------------------|-------|---------|

**OWNERS AUTHORITY**

*FREDERICK GEORGE WILSON*  
I/we, *SHIRLEY RAE WILSON* of *6 BARWON ST. COLLARENEBRI* being the owner/s of the land to which this application relates hereby consent to the making of this application and hereby grant Council the power of entry to carry out inspections in relation to any land or building to which this application relates.

|            |                                      |       |         |
|------------|--------------------------------------|-------|---------|
| Signature: | X <i>F. G. Wilson Shirley Wilson</i> | Date: | 21-3-11 |
|------------|--------------------------------------|-------|---------|

All owners must sign this application. Signatures on behalf of a company must be under a company seal.

**OFFICE USE ONLY**

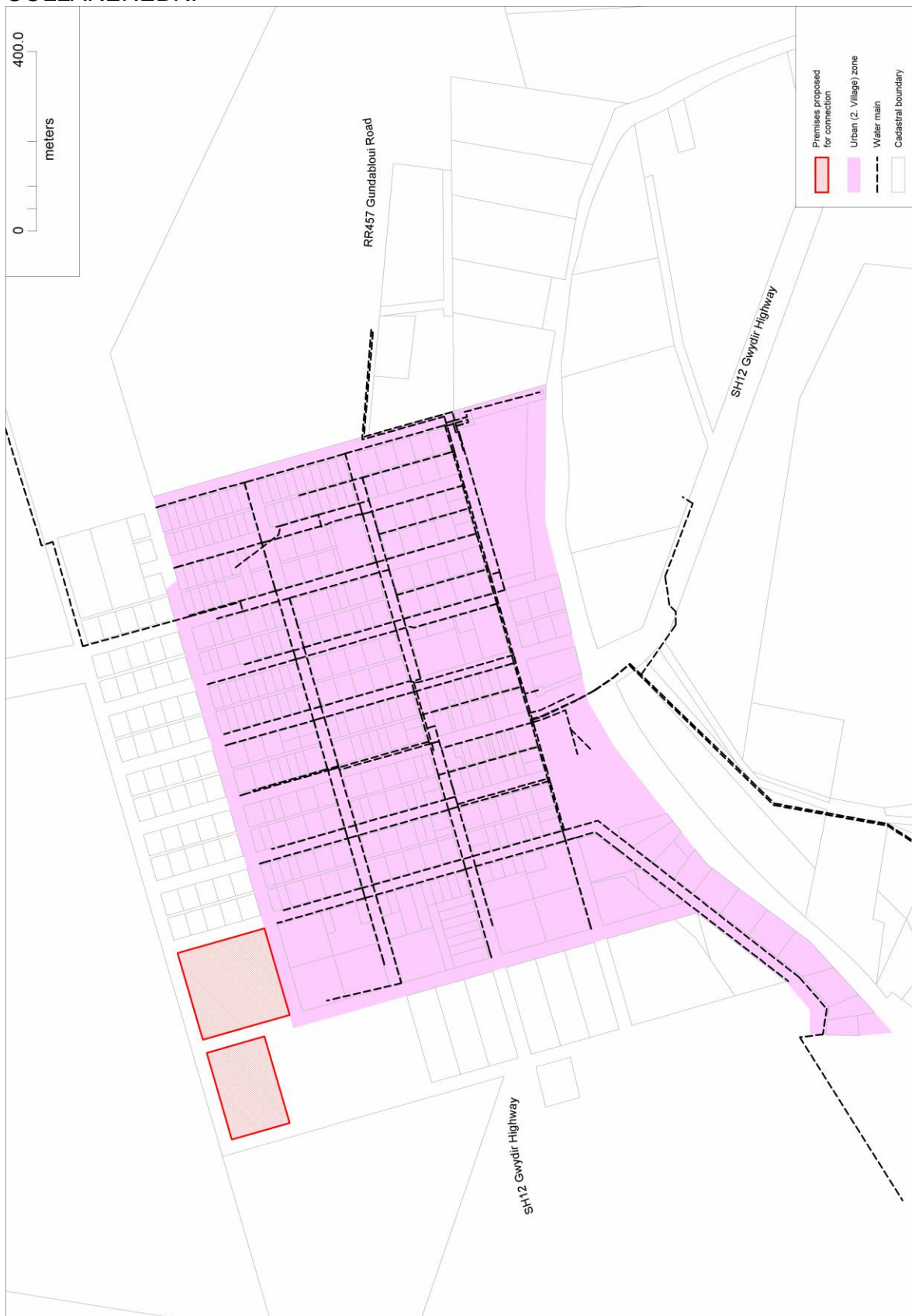
|                  |          |           |           |
|------------------|----------|-----------|-----------|
| Application No.: | 2011/013 | Ass. No.: | 58545     |
| Receipt No.:     | 161725   | Date:     | 23/3/2011 |

161724

12.4.11

Sunday Act

# ATTACHMENT D – MAP OF EXISTING WATER MAINS & URBAN ZONE, COLLARENEBRI



## **19. DEVELOPMENT APPLICATION, RURAL SUPPLIES BUSINESS**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director of Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** DA2011/003

---

### **Summary:**

A Development Application has been lodged for business premises (rural supplies) at Burren Junction. It is recommended that Council resolve to approve the application subject to appropriate development consent conditions.

### **Background:**

Lucas Findley has lodged Development Application 2011/003 for business premises (rural supplies) at lot 10 DP 15645 Burren Junction.

### **Current position:**

A development assessment report has been prepared and is included as Attachment F. A letter objection to the proposed development has also been received (Attachment C). It is recommended that the Development Application be approved subject to appropriate conditions of consent.

### **Relevant reference documents/policies:**

- \* Documents associated with DA2011/003.
- \* Environmental Planning & Assessment Act 1979.
- \* Environmental Planning & Assessment Regulation 2000.
- \* Local Government Act 1993.
- \* Interim Development Order No 1 – Shire of Walgett, 1968, as amended.
- \* Walgett Shire Growth Management Study and Strategy, prepared by Edge Land Planning, dated November 2010.

### **Governance issues:**

Section 375A of the Local Government Act 1993 requires a division to be called when a motion for a planning decision is put at a meeting of the Council, and the names of Councillors voting for and against the motion must be recorded.

### **Environmental issues:**

See the attached Development Application assessment report.

### **Stakeholders:**

Walgett Shire Council, community, applicant, neighbours, potential customers.

### **Financial Implications:**

Nil

**Alternative solutions/options:**

Refuse the application:- If the application was refused, it would be appropriate to provide clear reasons for refusal based on the evaluation criteria contained in section 79C of the Environmental Planning & Assessment Act 1979. The available information suggests that there is no reasonable basis for refusing the application.

**Conclusion:****Development Application, Rural Supplies Business****Recommendation:**

That Walgett Shire Council resolve to:

1. Approve Development Application 2011/003 by Lucas Findley for business premises (rural supplies) at lot 10 DP 15645 Waterloo St, Burren Junction subject to the conditions of development consent recommended by Walgett Shire Council's Director of Planning & Regulatory Services.

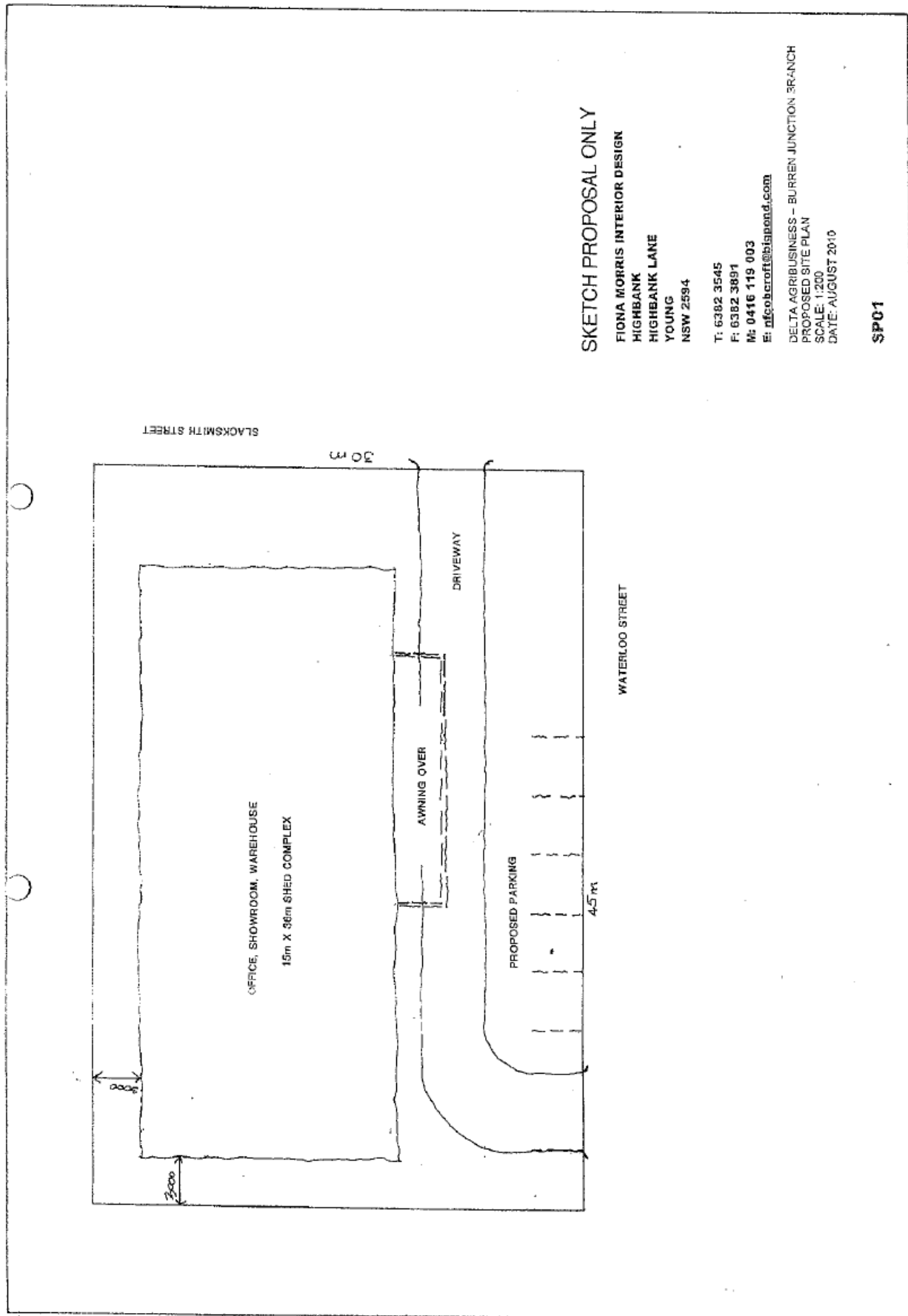
**Moved:**

**Seconded:**

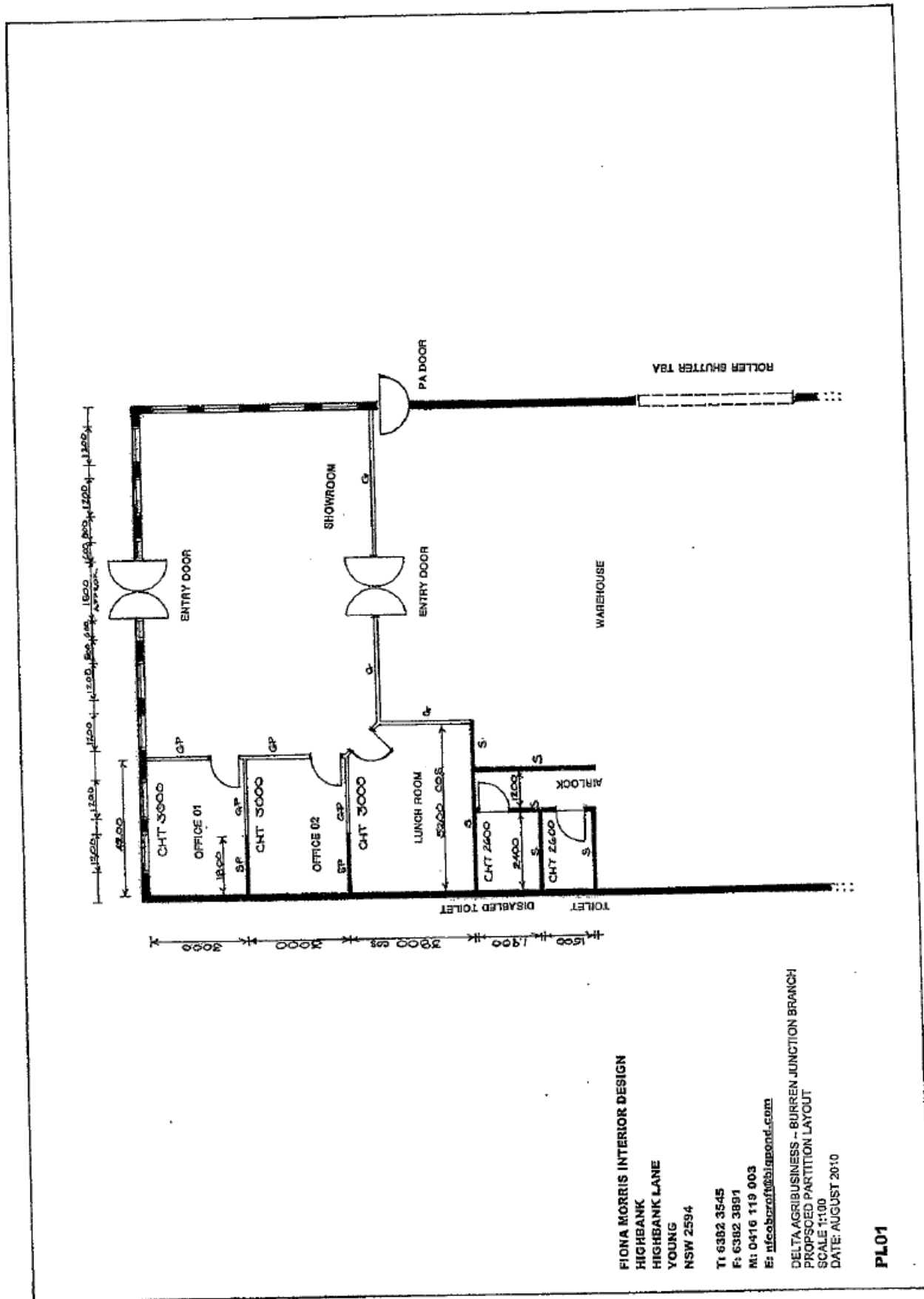
**Attachments:**

- A – Site Plan
- B – Floor plan
- C – Objection letter dated 25-2-2011 from P. O'Brien & S.C Hardy.
- D – Letter dated 15-3-2011 from Delta Agribusiness
- E – Letter dated 17-3-2011 from Findley Enterprises
- F – Development Assessment Report

ATTACHMENT A – SITE PLAN.



# ATTACHMENT B – FLOOR PLAN.



RECEIVED 28 FEB 2011

9 Blacksmith St.  
Burney Gt  
25/2/11

The Walgett Shire Council.  
Dear Sir,

I am writing to lodge an objection to development application no. 2011/03 for a proposed chemical outlet next to our house no 9 Blacksmith St.

We are concerned about potential chemical leakage which could contaminate our water supply damage trees & shrubs and a potential health hazard.

Also Mrs Hardy has Parkinson's disease and noise factor with her room being close to the boundary the noise factor is also of concern.

Trusting that you will take this into consideration when assessing the application especially when there would be alternate locations on the edge of town.

Yours Sincerely  
P. O'Brien & S.C Hardy  
Per Owen Hardy

## ATTACHMENT D – LETTER DATED 15-3-2011 FROM DELTA AGRIBUSINESS

YOUNG | HARDEN | TEMORA | COOLAMON | LOCKHART | QUANDIALLA | YASS | WAGGA  
NARRABRI | BELLATA | BURREN JUNCTION



HEAD OFFICE  
287 BOOROWA STREET  
LOCKED BAG 8001, YOUNG NSW 2594  
PHONE 02 6382 6622 FAX 02 6382 6633

office@deltaag.com.au  
[www.deltaagribusiness.com.au](http://www.deltaagribusiness.com.au)  
ABN: 93 118 781 445

Mr. Matthew Goodwin  
Director of Planning & Regulatory Services  
Walgett Shire Council  
77 Fox St.  
WALGETT NSW 2832

15<sup>th</sup> March 2011

Dear Sir,

We write to you as the prospective tenant of the proposed Findley Enterprises development at Burren Junction currently being considered for final approval by Walgett Shire Council. We have become aware of a letter of objection submitted by a neighbouring owner, and we would like to take this opportunity to allay any concerns this neighbour, or in fact any of our new neighbours in the village.

Our company, Delta Agribusiness, is a leading independent supplier of farm inputs, management advice and grain marketing to rural communities across NSW. We currently operate from 15 locations; Lockhart in the south to Narrabri in the north. We are extremely proud of the quality of premises right across our network. We have included photos of some of our other sites for your information. Equally, we would ask that you visit our website at [www.deltaagribusiness.com.au](http://www.deltaagribusiness.com.au) to get a further understanding.

As you would be very aware, our industry is widely regulated to ensure safety and proper handling and storage protocols are followed. Various government authorities impose strict regulations on our industry and Delta Ag are strong supporters and advocates of these regulations.

Each of our stores, including the proposed Burren Junction facility, comply with every aspect of the various codes and in particular the specific Ag Safe requirements. These regulations include appropriate bunded areas to ensure that there can be no spillage that is not contained, segregation of various classes of product, emergency procedures and fire control amongst a long list.

