



WALGETT SHIRE COUNCIL

AGENDA

21 SEPTEMBER 2006

Alan Nelson
Acting General Manager



13 September 2006

Administrator
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

NOTICE IS HEREBY GIVEN that the Ordinary Meeting of Walgett Shire Council will be held in the Lightning Ridge Bowling Club Auditorium on **Thursday, 21 September 2006, commencing at 10.00am.**

AGENDA

PUBLIC FORUM PRESENTATIONS

(limited to five minute presentations, and must relate to items listed within the Business Paper, with two speakers, speaking for the item and two speakers, speaking against the item to be considered)

WELCOME TO VISITORS

(recognising the original Aboriginal caretakers of the lands covered by the Shire)

CONFIRMATION OF MINUTES OF THE COUNCIL MEETING HELD 17 AUGUST 2006

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No Reports Submitted

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No Reports Submitted

8. REPRESENTATIVE REPORTS

No Reports Submitted

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| CONFIRMATION OF MINUTES – 17 AUGUST 2006 |
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The Draft Minutes of the Council Meeting held on 17 August 2006 were distributed to Council's Administrator.

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| ADMINISTRATOR'S REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 1

Subject: Contract of Employment – General Manager

Author: Vic Smith - Administrator

File No: Employee File and 145/01/10/00

Summary:

The Department of Local Government has recently released a Standard Contract of Employment for General Managers throughout New South Wales.

I am proposing that Walgett Shire Council's General Manager, Mr Stephen McLean enter into this contract.

Comments (including issues and background):

Councils were recently notified by Circular from the Department of Local Government regarding the approval of the Standard Contract of Employment for General Managers of Local Councils in New South Wales.

The standard contracts were developed with the assistance of the Local Government and Shires Associations of New South Wales (LGSA) and Local Government Managers Australia (LGMA) as the peak bodies representing potential parties to the contracts.

The Department of Local Government has also sought and has taken into consideration comments from the Development and Environmental Professionals Association (DEPA), the Local Government Engineers Association of NSW (LGEA) and the United Services Union (USU).

Relevant Reference Documents:

- Circular No 06-37 DLG
- Standard Contract Document

Stakeholders:

- Walgett Shire Council
- General Manager

Financial Implications:

- There are no financial implications outside of the standard contract

Recommendation:

That Council approve of the General Manager, Mr Stephen McLean being released from his current contract with Walgett Shire Council and entering into a Standard Contract of Employment for General Managers as ratified by the Department of Local Government.

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| ADMINISTRATOR'S REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 2

Subject: General Manager's Studies

Author: Vic Smith - Administrator

File No: 022/12/02/89

Summary:

Councils General Manager is proposing to undertake tertiary studies and has requested that leave in lieu be granted to attend University.

Comments (including issues and background):

The study being undertaken is an Advanced Diploma in Business Management through the University of Ballarat. This course requires the General Manager to be in attendance at the University for ten days spread over a six month period.

The General Manager has agreed to meet all fees associated with the course and costs related to travel and accommodation. It is with this in mind that the General Manager has approached the Administrator requesting that leave in lieu be granted to allow his attendance at the University.

Relevant Reference Documents:

Nil

Stakeholders:

- Walgett Shire Council General Manager

Financial Implications:

As previously stated in this report the General Manager is meeting all costs, therefore any expense to Council in granting leave-in-lieu is considered appropriate.

Recommendation:

That Council approve the General Manager's attendance at an Advanced Diploma of Business Management Course at the University of Ballarat and that all associated costs, as detailed in this report, are to be met by the General Manager.

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| GENERAL MANAGER'S REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 3

Subject: New South Wales Rural Fire Service – Asset Replacement Plan

Author: Stephen McLean – General Manager

File No: 009/08/01/90

Summary:

As part of the New South Wales Rural Fire Services commitment to better advise Council on the requirements for fire prevention and protection, and to allow better planning 3 year asset replacement programs are being presented.

Comments (including issues and background):

These asset replacement plans cover assets in the Walgett District and North West Team Management District.

The plan has been adopted through the Standards of Fire Cover Process and has been developed with the Senior Management Team, which comprises of senior volunteers and staff of the North West Team. It covers the major assets of Appliances, Stations, Communications, Computer Equipment, Vehicles and Fire Control Centres.

Relevant Reference Documents:

Correspondence from NSW RFS North West Team Area Manager.

Stakeholders:

- NSW Rural Fire Service
- Walgett Shire Council

Financial Implications:

The 3 year asset replacement program is designed to assist council in streamlining and planning for the estimates process for the period 2008 – 2010.

Recommendations:

- 1. That Council adopt the New South Wales Rural Fire Service 3 Year Asset Replacement plans as presented.**
- 2. That Council authorise the General Manager to sign the North West Team - Walgett District 3 year Asset Replacement program for 2008-2010.**
- 3. That Council authorise the General Manager to sign the North West Team – North West Team District Management District 3 year asset replacement program for 2008-2010.**

Attachments:



NSW Rural Fire Service

3 Year Asset Replacement Program

North West Team

Walgett District

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - WALGETT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

Program Authorisation

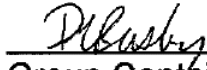
The following plan is authorised for and on behalf of:

The local authority



Superintendent Mark Ryan
Team Manager, North West Team

The Senior Management Team



Group Captain
Senior Management Team, North West Team

Walgett Shire Council

Stephen McLean
General Manager, Walgett Shire Council

NSW Rural Fire Service Region West

Chief Superintendent Dominic Lane
Regional Manager, Region West

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - WALGETT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

EXECUTIVE SUMMARY

The purpose of this report is to outline the asset replacement program for the period 2008-2010 for the Walgett District. This has been adopted through methodology in the Standards of Fire Cover process.

The plan covers major assets only, and has included:

- Appliances;
- Stations; and
- Communications.

ESTIMATES PROCESS

This program is designed to assist councils in planning for the estimates process, and assist in streamlining this process each year.

ATTACHMENTS

The following attachments outline the proposed Walgett Asset Replacement Program for 2008-2009.

NSW RURAL FIRE SERVICE - NORTH WEST TEAM - WALGETT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

WALGETT APPLIANCES REPLACEMENT PROGRAM

| BRIGADE NAME | 2008 | 2009 | 2010 |
|-----------------------|-------------------------------------|------------------------|--------------|
| ALLAWA | | Cat 7 - 6-10 | |
| ANGLEDPOOL - WALGETT | | | |
| BARWON - WALGETT | | | Cat 7 - 6-10 |
| BEANBRI | | | |
| BOOROOMA | | | |
| BURREN JUNCTION | Cat 7 - New | | |
| CARINDA RURAL | | | |
| CARINDA TOWN | Cat 7 - Ex Walgett HQ | | |
| COLLARENEBRI RURAL | | | |
| COLLARENEBRI TOWN | | | |
| COME BY CHANCE | | | |
| CUMBORAH RURAL | | | Cat 7 - 6-10 |
| CUMBORAH VILLAGE | | | |
| DUNGALGAR | | Cat 7 - 6-10 | |
| EUROKA | | Cat 7 - 6-10 | |
| GINGHET | | | |
| GINGIE | | Cat 7 - Ex Walgett HQ | |
| GLENGARRY/GRAWIN | | | |
| LIGHTNING RIDGE HQ | | | |
| LIGHTNING RIDGE RURAL | | | |
| MOONIE RIVER | Cat 2 - 6-10 | | |
| MOWLMA - WALGETT | Cat 7 - 6-10 | | |
| PILLIGA - WALGETT | | | |
| POKATAROO | | | Cat 7 - 6-10 |
| ROWENA | | | |
| WALGETT HEADQUARTERS | Cat 1 - 6-10 | Cat 7 - New | |
| YARRALPOOL | | | Cat 7 - New |
| WALGETT FCD | Cat 16 | | |
| | New Appliance Replacement Appliance | Appliance Re-alignment | |

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - WALGETT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

WALGETT STATION REPLACEMENT PROGRAM

| BRIGADE NAME | 2008 | 2009 | 2010 | New Station Replacement Station |
|-----------------------|------|------|------|---------------------------------------|
| ALLAWA | | | | |
| ANGLEDPOOL - WALGETT | | | | |
| BARWON - WALGETT | | | | |
| BEANBRI | | | | |
| BOOROOMA | | | | |
| BURREN JUNCTION | | | | |
| CARINDA RURAL | | | | |
| CARINDA TOWN | | | | |
| COLLARENEBRI RURAL | | | | |
| COLLARENEBRI TOWN | | | | |
| COME BY CHANCE | | | | |
| CUMBORAH RURAL | | | | |
| CUMBORAH VILLAGE | | | | |
| DUNGALLEAR | | | | |
| EUROKA | | | | |
| GINGHET | | | | |
| GINGIE | | | | |
| GLENGARRY/GRAWIN | | | | |
| LIGHTNING RIDGE HQ | | | | |
| LIGHTNING RIDGE RURAL | | | | |
| MOONIE RIVER | | | | |
| MOWLMA - WALGETT | | | | |
| PILLIGA - WALGETT | | | | |
| POKATAROO | | | | |
| ROWENA | | | | |
| WALGETT HEADQUARTERS | | | | |
| YARRALPOOL | | | | |
| WALGETT FCD | | | | |

NSW RURAL FIRE SERVICE - NORTH WEST TEAM - WALGETT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

WALGETT COMMS REPLACEMENT PROGRAM

| BRIGADE NAME | | 2008 | 2009 | 2010 |
|-----------------------|------------------------------|---------------------------|------|----------------------------|
| ALLAWA | | | | |
| ANGLEDPOOL - WALGETT | | | | |
| BARWON - WALGETT | | | | |
| BEANBRI | | | | |
| BOOROOMA | Replace 1 Motorola Radio | | | |
| BURREN JUNCTION | Replace 2 Motorola Radios | Replace 1 Motorola Radio | | |
| CARINDA RURAL | | | | |
| CARINDA TOWN | Replace 1 Motorola Radio | | | |
| COLLARENEBRI RURAL | | | | |
| COLLARENEBRI TOWN | Replace 1 Motorola Radio | Replace 1 Motorola Radio | | |
| COME BY CHANCE | | | | |
| CUMBOORAH RURAL | | | | Purchase 1 Motorola Radio |
| CUMBOORAH VILLAGE | Replace 1 Motorola Radio | | | |
| DUNGALLEAR | | Purchase 1 Motorola Radio | | |
| EUROKA | | Purchase 1 Motorola Radio | | |
| GINGHET | | | | |
| GINGIE | | | | |
| GLENGARRY/GRAWIN | Replace 1 Motorola Radio | Replace 1 Motorola Radio | | |
| LIGHTNING RIDGE HQ | | | | |
| LIGHTNING RIDGE RURAL | Replace 2 Motorola Radios | Replace 1 Motorola Radio | | |
| MOONIE RIVER | Purchase 1 Motorola Radio | | | |
| MOOWLA - WALGETT | Purchase 1 Motorola Radio | | | |
| PILLIGA - WALGETT | | | | |
| POKATAROO | | | | Purchase 1 Motorola Radio |
| ROWENA | Replace 2 Motorola Radios | Replace 1 Motorola Radio | | |
| WALGETT HEADQUARTERS | Replace 2 Motorola Radios | Replace 2 Motorola Radios | | |
| YARRALDOOL | | | | Purchase 1 Motorola Radio |
| WALGETT FCD | Replace 7 Motorola Radios | Replace 7 Motorola Radios | | |
| | Motorola Replacement Program | | | New Radios to be purchased |

There is no costs associated to council, in this replacement program



NSW Rural Fire Service

3 Year Asset Replacement Program

North West Team

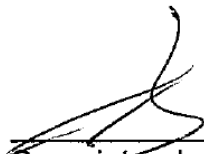
North West Team District Management

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - NORTH WEST TEAM
DISTRICT MANAGEMENT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

Program Authorisation

The following plan is authorised for and on behalf of:

The local authority



Superintendent Mark Ryan
Team Manager, North West Team

The Senior Management Team



Group Captain
Senior Management Team, North West Team

Local Government Authorities, on attached pages.

NSW Rural Fire Service Region West

Chief Superintendent Dominic Lane
Regional Manager, Region West

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - NORTH WEST TEAM
DISTRICT MANAGEMENT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

Program Authorisation

The following plan is authorised for and on behalf of:

Walgett Shire Council

Stephen McLean
General Manager, Walgett Shire Council

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - NORTH WEST TEAM
DISTRICT MANAGEMENT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

EXECUTIVE SUMMARY

The purpose of this report is to outline the asset replacement program for the period 2008-2010 for the North West Team District Management

The plan covers major assets only, and has included:

- Computer Equipment;
- Vehicles; and
- Fire Control Centres.

ESTIMATES PROCESS

This program is designed to assist councils in planning for the estimates process, and assist in streamlining this process each year.

ATTACHMENTS

The following attachments outline the proposed North West Team District Management Asset Replacement Program for 2008-2009.

NSW RURAL FIRE SERVICE – NORTH WEST TEAM - NORTH WEST TEAM DISTRICT MANAGEMENT DISTRICT
3 YEAR ASSET REPLACEMENT PROGRAM 2008-2010

NORTH WEST TEAM COMPUTER REPLACEMENT PROGRAM

| | 2008 | 2009 | 2010 |
|---------------|---------------------------|----------------------|----------------------|
| Coonamble FCC | 2 New Computers Purchased | 3 Computers Replaced | 2 Computers Replaced |
| Bogan FCC | 1 Computer Replaced | 1 Computer Replaced | |

New Computer Replacement Computer

NORTH WEST TEAM DISTRICT VEHICLE REPLACEMENT PROGRAM

| | 2008 | 2009 | 2010 |
|-------|-------------------|-------------------|-------------------|
| FCO 1 | Sedan Replacement | Sedan Replacement | 4WD Replacement |
| FCO 2 | | 4WD Replacement | 4WD Replacement |
| FCO 4 | 4WD Replacement | | 4WD Replacement |
| FCO 5 | Sedan Replacement | Sedan Replacement | Sedan Replacement |

New Vehicle Replacement Vehicle

NORTH WEST TEAM DISTRICT FIRE CONTROL CENTRE PROGRAM

There is no replacement requirement for Fire Control Centres within this period.

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| GENERAL MANAGER'S REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 4

Subject: Council Meeting Dates – 2006/2007

Author: Stephen McLean – General Manager

File No:

Summary:

This report proposes dates for regular Council Meetings until 30 June 2007, for adoption.

Comments (including issues and background):

Councils regular meeting dates for 2006 were set only until October 2006 as it was expected that elections would have been held on September 23 of this year. In consultation with Council's Administrator the regular meeting day is to be moved to the third (3rd) Tuesday of each calendar month. If adopted the change in meeting day will not take effect until November as the October meeting date has already been set.

The following dates are proposed until June 2007:-

| MONTH | DAY | DATE | LOCATION |
|---------------|-------------------|------|----------|
| October 2006 | Thursday | 19 | |
| November 2006 | Tuesday | 21 | |
| December 2006 | Tuesday | 19 | |
| January 2007 | NO MEETING | | |
| February 2007 | Tuesday | 20 | |
| March 2007 | Tuesday | 20 | |
| April 2007 | Tuesday | 17 | |
| May 2007 | Tuesday | 15 | |
| June 2007 | Tuesday | 19 | |

Relevant Reference Documents:

- Local Government Act 1993.

SHIRE OF WALGETT –AGENDA

Stakeholders:

- Residents and Council of Walgett Shire

Financial Implications:

Nil

Recommendation:

That Council note the change of day and that meeting dates be set as listed below through until the end of June 2007:-

| MONTH | DAY | DATE | LOCATION |
|---------------|-------------------|-------------|-----------------|
| October 2006 | Thursday | 19 | |
| November 2006 | Tuesday | 21 | |
| December 2006 | Tuesday | 19 | |
| January 2007 | NO MEETING | | |
| February 2007 | Tuesday | 20 | |
| March 2007 | Tuesday | 20 | |
| April 2007 | Tuesday | 17 | |
| May 2007 | Tuesday | 15 | |
| June 2007 | Tuesday | 19 | |

**MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING
21 SEPTEMBER 2006**

Item No: 5

Subject: Report on Rates and Charges – 31 August 2006

Author: Katie Hook – Rates Clerk

File No: 180/09/00/00

| | Aug-05 | Aug-06 |
|---|-----------------|---------------|
| REPORT ON RATES - 31 August 2006 | 1,395,484.94 | 1,618,773.48 |
| | 5,604,779.22 | 6,157,201.80 |
| Arrears as at 30 June | 5,615.02 | 15,004.47 |
| Adjusted Levy | -2,229,055.36 | -1,982,543.95 |
| Interest | -4,889.17 | -26,302.89 |
| Payments | -52,256.04 | -53,074.62 |
| Adjustments | 132.60 | 0.00 |
| Discount | | |
| Legal Fees | \$ 4,719,811.21 | 5,729,058.29 |

Total Outstanding

| | Aug-05 | Aug-06 |
|----------------------------------|-----------------|---------------|
| COMPARISON WITH 2005/2006 | 3,441,013.84 | 4,261,457.44 |
| | 945,420.71 | 1,109,665.89 |
| Current | 271,182.65 | 306,957.90 |
| Arrears | 62,194.01 | 50,977.06 |
| Interest | | |
| Legals | | |
| L/R Excess Water | \$ 4,719,811.21 | 5,729,058.29 |

Total Outstanding

| | Aug-05 | Aug-06 |
|-------------------------------------|---------------|---------------|
| Total YTD Collected | 33% | 27% |
| | 41% | 33% |
| Collected YTD % of Arrears and Levy | | |
| Collected YTD % of Levy | | |

Recommendation:

That the Report on Rates as at 31 August 2006 be received.

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 6

Subject: Investment Report – 31 August 2006

Author: Emma Darcy – Acting Manager Corporate Services

File No: 180/02/01/00

Summary:

This report summarises the investments of Walgett Shire Council for the month of August 2006.

