

AGENDA FOR ORDINARY COUNCIL MEETING

27th November 2012

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 **Burren Junction RSL Club** on **27 November, 2012** commencing at 10.00am to discuss the items listed in the Agenda.

- Please note that the bus will be leaving from the back of the Council Chambers at 8:00am

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. Mr Gary Mottau Director Hill Rogers Spencer Steer Chartered Accountants will present the Auditor's Report on Council's 2011/2012 Financial Statements**

**6. Mr Glenn Inglis from the Independent Local Review Panel will address Council in respect of the Panel's Role in Local Government Reform**

**7. Public Forum Presentations (Nil)**

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

**8. Declaration of Pecuniary/Non Pecuniary Interests**

**9. Confirmation of Minutes/Matters Arising.....Pg 5**

**10. Reserve Trust Management Committee Reports**

1. Collarenebri (R82811) Reserve Trust.....Pg 29
2. Collarenebri Earl Park (R78775) Reserve Trust.....Pg 31
3. Lightning Ridge (R230055) Reserve Trust.....Pg 34

**11. Mayoral Minutes**

**12. Motions of which Notice has been given**

**13. Presentation of Petitions**

**14. Councillor's Questions from Last Meeting.....Pg 38**

**15. Reports of Delegates and Representatives**

4. Collarenebri Precinct Meeting.....Pg 41
5. OROC Meeting Minutes.....Pg 45

**16. Reservation of items for Debate**

**17. Reports of Officers**

**GENERAL MANAGER**

6. Council's Decision Action Report – October .....Pg 51
7. Circulars received from the NSW Local Government & Shires Association of NSW.....Pg 74

## **WALGETT SHIRE COUNCIL AGENDA**

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| 12. Reporting on Disclosure Returns.....                                                                             | Pg 92  |
| 13. Review of Council's Precinct Committee Concept.....                                                              | Pg 95  |
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| 29. Development and Complying Certificate Applications..... | Pg 153 |

### **DIRECTOR URBAN INFRASTRUCTURE SERVICES**

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| 30. Review of Urban Meter Policy.....                    | Pg 158 |
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| 33. Review of Policy- Gates & Grids on Public Roads.....                                            | Pg 165 |
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## **19. Questions for the Next Meeting**

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## **Close of Meeting**

**Apologies**

Nil

**Welcome to Visitors**

N/A

**Declaration of Pecuniary/Non Pecuniary Interests**

N/A

**Confirmation of Minutes/Matters Arising**

**Minutes of Council meeting – 23<sup>rd</sup> October 2012**

**Recommendation:**

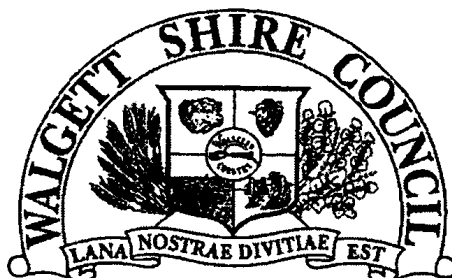
That the minutes of the Council meeting held 23<sup>rd</sup> October 2012 having been circulated, be confirmed as a true and accurate record of that meeting.

**Moved:**

**Seconded:**

**Attachment :**

Council Committee Minutes 23<sup>rd</sup> October 2012



## **MINUTES FOR ORDINARY COUNCIL MEETING**

**23<sup>rd</sup> October, 2012**

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 **Walgett Shire Council Chambers** on **23<sup>rd</sup> October, 2012** commencing at 10:17am to discuss the items listed in the Agenda.

Don Ramsland  
GENERAL MANAGER

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### 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
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#### **Relatives, Partners**

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

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- 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.
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#### **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 or 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:
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**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)**

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**Non-Pecuniary Interest** – Must be disclosed in meetings.

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#### **Disclosure to be Recorded (S453 Act)**

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# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD AT WALGETT SHIRE COUNCIL CHAMBERS ON TUESDAY 23<sup>rd</sup> October, 2012 AT 10:17AM

#### PRESENT

Clr B Murray (Mayor)  
Clr R Greenaway  
Clr J Keir  
Clr Martinez  
Clr Cooper  
Clr Taylor  
Clr L Walford  
Clr I Woodcock  
Don Ramsland (General Manager)  
Stephen Holland (Director Corporate Services)  
Matthew Goodwin (Director Planning & Regulatory Services)  
Raju Ranjit (Director Engineering Services)  
Fred Coralde (Director Urban & Infrastructure Services)  
Yasmin Jones (Minute Secretary)

#### Welcome to Visitors

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

#### Apologies

10/2012/1 APOLOGIES – 23<sup>rd</sup> October, 2012

#### Resolved:

That apologies from Clr Lane be accepted and leave of absence granted.

Moved: Clr Greenaway

Seconded: Clr Keir

CARRIED

#### Public Forum Presentations

Nil

#### Declaration of Pecuniary/Non Pecuniary Interests

Clr Keir declared a Pecuniary Interest in item 23- Monthly RMCC Flood works report and item – 24 Monthly Flood works report from Director Engineering Services as her family is currently operating contract plant.

Clr Martinez declared a Pecuniary Interest in item 23- Monthly RMCC Flood works report and item – 24 Monthly Flood works report from Director Engineering Services as his family is currently operating contract plant.



# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### Confirmation of Minutes

#### 10/2012/2 Minutes of Council meeting – 25<sup>th</sup> September 2012

**Resolved:**

That the minutes of the Council meeting held 25<sup>th</sup> September 2012 having been circulated, be confirmed as a true and accurate record of that meeting.

**Moved:** Cllr Keir

**Seconded:** Cllr Cooper

**CARRIED**

### Matters Arising

Nil

### Reserve Trust Management Committee Reports

Nil

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### Mayoral Minutes

#### **MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION ONLY FROM THE MAYOR**

REPORTING SECTION: Governance  
AUTHOR: Cllr Bill Murray

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The events attended by the Mayor in late September / Mid October 2012 are listed below.

Friday 28<sup>th</sup> September 11 am

Attended the Police Remembrance Day Church Service held at the Walgett Church of England Church.

Thursday 4<sup>th</sup> October 11 am

Welcomed members of the Barwon Group of the Country Women's Association, to the Annual General Meeting held at the Lightning Ridge District Bowling Club.

Friday 5<sup>th</sup> October

Opened the Ken Coleman Memorial Rodeo held at the Colliarenebri Racecourse.

Saturday 6<sup>th</sup> October

Attended the Carinda Wool day.

Tuesday 16<sup>th</sup> October

Attended meeting with the General Manager & Mr Ken Campbell Regional Manager for Grain Corp.

Thursday 18<sup>th</sup> October

Attended the Local Area Traffic Committee Meeting held in Walgett Shire Council Committee Room.

|                                                                                                                                                                                                                   |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>10/2012/3 Matters Generally for Brief Mention or Information only from the Mayor</b>                                                                                                                           |
| <b>Resolved:</b><br><br>That the matters listed by the Mayor for brief mention or information only be received and noted.<br><br><b>Moved:</b> Cllr Keir<br><b>Seconded:</b> Cllr Greenaway<br><br><b>CARRIED</b> |

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

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

Nil

### **Presentation of Petitions**

N/A

### **Councillors Questions From Last Meeting**

#### **Clr Greenaway**

##### **Question 1:**

When will the new boat ramp be installed on the river at Collarenebri?

##### **Response:**

The Director of Engineering Services has advised the boat ramp will be installed in November 2012.

##### **Question 2:**

When will the toilet be installed at the Collarenebri Tennis Club House as money has been placed in reserves?

##### **Response:**

The Director of Urban Infrastructure has advised there is no money placed in reserves in the budget as it was removed to enable court improvement to be completed; therefore this is unable to be completed within this financial year.

##### **Question 3:**

When will the pavers be installed on the eastern side of Collarenebri Main street, also are there enough pavers to complete the whole street?

##### **Response:**

The Director of Urban Infrastructure has advised the Kerb and Guttering replacement on the corner of Herbert and Walgett Street must be completed before the pavers are laid.

##### **Question 4:**

When will patching and flood works repairs be carried out on SR67 Mission Road Collarenebri?

##### **Response:**

The Director of Engineering Services has advised this is programmed for February 2013.

#### **Clr Woodcock**

##### **Question 1:**

What is going to be done about the illegal water connections in Lightning Ridge?

##### **Response:**

The Director Planning and Regulatory Services and the Director Engineering Services are to prepare a report for Council's consideration.

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

**Question 2:**

How long has it been since the Water in Lightning Ridge has been tested- recently it has had a bad smell?

**Response:**

The Director Planning and Regulatory Services advised testing for microbiological contamination are done each week; the odour is likely to be due to the water being sourced from Artesian Bore.

**Question 3:**

Can the footpath in front of the pizza shop in Lightning Ridge be investigated- as it is dangerous?

**Response:**

The Director of Urban Infrastructure has advised a letter has been sent requesting a submission for consideration for the removal and / or rectification of works completed.

**Question 4:**

Can the attitude displayed by some staff to the community be changed to one which is more positive and helpful rather one which is regulatory and enforcement based?

**Response:**

Action being taken to re-enforce the need for all staff to appreciate the fact for customer service focus to be paramount in all dealings with the general public.

**Cir Kelr**

**Question 1:**

Is the bus stop at Burren Junction completed?

**Response:**

The Director of Engineering Services advised the bus stop signs have been received and works at the bus stop will be completed by 18 October 2012.

**Cir Martinez:**

**Question 1:**

Can the footpaths at Lightning Ridge be investigated and the beatification of the main street investigated?

**Response:**

Director Urban Infrastructure has advised a brief is to be prepared for beatification of the Main Street which would involve the footpaths, seats, Gardens, Kerb & Guttering and the storm water system.

**Cir Walford**

**Question 1:**

Can the beatification of CBD in Lightning Ridge be investigated in particular gardens, seats, flags or coloured lights?

**Response:**

Director Urban Infrastructure has advised a brief is to be prepared for beatification of the Main Street which would involve the footpaths, seats, Gardens, Kerb & Guttering and the storm water system.

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

**Question 2:**

Can play equipment be put in the park on the corner of Opal Street and Butterfly Avenue?

**Response:**

The Director Urban Infrastructure has advised this is not required; however trees with guards will be planted.

**Question 3:**

Can the car park in the Spider Brown Oval be re gravelled? Also when it rains the water ponds and floods the car park, can this be investigated?

**Response:**

The Director Engineering Services has advised Urban Services have completed the job 2 October 2012.

**Question 4:**

Can a 40km zone and crossing be placed near the Lightning Ridge Preschool?

**Response:**

The Director Urban Infrastructure has advised this request has been forwarded to the Director of Engineering Services for referral to the Traffic Committee on 18 October, 2012.

#### Clr Lane

**Question 1:**

The Community from Potch Point want to know why the tip road has not been graded in last 12 months. Mrs White said she has reported it and been told Council will grade it when it rains, however when it has rained it still has not been graded. Can the road be put on a 6 monthly maintenance schedule?

**Response:**

The Director Engineering Services has advised this work has been scheduled for 19 October 2012.

**Question 2:**

Can we upgrade the first 200 metres of Bugilbone road from the end of the bitumen at the Namoi River towards Burren Junction? This is the spot where the road is the worst and holds up traffic after rain.

**Response:**

The Director Engineering Services has advised the estimated cost for this work will be \$28 000 and will be completed from maintenance budget in late November 2012 by the local contractor.

**Question 3:**

On the Lorne Road SR98 why was the first 300 meters of the road not graded when the rest of the road was graded? The rest of the road is in excellent condition; it is only the first section at the Lightning Ridge end which is terrible.

**Response:**

The Director Engineering Service advised an inspection has been carried out and work has been scheduled from the maintenance budget in late November, 2012 subject to the contractor's availability. The road was not graded earlier as gravel re-sheeting is required.

#### Clr Taylor

**Question 1:**

Can the light which shines on the corner of Pandora Street and Opal Street (from Khan's store) be investigated as it is shining in driver's eyes at night.

**Response:**

The Director Urban Infrastructure to investigate.

## **WALGETT SHIRE COUNCIL AGENDA**

### **WALGETT SHIRE COUNCIL MINUTES**

**Question 2:**

Can the Lightning Ridge Racecourse Oval parking lot be re-gravelled? Can the parking lot also be investigated as when it rains the parking lot becomes flooded?

**Response:**

The Director Engineering Services has advised this work has been completed by Urban Services on 2 October, 2012.

**Question 3:**

Can the Grawin Road be upgraded?

**Response:**

The Director Engineering Services has advised estimates for the work are currently being prepared. Several sections need re-sheeting, funding is available from flood damage funds. The extent of work is limited as portion of the road is not dedicated but forms part of a W.C.C

**Clr Murray**

**Question 1:**

Can the Burren Junction Bore Sewage dump point be fast tracked?

**Response:**

The Director Urban Infrastructure has advised the activity application has been approved and expects the works to be completed early November.

**Question 2:**

Can a rubbish bin be provided before the Dick O'Brien Bridge and the Walgett Silo?

**Response:**

The Director Engineering Services has advised this will be installed on 12 October 2012.

**Question 3:**

Can the old banners in the Walgett CBD be removed and replaced?

**Response:**

Action being taken to source, supply and prepare detailed design for new banners. Remains of old banners to be removed when elevator bucket is available (from Essential Energy.)

**Question 4:**

Can the condition SR 64 Road be investigated as it requires gravelling from Wimbledon Road to Gingie Reserve?

**Response:**

The Director Engineering Services has advised further discussion with management needs to be undertaken regarding this road in light of the previous history and the fact that portion is not dedicated road.

### **Reports of Delegates and Representatives**

Nil

### **Reports of items for Debate**

Nil

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23<sup>rd</sup> October 2012

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# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### Reports of Officers

#### **10/2012/4 COUNCIL DECISIONS ACTION REPORT –SEPTEMBER 2012**

**Resolved:**

That the Resolution Register for September 2012 be received and noted.

**Moved:** Cllr Walford

**Seconded:** Cllr Keir

**CARRIED**

*Cllr Woodcock left the meeting at 10.47am*

*Cllr Woodcock returned to the meeting at 10.50am*

#### **10/2012/5 CIRCULARS RECEIVED FROM THE NSW LOCAL GOVERNMENT AND SHIRES ASSOCIATIONS OF NSW**

**Resolved:**

That the information contained in the weekly circulars numbers 38-41 from the NSW Local Government and Shires Association be received and noted.

**Moved:** Cllr Walford

**Seconded:** Cllr Keir

**CARRIED**

#### **10/2012/6 CIRCULAR RECEIVED FROM THE DIVISION OF LOCAL GOVERNMENT – October 2012**

**Resolved:**

That the information contained in the following Departmental circulars 12-35 to 12-36 from the Local Government Division Department of Premier and Cabinet be received and noted.

Circulars 12-35 – Councillor Handbook (Formerly Councillor Guide)

Circular 12-36 – Update to the; *Notice of Intention to Declare a Dog a restricted Dog Approved Form*

Circular 12-37 – Local Infrastructure Renewal Scheme – Round Two

**Moved:** Cllr Cooper

**Seconded:** Cllr Taylor

**CARRIED**

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

#### 10/2012/7 MONTHLY CALENDAR – October - December 2012

**Resolved:**

That Council receive and note the regular monthly calendar for the period October 2012 to December 2012.

**Moved:** Cllr Greenaway  
**Seconded:** Cllr Martinez

**CARRIED**

#### 10/2012/8 MATTER FOR BRIEF MENTION OR INFORMATION ONLY

**Resolved:**

That the General Manager's Report on matters for brief mention or information only be received and noted:

- Western Council leaders to appear at NSW Government Inquiry
- Letter from Mark Coulton MP Federal Member for Parkes
- Murray Darling National Conference and AGM

**Moved:** Cllr Cooper  
**Seconded:** Cllr Keir

**CARRIED**

#### 10/2012/9 WALGETT SHIRE COUNCIL FINANCIAL ASSESSMENT AND BENCHMARKING REPORT

**Resolved:**

Council receive and note the financial assessment and Benchmarking Report completed by T-Corp dated 19 September 2012.

**Moved:** Cllr Woodcock  
**Seconded:** Cllr Walford

**CARRIED**

#### 10/2012/10 CASH ON HAND AND INVESTMENT REPORT AS AT 30 SEPTEMBER 2012

**Resolved:**

That the cash on hand and investment report as at 30 September 2012 be received.

**Moved:** Cllr Cooper  
**Seconded:** Cllr Keir

**CARRIED**



## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

#### 10/2012/11 MANAGER COMMUNITY DEVELOPMENT REPORT: QUARTERLY REPORT

**Resolved:**

That the quarterly report, July - September 2012 on Community Development be received and noted

**Moved:** Cllr Woodcock

**Seconded:** Cllr Martinez

**CARRIED**

#### 10/2012/12 WALGETT COMMUNITY FESTIVAL 2012

**Resolved:**

That the quarterly report July - September 2012 on Walgett Festival 2012 be received and noted.

**Moved:** Cllr Greenaway

**Seconded:** Cllr Walford

**CARRIED**

#### 10/2012/13 RATES OUTSTANDING TO 30<sup>TH</sup> SEPTEMBER 2012

**Resolved:**

The Rates Outstanding to 30th September 2012 report detailing outstanding rates, being a total amount of \$5,422,947.37 to end September 2012 be noted.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Keir

**CARRIED**

#### 10/2012/14 LIBRARY SERVICES QUARTERLY REPORT JULY- SEPTEMBER 2012

**Resolved:**

That the quarterly report, July - September 2012 on Library services be received and noted.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Greenaway

**CARRIED**

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

#### 10/2012/15 YOUTH DEVELOPMENT AND SERVICES REPORT

**Resolved:**

That the quarterly report July - September 2012 on Youth Development and services Development be received and noted.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Walford

**CARRIED**

#### 10/2012/16 OPERATION PLAN REVIEW

**Resolved:**

That the Operational Plan Review to 30 September 2012 be received and noted

**Moved:** Cllr Cooper

**Seconded:** Cllr Keir

**CARRIED**

#### 10/2012/17 Community Engagement Strategy for the Review of the Ten Year Community Strategic Plan

**Recommendation:**

That Council adopt the Community Engagement Strategy for the Review of the Ten Year Community Strategic Plan as presented.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Walford

#### 10/2012/18 LIGHTNING RIDGE PONY CLUB - PROPOSED OCCUPATION

**Resolved:**

That Walgett Shire Council resolve to:

1. Note the letter dated 14 September 2012 from the NSW Department of Primary Industries regarding a proposal by the Lightning Ridge Pony Club for occupation of lot 49, DP 752756 and part lot 4294, DP 767040 for equestrian purposes.

2. Respond with a letter that states Council has no objection to the proposal by the Lightning Ridge Pony Club for occupation of lot 49, DP 752756 and part lot 4294, DP 767040 for equestrian purposes, provided that:

(a) Development consent for the use of the site is obtained from Council via a Development Application.

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

(b) A Building Certificate is obtained from Council for the structures on the site that have been constructed without a Construction Certificate.

3. Seek amendments to the draft Walgett Local Environmental Plan 2012 so that the Lightning Ridge Pony Club site is excised from the proposed "IN1 General Industrial" zone and included within a RU1 Primary Production zone.

**Moved:** Cllr Martinez

**Seconded:** Cllr Keir

#### Division

List for:

Cllr Greenaway

Cllr Keir

Cllr Martinez

Cllr Cooper

Cllr Taylor

Cllr L Walford

Cllr I Woodcock

Cllr Murray

**Against:** NIL

**Absent:** Cllr Lane

**CARRIED**

*Raju Ranjit left the meeting at 11:42am*

*Raju Ranjit returned to the meeting at 11:45am*

#### **10/2012/19 DEVELOPMENT AND COMPLYING DEVELOPMENT CERTIFICATE APPLICATIONS**

##### **Resolved:**

It is recommended that Council resolve to;

Note the report on Development and Complying Development Certificate applications dealt with by Council staff under delegated authority during September 2012.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Cooper

**CARRIED**

*Cllr Woodcock left the meeting at 11:53am*

*Don Ramsland left the meeting at 11:55am*

*Cllr Woodcock returned to the meeting at 11:57am*

*Don Ramsland returned to the meeting at 11:57am*

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### 10/2012/20 MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION ONLY FROM DIRECTOR OF PLANNING & REGULATORY SERVICES

#### Resolved:

That Walgett Shire Council resolve to:

Receive and note the report by the Director of Planning & Regulatory Services on matters for brief mention, or information only, regarding:

- Public exhibition of the draft Walgett LEP 2012.
- Draft Development Control Plan.
- Microchipping services.
- RSPCA Companion Animal Welfare Scheme.
- Unauthorised residential occupation.
- Walgett urban addressing.

Moved: Cllr Greenaway

Seconded: Cllr Taylor

**CARRIED**

*Cllr Cooper left the meeting at 11:58am*

*Cllr Cooper returned to the meeting at 11:59am*

### 10/2012/21 SUPPLEMENTARY REPORT – PUBLIC EXHIBITION OF DRAFT WALGETT LEP 2012

#### Resolved:

That the advice be received and noted.

Moved: Cllr Martinez

Seconded: Cllr Taylor

**CARRIED**

### 10/2012/22 COUNTRY TOWNS WATER AND SEWERAGE PROGRAM – ENVIRONMENTAL ASSESSMENT REPORTS

#### Resolved:

1. Council note the following assessment reports prepared by OzArk Environmental & Heritage Pty Ltd for New South Wales Public Works:
  - Aboriginal and Historic Heritage Assessment
  - Ecological Assessment: Water Supply and sewerage Upgrades, Walgett, NSW
2. Council to approve, in principle, the following assessment reports prepared by OzArk Environmental & Heritage Pty Ltd for New South Wales Public Works:
  - Aboriginal and Historic Heritage Assessment
  - Ecological Assessment: Water Supply and sewerage Upgrades, Walgett, NSW

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

3. Council to officially advise the NSW Office of Water and NSW Public Works regarding the approval, in principle, of the following assessment reports prepared by OzArk Environmental & Heritage Pty Ltd for New South Wales Public Works:

- Aboriginal and Historic Heritage Assessment
- Ecological Assessment: Water Supply and sewerage Upgrades, Walgett, NSW

#### Motion

This report will be referred to the next meeting of Council to be held on the 27<sup>th</sup> November.

Moved: Cllr Keir

Seconded: Cllr Walford

**CARRIED**

*Stephen Holland left the meeting at 12:06pm*

*Stephen Holland returned to the meeting at 12:07pm*

*Matthew Goodwin left the meeting at 12:12pm*

*Matthew Goodwin returned to the meeting at 12:12pm*

#### 10/2012/23 BUDGET VARIATION –PITT STREET KERB & GUTTER WORKS – OCTOBER 2012

#### Resolved:

That Council approve an amount of \$80,000 to transfer from ledger no 11.03150.2525 (Shire Unsealed pavement reshape) Operational Budget to be put into the kerb and guttering capital budget.

Moved: Cllr Walford

Seconded: Cllr Keir

**CARRIED**

*Cllr Martinez declared a Pecuniary Interest in the following reports and left the meeting at 12:24pm*

*Cllr Keir declared a Pecuniary Interest in the following reports and left the meeting at 12:24pm*

#### 10/2012/24 MONTHLY RMCC WORKS REPORT FROM DIRECTOR ENGINEERING SERVICES – OCTOBER 2012

#### Resolved:

That Council receive and note the monthly RMCC works report for October, 2012.

Moved: Cllr Cooper

Seconded: Cllr Woodcock

**CARRIED**

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### 10/2012/25 MONTHLY FLOOD WORKS REPORT FROM DIRECTOR ENGINEERING SERVICES

#### Resolved:

That Council receive and note the monthly flood restoration works report for October 2012.

Moved: Cllr Woodcock

Seconded: Cllr Cooper

#### CARRIED

*Cllr Martinez returned to the meeting at 12:34pm*

*Cllr Keir returned to the meeting at 12:34 pm*

*The meeting adjourned for Lunch at 12:34pm*

*The meeting resumed at 1:00pm with all Councillors previously in attendance (including Cllr Keir) again present*

*Stephen Holland returned to the meeting at 1:20pm*

### Questions for the next Meeting

#### Cllr Woodcock

##### Question 1:

What is being done with the illegal water connections in Lightning Ridge?

##### Response:

The Director Planning and Regulatory Services to investigate.

##### Question 2:

Can an investigation be completed into purchasing a kerb & guttering machine and completing these works in house?

##### Response:

The Director of Engineering Services to investigate.

##### Question3:

What is the balance of the Lightning Ridge Water fund? Can some of these funds be used to upgrade the footpaths?

##### Response:

The Director of Corporate Services to investigate.

#### Cllr Keir

##### Question 1:

What is the progress on the sale of the old Medical Building in Wee Waa Street?

##### Response:

The General Manager advised that the sale is subject to subdivision.

##### Question 2:

Are we progressing with the Walgett Industrial and Lightning Ridge residential subdivision proposal?

##### Response:

The General Manager to advise.

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

**Question 3:**

When will the Wangan Bridge RP7716 construction to begin?

**Response:**

The Director of Engineering advised that contractors will be onsite within two weeks.

**Question 4:**

Clr Keir would like it noted that the Walgett Hospital has not had a Health Service Manager or Unit Manager on a permanent basis in the last two and a half years. A Health Service Manager was appointed 22/10/2012. Can these positions within the Walgett Hospital be monitored to ensure they are filled on permanent basis?

**Response:**

The General Manager to monitor.

**Clr Greenway**

**Question 1:**

Is Shire road 5 going to be sealed – if not why?

**Response:**

The Director of Engineering to investigate.

**Question 2:**

Can an investigation be conducted on the whereabouts of the new tables which were in the Town Hall Collarenebri?

**Response:**

The Director of Corporate Services to investigate.

**Question 3:**

Instead of the graveling at Mercantile road being completed can the Shire road 5 be sealed?

**Response:**

The Director of Engineering to investigate.

**Question 4:**

The signs on RR329 where there is flood damage near Merrywinebone and the turn off for Rowena have been removed. Can signs be replaced?

**Response:**

The Director of Engineering Services to Investigate.

**Clr Cooper**

**Question 1:**

Can the Dick O'Brien bridge area be tidied up and the cleanliness of the area monitored as recently a bin was left upturned for two weeks. Also this area requires slashing.

**Response:**

The Director of Urban Infrastructure to investigate.

**Question 2:**

Can the fence on the corner of Peel and Warana Street be investigated as it has blown over and is on the nature strip?

**Response:**

The Director of Engineering Services to investigate.

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

**Question 3:**

Can the Bin outside of Walgett IGA be investigated as offensive odours have been coming from the bin?

**Response:**

The Director of Urban Infrastructure to investigate.

**Question 4:**

Concerns have been raised regarding the new access to the R.T.A Depot in Fox Street, is Council confident that traffic for Fox Street will not be interrupted?

**Response:**

The Director of Engineering Services to investigate.

**Clr Martinez**

**Question 1:**

Can the remaining paving in the Ridge be measured to establish the cost to complete the job?

**Response:**

The Director Urban Infrastructure Services to investigate.

**Question 2:**

Due to the housing shortage can Council look at building/purchasing a home for senior staff in Lightning Ridge?

**Response:**

The General Manager to investigate.

**Clr Walford**

**Question 1:**

Has the tip road been dealt with?

**Response:**

The Director of Engineering to advise.

**Question 2:**

Can a Police committee within Council be established?

**Response:**

The General Manager to investigate.

**Clr Taylor**

**Question 1:**

Can the Dementia Centre at Lightning Ridge be investigated to ensure all furniture and equipment is account for as I have seen individuals in the building even though the centre has not been opened as of yet.

**Response:**

The Director Urban Infrastructure Services to investigate.

**Question 2:**

Has a new Waste Service area been decided upon and is this public knowledge?

**Response:**

The Director of Urban Infrastructure Services to advise.



## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL MINUTES

**Question 3:**

Can a leash free area for dogs in Lightning Ridge be established? The unused Tennis Courts in Lightning Ridge is the suggested site.

**Response:**

The Director Planning and Regulatory Services to action.

**Question 4:**

Can Council organise funding for improvements to the Lightning Ridge Race Club for improvements to the bar area, new stone ovens and upgrade the existing cool room?

**Response:**

The Director Corporate Services to investigate.

**Question 5:**

Can Council ensure it is being helpful with its assistance to the Grawin Club in the Scrub committee with regard their request to update the sanitation requirements of the club.

**Response:**

The Director Planning and Regulatory Services to action.

**Question 6:**

Can Council approach Western Lands for funding for grading of non-Council roads linking the tourist sites in the Shire? i.e. Western Lands / Parks & Wildlife own the Lightning Ridge Caravan park and this action would benefit their clients and visitors.

**Response:**

The Director of Engineering Services to investigate.

**Question 7:**

Can the Shire ensure a letter of appreciation be sent to the Lightning Ridge Men's Shed for completing the Street numbering in Lightning Ridge?

**Response:**

The Director Planning and Regulatory Services to investigate.

**Question 8:**

Can the Council provide more shade trees for the Shire's towns and villages ( Jacaranda & Ficus trees)?

**Response:**

The Director of Urban Infrastructure Services to investigate.

**Clr Murray**

**Question:**

Can maintenance be carried out on the northern side of Pine Creek Bridge on SR5 be fixed?

**Response:**

The Director of Engineering to investigate.

*Clr Martinez left the meeting at 1:24pm*

*Clr Martinez returned to the meeting 1:26pm*

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### Confidential Reports/Closed Council meeting

#### **10/2012/26 MOVE INTO CLOSED SESSION AT 1:27PM**

##### **Resolved:**

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

- (c) that information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting business (or proposed to conduct business)
- (d) that the matter and information is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Moved:** Cllr Woodcock

**Seconded:** Cllr Taylor

**CARRIED**

#### **10/2012/27 Request for agreement for Water Connection – Richard Cochrane**

##### **Resolved:**

That Walgett Shire Council resolve to:

1. Not agree to Richard Cochrane's request to allow the connection of the property 'Capratoc', 204 Gundabloui Road to the Collarenebri urban water supply system because supplying filtered water outside the urban area is 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 public benefits.
2. A letter will be first sent to Mr Richard Cochrane to advise of disconnection of water supply and the reason for this.

**Moved:** Cllr Keir

**Seconded:** Cllr Walford

**CARRIED**

##### **Resolved:**

That:

- 1) All illegal water connections within all town supplies be investigated.
- 2) Offending property owners be notified and requested to advise of any special circumstances why the illegal supply should not be disconnected.
- 3) A report be brought back to allow Council to make a decision whether or not each illegal water connection should be disconnected.

**Moved:** Cllr Greenway

**Seconded:** Cllr Keir

**CARRIED**

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

*Clr Woodcock left the meeting at 2:16pm*

*Clr Woodcock returned to the meeting at 2:18pm*

### 10/2012/28 Destination 2036 Action Plan – Associated Issues

**Resolved:**

That Council receive and note the General Manager report and endorse program as outlined.

**Moved:** Clr Keir

**Seconded:** Clr Martinez

**CARRIED**

*Fred Corralde left the meeting at 2:28pm*

### 10/2012/29 RETURN TO OPEN SESSION AT 2:34pm

**Resolved:**

That Council return to open session.

**Moved:** Clr Woodcock

**Seconded:** Clr Keir

**CARRIED**

### 10/2012/30 ADOPTION OF CLOSED SESSION REPORTS

**Resolved:**

That Council adopt the following recommendations of the Closed Committee:

- Non-Urban Water Connection request, Collarenebri

Not agree to Richard Cochrane's request to allow the connection of the property 'Capratoc', 204 Gundabloui Road to the Collarenebri urban water supply system because supplying filtered water outside the urban area is 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 public benefits.

A letter will be first sent to Mr Richard Cochrane to advise of disconnection of water supply and the reason for this.

- Destination 2036 – Associated issues

That Council receive and note the General Manager report and endorse program as outlined.

**Moved:** Clr Woodcock

**Seconded:** Clr Greenaway

**CARRIED**

# WALGETT SHIRE COUNCIL AGENDA

## WALGETT SHIRE COUNCIL MINUTES

### Close of Meeting

The meeting closed at 2.35 pm

To be confirmed at the meeting of Council to be held on 27<sup>th</sup> November 2012.

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Mayor

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General Manager

## **Reserve Trust Management Committee Reports**

### **1. COLLARENEBRI (R82811) RESERVE TRUST**

**REPORTING SECTION:** Urban Infrastructure  
**AUTHOR:** Danielle Osborne – Assets Officer  
**FILE NUMBER:** 09/1746

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#### **Summary:**

This report recommends that a licence for 3 years duration be issued to the Mulga Mudlarks for the use of the reserve as a Mud Trials area.

#### **Background:**

Walgett Shire Council is the Trust Manager for Crown Reserve (R82811) containing the Mulga Mudlarks and Collarenebri Golf Club.

As the Reserve Trust Manager, Council is required to enter into a licence with the Mulga Mudlarks Inc. to authorise their use of the reserve.

The Department of Land and Property Management have stipulated that the current minimum rent for licences is \$406 plus GST per annum.

#### **Current Position:**

The Mulga Mudlarks are a 'not for profit' organisation and have not been able to use the reserve for two (2) years due to flooding. Due to their inability to access the reserve during the floods, the Lands Department has agreed to a rebate of \$347 per year, resulting in a net rental of \$100 per annum.

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

Land and Property Management Authority Trust Handbook

#### **Governance Issues:**

As reserve trustee the Council must ensure that third party use is authorised in accordance with the Crown Lands legislation.

#### **Environmental Issues:**

The Lands Department has no issues with the intended use of the site by the Mulga Mudlarks and accordingly would have considered any environmental factors.

#### **Stakeholders:**

Department of Land and Property Management (LPMA)

## WALGETT SHIRE COUNCIL AGENDA

Mulga Mudlarks Incorporated  
Community of Collarenebri and district

### **Financial Implications:**

The rent received will be placed in the Collarenebri (R82811) Trust Account to be reinvested back into the reserve. An estimated \$300 in revenue will be received over a 3 year period.

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

That the Council not issue a licence and the Mulga Mudlarks not have access to the reserve.

### **Conclusion:**

This report provides details relating to the issue of a licence to the Mulga Mudlarks for access to the reserve (Lot 57 DP 752673) for use of a mud trial area. The report provides further details in relation to the reduction in rental for the licence period.

### **Collarenebri Mulga Mudlarks – Crown Reserve R82811**

#### **Recommendation:**

1. That a licence be issued to the Mulga Mudlarks Incorporated for use of Lot 57 DP752673 for use as a Mud Trials area.
2. That the rent fee be \$447 per annum (Inc. GST) with a rent rebate of \$347 per annum (net \$100 p.a) for 3 years duration.
3. That the Mayor and General Manager be authorised to sign the licence.