In short, we are active in ensuring safety for staff, clients and the wider community. Our comprehensive and dynamic OH & S policies add further comfort.

All our other existing retail locations co exists in a very safe and harmonious way with the community. In fact our major head office and storage location at Young is directly adjacent to Big W in the CBD, and our site at Temora is directly adjacent to the Woolworths supermarket. These are both approved developments within the last 5 years, and not the legacy of old existing use rights. This highlights the demonstrated safe and quiet operations of these businesses.

Due to the obligations of Agsafe accreditation, our industry has hundreds of retail operations within CBD and town precincts right across Australia.

**There will be no Dangerous goods stored or handled at this business location at Burren Junction.**

The other issue that was raised relates to noise. This is an understandable concern and one that we are happy to address. It is important to understand the way our business works. Basically, the only noise that we will generate is traffic to and from the store and an onsite forklift. It would be our experience that we would average around 4 to 5 such movements per day. In any event, neither of these activities generates noise that could be considered offensive. Further, our operating hours would be typical of any retail operation. The bulk of our sales are delivered on farm by our staff.

We are very mindful of working in small communities and believe we add real value to the communities in which we operate. I note in your recent report "Walgett Shire Growth Management Study & Strategy – 2010", you have identified the need to create development and opportunity across your Shire, including Burren Junction. Of particular interest was your desire to service your agricultural community with appropriate retail and service levels, as well as providing local employment opportunities.

Delta Agribusiness are very much in line with that thinking and believe we will add real value to the Burren Junction community. We are committed to being a long term and active member of that community, in fact we are committing to an initial 10 year lease with further options.

In closing, we trust that our outstanding track record, our embrace of safety and best practice storage and handling protocols, our consistently high quality branding and fit out, the employment opportunities that will flow, the increased choice and quality offer that we bring to the rural community of Burren Junction will assist in making a prompt decision on this matter.

We would welcome the opportunity to meet with your Council to discuss further if you have any further queries. We are mindful of timelines and would be grateful if we you could utilise your resources to bring a speedy resolution. We believe our landlord developer has submitted all information that you require and is on track, subject to your final approval, to complete this project by the end of June.

We note that your Council are due to meet in Burren Junction in November; we extend them a warm invitation to take the opportunity to call in at that time to inspect the finished product and get a feel for our business.

If there is anything else we can do to progress this matter, please let us know.

Regards,

Gerard Hines  
Managing Director  
Delta Agribusiness  
[ghines@deltaag.com.au](mailto:ghines@deltaag.com.au)  
0407 001 445  
[www.deltaagribusiness.com.au](http://www.deltaagribusiness.com.au)

cc. Ms. Angela Findley, Findley Enterprises

### Lockhart branch



### Young branch



### Wagga Wagga branch



### Quandialla Branch



**FINDLEY ENTERPRISES PTY LIMITED**

**ABN: 62 093 793 643**

PO Box 770  
NARRABRI NSW 2390  
AUSTRALIA

---

PHONE : 02 6792 1209  
FAX : 02 6792 1239

17/03/11

Dear Janet

**RE. DA 2011/003, AGRICULTURE RETAIL PREMISES, SLACKSMITH STREET, BURREN JUNCTION**

I'm writing in response to the letter of objection received by the Walgett Shire Council to the above Development Application.

You should have hopefully by now received a letter from Delta Agriculture who is the business leasing the block from me upon completion of the shed. I can completely understand the reservations that the neighbours would have and believe the letter from Delta Ag, along with photos, will ease any worries.

Delta Ag explains, in greater detail, that the shed will be completely bunded which will prevent any spillage from contaminating the town's water supply. They also give reasons for why the noise will not be a problem – they will only operate a forklift a few times a day on site and take the occasional delivery.

If there is anything else you would like to discuss with me, please do not hesitate to contact me on 0408 657 935. The last thing I would want is for anyone to be worried about this exciting new development in Burren.

Kind Regards,

Angie Findley  
Findley Enterprises

## ATTACHMENT F – DEVELOPMENT APPLICATION ASSESSMENT REPORT

### DEVELOPMENT APPLICATION ASSESSMENT REPORT

#### APPLICATION DETAILS

|                          |                                                          |                      |           |
|--------------------------|----------------------------------------------------------|----------------------|-----------|
| Application number       | DA2011/003                                               | Lodgement date       | 2/2/2011  |
| Application is for       | Retail premises for agricultural products                | Value of development | \$210,847 |
| Land address             | Cnr Waterloo & Slacksmith Sts, Burren Junction           | Lot/sec/DP           | 10//15645 |
| Applicant name           | Lucas Findley                                            | Ass                  | 8573      |
| Owner name               | Robin Leigh Findley                                      |                      |           |
| Land zoning              | 2. Village                                               |                      |           |
| Current use /development | Vacant lot                                               |                      |           |
| Assessment report author | Director Planning & Regulatory Services, Matthew Goodwin |                      |           |
| Statutory days           | Deemed refusal after 40 days (Cl. 113 EPAR2000)          |                      |           |

#### PROPOSAL

Construct and operate business premises – rural supplies.

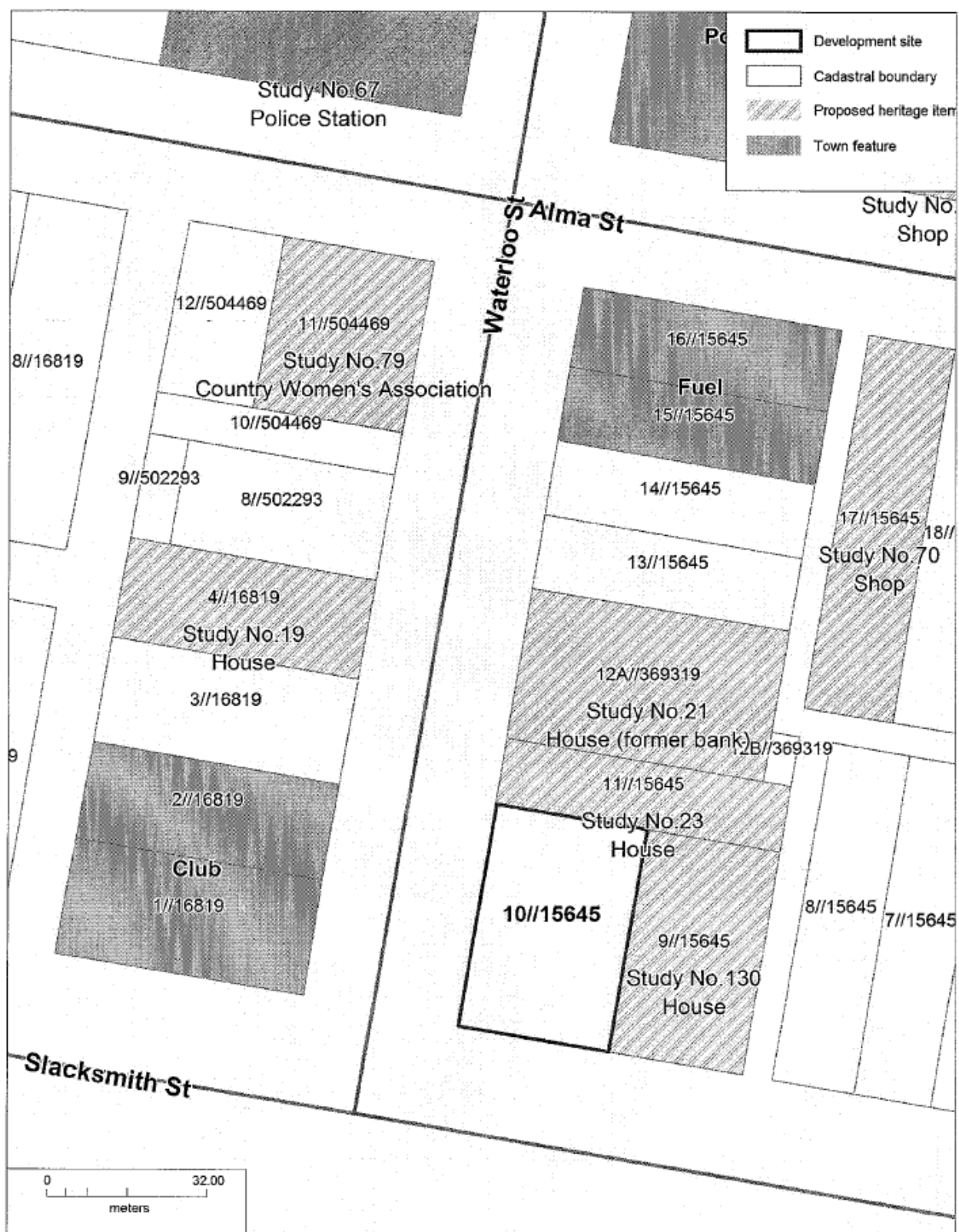
#### SUBJECT SITE AND LOCALITY

An inspection of the site and surrounding area was undertaken on 10 April 2011 by the author.

The site has a total area of about 1385 square metres and is currently vacant.

Residences are located on adjoining lots 9 and 11, while the Burren Junction RSL is located on the opposite side of Waterloo Street, as shown in the plan below.

The 'Report of the Community Based Heritage Study of Walgett Shire' dated April 2008 recommends that a number of nearby houses be listed as local heritage items within an LEP (also shown in plan below).



## **DEVELOPMENT APPLICATION AND SITE HISTORY**

### **Previous consents:**

A search of Development Application registers (using new assessment number 8573 and old number 857) failed to disclose any previous consents.

### **Previous use/development:**

Vacant land.

### **Previous enforcement action:**

Letters dated 29/7/1987 and 25/7/1988 in which Walgett Shire Council raises issues associated with a dilapidated and storm damaged building on the site. It appears that the building involved has been demolished for some time.

## **REFERRALS**

No referrals undertaken to state government authorities.

## **SECTION 79C EVALUATION**

Consideration of the matters prescribed by section 79C are summarised below.

Where the development does not comply with any of the development controls, the non-compliance is discussed in detail in the "Assessment – Key Issues" section of the report.

### **79C(1)(a)(i) the provisions of any environmental planning instrument**

|                                                                                                                                         | Applicable Clauses         | Compliance                             |
|-----------------------------------------------------------------------------------------------------------------------------------------|----------------------------|----------------------------------------|
| State Environmental Planning Policies (SEPPs)                                                                                           | Nil                        | N/A                                    |
| Regional Environmental Planning Policies (deemed SEPPs)                                                                                 | Nil                        | N/A                                    |
| Local Environmental Plans (LEPs) <ul style="list-style-type: none"><li>Interim Development Order No 1 – Shire of Walgett 1968</li></ul> | Clause 3 and zoning table. | Proposal requires development consent. |

### **79C(1)(a)(ii) the provisions of any draft environmental planning instrument**

|                                                     | Applicable Clauses | Compliance |
|-----------------------------------------------------|--------------------|------------|
| Draft State Environmental Planning Policies (SEPPs) | Nil                | N/A        |
| Draft Local Environmental Plans (LEPs)              | Nil                | N/A        |

### **79C(1)(a)(iii) any development control plan**

|                                                                                 | Applicable Clauses | Compliance |
|---------------------------------------------------------------------------------|--------------------|------------|
| DCP name <ul style="list-style-type: none"><li>Nil – no current DCPs.</li></ul> | Nil                | N/A        |

**79C(1)(a)(iv) any matters prescribed by the regulations**

Any matters prescribed by the Environmental Planning and Assessment Regulation 2000.

| Applicable Clauses                                                        | Compliance                                    |
|---------------------------------------------------------------------------|-----------------------------------------------|
| 92(1)(b) Demolition                                                       | N/A                                           |
| 93 Fire safety and other considerations                                   | N/A – no existing buildings involved          |
| 94 Consent authority may require buildings to be upgraded                 | N/A – new buildings proposed                  |
| 94A Fire safety and other considerations applying to temporary structures | N/A                                           |
| 95 Deferred commencement consent                                          | N/A                                           |
| 97A Fulfilment of BASIX commitments                                       | N/A, proposed development is not residential. |

**79C(1)(b) the likely impacts of that development**

| Likely impacts   | Acceptable impact or steps taken to mitigate impact discussed in the "Assessment – Key Issues" section of the report                                                                                                             |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Chemical storage | See assessment – key issues section.                                                                                                                                                                                             |
| Heritage         | See Assessment – key issues section.                                                                                                                                                                                             |
| Noise            | See assessment – key issues section.                                                                                                                                                                                             |
| Parking          | See assessment – key issues section.                                                                                                                                                                                             |
| Traffic          | Some additional traffic is likely to arise from the development. It is unlikely that the frequency or nature of the vehicle movements will have a substantial detrimental impact on any landowners or residents in the vicinity. |

**79C(1)(c) the suitability of the site for the development**

|                                                       | Summary of site suitability issues                                                                                                                              |
|-------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Does the development fit into the locality            | Burren Junction has a mixture of residential and commercial uses scattered throughout the village, including in the immediate vicinity of the development site. |
| Are the site attributes conducive for the development | There are no significant attributes known which would render the site unsuitable for the proposed development.                                                  |

**79C(1)(d) any submissions made in accordance with this Act or the Regulations****79C(1)(e) the public interest**

|                                              | Summary of any detrimental impacts |
|----------------------------------------------|------------------------------------|
| Federal, state or local government interests | None known or expected.            |
| Community interests                          | None known or expected.            |

## **INTERNAL REFERRALS**

Summary of responses from Council staff referrals, where applicable.

### **SENIOR HEALTH AND BUILDING SURVEYOR**

Comments \_\_\_\_\_  
\_\_\_\_\_

Recommendation Approval

Signature [Signature] Date 12/4/2011

### **DIRECTOR URBAN INFRASTRUCTURE**

Comments [Signature]  
\_\_\_\_\_

Recommendation \_\_\_\_\_

Signature [Signature] Date 11/04/2011

## **PUBLIC PARTICIPATION**

The following parties were notified of the Development Application via letters dated 2 February 2011:

- Burren Junction Precinct Committee.
- Four neighbouring landowners.

A single submission was received which objected to the proposed development on the following basis:

- Risk of chemical leakage damaging water supply (groundwater), vegetation and impacting health.
- Potential for noise.
- There are better "*alternate locations on the edge of town*".

## **ASSESSMENT – KEY ISSUES**

### **Alternate locations**

An objector has asserted that there are better "*alternate locations on the edge of town*" for this development.

Burren Junction is zoned "2. Village or township" which enables a mixture of land uses if Council is satisfied that the development has merit and the setting is appropriate. The site also adjoins the Kamilaroi Highway, enabling ready access and high visibility which are desirable attributes for the developer. As noted previously, there is a mixture of land uses in the vicinity, including:

- Residences on adjoining lots 9 and 11.
- Burren Junction RSL on the opposite side of Waterloo Street.
- Service station on the same block.
- CWA rooms nearby.

Overall, especially given the existing mixture of land uses in the vicinity, it would not be reasonable for the Council to refuse the Development Application on the basis that there are 'better' alternate locations.

## **Chemical storage**

An objector has raised concerns regarding the potential for chemical leakage to damage their water supply (groundwater), vegetation and impact health. In a letter dated 15 March 2011 Delta Agribusiness stated:

Each of our stores, including the proposed Burren Junction facility, comply with every aspect of the various codes and in particular the specific Ag Safe requirements. These regulations include appropriate bunded areas to ensure that there can be no spillage that is not contained, segregation of various classes of product, emergency procedures and fire control amongst a long list.

The applicant has indicated that dangerous goods will not be stored on the premises. It is proposed to sell agricultural supplies from the site, hence a range of pesticides and herbicides will be stored there. Storage and use of such chemicals is regulated through the provisions of the:

- Protection of the Environment Operations Act 1997.
- Occupational Health and Safety Act 2000.
- Pesticides Act 1999.

Risks from chemical spillages should be adequately controlled if compliance with the above acts is maintained, and any spillages occur within bunded areas.

## **Heritage**

There are a number of houses, adjoining or in the vicinity of the site which have been recommended for listing as local heritage items on the heritage schedule for a new Walgett LEP. These recommendations are contained in the 'Report of the Community-Based Heritage Study of Walgett Shire' dated April 2008, written by Graham Hall.

In a letter dated 2 February 2011, Council's Heritage Advisor, Ray Christison, considered the proposed development and stated that:

*"It is considered therefore that the proposed development will not have a detrimental impact on the cultural heritage significance" of those properties.*

## **Noise**

Although there is likely to be some increase in noise as a result of the development, it is unlikely to be excessive given that:

- A letter dated 15 March 2011, from Delta Agribusiness indicates that some noise will be generated by vehicles entering or leaving the site, as well as through the use of a forklift.
- There is a mixture of land uses in the vicinity.
- Burren Junction is a relatively small town with a population of about 130 people (2006 census), so it is unlikely that the number of vehicles (customers) visiting the premises will be high.

## **Parking**

The applicant's site plan shows that there will be 5 off street car parking spaces provided adjoining Waterloo Street.

Under the effectively obsolete Walgett Shire Council Off Street Parking Code, a commercial development would normally require 1 car park per 37 square metres of floor space. The proposal is for a 15 by 36m (540 square metres) office, showroom and warehouse building. If the code were applied the development should have 14.6 car parking spaces.

Having regard for the comparatively low volume of traffic that uses Waterloo St, and that it is quite unlikely that the development will generate large volumes of traffic, it appears that 5 off street car parking spaces will be more than adequate for most circumstances.

## Conclusion

Some increase in noise and traffic movements will arise from the development, but the increase is unlikely to be of an intensity or frequency that would result in a significant adverse impact on residents or landowners in the vicinity.

## RECOMMENDATION

Approval.