Comments (including issues and background):

The Investment summary as at 31 August 2006 is as follows:

SHIRE OF WALGETT –AGENDA

| INVESTMENTS - CONSOLIDATED | | | | | | | |
|--|---------------------------|--------------------|---------------|------------|-------------------|----------------------|-------------------------|
| Council investments have been made in accordance with the Local Government Act 1993 No 30, the regulations and council's investment policy | | | | | | | |
| Investment Institution | Type of Investment | Term (days) | Rate % | Ref | Reset Date | Maturity Date | |
| IMB Ltd | Term Deposit | 363 | 5.91 | 372/06 | | 06-Mar-07 | \$ 500,000.00 |
| Citibank | Term Deposit | 92 | 5.97 | 395/06 | | 13-Sep-06 | \$ 500,000.00 |
| National | Term Deposit | 186 | 5.58 | 377/06 | | 12-Sep-06 | \$ 500,000.00 |
| Savings & Loans Credit Union | Term Deposit | 183 | 5.90 | 382/06 | | 11-Oct-06 | \$ 500,000.00 |
| Royal Bank Of Canada | Callable Range Accrual | 92 | 7.70 | 397/06 | | 16-Sep-06 | \$ 500,000.00 |
| IMB Ltd | Term Deposit | 161 | 5.88 | 383/06 | | 26-Sep-06 | \$ 300,000.00 |
| Bankwest | Term Deposit | 180 | 6.13 | 393/06 | | 05-Dec-06 | \$ 500,000.00 |
| Bank of Qld | Term Deposit | 189 | 6.06 | 394/06 | | 19-Dec-06 | \$ 500,000.00 |
| CBA | Callable Range Accrual | 92 | 7.50 | 396/06 | | 16-Sep-06 | \$ 500,000.00 |
| Local Govt Financial Services | Term Deposit | 154 | 5.93 | 386/06 | | 17-Oct-06 | \$ 500,000.00 |
| Savings & Loans Credit Union | Term Deposit | 195 | 6.25 | 398/06 | | 11-Jan-07 | \$ 250,000.00 |
| Suncorp | Term Deposit | 111 | 5.95 | 388/06 | | 05-Sep-06 | \$ 500,000.00 |
| Westpac | Term Deposit | 335 | 5.65 | 357/05 | | 01-Nov-06 | \$ 500,000.00 |
| CBA | Term Deposit | 160 | 5.93 | 389/06 | | 24-Oct-06 | \$ 300,000.00 |
| CBA | Term Deposit | 365 | 5.65 | 360/05 | | 10-Dec-06 | \$ 300,000.00 |
| National | Term Deposit | 365 | 5.63 | 356/05 | | 30-Nov-06 | \$ 500,000.00 |
| Citibank | Term Deposit | 91 | 6.02 | 399/06 | | 10-Oct-06 | \$ 250,000.00 |
| Local Govt Financial Services | Term Deposit | 154 | 6.05 | 400/06 | | 12-Dec-06 | \$ 300,000.00 |
| Westpac | Term Deposit | 161 | 5.88 | 401/07 | | 16-Jan-07 | \$ 300,000.00 |
| Bankwest | Term Deposit | 167 | 6.32 | 402/07 | | 23-Jan-07 | \$ 300,000.00 |
| Bank of Qld | Term Deposit | 168 | 6.43 | 403/07 | | 30-Jan-07 | \$ 250,000.00 |
| Citibank | Term Deposit | 169 | 6.37 | 404/07 | | 02-Feb-07 | \$ 500,000.00 |
| Citibank | Term Deposit | 187 | 6.37 | 405/07 | | 20-Feb-07 | \$ 300,000.00 |
| National | Term Deposit | 138 | 6.07 | 406/07 | | 02-Jan-07 | \$ 300,000.00 |
| Cimminvest (FIIG Securities) | Term Deposit | 180 | 6.20 | 407/07 | | 13-Feb-07 | \$ 500,000.00 |
| ACCU (FIIG Securities) | Term Deposit | 200 | 6.53 | 408/07 | | 06-Mar-07 | \$ 500,000.00 |
| Savings & Loans Credit Union (FIIG Securities) | Term Deposit | 193 | 6.44 | 409/07 | | 27-Feb-07 | \$ 500,000.00 |
| Bankwest | Term Deposit | 203 | 6.40 | 410/07 | | 13-Mar-07 | \$ 500,000.00 |
| Bankwest | Term Deposit | 203 | 6.43 | 411/07 | | 20-Mar-07 | \$ 300,000.00 |
| | | | | | | | \$ 11,950,000.00 |

Recommendation:

That the Investment Report as at 31 August 2006 be received.

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 7

Subject: Management Report – 31 August 2006

Author: Emma Darcy – Acting Manager Corporate Services

File No: 180/09/01/00

Summary:

This report is prepared to report on the operational performance against adopted estimates for the period ending 31 August 2006.

Comments (including issues and background):

Department of Local Government Report, recommendation 31, requires monthly reports to be submitted to Council reporting on significant differences. The report analyses the financial performance of Council for the period ending 31 August 2006 comparing actual expenditure and revenue against the budget. The Council's position at this time is within budgetary expectations with a surplus of \$4,547,688 compared to a budgeted \$54,707.

General Budgetary Position

This review analyses the financial performance of the Council for the period ending 31 August 2006, comparing actual expenditure and revenue against the budget. Council's budgetary position for the period ending 31st August 2006 is financially sound. The Budgeted surplus was \$54,707 and at the end of August the surplus based on actual's was \$4,547,688.

SHIRE OF WALGETT –AGENDA

Management Review as at 31st August 2006

| | Original Budget | YTD Actual | YTD Actual (Committed) | Budget Available Current Year | |
|---|-----------------|------------------|------------------------|-------------------------------|------|
| Members & Executive Expenditure | (713,329) | (125,840) | (128,242) | (587,489) | 18% |
| Corporate Services Revenue | 157,000 | 1,364 | 1,364 | 155,636 | 1% |
| Corporate Services Expenditure | (871,865) | (223,724) | (235,545) | (648,141) | 26% |
| Marketing & Promotions Revenue | 20,000 | 3,486 | 3,486 | 16,514 | 17% |
| Marketing & Promotions Expenditure | (306,098) | (84,469) | (84,469) | (221,629) | 28% |
| Financial Services Revenue | 6,626,881 | 4,491,427 | 4,491,427 | 2,135,454 | 68% |
| Financial Services Expenditure | (1,298,187) | (471,616) | (480,140) | (826,571) | 36% |
| Governance Revenue | 41,500 | 4,857 | 4,857 | 36,643 | 12% |
| Governance Expenditure | (429,500) | (81,057) | (81,057) | (348,443) | 19% |
| Community Services Revenue | 252,100 | 13,915 | 13,915 | 238,185 | 6% |
| Community Services Expenditure | (619,442) | (84,163) | (90,577) | (535,279) | 14% |
| Planning & Regulation Revenue | 178,850 | 11,000 | 11,000 | 167,850 | 6% |
| Planning & Regulation Expenditure | (864,110) | (101,886) | (100,883) | (762,224) | 12% |
| Engineering Services Revenue | 68,000 | 28,299 | 28,299 | 39,701 | 42% |
| Engineering Services Expenditure | (492,667) | (57,868) | (58,094) | (434,799) | 12% |
| Council Plant & Properties Revenue | 2,281,134 | 339,556 | 339,556 | 1,941,578 | 15% |
| Council Plant & Properties Expenditure | (2,145,000) | (314,830) | (751,209) | (1,830,170) | 15% |
| Roads & Bridges Revenue | 5,895,813 | 879,797 | 879,797 | 5,016,016 | 15% |
| Roads & Bridges Expenditure | (5,342,813) | (1,463,876) | (1,350,878) | (3,878,937) | 27% |
| Recreation & Community Assets Revenue | 140,000 | 142,399 | 142,399 | (2,399) | 102% |
| Recreation & Community Assets Expenditure | (2,199,404) | (482,062) | (526,793) | (1,717,342) | 22% |
| Domestic Waste Revenue | 751,687 | 698,636 | 698,636 | 53,051 | 93% |
| Domestic Waste Expenditure | (693,950) | (93,076) | (134,917) | (600,874) | 13% |
| Public Order & Safety Revenue | 46,000 | 0 | 0 | 46,000 | 0% |
| Public Order & Safety Expenditure | (213,405) | (18,048) | (22,838) | (195,357) | 8% |
| Water Services Revenue | 1,119,528 | 1,104,239 | 1,103,239 | 15,289 | 99% |
| Water Services Expenditure | (1,241,574) | (93,689) | (92,021) | (1,147,885) | 8% |
| Sewerage Services Revenue | 576,450 | 557,382 | 557,382 | 19,068 | 97% |
| Sewerage Services Expenditure | (668,892) | (32,465) | (31,143) | (636,427) | 5% |
| | 54,707 | 4,547,688 | 4,106,551 | | |

| Variance of Income Compared to Expenditure | | | | |
|--|--|---------------|------------------|-------------|
| | | Budget YTD | Actual YTD | % of Budget |
| Income | | 18,154,943 | 8,276,357 | 46% |
| Expenditure | | (18,100,236) | (3,728,669) | 21% |
| Variance | | 54,707 | 4,547,688 | |
| | | | | |

Members and Executive

- Nil variance to report

Corporate Services

- River Towns Project is currently non operational due to the absence of a Facilitator.
- The full \$15,000 for Legal expenses has been committed due to legal costs incurred during a case relating to the termination of a previous Manager.
- The full contribution of \$100,000 has been remitted to Lightning Ridge Opal and Fossil Museum.

Marketing and Promotions

- Nil variance to report.

Financial Services

- The full amount of rates revenue has been raised this period.
- All insurance premiums have been finalised for 2006/2007.
- Finance Section Salaries and Wages are significantly lower due to the absence of an Accountant. This function is being performed by the Acting Manager of Corporate Services and Assistant Accountant. These cost savings are being offset by a Consultant currently contracted to assist in the Accounting function.

Community Services

- Expenditure Youth Services have decreased for August 2006 due to temporary closure of Walgett Youth centre.

Planning and Regulations

- Nil Variance to Report.

Engineering Services

- Nil Variance to Report

Council Plant and Properties

- Nil Variance to Report

Roads and Bridges

- Expenditure is within budgetary constraints.

Recreation and Community Assets

- The Grant for Airport Security of \$141,162 was received.

Domestic Waste Management

- The full amount of Domestic Waste charges has been raised.

Public Order and Safety

- Nil variance to report

Water Services

- The full amount of rates revenue has been raised this period.
- Final progress payment of \$53,000 for funding for Rowena water supply has been approved.

Sewer Services

- The full amount of rates revenue has been raised this period.

Relevant Reference Documents:

- Monthly Management Report for the period ending 31st August 2006.

Stakeholders:

- Walgett Shire Council

Financial Implications:

Overall, the results of the monthly review indicate that the financial position of Council is satisfactory and continues to operate within budgetary constraints.

Recommendation:

That Council note the Monthly Management Report and for the period ending 31 August 2006.

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 8

Subject: Administrative Office - Christmas and New Year Closure

Author: Emma Darcy – Acting Manager Corporate Services

File No: 295/03/00/00

Summary:

This report is provided for Council's information and advises the closure of the administration centre between Christmas and New Year

Comments (including issues and background):

Walgett Shire Council has by policy (CM 24/11/1997) credited the indoor staff with 3 days leave-in-lieu, being for unpaid overtime accumulated throughout the year.

As adopted by Council Policy (CM 28/09/1998) the administration building is closed between the Christmas and New Year break.

Relevant Reference Documents:

- Council Policy Documents

Stakeholders:

- Walgett Shire Council and Indoor Staff

Recommendations:

1. That Council note the closure of the administration building from the afternoon of Friday 22 December 2006, and reopening on Tuesday 2 January 2007 as per Council Policy (CM 28/09/1998).
2. That Council note that the 27, 28 and 29 December 2006 is provided to indoor staff as leave-in-lieu, in recognition of unpaid overtime throughout the year as per Council Policy (CM 24/11/1997).

Attachment:

7.7

STAFF CONDITIONS OF EMPLOYMENT

CHRISTMAS BREAK

That salaried staff be granted 3 days leave between Christmas and New Year, in lieu of unpaid overtime, and subject to maintenance of adequate staffing, such leave be taken during that time, and if not taken the period be added to annual leave.

C.M. 24.11.1997

That the Council adopt a policy allowing the closure of the Council's administrative offices between the Christmas and New Year break. The closure is subject to the following conditions:

1. That Council close its administrative offices between Christmas and New Year, ie, 5.00pm 24 December to 8.15am 2 January
2. That salaries staff be granted the three days paid leave in lieu of overtime.
3. That after hours numbers be provided to the general public for the purpose of emergency enquiries.
4. That the Council advertise during the month of December giving the public adequate notice of the said closures.

C.M. 28.9.1998

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 9

Subject: Staff Conditions of Employment – Christmas Break

Author: Emma Darcy – Acting Manager Corporate Services

File No: 295/03/00/00

Summary:

This report recommends that *Policy 7.7 Staff Conditions of Employment – Christmas Break*, be rescinded effective from 1 January 2007.

Comments (including issues and background):

At the Council Meeting held on 24 November 1997, *Policy 7.7 Staff Conditions of Employment – Christmas Break*, granted salaried staff 3 days leave between Christmas and New Year, in lieu of unpaid overtime. This policy is now superseded by Flexible work policy adopted on 30 June 2006.

At present indoor staff at Walgett Shire receive five (5) weeks annual leave and an additional three (3) days time in lieu for unpaid overtime. The five weeks annual leave is one week's leave in addition to Local Government State Award (2004) which states that staff be awarded four (4) weeks annual leave. This four weeks annual leave is the minimum requirement and Council is allowed to grant staff additional entitlements. The five weeks leave is included in Conditions of Employment for current staff.

Present conditions have meant that some staff may be required to work additional hours when requested by the relevant Manager. This time in lieu is often additional to the three days granted during the Christmas Break.

Staff should be granted time in lieu for actual overtime performed and not be granted additional time in lieu when work is not actually performed.

This provides a fair system whereby, staff that are required to perform duties outside their normal working hours are rewarded.

Walgett Shire Council adopted flexible work practices through the introduction of Flexible Work Practices policy adopted on 30 June 2006. This policy allows for staff flexibility and pre approved time in lieu. Flexible work practices are essential for Walgett Shire to remain competitive in the skilled labour Market.

The withdrawal of this policy is not intended to disadvantage staff but rather provide a more updated approach to staff conditions in the work place.

As many staff may have performed additional duties to date it would be recommended that the withdrawal of this policy be effective from 1 January 2007.

Relevant Reference Documents:

- Policy 7.7 - Staff Conditions of Employment
- Policy 7.7 - Closure of Administrative Offices between Christmas and New Year (Council Meeting 28 September 1998)
- Policy - Flexible Work Practices

Stakeholders:

- Walgett Shire Salaried Staff

Financial Implications:

At present the direct cost of awarding all salaried staff three days additional leave is approximately \$19,000.

Recommendations:

1. That *Policy 7.7, Staff Conditions of Employment – Christmas Break*, adopted by Council on 24 November 1997 be rescinded effective from 1 January 2007.
2. That *Policy 7.7, Closure of Administrative Offices between Christmas and New Year, point two (that salaries staff be granted the three days paid leave in lieu of overtime)* be amended effective from 1 January 2007 and adopted as follows:-

Administrative Offices Closure – Christmas and New Year

That Council adopt a policy allowing the closure of the Council's administrative offices between the Christmas and New Year break. The closure is subject to the following conditions:

1. That Council close its administrative offices between Christmas and New Year.
2. That after hours numbers be provided to the general public for the purpose of emergency enquiries.
3. That the Council advertise during the month of December giving the public adequate notice of the said closures.

Attachment:

7.7

STAFF CONDITIONS OF EMPLOYMENT

CHRISTMAS BREAK

That salaried staff be granted 3 days leave between Christmas and New Year, in lieu of unpaid overtime, and subject to maintenance of adequate staffing, such leave be taken during that time, and if not taken the period be added to annual leave.

C.M. 24.11.1997

That the Council adopt a policy allowing the closure of the Council's administrative offices between the Christmas and New Year break. The closure is subject to the following conditions:

1. That Council close its administrative offices between Christmas and New Year, ie, 5.00pm 24 December to 8.15am 2 January
2. That salaries staff be granted the three days paid leave in lieu of overtime.
3. That after hours numbers be provided to the general public for the purpose of emergency enquiries.
4. That the Council advertise during the month of December giving the public adequate notice of the said closures.

C.M. 28.9.1998

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 10

Subject: Walgett Shire Council Code of Conduct - Review

Author: Emma Darcy – Acting Manager Corporate Services

File No: 145/02/04/00

Summary:

This report is presented for the review and adoption of Council's Code of Conduct for a further twelve months.

Comments (including issues and background):

The *Local Government Act 1993*, Section 440 requires Council to review its Code of Conduct that incorporates the provisions of The Model Code of Conduct for Local Councils in New South Wales.

Councillors, members of staff of council and delegates of the council must comply with the applicable provisions of council's code of conduct. It is the personal responsibility of council officials to comply with the standards in the code and regularly review their personal circumstances with this in mind.

Council contractors and volunteers will also be required to observe the relevant provisions of council's code of conduct.

Walgett Shire Council adopted a Code of Conduct Policy incorporating the Model Code of Conduct for Councils in New South Wales and the guidelines at its meeting held on 19 May 2005.

Following this adoption, extensive training has been provided to all Staff of Walgett Shire Council.

This Policy is now due for review and adoption for a further twelve months.

Relevant Reference Documents:

- Walgett Shire Council Code of Conduct Policy

Stakeholders:

- Walgett Shire Council
- Walgett Shire Community
- New South Wales Department of Local Government

Recommendation:

That Walgett Shire Council's Code of Conduct Policy be adopted for a further twelve months, with a review of the Policy to be held on 21 September 2007.

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 11

Subject: Excess Water Arrears

Author: Emma Darcy – Acting Manager Corporate Services

File No:

Summary:

In 1998 Walgett Shire managed a water meter trial in Lightning Ridge. This trial operated for a twelve month period and concluded on 30 June 1998. There is a total of \$4,522.02 outstanding as at 12 September 2006.

Comments (including issues and background):

In 1998 Walgett Shire managed a water meter trial in Lightning Ridge. This trial operated for a twelve month period and concluded on 30 June 1998.

This trial was not implemented further as Lightning Ridge was the only town to have the meters installed. At the time, a question of equity arose with Lightning Ridge being the only scheme metered.

As at 12 September 2006 there is a total of \$4,522.02 in arrears. This includes amounts carried forward from properties that have been subsequently sold.

There is a total twenty eight (28) properties with outstanding arrears. Nine (9) properties have been sold (32%) or a total of \$1,674.81.

Local Government (Financial Management) Regulation 1999 Paragraph 30-370 17(5)(c) states that Council can under resolution of Council write off a debt that Council believes *on reasonable grounds that an attempt to recover the debt would not be cost effective*.

Due to the subsequent sale of properties, the age of the debt and the costs to re instigate debt recovery on these outstanding debts, the most cost effective method of handling these debts is to write off the outstanding debts.

These debts are listed in a report titled ***“Water Trial Balance”*** dated 25 August 2006.

Relevant Reference Documents:

- Council Meeting June 1998 Section 5.8

Stakeholders:

- Walgett Shire Council
- Lightning Ridge Ratepayers

Financial Implications:

Write off \$4,522.02 against Bad Debts Expense for 2006/2007.

Recommendation:

That Council write off \$4,522.02 in outstanding water charges under Local Government (Financial Management) Reg 1999 Para 30-370 17(5)(c) as listed in a report titled “*Water Trial Balance*” dated 25 August 2006.

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 12

Subject: Community Assistance Scheme Donations – 2006/2007 Budget

Author: John Burke – Finance Officer

File No: 180/08/00/00

Summary:

This report identifies requests for financial assistance from Council through the Community Assistance Scheme 2006/2007 and under Section 356 of the *Local Government Act 1993*.

Comments (including issues and background):

Applications have been received from community organisations, for financial assistance, under the Community Assistance Scheme, which were advertised Shire wide, with applications closing on 31 July 2006.

Applicants must be non-profit organisations and based in, or affiliated with, Walgett Shire.