**Moved:**

**Seconded:**

### **Attachments:**

Nil

## **2. COLLARENEBRI EARL PARK (R78775) RESERVE TRUST**

**REPORTING SECTION:** Urban Infrastructure  
**AUTHOR:** Danielle Osborne – Assets Officer  
**FILE NUMBER:** 09/1746

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### **Summary:**

Council has been successful in applying for funding from Recreational Fishing Trusts (NSW Department of Primary Industries) to stock the Barwon River at Collarenebri with Murray Cod and Golden Perch fingerlings.

### **Background:**

Walgett Shire Council is the Trust Manager for Crown Reserve (R78775) incorporating Earl Park at Collarenebri. The town of Collarenebri is the home of the Murray Cod fish. Council submitted an application for funding under the Native Fish Stocking Program which has been successful.

### **Current Position:**

Council has received grant funding from Department of Primary Industries to stock the Barwon River at Collarenebri with Murray Cod and Golden Perch fingerlings. The funds are provided under the Dollar for Dollar Native Fish Stocking Program 2012-2013. In the application Council offered \$2000 to be matched by the Recreational Fisheries Trust grant. The application was a joint partnership with Collarenebri Fishing Club who will apply for the stocking permit. Council will provide the \$2000 to be matching funding. It is proposed the fingerlings be released from the Earl Park riverbank at Collarenebri.

The fingerlings will be ordered from Narrabri Fish Farm, an approved supplier who will deliver the fingerlings to Collarenebri. The breeding season starts in September and the fingerlings will be ready for release approximately December/January depending on how quickly the breeding and growing stage is.

### **Relevant Reference Documents:**

Grant application to the Recreational Fishing Trust.

### **Stakeholders:**

Department of Land and Property Management (LPMA)  
Walgett Shire Council  
Collarenebri Fishing Club  
Community of Collarenebri and district

### **Financial Implications:**

That Council will match the funding from Recreational Fisheries Trust from Council's Parks and Reserves Ledger 11.3052.3976.

The cost of Murray Cod fingerlings inclusive of GST is \$0.77 each. The cost of Golden Perch fingerlings inclusive of GST is \$0.33. It is proposed to spend \$3000 on Murray Cod and \$1000 on

## WALGETT SHIRE COUNCIL AGENDA

Golden Perch fingerlings. This unit provides a total of 3,896 Murray Cod and 3,030 Golden Perch fingerlings to be released into the Barwon River at Collarenebri.

### **Collarenebri Earl Park (R78775) Reserve Trust**

1. That Council endorse action to match the funding of \$2000 offered from Recreational Fishing Trusts, to be allocated from the Parks and Reserves Ledger Account on a dollar for dollar basis.
2. That Council notify Councillors and the community of Collarenebri of the date and time of the proposed release of fish into the Barwon River.

**Moved:**

**Seconded:**

### **Attachments:**

Application for Dollar for Dollar Native Fishing Stock Program 2012-2013



## Dollar for Dollar Native Fish Stocking Program 2012 – 2013

## APPLICATION TO STOCK NSW WATERS

Please use BLOCK LETTERS to assist processing

RETURN COMPLETED FORM TO:  
Dollar for Dollar Native Fish Stocking Program  
(locked bag)  
NELSON BAY NSW 2535

CHECKLIST  
Please read and tick if you agree before posting your application.  
☒ I have attached a MAP to this application.  
☒ I give permission for my contact details to be provided to fish suppliers.

| SPECIES TO BE STOCKED                            | CLOSING DATE  | Money offered<br>Please DONOT<br>send money<br>with the<br>application |
|--------------------------------------------------|---------------|------------------------------------------------------------------------|
| <input type="checkbox"/> Australian Bass         | 30 March 2012 |                                                                        |
| <input checked="" type="checkbox"/> Murray Cod   | 27 April 2012 |                                                                        |
| <input checked="" type="checkbox"/> Golden Perch | 27 April 2012 | \$2000.00                                                              |

NAME OF FISHING GROUP

COLLARENEBRI FISHING CLUB

## STOCKING DETAILS

Aims of stocking:  
To stock the Barwon River with fish suitable for the region for recreational fishing. To ensure the future of Golden Perch and Murray Cod, and the ecosystem of the Barwon River.

Describe fish habitat at the proposed release site(s):  
The release site is above the weir, has a great water supply and abundant food supply. It is the ideal release point.

## CONTACT PERSON'S DETAILS

|            |                                              |
|------------|----------------------------------------------|
| Name       | WALGETT SHIRE COUNCIL                        |
| Address    | PO BOX 31 WALGETT 2832<br>ATT: SUSAN HILLIER |
| Phone (BH) | 6828 1399 or 6828 6117                       |
| Phone (AH) | —                                            |
| Mobile     | —                                            |
| Email      | shillier@walgett.nsw.gov.au                  |
| Fax        | 6828 1608                                    |

| Waterway to be stocked                                                                                                                                                                                                                                                                                                   | Nearest town | Postcode | Catchment        |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|----------|------------------|
| BARWON RIVER                                                                                                                                                                                                                                                                                                             | COLLARENEBRI | 2833     | BARWON - DARLING |
| Detailed location description of proposed release site(s):<br>COLLARENEBRI - 800km from SYDNEY<br>ROCKYFORD BRIDGE - EARL PARK COLLARENEBRI<br>CROWN LAND RESERVE R78715                                                                                                                                                 |              |          |                  |
| Public access arrangements to release site(s):<br>Great public access in central location of tourist area of Earl Park.<br>Easy access with parking close by.<br>People can walk right down to the river at this park.<br>This application is a partnership between Walgett Shire Council and Collarenebri Fishing Club. |              |          |                  |

NSWDP1 T0988 JAN2012

Department of  
Primary Industries

### **3. LIGHTNING RIDGE (R230055) RESERVE TRUST**

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Danielle Osborne – Assets Officer  
**FILE NUMBER:** 09/1746

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#### **Summary:**

This report recommends that a licence for 3 years duration be issued to the Lightning Ridge Arts and Craft Council for the use of part of the reserve as an Arts and Craft Centre.

#### **Background:**

Walgett Shire Council is the Trust Manager for Crown Reserve (R230055) containing the Arts and Craft Centre and the library.

#### **Current Position:**

As the Reserve Trust Manager, Council is required to issue a licence to the Lightning Ridge Arts and Craft Council Inc. who currently use a portion of the building also occupied by the Lightning Ridge Library.

The Department of Land and Property Management have stipulated that the current minimum rent for licences is \$434 per annum plus GST. Given that the Lightning Ridge Arts and Craft Council are a 'not for profit' organisation a commercial rent is not recommended.

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

Land and Property Management Authority Trust Handbook

#### **Governance Issues:**

As reserve trustee the Council must ensure that third party use is authorised in accordance with the Crown Lands legislation.

#### **Environmental Issues:**

N/A

#### **Stakeholders:**

Department of Land and Property Management (LPMA)  
Lightning Ridge Arts and Craft Council Incorporated  
Community of Lightning Ridge and district

#### **Financial Implications:**

The rent received will be placed in the Lightning Ridge (R230055) Trust Account to be reinvested back into the reserve. An estimated \$1302 in revenue will be received over a 3 year period.

**Alternative Solutions/Options:**

It is believed that there are no appropriate alternatives to renewing the licence with the Lightning Ridge Arts and Crafts Council.

**Conclusion:**

This report provides details relating to the issue of a licence to the Lightning Ridge Arts and Craft Centre for the use of the reserve and part of the building thereon.

**Lightning Ridge Arts & Craft Centre – Crown Reserve R230055**

**Recommendation:**

1. That a licence be issued to the Lightning Ridge Arts and Craft Council Incorporated for use of part Lot 8 DP1123745 (previously gazetted as Lot 166 DP820444) for use as an Arts and Craft Centre.
2. That the rent fee be \$434 per annum plus GST for 3 years duration.
3. That the Mayor and General Manager be authorised to sign the licence.

**Moved:**

**Seconded:**

**Attachments**

**Mayoral Minutes**

Mayoral Activities – October / November 2012 (Report to be circulated at the Council Meeting)

**Motions of which Notice has been given**

Nil

**Presentation of Petitions**

N/A

## **Councillors Questions From Last Meeting**

### **Clr Woodcock**

**Question 1:**

What is being done with the illegal water connections in Lightning Ridge?

**Response:**

The Director Urban Infrastructure Services to investigate.

**Question 2:**

Can an investigation be completed into purchasing a kerb & guttering machine and completing these works in house?

**Response:**

The Director of Engineering Services advised he did not receive any prices during the tender stage and is currently dealing with a supplier.

**Question3:**

What is the balance of the Lightning Ridge Water fund? Can some of these funds be used to upgrade the footpaths?

**Response:**

The Director of Corporate Services advised the balance is \$2,417,120.00 with an overall water fund balance of \$1,720,639.00. These funds are only to be used for the service of providing water.

### **Clr Keir**

**Question 1:**

What is the progress on the sale of the old Medical Building in Wee Waa Street?

**Response:**

The General Manager advises that the sale is subject to a subdivision to allow a separate title to be established for the old toilet block.

**Question 2:**

Are we progressing with the Walgett Industrial and Lightning Ridge residential subdivision proposal?

**Response:**

The General Manager advises that funding for the drafting of subdivision plans is being sourced from other land sales which will be completed shortly.

**Question 3:**

When will the Wangan Bridge RP7716 construction to begin?

**Response:**

The Director of Engineering advised that construction began on the 5 November 2012.

**Question 4:**

Clr Keir would like it noted that the Walgett Hospital has not had a Health Service Manager or Unit Manager on a permanent basis in the last two and a half years. A Health Service Manager was appointed 22/10/2012. Can these positions within the Walgett Hospital be monitored to ensure they are filled on permanent basis?

**Response:**

The General Manager is monitoring the situation a new permanent Health Services Manger Mr Stephen Joyce commenced duties on 22/10/2012.

**Clr Greenway**

**Question 1:**

Is Shire road 5 going to be sealed – if not why?

**Response:**

The Director of Engineering has advised up to five kilometre of this road is to be sealed and that works on this have been completed.

**Question 2:**

Can an investigation be conducted on the whereabouts of the new tables which were in the Town Hall Collarenebri?

**Response:**

The Director of Corporate Services has advised this matter is currently being investigated.

**Question 3:**

Instead of the graveling at Mercandool Road being completed can the Shire road 5 be sealed?

**Response:**

The Director of Engineering has advised SR5 is in the Barwon Roads Project.

**Question 4:**

The signs on RR329 where there is flood damage near Merrywinebone and the turn off for Rowena have been removed. Can signs be replaced?

**Response:**

The Director of Engineering Services has advised action is currently being undertaken to rectify this matter.

**Clr Cooper**

**Question 1:**

Can the Dick O'Brien bridge area be tidied up and the cleanliness of the area monitored as recently a bin was left upturned for two weeks. Also this area requires slashing.

**Response:**

The Director of Urban Infrastructure has advised the matter has been referred to Engineering Services for action.

**Question 2:**

Can the fence on the corner of Peel and Warana Street be investigated as it has blown over and is on the nature strip?

**Response:**

The Director of Engineering Services has advised a Notice of Intention has been issued and the fence placed back on the land concerned.

**Question 3:**

Can the Bin outside of Walgett IGA be investigated as offensive odours have been coming from the bin?

**Response:**

The Director of Urban Infrastructure has advised this bin will be emptied daily in conjunction with the Wong's Fish and Chip Shop bin.

**Question 4:**

Concerns have been raised regarding the new access to the RMS Depot in Fox Street, is Council confident that traffic for Fox Street will not be interrupted?

**Response:**

The Director of Urban Infrastructure has advised this access will only be utilised by limited RMS vehicles therefore no interruptions should be experienced.

**Clr Martinez**

**Question 1:**

Can the remaining paving in the Ridge be measured to establish the cost to complete the job?

**Response:**

The Director Urban Infrastructure Services has advised this will be included in the beautification program.

**Question 2:**

Due to the housing shortage can Council look at building/purchasing a home for senior staff in Lightning Ridge?

**Response:**

The General Manager advises that it is proposed to construct two new homes for senior staff in Lightning Ridge in the new Council subdivision as a method of promoting the new subdivision. In the meantime an additional premise is being rented. Once the new homes are constructed, the Council residence in Gem Street will be sold.

**Clr Walford**

**Question 1:**

Has the tip road been dealt with?

**Response:**

The Director of Engineering has advised the tip road has been completed.

**Question 2:**

Can a Police committee within Council be established?

**Response:**

The General Manager advises senior Local Police are prepared to meet with Council on a regular basis. Rather than a "Police Committee", a community safety type committee may be a better option of addressing any community concerns.

**Clr Taylor**

**Question 1:**

Can the Dementia Centre at Lightning Ridge be investigated to ensure all furniture and equipment is account for as I have seen individuals in the building even though the centre has not been opened as of yet.

**Response:**

The Director Urban Infrastructure Services has advised inventory on the premises has been completed.

**Question 2:**

Has a new Waste Service area been decided upon and is this public knowledge?

**Response:**

The Director of Urban Infrastructure Services has advised a Waste Service area has not been decided upon at this stage.

**Question 3:**

Can a leash free area for dogs in Lightning Ridge be established? The unused Tennis Courts in Lightning Ridge is the suggested site.

**Response:**

The Director Planning and Regulatory Services has advised a report will be provided to Council for a leash free area for dogs.

**Question 4:**

Can Council organise funding for improvements to the Lightning Ridge Race Club for improvements to the bar area, new stone ovens and upgrade the existing cool room?

**Response:**

The Director Corporate Services has advised this matter has been referred to the MANEX group for further investigation.

**Question 5:**

Can Council ensure it is being helpful with its assistance to the Grawin Club in the Scrub committee with regard their request to update the sanitation requirements of the club.

**Response:**

The Director Planning and Regulatory Services has advised no action at this stage is required.

**Question 6:**

Can Council approach Western Lands for funding for grading of non-Council roads linking the tourist sites in the Shire? i.e. Western Lands / Parks & Wildlife own the Lightning Ridge Caravan park and this action would benefit their clients and visitors.

**Response:**

The Director of Engineering Services advised a letter will be sent to the Western Lands Commission regarding this matter.

**Question 7:**

Can the Shire ensure a letter of appreciation be sent to the Lightning Ridge Men's Shed for completing the Street numbering in Lightning Ridge?

**Response:**

The Director Planning and Regulatory Services this is scheduled to be done once the Shire Urban Addressing Project has been completed.

**Question 8:**

Can the Council provide more shade trees for the Shire's towns and villages ( Jacaranda & Ficus trees)?

**Response:**

The Director of Urban Infrastructure Services has advised investigations into the requirements for each area are being conducted.

**Clr Murray**

**Question:**

Can maintenance be carried out on the northern side of Pine Creek Bridge on SR5 be fixed?

**Response:**

The Director of Engineering has advised this work is currently in progress.



## **Reports of Delegates and Representatives**

### **4. Minutes of Collarenebri Precinct Meeting**

#### **Recommendation:**

That the minutes of the Collarenebri Precinct Meeting held on the 23<sup>rd</sup> October 2012 be received and noted and the following comments forwarded to the committee.

#### **1. Main Street Paving / Fencing**

Will be the subject of a programme being developed to upgrade and beautify the Main Streets in the three larger towns in the Shire. This process will include appropriate community consultation.

#### **2. Primitive Camping Ground issues / improvements**

The issues raised will be investigated in conjunction with the 2013/2014 budget and revised ten year Community Strategic Plan.

#### **3. Collarenebri Agency / Residence**

Council has pledged to consult the local community prior to taking any action in regard to these functions / facilities. Council has prepared a cost estimate to bring the residence up to a reasonable condition. The operation of the Agency continues to be monitored but it is premature to make any decision as to how it may operate in the future.

#### **4. Council's Website**

Is maintained within the limit of available resources. It now forms part of the functions of Council's new Information Services Co-ordinator.

#### **5. Correspondence**

Council procedures are currently under review to ensure appropriate action is taken promptly in respect of all incoming correspondence and verbal enquiries.

#### **6. Collarenebri School**

Council is not in a position to comment on the activities of the Government Agencies.

#### **7. Driveway Entrances**

Some work has already been done to improve stormwater drainage and driveway entrances. There are limited funds available for these improvements and if the committee provides a list of individual owners contact Council we will endeavour to undertake improvements in order of priority.

#### **8. Notice Board**

Relocation of this notice board is being investigated.

9. Flood Damage- Maitland Street

Council has a twelve month program for flood repairs across the Shire with high priority works receiving preference.

10. Collarenebri Newsletter

Council is prepared to photocopy the proposed newsletter once the costs of producing it are available. Someone will have to be prepared to take responsibility for any editorial comment. It is proposed \$500 be allocated for each Precinct Committee's incidental expenses.

**Moved:**

**Seconded:**

## WALGETT SHIRE COUNCIL AGENDA

### MINUTES OF COLLARENEBRI PRECINCT MEETING

Held at the Collarenebri Club.

Tuesday 23<sup>rd</sup> October, 2012 at 7 p.m.

Present: Sue Miners, Biddy Witts, Shirley McGrath, Brian Kable, Ray Shepherd, Suzanne Murray, Gai Coleman, Isobel & Mark Addy, Robert Greenaway (Chair), Marg Bow.

Apologies: Richard McGrath, Colin Murray, Don Ramsland. Moved Isobel / Mark Addy that apologies be received & granted leave of absence.

#### Election of Office Bearers-

President: Isobel Addy -nominated & accepted the position

Secretary: Marg Bow- nominated and agreed to carry on.

#### General Business.

- The trees have been planted in the street to-day & look attractive
- Paving was offered for outside of Cutler's Store and what is now Biddle's Business two years ago.. The main street does not end at Post Office Agency. Can the kerb & guttering on the eastern side of the street be attended to so that the pavers can be laid on the eastern side of the street, from the service station to and including the building now owned by B & W?
- The Precinct Representatives would like to consult with the Council staff on what areas of the street where the pavers are required to be laid before they are installed as there may not be sufficient pavers to complete the work.
- Tin fences in the main street- could council write to the owner of the land known as the old baker's shop which was burnt down (rumoured to be owned by Glen Wheatly). Isobel & Mark Addy offered to speak with David Smith regarding the gate which fallen off the hinge.
- Good reports from travellers using the Primitive Camping ground, it is considered to be very good for the town although there has been complaints that the access gateway is still too narrow and that there is no signage coming from the Walgett or Mungindi areas. Can an Information Board (large enough for town businesses and organisations to advertise to encourage visitors to come into town) be installed on the wall of the amenities block with a contact number should there be a problem.
- The pressure pump at the Primitive Camping area may need attention as it is cutting in frequently even when there is no one using water.
- What has happened regarding the promised public meeting about the Collarenebri Agency which was originally to be held in March?
- What is happening with the residence behind the Post Office?
- Council website- can it be updated more regularly & the brochures be included on the site.
- Complaints that letters and e-mails are not answered.
- School is getting \$5.6 million to be spent updating the toilet block as well canteen, etc. The school upgrade suggests an influx of pupils and presumably parents meaning the town also needs to be upgraded
- Beautification of the main street- Council promised paint so children could paint the fences with the supervision of school teachers. Is this paint still available?
- There was concern about the old wooden tree guards which have deteriorated and it was suggested that two steel pipes 800 millimetres apart with a bar over the top would make an excellent tree guard & could be installed in front of the existing trees as a tree guard. If Council is prepared to go ahead with this proposal please confer the Precinct Committee.

## **WALGETT SHIRE COUNCIL AGENDA**

- Driveway entrances – there are a number of driveway entrances within the town that need urgent attention. Could they possibly be inspected. Precinct Committee would be prepared to supply a short list. If Council is not prepared to rectify the problems, can some gravel be put in the potholes in the driveways.
- Concerns were raised about the positioning of the Notice Board behind the fence at B & W premises. Apparently this notice board belongs to the post office. It would be good if it was moved to the area next to the Post Office to be more visible to residents and visitors. It has a Perspex front not glass as was perceived.
- Flood damage in Maitland Street has not been repaired.
- A newsletter for Collarenebri was discussed – Mark & Isobel Addy graciously volunteered to see if they can produce one to be distributed to the public.
- It is hoped to hold the next meeting in early December after the November Council meeting.

**5. Minutes of OROC Meeting**

**Recommendation:**

That the minutes of the OROC Meeting held on the 2<sup>nd</sup> November 2012 be received and noted.

**Moved:**

**Seconded:**

## WALGETT SHIRE COUNCIL AGENDA

**Minutes of the OROC Meeting**  
held at  
Warren Sporting and Cultural Centre  
on  
Friday 2<sup>nd</sup> November  
at 10.35 am

### 1. Meeting Open and apologies

The meeting was opened at 10.35am by OROC Chair Clr Bill McAnally.

Mayor of Warren Shire Council, Clr Rex Wilson warmly welcomed the OROC Board to the Warren Shire.

**Apologies:** Mark Coulton MP, Member for Parkes; Kevin Humphries MP, Member for Barwon; Troy Grant MP, Member for Dubbo; Rick Warren, Coonamble Shire; Steve Loane, Warrumbungle Shire; Derek Francis, Bogan Shire.

**Present:** Clr Bill McAnally, Narromine Shire; Greg Lamont, Narromine, Shire; Clr Wulf Riechler, Brewarrina Shire; Rod Shaw, Brewarrina Shire; Clr Bill Murray, Walgett Shire; Don Ramsland, Walgett Shire; Clr Lilliane Brady, Cobar Shire; Gary Woodman, Cobar Shire; Clr Andrew Lewis, Bourke Shire; Ross Earl, Bourke Shire; Clr Rex Wilson, Warren Shire; Ashley Wielinga, Warren Shire; Clr Doug Batten, Gilgandra Shire; Paul Mann, Gilgandra Shire; Clr Mathew Dickerson, Dubbo City; Mark Riley, Dubbo City; Clr Ray Donald, Bogan Shire; Clr Jim Hampstead, Bogan Shire; Clr Tom Cullen, Coonamble Shire; Bruce Quarmby, Coonamble Shire; Clr Peter Shinton, Warrumbungle Shire; Tony Meppem, Warrumbungle Shire; Jason Collins, NSW Dept Premier and Cabinet; John Walkom, Chair, RDA Orana and Belinda Barlow OROC Executive Officer.

**Motion:** *That the apologies be accepted by the OROC Board.*

**Moved:** Clr Mathew Dickerson

**Seconded:** Andrew Lewis **CARRIED**

### 2. NSW Transport – Draft Master plan Steve Endicott and Kate Golotta

Steve Endicott and Kate Golotta presented a summary of the Draft NSW Long term Transport Master Plan to the OROC Board.

The OROC Board was informed that Transport for NSW will no longer be accepting submissions to the Draft Master Plan; however NSW Transport will be developing a list of identified strategies and recommendations that align with each of the Regional Transport Plans. OROC was requested to contribute to this process and recommendations identified will not necessarily attract funding or action by the NSW Government.

The OROC Board expressed its disappointment in the draft Master Plan including: the lack of consultation undertaken by NSW Transport in the OROC region; the lack of recognition of the importance of transport networks in the OROC region; the vast boundary that encompasses Western NSW and the lack of detail in relation to air transport and the importance of rural and regional airports.

**3. Karen Salmon – Dubbo Base Hospital – Project Officer/Change Manager Dubbo Redevelopment**

Karen offered the OROC Board a summary of the redevelopment works that will be undertaken at Dubbo Base Hospital in Stage 1 and II as part of the \$79.8 million Federal and State Funding.

The main objective during redevelopment is to: improve service functionality, offer good patient/visitor and staff, allow for flexibility in any future development and have minimal disruption of the current hospital service.

Early construction work is being undertaken during November to the car parks and traffic flow, construction on the buildings will commence early 2013. The design will allow for additional storey's to be added; and further expansion if DBH is successful in attracting additional funding in the future.

**4. Confirmation of previous OROC Minutes - meeting held 29<sup>th</sup> June 2012**

**Motion:** *That the Minutes of the OROC meeting held in Trangie on Friday 29<sup>th</sup> June 2012 be accepted as a true and accurate record of that meeting.*

**Moved:** Mark Riley

**Seconded:** Clr Andrew Lewis

**CARRIED**

**Business arising from previous Minutes – 29<sup>th</sup> June 2012**

**Barwon Roads Strategy**

**Motion:** *That OROC request an update of the Barwon Roads Strategy from Kevin Humphries' office; including a copy of the submission to the Minister for Roads and how the submission is to be considered ie: Infrastructure NSW.*

**Moved:** Don Ramsland

**Seconded:** Paul Mann

**CARRIED**

**Local Government Review Panel**

**Motion:** *That the Board of OROC acknowledge Clr Mathew Dickerson for his effective presentation to the Local Government Review Panel and thank him for his time and research presenting the overview of the region.*

**Moved:** Clr Rex Wilson

**Seconded:** Clr Andrew Lewis

**CARRIED**

**Motion:** *That the OROC Board and local government in the region, prepare and position themselves for the imminent release of the Independent Local Government Review Panel's 2<sup>nd</sup> Paper – a case for change.*

**Moved:** Clr Ray Donald

**Seconded:** Clr Rex Wilson

**CARRIED**

## WALGETT SHIRE COUNCIL AGENDA

### Confirmation of Minutes – GMAC Meeting held 21<sup>st</sup> September 2012

**Motion:** *That the Minutes of the GMAC meeting on 21<sup>st</sup> September 2012 in Dubbo, be accepted as a true and accurate record of that meeting and that the 4 recommendations contained therein be adopted.*

*Moved: Mark Riley*

*Seconded: Paul Mann*

**CARRIED**

### Business arising from GMAC Meeting – 21<sup>st</sup> September 2012

**Action:** *At its next meeting GMAC is to re-visit review the Conduct Review Committee Panel with the replacement of a Coonamble representative and inclusion of a representative from Walgett.*

### 5. OROC Correspondence

**Motion:** *That the OROC correspondence be accepted by the OROC Board.*

*Moved: Clr Wulf Reichler*

*Seconded: Clr Doug Batten*

**CARRIED**

### 6. Financial Report

The financial report was tabled by the Executive Officer.

**Motion:** *That the OROC financial report for the period ending 13<sup>th</sup> September, 2012 be accepted by the OROC Board*

*Moved: Clr Ray Donald*

*Seconded: Greg Lamont*

**CARRIED**

**Motion:** *That the proposed contributions for the financial year 2012/13 be accepted by the OROC Board.*

*Moved: Greg Lamont*

*Seconded: Clr Andrew Lewis*

**CARRIED**

### 7. Executive Officer's Report

**Motion:** *That the Executive Officer's Report is accepted by the Board.*

*Moved: Clr Bill Murray*

*Seconded: Clr Andrew Lewis*

**CARRIED**

### 8. General Business

- 8.1** NSW LGSA – President of Shires Association Clr Ray Donald congratulated Mayor of Warren Shire Council Clr Rex Wilson on his appointment as Vice President of NSW Shires Association.



## WALGETT SHIRE COUNCIL AGENDA

Clr Donald further reported to the OROC Board:

- ICAC has released findings from Operation Jarek in relation to the corruption allegations that staff from local government and state government agencies accepted secret benefits from suppliers.
- Water Utilities will not be taken away from local government – and the success of water alliances are proving to be successful.
- Road Maintenance Council Contracts changes proposed by the NSW Government will be deferred for at least 12 months.
- That NSW Rural Fire Service is opposed to the LGSA proposal of the Emergency Services Levy being replaced by a broad based property levy which will provide a more equitable, transparent and accountable system.
- Clr Donald has been appointed to the 'Local Lands Services' (LLS) Reference Panel, that will guide the development of LLS and oversee the public consultation to build the new state government agency that will replace LHPAs, CMAs and DPI.
- Constitutional recognition of Local Government is being encouraged, however it is preferred to be undertaken separate to the next Federal Election.

- 8.2 John Walkom, Chair RDA Orana informed OROC that Round 3 & 4 of RDAF (Expression of Interest) is now open. Round 3 is aimed at communities under 30,000 people and projects totaling \$50,000 - \$500,000. Round 4 is aimed at communities over 40,000 projects totaling \$500,000 to \$5 million.

The RDA network has received funding via NBN to conduct a regional digital economy expo to be held in the Orana region.

RDA Orana is currently calling for expressions of interests for a consultant to prepare a scoping document for a Skills Mining Centre.

### 10. Close/Next Meeting

The next **OROC Board** meeting will be held in February 2013 at Coonamble Shire Council.

The meeting closed at 1.20 pm.

#### Actions:

1. GMAC is to re-visit the Conduct Review Committee Panel composition.
2. That OROC EO writes to thank Karen Salmon for her time and presentation to the Board.
3. That OROC EO collects and collates a summary of feedback and issues to be included in Regional Transport Plan.
4. That GMAC address the issue of State Government boundaries and non-aligning with regions at its next meeting.
5. That OROC Executive Officer accepts the offer of ICAC to present the findings of Operation Jarek at the February 2013 OROC Board Meeting.

**Reservation of items for Debate**

Nil

**Reports of Officers**

## **6. COUNCIL'S DECISION ACTION REPORT – October 2012**

**REPORTING SECTION:** General Manager

**AUTHOR:** Don Ramsland

**FILE NUMBER:** 10/154

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### **Summary:**

This schedule summarises the action taken in respect of matters considered at the previous meeting of Council and includes any action from previous meetings still outstanding

### **Background:**

Attached is the Resolution Register which summaries outstanding action in respect of all resolutions as well as any other matters raised at the last Meeting which required action. The Resolution Register also lists any matters from previous meetings (as of July 2011) that have not been finalised.

### **Current Position:**

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

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

Resolution Register 20 December 2011

### **Governance issues:**

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

### **Environmental issues:**

Nil

### **Stakeholders:**

Council and Manex Team

### **Financial Implications:**

Nil

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

Nil

## WALGETT SHIRE COUNCIL AGENDA

### Conclusion:

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

### COUNCIL DECISIONS ACTION REPORT –October 2012

#### Recommendation:

That the Resolution Register for October 2012 be received and noted.