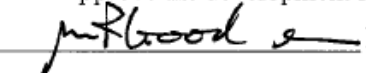
X  Town Planner

Date 8/4/2011

## APPROVAL CERTIFICATE / REFERRAL

This application is referred to Walgett Shire Council for determination because an objection to the development has been received. It is recommended that Council:

- Approve the development subject to the attached conditions of development consent.

X  Director Planning & Regulatory Services

Date 12/4/2011

## ATTACHMENT – RECOMMENDED DEVELOPMENT CONSENT CONDITIONS

### CONDITIONS IMPOSED BY COUNCIL

The following development consent conditions are imposed by Council.

### CONDITIONS THAT ARE ONGOING REQUIREMENTS

#### GENERAL

##### Gen 110.

Any future development on the subject site or use of the subject land in a manner inconsistent with this development consent (approval) will require separate development consent to be obtained from council in writing prior to the commencement of any work.

*Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979.*

##### Gen 130.

Occupancy of the building is not to take place until the Principal Certifying Authority (PCA) has carried out a final inspection and an Occupation Certificate issued. All required trade certifications are to be available to the PCA before the final inspection will be carried out.

*Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979 and to restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building.*

#### APPROVED PLANS

##### Pln 110.

The development shall be implemented in accordance with:

- (a) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,

- (b) the details set out on the plans approved and stamped by authorised officers of Council,

except as amended by the conditions of this development consent.

*Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.*

## **PARKING & TRAFFIC**

### **Par 105**

A minimum of 5 car parks must be maintained for the development.

*Reason: To ensure that car park spaces are maintained at the level proposed in the application, and at a level appropriate for the nature and scale of the development.*

### **Par 010.**

Off street car parking areas and driveways are to be constructed of all weather material and maintained so that it is trafficable, free of pot holes, corrugations, erosion and does not interfere with stormwater runoff.

*Reason: So adequate off street parking is provided and maintained.*

## **ENVIRONMENTAL MANAGEMENT**

### **Env 120.**

No increase or interference with the amenity of the area is to be created by reason of any process or operation on the premises causing the emission of noise, dust, smoke or any other pollution discharge.

*Reason: To prevent pollution from detrimentally affecting the public or environment.*

### **Env 130.**

All external lightning is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.

*Reason: To prevent the intrusion of light onto adjoining premises.*

## **WATER, SEWER, AND STORMWATER**

### **Plu 120.**

The land surrounding the completed building is to have a drainage system so that:-

- (a) It is graded to divert surface water to the street, and clear of existing and proposed structures and adjoining premises, and
- (c) Disposed of in a manner, which will not create any additional nuisance to adjoining properties.

*Reason: To minimise the potential for detrimental impacts to buildings or neighbouring properties.*

## **CONDITIONS THAT MUST BE COMPLIED WITH DURING CONSTRUCTION**

### **SITING/SETOUT**

#### **Set 210.**

The owner of the property is to ensure that any building is constructed:

- (a) to meet the setback requirements of the approved plans,
- (b) to be located within the confines of the lot., and;
- (c) so that it does not interfere with any easements or covenants upon the land.

*Reason: To avoid any buildings being erected in a location where it would be inappropriate.*

### **CONSTRUCTION**

#### **Con 210**

The applicant shall ensure that noise pollution is minimised during the course of construction. The use of power tools and/or similar noise producing activities shall be limited to the following hours:-

|                          |                                               |
|--------------------------|-----------------------------------------------|
| Monday to Saturday       | 7.00 AM to 5.00 PM                            |
| Sunday & public Holidays | No construction activities are to take place. |

*Reason: To ensure that public amenity is not unduly affected by noise.*

#### **Con 220.**

All works are to be executed in a good and workmanlike manner and all materials are to be installed as per manufacturers' instructions and any applicable Australian Standards.

*Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.*

#### **Con 230.**

The builder shall provide a temporary sanitary service to the building site before building operations are commenced.

*Reason: To provide effective sanitation of the site during building construction.*

## **CONDITIONS THAT MUST BE COMPLIED WITH PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE**

### **ACCESS**

#### **Acc 320.**

The developer is to meet the cost of and be responsible for the construction of vehicular entrances and exits in accordance with Council's requirements.

*Reason: To provide appropriate access to the site.*

## **ADVISORY NOTES – EPA act 1979**

### **CONSTRUCTION CERTIFICATE & PRINCIPLE CERTIFYING AUTHORITY**

Sub-section 81A(2) of the Environmental Planning and Assessment Act 1979 provides that:

- (2) The erection of a building in accordance with a development consent must not be commenced until:
  - (a) a construction certificate for the building work has been issued by the consent authority, the council (if the council is not the consent authority) or an accredited certifier, and
  - (b) the person having the benefit of the development consent has:
    - (i) appointed a principal certifying authority for the building work, and
    - (ii) notified the principal certifying authority that the person will carry out the building work as an owner-builder, if that is the case, and

### **LICENCED CONTRACTOR APPOINTMENT**

Sub-section 81A(2)(b2) of the Environmental Planning and Assessment Act 1979 provides that:

- (b2) the person having the benefit of the development consent, if not carrying out the work as an owner-builder, has:
  - (i) appointed a principal contractor for the building work who must be the holder of a contractor licence if any residential building work is involved, and
  - (ii) notified the principal certifying authority of any such appointment, and
  - (iii) unless that person is the principal contractor, notified the principal contractor of any critical stage inspections and other inspections that are to be carried out in respect of the building work, and

### **NOTIFICATION OF COMMENCEMENT OF BUILDING WORKS**

Sub-section 81A(2)(c) of the Environmental Planning and Assessment Act 1979 provides that:

- (c) the person having the benefit of the development consent has given at least 2 days' notice to the council, and the principal certifying authority if that is not the council, of the person's intention to commence the erection of the building.

## **ADVISORY NOTES – EPAR regulation 2000**

### **BUILDING CODE OF AUSTRALIA**

Sub-clause 98(1)(a) of the Environmental Planning and Assessment Regulation 2000 makes the following mandatory condition of development consent.

- (a) that the work must be carried out in accordance with the requirements of the *Building Code of Australia*,

### **ERECTION OF SIGNS**

Clause 98A of the Environmental Planning and Assessment Regulation 2000 imposes a mandatory condition of development consent for development that involves any building work, subdivision work or demolition work, as follows:

- (2) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- (a) showing the name, address and telephone number of the principal certifying authority for the work, and
  - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
  - (c) stating that unauthorised entry to the work site is prohibited.
- (3) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.
- (4) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.
- (5) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.
- (6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

**Note.** Principal certifying authorities and principal contractors must also ensure that signs required by this clause are erected and maintained (see clause 227A which currently imposes a maximum penalty of \$1,100).

## **ADVISORY NOTES – General**

### **PLUMBING, STORMWATER AND SEWER DRAINAGE WORKS**

Section 68 of the Local Government Act 1993 requires that any plumbing, stormwater or sewer drainage works require prior approval from Council via an Activity Application.

### **COVENANTS**

It is possible that a covenant may affect the land, which is subject to this consent. The granting of this consent does not necessarily override any covenant. You should seek legal advice regarding the effect of any covenants that may affect the land.

### **FLOOD**

The applicant/owner is advised that the site is located on a flood plain, hence may be subject to periodic inundation by floodwater to an unknown depth and velocity. You are advised to obtain your own expert advice regarding the risks associated with periodic inundation by floodwater.

END.

## **20. DRAFT WALGETT LOCAL ENVIRONMENTAL PLAN 2011**

**REPORTING SECTION:** Planning & Regulatory Services  
**AUTHOR:** Director Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 09/1109

---

### **Summary:**

This report summarises the current status of the draft Walgett Local Environmental Plan 2011 (LEP). It is recommended that Council act to ensure that the LEP is placed on public exhibition at the earliest opportunity.

### **Background:**

At a meeting held on 21 December 2011, Walgett Shire Council resolved to:

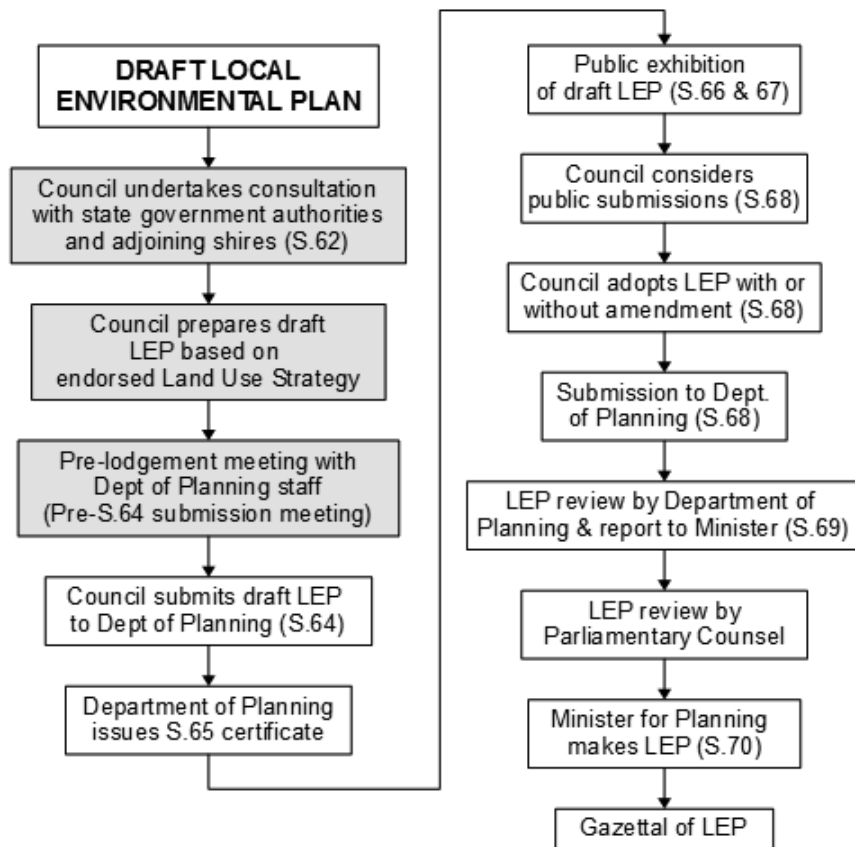
1. Endorse the submission on 10 December 2010 of a draft Walgett Local Environmental Plan 2011 to the Dubbo regional office of the Department of Planning for preliminary consultation under section 64 of the Environmental Planning and Assessment Act 1979.
2. Delegate authority to the Mayor and General Manager to authorise changes to the draft Walgett Local Environmental Plan 2011 which arise from preliminary consultation discussions with the Department of Planning.
3. At the earliest opportunity, formally submit the draft Walgett Local Environmental Plan 2011 (LEP) to the Dubbo regional office of the Department of Planning under section 64 of the Environmental Planning and Assessment Act 1979 and request a certificate under section 65 of the Act to permit the public exhibition of the draft LEP.

### **Current Position:**

In a letter dated 16-3-2011, the Regional Director of the Department of Planning provided a preliminary section 64 submission response for the draft Walgett Local Environmental Plan 2011. That letter is included with this report as Attachment A.

Some of the issues raised can be addressed readily, while other matters require further consultation with government agencies, including the Civil Aviation Authority, Roads and Traffic Authority and the Office of Environment & Heritage (formerly Department of Environment Climate Change and Water). Council's planning staff and consultant planning firm, Edge Land Planning, are presently engaged in addressing each issue.

The flow chart below provides a simplified overview of the LEP development process. Shaded steps have been completed.



Although sections 64 and 65 of the Environmental Planning and Assessment Act 1979 have been repealed, the DOP has advised that they still apply to Walgett Shire's proposed LEP because it was in development prior to the introduction of the new 'gateway' provisions (Part 3, Division 4 of current Act). Sections 64 and 65 of the Act are reproduced below:

#### **64 Submission of copy of draft local environmental plan to Department**

When a draft local environmental plan has been prepared, the council shall submit a copy of the draft plan to the Director-General, together with a statement specifying the names of the public authorities, bodies and other persons the council has consulted with pursuant to section 62.

## 65 Certificate of Director-General

- (1) Where the Director-General receives a copy of a draft local environmental plan from a council under section 64, the Director-General may cause to be issued to the council a certificate certifying that the draft plan may be publicly exhibited in accordance with section 66.
- (1A) A certificate is not to be issued under this section unless the Director-General is satisfied that the draft local environmental plan has been prepared in accordance with any applicable standard instrument under section 33A. This subsection does not limit the grounds on which a certificate may be refused or the draft plan may be required to be amended under this section.

**Note.** Section 117 also empowers the Minister to give directions as to the principles to be observed in the preparation of, or the provisions to be included in, draft local environmental plans.
- (2) A certificate issued under this section may be granted subject to the condition that the draft local environmental plan be amended in the manner specified in the certificate before it is publicly exhibited in accordance with section 66.
- (3) Where a certificate is not issued under this section, the Director-General shall return the draft plan to the council, giving the reasons why the certificate was not issued, and directing the council to amend the draft plan in such a manner as to enable a certificate to be issued, or to take such other action as is appropriate.
- (4) The council shall comply with a direction given under subsection (3).

### Relevant Reference Documents/Policies:

Elements of LEP preparation are regulated by:

- \* Environmental Planning & Assessment Act 1979.
- \* Environmental Planning & Assessment Regulation 2000.
- \* Standard Instrument (Local Environmental Plans) Order 2006.
- \* Local Government Act 1993.
- \* Directions for LEP preparation issued by the Minister for Planning (Section 117 directions).

Other relevant documents include:

- \* Walgett Shire Growth Management Study and Strategy, prepared by Edge Land Planning, dated November 2010.
- \* Numerous Department of Planning circulars and guidelines regarding LEP development.
- \* Report on the Section 430 Investigation into Walgett Shire Council, by the Department of Local Government, dated 29 January 2004.

### Governance issues:

Council's charter:- Section 8 of the Local Government Act 1993 establishes Council's charter, which includes:

- \* to exercise community leadership
- \* to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- \* to have regard to the long term and cumulative effects of its decisions
- \* to engage in long-term strategic planning on behalf of the local community
- \* to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

Section 430 investigation:- Substantial problems arise for Council and the public from a planning instrument (the Interim Development Order No 1 – Shire of Walgett 1968) that is outdated and inconsistent with the current planning legislation framework. It is also important to note that this deficiency was the subject of recommendation 29 within the Report on the Section 430 Investigation into Walgett Shire Council, by the Department of Local Government, dated 29 January 2004 (page 55). The recommendation was:

**286    *Recommendation 29: That council undertakes to develop a local environmental plan (LEP) as a matter of urgency. If existing staffing levels are insufficient to develop the LEP, council should utilise the services of an experienced consultant.***

Voting:- Section 375A of the Local Government Act 1993 requires a division to be called when a motion for a planning decision is put at a meeting of the Council, and the names of Councillors voting for and against the motion must be recorded.

### **Environmental issues:**

An LEP is an important tool to facilitate particular land uses within appropriate settings, while restricting or prohibiting them in inappropriate settings.

### **Stakeholders:**

The public, Walgett Shire Council, Department of Planning, State government agencies

### **Financial Implications:**

In 2004 Council committed \$140,000 (GST excluded) for the Walgett Shire land use strategy and Local Environmental Plan project. This budget was based on a \$70,000 grant from the Department of Planning's planning reform fund, matched dollar for dollar by Council.

For 2010-2011 Council allocated a budget of \$42,000 for Local Environmental Plan and Development Control Plan development, which is adequate to maintain the funding commitment required from Council under the memorandum of understanding for the planning reform fund grant.

In a letter dated 23-3-2011 the Department of Planning has extended the time for completion of the LEP project under MOU until 31 October 2011 (Attachment B).

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

Do nothing:- This would stall the development of a LEP.

**Conclusion:**

**Draft Walgett Local Environmental Plan 2011**

**Recommendation:**

That Walgett Shire Council resolve to:

1. Note the letter dated 16 March 2011 from the Regional Director, Western Region, of the Department of Planning which provides a preliminary section 64 submission response for the draft Walgett Local Environmental Plan 2011.
2. Delegate authority to the Mayor and General Manager to authorise changes to the draft Walgett Local Environmental Plan 2011 to address the issues raised in the letter dated 16 March 2011 from the Regional Director, Western Region, of the Department of Planning.
3. At the earliest opportunity, formally submit the draft Walgett Local Environmental Plan 2011 (LEP) to the Director General, Department of Planning and Infrastructure under section 64 of the Environmental Planning and Assessment Act 1979 and request a certificate under section 65 of the Act to permit the public exhibition of the draft Local Environmental Plan.

**Moved:**

**Seconded:**

**Attachments:**

Attachment A – 16-3-2011 letter from Dept. of Planning – Draft LEP

Attachment B – 23-3-2011 letter from Dept. of Planning – MOU variation

Attachment A – 16-3-2011 letter from Dept. of Planning – Draft LEP



Planning

RECEIVED 22 MAR 2011

Mr Don Ramsland  
General Manager  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

Contact: Wayne Garnsey  
Phone: 02 68412180  
Fax: 02 68848483  
Email: [wayne.garnsey@planning.nsw.gov.au](mailto:wayne.garnsey@planning.nsw.gov.au)

Our ref: D07/00022, 10/24578

Your ref:

File:

Attention: Matthew Goodwin

Dear Mr Ramsland

**Draft Walgett Local Environmental Plan 2011 – Preliminary section 64 submission response**

I am writing in response to your letter dated 22 December 2010 requesting preliminary section 64 comments on your documents.

This letter and attachments identify matters that require attention. Once Council has attended to these matters we look forward to receiving the formal section 64 submission and request for the issue of a section 65 Certificate to allow public exhibition of the draft Walgett LEP 2011.