As stated in the Community Assistance Application, all applications received must be for the charitable purposes for either: -

- The relief of poverty, or
- The advancement of Education or
- Any other purpose for which there is agreement by resolution of Council

Categories for Assistance include the following:-

- | | |
|------------------------------|-----------------------------|
| A. Sports Assistance - | Grants up to maximum \$500 |
| B. Cultural Arts Assistance | Grants up to maximum \$500 |
| C. General Assistance Scheme | Grants up to maximum \$1000 |

Stakeholders:

- Walgett Shire Council
- Various community organisations

Financial Implications:

An amount of \$15,000.00 has been provided for in the 2006/2007 Budget in accordance with Section 356 of the *Local Government Act 1993*..

SHIRE OF WALGETT –AGENDA

Recommendations:

That Council applies funds for financial assistance under Section 356 of the *Local Government Act 1993* for 2006/2007 as follows:-

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|---|---|----------------------------|---------------|-----------------------------------|
| St Peter's Anglican Church Walgett PO Box 89 WALGETT NSW 2832 Contact: Gary and Virginia Stuart | Fittings for Toilet / Shower Block to be accessible by wheelchair | Not Known | \$1500.00 | Category C \$250.00 |
| Rowena Pre-School Incorporated Shaw Street ROWENA NSW 2387 Contact: Wendy Keys | Ablution Block Pre-made block for Rowena Preschool | \$13,409.00 | \$5,000.00 | Category C \$500.00 |
| Rowena Oval Committee Shaw Street ROWENA NSW 2387 Contact: Anna Sevil | Electricity for Shed on Oval in Rowena | \$3680.00 | \$1000.00 | Category C \$500.00 |
| Bourke / Walgett School of Distance education Walgett Branch P&C Assoc C/- BWSOWE Walgett Primary School WALGETT NSW 2832 Contact: Nickole Lowe | Walgett DEC Mini Schools (three to be held) | \$333.33 x 3 schools | \$1000.00 | Category C \$500.00 |

SHIRE OF WALGETT –AGENDA

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|---|--|----------------------------|---------------|-----------------------------------|
| Walgett and District Tourism Association Incorporated C/- Post Office WALGETT NSW 2832 Contact: Megan Duncan | Walgett Community Gardening – town beautification (for purchase of seeds, seedlings, chemicals and fertiliser) | Ongoing | \$1000.00 | Category C \$500.00 |
| Walgett and District Tourism Association Incorporated C/- Post Office WALGETT NSW 2832 Contact: Marilyn Collins | Bulldust to Bitumen Walgett Centenary Shire Art Show 2 day art show commemorating centenary of Walgett Shire. | \$12,500.00 | \$2000.00 | Category B \$500.00 |
| Collarenebri Pony Club C/- "Ibon" ROWENA NSW 2387 Contact: Vanessa Radford | Jamboree and One Day Event 2006 at Collarenebri Pony Club and rebuilding of Cross Country Course | \$2000.00 + | \$500.00 | Category C \$250.00 |
| Lightning Ridge and Region Transcultural Community Council PO Box 1724 LIGHTNING RIDGE NSW 2834 Contact: Christina Johansson | Harmony Day Celebration with a Multicultural Feast and Music | \$440.00 | \$440.00 | Category B \$220.00 |
| Isolated Children's and Parents Association Walgett Branch "Malabar" WALGETT NSW 2832 Contact: Judy Newton | Isolated Children's and Parents Association State Conference | \$3000.00 | \$1000.00 | Category B \$500.00 |

SHIRE OF WALGETT –AGENDA

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|--|---|----------------------------|---------------|------------------------------------|
| Carinda Diggers Memorial Hall C/- "Wirroona" CARINDA NSW 2831 Contact: Margaret Johnston | Replacement of Floor Covering in Meeting Room of the Town Hall | \$2000.00 | \$1000.00 | Category C \$1000.00 |
| Walgett and District Pony Club PO Box 107 WALGETT NSW 2832 Contact: Fiona Denyer | Cover of fees associated with use of Walgett Showground for Pony Camp during October | Not Stated | \$972.00 | Category C \$250.00 |
| Daniel Richard Walford (Cricket) PO Box 504 WALGETT NSW 2832 | Cricket Team for 2006/2007 Cricket Season – purchase of cricket kit | \$1000.00 | \$600.00 | Category A \$500.00 |
| Lightning Ridge Community Radio PO Box 1781 LIGHTNING RIDGE NSW 2834 Contact: Bevan Brown | Volunteer Comfort Project Air conditioner for volunteers comfort in the working and reception area | \$1399.00 | \$1399.00 | Category C \$500.00 |
| Collarenebri Jockey Club "Jomara" COLLARENEBRI NSW 2833 Contact: Sue Behsman | Collarenebri Jockey Club Annual Race Meeting | \$45,000.00 | \$500.00 | Category A \$500.00 |
| Carinda and District Race Club "Willewa North" CARINDA NSW 2831 Contact: Tess Blair | Carinda Race Club Annual Race Meeting | \$30,000.00 | \$500.00 | Category A \$500.00 |

SHIRE OF WALGETT –AGENDA

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|---|--|-------------------------------|---------------|---------------------------------------|
| Lightning Ridge Central School PO Box 294 LIGHTNING RIDGE NSW 2834 Contact: Nicole DeLosa | MAD NIGHT Entertainment including music, art and drama, showcasing local talent. | \$5,000.00 | \$2,500.00 | Category B \$250.00 |
| Walgett Playgroup PO Box 443 WALGETT NSW 2832 Contact: Jennifer Hernando | Purchase of toddler table and chairs. | \$634.00 | \$500.00 | Category C \$250.00 |
| Collarenebri Preschool Incorporated High Street COLLARENEBRI NSW 2833 Contact: Sharon Girling | Introduction of Road and Bike Safety Programs to Preschool Students | \$2500.00 | \$1000.00 | Category C \$500.00 |
| Yawarra Meamei Women's Group Inc PO Box 415 LIGHTNING RIDGE NSW 2834 Contact: Joan Treweeke | Volunteers Picnic Day May 2007 To celebrate the contribution made by volunteers in the community. | \$660.00 | \$330.00 | Category C \$330.00 |
| Life Education New South Wales PO Box 789 ST MARYS NSW 1790 Contact: Joan Cassar | Provide for children from financially disadvantaged families of the Walgett Local Government Area and who cannot afford to attend the Life Education Mobile Classroom. (Walgett Community College, St Joseph's School Walgett and Lightning Ridge Central) | \$2,183.50 | \$2,183.50 | Category C \$250.00 |

SHIRE OF WALGETT –AGENDA

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|---|---|----------------------------|---------------|--|
| Lightning Ridge Polocrosse Club PO Box 1458 LIGHTNING RIDGE NSW 2834 Contact: Rob Scott | Lightning Ridge Polocrosse Carnival (Two day polocrosse carnival) | \$5,000.00 | \$500.00 | Category A \$250.00 |
| Lightning Ridge Great Goat Race Com PO Box 1693 LIGHTNING RIDGE NSW 2834 Contact: Maxine O'Brien | Easter Goat Races and Family Entertainment and Fireworks Donation to assist with running of Great Goat Races and Family Entertainment | \$25,600.00 | \$4,500.00 | Category C \$500.00 |
| Walgett PreSchool PO Box 97 WALGETT NSW 2832 Contact: Cath Deshon | Long Day Care Centre To employ and extra staff member to assist with the business and preparation of the Long Day Care Centre | \$4,000.00 | \$1,000.00 | Category C Project Coordinator employed by Walgett Shire Council |
| Lightning Ridge Arts and Crafts Council PO Box 448 LIGHTNING RIDGE NSW 2834 Contact: Christina Johansson | Introductory Landscape Painting for Novice Artists 6 x Two Hour Sessions with Artist | \$800.00 | \$500.00 | Category B \$400.00 |
| St Mary's Parish Catholic Church Arthur Street WALGETT NSW 2832 Contact: Cath Deshon | To maintain the presence of the Parish Priest, maintenance on the church, maintain the presence of Sister Mary Ellen and general running costs of the parish. | \$120,000.00 | \$1,000.00 | Category C \$250.00 |

SHIRE OF WALGETT –AGENDA

| ORGANISATION | DETAIL OF PROJECT / ACTIVITY | COST OF PROJECT / ACTIVITY | AMOUNT SOUGHT | CATEGORY AND AMOUNT RECOMMENDED |
|---|---|-------------------------------|-----------------------|--|
| Balyarta Day Care Centre Carers PO Box 205 WALGETT NSW 2832 Contact: Jennifer Colless | Thank You Celebration for Walgett Balyarta Day Care Centre Volunteer Carers | \$2,000.00 | \$1,000.00 | Category C \$250.00 |
| Walgett Show Society Incorporated PO Box 56 WALGETT NSW 2832 Contact: Marion Pike | Zone Judging of NSW Show Girl Competition March 2007 | \$2,000.00 | \$1,000.00 | Category C \$250.00 |
| Walgett District Cricket Association 20 Euroka Street WALGETT NSW 2832 Contact: Doug Barry | Sponsorship for Walgett District Cricket Association To help operate the Association for the 2006/2007 Season, such as new cricket pitch for Collarenebri Oval, to help with travelling in the NSW, NRMA Plate Cup | \$3,000.00 | \$500.00 - \$1,000.00 | Category A \$500.00 |
| Waste to Art Committee PO Box 31 WALGETT NSW 2832 Contact: Christine Dugan | Waste to Art Local competition – winners to feature in exhibition and competition in April 2007 | \$1,000.00 | \$1,000.00 | Category B \$500.00 |
| Lightning Ridge Preschool PO Box 312 LIGHTNING RIDGE NSW 2834 | Kitchen Replacement | \$5,292.00 | \$2,600.00 | Category C \$2,600.00 Funds Committed Resolution Number 218/06 |
| TOTAL | | | | \$14,050.00 |

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| MANAGER CORPORATE SERVICES REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 13

Subject: Youth Worker for Sport and Recreation Activities

Author: Gai Richardson – Community Liaison Officer

File No:

Summary:

The Walgett Officer from the Department of Sport and Recreation has asked if Council's Youth Workers can assist with programs and activities during the October school holidays.

Comments (including issues and background):

A partnership has been formed with the Department of Sport and Recreation in Walgett to provide organised appropriate activities for the youth in Walgett. The Walgett Youth Centre has been closed again due to the unavailability and reliability of youth workers and the need to have a minimum two workers present at all times.

The Sport and Recreation officer in Walgett has organised activities for the up coming school holidays and has asked if Council could provide youth workers to assist with the activities.

The officer has stated that if Council can provide 2 workers, the Department of Sport and Recreation will pay the wages for one of the worker's.

The programs will run for 6.5 hours over 10 days – a total of 65 hours at \$21.95 per hour plus 9% superannuation contributions per youth worker

Stakeholders:

- Youth in Walgett
- Department of Sport and Recreation
- Walgett Shire Council

Financial Implications:

The direct costs to Council for one casual youth worker will be \$1555.00. This will have no direct budgetary implications as the Youth centre is currently closed.

Recommendations:

- 1. That Council recognise Walgett Shire Councils partnership with Department of Sport and Recreation.**
- 2. That Council accept the request from Department of Sport and Recreation to provide two (2) Youth workers to assist with the October 2006 school holiday activities, Department of Sport and Recreation to pay the wages for one worker.**

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| MANAGER PLANNING AND REGULATIONS REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 14

Subject: Development Application 2006003
Walgett Pre-School and Long Day Care Centre Inc

Author: Matthew Goodwin - Manager Planning and Regulations and
Janet Babic - Town Planner

File No: DA 2006003

Summary:

Development Application 2006003 was approved on 28 February 2006 for the construction and operation of a 39 place child care facility. Subsequently an application to modify the development consent has been received. This report recommends that the application to modify development consent 2006003 be approved, subject to the same conditions that were applied to the original development consent.

Comments (including issues and background):

Development Application 2006003 in the name of the Walgett Pre-School and Long Day Care Centre Inc was approved on 28 February 2006. Development consent was issued for the construction and operation of a 39 place child care facility on Lot 20, Section 41, DP 759036, at the corner of Dewhurst St, Pitt St and Coral Avenue, Walgett. The approved development included a building, playground, play equipment and car parking.

The application was approved subject to a number of development consent conditions, including one which required the provision of ten (10) off-street car parking bays (condition Par 020).

Application to modify development consent:

On 25 August 2006 the Walgett Pre-School and Long Day Care Centre Inc lodged an application to modify development consent 2006003. The key proposed modifications include:

- Improvements to the building design.
- Re-location of the building to the south-western corner of the site with 4 metre setbacks from the corner of the lot.
- Re-location of an existing garage from the middle of the lot to along the middle of the eastern boundary. The relocation is being undertaken in order to facilitate the establishment of an easement over a sewer main located in the area. Condition Sub 040 in development consent 2006003 requires the creation of an easement.
- The establishment of 19 car parking bays (including one disabled parking bay) on Pitt St within the public road corridor.

SHIRE OF WALGETT –AGENDA

Despite the conditions of development consent 2006003, the site plan lodged with the modification application did not include provision for ten off-street car parking bays.

Statutory matters for consideration:

The Environmental Planning and Assessment Act 1979 imposes certain requirements on applications for modification of a development consent. The key matters requiring consideration are as follows.

96 (1A) (a) Minimal environmental impact

Council must satisfy itself that the modification involves minimal environmental impact. Compared to the development approved under development consent 2006003, there will be no change in the proposed land use or its scale. As a result there will be minimal environmental impact.

96 (1A) (b) Substantially the same development

Council must satisfy itself that the development as proposed in the modification application is "*substantially the same development as the development for which the consent was originally granted*".

The changes proposed in the modification application involve relocating the building and improving its design involved compared to the development approved under development consent 2006003> There will be no change in the proposed land use or its scale. In this context it is substantially the same development.

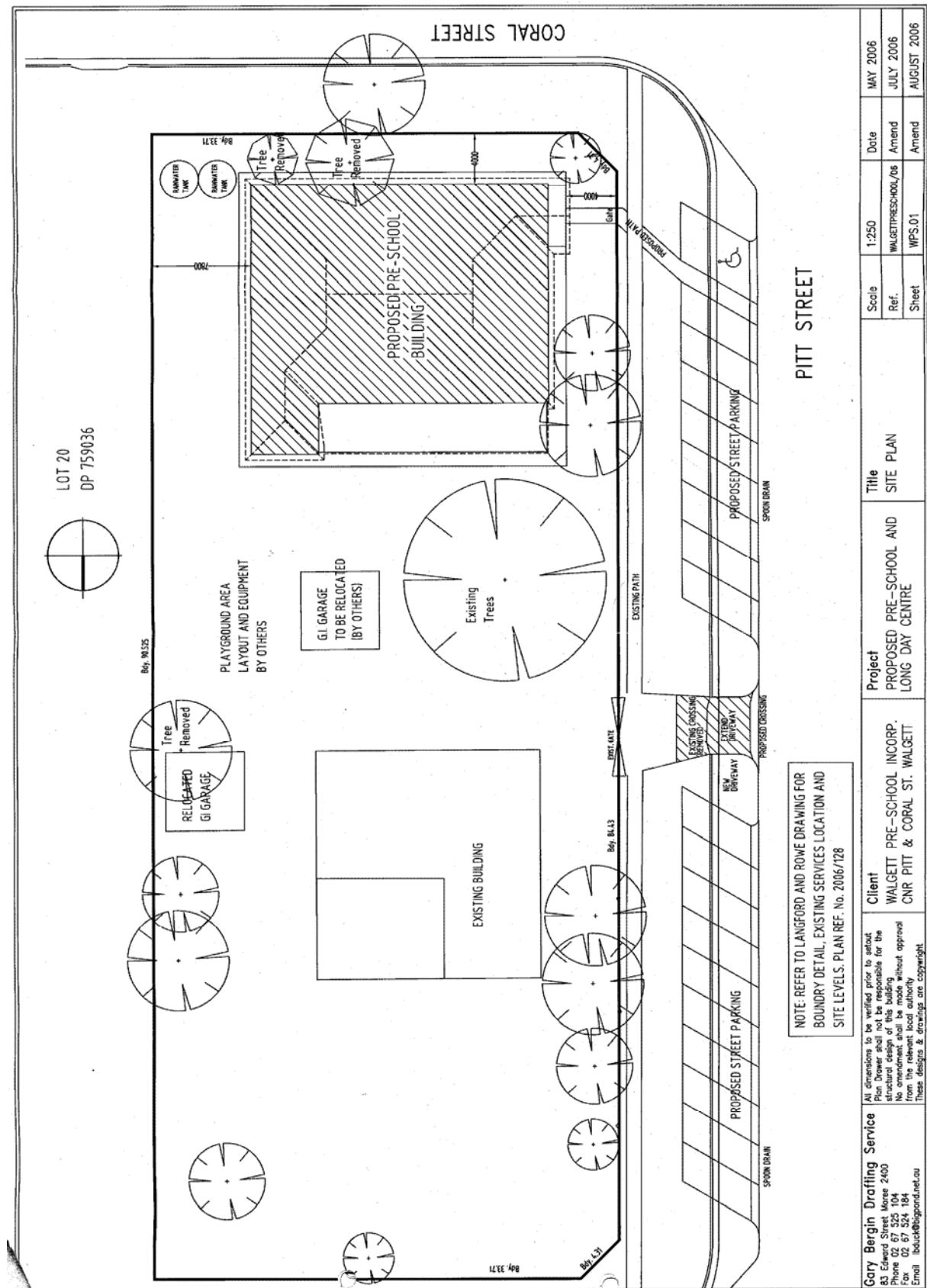
96 (1A) (c) Notification of the application

If there is a requirement for notification of a modification application under the regulations or a development control plan, then Council must ensure the required notification occurs. In this case there is no requirement for notification under a DCP or the regulations.

Given that there is no formal requirement for notification, and no submissions were received regarding the original Development Application, no notification was made to neighbours or other parties.

96 (1A) (d) Consideration of submissions

If there is a requirement for notification of a modification application, then Council must consider any submissions made. In this case there is no requirement for notification, and hence no requirement for the consideration of submissions.



Submission from applicant:

The applicant was advised that Council was prepared to approve the modification of development consent 2006003, subject to the previous conditions of consent. In response the applicant submitted a letter dated 6 September 2006, as reproduced below. The letter indicates that the Walgett Pre-School and Long Day Care Centre Inc is objecting to the imposition of condition Par 020 requiring ten off-street spaces.

The applicant has also supplied an undated letter from the NSW Police indicating that they have no objection to the site plan which provides for on street parking, provided that certain other conditions are met regarding extending the length and times for the School Zone from the nearby high school.

Wayde Hazelton, the regional Road Services and Traffic Services Manager for the RTA, he has stated that the RTA has jurisdiction over the establishment of school zones and what the Police have requested is not appropriate. Mr Hazelton has advised that the appropriate course of action is for the preschool to write to the RTA seeking that the school zone be enlarged to accommodate the preschool site. The time of the school zone will not be extended to cover the hours of operation of the preschool.

Parking option analysis:

The submitted plans indicate that there will be 19 on street car parking bays, and in their letter dated 6 September the applicants have put forward a case that off-street car parking should not be required for a range of reasons.