#### Moved:

#### Seconded:

### Attachments:

Resolution Register for – October 2012

|             |                                |                                                                                                                                                                                                                                                                                                     |                 |                                                                                                                                               |                 |  |
|-------------|--------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------|-----------------|--|
| 22 May 2012 | Questions for the next Meeting | Can the Honour Board in the Council Chambers be updated the last time it was updated was back in 1999<br><b>Clr Keir</b>                                                                                                                                                                            | General Manager | Costs being obtained 16/07/2012 Boards to be relocated and expanded.                                                                          | General Manager |  |
| 22 May 2012 | Questions for the next Meeting | Can Council look into the beautification of the main street in Lightning Ridge as I have noticed that bitumen is being used. The bitumen is not a good look, could something be done between the gutters and the footpath, can this be put on a program for Lightning Ridge?<br><b>Clr Martinez</b> | Governance      | 16/7/2012 - Report deferred to August meeting<br>15/10/2012 Programme for Lightning Ridge street beautification to be prepared for 2012/2013. | General Manager |  |

### Resolution Actions for Ordinary Meeting 26 June 2012

|              |                                |                                                                                                                                                                                                                                                                                                                                                                                                                                     |                               |                                                                                                                                                                                                                            |                                          |  |
|--------------|--------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|--|
| 26 June 2012 | 6/2012/12                      | That Council establish a small working party, comprising the Mayor, Deputy Mayor and MANEX to review the Plan and report on how best to contribute to the 5 key strategic directions identified in the Destination 2036 Action Plan<br><b>Moved: Clr Woodcock Seconded: Clr Keir</b>                                                                                                                                                | General Manager               | 02/07/2012 First meeting planned for late July 2012<br>02/08/2012 Awaiting outcome of I.R.P meeting in August                                                                                                              | General Manager                          |  |
| 26 June 2012 | 6/2012/30                      | That the matters listed by the Director Urban Infrastructure Services for brief mention or information only be received and noted.<br><b>Moved: Clr Woodcock Seconded: Clr Smith</b><br>That Representative of NSW Office of Water (Mr Bill Ho) be invited to attend the July meeting of Council to discuss operational issues surrounding the Collarenebri Water Filtration Plant<br><b>Moved: Clr Smith Seconded: Clr Walford</b> | Urban Infrastructure Services | Invited Mr Bill Ho to attend July meeting but he declined.<br><br>No further action required.<br><br>Mr Bill Ho is now being invited to November Meeting<br><br>Mr Bill Ho is not prepared to give an audience to Council. | Director Urban & Infrastructure Services |  |
| 26 June 2012 | Questions for the next Meeting | Can Council look into connecting 3 phase power to the Lightning Ridge Bore pump to reduce the electricity costs? Would also need to change over the pump switch board                                                                                                                                                                                                                                                               | Urban Infrastructure Services | Investigation in progress -13/7/2012<br>19/07/2012 Site investigation completed, progressing, developing specifications.                                                                                                   | Director Urban & Infrastructure Services |  |

# WALGETT SHIRE COUNCIL AGENDA

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|--------------|--------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|--|
|              |                                |                                                                                                                                                                                                                                                                           |                               | Further clarification is necessary.                                                                                                                                                   |                                          |  |
| 26 June 2012 | Questions for the next Meeting | Can Council advise what happened to the RFDS airport lighting at Lightning Ridge which is needed especially during foggy conditions                                                                                                                                       | General Manager               | 16/7/2012 – Matter being investigated<br>30/07/2012 GPS tracking system required- Cost being investigated.<br><br>The General Manager is currently investigating this matter further. | Director Urban Infrastructure Services.  |  |
| 26 June 2012 | Questions for the next Meeting | The town truck at Lightning Ridge needs to be inspected and repaired. When the boys start the truck there seems to be a litre of oil on the roof of the truck and when they recently completed the town run you could see hydraulic oil left on the road all around town. | General Manager               | 16/7/2012 – Matter being referred to Plant Committee<br>15/07/2012 Planned for replacement 2012/2013                                                                                  | Director Engineering Services            |  |
| 26 June 2012 | Questions for the next Meeting | The road to Namoi Village needs to be inspected and repaired. Apparently the school bus lost a wheel due to the poor state of the road.                                                                                                                                   | Engineering Services          | Council portion has been completed except sealing. Community's road portion is in investigation.<br><br>Estimation has been submitted to Land Council on 26/07/2012                   | Director Engineering Services            |  |
| 26 June 2012 | Questions for the next Meeting | The house boat in the Barwon River at Collarenebri has resurfaced and is located in the area where water sports activities occur it needs to be removed to prevent any accidents.                                                                                         | General Manager               | 16/7/2012 – Matter discussed with SES. RMS to be approached to remove obstacle from Waterways<br>12/08/2012 Request to RMS drafted.                                                   | General Manager                          |  |
| 26 June 2012 | Questions for the next Meeting | Can Council investigate and repair the drainage issues within the Collarenebri township. Need to look into properly laser levelling the ground installing culvert pipes and/or white gravel.                                                                              | Urban Infrastructure Services | 13/7/2012 - Investigation in progress.<br><br>15/10/2012 Object located downstream of Bridge, to be removed when water level falls.                                                   | Director Urban & Infrastructure Services |  |

## WALGETT SHIRE COUNCIL AGENDA

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|--------------|--------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|--|
|              |                                |                                                                                                                                                                                                                            |                 | <p>Levelling Programmed organised for 31/08/2012</p> <p>Removal of the object at the Bridge downstream in progress – To be completed of November 2012.</p> <p>Barwon Street drainage &amp; Driveway completed as part of the levelling program.</p> |                 |  |
| 26 June 2012 | Questions for the next Meeting | <p>Clr Murray advised that he has received a letter from Mr Mark Evans requesting Council support trying to improve the mobile telephone service to the south of Walgett by utilising the tower 30kms south of Walgett</p> | General Manager | <p>13/7/2012 – Letters sent to Federal Member &amp; Complainant 1/08/2012 Similar response to later letters received.</p> <p>15/10/2012 Further letter sent to Federal Member, awaiting response.</p>                                               | General Manager |  |

### Resolution Actions for Ordinary Meeting 24<sup>th</sup> July 2012

|              |           |                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |                                                |                 |  |
|--------------|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|------------------------------------------------|-----------------|--|
| 24 July 2012 | 7/2012/13 | <ol style="list-style-type: none"> <li>1. That Council receive and note the report in relation to RV Friendly Town Schemes within Walgett Shire.</li> <li>2. That Council endorse all 5 applications including Burren Junction, Collarenebri, Carinda, Rowena, Lightning Ridge and Walgett and supports the establishment of signage once Walgett Shire Council has received approval from CMCA from existing budget allocations.</li> </ol> | General Manager | 18/08/2012 Proposal being negotiated with CMCA | General Manager |  |
|--------------|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|------------------------------------------------|-----------------|--|

# WALGETT SHIRE COUNCIL AGENDA

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|--------------|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|--|
|              |           | <p>3. That Council advise the CMCA of the proposals and seek approval to establish appropriate signage</p> <p>4. That Council identify suitable areas on dedicated public roads to designate as "caravan parking" areas which could be used for "short term" parking</p> <p>5. That an approach be made to the RMS for the erection of appropriate signage at the roadside rest area on the Castlereagh Highway near Lightning Ridge</p> <p>6. Council respond appropriately to each of the submissions received.</p> <p><b>Moved: Cllr Lane</b><br/><b>Seconded: Cllr Walford</b></p> |                                            | <p>5. Highway signage inspected with WLC representative.</p> <p>15/10/2012 Applications for membership and dump point subsidies lodged.</p> |                                            |  |
| 24 July 2012 | 7/2012/14 | <p>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.</p> <p>2. Consider updating the various expenditure limits</p> <p>3. And that the Draft Payment of Expenses and Provision of Facilities for Councillors policy then be placed on public exhibition and public submissions invited.</p> <p><b>Moved: Cllr Lane</b><br/><b>Seconded: Cllr Martinez</b></p>                                                                 | General Manager                            | <p>18/09/2012 Policy being advertised.</p> <p>Report required for November meeting.</p>                                                     | General Manager                            |  |
| 24 July 2012 | 7/2012/16 | <p>That Walgett Shire Council resolves to:</p> <p>1. Note the letter dated 12 June 2012 from the Department of Planning &amp; Infrastructure conditionally certifying the draft Walgett Local Environmental Plan 2012 for public exhibition under section 65 of the Environmental Planning and Assessment Act 1979.</p>                                                                                                                                                                                                                                                                | Director of Planning & Regulatory services | No 1, 2 & 3 No Action required.                                                                                                             | Director of Planning & Regulatory services |  |



# WALGETT SHIRE COUNCIL AGENDA

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|              |                                | <p>2. Note the letter dated 18 July 2012 from the Department of Planning &amp; Infrastructure regarding large lot living opportunities and the draft Walgett Local Environmental Plan 2012.</p> <p>3. Note and endorse the draft Walgett Local Environmental Plan 2012 document and mapping dated June 2012.</p> <p>4. Place the draft Walgett Local Environmental Plan 2012 on public exhibition for a minimum period of six weeks.</p> <p>5. Request the General Manager to arrange community information sessions regarding the draft Walgett Local Environmental Plan 2012 at Carinda, Collarenebri, Cumborah, Grawin, Lightning Ridge and Walgett early in the public exhibition period.</p> <p>6. Request the General Manager to prepare a Planning Proposal for large lot living rezoning proposal for Walgett, Lightning Ridge and Collarenebri.</p> <p>7. Request the General Manager to pursue funding and engage a consultant to facilitate early finalisation of the large lot living areas rezoning proposal.</p> <p><b>Moved: Cllr Lane</b><br/><b>Seconded: Cllr Walford</b></p> |                 | <p>No 4 &amp; 5 Completed.</p> <p>No 6 &amp; 7 to commence as LEP &amp; DCP progresses.</p> |                 |  |
| 24 July 2012 | 7/2012/17                      | <p>That Council receive and note the General Manager's report and endorse the action being taken with regards undertaking the Cumborah Hall Extensions Project.</p> <p><b>Moved: Cllr Greenaway</b><br/><b>Seconded: Cllr Maritnez</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | General Manager | 1/08/2012 Plans being drafted with specifications.                                          | General Manager |  |
| 24 July 2012 | Questions for the next meeting | <p>In regards to Council supplied equipment (Laptop &amp; Filing Cabinet) to the current councillors – Do we need to return these at the end of office.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | General Manager | 20/08/2012 Memo to Councillors                                                              | General Manager |  |

# WALGETT SHIRE COUNCIL AGENDA

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| 24 July 2012 | Questions for the next meeting | Can Council look into the Plant hire for the Street sweeper – It would be best practice for Council to seek tenders or alternatively look at purchasing its own street sweeper in the review of the Plant Replacement Program                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | General Manager/<br>Director Urban & Infrastructure | 20/08/2012 Report to August meeting.<br>15/10/2012 Referred to Audit Committee.                                                                                                                                                                 | General Manager/<br>Director Urban & Infrastructure |  |
| 24 July 2012 | Questions for the next meeting | Can Council investigate the drainage problem within Rowena next to the School                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Director Urban & Infrastructure                     | Site visited 09/08/2012.<br>16/08/2012<br>Electrician has fixed the sump pump.<br>Trying to organise a Grader.<br>Pump fix has been completed.<br>A grader is still required to clean the drain- to be scheduled Rural Infrastructure Services. | Director Urban & Infrastructure                     |  |
| 24 July 2012 | Questions for the next meeting | Can Council investigate a house at Carinda which has partially lost its roof and the remaining Iron is a potential hazard.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Director Planning & Regulations                     | Quotes for demolition being sought.                                                                                                                                                                                                             | Director Planning & Regulations                     |  |
| 24 July 2012 | 7/2012/38                      | That Council endorse the following changes proposed to the Organisational Structure:<br><br>Creation of a new position of Workshop Foreman to replace the existing one of Leading Hand Mechanic<br>Upgrading of Two (2) Diesel Mechanic positions to a senior level<br>Renaming the role of Support Services Coordinator to Plant Superintendant<br>Transfer the responsibility of the Stores function to the Corporate Services Division<br>Creation of a part time Economic Development Officer (21 hours per week) within the Executive Division<br><br>These changes will be negotiated through the relevant Award processes prior to implementation.<br><b>Moved: Clr Lane</b><br><b>Seconded: Clr Walford</b> | General Manager                                     | 26/07/2012 Action being taken to follow award consultation process.                                                                                                                                                                             | General Manager                                     |  |
| 24 July 2012 | 7/2012/39                      | Industrial Land Subdivision proposal for Walgett- For Council's consideration.<br><b>Moved: Clr Keir</b><br><b>Seconded: Clr Lane</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | General Manager                                     | 26/07/2012 Land sales to fund project being facilitated.                                                                                                                                                                                        | General Manager                                     |  |

# **WALGETT SHIRE COUNCIL AGENDA**

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| 24 July 2012 | 7/2012/40 | Residential Land Subdivision for Lightning Ridge- For Council's consideration.<br><b>Moved: Clr Lane</b><br><b>Seconded: Clr Martinez</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | General Manager                  | 26/07/2012 Land sales to fund project being facilitated.                                                                                     | General Manager                  |  |
| 24 July 2012 | 7/2012/41 | That Council accept the offer of \$250,000 by Thiyama-Li Family Violence Service Inc for the purchase of lot 25 DP 539526 Wee Waa Street Walgett known as the (Old Medical Centre building) in accordance with the right of first refusal contained in the current lease agreement for the premises, the existing toilet block be subdivided off the existing title and the necessary planning and legal documentation be prepared and executed under the Common Seal of Council.<br><b>Moved: Clr Martinez</b><br><b>Seconded: Clr Keir</b>                                                                                                                                                                                                                                                                                                      | General Manager                  | 26/07/2012 Letter drafted for Purchaser regarding the Subdivision for Toilets.                                                               | General Manager                  |  |
| 24 July 2012 | 7/2012/42 | <ol style="list-style-type: none"> <li>1. Council note the Invoice of \$8,096.00 including GST sent by Booth Brown, Samuels &amp; Olney on 31 May 2012.</li> <li>2. Council pay the outstanding Invoice of \$8,096.00 inclusive of GST to Booth Brown Samuels &amp; Olney for costs and disbursements in relation to 38 unsold properties prepared under instruction from Walgett Shire Council.</li> <li>3. Council resolve to offer this land for Sale</li> </ol> <ol style="list-style-type: none"> <li>1. A further report be prepared detailing the most appropriate arrangements with regards Sale.</li> <li>2. That Council's Solicitors be requested to provide copies of the draft contracts of Sale prior to Council making payment of the invoice now received.</li> </ol><br><b>Moved: Clr Lane</b><br><b>Seconded: Clr Greenaway</b> | General Manager                  | 26/07/2012 Land sales being investigated. And copies of contracts obtained.                                                                  | General Manager                  |  |
| 24 July 2012 | 7/2012/45 | <ol style="list-style-type: none"> <li>1. That Council receive and note tenders for the RFT 12/006 and not accept any tender-Walgett Aerodrome resealing</li> <li>2. That Council negotiate with the two lowest tenders with a view to reducing the tendered prices and, if not successful, that the scope of</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Director of Engineering Services | <p>Negotiations in progress, revised plans and specifications are in progress.</p> <p>Site meeting on 23/11/202 for further negotiation.</p> | Director of Engineering Services |  |

# WALGETT SHIRE COUNCIL AGENDA

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|  |  | works be reduce and fresh tenders be called.              |  |  |  |  |
|  |  | <b>Moved:</b> Cllr Martinez<br><b>Seconded:</b> Cllr Lane |  |  |  |  |

## Resolution Actions for Ordinary Meeting 28<sup>th</sup> August 2012

|                |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                             |                                                                                                                                                                                                                                                           |                             |  |
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| 28 August 2012 | 8/2012/3  | That the Resolution Register for July 2012 be received and noted.<br><br><b>Moved:</b> Cllr Greenaway<br><b>Seconded:</b> Cllr Keir                                                                                                                                                                                                                                                                                                                                                                                                                                                   | General Manager             | Outstanding issues being followed-up.                                                                                                                                                                                                                     | General Manager             |  |
| 28 August 2012 | 8/2012/11 | The Rates Outstanding to 30th June 2012 report detailing outstanding rates, being a total amount of \$1,395,089.40 to 30 June 2012 be received and noted.<br><br><b>Moved:</b> Cllr Lane<br><b>Seconded:</b> Cllr Woodcock                                                                                                                                                                                                                                                                                                                                                            | Director Corporate Services | Debt recovery procedures to be implemented to reduce level of outstanding rates.<br><br>Section 713 sale proposed for March 2013.<br>First reminder letters sent.<br><br>Rate recovery ongoing Sec 713 properties to be presented to the December Meeting | Director Corporate Services |  |
| 28 August 2012 | 8/2012/14 | 1. The Council note the advice from the Local Government Grants Commission and the Budget implications as noted in the report.<br>2. Representations be made to the Hon Simon Crean MP, Minister for Local Government in terms similar to the submission being made by the Local Government & Shires Association.<br>3. In the event that the submission for a reversal of the decision to recoup the funds in the amount of \$156, 794.00 is not successful, that adjustments to the 2012/2013 Budget to recognise the reduction be at the 30 September Financial Review considered. | Director Corporate Services | Letter to minister Drafted.<br>Advice provided to Finance Manager regarding possible consideration at 30 September Financial Review.<br><br>Response received from Minister Crean, refer to Director                                                      | Director Corporate Services |  |

# WALGETT SHIRE COUNCIL AGENDA

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|                |           | <p><b>Moved: Clr Lane</b><br/><b>Seconded: Clr Walford</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                             | <p>Corporate Services for Brief Mention this month.</p>                                                                                                                                                                                                                  |                                                             |  |
| 28 August 2012 | 8/2012/26 | <p>1. That Council note the Cemetery Road Entrance Report.</p> <p>2. That Council staff take action to carry out minimal gravelling work from the various maintenance votes to enable limited vehicle access during wet weather as soon as possible.</p> <p>3. That Council gravel the Carinda Cemetery access and re-sheet the Collarenebri Cemetery road access.</p> <p>4. The General Manager report back to Council advising the costs involved.</p> <p><b>Moved: Clr Greenaway</b><br/><b>Seconded: Clr Keir</b></p> | <p>Director Urban Infrastructure Services</p>               | <p>Engineering Services to carry out the works. 18/09/2012 Report for September Meeting.</p> <p>Lightning Ridge and Collarenebri cemetery access work has been awarded to contractor.</p> <p>Trying to find feasible Quarry for Carinda cemetery access gravel work.</p> | <p>Director Engineering services</p>                        |  |
| 28 August 2012 | 8/2012/27 | <p>That Council receive and note the monthly July 2012 flood restoration works report.</p> <p><b>Moved: Clr Greenaway</b><br/><b>Seconded: Clr Lane</b></p> <p>That Council investigate the upgrade of alternative access (all weather road) via Kurrajong road to Brewarrina road (SH29W) and also from Kurrajong road into the Grawin.</p> <p><b>Moved: Clr Lane</b><br/><b>Seconded: Clr Walford</b></p>                                                                                                               | <p>Director Engineering Services</p> <p>General Manager</p> | <p>The estimated cost for Kurrajong Road to Brewarrina Road (SH29W) is \$1.10 million ( for 51.80km * 8m * 0.20m) Gravelling for Kurrajong rd to turnoff ( 18.90km *8 *.20) \$400000.00</p>                                                                              | <p>Director Engineering Services</p> <p>General Manager</p> |  |
| 28 August 2012 | 8/2012/32 | <p>That the proposal to consider the acquisition of a street sweeper be referred to Council's Plant committee for further investigation and report.</p> <p><b>Moved: Clr Lane</b><br/><b>Seconded: Clr Keir</b></p>                                                                                                                                                                                                                                                                                                       | <p>Director Urban Infrastructure Services</p>               | <p>Further investigation is being carried out. A Report will be submitted at the October Meeting.</p> <p>Already referred to the Plant Committee for further investigation.</p>                                                                                          | <p>Director Urban Infrastructure Services</p>               |  |

# WALGETT SHIRE COUNCIL AGENDA

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| 28 August 2012 | 8/2012/35                      | <p>1 That Council receive revised policy AFM- Gates and Grids on Public roads.</p> <p>2. Note the gates and grids on public roads procedures.</p> <p>3. Place draft revised Policy on Public exhibition for 28 days and invite comment from the Community prior to considering formal adoption.</p> <p><b>Moved: Clr Lane</b></p> <p><b>Seconded: Clr Walford</b></p>                          | Director Engineering Services                                                                 | <p>Will be in Newspapers on 20/09/2012.</p> <p>Public Exhibition submission.</p> <p>Submitting a report with Public submission on 27/11/2012 Council Meeting.</p>                      | Director Engineering Services                                                                 |  |
| 28 August 2012 | Questions for the next Meeting | <p>Clr Greenaway has requested that an inspection be carried out on the causeway on SR 5, between SR 123 and SR 16, has this been done?</p> <p><b>Clr Greenaway</b></p>                                                                                                                                                                                                                        | Director Engineering Services                                                                 | <p>Has been programmed. Starts from 24/09/2012.</p> <p>Work in progress.</p>                                                                                                           | Director Engineering Services                                                                 |  |
| 28 August 2012 | Questions for the next Meeting | <p>Are the rates being paid on the property "Eurool"; Between Walgett and Collarenebri?</p> <p><b>Clr Greenaway</b></p>                                                                                                                                                                                                                                                                        | Director Corporate Services                                                                   | <p>Property is currently non-rateable.</p> <p>Letter written to Indigenous Land Corporation.</p> <p>Awaiting response from Indigenous Land Corporation.</p>                            | Director Corporate Services                                                                   |  |
| 28 August 2012 | Questions for the next Meeting | <p>Noted that Gosford City Council valued our sister city relationship and would like to ensure that this relationship is fostered, ensuring we communicate regularly to ensure both Councils are aware of upcoming events. Gosford Council also noted that they would have been interested in sharing their Engineers for the Floods at the beginning of the year.</p> <p><b>Clr Lane</b></p> | General Manager                                                                               | <p>18/09/2012</p> <p>To be followed up with Gosford City Council after elections</p>                                                                                                   | General Manager                                                                               |  |
| 28 August 2012 | Questions for the next Meeting | <p>What is the current progress of Shirley Wilson's application for water connection?</p> <p><b>Clr Smith</b></p>                                                                                                                                                                                                                                                                              | Director Planning & Regulatory Services                                                       | <p>Letter sent on 07/09/2012 to Ms Wilson requesting her to finalise application.</p>                                                                                                  | Director Planning & Regulatory Services                                                       |  |
| 28 August 2012 | Questions for the next Meeting | <p>The signs at the service station at Collarenebri need to be investigated as they are not big enough to be noticed and therefore are causing a potential hazard.</p> <p><b>Clr Smith</b></p>                                                                                                                                                                                                 | Director Urban & Infrastructure                                                               | <p>Referred to Traffic Management Committee for information and discussion.</p>                                                                                                        | Director Engineering Services                                                                 |  |
| 28 August 2012 | Questions for the next Meeting | <p>Can the bank house at Collarenebri be fixed ASAP?</p> <p><b>Clr Smith</b></p>                                                                                                                                                                                                                                                                                                               | <p>Director Planning &amp; Regulatory Services</p> <p>Director Urban &amp; Infrastructure</p> | <p>Joint investigation with both departments carried out on 13/09/2012. Scope of works being finalised for tender purposes. Approximate cost to repair is \$90,000. Too costly and</p> | <p>Director Planning &amp; Regulatory Services</p> <p>Director Urban &amp; Infrastructure</p> |  |

## WALGETT SHIRE COUNCIL AGENDA

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|                |                                |                                                                                                              |                                         | recommended by Health Surveyor to sell the property.                                                                                                                                                                    |                                         |  |
| 28 August 2012 | Questions for the next Meeting | Can there be sign put up at the Rowena camping site?<br><b>Clr Smith</b>                                     | Director Urban & Infrastructure         |                                                                                                                                                                                                                         | Director Urban & Infrastructure         |  |
| 28 August 2012 | Questions for the next Meeting | The George Street house yard in Collarenebri is overgrown can this please be dealt with?<br><b>Clr Smith</b> | Director Planning & Regulatory Services | Ongoing observation will be conducted by the Regulatory Officer to notify of any overgrown properties.<br><br>Letters to be sent once Council has determined a mowing charge, see report to 27/11/2012 Council Meeting. | Director Planning & Regulatory Services |  |

### Resolution Actions for Ordinary Meeting 25<sup>th</sup> September 2012

|                                 |          |                                                                                                                                                                                                                                              |                 |                                                                              |                 |  |
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| 25 <sup>th</sup> September 2012 | 9/2012/  | That the minutes of the the North West Slopes and Plains Co-operative Library service held on the 3rd September 2012 be received and noted.<br><br><b>Moved: Clr Lane</b><br><b>Seconded: Clr Martinez</b>                                   | General Manager | MTG of GM's to be arranged.<br>15/10/2012<br>Meeting arranged for 25/10/2012 | General Manager |  |
| 25 <sup>th</sup> September 2012 | 9/2012/7 | That the information contained in the weekly circulars numbers 34-37 from the NSW Local Government and Shires Association be received and noted.<br><br><b>Moved: Clr Lane</b> <b>Seconded: Clr Walford</b>                                  | General Manager | Action being taken as required.                                              | General Manager |  |
| 25 <sup>th</sup> September 2012 | 9/2012/8 | That the information contained in the following Departmental circulars 12-30 TO 12-34 from the Local Government Division Department of Premier and Cabinet be received and noted.<br><br>• Circular to Councils 12-30 – September 2012 Local | General Manager | Action being taken as required.<br><br>12/30 No further Action               | General Manager |  |

# WALGETT SHIRE COUNCIL AGENDA

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|                     |           | <p>Government Elections- Answers to commonly asked questions about pre-election requirements</p> <ul style="list-style-type: none"> <li>• Circular to Councils 12-31 – End of Year Financial reporting 2012</li> <li>• Circulars to Council 12-32 – Modernisation of Local Government Legislation</li> <li>• Circulars to Council 12-33 – 2012 Councillor Workshop</li> <li>• Circulars to Council 12-34 – 2012 Local Government Elections – Survey of Candidates and Councillors</li> </ul> <p><b>Moved: Cllr Greenaway</b><br/><b>Seconded: Cllr Keir</b></p> |                               | <p>12/31 No further Action</p> <p>12/32 No further Action</p> <p>12/33 Pending</p> <p>12/34 Pending</p> |                               |  |
| 25th September 2012 | 9/2012/22 | <p>That Council receive and note the monthly RMCC works report</p> <p><b>Moved: Cllr Greenaway</b><br/><b>Seconded: Cllr Woodcock</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                       | Director Engineering Services | Ongoing                                                                                                 | Director Engineering Services |  |
| 25th September 2012 | 9/2012/23 | <p>Lightning Ridge \$2640 (from cemetery maintenance vote)</p> <p>Carinda \$32,260 (from unsealed roads maintenance vote)</p> <p>Collarenebri \$10,000 (from unsealed roads maintenance vote)</p> <p>And Burren Junction be deferred until the next financial year.</p> <p><b>Moved: Cllr Greenaway</b><br/><b>Seconded: Cllr Keir</b></p>                                                                                                                                                                                                                      | Director Engineering Services | <p>Action being taken as required.</p> <p>Work in progress.</p>                                         | Director Engineering Services |  |
| 25th September 2012 | 9/2012/24 | <p>That Council receive and note the monthly flood restoration works report.</p> <p><b>Moved: Cllr Walford</b><br/><b>Seconded: Cllr Cooper</b></p>                                                                                                                                                                                                                                                                                                                                                                                                             | Director Engineering Services | Ongoing                                                                                                 | Director Engineering Services |  |
| 25th September 2012 | 9/2012/27 | <p>That Council accepts tenders for RFT12/009 – Deniliquin Irrigation Contracting Pty. Ltd in the sum of \$665,468.10 for the construction of a Pre-Cast Concrete Box Culvert to replace the Wangan Bridge.</p> <p><b>Moved: Cllr Keir</b><br/><b>Seconded: Cllr Lane</b></p>                                                                                                                                                                                                                                                                                   | Director Engineering Services | <p>Tender acceptance letter has been sent out.</p> <p>Work commenced on 05/11/2012</p>                  | Director Engineering Services |  |
| 25th September 2012 | 9/2012/28 | <p>1. That Council accepts tenders for RFT12/003 – P W Concrete and Gravel in the sum of \$694,260.60 for the replacement of the Grawin Creek Box Culvert noting that although this tender is 1.5% higher than the lowest tender it provides for a "cast in situ" option.</p> <p>2. Seek confirmation from RMS that the cost of replacement will be fully funded under the 2012 Flood Damage Program.</p> <p><b>Moved: Cllr Woodcock</b></p>                                                                                                                    | Director Engineering Services | <p>Tender acceptance letter has been sent out.</p> <p>Negotiation is in progress.</p>                   | Director Engineering Services |  |



# WALGETT SHIRE COUNCIL AGENDA

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|                     |                                | <b>Seconded: C/r Greenaway</b>                                                                                                                                        |                                        |                                                                                                                                                                                                                                                                                                                                                                          |                                        |  |
| 25th September 2012 | Questions for the next Meeting | When will the new boat ramp be installed on the river at Collarenebri?<br><b>C/r Greenaway</b>                                                                        | Director Engineering Services          | This will be installed in November 2012. Submitting a report on 27/11/2012 Council Meeting for approval.                                                                                                                                                                                                                                                                 | Director Engineering Services          |  |
| 25th September 2012 | Questions for the next Meeting | When will the toilet be installed at the Collarenebri Tennis Club House as money has been placed in reserves?<br><b>C/r Greenaway</b>                                 | Director Urban Infrastructure          | There is no money placed in reserves as it was left out of last year's budget to enable court improvement to be done.<br><br>Still there is \$7,000 in the reserve budget. A new line budget is to be formulated in 2012/13 to accommodate the new construction.                                                                                                         | Director Urban Infrastructure          |  |
| 25th September 2012 | Questions for the next Meeting | When will the pavers be installed on the eastern side of Collarenebri Main street, also are there enough pavers to complete the whole street?<br><b>C/r Greenaway</b> | Director Urban Infrastructure Services | The Kerb and Guttering replacement needs to be completed first; the corner Herbert & Walgett Streets (L side going to Moree) before paving can be started.<br><br>There is not enough funds for the construction of the Kerb & Guttering. A new line budget is to be formulated in 2012/13 to accommodate the new construction. Once completed pavers will be installed. | Director Urban Infrastructure Services |  |
| 25th September 2012 | Questions for the next Meeting | When will patching and flood works repairs be carried out on SR67 Mission Road Collarenebri?<br><b>C/r Greenaway</b>                                                  | Director Engineering Services          | This has been programmed for February 2013                                                                                                                                                                                                                                                                                                                               | Director Engineering Services          |  |

# WALGETT SHIRE COUNCIL AGENDA

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| 25th September 2012 | Questions for the next Meeting | What is going to be done about the illegal water connections in Lightning Ridge?<br><b>Clr Woodcock</b>                                                                                  | Director Planning & Regulatory Services | DPRS & DUIS to prepare a report for Council's consideration. Report will consider; members of connection's ( authorised & unauthorised) cost of upgrading main to maintain flow at airport etc                                                                             | Director Planning & Regulatory Services |  |
| 25th September 2012 | Questions for the next Meeting | Can the footpath in front of the pizza shop in Lightning Ridge be investigated- as it is dangerous?<br><b>Clr Woodcock</b>                                                               | Director Urban Infrastructure Services  | Discussed the issue with the owners of the Pizza shop twice. A letter was sent to submit appropriate plan for consideration and be prepared for the removal and/or rectification of works completed. Still in negotiations with the pizza owners.                          | Director Urban Infrastructure Services  |  |
| 25th September 2012 | Questions for the next Meeting | Can the attitude displayed by some staff to the community be changed to one which is more positive and helpful rather one which is regulatory and enforced based?<br><b>Clr Woodcock</b> | General Manager                         | Issue raised with staff, customer service provision being reviewed.                                                                                                                                                                                                        | General Manager                         |  |
| 25th September 2012 | Questions for the next Meeting | Can the footpaths at Lightning Ridge be investigated and the beatification of the main street investigated?<br><b>Clr Martinez</b>                                                       | Director Urban Infrastructure Services  | A footpath valuation report was produced in 2010 where footpaths at Lightning Ridge were identified. A brief is to be prepared for beatification of the Main Street that would include Footpaths, Seats, Gardens, Kerb and Guttering and storm water systems. In progress. | Director Urban Infrastructure Services  |  |
| 25th September 2012 | Questions for the next Meeting | Can the beatification of CBD in Lightning Ridge be investigated in particular gardens, seats, flags or coloured lights?<br><b>Clr Walford</b>                                            | Director Urban Infrastructure Services  | Please refer to the above response regarding the beautification. Discussed with Clr Walford the installation of coloured lights and flags similar to Walgett's Main                                                                                                        | Director Urban Infrastructure Services  |  |

# WALGETT SHIRE COUNCIL AGENDA

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|                     |                                |                                                                                                                                                                                                                                                                 |                                        | Street.<br>Clr Walford to determine the type of flags he requires.<br>Clr Walford already determined the type of flag he requires. This will be included in the brief. |                                        |  |
| 25th September 2012 | Questions for the next Meeting | Can play equipment be put in the park on the corner of Opal Street and Butterfly Avenue?<br><b>Clr Walford</b>                                                                                                                                                  | Director Urban Infrastructure Services | Not required, however trees with tree guards will be planted.<br>To schedule the tree planting.                                                                        | Director Urban Infrastructure Services |  |
| 25th September 2012 | Questions for the next Meeting | Can a 40km zone and crossing be placed near the Lightning Ridge Preschool?<br><b>Clr Walford</b>                                                                                                                                                                | Director Urban Infrastructure          | Request has been forwarded to the Director Engineering Services to discuss at the Traffic Committee meeting.<br>Waiting for the decision from the Traffic Committee.   | Director Urban Infrastructure          |  |
| 25th September 2012 | Questions for the next Meeting | Can we upgrade the first 200 metres of Bugilbone road from the end of the bitumen at the Namoi River towards Burren Junction? This is the spot is where the road is the worst and holds up traffic after rain.<br><b>Clr Lane</b>                               | Director Engineering Services          | Estimated cost is \$28,000 and will be done under maintenance budget.<br><br>Work in progress.                                                                         | Director Engineering Services          |  |
| 25th September 2012 | Questions for the next Meeting | On the Lorne Road SR98 why was the first 300 meters of the road not graded when the rest of the roads was graded? The rest of the road is in excellent condition; it is only the first section at the Lightning Ridge end which is terrible.<br><b>Clr Lane</b> | Director Engineering Services          | Inspected and scheduled under maintenance budget.<br><br>Has been awarded to contractor.                                                                               | Director Engineering Services          |  |
| 25th September 2012 | Questions for the next Meeting | Can the light which shines on the corner of Pandora Street and Opal Street (from Khan's Store) be investigated as it is shining in drivers eyes at night.<br><b>Clr Taylor</b>                                                                                  | Director Urban Infrastructure          | Investigated. Will discuss with Country Energy for re-adjustment.                                                                                                      | Director Urban Infrastructure          |  |
| 25th September 2012 | Questions for the next Meeting | Can the Grawin Road be upgraded?<br><b>Clr Taylor</b>                                                                                                                                                                                                           | Director Engineering Services          | Estimates for work are in progress.<br><br>Meeting with RMS in progress.                                                                                               | Director Engineering Services          |  |
| 25th September 2012 | Questions for the next Meeting | Can the Burren Junction Bore Sewage dump point be fast tracked?<br><b>Clr Murray</b>                                                                                                                                                                            | Director Urban Infrastructure          | Activity application approved received quotes to undertake the job; Expected completion early November.<br>To be completed                                             | Director Urban Infrastructure          |  |

## WALGETT SHIRE COUNCIL AGENDA

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|                     |                                |                                                                                                                          |                               | before the Council Meeting in Burren Junction this month.        |                               |  |
| 25th September 2012 | Questions for the next Meeting | Can the old banners in the Walgett Shire Council be removed and replaced?<br><b>Clr Murray</b>                           | General Manager               | 15/10/2012 New banners to be designed, old banner to be removed. | General Manager               |  |
| 25th September 2012 | Questions for the next Meeting | Can the SR 64 Road be investigated as it requires gravelling from Wimbledon Road to Gingie Reserve?<br><b>Clr Murray</b> | Director Engineering Services | Need further discussions with Management.                        | Director Engineering Services |  |

### Resolution Actions for Ordinary Meeting 23<sup>rd</sup> October 2012

|                               |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                 |                                       |                 |  |
|-------------------------------|-----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|---------------------------------------|-----------------|--|
| 23 <sup>rd</sup> October 2012 | 10/2012/4 | That the Resolution Register for September 2012 be received and noted.<br><b>Moved: Clr Walford</b><br><b>Seconded: Clr Keir</b>                                                                                                                                                                                                                                                                                                                    | General Manager | Outstanding issues being followed up. | General Manager |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/5 | That the information contained in the weekly circulars numbers 38-41 from the NSW Local Government and Shires Association be received and noted.<br><br><b>Moved: Clr Walford</b><br><b>Seconded: Clr Keir</b>                                                                                                                                                                                                                                      | General Manager | Action being taken as required.       | General Manager |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/6 | That the information contained in the following Departmental circulars 12-35 to 12-36 from the Local Government Division Department of Premier and Cabinet be received and noted.<br><br>Circulars 12-35 – Councillor Handbook (Formerly Councillor Guide)<br>Circular 12-36 – Update to the; <i>Notice of Intention to Declare a Dog a restricted Dog</i> <i>Approved Form</i><br>Circular 12-37 – Local Infrastructure Renewal Scheme – Round Two | General Manager | Action being taken as required.       | General Manager |  |