Please note that references to the particular sections of the Act in this letter relate to the previous plan making provisions repealed on 1 July 2009.

Amendments required prior to the section 64 submission are as follows:-

**Matters relating to the Instrument:-**

1. Amend the draft LEP instrument in accordance with the track changed document provided as **Attachment A**. This document includes the recent Standard Instrument (Local Environmental Plan) Amendment Order 2011 changes.
2. Adjust the relevant land use tables as per the model matrix as provided as **Attachment B**. This matrix includes the recent Standard Instrument (Local Environmental Plan) Amendment Order 2011 changes in terms of the definitions.
3. Address relevant state policies and section 117 Directions with any inconsistencies being identified and justified prior to the section 64 submission. Section 117 Directions 1.2 -Rural Zones, 1.5 - Rural Lands, 4.3

Western Region (Dubbo) Level 1 Area 1 No 188 Macquarie Street PO Box 58 Dubbo NSW 2830  
Phone 02 68412180 fax 02 68848483 website [planning.nsw.gov.au](http://planning.nsw.gov.au)

– *Flood Prone Land*, 4.4 - *Planning for Bushfire Protection* and 6.2 *Reserving Land for Public Purposes* require particular attention.

In relation to 3.5 *Development near Licensed Aerodromes* consultation is required the Civil Aviation Authority to review consistency or otherwise (this matter can be undertaken during the s66 consultation and resolved prior to the section 68 submission).

4. Insert the natural resource management clauses as identified in Attachment A
5. In relation to the proposed local clauses 7.7 and 7.8 relating to living and tourist development on the Opal Fields the Department is currently seeking to develop a mechanism to address these issues and will provide advice shortly.
6. Review zoning for the identified Aboriginal settlements of Namoi, Gingie and Walli. The proposed zone R1- General Residential would not appear appropriate having regard to their location, provision of infrastructure and facilities. In addition these sites need to be considered in the context of the section 117 Directions particularly 4.3 – *Flood Prone Land*.
7. Schedule 1 – Additional permitted uses – the use of Schedule 1 is not generally favoured and the land uses identified should be either appropriately zoned or rely on existing use provisions. This matter requires further discussion with the Department before the Department can confirm the best mechanism to deal with this matter.
8. Schedules 2 and 3 – Exempt and complying development. The uses identified in the Schedules should not be included the dLEP because the Codes SEPP is due to prevail in September 2011. To take this matter forward Council is advised to contact Ms Aoife Wynter in the Department's Housing Codes Section on 02 9228 6111 to discuss options in relation to the local circumstances.
9. Schedule 5 – Environmental Heritage Items. The Heritage Item number needs to have the appropriate prefix as identified in the Department's Practice Note PS 09-011 – Item 12 (ie "I" 30). Please also check for State Heritage Items and insert and label accordingly.

#### **Matters relating to Mapping:-**

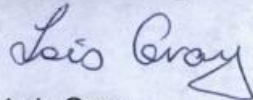
10. The draft Maps are to comply with the technical standards set out in the Department of Planning "Standard technical requirements for LEP Maps" dated March 2009 Version 1.2.
11. Thoroughly check maps for extraneous labelling (eg sheet LZN-014 – "SP2 Airport" is located in the centre of map sheet within Lot 1469 DP 763483)
12. Natural resource management maps are to be included using information provided by agencies. It is understood Council and the relevant agencies have been in consultation to ensure the latest maps are available.
13. The lot size maps are to be amended to depict the minimum lot size for rural land as 400 ha rather than 2000 ha as currently shown.
14. Heritage Items need to be labelled on the respective maps with the appropriate identification prefix and number.
15. Proposed zone SP1 – Opal Mining will need to be labelled as SP 1 – Mining.
16. Proposed Infrastructure and zone SP2 needs to be labelled correctly – refer to the Department's Practice Note PN10-001 and SEPP Infrastructure. For example:-
  - a. The Walgett (map LZN-016) and Lightning Ridge (map LZN-001) hospitals can be covered by the zone R1 – General Residential rather than zone SP2.
  - b. The Walgett, Lightning Ridge and Collarenebri airports should be labelled "Air Transport Facility".

- c. Walgett and Lightning Ridge "sewage treatment plant" can be zoned RU1 – Primary Production
- d. Proposed "waste disposal facilities" in the rural area should also be given the surrounding zone RU1 designation.
- e. Classified roads should be identified and labelled "SP2- Classified Road". Advice from the Roads and Traffic Authority should be sought in this regard.
- f. In relation to Clause 5.1 Relevant acquisition authority - a Land Reservation Acquisition Map based on the land application map is required. If there is no land identified for acquisition a map is required with the following note inserted in the legend to read as follows:-  
*"At the time of notification of this plan no land has been identified for acquisition".*

Council is to ensure the formal section 64 submission is in accordance with and contains information as identified in the Department's Practice Note PS 09-011. It is recommended that you work closely with the Department's Western Region office in reviewing and finalising the draft Local Environmental Plan.

If you have any questions in relation to this matter, please contact Wayne Garnsey, Senior Planner of the Department of Planning's Western Region office in Dubbo on 02 68412180.

Yours sincerely



16.3.11

Lois Gray  
Regional Director  
Western Region

Enc:  
Attachment A –draft Walgett LEP 2011 - Instrument  
Attachment B – Revised Land Use Matrix.

Attachment B – 23-3-2011 letter from Dept. of Planning – MOU variation



Planning

RECEIVED 24 MAR 2011

RECEIVED 24 MAR 2011

Mr Don Ramsland  
General Manager  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

11/05417 & DUB0109436-1

Dear Mr Ramsland

**Subject: Walgett Shire Council Comprehensive Land use Strategy and new Local Environmental Plan – Planning Reform Project - Request to revise Walgett Planning Reform Fund Memorandum of Understanding Timeframe.**

I refer to your letter seeking the Department's approval for variation to the project timeframe for the Walgett Planning Reform Fund Project identified in Schedule B of the current Memorandum of Understanding (MOU). As you were advised by a letter from the Department dated 27 October 2006, the current MOU completion date is 30 September 2008.

I note your request that the timeframe be extended to 30 June 2011 to finalise the Strategy and prepare the new Local Environmental Plan in Standard Instrument Format. Having regard to the circumstances and the stage reached, the Department is willing to support an extension to the timeframe to the 31 October 2011.

In this respect, this letter amends Item 2 of **Schedule B – Terms and Conditions of Funding** to read as follows:

**"Timeframe for Project**

Unless otherwise agreed, the project described in **Schedule A** must be completed no later than 31 October 2011...."

Should you have any further enquiries, please contact Wayne Garnsey on telephone number 02 6841 2180.

Yours sincerely

A handwritten signature in black ink that reads "Lois Gray".

23.3.11

Lois Gray  
Regional Director,  
Western Region

Western Region Level 1 Area 1 No 188 Macquarie Street Dubbo NSW 2830 PO Box 58 Dubbo NSW 2830  
Phone 02 68412180 Fax 02 68848483 Website [planning.nsw.gov.au](http://planning.nsw.gov.au)

## **21. LIGHTNING RIDGE ADVISORY BOARD APPOINTMENT**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director of Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 09/38

---

### **Summary:**

The Minister for Primary Industries has written to Councillor David Lane regarding the Lightning Ridge Advisory Board. It is recommended that Council respond to the letter by requesting Councillor Lane to nominate Cllr Bill Murray as his deputy to the Board.

### **Background:**

At a meeting held on 28 September 2010, Walgett Shire Council resolved to nominate the following delegates to the Lightning Ridge Mining Board:

- \* Cllr David Lane – delegate.
- \* Cllr Gustavus (Bill) Murray - alternate delegate.

The nominations were the subject of a letter to the Secretary of the Lightning Ridge Mining Board dated 13 October 2010 (Attachment A).

### **Current position:**

The Minister for Primary Industries sent a letter dated 15 February 2011 to Cllr David Lane (Attachment B) which:

- \* Indicated Cllr Lane has been appointed to the Lightning Ridge Advisory Board (previously known as the Lightning Ridge Mining Board)
- \* Requested that Cllr Lane nominate a deputy member.

The Minister's letter refers to Schedule 9 of the Mining Regulation 2003, but the NSW legislation web site indicates the regulation was repealed on 14 November 2010. The schedule appears to have been superseded by Schedule 8 within the Mining Regulation 2010. Amongst other things, that schedule regulates the appointment of a deputy member to a board.

### **Relevant reference documents/policies:**

- \* Mining Act 1992.
- \* Mining Regulation 2003 (repealed 14-11-2010).
- \* Mining Regulation 2010.

### **Governance issues:**

Schedule 8, part 1, item 2, within the Mining Regulation 2010 effectively provides that the appointment of a deputy board member to the Lightning Ridge Advisory Board requires:

- \* The board member to appoint the person (item 2(1)).
- \* Approval of the appointment by the Minister (item 2(2)(a)).
- \* Approval of the appointment by the body that nominated the member (item 2(2)(b)).

### **Environmental issues:**

Not applicable.

**Stakeholders:**

Walgett Shire Council, community, state government.

**Financial Implications:**

Nil

**Alternative solutions/options:**

Do nothing:- This may create a situation where Council does not have a deputy member on the Lightning Ridge Advisory Board.

**Conclusion:****Lightning Ridge Advisory Board Appointment****Recommendation:**

That Walgett Shire Council resolve to:

1. Note the letter dated 15 February 2011 from the Minister for Primary Industries to Clr David Lane regarding:
  - (a) The appointment of Clr Lane to the Lightning Ridge Advisory Board (previously known as the Lightning Ridge Mining Board.
  - (b) Requesting that Clr Lane nominate a deputy.
2. Request Councillor David Lane to respond to the Minister's letter by nominating Clr Gustavus (Bill) Murray as his deputy to the Lightning Ridge Advisory Board.

**Moved:**

**Seconded:**

**Attachments:**

Attachment A – 13-10-2010 letter to secretary of the Lightning Ridge Mining Board

Attachment B – 15-10-2011 letter from Minister for Primary Industries

Attachment C – Extract from Schedule 8, Part 1 of the Mining Regulation 2010



## Shire of Walgett

ABN 88 769 076 385

Reference: DR:DP:09/1454  
Your Reference:  
Contact: Mr Don Ramsland

13<sup>th</sup> October, 2010

Mr James Hereford-Ashley  
Secretary Mining Board  
C/- Department Primary Industries  
PO Box 314  
LIGHTNING RIDGE NSW 2834

Dear James,

Re: Council Delegates – Lightning Ridge Mining Board

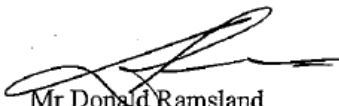
I wish to advise that Council's nominated representatives on your committee are as follows:

***Councillor Delegate***  
Clr David Lane  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

***Alternate Councillor Delegate***  
Councillor Bill Murray  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

At various times representatives have missed meetings as they were unaware of when they were being held. Accordingly, could you please give Council delegates/representatives at least 7 days notice in writing of all meetings where possible. All meeting notices, minutes etc should be forwarded to the respective delegate/representative direct.

Yours Sincerely

  
Mr Donald Ramsland  
General Manager

ATTACHMENT B – 15-102011 LETTER FROM MINISTER FOR PRIMARY INDUSTRIES



**The Hon Steve Whan MP**

Minister for Primary Industries  
Minister for Emergency Services  
Minister for Rural Affairs  
Member for Monaro

MOC10/1670

RECEIVED 01 MAR 2011

15 FEB 2011

Mr David Lane  
PO Box 31  
WALGETT NSW 2832

Dear Mr Lane

Congratulations on your appointment as a member to the Lightning Ridge Advisory Board (previously known as the Lightning Ridge Mining Board) for a term expiring on 30 June 2013.

I note that under Schedule 9 of the *Mining Regulation 2003*, you can appoint a deputy member who may act in your place at Board meetings in your absence.

Could you please forward a nomination for a deputy member to the Lightning Ridge Advisory Board at your earliest convenience.

Yours sincerely

**Steve Whan MP**

Minister for Primary Industries  
Minister for Emergency Services  
Minister for Rural Affairs

Level 33, Governor Macquarie Tower  
1 Farrer Place, Sydney NSW 2000  
Phone: 02 9228 3800  
Fax: 02 9228 3804  
Email: [office@whan.minister.nsw.gov.au](mailto:office@whan.minister.nsw.gov.au)

Parliament House  
Room 808, Macquarie Street  
Sydney NSW 2000  
Phone: 02 9230 2291  
Fax: 02 9230 2086

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## **Mining Regulation 2010**

Current version for 7 January 2011 to date (accessed 25 March 2011 at 10:41)

[Schedule 8](#)

[<< page >>](#)

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### **Schedule 8 Membership and procedure of boards of management**

(Clause 68)

#### **Part 1 Membership of boards**

##### **1 Terms of office of appointed members**

Subject to this Regulation, an appointed member holds office:

- (a) for a period of 3 years from the date of the appointment, or
- (b) if the member has been appointed to fill a casual vacancy, for the unexpired portion of his or her predecessor's term of office,

but is eligible (if otherwise qualified) for reappointment.

##### **2 Deputies of members**

- (1) A board member may appoint a person to act as the member's deputy.
- (2) The appointment is invalid unless it is approved:
  - (a) by the Minister, or
  - (b) if the member has been appointed on the nomination of a particular person or body, by that person or body.
- (3) In the absence of a board member, the member's deputy:
  - (a) may act in the place of the member, and
  - (b) while so acting, has all the functions of the member and is to be regarded as a board member.
- (4) The deputy of a board member who is also the Chairperson of the board has the member's functions as Chairperson.
- (5) The Minister may revoke the appointment of a member's deputy at any time.

## **22. RESIDENCES ON 'PRESERVED' OPAL FIELDS**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director of Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 09/1108

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### **Summary:**

This report recommends that Council note a recent letter from the Department of Planning regarding residential titles on the 'preserved' opal fields.

### **Background:**

Walgett Shire Council sought information from the Department of Planning via a letter dated 20 December 2010 regarding a resolution, or agreement, by the Camps on Claims Working Group (COCWG) that the issuing of residential titles on the 'preserved' opal fields should cease (Attachment A).

The COCWG is a forum for government authorities to discuss issues associated with the process of converting residential Mineral Claims located on the preserved opal fields to Western Lands Leases for residential purposes. The group included from:

- \* Department of Planning (Chairman - Peter Downes).
- \* The Mineral Resources unit of the Dept of Industry and Investment.
- \* The Western Lands unit of the Land and Property Management Authority.
- \* Walgett Shire Council.

The COCWG has not met since December 2009.

### **Current position:**

In a letter dated 29-3-2011 the Regional Director, Western Region, Department of Planning indicated that the state government's position regarding residential titles on 'preserved' opal fields is:

- \* That existing camp residences will be provided with a more permanent tenure.
- \* That future living opportunities should be provided within the Lightning Ridge town area.

### **Relevant reference documents/policies:**

- \* Walgett Shire Growth Management Study and Strategy, prepared by Edge Land Planning, dated November 2010.
- \* Minutes of Camps on Claims Working Group meetings.

**Governance issues:**

Council's charter:- Section 8 of the Local Government Act 1993 establishes Council's charter, which includes:

- \* to exercise community leadership
- \* to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- \* to have regard to the long term and cumulative effects of its decisions
- \* to engage in long-term strategic planning on behalf of the local community
- \* to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

**Environmental issues:**

Nil at this stage

**Stakeholders:**

Walgett Shire Council, community, state government.

**Financial Implications:**

Nil

**Alternative solutions/options:**

N/A

**Conclusion:****Residences on 'Preserved' Opal Fields****Recommendation:**

That Walgett Shire Council resolve to:

1. Note the letter dated 29-3-2011 from the Regional Director, Western Region, Department of Planning, regarding residential titles on the 'preserved' opal fields.

**Moved:**

**Seconded:**

**Attachments:**

Attachment A – Letter to Dept. of Planning dated 20-12-2010

Attachment B – Letter from Dept. of Planning dated 29-3-2011



## Shire of Walgett

ABN 88 769 076 385

Reference: M.G., D.R.; 09/1108/030

Your Reference:

Contact: Matthew Goodwin

20 December 2010

Lois Gray  
Regional Director, Western Region  
Department of Planning  
P.O. Box 58  
DUBBO NSW 2830

Dear Lois,

**RE. CAMPS ON CLAIMS WORKING GROUP & RESIDENTIAL TITLES ON 'PRESERVED' OPAL FIELDS**

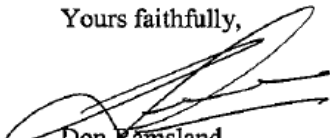
Thank you for participating in the teleconference with Councillors on Monday 13 December 2010 regarding the Walgett Shire Growth Management Study and Strategy (GMSS).

To assist with deliberations associated with the GMSS, the Councillors have requested that the Department of Planning supply a copy of the minutes of the Camps on Claims Working Group (COCWG) where there was a resolution, or agreement, that the issuing of residential land titles on the 'preserved' opal fields should cease.

This request was made on the basis that the COCWG is chaired by Peter Downes from the Department of Planning, hence the minutes should be readily available within your agency.

Please contact Council's Director of Planning & Regulatory Services, Matthew Goodwin, if you require any additional information.

Yours faithfully,



Don Ramsland  
General Manager



Planning

RECEIVED 31 MAR 2011

Contact: Wayne Garnsey  
Phone: 02 68412180  
Fax: 02 68848483  
Email: [wayne.garnsey@planning.nsw.gov.au](mailto:wayne.garnsey@planning.nsw.gov.au)  
Our Ref:  
Your Ref: M.G., D.R.;09/1108/030  
File: 11/05426 & D07/00022

Mr Don Ramsland  
General Manager  
Walgett Shire Council  
PO Box 31  
Walgett NSW 2832

Dear Mr Ramsland

**Camps on Claims Working Group & Residential Titles on "Preserved" Opal Fields**

I refer to your letter dated 20 December 2010 regarding the above matter.