The original development consent condition requiring the provision of 10 off street car parking bays was derived from Walgett Shire Council's Off-Street Parking Code (1994). Although the code is out of date, it is still used by Council as a guideline for determining off-street parking arrangements (pending the adoption of a Development Control Plan).

It is recommended that the development consent condition requiring off-street parking should be maintained for the following reasons:

- To ensure an appropriate standard of parking is maintained for all new developments.
- To ensure that a consistent standard is applied to all new developments, regardless of whether they are private, government or community based.
- To reduce the potential for traffic congestion.
- To reduce potential risks from traffic in Pitt St to pedestrian and vehicle traffic associated with the pre-school.

Ultimately a decision needs to be made to either approve the development:

- 1) Under the same conditions of consent as the original Development Application, **OR;**
- 2) Under the same conditions of consent as the original Development Application, except that condition "Par 020" is deleted and the reference to "*off-street car parking*" in condition "Par 010" is changed to "*on street car parking*".



Walgett Pre-School & Long Day-Care Centre Inc.

Cnr Dewhurst & Pitt Streets
(PO Box 97) Walgett NSW 2832

President: Jillian Friend

Vice President: Kylie Bowyer

Secretary: Skye Moore

Treasurer: Cath Deshon

Fees Officers: Cathleen Fisher

Fundraising Officer: Mel Perrin

Grants: Jodi McLean

Teachers: Mrs Melanie Evans, Mrs Cathy Greene, Miss Anna Fullarton

6th September 2006

Walgett Shire Council
PO Box 31,
WALGETT NSW 2832

Attn: Janet Babic

Dear Janet,

**RE: CONSTRUCTION OF WALGETT PRE-SCHOOL AND LONG DAY-CARE CENTRE
MODIFICATION OF DA 2006003**

Further to submission of our Application to Modify a Development Consent on the 24th August 2006, we hereby seek dispensation from the following DA Conditions:

Par 010.

The off street car parking is to be constructed of all weather material and maintained so that it is trafficable, free of pot holes, corrugations, erosion and does not interfere with stormwater runoff.

Par 020.

The off street car parking area is to be sealed and car parking bays clearly line-marked to comply with AS2890. Ten (10) car parks are to be provided, including One (1) disabled car parking space.

The reasons for this request are as follows:

1. The location of the site, being at the end of Pitt Street and a no-through-road, allows the proposed 45-degree front-to-kerb parking to be viable, in that the street is quiet and the majority of people using it will be users of the proposed development.

2. The proposed location of the on street car parking is more practical for this development than off street car parking because the parents/carers are able to park directly outside the entrance to the building to drop off/pick up their children. The additional number of car parks provided should alleviate the problem of parents/carers parking on the opposite side of Pitt Street and having to cross the road.

3. Most of the through traffic using Pitt Street would be users of the sporting ovals, which are occupied at different times to the proposed development.

4. The Manager of Walgett Shire Council's Engineering Department, Alan Nelson, has viewed the proposed on street car parking plan and has no objection in terms of the change in traffic conditions.

5. The NSW Police Castlereagh Highway Patrol representative, Nigel Noffke, has reviewed the proposed site plans and is supportive of them. He has requested that 40KPH School Zone speed restriction signs be installed in the locations stated in the attached letter. Contrary to this, the RTA (having jurisdiction over School Zoning) have advised that a Pre-School is not required to provide speed restriction signage.

Walgett Pre-School and Long Day-Care Centre Inc. is a community funded organisation, who is striving to provide a facility desperately needed by the parents/carers in the township of Walgett. We ask that the Council of Walgett Shire look favourably upon our request, with a view to providing a practical solution for all users of the development, and having no significant detrimental impact on the neighbours or the general public.

We look forward to your favourable reply.

Regards,



Jillian Friend
President
Walgett Pre-School and Long Day-Care Centre Inc.



Simon Logan
Building Committee

NSW POLICE

CASTLEREAGH LOCAL AREA COMMAND Castlereagh Highway Patrol

Walgett Police
57 Wee Waa Street
WALGETT
NSW 2832
Ph: 02 68 286 838
Fax: 02 68 286 837



Kylie Cameron
Assistant Health & Building Surveyor
Walgett Shire Council

Kylie,
Just a short note regarding the proposed Pre School and Long Day care centre for the Walgett Township and the planned implementation of parking along Pitt Street as per plans.

The Highway Patrol Office have reviewed the plans and are supportive of them on the condition that the following conditions are met.

- 1) That a 40KPH School Zone speed restriction area is established covering the area of Pitt Street being utilised and a further 200 metres in either direction.
- 2) That Coral Avenue is subject to the same 40KPH School Zone speed restrictions.
- 3) That Dewhurst Street from Fox St to Namoi St has a 40KPH School Zone restriction placed upon it.
- 4) That all mentioned roads are clearly signposted showing stated restrictions.

These speed restrictions must be in place covering starting and finishing times for the Centre plus at least one hour either side and to coincide with existing School Zones in the area.

I have enclosed a copy of the plans submitted to this office showing the mentioned conditions.

If you have any further queries please feel free to contact me at your convenience.

Regards


Nigel Noffke
Castlereagh Highway Patrol

Relevant Reference Documents:

- Development Application file 2006003
- Environmental Planning and Assessment Act 1979.
- Interim Development Order No. 1 – Shire Of Walgett 1968.
- Walgett Shire Council Off-Street Parking Code

Stakeholders:

- Walgett Pre-School & Long Day-Care Centre Inc..
- Walgett Shire Council, as the owners of the land
- and the community.

Recommendation:

That the Application for Modification of Development Consent for DA 2006003 be approved subject to the following conditions of consent:

PRESCRIBED CONDITIONS OF DEVELOPMENT CONSENT

The Environmental Planning and Assessment Regulation 2000 prescribes the following conditions of development consent.

98. Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989

(1) For the purposes of section 80A (11) of the Act, the following conditions are prescribed in relation to a development consent for development that involves any building work:

(a) that the work must be carried out in accordance with the requirements of the Building Code of Australia,

~~(b) in the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.~~

(2) This clause does not apply:

(a) to the extent to which an exemption is in force under clause 187 or 188, subject to the terms of any condition or requirement referred to in clause 187 (6) or 188 (4), or

(b) to the erection of a temporary building.

(3) In this clause, a reference to the *Building Code of Australia* is a reference to that Code as in force on the date the application for the relevant construction certificate is made.

98A. Erection of signs

(1) For the purposes of section 80A (11) of the Act, the requirements of subclauses (2) and (3) are prescribed as conditions of a development consent for development that involves any building work, subdivision work or demolition work.

(2) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:

(a) showing the name, address and telephone number of the principal certifying authority for the work, and

SHIRE OF WALGETT –AGENDA

(b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and

(c) stating that unauthorised entry to the work site is prohibited.

(3) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

(4) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.

(5) This clause does not apply in relation to Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.

(6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

Note. Principal certifying authorities and principal contractors must also ensure that signs required by this clause are erected and maintained (see clause 227A which currently imposes a maximum penalty of \$1,100).

COUNCIL IMPOSED CONDITIONS

GENERAL

Gen 010.

It is possible that a covenant may affect the land, which is subject to this consent. The granting of this consent does not necessarily override any covenant. You should seek legal advice regarding the effect of any covenants that may affect the land.

Reason: To avoid breaching the requirements of any covenant.

Gen 030.

Prior to commencing any building works a Construction Certificate must be obtained from Council to authorise construction.

Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979.

Gen 040.

Council is to be immediately informed in writing if arrangements for work are changed.

Reason: To enable Council to maintain an accurate record of approvals granted.

Gen 060.

The use or occupation of the premises is not to commence until such time as the terms of Development Consent have been complied with, to the satisfaction of Council and a final occupation certificate issued. The owner may make application to Council for the occupation of incomplete premises. The use or occupation of incomplete premises is not permitted until the premises have been inspected by Council Officers and an Interim Occupation Certificate issued.

Reason: To restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building.

SHIRE OF WALGETT –AGENDA

Gen 090.

Any future development on the subject site will require separate development approval to be obtained from Council in writing.

Reason: To ensure proper assessment under the Environmental Planning and Assessment Act 1979.

Sub 040. – SEWER EASEMENT

An easement in favour of Council shall be obtained over the area that is traversed by Council's sewer main. The requirements of the easement are as follows:

The easement width shall be a minimum of 3.0m.

The easement shall be registered on the title of the relevant lot and lodged with the Land Titles Office.

The easement plan is to be approved by Council prior to lodgement at the Land Titles Office.

REASON: Council's sewer main will be protected from inappropriate development by the easement.

APPROVED PLANS

Pln 010.

The development shall be implemented in accordance with:

(a) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,

(b) the details set out on the plans approved and stamped by authorised officers of Council,

except as amended by the conditions of this development consent.

Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.

HOURS OF OPERATION

Hrs 010.

The approved hours of operation for this development are Monday to Sunday, 7:00am to 7:30pm.

Reason: To protect and preserve the amenity of the locality.

CONSTRUCTION

Con 030.

The builder shall provide a temporary sanitary service to the building site before building operations are commenced.

Reason: To provide effective sanitation of the site during building construction.

Con 040.

All construction materials, sheds, skip bins, spoil, temporary water closets etc, shall be kept wholly within the property and not placed on public land or in a position that may result in materials/debris being washed onto the roadway or into the stormwater drainage system.

Reason: To preserve the amenity of the locality and protect stormwater systems.

SHIRE OF WALGETT –AGENDA

Con 070.

All footings and/or slabs shall be constructed as per engineer's details

Reason: To ensure compliance with the Building Code of Australia.

Con 080.

Roof trusses are to be designed and certified by the manufacturer for Region A, Category 2, 51 metres per second. Details of the manufacturers design and certification are to be submitted to Council prior to erection.

Reason: To ensure compliance with manufacturers specifications and Building Code of Australia.

Con 090.

All timber framing shall comply with the NSW Timber Framing Manual and the Building Code of Australia.

Reason: To ensure compliance with the Building Code of Australia.

Con 100.

All steel framing shall comply with Part B1 of the Building Code of Australia and associated standards.

Reason: To ensure compliance with the Building Code of Australia.

Con 120.

All glass installation shall comply with the requirements of Australian Standard 1288 and 2047 as applicable. The installer shall provide certification that the glazing complies with the requirements of AS 1288 and AS 2047 immediately following installation.

Reason: To ensure compliance with the Building Code of Australia.

Con 130.

All wet areas are to be waterproofed in accordance with Australian Standard 3740.

Reason: To ensure that the waterproofing of the wet areas comply with the relevant Australian Standards and the Building Code of Australia.

Con 140.

In addition to plans, elevations and sections, the application for a Construction Certificate is to include the following information:

(a) The location of all smoke detectors/alarms together with a statement that they will be installed in accordance with AS1670.1 and,

(b) Details of the proposed method of termite treatment showing that compliance will be achieved with AS 3660,

(c) All structural details including specifications, tie-down and bracing plans and slab design details.

Reason: To ensure compliance with the Building Code of Australia.

Con 150.

All external lightning is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.

Reason: To prevent the intrusion of light onto adjoining premises.

SHIRE OF WALGETT –AGENDA

Con 250.

All electrical work must be carried out by a licensed electrician in accordance with Australian Standard 3000 – SAA Wiring Rules and Australian Standard 3002.

Reason: To ensure compliance with Australian Standards.

DISABLED ACCESS

Dis 030.

Provision of access and facilities is to be made for access by Disabled in accordance with the requirements of the Building Code of Australia.

Reason: To ensure compliance with the Building Code of Australia.

Dis 040.

At least one (1) disabled car parking space shall be provided within the proposed car park. The parking space is to have minimum width of 3.8m, with the signage and marking complying with the requirements of AS 2890.1. A continuous accessible path of travel complying with the requirements of AS 1428.1 is to be provided from the parking space to the building.

Reason: To ensure compliance with the Building Code of Australia..

TERMITE CONTROL

Ter 010.

Treatment against termites is to be carried out in accordance with AS 3660.1. Upon completion of the selected method of treatment:

(a) a certificate is to be issued to Council by the licensed installer of the system certifying that the system installed is in accordance with the specific requirements of Council and AS3660.1.

(b) A durable notice must be permanently fixed within the meter box indicating:

- The method of protection
- The date of installation of the system
- Where a chemical barrier is used, it's life expectancy as listed on the National Registration Authority label and
- The need to maintain and inspect the system on a regular basis.

Reason: To ensure compliance with the Building Code of Australia.

VENTILATION

Ven 010.

Provide an approved system of mechanical ventilation in accordance with the requirements of Part F4.5(b) of the Building Code of Australia.

Reason: To provide adequate ventilation and to ensure that there are no adverse affects on the occupants or the building.

Ven 020.

Kitchen exhaust installation must not be discharged into an enclosed ceiling space.

Reason: To ensure that kitchen gases are not retained in the ceiling space.

SHIRE OF WALGETT –AGENDA
WATER, SEWER, AND STORMWATER

Plu 010.

Provision shall be made for a water meter upstand within the confines of the property to be accessible to Council at all times.

Reason: To provide ready access for the Regulatory Authority.

Plu 040.

The top of the buildings overflow relief gully (ORG) shall be a minimum 150mm below the lowest sanitary fixture or the buildings finished floor level, whichever is the lowest and a minimum 75mm above the finished surrounding ground level.

Reason: To prevent ingress of surface stormwater into the sewer and ensure compliance with Australian Standard 3500.1-4 and the Plumbing and Drainage Code of Practice.

Plu 050.

A minimum of 25 mm water service is required for the development.

Reason: To ensure compliance with NSW Plumbing and Drainage Code of Practice.

Plu 060.

All plumbing and drainage works are to be completed in accordance with Australian Standards 3500.1-4 and the Plumbing and Drainage Code of Practice.

Reason: To ensure that plumbing and drainage works are completed in a professional manner.

Plu 070.

Before any plumbing, stormwater or sewer drainage works are commenced an Activity Application and Annexure accompanied by a diagram of proposed works and the appropriate fees is to be submitted and approval granted in accordance with the requirements of Section 68 of the Local Government Act 1993.

Reason: To ensure compliance with the Local Government Act 1993, Council's On Site Sewage Management Guidelines, Australian Standard 3500.1-4 and the Plumbing and Drainage Code of Practice.

Plu 100.

The land surrounding the completed building is to have a drainage system so that:-

- (a) It is graded to divert surface water to the street, and clear of existing and proposed structures and adjoining premises, or
- (b) It is to be collected and drained via a gravity system to a Council stormwater line, or
- (c) Disposed of in a manner, which will not create any additional nuisance to adjoining properties.

Reason: To minimise the potential for detrimental impacts to buildings or neighbouring properties.

Plu 110.

Where the proposed building works necessitate the cutting-in of new stormwater outlets into the existing street kerb, the Applicant and plumbing/drainage contractor shall ensure that the following procedures are adopted.

- (a) A kerb adaptor suitable for the particular kerb profile and capable of withstanding vehicular loadings is to be utilised,

SHIRE OF WALGETT –AGENDA

(b) Create the opening in the kerb by use of either a saw cut or bored hole only – breaking out the kerb by impact methods is not permitted,

(c) The kerb adaptor is to be kept flush with the top and outside face of the kerb, and

(d) The fixing of the kerb adaptor and filling in of side gaps is to be undertaken by the use of an epoxy resin – mortar or concrete is not to be used.

Reason: Requirement of Council as the Road Authority.

Plu 120.

All new heated water installations shall, at the outlet of all sanitary fixtures used primarily for personal hygiene (bath, shower and hand basins) deliver heated water not exceeding -

(a) 43.50 degrees centigrade for early childhood centres, primary and secondary schools and nursing homes or similar facilities for young, aged, sick or people with disabilities, and

Notes:

Temperature control devices require routine maintenance and performance testing. Information on maintenance can be found in AS 4032.2

It is the property owner's responsibility to ensure that the routine maintenance is carried out.

Reason: Temperature limits are required to minimise the risk of scalding.

Plu 130.

Roof water is to be disposed of:

(a) By piping to the street gutter.

Reason: To alleviate any potential stormwater problems with respect to the buildings on the allotment or adjoining allotments.

Dem 020.

All demolition work to be undertaken in accordance with Australian Standard 2601 – The Demolition of Structures.

Reason: To ensure that demolition work is undertaken in a manner that is safe and minimises environmental disturbance.

PARKING & TRAFFIC

Par 010.

The off street car parking area is to be constructed of all weather material and maintained so that it is trafficable, free of pot holes, corrugations, erosion and does not interfere with stormwater runoff.

Reason: So adequate off street parking is provided for the development and it is maintained in an appropriate manner.

Par 020.

The off street car parking area is to be sealed and car parking bays clearly line-marked to comply with AS2890. Ten (10) car parks are to be provided, including One (1) disabled car parking space.

Reason: So adequate off street parking is provided for the development and it is maintained in an appropriate manner.

Par 040.

SHIRE OF WALGETT –AGENDA

All loading and unloading activities relating to the use of the premises are to be carried out wholly within the site.

Reason: To ensure the amenity of the area is maintained and minimise the potential for interference with traffic flow on public streets.

Par 050.

The developer is to meet the cost of and be responsible for the construction of vehicular entrances in accordance with Council's requirements.

Reason: To provide access to the site.

Par 060.

Parking facilities for people with disabilities are to comply with Part D3.5 of Building Code of Australia and the requirements of Australian Standard 2890.1 – Parking Facilities – Off Street Car Parking.

Reason: To enable use of the car space by people with disabilities and to ensure compliance with the requirements of the Building Code of Australia.

Rds 050.

Where works are carried out on Council or public lands (ie public roads) by or on behalf of the applicant, the following conditions shall be satisfied:

(a) The person or company proposing to carry out the works shall obtain approval from Council prior to works commencing.

(b) The person or company carrying out the works will be required to carry appropriate public liability insurance to a value of ten million dollars (\$10M) for the full period during which works are being undertaken. Proof of the policy is to be provided to Council prior to work commencing.

(c) If requested, the person or company carrying out the works shall submit to Council references demonstrating experience in the type of work proposed to be undertaken.

Reason – To ensure that any works undertaken on public lands are of an adequate standard and appropriate insurance is held by the party undertaking the works.

PLAYGROUND

Pla 010.

Playground equipment and layouts shall comply with 'Australian Standard 1924.1–1981 Playground equipment for parks, schools and domestic use – General requirements'.

Reason: To ensure that playground equipment is suitable for use by children.

SHIRE OF WALGETT –AGENDA

FOOD PREMISES

Foo 010.

The fit out and operations of the kitchen must comply with the requirements of:

- (a) Food Safety Standards.
- (b) Australian Standard 4674-2004 Design Construction and Fit Out of Food Premises.
- (c) The NSW Food Act 2003.

Reason: To ensure that the building conforms to the relevant performance requirements of the Building Code of Australia and Food Act 2003.

Foo 020.

Plans and specifications showing floor layout and design of all food preparation, food service, food storage, dining area, garbage disposal area, construction and method of installation of all fittings and fixtures, together with floor, wall and ceiling finishes are required prior to Council issuing a Construction Certificate.

Reason: To comply with AS 4674 and Building Code of Australia.