# WALGETT SHIRE COUNCIL AGENDA

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|                               |                                | <b>Moved: Clr Cooper</b><br><b>Seconded: Clr Taylor</b>                                                                                                                                                                                                                                                                                            |                                        |                                                                                         |                               |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/8                      | That the General Manager's Report on matters for brief mention or information only be received and noted;<br>- Western Council leaders to appear at NSW Government Inquiry<br>- Letter from Mark Coulton MP Federal Member for Parkes<br>- Murray Darling National Conference and AGM<br><br><b>Moved: Clr Cooper</b><br><b>Seconded: Clr Keir</b> | General Manager                        | Action being taken as required.                                                         | General Manager               |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/17                     | That Council adopt the Community Engagement Strategy for the Review of the Ten Year Community Strategic Plan as presented.<br><br><b>Moved: Clr Woodcock</b><br><b>Seconded: Clr Walford</b>                                                                                                                                                       | Director Corporate Services            | Planning for engagement material and events continuing.                                 | Director Corporate Services   |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/24                     | That Council receive and note the monthly RMCC works report for October, 2012.<br><br><b>Moved: Clr Cooper</b><br><b>Seconded: Clr Woodcock</b>                                                                                                                                                                                                    | Director Engineering Services          | Ongoing                                                                                 | Director Engineering Services |  |
| 23 <sup>rd</sup> October 2012 | 10/2012/25                     | That Council receive and note the monthly flood restoration works report for October 2012.<br><br><b>Moved: Clr Woodcock</b><br><b>Seconded: Clr Cooper</b>                                                                                                                                                                                        | Director Engineering Services          | Ongoing                                                                                 | Director Engineering Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | What is being done with the illegal water connections in Lightning Ridge?<br><br>Clr Woodcock                                                                                                                                                                                                                                                      | Director Urban Infrastructure Services |                                                                                         |                               |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can an investigation be completed into purchasing a kerb & guttering machine and completing these works in house?<br><br>Clr Woodcock                                                                                                                                                                                                              | Director Engineering Services          | Did not receive any prices during the Tender Stage and currently dealing with supplier. | Director Engineering Services |  |

# WALGETT SHIRE COUNCIL AGENDA

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| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | What is the balance of the Lighting Ridge Water fund? Can some of these funds be used to upgrade the footpaths?<br>Clr Woodcock                                                                                                                                                                                                              | Director Corporate Services   | Balance as at 31/10/2012<br>\$2,417,120.00.<br>Overall water fund balance<br>\$1,720,639.00. Funds can only be used for service provision of water. | Director Corporate Services   |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | What is the progress on the sale of the old Medical Building in Wee Waa Street?<br>Clr Keir                                                                                                                                                                                                                                                  | General Manager               | The sale is subject to a subdivision to allow a general title to be established for the old toilet block.                                           | General Manager               |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Are we progressing with the Walgett Industrial and Lightning Ridge residential subdivision proposal?<br>Clr Keir                                                                                                                                                                                                                             | General Manager               | Funding for the drafting of subdivision plans is being sourced from other land sales which will be completed shortly.                               | General Manager               |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | When will the Wangan Bridge RP7716 construction to begin?<br>Clr Keir                                                                                                                                                                                                                                                                        | Director Engineering Services | Commenced from 05/11/2012                                                                                                                           | Director Engineering Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Clr Keir would like it noted that the Walgett Hospital has not had a Health Service Manager or Unit Manager on a permanent basis in the last two and a half years. A Health Service Manager was appointed 22/10/2012. Can these positions within the Walgett Hospital be monitored to ensure they are filled on permanent basis?<br>Clr Keir | General Manager               | The new permanent Health Services Manager Mr Stephen Joyce commenced duties on 22/10/2012. Situation will be monitored.                             | General Manager               |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can an investigation be conducted on the whereabouts of the new tables which were in the Town Hall Collarenebri?<br>Clr Greenaway                                                                                                                                                                                                            | Director Corporate Services   | Matter in progress.                                                                                                                                 | Director Corporate Services   |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Instead of the graveling at Mercantile road being completed can the Shire road 5 be sealed?<br>Clr Greenaway                                                                                                                                                                                                                                 | Director Engineering Services | SR5 is in Barwon Road Project.                                                                                                                      | Director Engineering Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | The signs on RR329 where there is flood damage near Merrywinebone and the turn off for Rowena have been removed. Can signs be replaced?<br>Clr Greenaway                                                                                                                                                                                     | Director Engineering Services | Action being taken.                                                                                                                                 | Director Engineering Services |  |

# **WALGETT SHIRE COUNCIL AGENDA**

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| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the Dick O'Brien bridge area be tidied up and the cleanliness of the area monitored as recently a bin was left upturned for two weeks. Also this area requires slashing.<br><br>Clr Cooper | Director Urban Infrastructure Services | This need to be referred to Rural Infrastructure Services.                                                                                                                                                                                                                                                                               | Director Urban Infrastructure Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the fence on the corner of Peel and Warrena Street be investigated as it has blown over and is on the nature strip?<br><br>Clr Cooper                                                      | Director Engineering Services          | Investigated notice of attention has been issued.                                                                                                                                                                                                                                                                                        | Director Engineering Services          |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the Bin outside of Walgett IGA be investigated as offensive odours have been coming from the bin?<br><br>Clr Cooper                                                                        | Director Urban Infrastructure Services | Investigated. The bin will be emptied daily as well the Wong's Fish and Chips Bin.                                                                                                                                                                                                                                                       | Director Urban Infrastructure Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Concerns have been raised regarding the new access to the R.T.A Depot in Fox Street, is Council confident that traffic for Fox Street will not be interrupted?<br><br>Clr Cooper               | Director Urban Infrastructure Services | Limited RTA vehicles will be using the new access therefore no interruptions should be experienced.                                                                                                                                                                                                                                      | Director Engineering Services          |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the remaining paving in the Ridge be measured to establish the cost to complete the job?<br><br>Clr Martinez                                                                               | Director Urban Infrastructure Services | Noted. To be included in the beautification program.                                                                                                                                                                                                                                                                                     | Director Urban Infrastructure Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Due to the housing shortage can Council look at building/purchasing a home for senior staff in Lightning Ridge?<br><br>Clr Martinez                                                            | General Manager                        | The General Manager advises that it is proposed to construct two new homes for senior staff in Lightning Ridge in the new Council subdivision as a method of promoting the new subdivision. In the meantime an additional premise is being rented. Once the new homes are constructed, the Council residence in Gem Street will be sold. | General Manager                        |  |

# WALGETT SHIRE COUNCIL AGENDA

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| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can a Police committee within Council be established?<br><b>Clr Walford</b>                                                                                                                                                                                                       | General Manager                         | The General Manager advised senior Local Police are prepared to meet with Council on a regular basis. Rather than a "Police Committee", a community safety committee may be a better option of addressing any community concerns. | General Manager                         |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Has a new Waste Service area been decided upon and is this public knowledge?<br><b>Clr Taylor</b>                                                                                                                                                                                 | Director Urban Infrastructure Services  | No- not at this stage.                                                                                                                                                                                                            | Director Urban Infrastructure Services  |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can a leash free area for dogs in Lightning Ridge be established? The unused Tennis Courts in Lightning Ridge is the suggested site.<br><b>Clr Taylor</b>                                                                                                                         | Director Planning & Regulatory Services | To be subject of future Council report.                                                                                                                                                                                           | Director Planning & Regulatory Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can Council organise funding for improvements to the Lightning Ridge Race Club for improvements to the bar area, new stone ovens and upgrade the existing cool room?<br><b>Clr Taylor</b>                                                                                         | Director Corporate Services             | Matter referred to MANEX group for further investigation.                                                                                                                                                                         | Director Corporate Services             |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can Council ensure it is being helpful with its assistance to the Grawin Club in the Scrub committee with regard their request to update the sanitation requirements of the club.<br><b>Clr Taylor</b>                                                                            | Director Planning & Regulatory Services | Noted. No action required at this time.                                                                                                                                                                                           | Director Planning & Regulatory Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can Council approach Western Lands for funding for grading of non-Council roads linking the tourist sites in the Shire? i.e. Western Lands / Parks & Wildlife own the Lightning Ridge Caravan park and this action would benefit their clients and visitors.<br><b>Clr Taylor</b> | Director Engineering Services           | Letter will be sent out regarding this matter.                                                                                                                                                                                    | Director Engineering Services           |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the Shire ensure a letter of appreciation be sent to the Lightning Ridge Men's Shed for completing the Street numbering in Lightning Ridge?<br><b>Clr Taylor</b>                                                                                                              | Director Planning & Regulatory Services | Scheduled to be done when Shire Urban addressing project completed.                                                                                                                                                               | Director Planning & Regulatory Services |  |
| 23 <sup>rd</sup> October 2012 | Questions for the next Meeting | Can the Council provide more shade trees for the Shire's towns and villages ( Jacaranda & Ficus trees)?<br><b>Clr Taylor</b>                                                                                                                                                      | Director Urban Infrastructure Services  | Noted. Currently counting the requirements for each area.                                                                                                                                                                         | Director Urban Infrastructure Services  |  |



# WALGETT SHIRE COUNCIL AGENDA

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## **7. CIRCULARS RECEIVED FROM THE NSW LOCAL GOVERNMENT AND SHIRES ASSOCIATION OF NSW – NOVEMBER 2012**

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

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### **Summary:**

Copies of weekly circulars number 42-45 received from the Local Government and Shires Association since the October 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 42**

Item 11 – Local Government Acts Review Workshop  
Item 23 – Local Infrastructure Renewal Scheme – Round Two  
Item 30 – Changes to codes SEPP now on Exhibition

#### **Issue 43**

Item 5 – Framework on involving Children and Young People in Decision Making  
Item 7 – Grants Available for Drug and Alcohol-Free Events  
Item 16 – Environmental Planning and Assessment Amendment Bill 2012  
Item 18- NSW Livestock Transport Loading Scheme – Letter to Councils  
Item 19 – NSW Road Maintenance Reform Program

#### **Issue 44**

Item 2 – Round 3 and 4 – Regional Development Fund Grants now open for expressions of interest  
Item 5 – Councillor Attitude Survey  
Item 13 – Inquiry into the Establishment of Special Economic Zones  
Item 15 – National Drought Program Reform  
Item 17 – Launch of Energy Efficiency Programs

#### **Issue 45**

Item 10- Age-Friendly Community Grants  
Item 11- Aboriginal Lands Clean up Program Funding  
Item 25- Grant Funding Available for Roadside Vegetation Projects  
Item 38 – Grain Harvest Season Mass Concession Scheme

## **WALGETT SHIRE COUNCIL AGENDA**

### **Current Position:**

Senior Management Staff and Councillors need to peruse these circulars and raise any matters of interest with the General Manager prior to the Meeting. Staff also have the task of following up and lodging application for grant funding where funding for Council projects may be available.

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

Nil

### **Governance issues:**

Senior Management Staff and Councillors are requested to review weekly Circulars and keep abreast of Local Government issues occurring at Industry level.

### **Environmental issues:**

Nil

### **Stakeholders:**

Councillors  
Walgett Shire Council staff

### **Financial Implications:**

Nil

### **Legal Issues:**

Nil

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

Not Applicable

### **Conclusion:**

Both Senior Management Staff and 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 ASSOCIATIONS OF NSW**

#### **Recommendation:**

That the information contained in the weekly circulars numbers 42-45 from the NSW Local Government and Shires Association be received and noted.

#### **Moved:**

#### **Seconded:**

#### **Attachments:**

Nil

**8. CIRCULARS RECEIVED FROM THE LOCAL GOVERNMENT  
DEPARTMENT OF PREMIER AND CABINET – NOVEMBER 2012**

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

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**Summary:**

Copies of circulars received 12-38 to 12-41 from the Local Government Division Department of Premier and Cabinet are attached for Councillors information.

**Background:**

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

Circular 12-38 Disclosure of Interests Returns  
Circular 12-39 Special Rate and Minimum Rate Variation Guidelines and Process for 2013/14  
Circular 12-40 Swimming Pools Amendment Act 2012  
Circular 12-41 Snapshot of NSW Councils – Comparative Information on NSW Local Government Councils 2010/11

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

**Current Position**

Circular 12-38 Report to Council – November 2012  
Circular 12-39 Response to Council – November 2012  
Circular 12-40 Memo issued to Council Staff – November 2012  
Circular 12-41 Memo issued to Council and Staff

**Relevant Reference Documents:**

Nil

**Governance Issues:**

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

Copies of the briefing papers/discussion papers have been forwarded to all Councillors under separate cover. Councillors need to consider what the long term impacts may be on Local Government generally and Walgett Shire in particular.

## WALGETT SHIRE COUNCIL AGENDA

### Environmental issues:

Nil

### Stakeholders:

Councillors  
Walgett Shire Council staff

### Financial Implications:

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

### Legal Issues:

Nil

### Alternative Solutions/Options:

Nil

### Conclusion:

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

### CIRCULAR RECEIVED FROM THE DIVISION OF LOCAL GOVERNMENT –November 2012

#### Recommendation:

That the information contained in the following Departmental circulars 12-38 to 12-41 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:**

**Seconded:**

#### Attachments:

Circulars received 12-38 to 12-41 from the Local Government Division Department of Premier and Cabinet

## WALGETT SHIRE COUNCIL AGENDA



Premier & Cabinet  
Division of Local Government

## Circular to Councils

Circular No. 12-38  
Date 17 October 2012  
Doc ID. A297635

Contact Investigations Team  
44284100

### DISCLOSURE OF INTERESTS RETURNS

#### Purpose

To remind councillors of their obligations under the *Local Government Act 1993* in relation to the lodgement of the *'Disclosures by Councillors and Designated Persons Return'*.

#### Issue

- Section 449(3) of the *Local Government Act 1993* requires councillors (and designated persons) who hold that position on 30 June in each year to lodge a *'Disclosures by Councillors and Designated Persons Return'*. All current Councillors who held office at 30 June and have been re-elected, and designated officers, should have lodged such a return with their General Managers by 30 September 2012.
- Newly elected councillors (i.e. excluding those persons who are current councillors who have been re-elected) are required to lodge a return within the three-month period after becoming a councillor as required by section 449(1) of the Act.
- Part 8 of the *Local Government (General) Regulation 2005* prescribes the nature of interests and other matters to be disclosed in returns. A word© version of the *'Disclosures by Councillors and Designated Persons Return'* is provided on the Division's website at [www.dlg.nsw.gov.au](http://www.dlg.nsw.gov.au) along with information to assist with the completion of the Form.
- While individuals are responsible for lodging their returns by the due date, the Division encourages General Managers to remind current Councillors and designated officers of their obligation to lodge a return by 30 September 2012 (if they have not already done so). General Managers are also asked to remind newly elected Councillors to lodge their returns within three months of their election.

#### Action

- Councils should have procedures in place to record the lodgement of returns.
- General Managers should ensure returns are tabled in accordance with section 450A of the Act.
- General Managers should ensure that all councillors are provided with a copy of this circular as soon as possible.

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

Division 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

## WALGETT SHIRE COUNCIL AGENDA



**Premier & Cabinet**  
Division of Local Government

## Circular to Councils

Circular No. 12-39  
Date 2 November 2012  
Doc ID: A298497

Contact Innovation Team  
(02) 4428 4100

### **SPECIAL RATE AND MINIMUM RATE VARIATION GUIDELINES AND PROCESS FOR 2013/14**

#### **Purpose**

To advise councils of the release of new guidelines for Special Rate and Minimum Rate Variations for the 2013/14 rating year.

#### **Issue**

- Revised Special Rate and Minimum Rate Variation guidelines are available on the Division's website at [www.dlg.nsw.gov.au](http://www.dlg.nsw.gov.au).
- The Special Rate Variation guidelines have been amended to reflect that all councils have implemented the Integrated Planning and Reporting (IP&R) framework. IP&R underpins decisions on the revenue required by each council to meet the community needs and demands, and in particular, whether the council requires a special variation to meet those needs. IP&R forms the basis of the revised, simplified Special Rate Variation criteria.
- Given the changes to the guidelines and the review of IP&R documentation currently being undertaken by newly elected councils, the guidelines include one off transitional arrangements for Special Rate Variations for the 2013-14 rating year.

#### **Action**

Councils who are seeking to apply for a Special Rate or Minimum Rate Variation should note the revised guidelines and dates for application. All councils who are intending to apply for a Special Rate or Minimum Rate Variation should contact IPART well in advance of submitting an application.

A handwritten signature in black ink, appearing to read 'Ross Woodward'.

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

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## WALGETT SHIRE COUNCIL AGENDA



Premier & Cabinet  
Division of Local Government

## Circular to Councils

Circular No. 12-40  
Date 2 November 2012  
Doc ID. A302246

Contact Grant Astill  
02 44284194  
grant.astill@dlg.nsw.gov.au

### SWIMMING POOLS AMENDMENT ACT 2012

#### Purpose

To advise councils that the *Swimming Pools Amendment Act 2012* commenced on Monday, 29 October 2012.

#### Issue

- A number of amendments have been made to the Swimming Pools Act aimed at increasing the safety of very young children around backyard swimming pools and reducing associated drowning and near-drowning incidents.
- In particular the Act has been strengthened to ensure a greater degree of compliance with the child-resistant barrier requirements of the Act. Attachment 1 summarises the changes.
- All pool owners will be required to register their pools on a new state-wide online register. The register is being developed and will be available by no later than the end of April 2013.
- Councils will need to develop, in consultation with their communities, a swimming pool inspection program. Councils will also need to issue compliance certificates where an inspected pool barrier complies with the Act.
- The Act includes delayed commencement provisions for the new obligations placed on pool owners and councils. Further details are provided in Attachment 1 to this circular.
- The Division will continue to work with and provide support to councils during implementation of these new requirements. The Division is currently developing guidelines to assist councils meet their new obligations under the Act.
- The Act can be viewed online at <http://www.legislation.nsw.gov.au/>

#### Action

General Managers are asked to bring this circular to the attention of councillors and relevant council staff.

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

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## WALGETT SHIRE COUNCIL AGENDA



Premier & Cabinet  
Division of Local Government

## Circular to Councils

Circular No. 12-41  
Date 8 November 2012  
Doc ID. A296928

Contact Performance and Compliance Team  
(02) 4428 4131

### SNAPSHOT OF NSW COUNCILS - COMPARATIVE INFORMATION ON NSW LOCAL GOVERNMENT COUNCILS 2010/11

#### Purpose

To inform councils of the release of the Comparative Information on NSW Local Government Councils for 2010/11 publication (*Snapshot of NSW Councils*).

#### Issue

- A PDF version of the Comparative Information on NSW Local Government Councils for 2010/11 publication, and updated time series data excel spreadsheet, can be accessed by selecting 'Publications' and 'Comparative Information' on the Division of Local Government's website at [www.dlg.nsw.gov.au](http://www.dlg.nsw.gov.au).
- The information contained in the publication is largely based on data provided by councils. The Division of Local Government makes every effort to ensure that the information contained in the publication is accurate.
- The Division intends to review the contents and format of the 2011/12 publication to provide improved public reporting on council performance.

#### Action

General Managers are asked to bring the *Snapshot of NSW Councils* to the attention of councillors and council staff.

A handwritten signature in black ink, appearing to read 'Ross Woodward'.

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

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## **9. MONTHLY CALENDAR –NOVEMBER 2012**

**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 November 2012 to January 2013 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. Councillors are requested to advise the General Manager's Executive Assistant of any coming community or councillor function so as to avoid any clashes of commitments.

### **Environmental issues:**

Not applicable

### **Stakeholders:**

Councillors  
Walgett Shire Council staff

## **WALGETT SHIRE COUNCIL AGENDA**

### **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 – November 2012 – January 2013**

#### **Recommendation:**

That Council receive and note the regular monthly calendar for the period November 2012 to January 2013.

#### **Moved:**

#### **Seconded:**

### **Attachments:**

Calendar for November 2012 to January 2013

# WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Time       | What                                                     | Who                                                                   |
|-----------------|------------|----------------------------------------------------------|-----------------------------------------------------------------------|
| Thur 1 Nov      | 12:00 noon | DEMC – Dubbo                                             | General Manager                                                       |
| Fri 2 Nov       | 9.30am     | OROC Meeting - Warren                                    | Mayor & General Manager                                               |
| Sat 3 Nov       |            |                                                          |                                                                       |
| Sun 4 Nov       |            |                                                          |                                                                       |
| Mon 5 Nov       |            |                                                          |                                                                       |
| Tue 6 Nov       |            |                                                          |                                                                       |
| Wed 7 Nov       |            |                                                          |                                                                       |
| Thur 8 Nov      | 3.30pm     | Walgett HACC Meeting                                     | Clr Keir                                                              |
| Fri 9 Nov       |            |                                                          |                                                                       |
| Sat 10 Nov      |            |                                                          |                                                                       |
| Sun 11 Nov      |            |                                                          |                                                                       |
| Mon 12 Nov      |            |                                                          |                                                                       |
| Tue 13 Nov      |            |                                                          |                                                                       |
| Wed 14 Nov      |            | 2012 National Local Roads and Transport Congress         | General Manager & Director of Engineering Services                    |
| Thur 15 Nov     |            | 2012 National Local Roads and Transport Congress         | General Manager & Director of Engineering Services                    |
| Fri 16 Nov      |            | 2012 National Local Roads and Transport Congress         | General Manager & Director of Engineering Services                    |
| Sat 17 Nov      |            |                                                          |                                                                       |
| Sun 18 Nov      |            |                                                          |                                                                       |
| Mon 19 Nov      |            |                                                          |                                                                       |
| Tue 20 Nov      |            |                                                          |                                                                       |
| Wed 21 Nov      |            |                                                          |                                                                       |
| Thur 22 Nov     |            |                                                          |                                                                       |
| Fri 23 Nov      |            |                                                          |                                                                       |
| Sat 24 Nov      |            |                                                          |                                                                       |
| Sun 25 Nov      |            |                                                          |                                                                       |
| Mon 26 Nov      |            |                                                          |                                                                       |
| Tue 27 Nov      | 10:00 am   | Council Meeting- Burren Junction                         | All Councillors and Senior Management Staff                           |
| Wed 28 Nov      |            |                                                          |                                                                       |
| Thur 29 Nov     |            |                                                          |                                                                       |
| Fri 30 Nov      | 11:00 am   | Coonabarabran- Mungindi Road Committee Meeting - Pilliga | Mayor, General Manager, Director Engineering Services & Clr Greenaway |

## WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Time                | What                                                                            | Who                                                         |
|-----------------|---------------------|---------------------------------------------------------------------------------|-------------------------------------------------------------|
| Sat 1 Dec       |                     |                                                                                 |                                                             |
| Sun 2 Dec       |                     |                                                                                 |                                                             |
| Mon 3 Dec       |                     |                                                                                 |                                                             |
| Tues 4 Dec      | 9:00 am             | Local Government Task Force Meeting Dubbo                                       | Mayor & General Manager                                     |
| Wed 5 Dec       |                     |                                                                                 |                                                             |
| Thurs 6 Dec     | 10:30 am            | Northwest Slopes and Plains Cooperative Library Service - Moree                 | Clr Cooper, Clr Keir & General Manager                      |
| Fri 7 Dec       |                     |                                                                                 |                                                             |
| Sat 8 Dec       |                     |                                                                                 |                                                             |
| Sun 9 Dec       |                     |                                                                                 |                                                             |
| Mon 10 Dec      | 10:30 am<br>3:00 pm | Local Emergency Management Committee<br>Australian Day Awards Judging Commences | Mayor & General Manager                                     |
| Tue 11 Dec      | 11:30 am            | ARMC                                                                            | Clr Woodcock, General Manager & Director Corporate Services |
| Wed 12 Dec      |                     |                                                                                 |                                                             |
| Thurs 13 Dec    | 3:30pm              | Walgett HACC Meeting                                                            | Clr Keir                                                    |
| Fri 14 Dec      |                     |                                                                                 |                                                             |
| Sat 15 Dec      |                     |                                                                                 |                                                             |
| Sun 16 Dec      |                     |                                                                                 |                                                             |
| Mon 17 Dec      |                     |                                                                                 |                                                             |
| Tues 18 Dec     | 10:00 am            | Council Meeting - Walgett                                                       | All Councillors and Senior Management Staff                 |
| Wed 19 Dec      | 10:00 am            | CMCC Meeting (Gulgandra)                                                        | Clr Woodcock & Clr Greenaway                                |
| Thurs 20 Dec    | 10:00 am            | Traffic Committee Meeting                                                       | Clr Martinez & Clr Keir                                     |
| Fri 21 Dec      | 4:00 pm             | Outdoor Staff Shutdown until Monday 14 January 2013                             | Outdoor Staff                                               |
| Sat 22 Dec      |                     |                                                                                 |                                                             |
| Sun 23 Dec      |                     |                                                                                 |                                                             |
| Mon 24 Dec      |                     |                                                                                 |                                                             |
| Tue 25 Dec      |                     | Christmas Day                                                                   |                                                             |
| Wed 26 Dec      |                     | Boxing Day                                                                      |                                                             |
| Thurs 27 Dec    |                     | Customer Services Centre Closed                                                 |                                                             |
| Fri 28 Dec      |                     | Customer Services Centre Closed                                                 |                                                             |
| Sat 29 Dec      |                     |                                                                                 |                                                             |
| Sun 30 Dec      |                     |                                                                                 |                                                             |
| Mon 31 Dec      |                     | Customer Services Centre Closed                                                 |                                                             |

## WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting     | Time           | What                                         | Who                                        |
|---------------------|----------------|----------------------------------------------|--------------------------------------------|
| <b>Tue 1 Jan</b>    |                | <b>Customer Services Centre Closed</b>       |                                            |
| Wed 2 Jan           |                |                                              |                                            |
| Thurs 3 Jan         |                |                                              |                                            |
| <b>Fri 4 Jan</b>    |                |                                              |                                            |
| Sat 5 Jan           |                |                                              |                                            |
| Sun 6 Jan           |                |                                              |                                            |
| Mon 7 Jan           |                |                                              |                                            |
| Tues 8 Jan          |                |                                              |                                            |
| Wed 9 Jan           |                |                                              |                                            |
| <b>Thurs 10 Jan</b> | <b>3.30pm</b>  | <b>Walgett HACC Meeting</b>                  | <b>Clr Keir</b>                            |
| Fri 11 Jan          |                |                                              |                                            |
| Sat 12 Jan          |                |                                              |                                            |
| Sun 13 Jan          |                |                                              |                                            |
| <b>Mon 14 Jan</b>   |                | <b>Outdoor Staff return to Work</b>          |                                            |
| Tues 15 Jan         |                |                                              |                                            |
| Wed 16 Jan          |                |                                              |                                            |
| Thurs 17 Jan        |                |                                              |                                            |
| <b>Fri 18 Jan</b>   |                |                                              |                                            |
| <b>Sat 19 Jan</b>   |                |                                              |                                            |
| <b>Sun 20 Jan</b>   |                |                                              |                                            |
| <b>Mon 21 Jan</b>   |                |                                              |                                            |
| Tues 22 Jan         |                |                                              |                                            |
| Wed 23 Jan          |                |                                              |                                            |
| Thurs 24 Jan        |                |                                              |                                            |
| <b>Fri 25 Jan</b>   |                |                                              |                                            |
| <b>Sat 26 Jan</b>   | <b>8:00 am</b> | <b>Australia Day Ceremony - Collarenebri</b> | <b>All Councillors and General Manager</b> |
| <b>Sun 27 Jan</b>   |                |                                              |                                            |
| Mon 28 Jan          |                |                                              |                                            |
| Tues 29 Jan         |                |                                              |                                            |
| Wed 30 Jan          |                |                                              |                                            |
| Thurs 31 Jan        |                |                                              |                                            |

## 10. 2013 AUSTRALIA DAY CELEBRATIONS

**REPORTING SECTION:** Governance  
**AUTHOR:** Executive Assistant  
**FILE NUMBER:** 11/306

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### **Summary:**

On Saturday 26th January 2013, Council's Australia Day Breakfast and Celebration will be held in Collarenebri. The centrepiece of the morning will be the presentation of Council's Australia Day Awards by the Mayor and the Australia Day Council's Ambassador to Walgett Shire. Among other things, Council needs to establish an Australia Day Committee and a Judging Panel for the Awards.

### **Background:**

Every year Council celebrates Australia Day on 26<sup>th</sup> January, usually with a breakfast early in the morning followed by an official presentation of Awards by the Mayor and the Australia Day Ambassador.

Each year, Council rotates the location of the event between its three major towns, Walgett, Lightning Ridge and Collarenebri. This year the event is scheduled to be in Collarenebri.

The event was held in Collarenebri in 2010, Lightning Ridge in 2011 and Walgett 2012.

### **Current Position:**

The theme for Australia Day 2013 *"Thank you Australia- Let's say thanks for our way of life."* "Thank you Australia" is an opportunity for people to express and share their gratitude for the good fortune of being Australian.

For 2012, the Council utilised the expertise of our community members in helping organise the day, the committee consisted of the General Manager, Executive Assistant to the General Manager & Mayor and members of the local community.

Council has previously determined that the Judging Panel should comprise the Mayor (as Chairperson), one or two Councillors and at least five community members. It was also determined in 2010 that the Councillor members of the Panel should be authorised to extend invitations to community members to join the Panel, as they see fit. It is envisaged that the judging for the awards will take place in the week beginning 10 December 2012 well before the Christmas/New Year shutdown because of the need to arrange awards, engraving etc.

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

Nil

## WALGETT SHIRE COUNCIL AGENDA

### Governance issues:

Nil

### Environmental issues:

Nil

### Stakeholders:

Council  
Walgett Shire Ratepayers

### Financial Implications:

Council has a budget of \$2,500 for its 2013 Australia Day Celebrations

### Alternative Solutions/Options:

Nil

### Conclusion:

Council needs to determine its action in respect of forming a community committee to organise the 2013 event, as well as determine who will be on the judging panel for the awards.

### 2013 Australia Day Celebrations

#### Recommendation:

That:

1. The Mayor and the following Councillors be members of the 2013 Australia Day Awards Judging panel Clr \_\_\_\_\_ and Clr \_\_\_\_\_.
2. The Mayor be the chairperson of the Judging panel.
3. The Mayor and Councillors on the Panel be authorised to determine community members of the Panel and to invite community members to join the Panel.

**Moved:**

**Seconded:**

### Attachments:

Nil



**11. REVIEW OF POLICY AND WSC PROCEDURES – PAYMENT OF EXPENSES AND PROVISION OF FACILITIES FOR COUNCILLORS POLICY**

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 10/355

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**Summary:**

To review Council's Policy and WSC Procedures – Payment of Expenses and Provision of Facilities for Councillors Policy.

**Background:**

This matter was previously considered at Council's meeting on 24 July 2012.

At that time the following was resolved:

**7/2012/14 PAYMENT OF EXPENSES AND PROVISION OF FACILITIES FOR COUNCILLORS POLICY**

**Resolved:**

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. Consider updating the various expenditure limits
3. 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 Maritnez

**CARRIED**

**Current Position:**

Subsequently the proposal was advertised in the local press during the weeks commencing September 17<sup>th</sup>, September 24<sup>th</sup> & October 15<sup>th</sup>.

The proposal was also displayed on Council's website during the above periods.

## **WALGETT SHIRE COUNCIL AGENDA**

No submissions were received during the period the proposed amendments were on public exhibition and accordingly it is now appropriate for Council to further consider and determine the matter.

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

Local Government Act 1993  
WSC Policy Document  
WSC Procedure Document

### **Governance issues:**

The adoption of the Policy will contribute to good governance of the organisation.

### **Environmental issues:**

Not Applicable

### **Stakeholders:**

Councillors  
Council Staff

### **Financial Implications:**

Nil

### **Legal Issues:**

Nil

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

Not applicable

### **Conclusion:**

Following exhibition and in view of the fact no submissions were received, it is now appropriate for Council to resolve, in accordance with the requirements of Sections 361, 362 and 363 of the Local Act 1993 as amended, to adopt the draft "Policy – Payment of Expenses and Provision of Facilities for Councillors Policy.

## WALGETT SHIRE COUNCIL AGENDA

### **Review of Policy and WSC Procedures – Payment of Expenses and Provision of Facilities for Councillors**

**Recommendation:**

That in accordance with the requirements of Sections 361, 362 and 363 of the Local Act 1993 as amended Council adopt the draft "Policy – Payment of Expenses and Provision of Facilities for Councillors Policy".

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

1. Policy – Payment of Expenses and Provision of Facilities for Councillors Policy  
(Circulated under separate cover)

## 12. REPORTING ON DISCLOSURE RETURNS

**REPORTING SECTION:** General Manager  
**AUTHOR:** Don Ramsland  
**FILE NUMBER:** 10/581

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### **Summary:**

Divisions 1 and 2 of Part 2 (Duties of Disclosure) of the Local Government Act 1993, provide that "designated persons" are required to "submit written returns of interest" within three months of becoming a "designated person" and at least annually thereafter.

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

Designated persons include: "the General Manager", "other senior staff of Council", "a person (other than a member of the senior staff of the council) who is a member of staff of the council or a delegate of the council and who holds a position identified by the council as the position of a designated person because it involves the exercise of functions under this or any other Act (such as Regulatory functions or contractual functions) that, in their exercise could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest".

Designated persons (and Councillors) are required to lodge written returns of their interest (including interest in property and trusts, sources of income, persons to whom a debt is owed, interests and positions in Corporations, positions in trade unions and professional or business associations) which are to be tabled before Council and held in a Register to be controlled by the General Manager. The returns are to be updated at least annually.

Returning Officers should have lodged their Declaration Pursuant to section 449 (3) by 30 September, 2012.

Newly elected Councillors have until 31 December, 2012 to lodge their initial Declaration Pursuant to section 449 (1).

As at 30 September 2012, the following positions were deemed as "designated persons":

1. Director, Corporate and Community Services
2. Director, Planning and Regulatory Services
3. Director, Engineering Services
4. Director, Urban Infrastructure Services
5. Finance Manager
6. Technical Officers with expenditure authority of \$20,000 or greater
7. Stores Officer
8. Support Services Co-ordinator
9. Roads and Bridges Engineer
10. Manager Community Development

## WALGETT SHIRE COUNCIL AGENDA

11. Senior Finance Officer
12. Senior Health and Building Surveyor

A memorandum has been sent to the holder of the above positions asking them to complete the disclosure form and return it by 31 October 2010.

### Relevant Reference Documents:

Local Government Act 1993

### Stakeholders:

Staff, councillors and citizens

### Financial Implications:

Nil

### Reporting on Disclosure Returns

#### Recommendation:

Pursuant to Section 450A of the Local Government Act 1993 the General Manager tabled disclosure returns completed and executed pursuant to Section 449 of the Act by following designated persons.

#### Councillors

Clr Bill Murray  
Clr Robert Greenaway  
Clr Jane Keir  
Clr David Lane  
Clr Manuel Martinez  
Clr Lawrence Walford  
Clr Ian Woodcock  
Clr Michael Taylor  
Clr Darryl Cooper

#### Designated Staff

Don Ramsland  
Raju Ranjt  
Siegfredo Coralde  
Matthew Goodwin  
Stephen Holland  
Mark Ward  
Edward Picker  
Gregory Leersen  
Ramesh Sharma  
Susie Jones  
Roy White  
Clarence Chape

## WALGETT SHIRE COUNCIL AGENDA

Shane Roberts  
Andrew Wilson  
George McCormick  
Matthew Clarkson  
Bhaskar Shresma  
Barry Maher  
Sylvester Otieno  
Douglas McLennan

**Moved:**

**Seconded:**

### **Attachments:**

Nil

### **13. REVIEW OF COUNCIL'S PRECINCT COMMITTEE CONCEPT**

**REPORTING SECTION:** Executive  
**AUTHOR:** Don Ramsland General Manager  
**FILE NUMBER:** 11/298

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**Summary:**

To undertake a review of Council's Precinct Committee concept.