As you would be aware an announcement by the Minister for Mineral Resources in 1996 relating to Mineral Claims for Camps at Lightning Ridge, outlined the NSW Government's position of protecting opal from alienation by residential and other uses while allowing existing Camps to remain and occupiers to seek a more permanent tenure. Under this position existing occupations would be confirmed but no additional residences would be permitted on the "preserved" opal fields. To facilitate permanent title the conversion of mineral claims for residential purposes to Western Lands Lease project is well advanced to confirm existing occupations on the "preserved" opal fields.

Future living opportunities should occur in Lightning Ridge town area where suitably serviced land is available. In this regard additional living areas have been identified in the draft Walgett Shire Growth Management Study and Strategy that will be carried forward into draft Walgett Local Environmental Plan 2011 to accommodate the expected need.

Further to your request for a copy of the Minutes of the Camps on Claims Working Group (COCWG) where there was a resolution, or agreement, that the issuing of residential land titles on the "preserved" opal fields should cease, I can advise that research of documentation relating to the COCWG has been unable to find a copy of Minutes that specifically deal with this aspect. Nevertheless the Government's position outlined above still stands as the policy direction for this area.

Should you have any further enquiries or require further information please contact Wayne Garnsey on 02 68412180

Yours sincerely

29.3.11

Lois Gray  
Regional Director  
Western Region

## **23. ALCOHOL FREE ZONES**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director of Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 10/626

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### **Summary:**

Alcohol free zones in the towns of Walgett, Lightning Ridge and Collarenebri are due to expire on 15 July 2011. This report recommends that Council resolve to undertake consultation regarding the re-establishment of the zones.

### **Background:**

At a meeting held on 15 July 2008 Walgett Shire Council resolved to establish alcohol free zones over parts of the Walgett, Lightning Ridge and Collarenebri urban areas. The zones are due to expire on 15 July 2011.

In a letter dated 13 April 2011 the Acting Commander of Castlereagh Local Area Command has written to Walgett Shire Council and requested that the Alcohol Free Zones within the Walgett Shire be maintained for a four year period (Attachment A). The Commander has provided a range of reasons why the zones are required, and how they are effective, especially with regard to reducing rates of assault and malicious damage in public streets.

From a Council perspective, additional problems arise from street drinking, including:

- \* Litter, which requires additional resources to remove.
- \* Broken glass, which presents a safety hazard to the public.

### **Current position:**

The Local Government Act 1993 (LGA 1993) does not make provision for alcohol free zones to be renewed, hence the processes required under Chapter 16 Part 4 of the Act must be followed each time a zone is established. Under section 646 of the Act, Council must follow the 2009 Ministerial Guidelines on Alcohol Free Zones.

Alcohol free zones can only be created over public roads or a public place that is a car park (ie. a car park on public land or Crown Land). Zones can operate up to a maximum of four (4) years (sub-section 644(5) LGA 1993).

### **A simplified summary of the process to establish an alcohol free zone is provided below:**

- (1) The alcohol free zone proposal must be documented in a manner which specifies its location, when it will apply and reasons for the zone. A draft alcohol free zone proposal document has been prepared (Attachment B).
- (2) Notice of the alcohol free zone proposal must be published in a newspaper circulating in the area and an invitation issued for representations or objections to be submitted within 14 days (sub-section 644A(1) LGA 1993).
- (3) A copy of the alcohol free zone proposal document must be sent to the officer in charge of the Police station within or nearest to the proposed zone, inviting representations and objections within 30 days (sub-section 644A(2)(a) LGA 1993).

- (4) A copy of the proposal document must be sent to all liquor licence holders whose premises border on or adjoin the proposed zone, inviting representations and objections within 30 days (sub-section 644A(2)(b) LGA 1993).
- (5) A copy of the proposal document must be sent to any known organisation representing an identifiable Aboriginal or culturally and linguistically diverse group within the local area inviting representations and objections within 30 days (p.9 of Ministerial Guidelines). At this stage there appears to be about 20 groups in Walgett, Lightning Ridge and Collarenebri that fit the criteria.
- (6) A copy of the proposal document must be sent to the NSW Anti-Discrimination Board inviting representations and objections within 40 days (sub-section 644A(3) LGA 1993 and the Ministerial Guidelines).
- (7) Council must “*consider all representations and submissions that are duly made to it*” (Sub-section 644A(4) of the LGA 1993 and p.9 of the Ministerial Guidelines).
- (8) After complying with the procedures under section 644 and 644A, a Council may, by resolution, adopt a proposal to establish an alcohol free zone (section 644B LGA 1993). The resolution establishes the zone.
- (9) Council must inform any interested parties, including the applicant, the NSW Anti-Discrimination Board, the local Police Patrol Commander, officer in charge of local police stations, affected liquor licence holders that the zone has been established (p.9 of Ministerial Guidelines).
- (10) Council must then publish a notice in a local newspaper indicating that the alcohol free zones have been established (sub-section 644B(3) LGA 1993).
- (11) Council must then update signs for the zones with the new operating dates (section 644C LGA 1993).

#### **Relevant reference documents/policies:**

- \* Ministerial Guidelines on Alcohol Free Zones issued by the Department of Local Government, February 2009.
- \* Guidelines for Local Government Councillors issued by the Anti-Discrimination Board of NSW, 1999.
- \* Guidelines for Managers of Local Councils issued by the Anti-Discrimination Board of NSW, 1999.

#### **Governance issues:**

Regulatory compliance:- When dealing with a proposal to establish an alcohol free zone, Council must comply with the provisions within Chapter 16 Part 4 of the Local Government Act 1993, as well as the 2009 Ministerial Guidelines on Alcohol Free Zones.

Council's charter:- Section 8 of the Local Government Act 1993 establishes Council's charter, which includes:

- \* to exercise community leadership
- \* to have regard to the long term and cumulative effects of its decisions
- \* to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

#### **Environmental issues:**

Some reduction in littering (especially glass alcohol containers) and graffiti is expected in conjunction with the enforcement of alcohol free zones.

#### **Stakeholders:**

Walgett Shire Council, community, liquor licensees.

**Financial Implications:**

Alcohol free zones signs will need to be updated using an existing Urban Infrastructure budget for signs.

**Alternative solutions/options:**

Do nothing: Given that the existing zones appear to have general support from the community and Police, this option would be unlikely to meet the expectations of those groups.

Reduce the area of the zones: The Ministerial Guidelines state that generally alcohol free zones should be as small as possible. It is unlikely that any reduction in the area of the existing zones would meet community or Police expectations given that the current zones appear to have general support.

Increase the area of the zones: This option could be applied at Lightning Ridge, but it is unlikely that it would meet the expectations of the NSW Anti Discrimination Board, given its historical recurring objections to alcohol free zones over larger portions of towns. It is also questionable whether there is any reasonable need to extend the zone.

**Conclusion:****Alcohol Free Zones****Recommendation:**

That Walgett Shire Council resolve to:

1. Note the letter dated 13 April 2011 from the Acting Commander of Castlereagh Local Area Command requesting that the existing Alcohol Free Zones at Walgett, Lightning Ridge and Collarenebri be maintained for a four year period.
2. Undertake consultation regarding establishing alcohol free zones in Walgett, Collarenebri and Lightning Ridge for four years, over the same areas as the existing zones. This will include publicising and circulating a proposal document, as well as inviting public submissions, via:
  - (a) Advertising within the Walgett Spectator and Lightning Ridge News.
  - (b) Advertising on the Walgett Shire Council web site.
  - (c) Circulation of the proposal document via mail to the officer in charge of the Walgett, Lightning Ridge and Collarenebri police stations.
  - (d) Circulation of the proposal document via mail to the NSW Anti-Discrimination Board.
  - (e) Circulation of the proposal document via mail to any known organisation representing an identifiable Aboriginal or ethnic group within the local area
  - (f) Circulation of the proposal document via mail to all liquor licensees within or adjoining the proposed alcohol free zones.
3. Consider any submissions received regarding the alcohol free zones proposal at the end of the consultation period.

**Moved:**

**Seconded:**

**Attachments:**

Attachment A – Letter dated 13 April 2011 from NSW Police

Attachment B – Draft Alcohol Free Zone proposal document

ATTACHMENT A – LETTER DATED 13-4-2011 FROM NSW POLICE

Mr Matthew GOODWIN,  
Director Planning & Regulatory Services  
Walgett Shire Council,  
WALGETT NSW 2832



Dear Matthew,

**RE: ALCOHOL FREE ZONES WITHIN THE WALGETT SHIRE**

Historically, the selection of Alcohol Free Zones (AFZs) within the communities of Walgett Shire were brought about due to the high level of alcohol related crime and general related public disorder in the communities mentioned. Alcohol related domestic violence and domestic assault still remain the Castlereagh Local Area Command's highest crime category. Arguably, alcohol is the main casual factor for the majority of crime in the western communities.

In the past 18 years or so since the implementation of AFZs we have gradually made the streets more and more alcohol free and at the same time made the Licensees more accountable with the responsible service of alcohol. Crime is continually reducing particularly in the area of common assault and malicious damage. Our communities are suffering less violence and our streets are safer, the continual policing and enforcement of AFZs has provided an ongoing remedy for the past street problems. It must be remembered that AFZs are flexible in that they can be lifted for special occasions and there is no evidence that people's freedoms and hampered with their introduction.

I am requesting that the AFZs be maintained for another Four year period (2011-2015). I am also requesting that the current zone boundaries for Walgett, Lighting Ridge and Collarenebri be left unchanged. I am mindful that the subject towns in the Walgett Shire have large Indigenous populations and it may be construed that the extensive coverage of an AFZ in the communities targets one social group. It must also be considered that the statistical fact is that the majority of victims of alcohol related crime in these communities are Indigenous people. Many of our calls for assistance come from members of the Aboriginal community who are in fear of, victimised by being assaulted by alcohol effected people.

Since the enactment of the Walgett Shire AFZ 2008-2011 period the Local Government Act legislation has been altered and no longer has a monetary infringement attached to such offence.

**CASTLEREAGH LOCAL AREA COMMAND**

57 Wee Waa Street, WALGETT, NSW 2832

Telephone 02 6828 6899 Facsimile 02 6828 2351 ENet 72899 EFax 72822 TTY 9211 3776 (Hearing/Speech impaired)

ABN 43 408 613 180

**NSW POLICE FORCE RECRUITING NOW 1800 222 122**  
WWW.POLICE.NSW.GOV.AU/RECRUITMENT

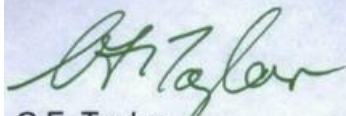
Therefore the enforcement on AFZ is on longer punitive in nature. Open alcohol is disposed of at the scene by officers thus, preventing further or continuation of the offence.

In regards to the community of Walgett it is one of only two NSW Indigenous townships (of a total of 26 townships nationwide) that has been identified and selected for the new Federal/State Government's, 'Close the gap funding'. The Federal Government initiative is seeking to wipe out disadvantage in Indigenous communities targeting health, education and employment. Law enforcement and policing do not fall within the Federal Government budgetary funding allocation, within the NSW allocation. The Castlereagh Local Area Command is seeking to maintain its commitment to building a safer community through the Command Business Plan, Local Implementation Plan and State Plans in support of this State/Federal Government initiative. A key initiative of proactive policing response is the reduction of alcohol related crime.

The Castlereagh Local Command, licensees, local business, health and the community in consultation with the Walgett Shire has instituted and maintained effective Local Liquor Accords within the communities and townships of Walgett Lightning Ridge and Collarenebri that are subject established and current AFZ.

The policing of the AFZs has not attracted community complaints so it is reasonable to assume that they are accepted by the community. Police do not find themselves in situations of violent confrontation when enforcing AFZs which further indicates that the community accepts them. They are a reasonable tool to enable to keep our streets safe from alcohol related crime.

Yours faithfully,



C.F. Taylor,  
Acting Commander  
Castlereagh Local Area Command.  
13<sup>th</sup> of April 2011

**NSW POLICE FORCE RECRUITING NOW 1800 222 122**

**WWW.POLICE.NSW.GOV.AU/RECRUITMENT**



**Walgett Shire Council**

77 Fox St.,  
P.O. Box 31  
WALGETT, N.S.W. 2832

Telephone: (02) 6828 1399  
Facsimile: (02) 6828 1608  
E-mail: admin@walgett.nsw.gov.au

**DRAFT ALCOHOL FREE ZONE PROPOSAL  
FOR WALGETT, LIGHTNING RIDGE AND COLLARENEBRI**

**Outline**

Alcohol free zones in the towns of Walgett, Lightning Ridge and Collarenebri are due to expire on 15 July 2011. On [DATE TO BE DETERMINED] Walgett Shire Council passed a resolution to consult with the community about its proposal to re-establish the zones.

The provisions of Chapter 16, Part 4 of the Local Government Act 1993 allow Walgett Shire Council to establish the zones. This document provides details of the proposed zones.

**Reasons for the alcohol free zones**

The Acting Commander, Castlereagh Local Area Command, NSW Police made application to Walgett Shire Council on 13 April 2011 for alcohol free zones to be re-established in Walgett, Lightning Ridge and Collarenebri. Reasons for establishing the zones are detailed in an extract from the application, as reproduced below:

Historically, the selection of Alcohol Free Zones (AFZs) within the communities of Walgett Shire were bought about due to the high level of alcohol related crime and general related public disorder in the communities mentioned. Alcohol related domestic violence and domestic assault still remain the Castlereagh Local Area Command's highest crime category. Arguably, alcohol is the main casual factor for the majority of crime in the western communities.

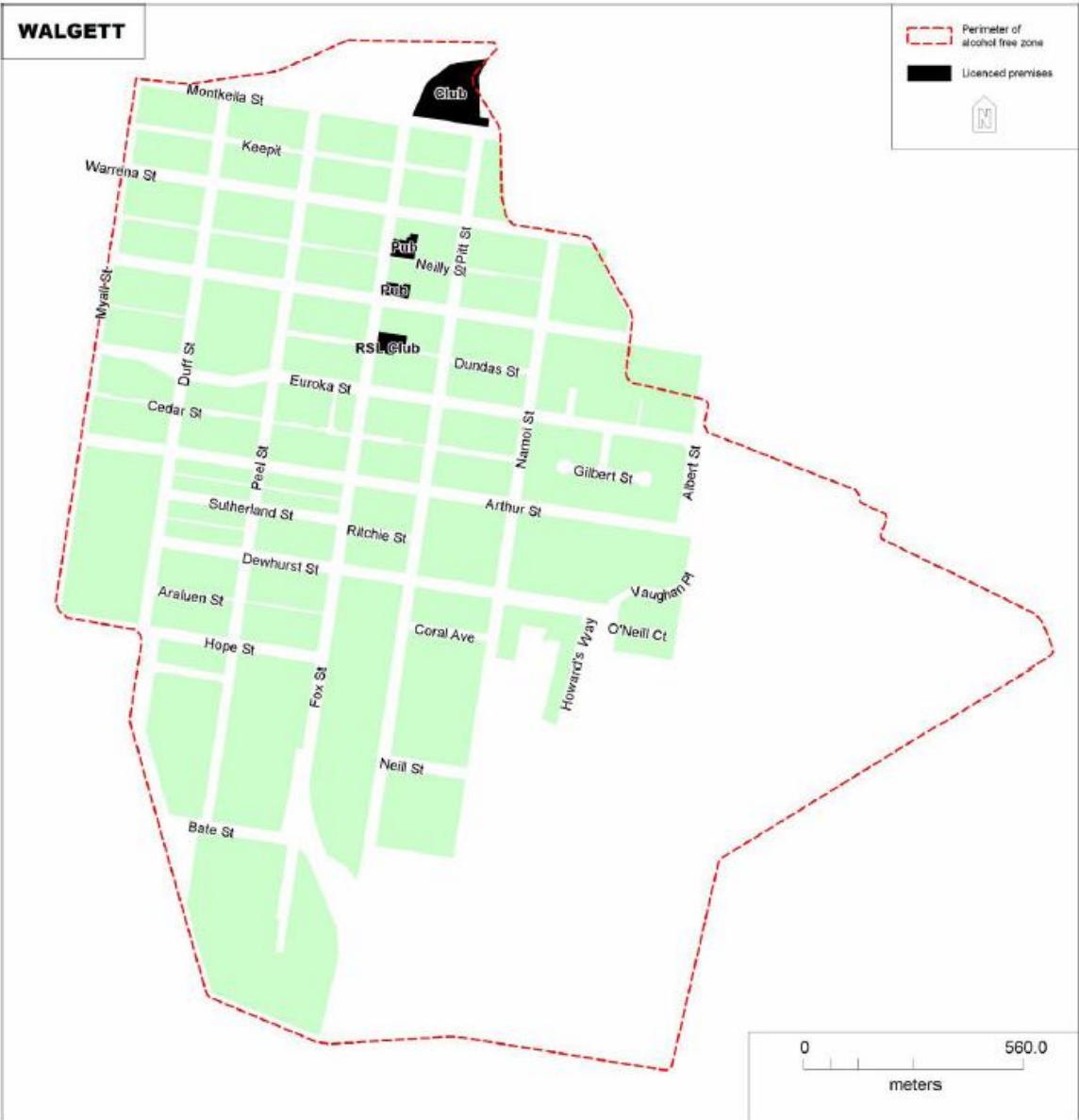
In the past 18 years or so since the implementation of AFZs we have gradually made the streets more and more alcohol free and at the same time made the Licensees more accountable with the responsible service of alcohol. Crime is continually reducing particularly in the area of common assault and malicious damage. Our communities are suffering less violence and our streets are safer, the continual policing and enforcement of AFZs has provided an ongoing remedy for the past street problems. It must be remembered that AFZs are flexible in that they can be lifted for special occasions and there is no evidence that people's freedoms and hampered with their introduction.