INSPECTIONS

The applicant is to advise Council of the name and address of the body nominated to act as the Principal Certifying Authority, on the "Notice of Commencement Form" forty eight (48) hours prior to work commencing.

Inspections at the completion of stages as indicated below are required to be carried out by the Principal Certifying Authority. **Work must not proceed past any inspection stage until approval is given by the Certifier.**

Critical Stage Inspections – Class 9

- On set-out of the works and prior to any excavation.
- Footings/piers and slab after placement of moisture barrier, reinforcement and prior to pouring of any concrete.
- Underfloor drainage prior to pouring concrete.
- Footings after excavation and before pouring of any concrete
- On completion of framing prior to covering.
- On completion of blockwork/brickwork and prior to core filling.
- On completion of plumbing pipe installation (hot & cold water service) prior to covering.
- On completion of waterproofing of wet areas and prior to commencement of wall and floor tiling.
- All external sewer drainage prior to covering in trenches, clearly visible and under hydrostatic test.
- Prior to covering any stormwater drainage connections, and
- After the building work has been completed and prior to any occupation certificate being issued in relation to the building

REASON: Occupation Certificates cannot be issued if the Principal Certifying Authority does not carry out the designated inspections, and to ensure compliance with the approved plans.

FIRE SAFETY

Fir 060.

Fire Safety Equipment as per the attached Fire Safety Schedule, shall be installed and maintained on the premises and be the subject of the required annual Fire Safety Statement

FIRE SAFETY SCHEDULE

The following fire safety services are to be installed in the building;

- (a) **Portable Fire Extinguishers** complying with the requirements of Part E1.6 of the Building Code of Australia and AS 2444 "Fire Extinguishers Selection".
- (b) **Exit signs** complying with the requirements of Part E4.5 of the Building Code of Australia and AS 2293. "Emergency Evacuation Lighting". Such lighting to be located at each designated exit from the buildings.
- (c) **Emergency Lighting** complying with the requirements of Part E4.2 of the Building Code of Australia and AS 2293.1 "Emergency Evacuation Lighting".
- (d) **An automatic smoke detection and alarm system** complying with the requirements of Specification E2.2a (Clauses 3 or 4 as applicable) of the Building Code of Australia and AS 1670.1 and AS 3786.

On completion of the building and at least once in each period of twelve months following completion, the owner shall cause council to be furnished with Certification that each essential fire service installed in the building is capable of performing to a standard not less than they were originally required to achieve and perform to a standard not less than that determined using the corresponding Part I.1 Building Code of Australia provisions.

**MANAGER PLANNING AND REGULATIONS REPORT TO COUNCIL
MEETING 21 SEPTEMBER 2006**

Item No: 15

Subject: Development and Complying Development Certificate Applications

Author: Matthew Goodwin - Manager Planning and Regulations and

File No: 315/01/00/00

Summary:

This report provides a summary of the Development and Complying Development Certificate applications recently dealt with by the Manager Planning and Regulation and General Manager under delegated authority.

Comments (including issues and background):

The following tables provide a summary of Development (DA) and Complying Development Certificate (CDC) applications dealt with under delegated authority by the Manager Planning and Regulation and General Manager during August 2006.

| DA | DEVELOPMENT | DECISION | DATE | LAND (lot/sec/DP) | LOCATION | ZONING |
|---------|---|----------|-------------|---------------------|-----------------|----------------|
| 2006024 | Constructing a cellar under existing dwelling | Approved | 24-Aug-2006 | Mineral claim 50242 | Lightning Ridge | 1. Non Urban A |

| CDC | DEVELOPMENT | DECISION | DATE | LAND (lot/sec/DP) | LOCATION | ZONING |
|---------|---|----------|-----------|-------------------|----------|---------|
| 2006027 | Erect a child proof fence around front yard | Approved | 31-Aug-06 | 7///668164 | Walgett | Village |

Relevant Reference Documents:

- Respective Development Application and Complying Development Certificate files.

Stakeholders:

Public and applicants.

Financial Implications:

Nil.

Recommendation:

That Walgett Shire Council resolve to note the Development and Complying Development Certificate applications dealt with under delegated authority by the Manager Planning and Regulation and General Manager during August 2006.

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| MANAGER PLANNING AND REGULATIONS REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 16

Subject: Council Policy regarding Western Lands Leases on the 'Preserved' Opal Fields

Author: Matthew Goodwin - Manager Planning and Regulations and

File No: 315/01/02/00

Summary:

This report recommends that Walgett Shire Council make adjustments to its established policies on the granting of Western Lands Leases on the 'preserved' opal fields. The changes are required to facilitate clear responses from Council on regular requests from the Department of Natural Resources for comment on applications for Western Lands Leases.

Comments (including issues and background):

For about ten years the Camps on Claims Working Group (COCWG) has been working toward the conversion of 'camp' Mineral Claims on the 'preserved' opal fields (POFs) to Western Lands Leases for residential purposes (WLL). The extent and distribution of the POFs is shown in Figure 1 and 2.

The COCWG was formed to facilitate the administrative transition of mining camps from Mineral Claims to a more appropriate land title, specifically a Western Lands Lease for residential purposes. Government organisations represented on the COCWG include the Department of Natural Resources, Department of Planning, Department of Primary Industries (mineral resources section) and Walgett Shire Council.

Administratively speaking, 'camp' Mineral Claims on the 'preserved' opal fields can legally have a maximum surface area of 2,500m². Differential GPS surveying by the Department of Primary Industries has shown that some 'camp' mineral claims exceed this area, generally by a relatively small amount. Such claims are being converted to Western Lands Leases on an "as is" basis.

On 28 February 2003 the Department of Primary Industries ceased granting Mineral Claims that could be used as a 'camp' site. This action was taken with the endorsement of the COCWG to enable the department to finalise the surveying of 'camp' Mineral Claims. Since then, any person seeking a new 'camp' on the preserved opal fields has been advised by the Department of Primary Industries to approach to the Department of Natural Resources to apply for a Western Lands Leases for residential purposes.

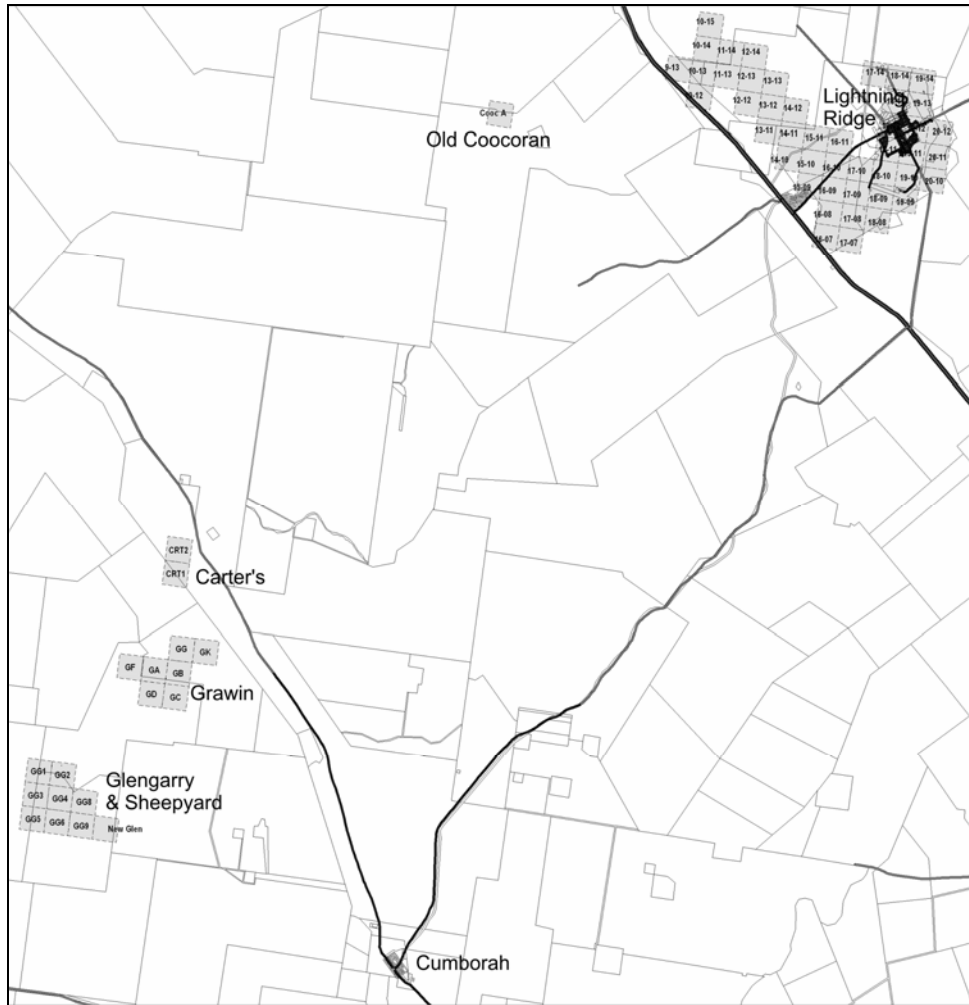


Figure 1 – Extent of the 'preserved' opal fields (each shaded square is 1km²).



Figure 2 – Preserved opal fields surrounding Lightning Ridge and Permissive Occupancy 1985/19 for "opal mining administration".

SHIRE OF WALGETT –AGENDA

Walgett Shire Council established a policy position regarding the granting of Western Lands Leases on the preserved opal fields at a council meeting held on 14 July 2003, where it resolved to:

- “(1) Adopt a policy that opal mining and prospecting are regarded as the dominant land use on the ‘preserved opal fields’. Accordingly, unless there are substantial and tangible benefits arising for the community, Walgett Shire Council is opposed to any development that may detrimentally affect the dominant land use.*
- (2) Adopt a policy that low to medium density mining camps, tourism and grazing are regarded as significant secondary land uses on the ‘preserved opal fields’.*
- (3) Adopt a policy that it does not support the grant of non-mining related land titles except in the following circumstances:*
 - (a) A ‘camp’ Mineral Claim is being converted to a Western Lands Lease for residential purposes.*
 - (b) A new Western Lands Lease is sought for residential purposes that is no larger than 2500m² in area and is located at least 50m away from any existing ‘camp’ mineral claim or Western Lands Lease for residential purposes.*
 - (c) A Western Lands Lease is sought over an established business that has been continuously operating for a substantial period of time.*
 - (d) A Western Lands Lease is sought for some other purpose and the applicant can clearly demonstrate that substantial benefits will accrue to the community that outweigh any detrimental impacts on opal mining or prospecting activities.*
- (4) Write to the Department of Infrastructure, Planning and Natural Resources and inform them of the above policies.*
- (5) Pursue the development of a Local Environmental Plan for the ‘preserved opal fields’ that reflects the above policies.”*

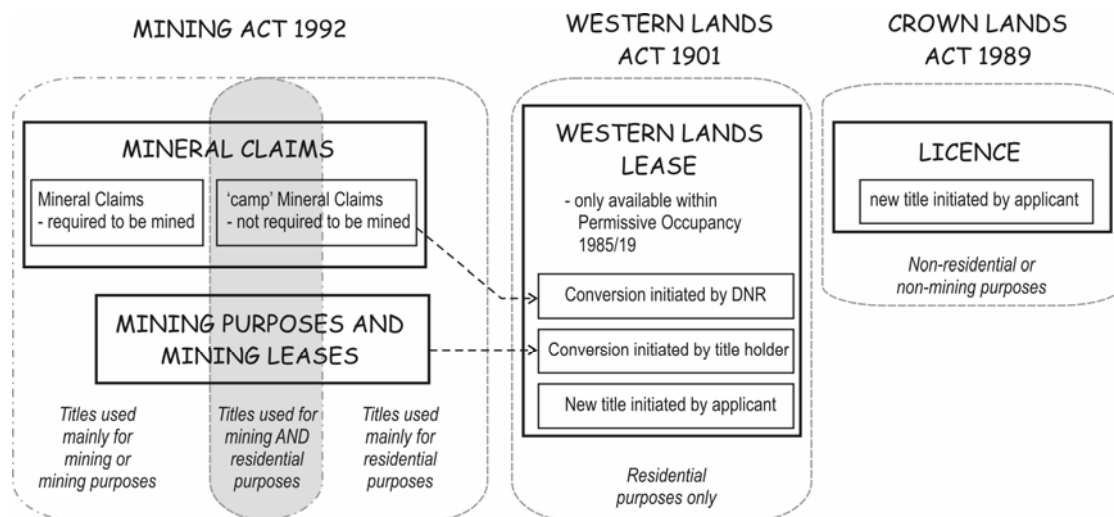
Regardless of the above mentioned policy, a Local Environmental Plan (LEP) is the appropriate method for Council to establish its policy regime for permissible land uses and density. The policy is an interim measure that has been established pending the adoption of a comprehensive Local Environmental Plan.

Table 1 lists the approximate numbers of various land titles that exist on the various ‘preserved’ opal fields.

Table 1 – Approximate number and distribution of residences on the ‘preserved’ opal fields.

| | “CAMP” MINERAL CLAIM | WLL (CONVERTED CAMP MC | WLL (PREDATING CAMP MC | FREEHOLD | MINING PURPOSES LEASE OR MINING | SQUAT | TOTAL |
|--|----------------------|------------------------|------------------------|----------|---------------------------------|----------|-------------|
| Lightning Ridge - within permissive occupancy | 777 | 147 | 11 | 1 | 17? | ? | 953 |
| Lightning Ridge - Outside permissive Occupancy | 290 | 0 | 0 | 0 | 9? | ? | 299 |
| Old Coocoran | 17 | 0 | 0 | 0 | 0 | ? | 17 |
| Carters Rush | 20 | 0 | 0 | 0 | 0 | ? | 20 |
| Grawin | 260 | 0 | 0 | 0 | 0 | 0 | 260 |
| Glengarry/Sheepyard | 268 | 0 | 0 | 0 | 0 | 0 | 268 |
| TOTAL | 1632 | 147 | 11 | 1 | 26 | ? | 1817 |
| Data derived from Department of Primary Industries, Department of Natural Resources and aerial photography data as of 11 Sept 2006 | | | | | | | |

A simplified overview of the land title hierarchy on the preserved opal fields as administered by the Department of Primary Industries and Department of Natural Resources is provided in Figure 3.

**Figure 3 – Land title hierarchy on the ‘preserved’ opal fields.**

SHIRE OF WALGETT –AGENDA

The COCWG is working toward the conversion of all 'camp' Mineral Claims to Western Lands Leases for residential purposes, in conjunction with the voluntary acquisition of the various 'preserved' opal fields from the graziers that currently hold Western Lands Leases over the respective areas. The Department of Natural Resources is taking steps to convert Permissive Occupancy 1985/19 to a Crown Reserve for opal mining and access, along with any other 'preserved' opal fields acquired under the auspices of the COCWG.

Issues:

A number of issues have arisen since the policy was adopted, including:

- The Department of Natural Resources has referred a number of Western Lands Lease and licence applications to Walgett Shire Council for comment where it appears that the applicant is seeking to avoid the 2,500m² area limitation.
- A number of people have made enquiries regarding the possibility of converting Western Lands Leases to freehold title within the 'preserved' opal fields.
- The continued granting of new Western Lands Leases will have an ongoing detrimental impact on opal mining and prospecting, which Council currently regards as the dominant land use.

Informally the Department of Natural Resources has indicated that they cannot see any problem with granting a Western Lands Lease for residential purposes over an area of more than 2,500m² where the area being applied for is covered by an existing Mining Purposes Lease or Mining Lease. Such an approach is inconsistent with the standards being applied to people converting their Mineral Claims to Western Lands Leases.

It is appropriate to note that there is nothing to prevent any party who is legitimately holding an existing Mining Purposes Lease or Mining Lease from maintaining that lease. Conversion to a Western Lands Lease for residential purposes is most likely to be attractive to people who cannot justify a mining title because they do not have legitimate mining interests. In these cases there is still nothing preventing them from applying for a single Western Lands Lease of 2500m² or less to cover their residential buildings and, if necessary, rationalise the distribution of buildings.

Each residential title granted with an area in excess of the 'standard' 2,500m² will invariably have some unnecessary detrimental impact on the use of the 'preserved' opal fields for opal mining and prospecting.

Pending the adoption of a Local Environmental Plan, current Council policies need updating with a view to ensuring the consistent application of a standard maximum size limitation for residential titles on the 'preserved' opal fields. Such amendments will also facilitate clear responses from Council to requests from the Department of Natural Resources for comment on applications for Western Lands Leases.

Relevant Reference Documents:

- File 315-01-02-00.
- Report of the Working Group on Camps on the Opal Fields, November 1993.

Stakeholders:

- The community, government authorities and Walgett Shire Council.

Financial Implications:

Nil.

Recommendations:

That Walgett Shire Council resolve to amend the policy adopted at the Council meeting held on 14 July 2003 regarding land use and Western Lands Leases on the 'preserved' opal fields so that it becomes:

- (1) Walgett Shire Council regards opal mining and prospecting as the dominant land use on the 'preserved' opal fields. Accordingly, unless there are substantial and tangible benefits arising for the community, Council is opposed to any development that may detrimentally affect the dominant land use.**
- (2) Walgett Shire Council regards low to medium density mining camps, tourism and grazing as secondary land uses on the 'preserved' opal fields.**
- (3) Within the 'preserved' opal fields Walgett Shire Council is opposed to:**
 - (a) The granting of a Western Lands Lease for residential purposes that is larger than 2,500m² in any situation.**
 - (b) The granting of more than one Western Lands Lease in a given location where the lease would effectively cover a single mining camp and associated infrastructure.**
 - (c) The conversion of any Crown Land on the 'preserved' opal fields to freehold title, unless the land is being incorporated into the Lightning Ridge urban area or it is being used for a public purpose.**
- (4) Walgett Shire Council supports the grant of non-mining related land titles on the 'preserved' opal fields in the following circumstances:**
 - (a) An existing mining 'camp' located on a Mineral Claim or Mining Purposes Lease is being converted to a Western Lands Lease for residential purposes.**
 - (c) A new Western Lands Lease for a residence is applied for in a location where it is at least 50m away from any existing 'camp' Mineral Claim, Western Lands Lease for residential purposes, or the Lightning Ridge town boundary.**
 - (c) A Western Lands Lease is sought over an established business that has been continuously operating for a substantial period of time prior to July 2003.**
 - (d) A Western Lands Lease is sought for some other purpose and the applicant can clearly demonstrate that substantial benefits will accrue to the community that outweigh any detrimental impacts on opal mining or prospecting activities.**
- (5) Walgett Shire Council will pursue the development of a Local Environmental Plan for the 'preserved' opal fields that reflects the above policies.**

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 17

Subject: Street Trees – Arthur Street, Walgett

Author: Alan Nelson – Manager Engineering

File No: 011/07/01/48

Summary:

This report is presented to allow Council to note the removal of street trees growing into powerlines in Arthur Street, Walgett.

Comments (including issues and background):

In April 2006, Council resolved to remove street trees growing into powerlines in front of the Walgett High School. The work was to be undertaken in two stages, with stage one being completed in 2005/06 and stage two in 2006/07.