**Background:**

The Precinct Committee concept was introduced by Council's first Administrator with the aim of helping to fill the local knowledge gap created as a consequence of there being no Councillors.

Initially there were six Committees – Burren Junction, Carinda, Collarenebri, Lightning Ridge, Rowena and Walgett. The role of the Committees was *"to provide information on the physical, social and environmental characteristics of the area and assist Council in the formulation and development of programmes and policies."*

At the present time only four Committees remain active – Burren Junction, Carinda, Collarenebri and Rowena. Walgett and Lightning Ridge ceased to operate some time ago and the Ratepayers' Association which replaced the Walgett Precinct Committee also folded some time ago.

**Current Position:**

Pursuant to Section 355 of the LGA, membership of Committees automatically lapse at the time a quadriennial election is held. This is also an ideal time to review the whole Precinct Committee concept including such issues as membership, meeting procedures, executive positions, quorums, meetings schedules and the level of Council support.

A draft set of revised guidelines for the operation of Precinct Committees is currently being prepared and will be circulated prior to the meeting

**Relevant Reference Documents/Policies:**

2008 Precinct Committee guidelines

**Governance issues:**

Good governance dictates that the operation of Precinct Committees follow set guidelines and be open and transparent in all their dealings. They represent an opportunity for Council to increase the level of community input into Council's decision making process.

**Environmental issues**

Nil

## **WALGETT SHIRE COUNCIL AGENDA**

### **Stakeholders:**

Council  
Walgett Shire Community

### **Financial Implications:**

To be effective, it is believed that each Precinct Committee should have access to a budget of say \$500 per annum to cover incidental expenses such as postage, photocopying, telephone and the like.

### **Legal Issues**

Committees are established under Section 355 of the LGA.

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

Abolish the Precinct Committee concept entirely

### **Conclusion:**

It is believed that a well functioning Precinct Committee structure will allow greater community participation in Council affairs and in turn lead to more effective local government.

### **Review on Council's Precinct Committee Concept**

#### **Recommendation:**

That Council consider the adoption of the revised Precinct Committee guidelines.

#### **Moved:**

#### **Seconded:**

### **Attachments:**

Existing Guidelines



## **WALGETT SHIRE COUNCIL AGENDA**

### **Existing Precinct Committee Guidelines**

- (i) Committees only to be established if eight or more members of the community from different family groups within the area of the Committee express an interest in establishing, and becoming members of, the Committee
- (ii) Committees must elect a Chairperson and Secretary annually
- (iii) Councillors should not be members of Committees
- (iv) Must be an Annual General Meeting of the Committee when all residents within the area invited to attend
- (v) Any residents of an area is entitled to attend any meeting of the Committee for the area
- (vi) Committees should meet a minimum six times a year and generally each meeting should be held in a different month
- (vii) Committees are responsible for advising residents of meetings
- (viii) A quorum for any meeting of the Committee is half the number of members plus one
- (ix) There must be an Agenda for each meeting and the Minutes for each meeting must be forwarded to Council
- (x) Council will provide Committees with: Agendas and Minutes of all Council Meetings; publicly exhibited documents; press release
- (xi) Council will provide each Committee with an annual grant of \$500 to cover the cost of convening and conducting meetings, photocopying, postage, telephone and related

## **14. CLOSEDOWN OF ADMINISTRATION OVER FESTIVE SEASON**

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

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### **Summary:**

To consider closing Council's Offices for an additional day over the Festive Season.

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

It is considered efficient for the majority of Council's operations to close down for the work days between Christmas and New Year's Day. It also suits the needs of the majority of staff to plan holidays during the Festive Season.

This year Christmas Day falls on a Tuesday 25<sup>th</sup> December 2012, Boxing Day on Wednesday 26<sup>th</sup> December, 2012 and New Year's Day on Tuesday 1<sup>st</sup> January, 2013.

It was proposed to, and accepted by, Council at the September 2012 meeting that Council operations close down for the three intervening days of Thursday 27<sup>th</sup> to Monday 31<sup>st</sup> inclusive.

For the three days of the closedown staff are required to take leave and/or to utilise accumulated flexi-time.

During the closedown essential service staff remain on duty in the garbage and water/sewer service areas and emergency service staff are rostered to be on call in other areas of Council operations.

In addition to the standard shutdown, a shutdown for three weeks will be put in place for all Outdoor Staff not rostered for work from Friday 21 December 2012 until Monday 14 January 2013.

In view of the fact that the majority of local offices have advised of their intention to close down from Friday 21 December 2012 until Wednesday 2 January 2013, it is now proposed that Council's offices be closed for the same period.

The Collarenebri Agency will be the exception because of Australia Post obligations.

Staff will be required to take annual leave or flex-time to cover the additional day.

### **Relevant Reference Documents:**

Nil

### **Stakeholders:**

## WALGETT SHIRE COUNCIL AGENDA

Council staff and residents

### Financial Implications:

Staff will be required to take either Annual Leave or accumulative Flex Time for this additional day and again during the remaining closure period. Staff rostered to work during the period attract payment at normal rates of pay.

### Closedown of Administration over Festive Season

#### Recommendation:

1. Council operations close from Friday 21<sup>st</sup> to Monday 31<sup>st</sup> inclusive and the General Manager make satisfactory arrangements for the maintenance of essential services and provision of emergency call out services.
2. The closedown be effectively notified to residents along with details of essential service and emergency call out arrangements.
3. Note the Outdoor Staff shutdown period from Friday 21 December, 2012 to Monday 14 January 2013.

**Moved:**

**Seconded:**

### Attachments:

Schedule of 2012-2013 Public Holidays from NSW Government Industrial Relations Website

## WALGETT SHIRE COUNCIL AGENDA

Public Holidays from NSW Government Industrial Relations Website

|                              | 2012                   | 2013                   |
|------------------------------|------------------------|------------------------|
| New Year's Day               | Sunday, 1 January      | Tuesday, 1 January     |
| Additional Day               | Monday, 2 January      |                        |
| **Australia Day              | Thursday, 26 January   | Monday, 28 January     |
| Good Friday                  | Friday, 6 April        | Friday, 29 March       |
| Easter Saturday              | Saturday, 7 April      | Saturday, 30 March     |
| Easter Sunday                | Sunday, 8 April        | Sunday, 31 March       |
| Easter Monday                | Monday, 9 April        | Monday, 1 April        |
| Anzac Day                    | Wednesday, 25 April    | Thursday, 25 April     |
| Queen's Birthday             | Monday, 11 June        | Monday, 10 June        |
| *Bank Holiday                | Monday, 6 August       | Monday, 5 August       |
| Labour Day                   | Monday, 1 October      | Monday, 7 October      |
| Christmas Day public holiday | Tuesday, 25 December   | Wednesday, 25 December |
| Boxing Day                   | Wednesday, 26 December | Thursday, 26 December  |

**15. MATTERS FOR BRIEF MENTION OR INFORMATION ONLY  
REPORT**

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

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**Summary:**

To advise Council of the following matters/issues which are for brief mention or information only.

**1. 2013 National General Assembly (NGA)**

The 2013 National General Assembly will be held on 16-19 June in Canberra. The event attracts a high level of interest from Councils around Australia as local government representatives meet in Canberra to debate national local government policy, network, and hear from and influence federal politicians and federal policy.

The Regional Cooperation and Development forum will be held Sunday 16<sup>th</sup> June, held in conjunction with the NGA, is an opportunity for local government to explore the challenges and opportunities arising out of regional development. The Forum is also when the State of the Regions Report is launched and provides an opportunity to hear from the Report authors, National Economics.

**2. Registration for roundtable – IPART's Local Government Compliance & Enforcement Red review**

Registration to attend the Public roundtable in Sydney on Tuesday the 4<sup>th</sup> December 2012 are now open. The forum will discuss red tape issues relating to Local Government compliance and enforcement activities.

IPART has now posted on its website a comprehensive register of local government regulatory functions.

The register has sought to identify all regulatory functions undertaken by Councils under all NSW legislation. Regulatory function has been defined as "any function under an Act, regulation or other statutory instrument which empowers local government to create, impose, enforce or administer rules that control the actions of others." The register was prepared by consultants Steening & Associates in conjunction with KPMG, the consultant's report is also available on IPART's website.

## **WALGETT SHIRE COUNCIL AGENDA**

### **3. Announcement of Rural Health Advisory Committee**

Health Minister Jillian Skinner announced on Tuesday 6<sup>th</sup> November 2012 the establishment of a Ministerial Advisory Committee for Rural Health to improve both the delivery of health care and the general health of rural communities across NSW.

The Ministerial Advisory Committee for Rural Health will be made up of rural clinicians, community members and members of Local Health Districts. The committee will provide advice to the Minister on ways to improve patient services in rural NSW.

To support the Ministerial Advisory Committee, a Rural Health Unit will now be established within the NSW Ministerial of Health to ensure recommendations of the committee encourage the development of rural health policies, and are monitored and evaluated.

### **4. ABC Television- Series on renovation and preservation of our Australian heritage.**

Mr Mark Stanforth Producer/Director of ABC Television has wrote to Walgett Shire Council seeking to follow potential restoration projects involving building, structures or spaces. They are looking for restoration projects that has a history that needs to be retained for the future and that someone or some group wish to restore.

Ideally they would like to find out about these projects before they are started to ensure they are able to follow the process through from the beginning to the end, including preparation for example fund raising, the auction of the building or the relocating of a family.

### **5. Anzac Day Commemorations, 25 April 2015 – Gallipoli Peninsula, Turkey**

On 25 April 2015, Australia and New Zealand will commemorate the centenary of the ANZAC landings on the Gallipoli Peninsula in Turkey. The Governments of Australia, New Zealand and Turkey have been working at length on arrangements for the centenary commemorations. The key consideration is the limited capacity for attendance at the Dawn Service of around 10, 000 places and a public ballot for allocation of attendance passes. A ballot is seen as the most fair and equitable process to allocate attendance passes to an occasion of such significance.

To enable participation in the consultation process, a discussion paper and survey have been included on the Gallipoli 2015 website [www.gallipoli2015.dva.gov.au](http://www.gallipoli2015.dva.gov.au) and public forums will be held in more than 30 locations across Australia. Details of the public forums will also be available on the Gallipoli 2015 website. The consultation period will close on **30 November 2012**.

## **WALGETT SHIRE COUNCIL AGENDA**

### **6. Carols by Candlelight – Walgett**

Following an approach to Council in February, 2011 by Ms Megan Duncan Council agreed to accept responsibility for co-ordinating the Walgett Carols by Candlelight and holding the necessary insurance cover for the event with the Churches organising the programme and running the event.

This year arrangements are in place for the Walgett Carols by Candlelight to be held in Grays Park Walgett on Monday 3 December 2012 commencing at 6:30pm with sausage sizzle.

### **7. National Local Roads and Transport Congress**

The Director of Engineering Services and I attended the National Local Roads and Transport Congress in Hobart between on 16/17 November, 2012.

The Congress was advised that the Roads to Recovery Programme has now been extended for a further four years from 2014 to 2019. Funding levels are yet to be determined but should be in line with the current programme plus an allowance for CPI.

At the Congress, Walgett delegates were successful in putting forward the case for "Betterment" Funding to be included in theme 2 of the National Local Roads and Transport Policy Agenda for 2010 – 2020.

A strong theme from various presenters was the intention for effective asset management and it is quite obvious the ability to access grant funds in the future will be influenced by the standard of Asset Management Plans for roads in the various local government areas.

### **11. Motions for 2013 "C" Division and Western Division Conferences**

The annual conferences for both "C" Division and the Western Division will be held in February 2013.

A call has already gone out for conference motions. Councillors and staff are requested to contact me prior to 7 December, 2012 with any issues they believe should be raised at the conferences by way of motions so that there is adequate time to draft the motions for consideration by Council at the December, 2012 meeting to determine which motions should go forward.

Motions to be considered at the Annual NSW Shires Association Conference in Sydney in June, 2013 must all be submitted to the various Divisional meetings for endorsement before being consider for the State Conference agenda.

### **12. Additional Flood Damage Grant**

Following ongoing negotiations between Walgett Shire's Senior Management Staff and the NSW Roads and Maritime Services, Council has been successful in securing additional funds of over \$290,000.00 for the maintenance of all-weather access into the Glengarry / Grawin Opal fields via the Kurrajong road and across Western Lands Leases.

## **WALGETT SHIRE COUNCIL AGENDA**

This additional allocation will be treated as part of Council's flood damage program and provides for the immediate upgrade of the 29 km detour route which residents must use because of the prolonged closure of the Wilby Wilby Road (SR101) due to flooding.

Council staff and local residents at Grawin / Glengarry and the Glengarry / Grawin / Sheep Yards Miners' Association Inc. who had work tirelessly to source the funds necessary to bring the alternative access up to a reasonable standard are to be congratulated.

It is proposed that the work can be commenced almost immediately following the signing of agreements with local contractors and should be completed well before the fast approaching Christmas break.

Council staff continue to make representations for the raising of the level of the Wilby Wilby Road as a "betterment" project under the National Disaster Fund guidelines.

### **13. Regional Development Australia Fund Grants – Round 3**

In recent months various Councillors have been pushing for programmes for the upgrading of the main streets in the towns of Walgett, Lightning Ridge and Collarenebri. As funding is limited, consideration is being given to lodging a joint application for funding for upgrading/beautification programmes in all three towns under Round 3 of the Regional Development Australia Fund.

Expressions of Interest for Round 3 close on Thursday 6 December 2012. Councils with populations under 30,000 are allowed to submit only one application for grants of between \$50,000 and \$500,000. The funding pool of \$50M is for priority infrastructure projects.

Each Regional Development Australia Committee will select up to five Expressions of Interest from their area to proceed to full blown applications which will close on Wednesday 27 March 2013. EOIs chosen to go forward will be notified on Wednesday 13 February 2013.

Council's concurrence to submitting an Expression of Interest is now sought.

### **14. IPART Rate Increase Submission**

As a precautionary measure IPART has been advised that Council may seek an increase in rates in 2013/2014 above the rate pegging limit. Confirmation will be provided before the December 2012 cut off date if an application seems likely to proceed.

### **15. Plant Committee Meeting**

A meeting of Council's Plant Committee has been delayed until accurate and appropriately reconciled figures are available in respect of plant hire income and operational expenses for 2011/2012 and 2012/2013 as this information will form the basis of decisions to be taken with regards Council's ongoing plant replacement programme.

However, in the interim, quotations have been invited for the supply of a new town truck for Lightning Ridge and a new fitters' truck for the Walgett workshop. Quotations are also be called for replacement vehicles in the light vehicle fleet.



## WALGETT SHIRE COUNCIL AGENDA

### MATTER FOR BRIEF MENTION OR INFORMATION ONLY

#### Recommendation

That the General Manager's Report on matters for brief mention or information only be received and noted.

**Moved:**

**Seconded:**

#### Attachments:

Letter from Mayor Felicity-ann Lewis President Australian Local Government Association  
Media Release from Jillian Skinner MP Minister for Health Minister for Medical Research

## WALGETT SHIRE COUNCIL AGENDA



AUSTRALIAN LOCAL  
GOVERNMENT ASSOCIATION

RECEIVED 14 SEP 2012

12 September 2012

Walgett Shire Council  
PO Box 31  
WALGETT NSW 2832

To the Mayor, Councillors and CEO

The 2013 National General Assembly (NGA) will be held from 16 – 19 June in Canberra.

I encourage you to 'Save the Date' as next year's NGA promises to be a critical event for local government.

The NGA has grown in recent years to be the pivotal national local government event attracting a high level of interest from councils around Australia. Local government representatives meet in Canberra to debate national local government policy, to network, and to hear from and influence federal politicians and federal policy.

Given the Federal Election next year, the NGA presents opportunities to seek commitments from political parties and to place local government's priority issues on the national agenda. The NGA is also scheduled shortly after the Federal Budget which will give us an opportunity to examine how the budget affects local government.

Traditionally federal politicians address the NGA and with 2013 being an election year, we anticipate the Prime Minister, Minister for Regional Australia, Regional Development and Local Government and the Leaders of the major parties all accepting our invitation to address the NGA.

Your council's involvement in the NGA is vital in ensuring a the united local government voice so ALGA can maintain the focus on local government and drive better results for us at the national level.

The Regional Cooperation and Development Forum, held in conjunction with the NGA, is an opportunity for local government to explore the challenges and opportunities arising out of regional development. The Forum is also when the State of the Regions Report is launched and provides an opportunity to hear from the Report authors, National Economics. The 2013 Forum will be held in Sunday 16 June.

More detailed information will be sent to you over the coming months. In the meantime I urge you to save these dates to ensure your council is represented in Canberra next year.

|                                                      |                          |
|------------------------------------------------------|--------------------------|
| <b>National General Assembly of Local Government</b> | <b>16 – 19 June 2013</b> |
| <b>Regional Cooperation and Development Forum</b>    | <b>16 June 2013</b>      |

Yours Sincerely

Mayor Felicity-ann Lewis  
President

8 Geills Court Deakin ACT 2600  
ABN 31 008 613 876

PHONE 02 6122 9400  
FAX 02 6122 9401

EMAIL [alga@alga.asn.au](mailto:alga@alga.asn.au)  
WEB [www.alga.asn.au](http://www.alga.asn.au)

Tuesday, 6 November 2012

## **MINISTER LAUNCHES RURAL HEALTH ADVISORY COMMITTEE**

Health Minister Jillian Skinner today announced the establishment of a Ministerial Advisory Committee for Rural Health to improve both the delivery of health care and the general health of rural communities across NSW.

Mrs Skinner made the announcement while addressing the NSW Rural Health & Research Congress at Wagga Wagga.

The Ministerial Advisory Committee for Rural Health will be made up of rural clinicians, community members and members of Local Health Districts. The Committee will provide advice to the Minister on ways to improve patient services in rural NSW.

"The NSW Government understands that issues faced by rural communities in NSW are different to those in metropolitan areas. It is for this reason I have established this committee, to ensure the voice of rural NSW is heard and their health care needs are met well into the future," Mrs Skinner said.

"The one size fits all approach isn't always appropriate when delivering health services to rural communities. It's vital that locals - whether clinicians or community members - are involved when determining local solutions to local problems."

To support the Ministerial Advisory Committee, a Rural Health Unit will now be established within the NSW Ministry of Health to ensure recommendations of the committee encourage the development of rural health policies, and are monitored and evaluated.

"The Rural Health Unit will be instrumental in ensuring that local ideas and initiatives are taken from the bench to the bedside for the benefit of rural patients.

"In addition to the Rural Health Unit, the Agency for Clinical Innovation will develop a Rural Health Network, which will play a vital role in coordinating models of care in rural areas and advising how they can best be implemented by Local Health Districts.

"These three groups will be responsible for the development of the Rural Health Plan 2013 – 2017.

"I'm proud to be at Wagga Wagga to make this announcement today which will ensure rural health is firmly on the state agenda and given the attention it deserves.

"The NSW Government is committed to improving patient care in rural and regional in this state and we're taking positive steps toward fulfilling this pledge today."

**MEDIA: Samantha Day – 0417 617 056**

**16. CASH ON HAND & INVESTMENT REPORT**

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

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**Summary:**

This report summarises the cash on hand and investments held by Walgett Shire Council as at 31 October 2012.

**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 October 2012 the operational bank account's balance was \$1,597,055.52. The reconciliation of this balance is:

|                                                                |                         |
|----------------------------------------------------------------|-------------------------|
| <b>Opening Ledger Account Balance as at 1 October 2012</b>     | <b>1,095,012.80</b>     |
| Add: Receipts                                                  | 2,708,459.86            |
| Add: Recalled Investments                                      | 1,250,000.00            |
| Less: New Investments                                          |                         |
| Less: Payments                                                 | (3,457,587.34)          |
| <b>Closing Ledger Balance as at 31 October 2012</b>            | <b>1,595,885.32</b>     |
| <br><b>Balance as per Bank Statement as at 31 October 2012</b> | <br><b>1,597,055.52</b> |
| Add: Receipts not banked                                       | 579.80                  |
| Less: Payments not presented                                   | (1,750.00)              |
| <b>Closing Balance of Bank Account</b>                         | <b>1,595,885.32</b>     |

5 Term Deposits were recalled to the value of \$1,250,000.00

No new Term Deposits were made.

2 transfers were made from the 24hour online account to the value of \$482,407.51.

No transfers were made to the 24hour online account.

## WALGETT SHIRE COUNCIL AGENDA

As at 31 October 2012 Walgett Shire Council's investment register's balance was \$9,750,239.66. The balance as per the attached investment report comprised:

|                                                    |                |
|----------------------------------------------------|----------------|
| Term Deposits                                      | \$9,750,000.00 |
| Floating Rate Collateralized Debt Obligation (CDO) | \$ 239.66      |

The values disclosed for the Floating Rate Collateralized Debt Obligation (CDO) are market values as at 30 September 2012 and were supplied by the ANZ Group.

|                                |             |
|--------------------------------|-------------|
| 24 Hour Online Account Balance | \$ 6,896.37 |
|--------------------------------|-------------|

### Relevant Reference Documents/Policies:

|                  |                                                 |
|------------------|-------------------------------------------------|
| 09/1772/0030     | October 2012 bank reconciliation ledger 11.5010 |
| 09/1460-02/00026 | Investments Report To Council 2012-2013         |

### Governance issues:

Nil

### 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 October 2012 Walgett Shire Council's total available cash and invested funds were \$11,353,021.35 represented by:

|                                        |                |
|----------------------------------------|----------------|
| Reconciled Operational Account Balance | \$1,595,885.32 |
| Investments                            | \$9,750,239.66 |
| 24 Hour Online Saver Account           | \$ 6,896.37    |

## CASH ON HAND AND INVESTMENT REPORT AS AT 31 OCTOBER 2012

### Recommendation:

That the cash on hand and investment report as at 31 October 2012 be received.

### Moved:

### Seconded:

Attachments:  
Investments Report

| <u>Investment Institution</u>        | <u>Type of Investment</u> | <u>Term (days)</u> | <u>Rate %</u> | <u>Ref</u> | <u>Reset Date</u> | <u>Maturity Date</u> |              |
|--------------------------------------|---------------------------|--------------------|---------------|------------|-------------------|----------------------|--------------|
| <b>Term Deposits</b>                 |                           |                    |               |            |                   |                      |              |
| Credit Union Australia               | Term Deposit              | 328                | 5.83          | 754/12     |                   | 05-Dec-12            | \$250,000.00 |
| Credit Union Australia               | Term Deposit              | 322                | 5.85          | 763/12     |                   | 09-Jan-13            | \$250,000.00 |
| Suncorp                              | Term Deposit              | 322                | 5.80          | 764/12     |                   | 09-Jan-13            | \$250,000.00 |
| Credit Union Australia               | Term Deposit              | 343                | 6.05          | 769/12     |                   | 13-Feb-13            | \$250,000.00 |
| Bankwest                             | Term Deposit              | 161                | 4.90          | 782/13     |                   | 12-Dec-12            | \$250,000.00 |
| National Australia Bank              | Term Deposit              | 139                | 5.15          | 784/13     |                   | 21-Nov-12            | \$500,000.00 |
| National Australia Bank              | Term Deposit              | 195                | 5.17          | 785/13     |                   | 16-Jan-13            | \$500,000.00 |
| Bank of Queensland                   | Term Deposit              | 161                | 5.15          | 786/13     |                   | 19-Dec-12            | \$500,000.00 |
| Bank of Queensland                   | Term Deposit              | 185                | 5.20          | 787/13     |                   | 23-Jan-13            | \$500,000.00 |
| Suncorp                              | Term Deposit              | 189                | 5.02          | 791/13     |                   | 20-Feb-13            | \$250,000.00 |
| National Australia Bank              | Term Deposit              | 91                 | 4.96          | 792/13     |                   | 21-Nov-12            | \$500,000.00 |
| Bank of Queensland                   | Term Deposit              | 182                | 5.15          | 793/13     |                   | 27-Feb-13            | \$250,000.00 |
| Bank of Queensland                   | Term Deposit              | 188                | 5.15          | 794/13     |                   | 06-Mar-13            | \$500,000.00 |
| Newcastle Permanent Building Society | Term Deposit              | 90                 | 5.10          | 795/13     |                   | 28-Nov-12            | \$500,000.00 |
| Suncorp                              | Term Deposit              | 196                | 5.15          | 796/13     |                   | 13-Mar-13            | \$500,000.00 |
| Newcastle Permanent Building Society | Term Deposit              | 96                 | 5.10          | 797/13     |                   | 05-Dec-12            | \$500,000.00 |
| Suncorp                              | Term Deposit              | 182                | 5.15          | 798/13     |                   | 08-Mar-13            | \$250,000.00 |
| Bankwest                             | Term Deposit              | 70                 | 4.70          | 799/13     |                   | 14-Nov-12            | \$250,000.00 |
| Newcastle Permanent Building Society | Term Deposit              | 97                 | 4.95          | 800/13     |                   | 12-Dec-12            | \$500,000.00 |
| IMB                                  | Term Deposit              | 146                | 4.80          | 801/13     |                   | 30-Jan-13            | \$500,000.00 |
| IMB                                  | Term Deposit              | 189                | 4.80          | 802/13     |                   | 20-Mar-13            | \$500,000.00 |
| IMB                                  | Term Deposit              | 182                | 4.80          | 803/13     |                   | 27-Mar-13            | \$500,000.00 |
| Credit Union Australia               | Term Deposit              | 210                | 5.96          | 804/13     |                   | 28-Aug-13            | \$250,000.00 |
| IMB                                  | Term Deposit              | 189                | 5.00          | 805/13     |                   | 10-Apr-13            | \$500,000.00 |
| Newcastle Permanent Building Society | Term Deposit              | 91                 | 4.34          | 806/13     |                   | 30-Jan-13            | \$250,000.00 |

**\$9,750,000.00**

**Floating Rates Collateralized Debt Obligations (CDO)**

|                        |                   |    |      |  |           |           |          |
|------------------------|-------------------|----|------|--|-----------|-----------|----------|
| Zircon Finance Ltd     | Floating Rate CDO |    | 0.00 |  |           | 20-Sep-14 | \$0.00   |
| Morgan Stanley Ares SP | Floating Rate CDO | 91 | 6.95 |  | 20-Mar-12 | 20-Jun-15 | \$239.66 |
| Helium Capital Ltd     | Floating Rate CDO |    | 0.00 |  |           | 23-Jun-14 | \$0.00   |

**\$239.66**

Term Deposit Ledger Balance **\$9,750,239.66**

24 hour Online Bank Account **\$6,896.37**

**\$9,757,136.03**

Note that this is a separate interest bearing account linked with the Main Bank Account

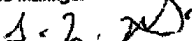
Investment Report as at 31 October 2012

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



Susie Jones  
Finance Manager

  
Prepared and Reconciled by Shane Roberts  
Senior Finance Officer

## 17. **QUARTERLY BUDGET REVIEW STATEMENT**

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

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### **Summary:**

An analysis of Council's actual income and expenditure to 30 September 2012 has been completed and a revised budget result is forecast for the year ended 30 June 2013 as summarised:

|                               | <b>Original Budget<br/>Surplus/(Loss) \$</b> | <b>Revised Budget<br/>Surplus/(Loss) \$</b> |
|-------------------------------|----------------------------------------------|---------------------------------------------|
| Operating budget result       | (2,899,281)                                  | (1,608,233)                                 |
| Capital Budget result         | (6,209,227)                                  | (10,875,725)                                |
| Cash flow (general fund)      | 234,440                                      | 735,400                                     |
| Cash flow (water/sewer/waste) | (622,353)                                    | (640,293)                                   |

### **Background:**

After conducting a review of NSW councils' quarterly budget review reports, the Division of Local Government (DLG) noted that the format and content of such reports varied significantly from council to council.

Financial information made available to councillors should adequately disclose council's overall financial position and provide sufficient information to enable informed decision making and ensure that council remains on track to meet the objectives, targets and outcomes set out in its operational plan and delivery program. Mindful of this, the DLG has developed a set of minimum requirements that will assist each council in meeting its charter with regard to its finances and related responsibilities in respect of its operational plan and delivery program.

The requirements include how Council is tracking against its original and revised annual budgets at the end of each quarter and provide explanations for major variances that result in recommendations for budget changes. They also enable the Responsible Accounting Officer to indicate if council will be in a satisfactory financial position at the end of the financial year, given the changes to the original budgeted position.

Collectively, these documents are known as a Quarterly Budget Review Statement (QBRs) and are reported to council in accordance with the relevant legislation at the end of each quarter.

The Local Government (General) Regulation 2005 - Regulation 203 made under the Local government Act 1993 requires this report to be submitted to Council no later than 2 months after the end of the quarter.

## **WALGETT SHIRE COUNCIL AGENDA**

### **Current Position:**

Council's QBRs for the quarter ended 30 September 2012 is attached to this report (Attachment 1).

The report has been designed to highlight the following:

Carried forward budgets increased Council's expenditure by:

- \$1.24m in the operating budget - largely made up of granted projects included Healthy Communities (\$565k), and the Australian Opal centre stage 2 (\$101k) and the Strong Colli project (\$99k)
- \$10.6m in the Capital budget – largely made up of the water treatment works (\$4.7m), Namoi Sewer project (\$2m) and the Levee project (\$1.2m).

Major proposed variations in the Operational budget include:

- Inclusion of the flood works which had not been assessed at the time of completing the original budget with an income worth \$10.2m and an expense worth \$9.8m (the difference being work which had been completed in the prior year, but not invoiced or received until the current financial year).
- An increase of RMS private works (on state highways) of \$6.4m – it is noted that these works had not been assessed or agreed upon at the time of completing the budget
- A reduction of depreciation expense worth \$1.4m which is the result of Council utilising its Asset management IT system (called Conquest), on which Council can now more accurately calculate depreciation figures for Roads, Bridges, Footpaths and Plant.

Major proposed variations in the Capital budget include:

- An increase in capital works of \$589k for new roads projects, which have lead to the decrease of available funding for the Colly to Mungindi upgrade. This however is partly off set by RTA funding worth \$400k which is now subsidising the Come by Chance upgrade project.

Overall the proposed variations will improve the Operational budget by \$2.185m and will worsen the Capital budget by \$312k.

All variations including those noted above, are included in the Quarterly Budget Review Statement attached.

It is noted that the revised budget has improved mostly to the inclusion of the flood works and the RMS private works, which also will be increasing Council's physical workload by \$16.3m for the current financial year.

This is on top of the originally budgeted \$10.5m and carried forward \$10.6m of works Council has committed to expending in the current financial year.

To ensure the forecast revised budget is met, all works should be completed on budget within the current financial year. Any delays, especially to the RMCC private works, will have an adverse impact on the budget, as those profits which would otherwise net against Council's administrative expenses, would not be earned.



## WALGETT SHIRE COUNCIL AGENDA

### Relevant Reference Documents/Policies:

The Local Government (General) Regulation 2005  
Local Government Act (1993)  
Circular 10/32 Quarterly Budget Review Statement.

### Governance issues:

This report highlights that effective management is required to complete all the budgeted projects included within the revised 2012/13 budget. If Council is unable to complete these projects, or is unable to complete them within budget, this would result in Council not meeting its budgeted results.

### Environmental issues:

n/a

### Stakeholders:

Walgett Shire Council employees  
Walgett Shire Council residents  
Division of Local Government

### Financial Implications:

As set out in the attached Quarterly Budget Review Statement.

### Alternative Solutions/Options:

If found that Council is unable to complete the workload due to capacity issues, Capital programs currently included in the revised budget should be prioritised and spread over a number of years.

### Conclusion:

The QBRS for the September 2012 quarter has been prepared in accordance with relevant legislation, and with the intention of providing a transparent review of Council's original budget, all revisions to date, and proposed variations in line with current events known to Council until the time of preparing this report.

### Quarterly Budget Review Statement for the Quarter ended 30 September 2012

#### Recommendation:

That the Quarterly Budget Review Statement for the quarter to 30 September be received and noted.  
That the proposed variations included within the Quarterly Budget Review Statement for the quarter to 30 September be adopted.

#### Moved:

#### Seconded:

#### Attachments:

Quarterly Budget Review Statement for the Quarter ended 30 September 2012- (Circulated under separate cover)

**18. SEC 356 REBATES FOR RATES AND CHARGES**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Susie Jones – Finance Manager  
**FILE NUMBER:** 12/255

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**Summary:**

This report provides details of non-profit organisations that have made application to council for a rebate on 2012 rates and charges. The report recommends that the applications be approved and that rebates be granted at the same level as were granted in the previous year. The report further recommends that a policy and program criteria be developed for the future administration of the rebate to non-profit organisations.

**Background:**

For a number of years Council has granted rebates on rates and charges to a number of Churches and Not for Profit Organisations such as district CWA branches. There would appear to be no policy or program (such as the community assistance program) to support the provision of rebates, with applications considered by council as they were received. In some years it would appear that the applications were approved administratively and not submitted to Council.

Each year there is a specific provision in the budget which reflects the total rebates for the list of organisations that have annually applied for financial assistance to cover their rates and annual charges.

**Current Position:**

Section 356 of the Local Government Act 1993 states;

**Can a council financially assist others?**

- (1) A council may, in accordance with a resolution of the council, contribute money or otherwise grant financial assistance to persons for the purpose of exercising its functions.
- (2) A proposed recipient who acts for private gain is not ineligible to be granted financial assistance but must not receive any benefit under this section until at least 28 days' public notice of the council's proposal to pass the necessary resolution has been given.
- (3) However, public notice is not required if:
  - (a) the financial assistance is part of a specific program, and
  - (b) the program's details have been included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and
  - (c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and
  - (d) the program applies uniformly to all persons within the council's area or to a significant group of persons within the area.
- (4) Public notice is also not required if the financial assistance is part of a program of graffiti removal work.

## **WALGETT SHIRE COUNCIL AGENDA**

It is believed that the council can provide the rebates to organisations under sub-section 3 (d) however a clear policy and program criteria should be developed and that the program criteria should detail the level of rebate that the council has determined will apply for each rate and charge.