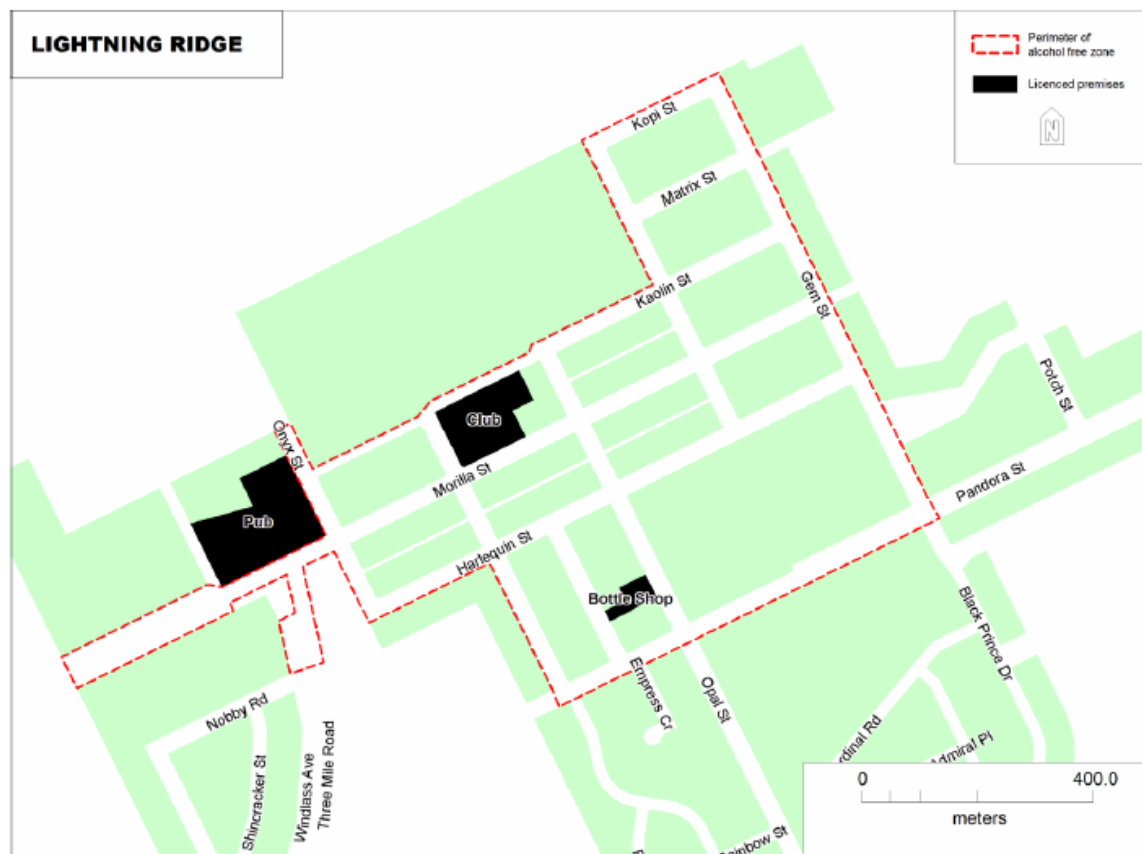
I am requesting that the AFZs be maintained for another Four year period (2011-2015). I am also requesting that the current zone boundaries for Walgett, Lightning Ridge and Collarenebri be left unchanged. I am mindful that the subject towns in the Walgett Shire have large Indigenous populations and it may be construed that the extensive coverage of an AFZ in the communities targets one social group. It must also be considered that the statistical fact is that the majority of victims of alcohol related crime in these communities are Indigenous people. Many of our calls for assistance come from members of the Aboriginal community who are in fear of, victimised by being assaulted by alcohol effected people.

Apart from reducing violence and malicious damage, Council sees the establishment and enforcement of alcohol free zones as an effective method of reducing a significant problem with glass bottle littering. This will also help decrease the frequency of broken glass in streets, which is a significant hazard for the community.

**Location of the alcohol free zones**

The extent of the proposed zones is shown in the maps below.





**Where does an alcohol free zone apply?**

Alcohol free zones can only be created over public roads or a public place that is a car park (ie. a car park on public land or Crown Land).

**How long will the zone apply?**

It is proposed that the alcohol free zone will be established for four years upon the completion of the required consultation processes.

**Community input**

Ministerial Guidelines require that Council “*give proper consideration to any representations, submissions or objections received and as a result may amend or withdraw a proposal to establish an alcohol-free zone*”. Walgett Shire Council encourages written submissions from the public regarding the proposed zones. Submissions should be addressed to the General Manager of Walgett Shire Council.

**More information?**

Contact Council’s Director Planning and Regulatory Services, Matthew Goodwin, if you require any additional information.

Don Ramsland  
General Manager  
Walgett Shire Council

## **24. DEVELOPMENT AND COMPLYING DEVELOPMENT CERTIFICATE APPLICATIONS**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Matthew Goodwin – Director Planning and Regulatory Services  
**FILE NUMBER:** 09/1367

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### **Summary:**

This report provides a summary of the Development and Complying Development Certificate applications recently processed under delegated authority by Council staff.

### **Background:**

Most Development Applications (DA) lodged with Walgett Shire Council are assessed by Council's Town Planner and/or Director of Planning & Regulatory Services. If appropriate, they are then approved by the Director or General Manager under delegated authority. Only those applications which are recommended for refusal, or where objections are received from the public, are referred to Council for decision.

Complying Development Certificate (CDC) applications which are compliant with relevant building and development standards, are assessed and approved by Council's Senior Health and Building Surveyor, Andrew Wilson, a Building Professionals Board Accredited Certifier.

### **Current position:**

The table following this report provides details of Development Applications (DA) and Complying Development Certificate (CDC) applications dealt with under delegated authority by the Director Planning and Regulatory Services during March 2011.

Document type 20 represents Development Applications, while document type 24 represents Complying Development Certificates.

### **Relevant Reference Documents:**

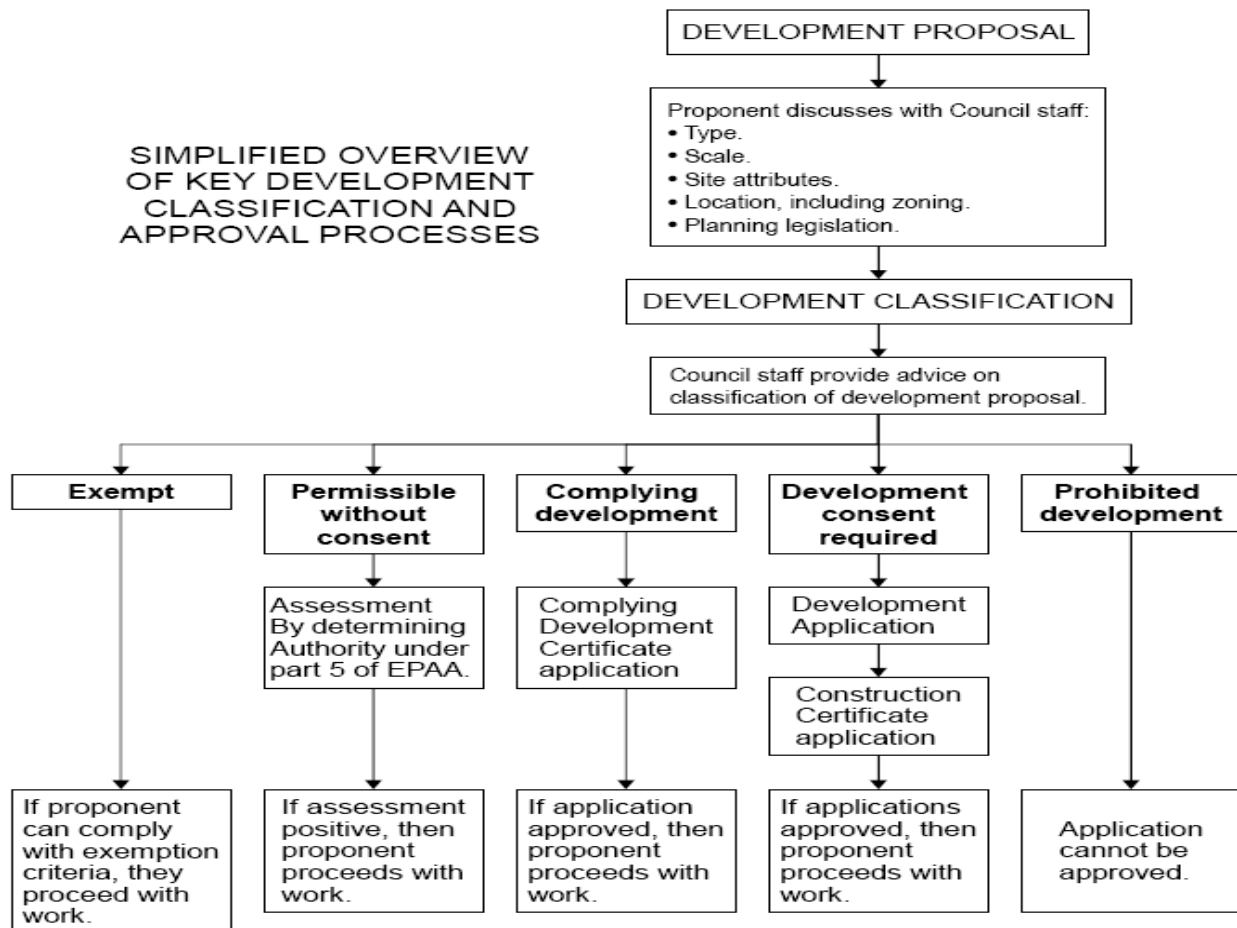
- \* Files for the respective DA and CDCs.
- \* Environmental Planning & Assessment Act 1979.
- \* Environmental Planning and Assessment Regulation 2000.
- \* State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004.
- \* State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.
- \* State Environmental Planning Policy No 60—Exempt and Complying Development, etc.

### **Governance issues:**

DAs: DAs are assessed under against a series of "matters for consideration" specified under section 79C of the Environmental Planning and Assessment Act 1979 and any relevant statutory requirements (such as regulations, Interim Development Order No 1 – Shire of Walgett and State Environmental Planning Policies). Section 80A of the Act provides that Council may impose conditions of development consent. It is appropriate and normal practice to impose conditions that are related to the nature and scale of the development, as well as the environment in which it will occur.

**CDCs:** Standards for complying development are defined by the relevant State Environmental Planning Policy (SEPP). Sub-section 85A(7) of the Environmental Planning and Assessment Act 1979 provides that Council cannot refuse a CDC application which complies with the relevant development standards and regulatory requirements (eg plans and specifications demonstrate compliance with the Building Code of Australia). Conditions that apply to a CDC are specified by the SEPP under which the application is approved.

A simplified overview of development classification and approval processes are provided in the diagram below.



### Environmental issues:

**DAs:** A Statement of Environmental Effects is required to be lodged with a DA that contains environmental information appropriate for the nature and scale of the development, as well as the setting in which it is proposed to occur. Under statutory requirements, some developments of a large scale and/or proposed for a sensitive area may require significant additional supporting environmental information.

**CDCs:** Complying development is restricted to certain types of land use, particular zones and may be excluded from environmentally sensitive areas, bush fire prone land, etc.

### Stakeholders:

Public, applicants, Council, Department of Planning

**Financial implications:**

Part of the costs incurred assessing and inspecting respective developments is recovered from application and inspection fees.

**Alternative solutions/options:**

Nil

**Conclusion:**

| Development and Complying Development Certificate Applications                                                                                                                                                                                                                                                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"><li>1. Note the report on Development and Complying Development Certificate applications dealt with under delegated authority during March 2011.</li></ol> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

ATTACHMENT A - Report - DAs & CDCs dealt with under delegated authority March 2011

| 04/13/2011                                                                                                           | Parameters:              | Date Range: Y<br>Start Date: 1/03/2011<br>End Date: 31/03/2011<br>As At Date:                                                                                                                                                   | Document Type:<br>Officer: ALL<br>Number of Days: 0<br>Stop The Clock: Yes | Page: 1    |
|----------------------------------------------------------------------------------------------------------------------|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|------------|
| Document                                                                                                             | Applicant Name / Address | Development Type<br>Property Address<br>Title Owner                                                                                                                                                                             | Determination                                                              | Received   |
| <b>Document Type: 20</b>                                                                                             |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <i>Stop the Clock</i>                                                                                                |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| 020/2011/000000002/001                                                                                               |                          | <i>Total Elapsed Calendar Days: 48<br/>Calendar Stop Days: 0<br/>Adjusted Calendar Days: 48</i><br>10 Class 1a -Single Dwelling/Dual Occupancy<br>38 Fantasia SLEIGHTNING RIDGE<br>LOT: 65 DP: 837866<br>Mr G P Dunn            | Approved - Staff Delegation                                                | 15/03/2011 |
|                                                                                                                      |                          |                                                                                                                                                                                                                                 |                                                                            | 27/01/2011 |
| <b>Officer: Ms J R Babic</b>                                                                                         |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <b>Number of Applications: 1</b>                                                                                     |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <i>Stop the Clock</i>                                                                                                |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| 020/2011/000000005/001                                                                                               |                          | <i>Total Elapsed Calendar Days: 50<br/>Calendar Stop Days: 0<br/>Adjusted Calendar Days: 50</i><br>140 Class<br>10a Garages/Carport/Shed/Verandah<br>32 Cardinal RD SLEIGHTNING RIDGE<br>LOT: 37 DP: 803512<br>Ms N M Sorokoput | Approved - Staff Delegation                                                | 31/03/2011 |
|                                                                                                                      |                          |                                                                                                                                                                                                                                 |                                                                            | 10/02/2011 |
| <b>Officer: Mr M P Goodwin</b>                                                                                       |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <b>Number of Applications: 1</b>                                                                                     |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <i>Stop the Clock</i>                                                                                                |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <i>Total Elapsed Calendar Days: 50.00<br/>Total Calendar Stop Days: 0.00<br/>Total Adjusted Calendar Days: 50.00</i> |                          |                                                                                                                                                                                                                                 |                                                                            |            |
| <b>Authority</b>                                                                                                     |                          |                                                                                                                                                                                                                                 |                                                                            |            |

| 04/13/2011                              |                                             | Parameters:                                  |                                            | Date Range: Y                               |            | Document Type:     |  | Page:2 |  |  |  |  |  |
|-----------------------------------------|---------------------------------------------|----------------------------------------------|--------------------------------------------|---------------------------------------------|------------|--------------------|--|--------|--|--|--|--|--|
|                                         |                                             |                                              |                                            | Start Date:1/03/2011                        |            | Officer:ALL        |  |        |  |  |  |  |  |
|                                         |                                             |                                              |                                            | End Date:31/03/2011                         |            | Number of Days:0   |  |        |  |  |  |  |  |
|                                         |                                             |                                              |                                            | As At Date:                                 |            | Stop The Clock:Yes |  |        |  |  |  |  |  |
| Document                                | Applicant Name / Address                    | Development Type                             | Determination                              | Determined                                  | Received   |                    |  |        |  |  |  |  |  |
|                                         |                                             | Property Address                             |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | Title                                        |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | Owner                                        |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <b>Document Type: 24</b>                |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <i>Stop the Clock</i>                   |                                             | <i>Total Elapsed Calendar Days: 8</i>        |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Calendar Stop Days: 0</i>                 |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Adjusted Calendar Days: 8</i>             |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| 024/2011/000000001/001                  |                                             | 10 Class 1a -Single Dwelling/Dual            | Approved - Staff Delegation                | 15/03/2011                                  | 08/03/2011 |                    |  |        |  |  |  |  |  |
|                                         |                                             | Occupancy                                    |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | 104 Arthur ST WALGETT                        |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | LOT: 12 SEC: 24 DP: 759036                   |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | Mr C T Thurston & Ms J S Gniewek             |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <b>Document Type: 24</b>                |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <i>Stop the Clock</i>                   |                                             | <i>Total Elapsed Calendar Days: 10</i>       |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Calendar Stop Days: 0</i>                 |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Adjusted Calendar Days: 10</i>            |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| 024/2011/000000002/001                  |                                             | 10 Class 1a -Single Dwelling/Dual            | Approved - Staff Delegation                | 31/03/2011                                  | 22/03/2011 |                    |  |        |  |  |  |  |  |
|                                         |                                             | Occupancy                                    |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | 40 Sutherland ST WALGETT                     |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | LOT: 100 DP: 806098                          |                                            |                                             |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | Murdi Paaki Regional Housing Corp            |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <b>Document Type: 24</b>                |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| Officer: Mr A R Wilson                  | <i>Average Elapsed Calendar Days: 9.00</i>  |                                              | <i>Total Elapsed Calendar Days: 18.00</i>  |                                             |            |                    |  |        |  |  |  |  |  |
| Number of Applications: 2               | <i>Average Calendar Stop Days: 0.00</i>     |                                              | <i>Total Calendar Stop Days: 0.00</i>      |                                             |            |                    |  |        |  |  |  |  |  |
|                                         | <i>Average Adjusted Calendar Days: 9.00</i> |                                              | <i>Total Adjusted Calendar Days: 18.00</i> |                                             |            |                    |  |        |  |  |  |  |  |
| <b>Report Totals &amp; Averages</b>     |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| <i>Total Number of Applications : 4</i> |                                             | <i>Average Elapsed Calendar Days: 29.00</i>  |                                            | <i>Total Elapsed Calendar Days: 116.00</i>  |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Average Calendar Stop Days: 0.00</i>      |                                            | <i>Total Calendar Stop Days: 0.00</i>       |            |                    |  |        |  |  |  |  |  |
|                                         |                                             | <i>Average Adjusted Calendar Days: 29.00</i> |                                            | <i>Total Adjusted Calendar Days: 116.00</i> |            |                    |  |        |  |  |  |  |  |
| <b>Document Type: 24</b>                |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |
| AUTHORITY                               |                                             |                                              |                                            |                                             |            |                    |  |        |  |  |  |  |  |

## **25. CLIMATE CHANGE FEBRUARY 2011 WORKSHOPS**

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Siegfredo Coralde – Director Urban Infrastructure Services  
**FILE NUMBER:** 09/1746

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### **Summary:**

This report recommends Council to accept the notes of the Climate Change Workshops held on 15 February 2011 and approve, in principle, the development of a Climate Change Policy for Walgett Shire Council.