The two stages have been rolled together, partly because the stage one work was not completed in the last financial year, but also to take advantage of an economy of scale.

All trees fronting the High School in Arthur Street and growing into powerlines were taken out in late August. The replacement of the trees with more appropriate species is presently being pursued.

Eight (8) trees were involved in this exercise. Council's current Management Plan provides for twenty (20) trees per annum to be removed and replaced.

Relevant Reference Documents:

Council Resolution No 91/06 – April 2006
Quote from A1 Tree Service (not attached)

Stakeholders:

Walgett Shire Council
Country Energy

Financial Implications:

The cost of removing these trees is provided for within the current budget.

Recommendation:

That Council note the removal of street trees which were growing into overhead powerlines in Arthur Street, Walgett in front of the Walgett High School.

Attachment:-

91/06 –Street Trees – Arthur Street, Walgett

RESOLUTION:

It was resolved on the Motion of the Administrator that Council stage the removal of trees, growing into powerlines in front of the Walgett High School in Arthur Street, Walgett over the 2006/07 and 2007/08 years and that, as each tree is removed, it be replaced with a tree of a more appropriate species type.

Carried.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 18

Subject: Burren Junction Bore Baths

Author: Alan Nelson – Manager Engineering

File No: 005/03/02/00

Summary:

This report recommends that Council seeks an urgent meeting with the Minister for Natural Resources, the Hon Ian MacDonald, to seek State Government support for the project to retain the baths, both in terms of project management and project financing. Furthermore, it is recommended that, in the absence of satisfactory State Government support, Council allows the facility to close after 16 December 2006.

Comments (including issues and background):

In late 2004, Council held discussions with representatives of the Burren Bore Trust, these discussions leading to an agreement that the artesian bore feeding the Burren Junction Bore Baths would be turned off unless Council could develop a methodology which would see waste water from the facility used in a more environmentally sustainable manner. The deadline, after which waste water would no longer be accepted into the adjacent open bore drain, was 16 December 2006.

Council, on the basis of advice from the Department of Natural Resources, engaged a South Australian based groundwater specialist to look into the possibility of reinjecting waste water from the bore baths back into the Great Artesian Basin (GAB). This scenario would have seen water extracted from Burren Bore No 2 (the bore supplying the bore baths) and, rather than being fed directly into the bore baths, would have been fed through a heat exchanger to keep the pool at the required temperature and then reinjected through Burren Bore No 3 (the new bore sunk by the Burren Bore Trust to serve the trust district). A very small feed of water through the bore baths was envisaged to turn the water over at a much reduced rate and avoid the perception that the baths had been converted into what was effectively a heated swimming pool. This solution was ultimately rejected on account of potential, but relatively unknown, problems that may have arisen from the reinjection of cooled water into the GAB via Burren Bore No 3. The Burren Bore Trust, the owners and operators of Burren Bore No 3, appeared very uneasy about this option being pursued further. In fact both parties felt the risks associated with this option were unacceptably high.

Discussion was held with the Burren Bore Trust, to ascertain if the waste water from the heat exchanger could be transferred into their reticulation network, rather than being reinjected through their new bore. The limiting factor with this option is their period of lowest water demand. It is not helpful that this period is winter, when the demand for the bore baths is highest.

Nevertheless it was agreed that the two adjacent bore trust districts (Burren and Drilool) could take about 2 litres per second between them. On its own, with a small feed of water through the baths, this would not sustain a very large pool and strong objections from users could be anticipated.

Council held discussions with a local irrigator, with a view to ascertaining if waste water from the baths could be piped to his off river storage and, when mixed with surface water in the storage, could be used for irrigation of cotton and/or other crops. Initial discussions were positive, however subsequent water analysis results saw the irrigator change his mind and reject any proposal to receive waste water from the bore baths. Despite the need to construct a 12 kilometre pipeline, this solution would have represented, by far, the best outcome for Council to retain the facility in a form which would most closely resemble the current operation.

The dilemma surrounding the bore baths simply relates to the disposal of waste water from the facility. The current operation sees 6 litres per second of artesian water free flowing into the baths and spilling out into an open bore drain at the same rate. Two other options were discussed recently with an officer from the Department of Environment and Conservation (DEC), these being :

1. Reduce the size of the bore baths to perhaps half their current size, have 2 litres per second passing through a heat exchanger and onto the bore trust districts and have say 3 litres per second passing through the pool and then pipe this waste water to the Namoi River. The DEC responded to this suggestion by indicating they would have concerns as to the additional salt load that this would introduce into the Namoi River. It would probably trigger the need for an EIS but would likely be approved if Council funded an appropriate salt reducing initiative (an offset) in another location. The distance from the bore baths to the Namoi River is approximately 25 kilometres. 3 litres per second inflow into the river equates to about 0.25 megalitres per day. Except in periods of very low or no flow, this inflow would satisfactorily mix with river water and not provide problems for downstream users. In periods of no flow or very low flow (say less than 20 megalitres per day), there may be no option but to turn the bore feeding the bore baths off.
2. A similar arrangement to the first option except that waste water, rather than being transferred to the Namoi River, would be treated (possibly with ultra-violet light) and reinjected into the GAB via a new reinjection bore to be constructed alongside the bore baths. The initial DEC response to this suggestion was negative and, given the findings of the South Australian report referred to above, this option is seen as exposing Council to greater risks than option one.

Both of these options, if they were to be proceeded with in terms of further investigation, involve Council in both risk and expense. Before Council proceeds further, it should be recognised that the Burren Junction Bore Baths are located at the extremity of the Shire (about two kilometres from the Narrabri Shire Boundary). The users of the facility are almost, without exception, not residents of the Walgett Shire. They are attracted to the facility because it is free, unregulated, open all hours and has basic facilities for camping, again without charge. The users are largely self contained and contribute little to the local economy. It is widely accepted that to turn the facility into some form of user pays arrangement would essentially hasten its demise.

SHIRE OF WALGETT –AGENDA

The number of letter and petitions to retain the facility, since the future of the facility was considered to be uncertain, is testimony to the popularity of the facility. However, as these users are not locals and the local economy has very little to gain from their presence at the bore baths, it is questionable whether Council should be burdened with the task of establishing, implementing and funding an environmentally sustainable solution to permit the continued operation of the facility.

Council invited expressions of interest from companies with the expertise to design and construct new bore baths, including provision for waste water disposal. A separate report, prepared by Council's Projects Engineer, has been submitted to this meeting, recommending that a particular company be invited to submit a proposal, subject to the project proceeding in an appropriate form. Whether or not the project proceeds to the design and construct stage is the fundamental purpose of this report.

In December 2005, the Minister for Natural Resources issued a press release which appears to commit the State Government to supporting the retention of the bore baths. Council has invested heavily in staff time and other resources in its search for a solution, notwithstanding that, on the basis of progress to date, Council could be seen to have been responding slowly and inadequately to the issue.

It is considered that Council should not proceed further with this issue on the basis of acting alone, without strong, active State Government support. The bore baths should be seen as a regional, if not, state attraction rather than a local attraction. As such, it is suggested that Council seek an urgent meeting with the Minister for Natural Resources, in an effort to gain strong and active State Government support for the project, both in terms of project management and project financing. In the event that the Minister, for whatever reason, indicates this support cannot be provided, Council should consider abandoning the project and allowing the bore baths to close after December 16, 2006. Council has received a \$50,000 Community Water Grant from the Commonwealth for this project, much of which has already been spent on the South Australian consultant's study. At worst, if the project is abandoned, this grant may need to be returned.

Relevant Reference Documents:

- Press Release from Minister for Natural Resources

Stakeholders:

- Burren Bore Water Trust
- Walgett Shire Council
- Users of Burren Junction Bore Baths
- Burren Junction Community
- Department of Natural Resources
- Department of Environment and Conservation
- Drilool Bore Water Trust

Financial Implications:

Unknown at this stage. Council has budgeted \$250,000 in 2006/07 for this project.

Recommendations:

- 1. That Council urgently seek a meeting with the Minister for Natural Resources to discuss the future of the Burren Junction Bore Baths and the extent of State Government support for the project to retain the facility, both in terms of project management and project financing.**
- 2. That, in the event of the State Government indicating an unsatisfactory level of support for the project, Council abandons the project and allows the facility to close after December 16, 2006.**

Attachments:



MINISTER FOR NATURAL RESOURCES
MINISTER FOR PRIMARY INDUSTRIES
MINISTER FOR MINERAL RESOURCES

MEDIA RELEASE

7 December 2005

Burren Junction and Pilliga Bore Baths to remain open

The popular Burren Junction and Pilliga artesian Bore Baths will remain open, NSW Natural Resources Minister Ian Macdonald said today.

"There is no truth behind recent claims from the Opposition that the State Government's Cap and Pipe the Bores program threatens the continued operation of the Burren and Pilliga Bore Baths," he said.

"This is just another example of the Nationals whipping up community concern to score political tricks, as there were never any plans to close the baths."

"Following consultation between community members, Walgett Shire Council and the Department of Natural Resources, it has already been agreed that the Burren Bore Baths would remain open."

"Walgett Shire Council has offered to manage the upgrade of the baths to ensure they remained open for locals and as a valuable attraction for visitors to the area."

"Similarly there is no intention from the Government to see the closure of the Pilliga Bore Baths," he said.

Meetings with all stakeholders, costing of options and consideration of community feedback will soon begin to discuss the proposal to pipe the adjacent bore drains.

Mr Macdonald said management of public artesian baths rests with local councils.

"However the State Government supports the communities in their efforts to retain the baths and promote tourism in the region," he said.

"The Government's Cap and Pipe the Bores program provides funding to replace wasteful, open bore drains with efficient piped systems, and is very well received by the rural community."

"The program is responsible for reversing the declining pressures and flows of artesian bores and has benefited users including the bore baths."

"However the program is completely voluntary. The NSW Labor Government will not be forcing any closures against the will of local communities."

Media Contact: Lisa Miller 9226 3344 or 0410 663 723

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 19

Subject: Expressions of Interest –
Design and Construction of a Mineral Spa Pool, Burren Junction

Author: Ian Taylor – Projects Engineer

File No: 230/00/06/09

Summary:

Expressions of Interest (EOI) were called for the Design and Construction of a Mineral Spa Pool, Burren Junction, being to replace the existing “Burren Bore Baths” with mineral spa pool capable of achieving the design objectives within the then known environmental constraints. This report recommends that Council shortlist the Expression of Interest from Kinsley and Associates Pty Ltd and, subject to the project proceeding in the form of replacement pool(s) with heat exchanger, and/or water treatment type components, invites Kinsley and Associates to submit a proposal.

Comments (including issues and background):

EOI were invited for the Design and Construction of a Mineral Spa Pool, Burren Junction on the basis of a conceptual design being a smaller pool, limited in size by the need to heat it via a heat exchanger running at a reduced flowrate within the available demand from the two adjacent Bore Trust reticulation schemes. The project was also foreshadowed to involve some associated works including resolution of the public health issues associated with a pool which would no longer have the continuous throughput of fresh bore water, and the pipelines to deliver the uncontaminated water to the Bore Trust schemes. The project was scheduled to be completed by March 2007 – allowing for the very small tourist numbers that occur during the hot summer months. Even at this stage it was recognised that the most basic of projects would be hard to achieve within the available budget.

Two EOI were received from the following firms:

- Kinsley and Associates Pty Ltd
- Darling Irrigation

The EOI closed at 4.00pm 1 August 2006 and were assessed in accordance with the criteria in the offer document. This included that firms must *demonstrate in their proposal that they are offering adequate expertise, experience and resources to complete the project in accordance with the brief by presenting relevant projects that the nominated team members have recently completed, and a thorough appraisal of the methodology required for the project.*

SHIRE OF WALGETT –AGENDA

Kinsley and Associates submitted a comprehensive EOI offering personnel, resources, and citing recent projects that clearly demonstrated that they could complete the project and had a sound understanding of the key design issues.

Darling Irrigation's proposal showed some in-depth consideration of the conceptual design presented in the brief and their appraisal of the project methodology, however they indicated that they would be relying on as yet unnamed suppliers and consultants to resolve the more complex issues associated with the project. Darling Irrigation also cited a very limited offer of relevant projects.

With the project in the form in which EOI were invited (i.e. complete pool reconstruction, filtering and disinfection plant, heat exchanger plant using high mineral content water), offering the project to Darling Irrigation would represent a moderate to high risk of failure. In the case of Kinsley and Associates the risk of failure would be assessed as low to very low.

Relevant Reference Documents:

- Expression of Interest: Design and Construction of a Mineral Spa Pool, Burren Junction, June 2006

Stakeholders:

- Walgett Shire Council
- Burren Bore Trust
- Drilool Bore Trust
- Users of the Burren Bore Baths
- Burren Junction Community

Financial Implications:

An amount of \$250,000 has been provided in Council's 2006/07 Management Plan for the Burren Junction Bore Baths inclusive of \$50,000 in grant funding from the Community Water Grants Program conditional upon achieving the stated water efficiency measures.

Recommendation:

That Council shortlist the Expression of Interest from Kinsley and Associates Pty Ltd and, subject to the project proceeding in the form of replacement pool(s) with heat exchanger, re-injection, and/or water treatment type components, invite Kinsley and Associates to submit a proposal.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 20

Subject: Water Supply to Preserved Opal Fields – Lightning Ridge

Author: Alan Nelson – Manager Engineering

File No: 032/06/01/84

Summary:

This report recommends that Council not permit people residing outside the Lightning Ridge Town Boundary within the preserved opal fields, the opportunity to lawfully connect to the town water supply.

Comments (including issues and background):

This matter was originally presented to Council's July meeting, however it was deferred pending the receipt of views relating to the attitude of the Camps on Claims Working Group and the Department of Mineral Resources to the prospect of an extension of town water mains into the preserved opal fields. These views have now been received and are attached to this report.

The response from the Camps on Claims Working Group is not generally supportive of the provision of urban services to the preserved opal fields, although it does not necessarily oppose the supply of town water to houses within the corridor leading from the town boundary to the airport. This response indicates support for a rezoning of the corridor, however one contentious point would relate to the boundaries of this corridor. The Working Group considers the availability of more residential land in Lightning Ridge to be of prime importance, thereby taking away some housing pressure from the preserved opal fields.

The response from the Department of Primary Industries (formerly Department of Mineral Resources) is more definite in that it opposes the supply of town water to the preserved opal fields.

It is acknowledged that some people residing on mineral claims are keen to pay for a lawful connection to the new water main to the airport, assuming the replacement main is installed along the same route as the existing main. There is however, an alternative to relocate this main to service a proposed new Council subdivision east of Fantasia Street. This is yet to be decided, however, in this event, the existing main would need to be retained in some form to service several existing consumers.

It must be recognised that it is neither possible nor feasible for the current water supply infrastructure to meet the water requirements of all people residing on the preserved opal fields outside the Lightning Ridge Town Boundary.

SHIRE OF WALGETT –AGENDA

Notwithstanding the comments of the Camps on Claims Working Group, it is still considered that, to supply some and not others will probably only lead to disputation and problems for future Council administrations. In addition, the supply of town water to the preserved opal fields will inevitably lead to problems as a result of inadequate provision for effluent disposal. If water supply was to occur, from a public health perspective it should be accompanied by a reticulated effluent disposal system.

There is general consensus that the opal fields surrounding Lightning Ridge should not be serviced along the lines of a village area, something which the forthcoming Local Environment Plan is expected to confirm. Supply of town water would be seen as the first step in 'urbanising' these areas. It would clearly be unaffordable, both to those already residing in the area and others who may be expected to cross subsidise the development of services, to proceed in this direction. Those who established in these areas did so in the present environment, which should remain as is.

Relevant Reference Documents:

- Letter from Camps on Claims Working Group
- Letter from Department of Primary Industries
- Council File No 032/06/01/84
- Walgett Shire Management Plan 2006/07

Stakeholders:

- Walgett Shire Council
- People residing on mineral claims surrounding Lightning Ridge
- Lightning Ridge Miners' Association
- Department of Primary Industries
- Camps on Claims Working Group

Financial Implications:

The 2006/07 Management Plan provides \$250,000 for replacement of the water main leading to the Lightning Ridge Aerodrome.

Recommendation:

1. **That Council not permit people residing outside the Lightning Ridge Town Boundary within the preserved opal fields, the opportunity to lawfully connect to Council's town water supply.**
2. **That those residing on Western Lands Leases and Mining Purpose Leases who are already lawfully connected, and have been connected for sometime, as a consequence of decisions of previous administrations, be allowed to retain their connections.**

Attachments:



NSW DEPARTMENT OF
PRIMARY INDUSTRIES

Mr Stephen McLean
General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

15th August 2006

Y/R AN:AN:032/06/01/84

Dear Mr McLean

RE: **LIGHTNING RIDGE – SUPPLY OF TOWN WATER TO PRESERVED FIELDS**

I refer to a letter from Mr Alan Nelson, Manager Engineering, in regards a pending decision of Council, as to whether Council will supply town water to the preserved fields.

In the letter Mr Nelson sought the advice of the Camps on Claims Committee and DPI-Mineral Resources before a decision was to be made by Council.

On behalf of the DPI-Mineral Resources I advise you that the supply of town water to the preserved fields **cannot be supported** by the Department.

The reason that support cannot be given are;

- potential sterilization of opal bearing country (water mains will need easements etc over the opal fields)
- potential hazards to underground mining activities should a water main burst on a mineral claim.

Please contact if you require any further information regarding this matter.

Yours faithfully

Jeff Inman
Mining Registrar
Lightning Ridge

MINERAL RESOURCES LIGHTNING RIDGE

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LIGHTNING RIDGE NSW 2834

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NSW GOVERNMENT

Department of Planning

Walgett Shire
Council
RECD

Phone: 9228 6321
Fax: 9228 6366
Email: peter.downes@planning.nsw.gov.au
Our ref: S93/00209
Your ref: AN:AN: 032/06/01/84

Mr Stephen McLean
General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

23 AUG 2006

FILE: 032/06/01/84

LETTER No: 9932

Attention Alan Nelson

18 August 2006

REFER: AEN

Dear Mr McLean

COPY:

Lightning Ridge – Supply of Town Water to the Preserved Opal Fields

Thank you for your letter on this, which the Camps on Claims Working Group discussed. The Working Group considers that a decision on this issue is premature before your Council's Draft Land Use Strategy is completed. That Strategy could well change the recommendation in your officer's report.

The Working Group supports –

- a. retaining and maximising the ability to extract opal on the preserved fields (where that is not already lost because of the density of non-miners' houses)
- b. recognising the existing houses on those fields (but not necessarily providing any services)
- c. providing more residential land in Lightning Ridge township to take pressure off houses on the preserved fields, which now provide some of the town's housing supply.

The key to long-term water policy is your Council's Land Use Strategy. That is likely to say that a corridor from the town boundary to the airport is effectively developed for housing, is lost from mining, and should be recognised as this. In turn, that might make it sensible to supply town water to houses within that corridor. Equally, it may not, but the question is open at present.

The Working Group would support rezoning this corridor. Where there is a carefully delineated corridor zone, then decisions to supply water (or any services) to some people but not to others can be justified, reducing the concerns in your report about disputes and problems.