Given that the determination of a policy and program criteria requires considerable research and a comprehensive report to council it is recommended that the council approve the applications from eligible organisations for 2012 at the level of rebate that they have received in the previous year.

The current budget provides an amount of \$22k for rebate applications, with the attached list detailing the organisations that have again applied for a rebate and the amount applicable to each.

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

Chapter 12, Part 1, Section 356 of the Local Government Act 1993

The report recommends that a policy and program criteria be developed for the administration of a rebate program to eligible organisations.

### **Governance issues:**

Council must comply with the provisions of sec 356 of the LGA 1993. Any decision to grant a rebate under sec 356 should be by way of council resolution.

### **Environmental issues:**

N/A

### **Stakeholders:**

Not for Profit Entities within Walgett Shire Council  
Walgett Shire Council

### **Financial Implications:**

If all applications are approved, an expense of \$20,470 would be incurred. The current budget is \$22k for the year.

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

That the applications be refused or granted at a lower level of rebate. This is not supported given that the rebates have been provided for at least the last ten years and would have been factored into the budgets of the relevant organisations.

### **Conclusion:**

It is recommended that Council provide rebates to the organisations on the attached list at the level provided in 2011 and that a policy and program criteria be developed for consideration by the Council.

## WALGETT SHIRE COUNCIL AGENDA

### 356 Donations to Local Churches and Other Organisations

**Recommendation:**

1. That the applications from eligible non-profit organisations as per the attached list be approved and the rebates on rates and charges as detailed therein be granted.
2. That a policy and program criteria for the provision of rebates of rates and charges to non-profit organisation be developed for consideration by the council.

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

List of applications and financial subsidies proposed

**WALGETT SHIRE COUNCIL AGENDA**

| <b>Possible Section 356 Donations 2013</b> |              |                                   |                             |                     |                      |                               |
|--------------------------------------------|--------------|-----------------------------------|-----------------------------|---------------------|----------------------|-------------------------------|
| <b>Applicant</b>                           | <b>Ass #</b> | <b>Address</b>                    | <b>Requested Donation %</b> | <b>\$ Value</b>     | <b>Comments</b>      | <b>Trim</b>                   |
| Church of England                          | 31310        | Wilson Street Collarenebri        | 100% All                    | \$ 1,766.44         | Application received | 10/550/0018                   |
| Church of England                          | 31492        | Kaolin Street Lightning Ridge     | 100% All                    | \$ 1,133.44         | Application received | 09/1115-02/0027               |
| Anglican Church                            | 31567        | 13 Morilla Street Lightning Ridge | 100% All                    | \$ 701.73           | Application received | 09/1115-02/0027               |
| Anglican Church                            | 30916        | Pitt Street Walgett               | 100% All                    | \$ 2,142.00         | Application received | 10/550/0018                   |
| Anglican Church                            | 31377        | Cumborah Street Cumborah          | 100% All                    | \$ 47.19            | Application received | 10/550/0018                   |
| Anglican Church                            | 31773        | Shaw Street Rowena                | 100% All                    | \$ 318.19           | Application received | 10/550/0018                   |
| A.I.M                                      | 30726        | Duff Street Walgett               | 100% All                    | \$ 1,299.29         | Application received | 10/550/0019                   |
| A.I.M                                      | 30866        | Namoi Street Walgett              | 100% All                    | \$ 1,731.00         | Application received | 10/550/0019                   |
| Catholic Church                            | 30882        | Peel Street Walgett               | 100% All                    | \$ 1,731.00         | Application received | 09/1115-02/0026               |
| Catholic Church                            | 31104        | Colin Street Carinda              | 100% All                    | \$ 318.19           | Application received | 09/1115-02/0026               |
| Catholic Church                            | 31740        | Middle Street Rowena              | 100% All                    | \$ 318.19           | Application received | 09/1115-02/0026               |
| Catholic Church                            | 31757        | Middle Street Rowena              | 100% All                    | \$ 318.19           | Application received | 09/1115-02/0026               |
| Catholic Church                            | 31237        | High Street Collarenebri          | 100% All                    | \$ 1,334.73         | Application received | 09/1115-02/0026               |
| Catholic Church                            | 31559        | 31 Morilla Street Lightning Ridge | 100% All                    | \$ 1,133.44         | Application received | 09/1115-02/0026               |
| Lightning Ridge Historical Society         | 31575        | 7 Morilla Street Lightning Ridge  | 100% All                    | \$ 701.73           | Application received | 11/138/0043 & 10/550/0021     |
| CWA Collarenebri                           | 11593        | Wilson Street Collarenebri        | 100% All                    | \$ 1,813.63         | Application received | 09/1115-02/0028 & 12/145/1568 |
| CWA Burren Junction                        | 7773         | Alma Street Burren Junction       | 100% Rates                  | \$ 478.90           | Application received | 10/550/0016                   |
| CWA Walgett                                | 7260         | 53 Wee Waa Street Walgett         | 100% Rates                  | \$ 1,731.00         | Application received |                               |
| Seventh Day Adventist                      | 31708        | 12 Silica Street Lightning Ridge  | 100% Rates                  | \$ 1,404.44         | Application received | 10/550/0017                   |
|                                            |              |                                   | <b>TOTALS</b>               | <b>\$ 20,422.72</b> |                      |                               |

## **19. FEE FOR SLASHING PRIVATE URBAN LAND BLOCKS**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Steve Holland – Director Corporate and Community  
**FILE NUMBER:** 12/16

---

### **Summary:**

This report recommends a fee for works undertaken by council to slash privately owned urban blocks on a private works basis.

### **Background:**

Options for council to require owners of overgrown blocks have been considered on a number of occasions over the preceding twelve months.

These include the land being cleared by the Rural Fire Service (RFS) where the land can be classified as a bush fire hazard or by the council where there is potential for an order to be issued requiring the premises to be kept in a safe condition (order 21 under section 124 of the Local Government Act 1993).

A further option is for the council to undertake the clearing of lots on a private works basis at a fee determined by the council.

### **Current Position:**

A fee of \$130 per hour, plus GST (subject to a minimum charge of half an hour) has been determined as sufficient to recover costs associated with providing this service to residents. This fee would apply to all urban areas within the Walgett Shire. Vacant blocks which have substantial 'obstructions' would need to be appraised on a case by case basis as to whether they were able to be effectively cleared by slashing.

The definition of 'substantial obstruction' would be at the discretion of Council on viewing the block, but could include multiple piles of metal, brick and/or other building material, tyres or other junk which would lead to Council being unable to slash areas of the block. In cases which did include substantial obstructions, a quote would be given from Council. There would be no travelling or transport costs as the work would only be performed when suitable plant was in the area.

Residents would also be given the option of engaging a private contractor to do the work.

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

There is no current council policy in relation to this matter

## **WALGETT SHIRE COUNCIL AGENDA**

### **Governance issues:**

It is important that appropriate supervisory control be applied to the undertaking of this work as would apply to any other private works performed by council.

### **Environmental issues:**

If any vacant block is left to become overgrown it has the potential to become an environmental hazard including a fire hazard. Having council perform the block clearing provides another option for residents to keep their properties in a tidy state.

### **Stakeholders:**

Walgett Shire Residents  
Walgett Shire Council

### **Financial Implications:**

The fee has been calculated to cover all Council costs, and therefore the financial result should be neutral. There is the potential for some fees to be difficult to recover if the property owner subsequently fails to pay upon being invoiced.

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

Council could decide not to approve the fee and rely on contractors to perform the work at their own quoted fee.

### **Conclusion:**

The report recommends that a fee of \$130 per hour plus GST (subject to a minimum of half an hour) be adopted for the clearing of private land by the council on a private works basis.

### **Fee for Slashing Private Urban Land Blocks**

#### **Recommendation:**

That Council adopt the fee of \$130 per hour or part hour plus GST (subject to a minimum charge of half an hour) for the slashing of urban allotments.

**Moved:**

**Seconded:**

### **Attachments:**

Nil

**20. DELEGATION OF RESPONSIBILITY TO ACCEPT BEST  
QUOTE FOR FINANCIAL LOANS**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Susie Jones – Finance Manager  
**FILE NUMBER:** 12/118

---

**Summary:**

As a response to Council being granted the Loan subsidy for the Wangan Bridge project and the Walgett Airport upgrade, Council now need to take out the loans valued at \$1 million each, to facilitate the start of the projects.

The borrowing of the loans was adopted in Council's original budgeted expenditure and are detailed in Council's Long Term Financial Plan adopted by Council on 26<sup>th</sup> June 2012.

**Background:**

Part 12, Section 621 of the Local Government Act (1993), and Appendix B of the Local Government Code of Accounting Practice and Financial Reporting, state that a council is able to borrow funds from an institution as long as it is not outside the Commonwealth of Australia nor in any other currency other than Australian currency.

Part 9, Division 9, Section 229 of the Local Government Regulations (2005) state that the repayment of money borrowed by a council (whether by way of overdraft or otherwise), and the payment of any interest on that money, is a charge on the income of the council.

**Current Position:**

In accordance with Part 3, Division 1, Section 55 of the Local Government Act (1993), Council is not required to invite tenders for a financial loan, however Council now need to invite and obtain quotes for the financial loans, and to accept the best offer. Due to the limited timeframe most financial institutions give to accept loan offers, Chapter 12 of the Local Government Act allows Council to delegate the operational responsibility of accepting the best loan offer to the General Manager.

The limited time frame can be as little as a one hour window of opportunity to accept the loan at the interest rate nominated.

Therefore it is proposed that Council delegate the responsibility of accepting the loan to the General Manager.

**Relevant Reference Documents/Policies:**

Local Government Act 1993 part 12  
Local Government Code of Accounting Practice and Financial Reporting 2009  
Local Government Regulations 2005 Part 9, Division 9, Section 229



## **WALGETT SHIRE COUNCIL AGENDA**

### **Governance issues:**

As detailed within the report

### **Environmental issues:**

N/A

### **Stakeholders:**

Walgett Shire Council and ratepayers  
Financial institutions  
Department of Local Government

### **Financial Implications:**

The acceptance of the loans will see an increase in Council's available cash funds of \$2 million. They will also require Council to make capital and interest repayments over a 10 year period.

The first 4% of the repayable interest will be subsidised by the Local Infrastructure Renewal Scheme, representing a considerable saving to Council.

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

Council could nominate not to delegate responsibility to the General Manager and instead create another legal forum to accept the loans.

### **Conclusion:**

It is proposed that Council delegate the authority to accept the best loan quotes to the General Manager in respect of the \$1m loan to be taken out for the Wangan Bridge project, and the \$1m loan to be taken out for the Walgett Aerodrome upgrade.

### **Delegation of Responsibility to Accept best Quote for Financial Loans**

#### **Recommendation:**

That the Walgett Shire Council resolves to delegate to the General Manager the authority to accept the best quotes for the \$1m loan to be taken out in respect to the Wangan Bridge project and the \$1m loan to be taken out in respect to the Walgett Aerodrome Upgrade project.

#### **Moved:**

#### **Seconded:**

### **Attachments:**

Nil

**21. LOCAL INFRASTRUCTURE RENEWAL SCHEME LOAN  
SUBSIDY AGREEMENT**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Susie Jones – Finance Manager  
**FILE NUMBER:** 12/118

---

**Summary:**

Council has received the funding agreements from the Division of Local Government to grant the loan subsidies applied for under the Local Infrastructure Renewal Scheme for the Rehabilitation of Walgett Airport runway, and the replacement of Timber Bridge in Wangan Creek projects.

The Council Seal is required to be affixed to the funding agreements.

**Background:**

Council has received funding agreements to receive loan interest subsidies of 4% on loans worth \$1 million to be taken out for the Rehabilitation of Walgett Airport runway, and the replacement of Timber Bridge in Wangan Creek projects.

The subsidy covers the first 4% of interest on the loans, and is worth approximately \$80k per year to Council over a 10 year period.

**Current Position:**

The Council seal is required to be affixed in order to receive the funding, and this report seeks to authorise the General Manager to affix the seal on both agreements.

**Relevant Reference Documents/Policies:**

Walgett Shire Council Long Term Financial Plan 2013 – 2023  
Division of Local Government Circular 12/25  
Division of Local Government agreements reference A294000

**Governance issues:**

It is the responsibility of Council to ensure that Council's seal is affixed only with authorisation given through resolution of Council

**Environmental issues:**

N/A

## **WALGETT SHIRE COUNCIL AGENDA**

### **Stakeholders:**

Walgett Shire Council  
Department of Local Government

### **Financial Implications:**

The subsidy will contribute approximately \$80k per year to Council to help repay the interest on two \$1m loans to be taken out under the Local Infrastructure Renewal Scheme.

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

Council can decide not to accept the Loan subsidy agreements, and either look for alternative funding for the set projects, delay the projects, or cancel the projects.

### **Conclusion:**

The funding agreements received by Council on the 23<sup>rd</sup> October 2012 now need approval from Council to affix Council's seal and bind Council to the terms and conditions set out within the agreements.

### **Local Infrastructure Renewal Scheme Loan Subsidy Agreement**

#### **Recommendation:**

That authorisation be allocated to the Mayor and General Manager to sign and affix the Council seal to two copies of the two Funding Agreements for the 4% interest subsidy under the NSW Government's Local Infrastructure Renewal Scheme (LIRS), as well as completing any other documentation associated with the funding agreement.

**Moved:**

**Seconded:**

### **Attachments:**

Nil

**22. REPORT ON INFORMATION AND ABORIGINAL AFFAIRS  
AUGUST 2012 – OCTOBER 2012**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Whitney Dennis – Aboriginal Liaison Officer  
**FILE NUMBER:** 11 / 22 / 0001

---

**Summary:**

This report presents a brief overview of Aboriginal Liaison and community development programs and services planned, implemented and completed for the period August 2012 – October 2012 .

**Background:**

This is a report from the Aboriginal Liaison/ Community Development Officer. Reports on Aboriginal affairs, progress in line with Aboriginal community development and reconciliation plan.

**Current Position:**

Networking and strengthening partnerships with Aboriginal community organisations during the reporting period. Aboriginal Liaison Officer has participated in numerous meetings and workshops regarding the Aboriginal Communities throughout the Shire. These include:

- Thiyama-Li FVPLS – Girls Night-In
- Planning Meeting for Carers Week in three Communities
- Planning Meeting for Lovebites ( Healthy Relationships) Workshop
- Friday Night Engagement Program
- Carers Week Event – Lightning Ridge
- Carers Week – Collarenebri
- Carers Week – Walgett
- Lovebites Workshop – Lightning Ridge Central School
- Planning for Aboriginal Cultural Awareness Training
- Lightning Ridge Family Gala Day

Aboriginal Liaison Officer was instrumental in the planning / working with community organisations targeting capacity building and awareness for the above events and programs for the August - October reporting period in the three larger communities.

## **WALGETT SHIRE COUNCIL AGENDA**

### **Lightning Ridge Family Gala Day**

Aboriginal Liaison Officer participated in the family gala day event on the 17<sup>th</sup> August which was hosted by the Lightning Ridge Local Aboriginal Lands Council. This was a spectacular event with over (80) eighty local community members and their children in attendance. A BBQ lunch was provided for all and entertainment was provided for the crowd while the kids played on the jumping castle and other games. This provided a great opportunity for Aboriginal Liaison Officer to get about and meet local people and allowed for networking with other service providers in Lightning Ridge

### **Thiyama-Li FVPLS Girl's Night-In**

This event was facilitated by Thiyama-Li Family Violence Prevention Legal Service Inc. Service providers that participated in this event include: Thiyama-Li FVPLS, Barwon Cottage Safe house, Mission Australia, NSW Police, Walgett Aboriginal Medical Service and Walgett Shire Council community services team.

Aboriginal Liaison Officer and Acting Youth Development Officer participated in this event which took place at the Walgett Youth Centre on Friday 5<sup>th</sup> October 2012, there were a number of activities that the youth were involved in, focusing on:

- Fitness
- Sexual Health
- Sexual Assault/Domestic Violence
- Healthy/Unhealthy Relationships
- Glamour styling and photo shoot

Approximately (40) forty girls participated in the educational activities that were organised especially for them and they had an enjoyable experience dressing up for the photo shoot. There were four lucky door prizes to give away and afterwards pizza and drinks were enjoyed by all.

### **Carers Week 2012**

Aboriginal Liaison Officer participated in the planning and implementation of Carers Week events in the three larger communities of Lightning Ridge, Collarenebri and Walgett. Carers Week 2012 was well attended throughout the whole Shire by community. The theme for 2012 was "We Care Too" to celebrate, acknowledge and raise awareness to the important and vital role that carers in our communities.

Each event provided sharing of information, and relevant resources and live entertainment by Black Feet followed by a BBQ for all. Approximately 72 adults and 86 children participated in these three events throughout the shire.

Following the success of this initiative and partnership support it is envisaged that this will become an annual event.

## **WALGETT SHIRE COUNCIL AGENDA**

### **Planning Meeting for “Lovebites” workshop**

Aboriginal Liaison Officer participated in a number of planning meetings in Lightning Ridge for the 'Lovebites' workshop that was to be staged at the Lightning Ridge Central School.

### **Friday Night Engagement Program**

Aboriginal Liaison Officer continues to support staff at these successful events. Feedback from participants indicated the events continue to receive positive outcomes and engage many young people from Walgett.

### **Planning for Aboriginal Cultural Awareness Training**

Aboriginal Liaison Officer is currently in the process of the planning and implementation of Aboriginal Cultural Awareness Training. The aim is to create awareness to new staff members of Walgett Shire Council of the aboriginal cultural background that exists within the Walgett Shire area.

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

Walgett Shire Council Community Plan 2010 – 2014, Walgett Shire Council Aboriginal Community Development and Reconciliation Plan 2007 – 2010, Walgett Shire Youth Development Youth Strategy 2009 - 2014.

#### **Governance issues:**

Nil.

#### **Environmental issues:**

Nil.

#### **Stakeholders:**

Aboriginal residents of Walgett Shire  
Walgett Shire Council communities

#### **Financial Implications:**

Nil.

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

Not applicable.

#### **Conclusion:**

Report on Aboriginal Affairs, progressing in line with Aboriginal Community Development and Reconciliation Plan.

## WALGETT SHIRE COUNCIL AGENDA

### Report on information & Aboriginal Affairs August – October 2012

**Recommendation:**

That the quarterly report on Aboriginal Affairs and Information, August – October 2012 be received and noted

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

Nil

## **23. ADOPTION OF POLICY & PROCEDURES- NATIONAL QUALITY FRAMEWORK FOR CHILDRENS SERVICES**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Manager Community Development  
**FILE NUMBER:** 09/1763

---

### **Summary:**

To Adopt the National Quality Framework for Children services into Council's Policy and WSC Procedures.

### **Background:**

This matter was previously considered at Council's meeting on 28 August 2012.

At that time the following was resolved:

#### **8/2012/16 REPORT ON NATIONAL QUALITY FRAMEWORK REQUIREMENTS**

##### **Resolved:**

1. That the report on National Quality Framework Policies regarding early childhood and care providers be received and noted
2. That the following Policies and Procedures pertaining to the framework be approved and placed on public exhibition for the prescribed period;
  - i. Gov - Vacation Care / Youth Centres Administration Policies & Procedures
  - ii. Gov - Vacation Care / Youth Centres Operation Policies & Procedures
  - iii. Gov - Youth Centres Hygiene Policies & Procedures
  - iv. Gov - Youth Centres Environment and Facilities Policies & Procedures
  - v. Gov - Youth Centres Safety and Emergency Policies & Procedures

**Moved:** Cllr Woodcock

**Seconded:** Cllr Lane

**CARRIED**

### **Current Position:**

Subsequently the proposal was advertised in the local press during the weeks commencing 23<sup>rd</sup> September, 30<sup>th</sup> September 7<sup>th</sup> October and 14<sup>th</sup> October.

The proposal was also displayed on Council's website during the above periods.

No submissions were received during the period the documents were on public exhibition and accordingly it is now appropriate for Council to further consider and determine the matter.



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

Education & Care Services National Law Regulations 2010 & 2011

Policies following adoption include:

1. Administration Policies
2. Centre Policies
3. Health and Hygiene
4. Environment and Facilities
5. Safety and Emergency Policies

### **Governance issues:**

Council is required to comply with the NQF legislation for the conduct of its children's services.

### **Environmental issues:**

Nil

### **Stakeholders:**

Walgett Shire Council and Staff  
Walgett Shire Youth and Young People  
Community members, organisations and agencies

### **Financial Implications:**

Minor repairs and improvements required following reports on centres will need to be met from Councils building maintenance budget. Existing youth working and training expenses budget will meet other expenses associated with implementing the NQF requirements.

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

Not applicable

### **Conclusion:**

Following exhibition and in view of the fact no submissions were received, it is now appropriate for Council to resolve, in accordance with the requirements of Sections 361, 362 and 363 of the Local Act 1993 as amended, to adopt the "Policy - National Quality Framework for Children Services."

### **Policy - National Quality Framework for Children Services**

#### **Recommendation:**

That in accordance with the requirements of Sections 361, 362 and 363 of the Local Act 1993 as amended Council adopt the "Policy – National Quality Framework for Children's services".

#### **Moved:**

#### **Seconded:**

### **Attachments:**

Policy – National Quality Framework for Children's Services (Tabled at the Council Meeting)

**24. MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION ONLY FROM DIRECTOR CORPORATE SERVICES – NOVEMBER 2012**

**REPORTING SECTION:** Corporate and Community Services  
**AUTHOR:** Stephen Holland– Director Corporate Services  
**FILE NUMBER:** 12/14

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**Summary:**

To advise Council of the following matters/issues which are for brief mention or information only.

**Audit and Risk Management Committee**

Council has previously adopted the Charter for the Audit and Risk Management Committee which operates as a Sec 355 Committee of the Council. Following the election of the new Council in September, Cr Woodcock and the General Manager were confirmed as members of the committee. The committee also comprises two external members, Mr Andrew Fletcher (Chair) and Mr David Honner who also require confirmation by the Council.

At the meeting of the committee held on 8 October 2012, it was agreed that an alternate delegate should be appointed and it was suggested that the Mayor Cr Murray be appointed.

**Fuel Tax Credit Rebates**

Since July 2006, councils' have been able to claim fuel tax credits for eligible vehicles and plant over 4.5 tonne GVM used for road making / off road activities. The legislation is relatively complex and applies to a range of vehicles and plant. On this basis Council cannot be sure that all eligible credits have been claimed in past returns. AIT Specialists Pty Ltd are a firm that specialise in indirect tax audits and they have been engaged by Council to review fuel tax credit returns for the previous four (4) years. To undertake this work AIT will retain twenty five (25) percent of any refund obtained from the ATO.

**Employee Superannuation Contributions**

Since the introduction of legislation some years ago that allows local government employees to select their own superannuation scheme, the number of separate schemes that the council remits to has grown to around twenty (20).

To assist councils to administer remittances to the various schemes, Local Government Super are providing a clearing house service at no cost to those councils which have at least 75% of employees contributing to Local Government Super. This will lessen the workload for finance staff who currently have to administer each fund individually.

## **WALGETT SHIRE COUNCIL AGENDA**

### **2012 / 2013 Financial Assistance Grant**

At the August meeting it was reported to Council that there would be a retrospective adjustment (reduction) to the 2011 / 2012 FAG grant of \$156,794. Council subsequently resolved that it write to the Minister for Regional Development, The Hon Simon Crean and request that the decision to retrospectively reduce the grant be reversed. The Minister has now replied (Copy Attached) re-stating the reasons for the reduction and by deduction that the decision will not be reversed. The 30 September Budget Review recognises the reduction in FAGs grant.

### **2011 / 2012 Annual Report**

The Annual Report to the Community is the last phase of the Annual Integrated Planning and Reporting (IP&R) framework. The 2011/2012 Annual Report has been completed and will be placed on the Council website prior to 30 November 2012 as required under the IP&R legislation.

#### **Matters Generally for Brief Mention or Information only from Director Corporate Services – June 2012**

##### **Recommendation:**

1. That the matters listed by the Director Corporate Services for brief mention or information be received and noted.
2. That Mr Andrew Fletcher and Mr David Honner be confirmed as members of the Walgett Shire Council Audit and Risk Management Committee and that the Mayor Cr G Murray be appointed as Alternate Delegate.

**Moved:**

**Seconded:**

##### **Attachments:**

Letter from the Hon Simon Crean MP regarding the 2012/2013 Financial Assistant Grant

WALGETT SHIRE COUNCIL AGENDA



RECEIVED - 5 NOV 2012

**THE HON SIMON CREAN MP**

**Minister for Regional Australia, Regional Development and Local Government  
Minister for the Arts**

Reference: C12/1765

31 OCT 2012

Mr Don Ramsland  
General Manager  
Shire of Walgett  
PO Box 31  
WALGETT NSW 2832

Dear Mr Ramsland

Thank you for your letter of 11 September 2012 concerning Financial Assistance Grants (FAGs) allocations for 2012-13. I apologise for the delay in replying.

I understand the importance of Australian Government grants to local councils, particularly in regional areas.

You would be aware that the amount of FAGs available from year to year is set by Commonwealth legislation, the *Local Government (Financial Assistance) Act 1995*. At the end of the financial year, the Treasurer makes a determination of the final factor for that year and the estimated factor for the following year. The final factor is calculated on estimated Australian population figures, supplied by the Australian Bureau of Statistics, and the March Consumer Price Index. The difference between the estimated and final factors for the current year can result in a positive or negative adjustment on the following year's allocation. Adjustments happen every year, some are positive and some are negative. The previous negative adjustment happened in 2009-10.

The reason for this year's larger than expected negative adjustment is because there was a reduction in the CPI figures as well as an adjustment downwards of Australia's population estimates. The population adjustments were a result of more accurate counting methods used in the 2011 Census. I appreciate that changes to forecast expenditure can be difficult to manage, particularly for smaller councils. I would hope that the accelerated payment provided to your Council of \$2,592,193 in June 2012 would help to address some of your budget difficulty.

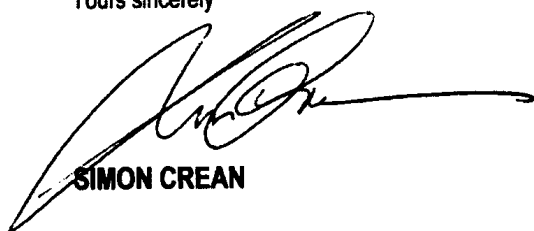
You may be aware that I recently announced a review of FAGs to be conducted by the Commonwealth Grants Commission which is an independent statutory authority. The review will consider the

## WALGETT SHIRE COUNCIL AGENDA

effectiveness of FAGs in helping local governments to provide equitable services. The Commission will undertake a range of activities, including engaging with stakeholders, to inform their findings.

Thank you for raising this matter with me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Simon Crean', with a long horizontal flourish extending to the right.

**SIMON CREAN**

## **25. DEVELOPMENT APPLICATION, CHANGE OF USE**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Matt Clarkson, Town Planner  
**FILE NUMBER:** DA2012/025

---

### **Summary:**

A Development Application has been lodged for a change of use from business premises to dwelling house in Walgett. It is recommended that Council resolve to refuse the development application.

### **Background:**

Walgett Shire Council has received a Development Application from Parthiv Mehta for a change of use on Lot 20 DP 662667 Walgett. The application proposes that a former bank be approved as a dwelling house.

### **Current position:**

A development assessment report has been prepared and is included as Attachment A.

### **Relevant reference documents/policies:**

- \* Application documents for DA2011/034.
- \* Environmental Planning & Assessment Act 1979.
- \* Environmental Planning & Assessment Regulation 2000.
- \* Interim Development Order Shire of Walgett 1968.
- \* Draft Walgett Local Environmental Plan 2012.

### **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 and neighbours.

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### Financial Implications:

Nil.

### Alternative solutions/options:

Conditional approval:- Amongst other things, the proposed development is inconsistent with the objectives for a "B2 Local Centre" zone in the draft Walgett Local Environmental Plan 2012 and is inconsistent with the existing dominant land uses in the vicinity, hence it would be difficult to justify issuing conditional development consent.

### Conclusion:

#### Development Application – Change of Use

##### Recommendation:

That Walgett Shire Council resolve to:

1. Refuse Development Application 2012/025 by Parthiv Mehta for a dwelling on lot 20 DP 662667 on the basis that:
  - (a) Would be likely to have a significant adverse impact on the commercial streetscape.
  - (b) Is inconsistent with the objective to *"conserve and enhance the unique sense of place of business centre precincts"* for the "B2 Local centre" within the draft Walgett Local Environmental Plan 2012.
  - (c) The site is inappropriate in a context where there is inadequate legal vehicular access.
  - (d) The site is inappropriate in a context where there is no provision for off street parking.
  - (e) Is not in the public interest to approve such a development when there are urban sites available which are more suitable for such residential development.

**Moved:**

**Seconded:**

### Attachments:

A – Development Assessment Report – DA2012/025

# WALGETT SHIRE COUNCIL AGENDA

## 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                                                                       | Nil                                                                                                                                                                                     | N/A                                                                                              |
| Regional Environmental Planning Policies (deemed SEPPs)                   |                                                                                                                                                                                         |                                                                                                  |
| Nil                                                                       | Nil                                                                                                                                                                                     | N/A                                                                                              |
| Local Environmental Plans (LEPs)                                          |                                                                                                                                                                                         |                                                                                                  |
| Interim Development Order No 1 – Shire of Walgett 1968 (a deemed LEP)     | Clause 3 and the zoning table.                                                                                                                                                          | The proposed land use requires development consent.                                              |
| Clause 5 of the Model Provisions for the IDO require Council to consider: | <ul style="list-style-type: none"> <li>• Character of the development &amp; locality.</li> <li>• Size &amp; shape of land, siting &amp; area of development.</li> <li>• Etc.</li> </ul> | These matters are effectively addressed under the assessment under section 79C of the Act below. |

### 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 Walgett Local Environmental Plan 2012                                                                                                                                    |                                                           |            |
| Part 2 Permitted or prohibited development and the land use table for B2 Local Centre.                                                                                         | The proposed dwelling house requires development consent. |            |
| Clause 2.3 (2) The consent authority must have regard to the objectives for development in a zone when determining a development application in respect of land within a zone. | See key issues section.                                   |            |

### 79C(1)(a)(iii) any development control plan

Not applicable. There are no current Development Control Plans in Walgett Shire.



## WALGETT SHIRE COUNCIL AGENDA



### **DEVELOPMENT APPLICATION AND SITE HISTORY**

**Previous consents:**

DA 1969/018, toilet block.

**Previous use/development:**

Bank.

**Previous enforcement action:**

Notice of Intention to Issue Order dated 12 July 2012, "To cease using the premises as residential accommodation".

### **REFERRALS**

Minor local development, no referrals to government authorities warranted or undertaken.

## WALGETT SHIRE COUNCIL AGENDA

### ATTACHMENT A – DEVELOPMENT APPLICATION ASSESSMENT REPORT

#### DEVELOPMENT APPLICATION ASSESSMENT REPORT

##### APPLICATION DETAILS

|                                 |                                                                                         |                             |            |
|---------------------------------|-----------------------------------------------------------------------------------------|-----------------------------|------------|
| <b>Application number</b>       | DA2012/025                                                                              | <b>Lodgement date</b>       | 5.9.2012   |
| <b>Application is for</b>       | Change of use from business premises to dwelling house                                  | <b>Value of development</b> | N/A        |
| <b>Land address</b>             | 38 fox St, Walgett                                                                      | <b>Lot/sec/DP</b>           | 20//662667 |
| <b>Applicant name</b>           | Parthiv Mehta                                                                           | <b>Ass</b>                  | 2790       |
| <b>Owner names</b>              | Sapna Parekh & Vaidehi Adhikari                                                         |                             |            |
| <b>Land zoning</b>              | 2. Village                                                                              |                             |            |
| <b>Current use /development</b> | Unauthorised residential occupation                                                     |                             |            |
| <b>Assessment report author</b> | Matt Clarkson, Town Planner, & Matthew Goodwin, Director Planning & Regulatory Services |                             |            |
| <b>Statutory days</b>           | Deemed refusal after 40 days (Cl. 113 EPAR2000)                                         |                             |            |

##### PROPOSAL

Change of use from business premises to a dwelling house.

##### SUBJECT SITE AND LOCALITY

An inspection of the site and surrounding area was undertaken on 11.9.2012.

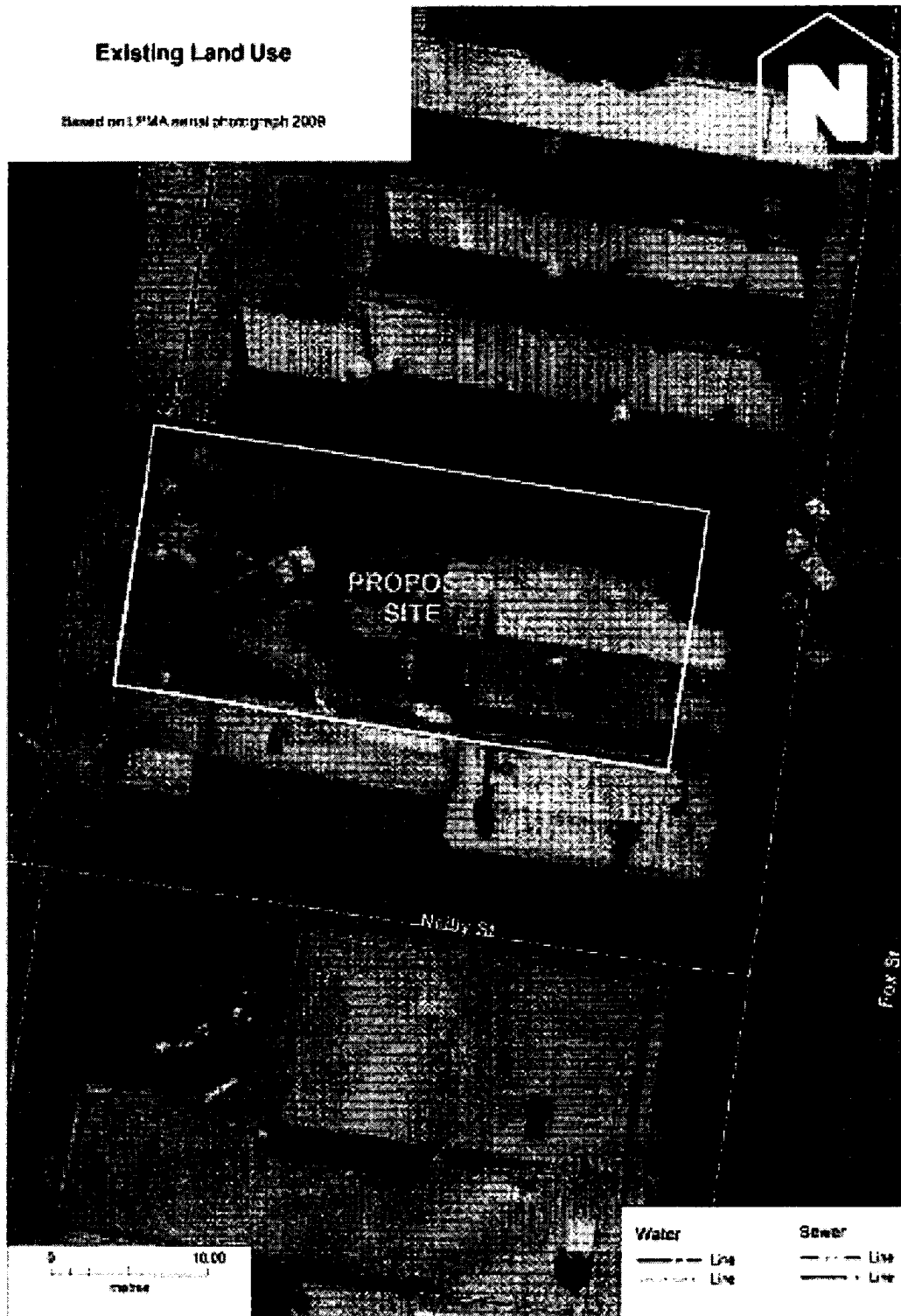
The site has a total area of 589 square metres and currently contains a building formerly used as a bank and detached toilets.