### **Background:**

Council successfully held two workshops in February for Councillors and Staff. The Councillor workshop was held on Tuesday, 15 February and the staff workshop was held on the following day, 16 February 2011. Councillors and staff from Moree Plains and Gilgandra Shire Councils attended the workshops. Three presenters spoke on the following:

- Amy Lovesey from LGSA presented Module 1 “Introduction to Climate Change” and Module 2 “Setting the Context” of the Climate Change Action Plan.
- Fred Coralde (Walgett Shire Council) presented an overview of climate change and its causes.
- David Wolfenden (Moree Council) did a short presentation on fleet management savings at the staff workshop.

Copies of the Agendas for both days, observations of the two workshops and the Director of Urban Infrastructure Services presentation are attached.

### **Current Position:**

Council completed the introductory session of the NSW initiated Climate Change Workshop and is now able to conduct further advanced workshops if so desired.

There was a balance of sceptics and believers of climate change at the workshops.

Climate Change Awareness while becoming popular is still in its formative years.

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

NSW Green House Plan  
NSW Climate Change Action Plan 2008  
NSW Climate Impact Profile  
NSW Climate Change Council  
COAG National Climate Change Adaptation Framework  
Infrastructure Sustainability Rating Scheme  
Climate Change Adaptation Guideline  
NSW Biodiversity Strategy  
Priorities for Biodiversity Adaptation to Climate Change

**Governance issues:**

Nil

**Environmental issues:**

Some environmental issues supporting NSW Climate Change protocol might be identified should Council develop a Climate Change Policy leading to several Action Plans.

**Stakeholders:**

Walgett Shire Council  
Residents of Walgett Shire

**Financial Implications:**

Staff time in developing a Climate Change Policy and Action Plan and minor costs regarding consultation, publication and information of the documents.

**Alternative Solutions/Options:**

Council maybe advised to participate more in Climate Change Awareness in coming years. It would therefore be, in the best interest of Council as part of its strategic planning approach to Climate Change to develop a policy leading to an Action Plan.

Once the Climate Change Policy is in place, Council may need to choose the most appropriate activity where an Action Plan can be developed like Lighting Energy Conservation.

**Conclusion:**

| Climate Change Workshops                                                                                                                                                                                                                                                                                                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"><li>1. That Council note the observations of the Climate Change Workshops held on 15 &amp; 16 February 2011 at Walgett Shire Council.</li><li>2. That Council consider developing a Climate Change Policy.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Notes from 15-16th February 2011 Workshops  
Agendas from the two day workshops  
Climate Change Presentation

# Climate Change Workshops 15-16<sup>th</sup> February 2011

## Held at Walgett Shire Council Chambers

### Stakeholders

RTA, Local Councils – ROC's, Emergency Management NSW, DECCW – EPA, Transport, SES, NSW Water, Community – Indigenous Groups, Public Works, Business, Volunteers, Police, Electricity, Ag Sector – farmers, Health, Planning, Fire Services

### Councillors – 2030

**Attended:** Mayor Ian Woodcock, Mayor Doug Batten (Gilgandra), Cllr David Lane, Cllr Kelly Smith, Cllr Chris Chapman (Gilgandra), Cllr Lawrence Walford

Maintain our infrastructure for future incoming residents – attracting new people to the area.

- **Service Delivery**
  - Rate based how night road works
  - Grants – funding renewal
  - Decrease in population to fund service delivery
  - Roads Maintenance – Water carting required all the time
  - Water – GAB's supply (no river)
  - Sewer – Effectiveness of evaporation ponds
  - Community Facility – More shade, more watering, more Air Con
- **Community Services**
  - Youth aging health
- **Saving Energy**
  - Lighting, Fuels, Labour
  - Systems – solar, wind power, Nuclear Energy Plant
- **Introduction of Manufacturing plants**
  - Better Rail System transport
- **Recycle**
- **Reduction**
  - Renewable energy (solar and wind), No night time sport, Electric vehicle fleet, Energy Efficiency (Master Switch), Less street lighting (switch off at midnight) Promote nuclear energy, Recycling

## **Needs**

1. Funding – resourcing
2. Need leadership from Federal Government
  - a. Nuclear
  - b. Solar Power
  - c. Constant Power
3. Community Desire
4. Commonsense
5. Proven Science

**Info – Increase of Temperature + decrease of rain**

**To be explained**

## **Impacts 2030**

Temperature – heat – people move away, rates increase, need shade, need cooling

Extremes

Rainfall – need more watering, town water supply from rivers – need water from GAB

Road Maintenance – dirt roads

Effects on sewerage treatment

(based on CSIRO 2007)

## **Solutions**

Recycling, Solar street lighting, No night time sports??, Electric vehicles, Energy decrease switch off one switch, Decrease street lighting switch off at midnight, Nuclear Energy, Employment manufacturing, rail, solar, wind, grants – cost to apply (salaries),

## **Next Steps**

Reduce Environmental Damage

Cost effective measures, save money, reduce energy consumption

Develop a plan for council or through OROC

Minimise impact on communities of legislation

Solar powered/ LED Street Lighting

Be aware of commercial opportunities eg trees as offsets

Involve ROC – OROC 11 Councils

Liaise with Government Departments

Community Consultation

## **Staff**

**Attended:** Don Ramsland (GM), Fred Coralde, Ian Taylor, Matthew Goodwin, Susan Hillier, Susanna Jones, Garry Molloy, Tekin Colak, Anthony Leeder, Greg Leersen, Prafulla KC, Barry Murray, David Wolfenden (Moree), Kylie Kerr (Moree), Emily Doolan (Gilgandra)

**Ian Taylor, Kylie Kerr (Moree), Greg Leersen - 2050**

## **Service Delivery**

- Increase impact on road during summer due to flooding
- Isolated properties
- Demand for more water increases

## **Related Services & Service Providers**

- Increase demand on welfare services
- Increased need for Emergency Management Services
- Increase Health Services
- Increased need for fire protection/services

## **Personnel**

- Increase in contractors due to workload requires eg more work during winter fixing damaged roads from summer
- Increase temperature = increased fatigue = less productivity = need for improved technical devices
- More difficult to get good staff

## **General Public**

- Population remain same
- Reduced farming (winter cropping)
- Reduced tourism in summer

## **Systems and Equipment**

- Plant operating in higher temperatures

## **Admin and Support**

- More in-depth planning

**David Wolfenden (Moree), Emily Doolan (Gilgandra),  
Matthew Goodwin - 2030**

**Assumed there will be less water due to hotter temperatures:**

- Managing demand will be a priority
- Probably less river water for use
- Probably greater demand for ground water
- Parks and gardens may take a lower priority and/or be reduced in number and extent
- Cost of road works could increase due to reduced water availability

**Assumed there will be more intense flood events:**

- Negative impact council water supply quality
- Negative impact on roads/bridges/levee banks/ water infrastructure/ sewer infrastructure

**Garry Molloy, Susan Hillier, Prafulla KC - 2030**

**Increased Heat**

- 2 shifts for outdoor workers/admin & support – siesta (like in Spain) in middle of the day
- Early morning starts – 5am (change of routine)
- More water for parks to be maintained/affect trees drying – plant more drought tolerant trees and closer together
- River water dry out – more bacteria
- Electricity cost increase for air con – harder on air con to run
- Heatwave – more sick days for personnel – dehydration/headaches/heatstroke/ heat makes people uncomfortable and aggressive/irritable
- Water treated more – go to bore water
- Extra water tanks for Council infrastructure
- Higher water restrictions – General Public
- Recycling water programs
- Solar and Wind Energy/ biofuels / Biogas (from cow manure)
- Hydrogen Power energy supply
- Waterless toilets
- Bring back the long drop toilets
- Heat – drought – ground contracts moves infrastructure – piping
- Higher Electricity costs

- Electrical appliances will overheat – houses/buildings need more insulation eg Straw Bale Buildings R8
- Rail network will buckle in excessive heat
- Roads – bleeding and soft, melting bitumen, concrete roads – crack, back to dirt/gravel roads
- Investigate road surface with high melting point
- Suspension bridges affected
- Sports indoors – not outdoors

## **Susanna Jones, Anthony Leeder, Barry Murray - 2030**

### **Hotter**

- Greater Fire Danger
- More vegetation control
- More control plans for communities
- More Air Con greater need for energy – higher costs
- Assets & Equipment – Road deterioration and more maintenance
- More storms – mosquito plaques/new bugs
- Pressure to move to other power sources
- Sun stroke and heat related illness for general public
- More incentives given to hospitals to attract staff

### **Drier**

- Drought
- Water restrictions
- Less employment – harder to employ staff
- Population shift
- More reliance of Government funding

## **Further Information Required**

Kyoto targets – Germany, and others – have they reached the target?????

Integrated Planning and Reporting – climate change

## **Why Act???**

- Government Requirement
- Community demand of elected representatives
- Will become more expensive if we don't act
- Economic benefit – hard dollars
- Duty of care to community
- Social impacts/disruption, loss of life, inconvenience, evacuations, animals
- Intergenerational considerations – future
- Sustainability
- Minimise impacts easier than adapting

## **Next Steps**

1. Form Steering Committee 4-5 people – GM, Senior Officers, Council
2. Risk Assessment
3. Building Support with senior staff
4. Alliance
5. Further info/investigate – roads, water, landfill – regional
6. Objectives: goals short and long term and build into existing plans
7. Immediate – Suggestion box in office and depots, teams, cultural change



## Climate Change Action Planning Workshop Program for Council Employees

### Climate Change: - Make a Difference – Meet the Challenge

Hosted by Walgett Shire Council  
9.50am – 3.30pm, Wednesday 16th February 2011  
Council Chambers, Fox Street Walgett

- |                  |                                                                                                                                                                 |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 9.50am           | Registration & Morning Tea on arrival                                                                                                                           |
| 10.10am          | Official Workshop Opening<br><i>Mayor Ian Woodcock</i>                                                                                                          |
| 10.20am          | Overview of Climate Change<br><i>Siegfredo Coralde, Director of Urban Infrastructure Services, Walgett Shire Council</i>                                        |
| 10.30am          | Introduction to Climate Change<br><i>Amy Lovesey, Local Government and Shires Associations of NSW (LGSA)</i>                                                    |
| 12.00            | Lunch                                                                                                                                                           |
| 12.40<br>12.45pm | <i>David Wolfenden (Moree Plains Shire Council) – Fleet Management</i><br>Setting the Context: Climate Change in the Western Region<br><i>Amy Lovesey, LGSA</i> |
| 2.00pm           | 'Telling the Truth' DVD                                                                                                                                         |
| 2.30pm           | What Next?<br><i>Amy Lovesey, LGSA</i>                                                                                                                          |
| 3.00pm           | Afternoon Tea                                                                                                                                                   |
| 3- 3.30pm        | Community of Practice meeting for invited guests                                                                                                                |

*Please leave the evaluation forms on the tables or return to a facilitator*

#### **About the Workshop**

This workshop will provide an introduction to the science of climate change and explore how climate change may affect the region, particularly council operations and services. The presentations and activities in this workshop are from the Climate Change Action Planning Workshop Package, developed by the Local Government and Shires Associations of NSW (LGSA) to assist Local Government in addressing climate change. The Workshop Package and climate change related news, events, case studies and resources can be found at the LGSA's Climate Change Action Pack website: [www.lgsa-plus.net.au/climatechangeactionpack](http://www.lgsa-plus.net.au/climatechangeactionpack). This project has been funded by the NSW Government through its Environmental Trust.



## Climate Change Action Planning Workshop Program for Councillors

### Climate Change: - Make a Difference – Meet the Challenge

Hosted by Walgett Shire Council  
10am – 4pm, Tuesday 15th February 2011  
Council Chambers, Fox Street Walgett

- |                |                                                                                                                                 |
|----------------|---------------------------------------------------------------------------------------------------------------------------------|
| <b>10.00am</b> | <b>Registration &amp; Morning Tea on arrival</b>                                                                                |
| <b>10.20am</b> | <b>Official Workshop Opening</b><br><i>Mayor Ian Woodcock</i>                                                                   |
| <b>10.30am</b> | <i>Overview of Climate Change</i><br><b>Siegfredo Coralde, Director of Urban Infrastructure Services, Walgett Shire Council</b> |
| <b>10.45am</b> | <b>Introduction to Climate Change</b><br><i>Amy Lovesey, Local Government and Shires Associations of NSW (LGSA)</i>             |
| <b>12.00</b>   | <b>Lunch</b>                                                                                                                    |
| <b>1.00pm</b>  | <b>Setting the Context: Climate Change in the Western Region</b><br><i>Amy Lovesey, LGSA</i>                                    |
| <b>2.30pm</b>  | <b>'Telling the Truth' DVD</b>                                                                                                  |
| <b>3.00pm</b>  | <b>Afternoon Tea</b>                                                                                                            |
| <b>3.30pm</b>  | <b>What Next?</b><br><i>Amy Lovesey, LGSA</i>                                                                                   |
| <b>4.00pm</b>  | <b>Close</b>                                                                                                                    |

*Please leave the evaluation forms on the tables or return to a facilitator*

#### **About the Workshop**

This workshop will provide an introduction to the science of climate change and explore how climate change may affect the region, particularly council operations and services. The presentations and activities in this workshop are from the Climate Change Action Planning Workshop Package, developed by the Local Government and Shires Associations of NSW (LGSA) to assist Local Government in addressing climate change. The Workshop Package and climate change related news, events, case studies and resources can be found at the LGSA's Climate Change Action Pack website: [www.lgsa-plus.net.au/climatechangeactionpack](http://www.lgsa-plus.net.au/climatechangeactionpack). This project has been funded by the NSW Government through its Environmental Trust.

## **26. WALGETT LEVEE REHABILITATION AND REFURBISHMENT**

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Siegfredo Coralde – Urban Infrastructure Services  
**FILE NUMBER:** 09/1505

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### **Summary:**

This report recommends Council note the March 2011 Status Report prepared by the NSW Services, Technology and Administration (formerly the NSW Department of Public Works).

### **Background:**

On 15 March 2005, Council commissioned the NSW Department of Public Works to undertake the Walgett Levee Rehabilitation Program in five stages:

- Stage 1 – Submission of Strategy Report
- Stage 2 – Submission of Desktop Flood Review Report
- Stage 3 – Submission of Preliminary Environmental Planning Overview (PEPO)
- Stage 4 – Submission of Design and Documentation
- Stage 5 – Construction

In May 2006, the NSW Public Works completed Stages 1 to 3. However, due to some concerns regarding the flood modelling report, Stage 4 was not completed on the anticipated due date.

In September 2008, after a joint meeting was held at Walgett Shire among representatives of Council, NSW Department of Water and NSW Services, Technology and Administration, the NSW STA continued its Remodelling (Mike 11) Analysis to meet the requirements of NSW Department of Water. The additional survey and flood remodelling analysis was completed in July 2010. The NSW Department of Water accepted this analysis and with Council's concordance, Stage 4 was commenced.

### **Current Position:**

Tremendous delays occurred in getting this project completed on time. The report showed that Stage 4 is 95% complete as at this stage. Designers are currently calculating absolute quantities based on the design drawings for preparation of the pre-construction estimates.

The March 2011 Report highlighted the following actions to be resolved by Council:

- a) Location of borrow areas on TSR south of Walgett with Rural Lands Protection board (RLPB).
- b) Provide the details of existing pump stations
- c) Manage all land matters associated with the alignment of the levee (easement, acquisitions, etc)
- d) Program of community consultation

Council staff will start resolving the above issues appropriately.

**Relevant Reference Documents/Policies:**

Walgett Levee Strategy Report  
Desktop Flood Review  
Preliminary Environmental Planning Overview  
Walgett Modelling Report – Version 1 2008  
Walgett Remodelling Report – Version 2 (Mike 11) 2010  
DUIS 27 July 2010 Council Report - Walgett Levee Design Status Report

**Governance issues:**

The project is slow moving and is difficult to manage. The NSW Department of Water controls the supervision and administration of planning, survey, design and procurement of this project.

Communication between Walgett Shire Council and NSW Services, Technology and Administration are not encouraging.

**Environmental issues:**

Walgett levee ensures the community of very minimum flood risk exposure once it is fully refurbished.

**Stakeholders:**

Walgett Shire Council  
Walgett Shire Ratepayers

**Financial Implications:**

The total project cost is \$500,000. Council shared \$50,000 (10%) while the State and the Federal governments equally contributed the remaining balance of \$450,000 (90%) of the project.