Providing more residential land for Lightning Ridge township will help take some housing pressure off the preserved fields, and we recognise that your council is moving to do this. That will maximise the ability to extract opal from them, unalienated by more housing. Where the Strategy shows a township extension, it will probably be important for your Council to invest first in supplying water there. Or it may need to supply both zones at once. The key will lie in the Strategy. Please contact me if you would like to discuss this question.

Yours sincerely

Peter Downes
Chairman, Lightning Ridge Camps on Claims Working Group

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 21

Subject: Road Purchase Application

Author: Alan Nelson – Manager Engineering

File No: 175/07/01/00

Summary:

This report recommends that Council lodges an application to close public roads contained within Enclosure Permit 45838 as well as the crown road located between Lots 5 and 35 DP 752264.

Comments (including issues and background):

Earlier this year the owner of the property, upon which these roads are located, sought Council's concurrence to the closure of two (2) road reserves with his property. As these roads were located away from Council's roads network, and there were no likely developments which would see them required into the future, a letter was provided indicating that Council would offer no objection to the closure of these roads.

The Department of Lands has advised the property owner that a road closure application must come from Council. The solicitor, acting for the landholder, has indicated that the landholder will meet all costs involved with the closure application.

Relevant Reference Documents:

- Application from Solicitor (with supporting documentation)

Stakeholders:

- Landholder
- Walgett Shire Council
- Department of Lands

Financial Implications:

Insignificant – fees will be paid by landholder. Minor administrative costs are involved writing this report, submitting the application etc.

Recommendation:

That Council lodge an application to close public roads contained within Enclosure Permit 45838 as well as the crown road located between Lots 5 and 35 DP 752264, subject to the landholder meeting all costs associated with the application to the Department of Lands.

Attachments:

BELL & JOHNSON SOLICITORS

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FAX: (02) 6792 3905

E-mail: law.belljohn@bigpond.com

OUR REF: GOJ:LAW 060171
YOUR REF:

14 August, 2006

Mr Alan Nelson
Manager Engineering
Shire of Walgett
PO Box 31
WALGETT NSW 2832

Dear Mr Nelson

RE: McMAHON – APPLICATION FOR ROAD CLOSURE

As you may be aware, we are instructed to act for Ronald Barrie McMahon in relation to the above matter.

We enclose herewith the following:-

1. copy of your letter dated 6 June 2006
2. original Application to Close a Public Road
3. title search Auto Consol 14803-94 ("Mehaul")
4. copy plan received from the Department of Lands showing the location of the roads
5. copy tenure profile also received from the Department of Lands

We have been instructed by the Department that due to the roads being Council roads accordingly, Council must actually apply to close. We wonder whether you might be kind enough to complete the application and return it to our office so the same can be forwarded to the Department together with our client's cheque for payment of the application fee.

Should you have any queries, please do not hesitate to contact our office.

We thank you for your assistance.

Yours faithfully

BELL & JOHNSON SOLICITORS

per: *[Signature]*
GREGORY JOHNSON

Direct email: gomjohn@bigpond.com

Secretary: law.belljohn@bigpond.com

060171.002

Walgett Shire
Council
RECD

16 AUG 2006

FILE: 175/07/01/00

LETTER No: 9685

REFER: AKN

COPY:



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approved under Professional
Standards Legislation)

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 22

Subject: Mission Road

Author: Alan Nelson – Manager Engineering

File No: 175/07/01/00

Summary:

This report recommends, in the light of presentations to Council's August 2006 meeting, that Council make application to close the short section of Mission Road which is currently opened.

Comments (including issues and background):

A report was presented to Council's August 2006 meeting, to brief Council on the present position with respect to Mission Road. As a consequence of this report, Council resolved as follows :

"It was resolved on the Motion of the Administrator that:-

- 1. Council note the refusal of the RTA and the Minister for Roads to accept any responsibility for costs which would be associated with the formal opening of Mission Road.*
- 2. A further report be submitted to Council before any action is taken to formally close that section of Mission Road which has legal status as a public road."*

Several speakers made comments regarding Mission Road at the public forum in August. Two speakers supported the legal closure of the short length of Mission Road which has been formerly opened, though they opposed any proposal to physically block access along the trafficked route. A third speaker opposed any consideration of Mission Road as a heavy vehicle bypass of Walgett.

As previously advised, the Roads and Traffic Authority have indicated no interest in accepting any responsibility for road opening costs associated with Mission Road. Given the oral presentations referred to above, it is suggested that Council should seek the formal (legal) closure of that section of Mission Road which has legal status and the closure, assuming the Minister concurs, should be reinforced with signage advising that the road is a 'private road'.

Relevant Reference Documents:

- Council Resolution No 215/06 (printed in italics above)

SHIRE OF WALGETT –AGENDA

Stakeholders:

- Walgett Shire Council

Financial Implications:

Costs, in the order of \$1,500, will be involved to prepare and submit a road closure application. This would be a legitimate charge to Council's local roads budget.

Recommendation:

That Council make application to the Minister to close that section of Mission Road which has legal status and that, in the event that this application is successful, that appropriate signage be erected at both ends of the trafficked route to advise that the road is not a public road.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 23

Subject: Walgett Levee

Author: Alan Nelson – Manager Engineering

File No: 175/03/02/00

Summary:

This report contains a recommendation that, instead of inviting tenders from suitably experienced consultants, Council engages the Department of Commerce to undertake pre-construction activities associated with the rehabilitation of the Walgett Flood Levee.

This engagement would be on the basis of a single invited quote.

Comments (including issues and background):

Several years ago, consultants completed an assessment of the existing flood levee which protects the town of Walgett. Following the devastation of Nyngan, after the levee was breached during the 1990 flood, most levee systems in New South Wales have been audited to ascertain condition and serviceability.

This assessment reached the conclusion that, despite the levee having performed adequately through a number of flood events, rehabilitation was required. The study revealed the existing levee was generally poorly compacted and below currently accepted engineering standards for water retaining embankments.

The project has now reached the stage where a principal consultant needs to be engaged to proceed with further pre-construction work including survey, geotechnical investigation, flood study, detail design, contract documentation and environmental assessment. The cost of this work will significantly exceed the \$150,000 limit, beyond which Council is obliged to invite tenders. The Department of Commerce indicates that a preliminary estimate of cost is in the order of \$550,000. This figure would cover all pre-construction activities.

Section 55 (3) of the Local Government Act 1993 permits Council to enter into contracts with the Crown, without inviting tenders and it is suggested that the Department of Commerce be engaged on this basis. Apart from the Department of Commerce, there would only be a limited number of consultants with the necessary expertise and experience to undertake this work. These consultants would appear to be very heavily committed at the present time and, on the basis of the experience of several other Councils, Walgett could experience delays if it chose to go by this route.

SHIRE OF WALGETT –AGENDA

The Department of Commerce (formerly known as the Department of Public Works) has a solid background in this type of work, with highly experienced personnel working in their Dams and Civil Section. By engaging the Department of Commerce on the basis of a single invited quote, Council will lose the opportunity of market testing the price of the consultancy but will save time, with an earlier task commencement and, most likely, an earlier completion as well. The Department of Natural Resources, which acts as the funding body for the levee project, is supportive of the engagement of the Department of Commerce on this basis.

Relevant Reference Documents:

- Letter from Department of Commerce
- Walgett Flood Levee Study – Department of Commerce
- Flood Management Options for Walgett – SMEC Australia Pty Ltd

Stakeholders:

- Walgett Shire Council
- Commonwealth Government
- NSW Government
- Department of Natural Resources
- Department of Commerce

Financial Implications:

Levee pre-construction costs are shared on a 1:1:1 basis between the Commonwealth, State and Local Governments. In this instance, an application has been lodged with the NSW Government, seeking a waiving of the one third contribution from Council, on the basis of hardship. This application was actually suggested by a senior officer of the Department of Natural Resources, however a formal response to the application is yet to be received.

Recommendation:

That Council engage the Department of Commerce, on the basis of a single invited quotation, to undertake pre-construction activities associated with the rehabilitation of the Walgett Flood Levee.

SHIRE OF WALGETT –AGENDA

Attachments:



15 August 2006

The General Manager
Walgett Shire Council
PO BOX 31
WALGETT NSW 2832

Attention: Mr Alan Nelson

Dear Sir

As discussed at the meeting on 8th August, the following briefly outlines the options available for procurement of the next stage of the Walgett Levee Project.

Work Required

Following completion of the desk top flood study and preliminary environmental project overview, we are now in a position to proceed with the next phase of pre-construction work. This work will involve the following activities:

- Survey
- Geotechnical Investigation
- Flood Study
- Detail Design
- Contract Documentation
- Environmental Assessment (EIS)

Procurement Options

Agreement has already been reached to include all the above activities in a single consultant engagement. This approach is considered the best to manage and minimise the risk to the client as well as the interfaces between all activities.

Consultant Brief

A draft consultant brief has been prepared and tabled at the meeting on 8th August 2006, comments are invited from Walgett Shire Council and Department of Natural Resources.

Consultant Engagement

There are basically two options for consultant engagement.

1. Single invited quote from Department of Commerce, Dam & Civil Section.
2. Invited tenders from a panel of selected consultants.

There are only a limited number of consultants considered capable of undertaking this work and so open tenders are not considered suitable.

Riverina/Western Region
34 White Street
PO Box 386, Dubbo 2830
Tel 02 68859333 Fax 02 68859300
TTY 1300 301 181 ABN 64 625 095 406
www.commerce.nsw.gov.au

Walgett Shire
Council
Project Management
EBCD

17 AUG 2006

FILE: 175/08/02/00.

Contact: Mr Chris Evans
Telephone: 02 68859 301

LETTER No: 9724

REFER: AEW.

COPY: file to AEW 17/8

SHIRE OF WALGETT –AGENDA

Department of Commerce

Attached is a Capability Statement from Department of Commerce Dams & Civil Sections in regard to levee and flood mitigation works.

As can be seen, the Department has very extensive experience and a proven track record in this area. The Department of Commerce is in the unique position to have all required expertise "in house". This includes:

- Survey
- Geotechnical
- Flood Modelling
- Design/Documentation
- Environmental Assessment

These resources can be supplemented with external sub consultants if required.

) Discussion with the Dams & Civil Section indicate they have the appropriate resources currently available to undertake the consultancy.

The Department has undertaken preliminary studies for the project including preliminary flood study and environmental overview. The knowledge gained will ensure that all necessary tasks are now included in the next stage of study.

The Department of Commerce works on a commercial basis and fees charged are commensurate with other consultants as evidenced by engagements won competitively.

Local Government Act

Section 55 (3) of the Local Government Act allows Councils to enter into contracts with the Crown without the requirement to go to tender. This covers contracts with Department of Commerce being a Department of the NSW Government.

Private Sector Consultants

) There are only a limited number of consultants that have the required expertise to undertake the works. Recent experience of some local regional councils indicate these consultants have a high workload at present and have not been able to commit to projects and are experiencing difficulty in completing some works.

Example include:

| | |
|---|--|
| Carathool Council Contact: John Millay | Had difficulty in getting any consultants to tender. |
|---|--|

| | |
|--|--------------------|
| Cootamundra Council Contact: David Hume | Experienced delays |
|--|--------------------|

| | |
|---|--------------------|
| Balranald Council Contact Ray Hetherington | Experienced delays |
|---|--------------------|

Council should make its own enquiries to clarify/verify these comments.

In order to seek tenders for this work, Council would need to determine a short list of consultants who would be invited to tender.

A tender Evaluation Plan would be developed and signed off prior to call of tenders that would detail how tenders would be evaluated and include price and non price criteria. The lowest tender may not be the preferred tenderer.

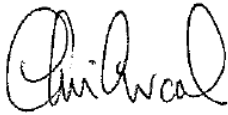
w:\projects\walgett council\walgett levee\correspondence\to client\options of procurement.doc

SHIRE OF WALGETT –AGENDA

Due to the additional steps included this process will take approximately 4 – 6 weeks longer to engage a consultant than inviting a single quote from Department of Commerce.

I hope the above information is sufficient for Council to make a decision in this matter, however should you require any further information, please don't hesitate to contact me.

Yours faithfully



Chris Evans
Regional Projects Co-ordinator
DUBBO

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 24

Subject: Footpath Reconstruction - Walgett

Author: Alan Nelson – Manager Engineering

File No: 028/05/05/28

Summary:

This report recommends that Council works in partnership with BEST Employment to complete a project which would see a section of footpath in Wee Waa and Fox Streets, Walgett reconstructed with clay pavers.

Comments (including issues and background):

Council has been approached by BEST Employment, suggesting a partnership to upgrade the footpath in the vicinity of the intersection of Fox and Wee Waa Streets, Walgett. BEST Employment is suggesting the replacement of existing footpath paving from the Post Office in Wee Waa Street, in front of and including the front yard of their own premises. The footpath upgrading would then proceed in a southerly direction along Fox Street to link up with paving undertaken at the Department of Community Services office.

BEST Employment is proposing an arrangement which would see them contributing 50%, up to a maximum of \$15,000 towards materials as well as \$4,000 per participant for a 15 week project. This contribution would include both footpaths in Wee Waa and Fox Streets, as well as the front yard of their property. On this basis, the estimated cost to Council to complete the project, which involves the laying of clay pavers, much the same as has been undertaken in the Collarenebri CBD, is \$37,000. The project would differ from the Collarenebri project, in that the CDEP would not be involved as a third party to the project. The Collarenebri project appears to have been well received in that community.

BEST Employment are taking steps to improve both the security and the visual aspect of the property they occupy in a prominent location in Walgett. This project would complement these intentions and is recommended on this basis.

Relevant Reference Documents:

- Letter from BEST Employment

Stakeholders:

- Walgett Shire Council
- BEST Employment

Financial Implications:

Council has budgeted \$150,000 for footpath maintenance in 2006/07 and Council's financial contribution to this project can be funded from this allocation.

Recommendation:

That Council work in partnership with BEST Employment to reconstruct footpaths in Wee Waa and Fox Streets, Walgett, as well as the front yard of their property, on the understanding that BEST Employment will provide 50% of the cost of materials for the project and a wages subsidy of \$4,000 per participant.

Attachments:



HEAD OFFICE
The Water Towers,
47 Campbell Street,
P.O. Box 175
Inverell NSW 2360
Phone: (02) 6722 2498
Freecall: 1800 660 680
Fax: (02) 6722 1658
Email: best@best.com.au
Agency No: 3452

Ms. Kylie Cameron
Assistant Health and Building Surveyor
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Dear Kylie,

**Re: BEST Employment Walgett Premises
Proposed Streetscape Improvement Project**

Thank you for meeting with myself and Julie Sills on the afternoon of 22 August to discuss our Company's proposed streetscape improvement project (the Project) to BEST Employment Walgett premises, and also our plans for re-roofing and repainting of the premises.

As you are aware our Company has, over recent months, invested significant resources to effect major internal refurbishment to our Walgett office accommodation. In advising our plans for re-roofing and repainting of the premises I now confirm that the re-roofing will involve replacement of the very old and damaged iron roof with new zincalume, whilst the exterior repainting will replicate the existing heritage colours.

You may recall that in discussing the re-roofing of the building I indicated that we would be removing the existing large evaporative air conditioning units from the roof, a new refrigerated system having recently been installed throughout the building. As further discussed with you, and should Council be interested, this Company would be keen to offer the existing evaporative units to Council, at no cost, for its use or use by another community organisation. I would appreciate if you could advise me as to whether this offer may be taken up, this to enable me to coordinate timely removal of the units.

In now turning to the subject of this correspondence, the Project, it is this Company's view that completion of same would greatly enhance the amenity of the town's major commercial intersection, as well improve the presentation of our premises to the local community and visitors alike. In order to assist your understanding as to exactly what we propose, I have attached three copies of the plans that we have commissioned. The copies now provided differ marginally from the copy that I have already provided, the changes involving two additional panels of fencing to the area immediately behind the brick fence protruding onto our Company's land from the adjacent Telstra complex.

Review of the attached plans will indicate that the Project involves two separate activities, firstly replacement of the existing fencing with hot dipped galvanised fencing, and secondly, replacement of the existing hotch potch of street footpaths, concrete and unsealed areas with brick paving together with establishment of new amenity plantings.

Best Jobs....Best Staff....BEST Employment

Member of Job Network

SHIRE OF WALGETT –AGENDA

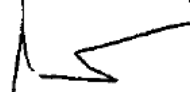
As already advised it is this Company's intention to construct the new fence (at Company cost) as a matter of urgency, this because of a spate of recent vandalism including an attempt to burn down the building.

With respect to the brick paving activity (involving some 355 sq. metres), completion of this activity is proposed as a joint BEST/Walgett Shire Council works project – the joint project either involving BEST jobseekers under arrangements similar to those currently in place for the Collarenebri township paving project, or capital/materials contribution by this Company, or alternatively a combination of both options. Completion of this paving activity, as proposed, would also offer opportunity to effectively rectify the stormwater problem caused to BEST premises as a result of a previous Council footpath construction program.

With regard to the operational options identified above, I would appreciate your early advice as to Council's interest in firstly joining with us to undertake this Project, and secondly Council's preferred option regarding early works scheduling, and completion.

I look forward to hearing from you in relation to the Project herein discussed, a Project that we believe will add significant community amenity to Walgett.

Yours sincerely



Graeme Marriott
Managing Director

25 August 2006

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 25

Subject: Mobile Fire Assets

Author: Alan Nelson – Manager Engineering

File No: 305/05/02/00

Summary:

This report recommends that Council indicate support to the Local Government and Shires Associations for a proposal which would see the ownership of mobile assets, including fire fighting vehicles and equipment, transferred from Councils to the Rural Fire Service.

Comments (including issues and background):

Resolutions, supporting the transfer of mobile fire assets from Councils to the NSW Rural Fire Service, have been passed at annual conferences of both the Local Government Association and the Shires Association. The Commissioner has indicated that he will place this issue before the State Government, subject to the majority support of NSW Councils.

A position paper, written by the Local Government and Shires Associations, indicates sound reasons for supporting the transfer of these assets but also points out that a transfer could lead to an increase in contributions paid by Councils. It is considered that the benefits which would accrue to Walgett Shire would outweigh the increased contribution, if this were to occur.

Relevant Reference Documents:

- Letter and Positions Paper – Local Government and Shires Associations

Stakeholders:

- Walgett Shire Council
- NSW Rural Fire Service

Financial Implications:

Unknown at this time, but not anticipated to be substantial.

Recommendation:

That Council indicate support for a proposal which would see the ownership of mobile fire assets transferred from Council to the NSW Rural Fire Service.

Attachments:

Local Government
Association of NSW



Shires Association of NSW
Walgett Shire
Council
PROC

Our ref: R90/1033.wt Out-13786

1 September 2006

Mr Hugh Percy
Administrator of Walgett
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Dear Mr Percy

04 SEP 2006
FILE: 305/05/02/00

LETTER No: 10436.

REFER: NAD per STM

COPY: AEN

Both Associations considered a report at their Executive Council meetings in June 2006 about the suggestion that mobile fire assets (not buildings) be transferred from councils to the NSW Rural Fire Service. At the moment, Section 119(2) of the Rural Fires Act requires these assets to be vested in council.