Surrounding land uses are commercial and community facilities. There are no detached dwellings within 100 metres.

## WALGETT SHIRE COUNCIL AGENDA

### Existing Land Use

Based on L.P.M.A. aerial photograph 2008



## WALGETT SHIRE COUNCIL AGENDA

### 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 – No demolition proposed.                                                                                                                  |
| 93 Fire safety and other considerations                                   | The building will be required to be upgraded to comply with the Building Code of Australia Volume two P2.3.2 Fire detection and early warning. |
| 94 Consent authority may require buildings to be upgraded                 | N/A - No rebuilding, alteration, enlargement or extension of an existing building proposed.                                                    |
| 94A Fire safety and other considerations applying to temporary structures | N/A – No temporary structure proposed.                                                                                                         |
| 95 Deferred commencement consent                                          | N/A – Not proposed or required.                                                                                                                |
| 97A Fulfilment of BASIX commitments                                       | BASIX certificate 452804S_02 provided                                                                                                          |

### 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 |
|----------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|
| Creation of a dwelling entitlement in the central business district. | See analysis in the 'Assessment – key issues' section.                                                               |

### 79C(1)(c) the suitability of the site for the development

|                                                       | Summary of site suitability issues |
|-------------------------------------------------------|------------------------------------|
| Does the development fit into the locality            | No. See key issues section.        |
| Are the site attributes conducive for the development | No. See key issues section.        |

### 79C(1)(d) any submissions made in accordance with this Act or the Regulations

Proposal is only local development therefore there is no formal opportunity for submissions under the Act or 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.            |

## **PUBLIC PARTICIPATION**

Public notification was undertaken via letters dated 5.9.2012 to:

- The Walgett Community Working Party.
- 3 nearby land owners.

## WALGETT SHIRE COUNCIL AGENDA

As of 19.9.2012 no submissions have been received regarding the Development Application.

### **ASSESSMENT – KEY ISSUES**

#### **Streetscape**

The proposed development is for a change of use from business premises to a dwelling house in a context where the local streetscape exclusively consists of commercial premises. While some premises have ancillary residential use, there are no dwelling houses in the immediate vicinity as proposed under this application. Creation of a stand alone dwelling in this context is likely to have a significant adverse impact on the visual and land use consistency of the commercial streetscape.

#### **Draft Walgett Local Environmental Plan 2012**

A key objective of the "B2 Local centre" zone within the draft Walgett Local Environmental Plan 2012 is to "conserve and enhance the unique sense of place of business centre precincts". The proposed development is inconsistent with this objective.

#### **Alternative locations**

There is currently a significant number of undeveloped lots within the parts of the town that have a residential character. The public interest is better served by encouraging development for residential purposes within established residential areas instead of areas where existing commercial uses are dominant.

#### **Vehicle access.**

There only current legal access to the site is via the pedestrian entrance on Fox Street, and this is currently not in use. Informal vehicle access to the rear of the lot is over a neighbouring property, hence there is no legal vehicle access in place, or proposed, for the development.

#### **Vehicle parking.**

The plans as submitted have no provision for off street parking. Given that there is no legal vehicular access to the rear of the site, the application is effectively for a dwelling with no off street parking.

#### **Conclusion**

Overall the application lacks sufficient merit to warrant approval.

### **RECOMMENDATION**

It is recommended that Council refuse the application to change the use of the existing business premises to a dwelling house on the basis that it:

- Would be likely to have a significant adverse impact on the commercial streetscape.
- Is inconsistent with the objective to "conserve and enhance the unique sense of place of business centre precincts" for the "B2 Local centre" zone within the draft Walgett Local Environmental Plan 2012.
- The site is inappropriate in a context where there is inadequate legal vehicular access.
- The site is inappropriate in a context where there is no provision for off street parking.
- Is not in the public interest to approve such a development when there are urban sites available which are more suitable for such residential development.



Town Planner Date 19.9.2012.

## WALGETT SHIRE COUNCIL AGENDA

### INTERNAL REFERRALS

Summary of responses from Council staff referrals, where applicable.

#### SENIOR HEALTH AND BUILDING SURVEYOR

Comments Agree with Planner's recommendation for reasons stated  
also the building appears to be being used as a boarding  
house for unrelated persons and not as a standard dwelling house

Recommendation Refusal.

Signature [Signature]

Date 30/10/2012

#### DIRECTOR URBAN INFRASTRUCTURE

Comments \_\_\_\_\_

Recommendation ✓

Signature [Signature]  
**Siegfried J. Corbett**  
Director Urban Infrastructure Services

Date 30/10/2012

### REFERRAL

This application is referred to Walgett Shire Council for determination because it is outside of my delegations to refuse an application. It is recommended that Council refuse the application for the reasons stated above.

[Signature] Director Planning & Regulatory Services

Date 31/10/2012

## **26. 2011-2012 STATE OF THE ENVIRONMENT REPORT**

**REPORTING SECTION:** Planning and Regulatory Services

**AUTHOR:** Matt Clarkson – Town Planner

**FILE NUMBER:** 09/1523

---

### **Summary:**

A draft Walgett Shire State of the Environment Report for 2011-2012 has been prepared. It is recommended that Walgett Shire Council endorse the report and submit it to the Division of Local Government.

### **Background:**

Currently Councils are required to prepare a supplementary State of the Environment report (SOE) for each financial year and make that report available to the public, as well as submitting it to the Division of Local Government, Department of Premier and Cabinet by 30 November 2012. Supplementary reports provide an update on existing issues, as well as outlining new ones that have arisen since the previous SOE.

Walgett Shire Council has developed a draft Community Strategic Plan in 2012, in conjunction with recent legislative changes. It is expected that this will lead to greater integration between Council's planning processes and future state of the environment reporting.

Circular 12-06 from The Division of Local Government states:

Group 3 councils are required to prepare a supplementary State of the Environment Report for the 2011-12 year. The supplementary report may be appended to the Annual Report. The report should identify any new environmental impacts since Council's last State of the Environment Report, as well as updating trends in environmental indicators that are important to each environmental sector specified in section 428(2)(c) of the historical version of the *Local Government Act 1993* (see links above).

Group 3 councils' State of the Environment Reports should make reference to:

- management plans relating to the environment
- special council projects relating to the environment
- the environmental impact of council activities.

Group 3 councils should consider how the information in the State of the Environment report aligns with and informs the environmental objectives identified in the development of the Community Strategic Plan and Delivery Program.

## **WALGETT SHIRE COUNCIL AGENDA**

### **Current position:**

A draft SOE report has been prepared and a digital copy (pdf file) was circulated to Councillors via e-mail and a hard copy will be provided at the Council meeting. Due to delays in obtaining the data required to complete the report, inadequate time remains available for public consultation.

Former clause 220 of the Local Government (General) Regulation 2005 requires Council to consult with the community regarding a State of the Environment Report.

### **Relevant Reference Documents:**

- Circular 12-06 from The Division of Local Government, dated 16 March 2012.
- Local Government Act 1993.
- Local Government (General) Regulation 2005, especially former clauses 218 to 226.

### **Governance issues:**

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:**

The SOE report provides the community with an overview of key environmental issues within the Shire.

### **Stakeholders:**

Walgett Shire Council, community, Division of Local Government – Department of Premier and Cabinet.

### **Financial implications:**

Costs associated with the preparation of the draft SOE report have been met from existing budgets.

### **Alternative solutions/options:**

Do nothing:- If the draft SOE report is not released for public comment, then Council will have failed to comply with clause 220 of the Local Government (General) Regulation 2005 which requires community consultation regarding a State of the Environment Report.



## WALGETT SHIRE COUNCIL AGENDA

### Conclusion:

#### **2011-2012 State of the Environment Report**

##### **Recommendation:**

That Walgett Shire Council resolve to:

1. Adopt and endorse the draft Walgett Shire State of the Environment Report for 2011-2012.
2. Submit the Walgett Shire State of the Environment Report for 2011-2012 to the Division of Local Government and the Department of Premier and Cabinet as a component of Council's Annual Report by 30 November 2012.
3. Publish the Walgett Shire State of the Environment Report for 2011-2012 on Council's website.

**Moved:**

**Seconded:**

##### **Attachments:**

State of the Environment Report (Circulated under separate cover)

## **27. DRAFT DEVELOPMENT CONTROL PLAN PUBLIC EXHIBITION**

**REPORTING SECTION:** Planning & Regulatory Services  
**AUTHOR:** Director Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 11/380

---

### **Summary:**

This report recommends that Council resolve to publicly exhibit the draft Walgett Shire Development Control Plan 2012.

### **Background:**

At a meeting held on 28 August 2012 Walgett Shire Council resolved to engage Edge Land Planning to prepare a draft Development Control Plan for the Walgett Shire.

Currently there is no Development Control Plan (DCP) in effect for the Shire. Section 74C of the Environmental Planning and Assessment Act 1979 provides that a Council may establish a DCP to:

- "make more detailed provision with respect to development to achieve the purpose of an environmental planning instrument (such as a Local Environmental Plan) applying to the land concerned",
- "identify development as advertised development".

Councils within NSW invariably use DCPs to establish their minimum expectations for new developments regarding car parking, landscaping, onsite sewage management, building set-backs, advertising and neighbour notifications. A DCP is not legally binding on a Council when considering a development application and DCP provisions have no effect if they are inconsistent with an environmental planning instrument (Local Environmental Plan or State Environmental Planning Policy) applying to the same land.

The flow chart below provides an overview of the legal hierarchy associated with DCPs under the Environmental Planning and Assessment Act 1979. Provisions within the act take precedence, then the Environmental Planning and Assessment Regulation 2000, then any relevant environmental planning instruments and finally the relevant DCP.

## **WALGETT SHIRE COUNCIL AGENDA**

- SEPP Infrastructure 2007.
- SEPP (Exempt and Complying Development Codes) 2008.
- SEPP Affordable Rental Housing 2009.

The SEPPs typically contain development standards that are relevant to the type of development involved.

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

DCP preparation is regulated by:

- Environmental Planning & Assessment Act 1979.
- Environmental Planning & Assessment Regulation 2000.

Other relevant documents include:

- Planning Circular PS 06-012, New Transitional Arrangements for Development Control Plans, issued 5 May 2006 by Department of Planning.
- Draft Walgett Local Environmental Plan 2012 (adopted by Council on 8-11-2012).

### **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

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:**

A DCP is important document which clarifies Council's expectations for minimum development standards within the Shire.

### **Stakeholders:**

The public, developers and Walgett Shire Council.

## **28. SUBMISSION - PROPOSED CHANGES TO CODES SEPP**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Director of Planning & Regulatory Services, Matthew Goodwin  
**FILE NUMBER:** 09/1126

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### **Summary:**

Recently the Department of Planning and Infrastructure undertook public exhibition of proposed 'changes to streamlined code-based approvals'. It is recommended that Council resolve to note and endorse a submission made by the Director of Planning and Regulatory Services on these proposals.

### **Background:**

Recently the Department of Planning and Infrastructure publicly exhibited various documents titled 'Changes to streamlined code-based approvals', dated October 2012. The documents proposed various amendments to State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 which are intended to streamline regulatory requirements for exempt and complying development.

### **Current position:**

The public exhibition period for the proposed changes closed on 9 November 2012.

In an e-mail dated 2-11-2012 Council's Director of Planning and Regulatory Services made a submission regarding the proposed changes (see Attachment A).

### **Relevant reference documents/policies:**

- Various fact sheets associated with 'Changes to streamlined code-based approvals', dated October 2012, published by the Department of Planning and Infrastructure.
- Draft State Environmental Planning Policy (Exempt and Complying Development Codes) Amendment (Commercial and Industrial Development) 2012.
- Draft Environmental Planning and Assessment Amendment (Complying Development) Regulation 2012.
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 [commonly known as the Codes SEPP].

## WALGETT SHIRE COUNCIL AGENDA

### Financial Implications:

At the 24 July 2012 meeting Walgett Shire Council resolved to carry forward an operational budget of \$40,000 for Local Environmental Plan and Development Control Plan development from 2011-2012 to 2012-2013. This amount is adequate to maintain the funding required from Council under the memorandum of understanding (MOU) for the planning reform fund grant and pay costs incurred by engaging Edge Land Planning to prepare the draft DCP.

### Alternative Solutions/Options:

Do nothing:- This would maintain the current situation where Council's minimum development standards are not documented and readily available to the public in the format required by the Environmental Planning and Assessment Act 1979.

### Conclusion:

It is important to proceed with public consultation regarding the draft Development Control Plan in a prompt manner.

Public exhibition of Draft Walgett Shire Development Control Plan 2012

### Draft Development Control Plan Public Exhibition

#### Recommendation:

That Walgett Shire Council resolve to:

1. Publicly exhibit the draft Walgett Shire Development Control Plan 2012 for a minimum of six weeks.
2. Undertake public exhibition consultation via:
  - (a) Advertising in Council's newspaper column within the Walgett Spectator and Lightning Ridge News.
  - (b) Notification letters to Council's precinct committees and community working parties.
  - (c) Making digital (PDF) copies of the document available via Council's web site.
  - (d) Making hard copies of the document available at the Council office at Walgett, Council office at Collarenebri and the Library at Lightning Ridge.
  - (e) Holding public information sessions at Walgett and Lightning Ridge.

**Moved:**

**Seconded:**

Attachments:

Nil

## WALGETT SHIRE COUNCIL AGENDA

### Governance issues:

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

- to provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively
- 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

### Environmental issues:

Nil.

### Stakeholders:

Walgett Shire Council, local residents and developers.

### Financial Implications:

Nil at this time.

### Alternative solutions/options:

Do nothing or not support the submission:- These options have not been recommended because it is believed that this would not in the best overall interest of Council or the community.

### Conclusion:

If implemented in the manner proposed, the changes to the Codes SEPP would have significant adverse impacts within the Walgett Shire over the medium term. It is important for Council and staff to endeavour to avoid such adverse impacts.

### Submission- Proposed changes to Codes SEPP

#### Recommendation:

Note and endorse the submission dated 2 November 2012 by Council's Director of Planning and Regulatory Services regarding proposed changes to State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.

#### Moved:

#### Seconded:

### Attachments:

A – 2-11-2012 submission regarding proposed changes to Codes SEPP

## WALGETT SHIRE COUNCIL AGENDA

### ATTACHMENT A – 2-11-2012 SUBMISSION REGARDING PROPOSED CHANGES TO CODES SEPP

**Matt Goodwin**

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**From:** Matt Goodwin  
**Sent:** Friday, 2 November 2012 9:19 AM  
**To:** 'codes@planning.nsw.gov.au'  
**Cc:** Don Ramsland  
**Subject:** Submission regarding proposed changes to Statewide streamlined approvals code

I wish to make a submission on behalf of the Planning and Regulatory Services staff at Walgett Shire Council regarding the proposed "Changes to streamlined code-based approvals" which are on exhibition until 9 November 2012.

Generally the proposed changes appear to have merit. However it is requested that the following issues be given further consideration:

1. Neighbour notification – It is proposed that neighbours must be notified 5 days before a complying development certificate is approved. This will be in addition to the notification two days before work can commence and site signage. The exhibition documentation asserts that "early notification will support discussions taking place between neighbours". In reality the change will:
  - (a) Create three layers of notification instead of two.
  - (b) Create a pre-approval notification process initiated by the certifying authority. This will inevitably create an false expectation amongst affected neighbours that they have a right of input into the approval process (otherwise what is the point of the notification?).
  - (c) Consume additional Council and private certifier resources without significant positive outcomes.

In the above context it is recommended that the Department not proceed with the proposed neighbour notification 5 days before issuing a complying development certificate..

2. Public infrastructure protection – The amendments include provisions to protect public infrastructure, but not sewer mains.

The Codes SEPP provides limited protection for sewer mains against particular types of exempt development, including carports (sub-clause 2.20(1)(k)), earthworks/retaining walls (sub-clause 2.30(g)), fuel & gas tanks (sub-clause 2.42AB(g)), playground equipment (sub-clause 2.58(d)) and temporary builder structures (sub-clause 2.78(b)). However all other forms of exempt or complying development are only subject to advisory notes (note 2 in Part 2, 3, 3A, 4, 5, 6 & 7) which states that the "*relevant infrastructure authority should be contacted before commencing the development*".

Given that adherence to advisory notes is not mandatory, in situations where designers, applicants and certifiers ignore, or don't identify, the presence of a sewer main as a site constraint, the Codes SEPP has the effect of forcing certifiers to approve the erection of structures within the zone of influence of sewer mains. In general terms it would be more appropriate to highlight this issue better, such as by the regulatory approach within SEPP 60 of generally excluding exempt and complying development from being within 1 metre of an easement or sewer main (sub clause 7(2)(a)(ii) and 9(2)(b)).

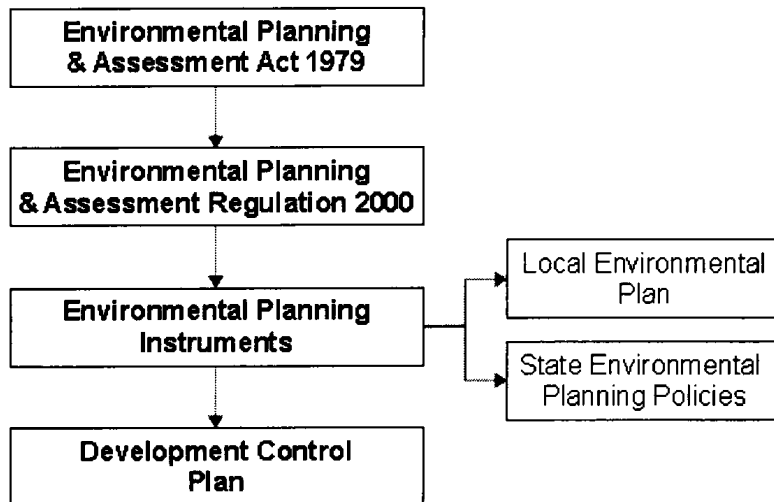
It is recommended that the Department review the provisions within the Codes SEPP for public infrastructure protection, especially sewer mains, so that they are more effective.

Please contact me if you require any additional information.

Matthew Goodwin  
Director Planning & Regulatory Services  
Walgett Shire Council

77 Fox St. (PO Box 31), Walgett NSW 2832  
Ph: 02 6828 6120 Fax: 6828 1608 Website: [www.walgett.nsw.gov.au](http://www.walgett.nsw.gov.au)

## WALGETT SHIRE COUNCIL AGENDA



### Current Position:

Edge Land Planning (Ian Sinclair) recently prepared and submitted a draft Walgett Shire Development Control Plan 2012 (DCP). The DCP has been reviewed by Council town planning and building certification staff.

A copy of the draft DCP has been emailed to Councillors and a hard copy will be provided at the 27 November 2012 Council meeting.

Clause 18 of the Environmental Planning and Assessment Regulation 2000 requires that the draft DCP be exhibited for a minimum of 28 days.

It is proposed that public consultation will be undertaken for a minimum of six weeks via:

- Advertising in Council's newspaper column within the Walgett Spectator and Lightning Ridge News.
- Notification letters to Council's precinct committees and community working parties.
- Making digital (PDF) copies of the document available via Council's web site.
- Making hard copies of the document available at the Council office at Walgett, Council office at Collarenebri and the Library at Lightning Ridge.
- Holding public information sessions at Walgett and Lightning Ridge.

Key aspects of the DCP include development controls for:

- Fencing urban land.
- Security barriers on windows in commercial areas.
- Off-street car parking for new development.
- Minimum requirements and sensitive areas for on-site sewage management.
- Development that must be advertised.
- Subdivision of land, etc.

It is important to note that the DCP will not apply to any development that is classified as exempt or complying development under a relevant State Environmental Planning Policy (SEPP), including:



## **29. DEVELOPMENT AND COMPLYING DEVELOPMENT CERTIFICATE APPLICATIONS**

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Matthew Goodwin – Director Planning and Regulatory Services  
**FILE NUMBER:** 09/1367-02

---

### **Summary:**

This report provides a summary of the Development and Complying Development Certificate applications recently processed by Council staff under delegated authority.

### **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 applications recommended for refusal, or where objections have been received from the public, are referred to Council for determination.

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, who is a NSW Building Professionals Board Accredited Certifier.

### **Current position:**

The table following this report provides details of Development Applications (DA) and Complying Development Certificate (CDC) applications recently dealt with under delegated authority by Council staff. Document type 20 represents Development Applications, while document type 24 represents Complying Development Certificates.

### **Relevant Reference Documents:**

- \* Respective DA and CDC files.
- \* Environmental Planning & Assessment Act 1979.
- \* Environmental Planning and Assessment Regulation 2000.
- \* State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.
- \* State Environmental Planning Policy No 60—Exempt and Complying Development, etc.

### **Governance issues:**

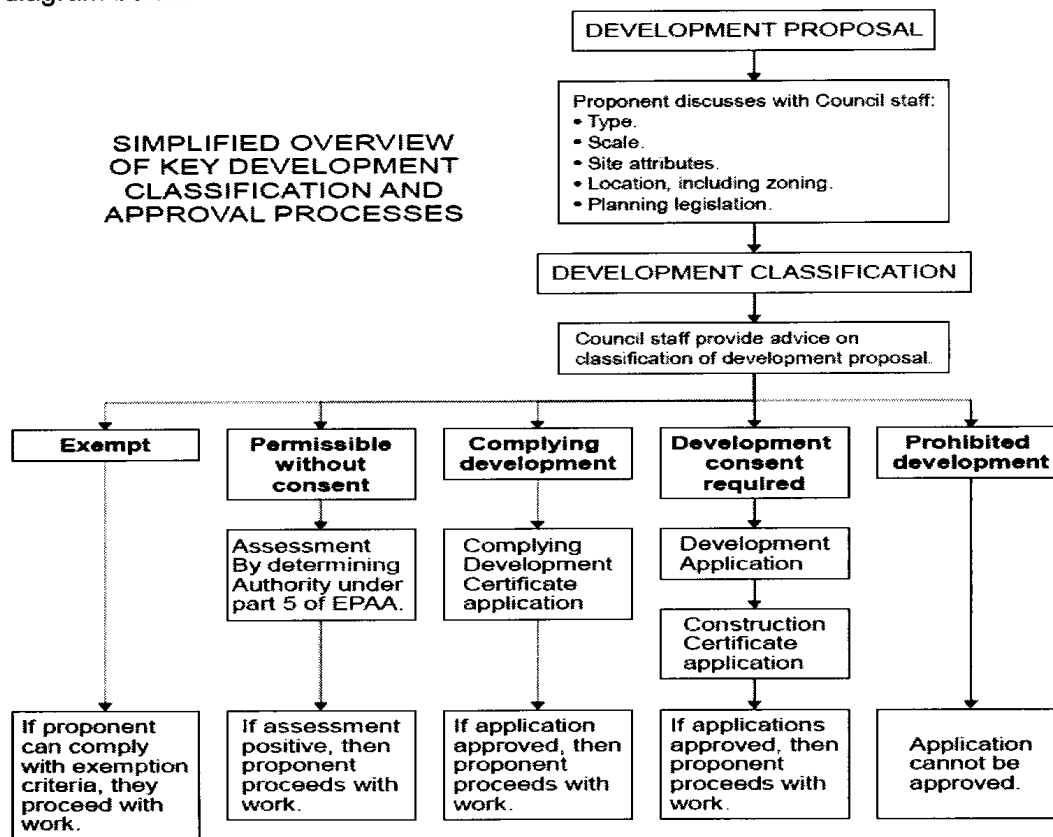
DAs: DAs are assessed under against a series of "matters for consideration" specified under section 79C of the Environmental Planning and Assessment Act 1979 and any relevant statutory requirements (such as regulations, Interim Development Order No 1 – Shire of Walgett and State Environmental Planning Policies). Section 80A of the Act provides that Council may

## WALGETT SHIRE COUNCIL AGENDA

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 is 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.

## **WALGETT SHIRE COUNCIL AGENDA**

### **Stakeholders:**

Public, applicants, Council, Department of Planning & Infrastructure.

### **Financial implications:**

Part of the costs incurred assessing and inspecting respective developments is recovered from application and inspection fees.

### **Alternative solutions/options:**

Nil.

### **Conclusion:**

It is recommended that Council note the current level of development activity within the Shire.

### **Development and Complying Development Certificate Applications**

#### **Recommendation:**

Note the report on Development and Complying Development Certificate applications dealt with by Council staff under delegated authority during October 2012.

#### **Moved:**

#### **Seconded:**

### **Attachments**

A - DAs & CDCs approved October 2012

## AUTHORITY

## Determined Applications



|            |             |                                                                            |                                                                         |        |
|------------|-------------|----------------------------------------------------------------------------|-------------------------------------------------------------------------|--------|
| 11/12/2012 | Parameters: | Date Range:Y<br>Start Date:1/10/2012<br>End Date:31/10/2012<br>As At Date: | Document Type:<br>Officer:ALI<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               | Determined | Received   |
|--------------------------|--------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|------------|------------|
| <b>Document Type: 20</b> |                          |                                                                                                                                                       |                             |            |            |
|                          | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 62<br/>Calendar Stop Days: 55<br/>Adjusted Calendar Days: 7</i>                                                       |                             |            |            |
| 020/2012/00000020/001    |                          | 10 Class 1a - Single Dwelling Dual<br>Occupancy:<br>**** UNKNOWN ****<br>LOT: 1 DP: 1009636<br>AWB Grain Centres Pty Ltd                              | Approved - Staff Delegation | 02/10/2012 | 02/08/2012 |
| <hr/>                    |                          |                                                                                                                                                       |                             |            |            |
|                          | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 27<br/>Calendar Stop Days: 0<br/>Adjusted Calendar Days: 27</i>                                                       |                             |            |            |
| 020/2012/00000029/001    |                          | 160 Subdivision/Consolidation<br>Farmland<br>LOT: 15 DP: 753915<br>Mr R S Sendall<br><u>There are Multiple Parcels on this application</u>            | Approved - Staff Delegation | 09/10/2012 | 13/09/2012 |
| <hr/>                    |                          |                                                                                                                                                       |                             |            |            |
|                          | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 32<br/>Calendar Stop Days: 0<br/>Adjusted Calendar Days: 32</i>                                                       |                             |            |            |
| 020/2012/00000030/001    |                          | 160 Subdivision/Consolidation<br>LOT: 2846 DP: 764980 WLL: 722<br>Mr R & Mrs G J Slack-Smith<br><u>There are Multiple Parcels on this application</u> | Approved - Staff Delegation | 15/10/2012 | 14/09/2012 |
| <hr/>                    |                          |                                                                                                                                                       |                             |            |            |
|                          | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 27<br/>Calendar Stop Days: 0<br/>Adjusted Calendar Days: 27</i>                                                       |                             |            |            |

AUTHORITY

ATTACHMENT A - DAS &amp; CDCs APPROVED OCTOBER 2012

WALGETT SHIRE COUNCIL AGENDA

## AUTHORITY

## Determined Applications



|            |             |                                                                               |                                                                            |         |
|------------|-------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------|
| 11/12/2012 | Parameters: | Date Range: Y<br>Start Date: 1/10/2012<br>End Date: 31/10/2012<br>As At Date: | Document Type:<br>Officer: ALL<br>Number of Days: 0<br>Stop The Clock: Yes | Page: 2 |
|------------|-------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------|

| Document                                | Applicant Name / Address | Development Type<br>Property Address<br>Title    Owner                                                               | Determination                               | Determined | Received   |
|-----------------------------------------|--------------------------|----------------------------------------------------------------------------------------------------------------------|---------------------------------------------|------------|------------|
| <b>Document Type: 20</b>                |                          |                                                                                                                      |                                             |            |            |
| 020/2012/00000031/001                   |                          | 150    Class 10b - Fence/Antenna/Other<br>68 Wee Waa ST WALGETT<br>LOT: 31 DP: 1113454<br>Gateway Mgt Co Pty Limited | Approved - Staff Delegation                 | 10/10/2012 | 14/09/2012 |
| <hr/>                                   |                          |                                                                                                                      |                                             |            |            |
|                                         | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 39<br/>Calendar Stop Days: 17<br/>Adjusted Calendar Days: 22</i>                     |                                             |            |            |
| 020/2012/00000032/001                   |                          | 60    Class 5 - Office Building<br>22 Fox ST WALGETT<br>LOT: 3 DP: 200391<br>Mrs D J Kelly                           | Approved - Staff Delegation                 | 25/10/2012 | 17/09/2012 |
| <hr/>                                   |                          |                                                                                                                      |                                             |            |            |
|                                         | <i>Stop the Clock</i>    | <i>Total Elapsed Calendar Days: 16<br/>Calendar Stop Days: 6<br/>Adjusted Calendar Days: 10</i>                      |                                             |            |            |
| 020/2012/00000033/001                   |                          | 151    Class 10b - Fence<br>7 Warrena ST WALGETT<br>LOT: A DP: 157836<br>Mr C A Brown & Miss R Burke                 | Approved - Staff Delegation                 | 09/10/2012 | 24/09/2012 |
| <hr/>                                   |                          |                                                                                                                      |                                             |            |            |
| Officer:    Mr M Clarkson               |                          | Average Elapsed Calendar Days: 20.83                                                                                 | Total Elapsed Calendar Days: 203.00         |            |            |
| Number of Applications: 6               |                          | Average Calendar Stop Days: 13.00                                                                                    | Total Calendar Stop Days: 78.00             |            |            |
|                                         |                          | Average Adjusted Calendar Days: 20.83                                                                                | Total Adjusted Calendar Days: 125.00        |            |            |
| <hr/>                                   |                          |                                                                                                                      |                                             |            |            |
| <b>Report Totals &amp; Averages</b>     |                          | <b>Average Elapsed Calendar Days: 33.83</b>                                                                          | <b>Total Elapsed Calendar Days: 203.00</b>  |            |            |
| <b>Total Number of Applications : 6</b> |                          | <b>Average Calendar Stop Days: 13.00</b>                                                                             | <b>Total Calendar Stop Days: 78.00</b>      |            |            |
|                                         |                          | <b>Average Adjusted Calendar Days: 20.83</b>                                                                         | <b>Total Adjusted Calendar Days: 125.00</b> |            |            |
| <hr/>                                   |                          |                                                                                                                      |                                             |            |            |
| <b>AUTHORITY</b>                        |                          |                                                                                                                      |                                             |            |            |

### 30. REVIEW OF WATER METER POLICY

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Siegfredo Coralde – Urban Infrastructure Services  
**FILE NUMBER:** 09/1403

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#### Summary:

This report relates to a review of the water meter policy as part of the preparations for the issue of the first water consumption accounts in February 2013.

#### Background:

In 25 August 2009, Council resolved to introduce 'Pay for use' water charging being implemented from 1 July 2010.

The Department of Energy, Utilities and Sustainability advised NSW Councils to introduce 'pay-for-use' water supply pricing in accordance with National Competition Policy (NCP) in 2004. Walgett Shire Council subsequently installed water meters in Walgett, Lightning Ridge, Rowena, Collarenebri and Carinda townships in 2010.

In July 2009, Council sent information letters to its property owners regarding the water usage, appropriate reading of new water meters, advising of reasonable household daily consumption of water and the future water charges. The proposed introduction of water billing on 1 July 2010 was not achieved and the first water billing period will commence on 1 October 2012 with the first accounts issued in February 2013.

#### Current Position:

Although the policy adopted in 2009 remains substantially the same a number of amendments are proposed to better reflect consumer and Council requirements for the introduction of water billing.

- a. Review of arrangements for testing water meters. This section has been reviewed to clarify the process for on-site testing and certified testing for NATA.
- b. Introduction of Water Flow Restrictors, a further policy amendment or stand alone policy will be required to administer this aspect for recovery of un-paid water accounts.
- c. Minor changes were catalogued in the following table (Document Control, Amended Records, page 6 of the Water Meter Policy Rev. 2):

| Version | Date     | Author | Section | Page | Changes          |
|---------|----------|--------|---------|------|------------------|
| 2       | 10/10/12 | SOC    |         | 1    | Policy Statement |
| 2       | 10/10/12 | SOC    | 1       | 2-3  | Water Meters     |
| 2       | 10/10/12 | SOC    | 14      | 5    | Standpipes       |

## **WALGETT SHIRE COUNCIL AGENDA**

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

Water Meter Policy 2009 Rev. 1

Local Government (General) Regulation 2005 – Reg 144 titled as Cutting Off or Restricting Water Supply.

Best Practice Management of Water Supply and Sewerage Guidelines

National Competition Policy (NCP)

Household Information Letter dated 21 July 2009

### **Governance issues:**

Both Corporate and Urban Services have responsibilities relating to the supply of water under a user pays system. Some matters may need further discussion regarding the respective accountabilities that exist within Corporate Services having specific responsibilities of collecting and issuance of water charges and Urban Infrastructure Services having responsibility for the day to day delivery of water services.

Council should continue its public information dissemination program regarding the implementation of the water charging regime from 1 October 2012.