**Alternative Solutions/Options:**

Nil

**Conclusion:****Walgett Levee Rehabilitation and Refurbishment****Motion:**

1. That Council note the March 2011 status report on the Walgett Levee Rehabilitation and Refurbishment project.

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

**CARRIED**

**Attachments:**

Status Report – March 2011

# Walgett Shire Council

## Walgett Levee Rehabilitation and Refurbishment



Status Report - March 2011



Services,  
Technology &  
Administration

PROJECT SCOPE:

Walgett is located on the Namoi River near its confluence with the Barwon River and is currently protected from flooding by an 8.7km long levee system, which surrounds the town.

Following an audit of the existing town levee in 1991, Walgett Council has decided to rehabilitate & refurbish the existing levee.

Council's has selected a preferred alignment (Alignment 2a) which allows for the refurbishment of the existing 8.7 km levee and a 3.2km extension of the levee to protect Council's sewerage treatment plant and the garbage tip (located west of the sewerage treatment plant).

The project is being undertaken in stages to allow a more detailed and accurate approach to determining the full extent of the project scope:

|         |                                                            |
|---------|------------------------------------------------------------|
| Stage 1 | Review of existing data and preparation of Strategy Report |
| Stage 2 | Desktop flood study                                        |
| Stage 3 | Preliminary Environmental Planning Overview (PEPO)         |
| Stage 4 | Design and documentation                                   |
| Stage 5 | Procurement.                                               |

|         | Anticipated Start | Anticipated Completion | Status       |
|---------|-------------------|------------------------|--------------|
| Stage 1 | July 04           | Aug 04                 | Complete     |
| Stage 2 | Dec 04            | Dec 05                 | Complete     |
| Stage 3 | Jan 06            | May 06                 | Complete     |
| Stage 4 | May 07            | 24/12/10               | 90% complete |
| Stage 5 | TBA               |                        |              |

PROJECT FUNDS: (exclusive of GST)

| Item                                           | Approved Funds       | Cost to Date      |
|------------------------------------------------|----------------------|-------------------|
| <b>Current Approved Project Funds:</b>         |                      |                   |
| Review of existing data                        | \$ 15,000            | \$ 15,000         |
| PEPO                                           | \$ 8,900             | \$ 8,900          |
| Desktop flood study                            | \$ 10,000            | \$ 10,000         |
| Project Management                             | \$ 58,800            | \$ 48,000         |
| Design & documentation                         | \$ 528,900           | \$ 391,489        |
| - V01 - Additional geotech                     | \$ 12,680            | \$ 12,680         |
| - V02 - Additional survey and flood modelling. | \$ 25,246.45         | \$ 25,246         |
| Total Funds (App'd + Pending)                  | <b>\$ 659,526.45</b> | <b>\$ 511,315</b> |

KEY PROJECT CONTACTS:Walgett Shire Council (WSC):

Siegfredo (Fred) Coralde (Director Urban Infrastructure Services) Tel: 6828 6125

NSW Office of Water:

Neil Albert: Tel: 6701 9624

Department of Commerce (DoC):

Chris Evans (Risk Manager): Tel: 6885 9301

Greg Wilkinson (Project Manager): Tel: 6885 9322

John Dixon (Design Manager): Tel: 9372 7846

PROJECT SUMMARY:

- ◆ Approval was received from Council on 15/03/05 to undertake a review of existing data and prepare an initial Strategy Report for the project. The final Strategy Report was issued to Council on 01/12/2005.
- ◆ A desktop flood study (review of available data plus add gauge data) was approved by Council on 29/08/05 and the resultant findings (DC05151) was issued to Council on the 21/11/2005.
- ◆ As requested by Council at a meeting of 21/11/2005 a proposal to undertake Project Management of the Investigation, Design and Environmental Assessment was submitted to Council on 05/01/2006. Approval to proceed was received from Council on 19/01/2006.
- ◆ Council approved the undertaking of a Preliminary Environmental Planning Overview (PEPO) on 19/01/2006. The PEPO was required to determine the level of Environmental Assessment needed for the project. The completed PEPO report was presented to Council on 03/05/2006.

PROGRAM

The anticipated program is as follows:

Stage 1 – Strategy Report

Stage 2 – Desktop Flood Review

Stage 3 – PEPO

Stage 4 – Design & Documentation

Stage 5 - Construction



Contact: Fred Coralde  
Telephone: 02 6828 6125  
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Project Management

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- ◆ A proposal for design and documentation was submitted to Council on 20/11/2006. Conditional approval was received from Council on 20/12/2006 however, following discussions with Council and DNR a revised proposal (P06083 Rev 1) was submitted on 17/04/2007. Approval to proceed was received from Council on 19/04/2007.
- ◆ Following discussions with Council regarding the option for further geotechnical investigation, a revised proposal was submitted to Council on 16/08/2007. Subsequent approval for the variation was received from Council on 28/08/2007.
- ◆ Approval for additional survey work and flood modelling was received from Council on 09/12/09.
- ◆ Revised Concept design (based on the completed flood study) was issued to Council for Comment. Comments were received from Council on 10/01/11. Concept Design Report has been completed
- ◆ Designers are currently calculating quantities based on the design drawings, for preparation of the pre-construction estimate. Quantities and Cost Estimate is scheduled for completion on 22/04/11
- ◆ The Current program for completion of all the design drawings is end April 2011.
- ◆ Refer to attached program for completion of design activities.

#### ISSUES & ACTIONS TO BE RESOLVED:

#### PROJECT STATUS:

- ◆ A site inspection of the levee and proposed borrow areas was undertaken by the designers on the 14-15/06/07.
- ◆ Stage 1 (Strategy Report), Stage 2 (Desktop Flood Review) & Stage 3 (PEPO) are complete
- ◆ Survey field work for the levee rehabilitation and flood study commenced on the 20/08/07 and has been completed.
- ◆ Geotechnical investigation work has been completed 12/03/08;
- ◆ Archaeological, Aboriginal Heritage Assessment and Flora/Fauna survey has been carried out. The draft Environmental Assessment has been prepared and a Public Submission has been exhibited at Council.  
Draft REF has been updated in relation to agency name changes, etc. and to make sure haven't overlooked any legislative changes; will be completed with latest concept design plan drawings that will form Appendix A of the REF.
- ◆ The Flood study including additional approved work was completed on 03/09/2010.

- ◆ A program for construction needs to be established in accordance with available cashflows. This will determine the contract packaging of works.
- ◆ Walgett Shire Council to discuss location of borrow areas on TSR south of Walgett with Rural Lands Protection Board (RLPB).
- ◆ Details of existing pump stations - layout and configuration etc required; Council to provide.
- ◆ Walgett Shire Council to manage all Land matters associated with the alignment of the levee (easement, acquisitions etc);
- ◆ Program of Community Consultation to be arranged and undertaken by Walgett Shire Council



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# WALGETT SHIRE COUNCIL AGENDA



An A3 version of this attachment is provided under separate cover for Councillors.

## **27. STRATEGIC PLANT REPLACEMENT PROGRAM 2010 – 2024 – 500HP PRIME MOVER & FLOAT OPTIONS**

**REPORTING SECTION:** Executive Engineer  
**AUTHOR:** Ian Taylor – Executive Engineer  
**FILE NUMBER:** 09/1260

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### **Summary:**

Council conducted a workshop in relation to its Strategic Plant Replacement Program after the February 2011 Council meeting. A plant working group was subsequently formed which met on 8 April 2011. The working group was unable to make a recommendation with the information they had requested, therefore this report is provided to document the findings of that working group and provide further information.

### **Background:**

Council has had the replacement of Plant 5210 a 6x4 Tipper, and prime mover for council's large plant trailer scheduled to be replaced for over 24 months. It is due to be replaced because of its age, condition, and not being fit for purpose. It was approved for purchase in 2009/2010, but deferred due to budget limitations and higher priorities in that year, and has been deferred by Council ever since.

### **Current Position:**

The working group discussed a range of possible plant items to purchase instead of Plant 5210. All are a compromise, as council owns only one 6x4 tipper, which is required to undertake a very broad range of tasks including: moving plant, geofabric, pipes & grids, emergency flood repairs, culvert work, work on confined sites, transport of gravel from stockpile to heavy patches, etc. These options are detailed as follows using SWOT analyses considering: (a) Outsource this work, (b) Keep the existing plant, (c) 50T GCM Truck & Dog, (d) 70T GCM Prime Mover (90T GCM Specification), (e) Quick Release Dirt/Rock body, (f) Tri-axle Semi Dirt/Rock trailer (side tipper), (g) Tri-axle Step-deck Plant Trailer, and (h) Tri/quad-axle Plant Float.

| <b>Outsource this work</b>                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Only pay for what you need</li> <li>• Potentially have choice of a range of different plant to suit individual tasks</li> </ul> | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Higher cost than owning well utilised plant (plant 5210 does 1,200-1,500 timesheet hours per year)</li> <li>• Plant not always available when required (as is current experience for gravel haulage and plant float)</li> <li>• Operator not available to carry out other tasks on site – must be paid for waiting time</li> </ul>                           |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Support local economy through contractor profits</li> <li>• Contractors may have a lower cost of operating</li> </ul>       | <b>Threats</b> <ul style="list-style-type: none"> <li>• Diminished council productivity due to profits going to contractors</li> <li>• Limited incentives to work for council when contractor has work with more favoured clients</li> <li>• Monopolistic and collusive trade practices in a small market (consider “walgett gravel carters” saga) resulting in diminished productivity though higher prices</li> </ul> |

| <b>Keep the existing plant</b>                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-----------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Nil</li> </ul>                                                          | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Plant bought in 1995, trailer 2<sup>nd</sup> hand</li> <li>• \$15K - \$35K spent per annum in repairs to truck due to age and specification (excluding servicing, down-time costs)</li> <li>• Tipping body needs replacement/refurbishment ASAP</li> <li>• Trailer has already been extended to accommodate loader, which still overhangs front</li> <li>• Trailer brakes are a high maintenance item and upgrading is not practical</li> <li>• GCM is inadequate</li> <li>• Inadequate size body for heavy patching work</li> <li>• Operators dislike having to use plant that is not fit for purpose</li> </ul> |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Force council into outsourcing work to local contractors</li> </ul> | <b>Threats</b> <ul style="list-style-type: none"> <li>• Plant will soon become unserviceable</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

| <b>50T GCM Truck &amp; Dog</b>                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Can work well on confined sites</li> </ul>                                                        | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Plant trailer length limited close to existing – cannot move a grader, 12 metre pipes</li> <li>• Limited availability of down-time replacement</li> <li>• Cannot transport both sufficient gravel capacity and plant to site in one trip</li> </ul>                                                                                                          |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Can transport adequate gravel for heavy patching IF purchase Dirt/Rock Dog Trailer</li> </ul> | <b>Threats</b> <ul style="list-style-type: none"> <li>• Cannot upgrade combination to road train or HPV</li> <li>• To take advantage of 50T GCM carrying plant, the plant trailer must be a quad-dog configuration due to a height restriction of 3.5m on 3-axle dog trailers under the “Class 3 Truck &amp; Dog Trailer Notice 2010”</li> <li>• See Annex A (1) for ability to travel over-width at 50T GCM</li> </ul> |

| <b>70T GCM Prime Mover (90T GCM Specification)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• GCM adequate for 2-trailer operation</li> <li>• GCM adequate for use as prime mover for heavy plant float</li> <li>• Down-time replacement readily available</li> </ul>                                                                                                                                                                                                                                                                                                                                                 | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Nil</li> </ul>                                                                                                                                                           |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Can be upgraded to road train configuration at minimal cost</li> <li>• Can be used for additional tasks (e.g. haul water cart trailer, breast screen trailer, etc) if spare utilisation available</li> <li>• Can transport adequate gravel for heavy patching IF purchase tri-axle semi dirt/rock trailer</li> <li>• Can transport grader, 12 metre pipes IF purchase tri/quad axle step-deck plant trailer or float</li> <li>• Can work well on confined sites IF purchase Dirt/Rock quick release body</li> </ul> | <b>Threats</b> <ul style="list-style-type: none"> <li>• See Annex A (2) for ability to travel as a truck and single trailer over 19 metres length</li> <li>• See Annex A (4) for ability to travel with over-width plant</li> </ul> |

| <b>Quick Release Dirt/Rock Body</b>                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                    |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Allows prime mover to work well on confined sites</li> <li>• Avoids need to initially purchase both a plant trailer and a dirt/rock trailer</li> </ul> | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Slightly higher tare mass than purpose-built tipper</li> </ul>                                                                                                                                                                                                                          |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Allows plant to operate as both a prime mover and rigid truck</li> </ul>                                                                           | <b>Threats</b> <ul style="list-style-type: none"> <li>• A poor quick release system may mean that the body is not swapped-over</li> <li>• Need to specify prime mover to suit mass and dimensional limits for a plant float or long dog plant trailer may constrain effectiveness as tipper (wheelbase may need to be especially short)</li> </ul> |

| <b>Tri-axle Semi Dirt/Rock trailer (side tipper)</b>                                                                                                                     |                                                                                                                |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Can transport adequate gravel for heavy patching</li> <li>• Down-time replacement readily available</li> </ul> | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Less suitable for work on confined sites</li> </ul> |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Can be rated for road train configuration</li> </ul>                                                       | <b>Threats</b> <ul style="list-style-type: none"> <li>• Nil</li> </ul>                                         |

| <b>Tri-axle Step-deck Plant Trailer</b>                                                                                                                                  |                                                                                                                                                                               |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Can transport a grader, a roller, 12 metre pipes</li> <li>• Down-time replacement readily available</li> </ul> | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Trailer cannot exceed 13.7m in length to be used in a road train configuration</li> </ul>                          |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Can be rated for road train configuration</li> </ul>                                                       | <b>Threats</b> <ul style="list-style-type: none"> <li>• See Annex A (5) for ability to transport stabilising plant without uncoupling attachment (mass constraint)</li> </ul> |

| <b>Tri/quad-axle Plant Float</b>                                                                                                                                                                                                                                                  |                                                                                                                                                                                                            |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Strengths</b> <ul style="list-style-type: none"> <li>• Can transport a grader, a roller</li> <li>• Down-time replacement readily available</li> </ul>                                                                                                                          | <b>Weaknesses</b> <ul style="list-style-type: none"> <li>• Cannot be used in road train configuration</li> <li>• Cannot transport both sufficient gravel capacity and plant to site in one trip</li> </ul> |
| <b>Opportunities</b> <ul style="list-style-type: none"> <li>• Mass rating can exceed that of step-deck plant trailer</li> <li>• Can be of deck/chassis-widening configuration to accommodate over width plant</li> <li>• Trailer may be greater than 'standard' length</li> </ul> | <b>Threats</b> <ul style="list-style-type: none"> <li>• May have restricted hours of operation due to permit conditions</li> </ul>                                                                         |

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

Plant Replacement Program 2011 Version 06  
Motor Vehicle Policy and Procedures  
Procurement Policy and Procedures

#### **Governance issues:**

Council must approve acquisitions over \$150,000 and these must be tendered in accordance with the Local Government Regulation.

#### **Environmental issues:**

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

#### **Stakeholders:**

Council Staff  
Plant Hire Contractors  
RTA as Principal of RMCC

#### **Financial Implications:**

The Strategic Plan is funded through internal hire rates charged to users/program/project areas. Expenditures will be maintained within approved limits by, if necessary, delaying replacement of one or two items until 2011-2012 or revising the specification downwards of less critical plant items.

The required expenditure for this item is well within the annual replacement income received from plant.

The acquisition of the plant item(s) will be through an existing panel tender arrangement complying with the Local Government (General) Regulation, or shortlisted suppliers from the original public call tenders conducted.

Plant is generally acquired using one of a range of panel contracts provided through Local Government Procurement, Procurement Australia, Regional Procurement, NSW Buy, and similar organisations. These contracts have continually improved market access, price, and efficiency of procurement over the last few years.

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

Consideration was given at the working group to a number of different options. These have been detailed above as the current position of the working group.

### **Conclusion:**

From the above analysis, the following conclusions are suggested:

- (a) Council should own this plant and NOT outsource this requirement;
- (b) The plant should be fit for purpose;
- (c) Council should purchase a 70T GCM plated Prime Mover;
- (d) The optimal combination is: (i) a quick release dirt/rock body on a prime mover, and (ii) a tri-axle step-deck plant semi-trailer, and (iii) a road train converter dolly, and (iv) a tri-axle dirt/rock body side tipping semi-trailer.
- (e) The priority of purchase should be: (i) the prime mover with quick release body and tri-axle step-deck plant semi-trailer; and (ii) road train converter dolly and tri-axle side tipping semi-trailer
- (f) The approval to call tenders/quotations should not be delayed.

| <b>Strategic Plant Replacement Program 2010 – 2024 – 500hp Prime Mover &amp; Float Options</b> |
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| <b>Recommendations:</b> |
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- |                                                                                                                                                                                                                                                                                                                                                      |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. Council endorses the acquisition of a 70T GCM plated Prime Mover with quick release dirt/rock tipping body and tri-axle step-deck plant semi trailer and proceeding to call quotations from suppliers empanelled in accordance with the Local Government (General) Regulation 2005 subject to funds being made available in the 2011/2012 budget. |
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| <b>Moved:</b> |
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|------------------|
| <b>Seconded:</b> |
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### **Attachments:**

Annex A – to be provided under separate cover

## **Reports of Committees**

Nil

## **Questions for the next Meeting**

## **Confidential Reports/Closed Council meeting**

Under Separate Cover

## **Close of Meeting**