### **Environmental issues:**

The introduction of user pays water billing is directed at achieving long term sustainable water usage and associated enhanced environmental outcomes.

### **Stakeholders:**

Walgett Shire Community

Walgett Shire Council

District River and Artesian Water Systems

### **Financial Implications:**

As part of its 2012/2013 Budget process, the Council adopted a pricing structure based on 70% fixed charge and 30% usage charge for raw, filtered and bore water supplies.

There is a possibility of vandalism of some water meters when new charges begin which, may result in an increase in Council's operational and maintenance costs.

### **Alternative Solutions/Options**

There is no alternative to the introduction of user pays water billing if Council is to adopt a more sustainable approach to water supply and retain eligibility for funding under the Small Towns Water and Sewerage Scheme.

## WALGETT SHIRE COUNCIL AGENDA

### Conclusion:

The revised policy reflects required amendments that were identified during the planning and development of processes for the introduction of water billing from 1 October 2012.

A further policy amendment or 'stand alone' policy for Water Flow Restrictions will be required in 2013 to administer this aspect for recovery of unpaid water accounts.

### REVIEW OF WATER METER POLICY

#### Recommendation:

1. That Council approve the amended Water Meter Policy Rev. 2 effective 26 November 2012.
2. The Water Meter Policy Rev2 be placed on exhibition for 28 days.

**Moved:**

**Seconded:**

#### Attachments:

Water Meter Policy Rev.2 (Attached under separate cover)



### **31. NAMOI – PEEL CUSTOMER SERVICE COMMITTEE MEETING**

**REPORTING SECTION:** Urban Infrastructure Services  
**AUTHOR:** Siegfredo O Coralde – Urban Infrastructure Services  
**FILE NUMBER:** 09/1846

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#### **Summary:**

This report recommends that Council note the Namoi–Peel Customer Services Committee Minutes of Meeting held at State Water Conference Room, Keepit Dam on 05 September 2012.

#### **Background:**

The State Water Corporation (State Water). State Water is responsible for the rural bulk water diverted average delivery of 1,110 GL to approximately 6,300 licensed water users on NSW's regulated rivers. State Water has a current asset value of \$3.5 Billion.

The State Water Corporation interact, communicate and provide services to water users through the existing eight Customer Services. One of such services is Namoi-Peel Customer Service where Walgett Shire Council is formally represented by Cllr. Robert Greenaway.

The Namoi-Peel Service Committee. This committee meets quarterly at various locations to discuss the operational and asset-management issues, including water pricing. The Committee has 12 members, three from the local government, eight from the regulated, one from CMA Authority, one from the Office of Environment and Heritage, one from Groundwater and the last one from Commonwealth Environmental Water Holder.

#### **Current Position:**

The Minutes of the Meeting held on 30 May 2012 was accepted as a true and correct record.

Mr. David Phelps was nominated and elected as the new Chair of Namoi-Peel Customer Service Committee.

The review of current Committee Terms of Reference will be undertaken in the near future. Issues to consider are the changes in roles/responsibilities, escalation process for issues requiring resolution or feedback.

Two PowerPoint presentations (Annexure 3 and 4) provided the following informative notes:

- Usage for 2012/13
- AWD's for 2012/13
- Spring/Summer Water Releases for 2012/13
- Supplementary Access to Water for 2012/13
- Water Inflows for 2012/13
- Storage and BOM forecasts

## **WALGETT SHIRE COUNCIL AGENDA**

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

Nomai-Peel Customer Service Charter  
Customer Service Committees (State Water)  
State Water Environmental Management Plan 2011/16

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

### **Stakeholders:**

Committees of Lachlan Valley, Murray Lower Darling, Macquarie Cudgegong, Namoi-Peel (Walgett Shire Council), Border Rivers, Coastal Valleys, Gwydir Valley and Murrumbidgee.

### **Financial Implications:**

Nil

### **Alternative Solutions/Options**

Nil

### **Conclusion:**

Council note the Namoi–Peel Customer Services Committee Meeting held at State Water Conference Room, Keepit Dam on 05 September 2012.

### **NAMOI-PEEL CUSTOMER SERVICE COMMITTEE MEETING**

#### **Recommendation:**

1. Council note the Namoi–Peel Customer Services Committee Minutes of Meeting held at State Water Conference Room, Keepit Dam on 05 September 2012.

#### **Moved:**

#### **Seconded:**

### **Attachments:**

Namoi-Peel Customer Service Committee Minutes of Meeting (05 September 2012) (Circulated under separate cover)

## **32. HEAVY VEHICLE ALTERNATIVE ROUTE – WALGETT- NOVEMBER 2012**

**REPORTING SECTION:** Engineering Services  
**AUTHOR:** Raju Ranjit – Director Engineering Services  
**FILE NUMBER:** 09/62-05

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### **Summary:**

This report recommends that Council endorse the preferred option for the Walgett Town Heavy Vehicle alternative traffic route.

### **Background:**

Walgett Town is a town of 2300 people at the centre of an enormous pastoral area which stretches to the State border. The town is located by the Namoi River near its junction with the Barwon River in northern NSW, 696m km North West of Sydney via Wee Waa which is 124 km east and 114 km north of Coonamble. It is a centre point of all Coonamble, Brewarrina, Bourke, Narrabri and Moore. It is essentially a railhead and stock transport centre to the surrounding district which is based around the production of wool, beef cattle, lambs, sheep studs and grains. The shire has identified the need to resolve issues with heavy vehicle traffic within the Walgett Township.

### **Current Position:**

Consultation with the Local Area Traffic Committee has highlighted the need to provide an alternative route for heavy vehicles and has identified following seven options.

1. Option 1- Wimbleton Road( Mission Road)
2. Option 2 – Southern loop
3. Option3-Existing Highway
4. Option 4- Peel Street
5. Option 5- Duff Street
6. Option 6- Levee
7. Option 7 – Pitt Street

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

Walgett Shire Council Land use Strategy

### **Governance issues:**

Nil

## WALGETT SHIRE COUNCIL AGENDA

### Environmental issues:

Noise, dust and safety

### Stakeholders:

Council  
Local Residents  
Heavy Vehicle Operators

### Financial Implications:

This is a strategic planning issue and costs have not been identified.

### Legal Issues:

Nil

### Alternative Solutions/Options:

Do nothing

### Conclusion:

Seven options have been identified to address the issue. Option 1 presents as the most suitable option as it eliminates the subject heavy vehicle traffic from the township particularly for the vehicles travelling from the west side of Walgett. The route along the Levee bank needs to be constructed to cater for vehicles travelling north / south. No comment has been made with regards funding or financial assistance at this time, rather it is a strategic issue aimed at preserving the corridor proposed from other development.

### Heavy Vehicle Alternative Route - Walgett town – November 2012

#### Recommendation:

1. That Council endorse the option of using the Wimbledon Road and constructing an additional route along the Levee Bank to service north / south traffic as the proposed alternative Heavy Vehicle route for Walgett and
2. This issue be included for discussion in Councils review of the Ten Year Community Strategic Plan.

**Moved:**

**Seconded:**

#### Attachments:

RMS report with options. (Circulated under separate cover)

**33. REVIEW OF POLICY - GATES & GRIDS ON PUBLIC ROADS-  
NOVEMBER 2012**

**REPORTING SECTION:** Engineering Services  
**AUTHOR:** Raju Ranjit - Director Engineering Services  
**FILE NUMBER:** 09/1142

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**Summary:**

To consider public submissions received in respect of the revised Policy – Gates & Grids on Public Roads (November 2012)

**Background :**

Council placed the revised Policy - Gates & Grids on Public Roads on Public Exhibition between 19 September 2012 and 19 October 2012 with submission closing the 31 October 2012. Only one submission was received (see attached).

**Current:**

The attached submission sets out a land holder's case for Council to provide and meet the costs associated with the installation, maintenance and where necessary, the removal of grids and gates were traditionally installed on property boundaries primarily for stock control.

More recently, with the increase in vehicular traffic, the preferred option has been for roads to be "fenced out" of adjoining Road Reserves.

The case / points made in the attached submission do not warrant any changes being made to the draft revised Policy – Gates and Grids on Public Roads.

**Relevant Reference Documents:**

Procedure - Gates and Grids on Public Roads  
Legal Advice, Booth Brown Samuels & Olney 14 April 2008  
Opinion, RTA 26 March 2008  
Legal Advice, Booth Brown Samuels & Olney 30 May 2008  
Roads Act 1993 (NSW) Division 2 Public Gates  
Roads Act 1993 (NSW) Division 3 Other works and structures  
Roads Regulation 2008 (NSW) Part 6 Public Gates

**Stakeholders:**

Walgett Shire  
Land holders with unfenced land adjoining public roads

## **WALGETT SHIRE COUNCIL AGENDA**

### **Financial Implications:**

Expenditure is limited by the amounts allocated in Council's budget, however the public liability associated with the condition of road infrastructure is subject to claims made and the extent of insurance coverage of the claim.

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

Nil

### **Legal Issues:**

Council's exposure to public risk claims.

### **Conclusion**

It is now appropriate for Council to adopt the revised Policy – Gates and Grids on Public Roads (November 2012).

### **Review on Policy – Gates & Grids on Public Roads- November 2012**

#### **Recommendation:**

That:

- 1) Council adopt the revised Policy – Gates and Grids on Public Roads- (November 2012).
- 2) Council acknowledge receipt of the submission from the public.

**Moved:**

**Seconded:**

### **Attachments**

Public submission

Policy – Grates & Grids on Public Roads (circulated under separate cover)

## WALGETT SHIRE COUNCIL AGENDA

### WALGETT SHIRE COUNCIL GATES & GRIDS ON PUBLIC ROADS POLICY Submission from G.J. O'Brien

#### Overview

I have written on numerous occasions over a number of years on this contentious issue without resolution. I once again state my position as follows:

1. Regional Road 426 diagonally intersects my property "Neirbo Plains" for approximately six kilometres. There are 4 single grids on this road separating three paddocks.
2. These grids are unable to be removed as their removal would render 75% of "Neirbo Plains" inoperable.
3. The grids were installed as a consequence of Council forming the road through my property and Council should therefore assume both legal and maintenance responsibility for such. The property was here first – Council could have installed the road along the boundary creating a laneway between properties.
4. As far as I am aware most Councils in Australia take responsibility for ramps.
5. Whilst inconvenient for me it is obvious that a great number of road users benefit from this road running through my property. Another reason why I should not be 'punished' for providing this access.
6. Landholders have no expertise in road engineering whilst Walgett Shire Council employs engineers who are experts in this field and are paid from rates which I pay to Council. I would assert that abrogating ownership to landholders is irresponsible and a potential safety issue.
7. As a ratepayer I am already contributing to road maintenance. Council's policy ensures that landholders are liable for an additional unfair financial burden.
8. Council has already set a precedent for replacing grids, both single and double at no cost to adjoining landholders, i.e. Cumborah Road where double grids plus a sealed section either side of the ramp was installed and; Bonanza Road.
9. Traffic on this road has increased substantially over a number of years requiring ever increasing costly maintenance. It is inequitable to place this liability on the landholder and I would suggest have legal ramifications for Council.

I would once again request that Council replace the four single grids with double grids and sealing either side of the ramp as per Cumborah Road. My contribution would be the additional land required for this upgrade.

G.J. O'Brien  
Neirbo Plains  
P O Box 693  
Lightning Ridge, NSW, 2834

Tel: (02) 6829 0488  
Fax: (02) 6829 0182  
Email: neirbo44@bigpond.com

**34. MONTHLY RMCC WORKS REPORT FROM DIRECTOR  
ENGINEERING SERVICES – NOVEMBER 2012**

**REPORTING SECTION:** Engineering Services  
**AUTHOR:** Raju Ranjit – Director Engineering Services  
**FILE NUMBER:** 11/211

---

**Summary:**

The purpose of this report is to inform Council of progress relating to the RMCC works in the period since the report was prepared in October 2012.

**Background:**

RMS has awarded a contract of \$ 8,439,000 for 2012/2013 financial year. The contract consisted of Flood works for February 2012 & December 2010 events and maintenance works

**Current Position:**

At present, there are two contractor's teams and one Council team are working on State highways flood works and two council staff are working on Highway maintenance work under RMCC works. The expenditure over the 4 months period from 1 July, 2012 is \$ 1,422,772.

**Relevant Reference Documents/Policies:**

Nil

**Governance issues:**

Nil

**Environmental issues:**

Nil

**Stakeholders:**

Walgett Shire  
Walgett Residents

**Financial Implications:**

As at 31<sup>st</sup> October 2012, \$ 1,422,772 has been spent from a total amount of \$ 8,439,000 now provided in the 2012/2013 budget.



## WALGETT SHIRE COUNCIL AGENDA

### Alternative Solutions/Options:

Nil

### Conclusion:

Council can monitor progress of RMCC works programmed for 2012/2013 by reviewing the attached spread sheet and noting the progress to date.

### Monthly RMCC works Report from Director Engineering Services – November 2012

#### Recommendation:

That Council receive and note the monthly RMCC works report for November 2012.

**Moved:**

**Seconded:**

### Attachments:

RMCC works summary.

# **WALGETT SHIRE COUNCIL AGENDA**

## **Background:**

The indicative funding allocations for 2012/2013 RMCC works are \$ 8,439,000. The details are as follows.

| Program Description                          | HW12      | HW18        | HW29        | Total              | Expenditure up to 30 <sup>th</sup> of September 2012 | Progress in % | Remarks                                    |
|----------------------------------------------|-----------|-------------|-------------|--------------------|------------------------------------------------------|---------------|--------------------------------------------|
| Resealing                                    | \$150,000 | \$550,000   | \$500,000   | \$1,200,000        |                                                      |               | Programmed for Dec2012 and February 2013   |
| Heavy patching                               |           | \$426,000   |             | \$426,000          |                                                      |               | Programmed for January 2012 and March 2013 |
| HW29 West Walgett Geotextile Rehab           |           |             | \$1,025,000 | \$1,025,000        |                                                      |               | January 2013 and March 2013                |
| HW29 West Walgett widening                   |           |             | \$450,000   | \$450,000          |                                                      |               | Programmed for March 2013                  |
| HW29 East Pian Creek ( stage 1)              |           |             | \$50,000    | \$50,000           |                                                      |               | TBA                                        |
| Flood damage restoration ( Dec 2010 event)   |           | \$1,141,000 |             | \$1,141,000        |                                                      |               | Programmed for February 2013               |
| Flood damage restoration ( Feb 2012 event)   | 580645    | \$1,002,581 | \$1,416,774 | \$3,000,000        | \$1,115,634                                          | 37.19%        | On going                                   |
| Routine works (Pavement,corrid or and signs) |           |             |             | \$1,147,000        | \$ 307,138                                           | 26.78%        | Sept 2012-May 2013                         |
| <b>TOTAL</b>                                 |           |             |             | <b>\$8,439,000</b> | <b>\$1,422,772</b>                                   |               |                                            |

### **35. MONTHLY FLOOD WORKS REPORT FROM DIRECTOR ENGINEERING SERVICES – NOVEMBER 2012**

**REPORTING SECTION:** Engineering Services  
**AUTHOR:** Raju Ranjit – Director Engineering Services  
**FILE NUMBER:** 11/211

---

#### **Summary:**

The purpose of this report is to inform Council of progress relating to the February 2012 flood restoration works in the period since the report was prepared in first week of November 2012.

#### **Background:**

In November 2011 and February 2012, Walgett Shire suffered major flood disasters and significantly affected 62 Shire Roads, 7 Regional roads and 3 State Highways. The people of the Walgett, Collarenebri & Lightning Ridge were particularly hard hit and the Shire's infrastructure sustained severe damage.

The Willby Willby Road in Cumborah and the Bore Head Road in Lightning Ridge were closed due to the December 2010 flood and are still under water. Roads and Maritime services (RMS) has assessed the flood affected roads and awarded Natural Disaster Assistance (NDA) to the Walgett Shire for the flood damage roads which involves the remediation & reconstruction.

#### **Current Position:**

Council team and Contractors are working in full swing. Works in following roads are progressing

- Merrywine bone Road – By Council's Team & Newbold
- Come By Chance road – By Council's Team
- Kamilaroi Highway – By Council's Team
- Carrinda Road - By Council's Team
- Gundabloui Road – Ridge Rock Earthmoving
- Bugilbone Road – Evergreen
- Cryon Road – Batterline

Flood restorations works on following roads have been completed.

- Epping Road
- Colrose road
- Wingadee Road

## **WALGETT SHIRE COUNCIL AGENDA**

- Lorne Road
- Springs Road
- Angledool Road
- Koomalah Road
- Boorooma Creek road
- Wilby Wilby Road (**except rotten plain**)
- Narran lake Road
- Kurrajong Road
- Tungra Road
- Tip Road Walgett
- Hardies Lease Road
- Yarraldool Road
- Wingardee Road

Council is planning to complete all the flood affected road works before June 2013.

RMS has approved an additional amount of \$ 340,250 to resheet the Kurrajong Road of 19 km from an intersection of Gingi Road ( RR402) and Kurrajong Road ( SR110 ) to the turn off to the Glengarry Mining area and 10 km of the Mining Access Road ( between Kurrajong Road and Wilby Wilby Road ( SR101). The gravel resheeting thickness varies from 100 mm to 200 mm thick and the work commenced on 21<sup>st</sup> November 2012.

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

Nil

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

### **Stakeholders:**

Walgett Shire Council  
Walgett Residents  
Tourist

### **Financial Implications:**

As at 8<sup>th</sup> November 2012, \$ 4,332,214.39 has been spent from a total amount of \$ 10,735,829 provided in the 2012/2013 budget.

## **WALGETT SHIRE COUNCIL AGENDA**

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

Nil

### **Conclusion:**

Council can monitor progress of monthly flood work program by reviewing the attached spread sheets and noting progress to date.

### **Monthly flood works Report from Director Engineering Services**

#### **Recommendation:**

That Council receive and note the monthly flood restoration works report for November 2012 and endorse action taken to endeavour to secure additional funds to maintain safe access to the Grawin / Glengarry Opal Fields via the Kurrajong road and access road across Western Lands Leases.

**Moved:**

**Seconded:**

### **Attachments:**

Flood restoration works progress summary.

**WALGETT SHIRE COUNCIL AGENDA**

| Local Roads |    |            |                                     |                                       |                                              |             |                                         |                           |
|-------------|----|------------|-------------------------------------|---------------------------------------|----------------------------------------------|-------------|-----------------------------------------|---------------------------|
| Item No.    |    | Work Order | Description of Works<br>(Road Name) | Amount to be<br>contributed<br>by RTA | Amount to<br>be<br>Contributed<br>by Council | Total       | Total<br>Expenditure<br>to<br>8/11/2012 | Progress in<br>Percentage |
| SR          | 1  | 2284       | Franxton Road                       | \$36,769                              |                                              | \$3,372.73  | \$3,372.73                              | 9.17                      |
| SR          | 2  | 2285       | Belarra Lane                        | \$106,061                             |                                              | \$678.60    | \$678.60                                | 0.64                      |
| SR          | 3  | 2286       | Clarkes Lane                        | \$9,885                               |                                              | \$934.05    | \$934.05                                | 9.45                      |
| SR          | 5  | 2287       | Cryon Road                          | \$190,907                             |                                              | \$38,684.50 | \$38,684.50                             | 20.26                     |
| SR          | 12 | 2288       | Millie Road                         | \$143,025                             |                                              | \$5,816.13  | \$5,816.13                              | 4.07                      |
| SR          | 13 | 2289       | Woodvale Road                       | \$111,256                             |                                              | \$2,290.75  | \$2,290.75                              | 2.06                      |
| SR          | 14 | 2290       | Baroona Road                        | \$91,346                              |                                              |             |                                         |                           |
| SR          | 15 | 2291       | Pokataroo Road                      | \$50,030                              |                                              | \$12,294.51 | \$12,294.51                             | 24.57                     |
| SR          | 16 | 2292       | Mercadool Road                      | \$145,698                             |                                              | \$51,874.39 | \$51,874.39                             | 35.60                     |
| SR          | 19 | 2293       | Springs Road                        | \$3,630                               |                                              |             |                                         |                           |
| SR          | 21 | 2294       | Meadow Plains Road                  | \$17,000                              |                                              | \$606.17    | \$606.17                                | 3.57                      |
| SR          | 24 | 2295       | Marlbone Road                       | \$20,716                              |                                              | \$5,461.33  | \$5,461.33                              | 26.36                     |
| SR          | 27 | 2296       | Colrose Road                        | \$19,456                              |                                              | \$21,290.48 | \$21,290.48                             | 109.43                    |
| SR          | 28 | 2297       | Wingadee Road                       | \$10,140                              | \$7,925.30                                   | \$10,140    | \$11,154.00                             | 188.16                    |
| SR          | 31 | 2298       | Gungalman Road                      | \$39,781                              |                                              |             |                                         |                           |
| SR          | 38 | 2299       | Wanourie Creek Road                 | \$18,120                              |                                              | \$6,982.36  | \$6,982.36                              | 38.55                     |
| SR          | 40 | 2300       | Ginghet Road                        | \$7,061                               | \$3,913.00                                   | \$7,767.10  | \$11,680.10                             | 165.41                    |
| SR          | 43 | 2301       | Bushs Road                          | \$9,846                               |                                              |             |                                         |                           |
| SR          | 45 | 2302       | Borehead Road                       | \$7,914                               |                                              |             |                                         |                           |
| SR          | 48 | 2303       | Boorooma Creek Road                 | \$25,252                              |                                              | \$17,798.81 | \$17,798.81                             | 70.48                     |
| SR          | 51 | 2304       | Millencowbah Road                   | \$23,400                              |                                              |             |                                         |                           |
| SR          | 52 | 2305       | Willis Road                         | \$6,570                               |                                              |             |                                         |                           |
| SR          | 53 | 2306       | Koomalah Road                       | \$124,044                             |                                              | \$47,398.46 | \$47,398.46                             | 38.21                     |
| SR          | 57 | 2307       | Epping Road                         | \$50,889                              |                                              | \$24,755.26 | \$24,755.26                             | 48.65                     |

**WALGETT SHIRE COUNCIL AGENDA**

| Local Roads |     |            |                                     |                                 |                                     |              |                                |                        |
|-------------|-----|------------|-------------------------------------|---------------------------------|-------------------------------------|--------------|--------------------------------|------------------------|
| Item No.    |     | Work Order | Description of Works<br>(Road Name) | Amount to be contributed by RTA | Amount to be Contributed by Council | Total        | Total Expenditure to 8/11/2012 | Progress in Percentage |
| SR          | 59  | 2308       | Moomin Road                         | \$60,342                        |                                     |              |                                |                        |
| SR          | 60  | 2309       | Marra Creek Road                    | \$7,512                         |                                     |              |                                |                        |
| SR          | 61  | 2310       | Cambo Road                          | \$34,365                        |                                     | \$98.87      | \$98.87                        | 0.29                   |
| SR          | 64  | 2311       | Wimbledon Road                      | \$26,028                        |                                     | \$18,504.35  | \$18,504.35                    | 71.09                  |
| SR          | 67  | 2312       | Collarenebri Mission Road           | \$13,000                        |                                     | \$13,000     |                                |                        |
| SR          | 70  | 2313       | Lone Pine Road                      | \$13,980                        | \$1,718.32                          | \$15,378.00  | \$17,096.37                    | 122.29                 |
| SR          | 71  | 2314       | Rossmore Lane                       | \$8,100                         |                                     | \$8,100      |                                |                        |
| SR          | 72  | 2315       | Middle Route Road                   | \$17,496                        |                                     | \$17,496     |                                |                        |
| SR          | 73  | 2316       | Miralwyn Road                       | \$10,554                        |                                     | \$10,554     |                                |                        |
| SR          | 77  | 2317       | Nedgera Road                        | \$11,009                        |                                     | \$11,009     |                                |                        |
| SR          | 79  | 2318       | Pagan Creek Road                    | \$5,916                         |                                     | \$5,916      |                                |                        |
| SR          | 85  | 2319       | Tungra Road                         | \$47,510                        | \$18,395.26                         | \$52,261.00  | \$70,656.26                    | 148.72                 |
| SR          | 88  | 2320       | Fabians Road                        | \$24,990                        |                                     | \$182.72     | \$182.72                       | 0.73                   |
| SR          | 89  | 2321       | Belaba Road                         | \$17,007                        |                                     | \$8,730.00   | \$8,730.00                     | 51.33                  |
| SR          | 90  | 2322       | Fairview Road                       | \$26,436                        |                                     | \$3,580.00   | \$3,580.00                     | 13.54                  |
| SR          | 95  | 2323       | Banarway Crossing Road              | \$22,360                        |                                     | \$1,210.34   | \$1,210.34                     | 5.41                   |
| SR          | 98  | 2324       | Lorne Road                          | \$72,913                        |                                     | \$31,202.58  | \$31,202.58                    | 42.79                  |
| SR          | 101 | 2325       | Wilby Wilby Road                    | \$530,135                       |                                     | \$49,030.76  | \$49,030.76                    | 9.25                   |
| SR          | 102 | 2326       | Angledool Road                      | \$244,548                       |                                     | \$105,001.47 | \$105,001.47                   | 42.94                  |
| SR          | 103 | 2327       | Bugilbone Road                      | \$130,824                       |                                     | \$198.68     | \$198.68                       | 0.15                   |
| SR          | 110 | 2328       | Kurrajong Road                      | \$5,040                         |                                     | \$5,040      | \$5,040.00                     | 100                    |
| SR          | 111 | 2329       | Narran Lake Road                    | \$20,170                        | \$4,046.88                          | \$22,187.00  | \$26233.88                     | 130.06                 |
| 15804       | 112 | 2330       | Brewon Road                         | \$72,024                        |                                     | \$15,817.72  | \$15,817.72                    | 21.96                  |
| SR          | 113 | 2331       | Binghi Road                         | \$13,168                        |                                     | \$349.32     | \$349.32                       | 2.65                   |

**WALGETT SHIRE COUNCIL AGENDA**

| Local Roads |     |            |                                     |                                       |                                              |                       |                                         |                           |
|-------------|-----|------------|-------------------------------------|---------------------------------------|----------------------------------------------|-----------------------|-----------------------------------------|---------------------------|
| Item No.    |     | Work Order | Description of Works<br>(Road Name) | Amount to be<br>contributed<br>by RTA | Amount to<br>be<br>Contributed<br>by Council | Total                 | Total<br>Expenditure<br>to<br>8/11/2012 | Progress in<br>Percentage |
| SR          | 114 | 2332       | Bogewong Road                       | \$24,378                              |                                              | \$12,100.00           | \$12,100.00                             | 49.63                     |
| SR          | 115 | 2333       | Aberfoyle Road                      | \$18,266                              |                                              | \$2,002.26            | \$2,002.26                              | 10.96                     |
| SR          | 116 | 2334       | Goangra Road                        | \$185,711                             |                                              | \$76,757.05           | \$76,757.05                             | 41.33                     |
| SR          | 117 | 2335       | Beanbri Road                        | \$499,530                             |                                              | \$1,241.07            | \$1,241.07                              | 0.25                      |
| SR          | 118 | 2336       | Yarraldool Road                     | \$140,365                             |                                              | \$96,356.36           | \$96,356.36                             | 68.65                     |
| SR          | 121 | 2337       | Pian Creek Road                     | \$156,948                             |                                              | \$329.39              | \$329.39                                | 0.21                      |
| SR          | 122 | 2338       | Old Burren Road                     | \$54,015                              |                                              | \$8,907.64            | \$8,907.64                              | 16.49                     |
| SR          | 123 | 2339       | Rowena Road                         | \$131,288                             |                                              | \$1,170.53            | \$1,170.53                              | 0.89                      |
| SR          | 124 | 2340       | Dundee Road                         | \$52,470                              |                                              |                       |                                         |                           |
| SR          | 125 | 2341       | Glen Eden Road                      | \$145,997                             |                                              | \$832.65              | \$832.65                                | 0.57                      |
| SR          | 127 | 2342       | Boora Road                          | \$21,870                              |                                              | \$319.51              | \$319.51                                | 1.46                      |
| SR          | 128 | 2343       | Camerons Lane                       | \$36,389                              |                                              | \$347.67              | \$347.67                                | 0.96                      |
| SR          | 129 | 2344       | George Sands Way                    | \$131,640                             |                                              | \$113,907.76          | \$113,907.76                            | 86.53                     |
| SR          | 131 | 2345       | O'Neils Road                        | \$59,754                              |                                              | \$59,337.86           | \$59,337.86                             | 99.30                     |
|             |     | 2346       | Tip Road                            | \$70,200                              |                                              | \$62,225.15           | \$62,225.15                             | 88.64                     |
|             |     |            | Emergency Works                     | \$476,727                             |                                              | \$476,727.00          | \$476,727.00                            | 100.00                    |
|             |     |            | Council's Contribution              | -\$29,000                             |                                              |                       |                                         |                           |
|             |     |            |                                     | <b>\$4,880,770</b>                    | <b>\$35,998.76</b>                           | <b>\$1,562,494.29</b> | <b>\$1,598,493.05</b>                   |                           |



# WALGETT SHIRE COUNCIL AGENDA

| Regional Roads |           |            |                                     |                                           |                                      |                                      |                           |
|----------------|-----------|------------|-------------------------------------|-------------------------------------------|--------------------------------------|--------------------------------------|---------------------------|
| Item No.       |           | Work Order | Description of Works<br>(Road Name) | Amount to be<br>Contributed<br>by Council | contributed<br>contributed<br>by RTA | Total<br>Expenditure To<br>8/11/2012 | Progress in<br>Percentage |
| 1              | RR329     | 2347       | Merrywine bone road                 |                                           | \$3,822,345                          | \$1,367,717.57                       | 35.78                     |
| 2              | RR333     | 2348       | Carrinda road                       |                                           | \$552,750                            | \$400,713.66                         | 72.49                     |
| 3              | RR402     | 2349       | Gingie/Ilanillo                     |                                           | \$628,763                            | \$580,030.25                         | 92.25                     |
| 4              | RR426     | 2350       | Shermans way                        |                                           |                                      |                                      |                           |
| 5              | RR426     | 2351       | Ridge road                          |                                           | \$24,480                             | \$14,374.62                          | 58.72                     |
| 6              | RR457     | 2352       | Gundabloui road                     |                                           | \$348,161                            | \$116,265.54                         | 33.39                     |
| 7              | RR7716    | 2353       | Come by chance                      |                                           | \$276,086                            | \$81,145.59                          | 29.39                     |
|                | Emergency |            |                                     |                                           | \$173,474.11                         | \$173,474.11                         | 100.00                    |
|                |           |            | <b>TOTAL</b>                        |                                           | <b>\$5,826,059</b>                   | <b>\$2,733,721.34</b>                |                           |

| Summary        |                  |                             |                        |
|----------------|------------------|-----------------------------|------------------------|
|                | Total            | Expenditure To<br>8/11/2012 | Progress in Percentage |
| Local Roads    | \$4,909,769.75   | \$1598493.05                | 32.56                  |
| Regional Roads | \$ 5,826,059.11  | \$2,733,721.34              | 46.92                  |
| Total          | \$ 10,735,828.86 | \$4,332,214.39              | 40.35                  |

### **36. STABILISATION AND MATERIAL IMPROVEMENT WITH POLYCOM ON CLAY ROAD ON SCHOOL ROUTE IN ROWENA AREA – NOVEMBER 2012**

**REPORTING SECTION:** Engineering Services  
**AUTHOR:** Raju Ranjit - Director Engineering Services  
**FILE NUMBER:** 11/211

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#### **Summary:**

This report recommends that Council accepts the use of "Polycom Stabilisation Agent" as a trial on black soil school bus route near in Rowena area.

#### **Background:**

The Walgett Shire is generally predominantly black soil with small areas of sandy loam in patches and which need frequent maintenances to bring up to the acceptable level of services.

Based on discussions at the Municipal Works Officers Association (MWOA) Conference held in Bendigo, Victoria and results from the current users of the "Polycom" and their recommendations, the "Polycom" stabilising aid seems to indicate it would be a useful aid for Walgett Shire's road situation.

"Polycom" is all about improving and preserving the dry strength of the insitu material. This means less transporting of new expensive material and improved water resistance in wet weather events.

The cost for "Polycom" is \$ 1.20 and \$ 2.40 ( excl gst) per m<sup>2</sup> for 100 mm and 200 mm depth respectively plus cost of grader, water cart and multi tyred roller. The spread rate of the "Polycom" is 1 kg/ 25 m<sup>3</sup> of clay and no intervention or maintenance is required for "Polycom" used road for one year( ref. Polycom used council). The other benefits are:

- A water saving of 80 %
- Reduction of CO<sub>2</sub> by 90 %. (Example: Traditional method produces 7217 kg of CO<sub>2</sub>-e per km).
- Significant cost reduction due to the elimination of quarry material in the maintenance process.
- Reduction of the damage en route to roads caused by transport and tipping of quarry material to the site.
- Overall reductions in plant and machinery use.
- Material compacted with Polycom stabilising aid reduces sediment run off into storm water drains.

#### **Current Position:**

Currently most of Council's roads are maintained twice a year by using a reforming and grading method. Several other local Councils that have used the "polycom" have had positive feedback.

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

Article by "Polycom" users

## WALGETT SHIRE COUNCIL AGENDA

### Governance issues:

N/A

### Environmental issues:

N/A

### Stakeholders:

Walgett Shire Council, Residents and other users

### Financial Implications:

A fund of \$ 30,000 (for 1000 m x 8 m x 150 mm thick reach) from the maintenance budget 2012/2013 is required to cover the project.

### Alternative Solutions/Options:

- 1) Do nothing.
- 2) Carry out a field inspection of a suitable site to verify validity of product effectiveness.

### Conclusion:

#### Stabilisation and material improvement with Polycom on clay route on school route near Rowena Area

##### Recommendation:

- 1) That Council agrees to the use of "Polycom" on a suitable black soil local road after / and / or verifying validity of product effectiveness.
- 2) Sets aside \$30,000 from the Shire road maintenance budget to cover the costs of the trial.

**Moved:**

**Seconded:**

### Attachments:

"Polycom" flyers / Article (Circulated under separate cover)

**Questions for the next Meeting**

**Confidential Reports/Closed Council meeting**



## **AGENDA FOR CLOSED COUNCIL MEETING**

**Tuesday, 27<sup>th</sup> November 2012**

**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 **Burren Junction RSL** on **27 November, 2012** following the Ordinary meeting of Council, commencing at 10.00am to discuss the items listed in the Agenda.

Don Ramsland  
**GENERAL MANAGER**