This action follows supporting resolutions that have been passed at Annual Conferences of both Associations, together with comments from auditors and insurance brokers that councils do not have custody of fire vehicles and may therefore have no insurable interest in them.

Discussions with the Commissioner Koperberg at a recent RFS/LG Liaison Committee concluded that the RFS may be prepared to negotiate legislative amendments to transfer these assets provided there is clear majority support from Local Government.

A Position Paper is attached which outlines pertinent aspects upon which councils are requested to indicate their views on whether support is given to transfer ownership of mobile assets to councils. The paper indicated that there is a risk that the transfer of assets to the RFS could lead to an increase in contributions payable by councils.

Council is requested to indicate their position by 30 September 2006.

Should council wish to further explanations, contact may be made with Warren Taylor, Manager Special Policy Projects, at the Associations by phoning 02 9242 4120 or email warren.taylor@lgsa.org.au.

Yours sincerely

Handwritten signature of Cr Genia McCaffery in black ink.

Cr Genia McCaffery
President
Local Government Association of NSW

Handwritten signature of Cr Col Sullivan OAM in black ink.

Cr Col Sullivan OAM
President
Shires Association of NSW

GPO Box 7003 Sydney NSW 2001
LB, 28 Margaret St Sydney NSW 2000
Tel: (02) 9242 4000 • Fax: (02) 9242 4111
www.lgsa.org.au • lgsa@lgsa.org.au
ABN 49 853 913 882

Position Paper

Suggested Transfer of Mobile Fire Fighting Assets from Councils to the NSW Rural Fire Service

Current Position

Motions presented to Annual Conferences of both Associations over recent years have requested that representations be made to transfer the ownership of fire vehicles and equipment from councils to the RFS.

Justification for transfer of ownership includes:

- Service Level Agreements with the RFS provide that council agrees that fire plant at all times remain in the custody of the RFS, be housed in Brigade facilities, and be maintained at intervals convenient to the RFS and council.
- Vehicle specifications must at all times be consistent with specifications issued by the RFS (Sec 119(5) of the Rural Fires Act).
- Most vehicles are fully funded by the Rural Fires Fighting Fund, with council meeting its 13.3% contribution, although a small number of other vehicles are fully funded by a few councils.
- Insurance brokers have seriously questioned whether councils have an "insurable interest", by virtue of council no longer having custody and control of the vehicles.
- The Department of Local Government agrees that there is conflict between compulsory Accounting Standards and the Rural Fires Act. The Rural Fires Act states that fire fighting equipment shall be vested in council and the Department of Local Government has referred the matter to a future meeting of the Local Government Accounting Advisory Group.

The Commissioner of the NSW RFS has verbally indicated that:

- The RFS is experiencing difficulty in finalising a listing of all assets, because brigades are self funding the repurchase of old tankers which would otherwise be sold.
- Local Government would face increased contributions because:
 - Some councils continue to purchase plant, and self fund it. This would probably cease if all plant was owned by the RFS.
 - Some councils do not receive a complete reimbursement of operating costs. If the RFS owned all assets, the full costs would be reflected in the RFS accounts.
 - The procurement processes would become more specific and specifications more strenuously policed, if plant was purchased, owned and operated by the RFS.

Legislative amendments would be needed to change ownership requirements under the Rural Fires Act.

Before the Commissioner will take the issue to the Government with LGSA support, the Commissioner has requested that the Associations obtain the majority support of councils in NSW.

Supplementary Information

- **Accounting Standards**
Local Government Asset Accounting Manual (available from DLG website, "Standards").

Update No.4 Issued by the Department of Local Government in July 1999 devotes Chapter 3 (pages 301 to 313) to the question of definition, recognition and control over assets.

Paragraph 3.2.2 on page 302 indicates that:

“Subject to evidence to the contrary, a council has control over an asset if the following three criteria is established:-

- Council can deny or regulate access of others to the asset.
- The asset is held to meet the objectives of the council.
- Council enjoys the majority of risks and benefits relating to the asset.

In determining control over an asset, council should also consider a number of other criteria including the following:

- Does the council have legal title to the asset?
- Was the asset purchased by the council?
- Is the absolute property right with the council?
- Are there any restrictions on the use of the asset?
- Is the asset vested in the council?
- Is the asset vested in a Committee or other undertaking controlled by council?
- Is the council required to make commercially realistic payments to another entity for the use of the asset?

This list is not exhaustive and councils should consider other local and external factors which will affect the determination of control over assets generally.”

Paragraph 4 on page 306 indicates:

“In order to establish whether a council controls an asset, the elements of what constitutes control must be reviewed closely on an asset by asset basis. As a guide, set out on the following pages are a series of tests which can be applied on an asset basis to establish whether control exists.

Councils control an asset if questions 1, 2 and 3 have been answered “Yes” subject to evidence to the contrary. A council may possess an object or right but not expect to enjoy the services or benefits embodied in it, in which case the council would not control the asset. In the case of restrictions on use of assets, these will need to be reviewed carefully before making a final decision on the question of control. In the final analysis, the substance of each position should prevail. The ultimate aim is to recognise all assets that a reporting entity brings to bear in the delivery of services/products to its community in accordance with council objectives.

There may be other factors which can result in control being questioned. Hence the checklist on page 307 is a comprehensive, though not exclusive guide to indicators of control.”

- **Department of Local Government**

In a letter to Urana Shire Council on 20 April 2006, the Department said in part:

“As you have stated, the Interpretation of the *Rural Fires Act 1997* appears to conflict with the Accounting Standards. The *Rural Fires Act 1997* states that fire fighting equipment is to be vested in the council while the accounting standards state that the assets should be vested in whoever has control of them.

Under section 412 of the *Local Government Act 1993*, councils are required to keep accounting records in accordance with the *Local Government Code of Accounting Practice and Financial Reporting* (cl.198 and 206 of the Local Government (General) Regulation 2005). The Code expressly requires financial reports to be prepared in accordance with the Australian Accounting Standards (Pt.3.2). The Accounting Standards are issued by the Australian Accounting Standards Board pursuant to the *Australian Securities and Investment Commission Act 2001* (Cth).

SHIRE OF WALGETT –AGENDA

The interpretation and treatment of rural fire service assets seems to be an issue for many NSW councils. Therefore, I have referred your letter to the NSW Local Government Accounting Advisory Group for further advice.”

- **Asset Schedules and Reacquisition of Plant**

The RFS is having difficulties in clearly listing all fire vehicles. This is made more difficult by Brigades using private funds to reacquire traded-in vehicles, irrespective of their condition and roadworthiness.

The RFS has requested the Associations to request councils to take action to prevent brigades from acquiring traded in vehicles (there is no objection to their purchase by private individuals).

- **Increased Expenditure**

Many councils approve expenditure on fire vehicles above and beyond their commitment to assets acquired under the Rural Fires Fighting Fund. If the Service assumed ownership of all fire plant, total expenditure would increase, and council contributions would similarly increase.

- **Higher Maintenance Costs**

If all vehicles were owned by the RFS, maintenance standards and specifications are likely to be higher, because of fluctuations that now occur in varying maintenance capacities among councils. Higher maintenance requirements will require higher expenditure, and result in higher council contributions.

- **Insurance**

The Service Level Agreements require each council to insure all roadworthy vehicles. Insurance excesses, discounts, insurance rates and claims experience vary significantly between councils. There is also a continuing concern about the Indemnities provided by the RFS, because some insurance brokers are of the opinion that the indemnities are unenforceable (this aspect is continuing to receive attention with a Crown Solicitors advice to be received from the RFS shortly).

Initial consideration given by a major insurance broker to the concept of all fire vehicles being insured under a common insurance arranged through the Associations, has concluded that savings are not guaranteed, and is made complex by varying discounts, no claim bonuses and excess amounts experienced by individual councils. Another concern is under insurance and non insurance in some instances.

The RFS has considered insuring all fire vehicles under a State Treasury Managed Fund, but ownership aspects currently prevent the RFS from contemplating blanket insurances.

- **Legislative Amendments**

The Commissioner has indicated his willingness to develop a Position Paper to the Government on transfer of assets to the RFS, provided there is clear widespread support from local government.

Any decision to seek legislative change to the Rural Fires Act would occur during 2007, as part of a number of other amendments that the RFS will discuss with the Associations at a later time.

The Associations support in principle the concept of a transfer of mobile assets to the RFS even though there is a risk of increased long term contributions to cover increased expenditure costed in full to the RFS.

Comments are sought from councils by 30 September 2006.

The Associations will then determine the extent of future negotiations with the RFS and the Government.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 26

Subject: North West Weight of Loads Group

Author: Alan Nelson – Manager Engineering

File No: 004/09/03/84

Summary:

This report recommends that Council supports the North West Weight of Loads Group by granting covering approval to action taken in committing Council to the financial support of the group in chasing outstanding unpaid fines.

Comments (including issues and background):

Walgett is a member Council of the North West Weight of Loads Group, which also includes Glen Innes Severn, Gunnedah, Gwydir, Inverell, Moree Plains, Narrabri and Warrumbungle Councils. Administration of the group's affairs is undertaken by Moree Plains Council.

At a meeting of the group, held in Glen Innes on Monday September 4, it was decided to increase the available hours of the group's Support Officer in a concentrated effort to recover some or all of the \$250,000 owed to the group by way of unpaid fines. This additional administrative effort will mean a relatively small increase in costs to member Councils, however all present at the meeting agreed it needed to be done. Given the fact that the group only meets quarterly, it was also agreed that this additional administrative effort would be implemented without delay and that Council representatives would seek covering approval from their respective Councils.

Council's current budget provides \$20,000 as a contribution to the North West Weight of Loads Group. However, most of this money will not be required as Council is currently in credit to the group, in an amount of approximately \$17,300. Accordingly, Council's share of the extra costs referred to above, estimated at no more than \$3,000, can be met from existing funds.

The group also agreed to make political representations to the State Government, seeking an increase in financial support for the group's activities, given the fact that significant cost shifting from State to Local Government in the area of policing of overweight vehicles on all roads has occurred in recent years. The group will be looking for support for these political representations from member Councils.

The next meeting of the North West Weight of Loads Group, including the Annual General Meeting, shall be held in Bingara on 4 December 2006.

Relevant Reference Documents:

- Extract from Business Paper presented to North West Weight of Loads Group on 4 September 2006.

Stakeholders:

- North West Weight of Loads Group
- Walgett Shire Council
- NSW Government

Financial Implications:

Council's current budget can satisfactorily meet the additional costs foreshadowed in this report.

Recommendation:

1. That covering approval be given to action taken in committing Council to the financial support of the North West Weight of Loads Group in chasing outstanding fines.
2. That Council support political representations by the North West Weight of Loads Group in seeking a fairer financial contribution to the group's activities from the New South Wales Government.

Attachment:

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| REPORT TITLE: | 4. OUTSTANDING FINES |
| REPORT FROM: | WOL SUPPORT OFFICER |
| FILE NUMBER: | 94-3404 |

INTRODUCTION

This report provides an update on the Outstanding Fines that are owing to the North West Weight of Loads Group.

BACKGROUND

The NWWOL Committee at its June 2006 meeting made the following resolution in relation to the Outstanding Fine Issue:-

1. *That the WOL Support Officer investigates the most appropriate methodology for recovering the interstate outstanding fines.*
2. *That the WOL Support Officer investigates the current status of the business that currently have outstanding fines.*

Information has been sought in relation to the most appropriate methodology for recovering the outstanding interstate fines. To date no information has been received.

In relation to the current status of the businesses that currently have outstanding fines owing, the WOL Support Officer has made investigations in relation to the status of such businesses. It has been found that checks can be obtained via the "Lawpoint" web site with which the NWWOL currently has an account.

This can be found by completing the following searches:-

1. *Business Extracts*

This is an online search that prints an instant report showing current and historical details of any registered business in Australia. The report shows the registered owner, registered address, trading address and the business type.

2. *Company Extracts*

A Company Extract is an instant report showing current and/or historical details of any registered company in Australia. The report shows registered name and ACN, registered address, details of officeholders, share structure, financial reports structure, etc.

This information however, is not available free of charge. A fee of approximately \$15.00 per search is payable and at present the NWWOL has outstanding fines from around 400 businesses. This amounts to a cost of approximately \$6,000.00.

Further direction is now being sought from the Committee on how they wish to proceed with this issue

RECOMMENDATION

That the report titled "Outstanding Fines" be for the Committee's consideration.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 27

Subject: Staff Training – Asset Management

Author: Alan Nelson – Manager Engineering

File No: 295/01/09/00

Summary:

This report recommends the attendance of Council's Assets Officer at the Annual Conference for Conquest Users. The conference is to be held in November 2006 in Hobart, Tasmania.

Comments (including issues and background):

Council purchased commercial software in the past twelve months, for the express purpose of managing assets, after undertaking an evaluation of available products on offer. The software purchased was from a company called Conquest Solutions, which is based in Adelaide.

The 2006 Australasian Users' Conference for their asset management software is being held in Hobart, Tasmania on November 1 and 2. The registration fee for the conference is considered to be very reasonable at \$250, particularly as it is all inclusive. Accommodation and travel costs are additional. At the time of writing this report the best available airfare (Dubbo-Hobart) return was a little over \$500.

It is considered that Council's Assets Officer would benefit greatly from attendance at this conference, which should prove to be a valuable training opportunity as well as a chance to establish networks of people in similar positions. However, given the fact that the conference is interstate, Council approval to participate is being sought.

Relevant Reference Documents:

- Conference Notification

Stakeholders:

- Walgett Shire Council
- Conquest Solutions

Financial Implications:

The total cost of attendance can be funded from Council's training budget. Despite the remoteness of the conference venue to Walgett, the overall cost will compare favourably with other conferences and training opportunities within NSW.

Recommendation:

That approval be given for Council's Assets Officer, Kaye Stone, to attend the 2006 Australasian Conference for Conquest Users, to be held in Hobart, Tasmania on November 1 and 2.

Attachment:

2006 Conquest User Conference

It is now only two months until the 2006 Conquest User's Conference in Hobart. I hope you are all making plans to join us to hear our latest news and developments as well as those of your fellow Conquest users. Details of the conference can be found on our web site at

www.conquest-solutions.com.au/frame_conferences.htm

Remember, this is a **Users** conference so the success of the event is largely in your hands. If you are planning to attend, then I urge you to consider making a presentation. I will be calling you all over the next two weeks to encourage you to attend make a contribution.

Ask The Experts

This year, I intend to introduce a new session where you will be able to ask an expert (an expert may be someone from Conquest Solutions or another user) a question on any topic on the use of the system. If you would like to know more about a particular part of the system, or perhaps how other users have addressed a certain issue, you are encouraged to submit the topic to me for inclusion on the agenda. I will determine who is best placed to answer the question and forward it to them to prepare a response. I will advise all attendees prior to the conference, what questions have been raised and who will be responding to them.

New Features

In previous years, we have had an open forum at the end of the conference where suggestions for new features have been put to the group for consideration. This year, I would like you to submit any requests for new features to me prior to the conference. I will collate all the requests and send them to all users prior to the conference to allow you all to place your priority on each of the suggestions. The results will be discussed at the conference and published on our web site.

If you have any questions on the conference, please don't hesitate to contact us. I look forward to seeing you all shortly.

Kind regards

Peter Brooks
Conquest Solutions

p +61 8 8223 3377
m +61 4 1223 4297
e pbrooks@conquest-solutions.com.au

ConQuest

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 28

Subject: Swimming Pools – Walgett and Collarenebri

Author: Alan Nelson – Manager Engineering

File No: 004/17/04/68

Summary:

This report recommends that Council accepts tenders from Riley Aquatic Management for the licence to operate swimming pools at Walgett and Collarenebri respectively.

Comments (including issues and background):

Tenders, closing on Thursday September 7 last, were invited from registered companies or partnerships employing suitably qualified and experienced persons, to operate Council's pools at Walgett and Collarenebri. Council had originally only proposed to call tenders for the Walgett Pool, however recent advice from the Collarenebri Pool Management Team, that they were leaving to pursue new interests in Northern Queensland, made it necessary to include Collarenebri as well.

In each instance, the Licence Agreement is for three swimming seasons, commencing on 1 October 2006 and concluding on 30 June 2009. The Licence Agreement provides for payment of \$90,000 (plus GST) at each pool with annual CPI increases. This annual payment is supplemented by admission fees and kiosk sales.

Tenders were received as follows :

Walgett Pool

1. Riley Aquatic Management – Bathurst
2. Patkos Management Pty Ltd – Lightning Ridge

Collarenebri Pool

1. Riley Aquatic Management – Bathurst
2. Patkos Management Pty Ltd – Lightning Ridge
3. Laura and Heath Boland – Nyngan

Riley Aquatic Management have the resources to manage both pools, where as Patkos Management Pty Ltd could only manage one pool.

It is considered that all tenderers have the capacity to satisfactorily manage either of Council's pools.

Additional comments on each of the tenderers are as follows :

Riley Aquatic Management

The directors of Riley Aquatic Management have in excess of twenty years experience in swimming pool management, including ten years at Bathurst, seven years at Scone, three years at Werris Creek and two years at Narromine. Kimball Riley holds numerous qualifications including an Associate Diploma in Sports Science from the University of Wollongong, Certificate IV Aquatic Management, Public Swimming Pool Superintendent's Certificate and a Management certificate from the Australian Institute of Swimming and Recreation Centre Management.

Zac Riley is the son of Kimball Riley and has six years experience working at the Bathurst Olympic Pool, initially as a lifeguard and subsequently (for three years) as Assistant Manager. He is currently employed as a field officer with the Department of Environment and Conservation. Amongst other qualifications, Zac Riley holds a Certificate II Swimming Pool Operations.

If successful, Riley Aquatic Management would install Kimball Riley at Walgett and Zac Riley at Collarenebri.

Patkos Management Pty Ltd

The Principal of Patkos Management Pty Ltd is Ilonka Patkos of Lightning Ridge. She holds a Certificate in Swimming Pool Superintendence from the Hunter Institute of Technology and worked at the Lightning Ridge Swimming Pool as Assistant Manager in 1998/99. She indicates an unpaid association with the Lightning Ridge pool in subsequent years. She also indicates that she is enrolled to achieve her Bronze Medallion, Pool Lifeguard and First Aid Certificate later this month, such that she would be qualified prior to the commencement of the swimming season.

Laura and Heath Boland

Laura and Heath Boland are a married couple and are tendering for the Collarenebri Pool as a partnership. They have managed the pool at Nyngan from 1998 until now. Both persons hold qualifications relevant to the position being sought. They also own and manage the Caltex Service Station in Nyngan.

Referee checks on Riley Aquatic Management and Laura and Heath Boland have both been positive in all respects. A referee check on Patkos Management Pty Ltd was not done as it is not proposed to recommend this company, solely on the basis of limited experience and a need to obtain qualifications for the position.

SHIRE OF WALGETT –AGENDA

Two possible scenarios are seen as worthy of consideration, these being as follows :

1. Accept the tender of Riley Aquatic Management for both Walgett and Collarenebri Pools.
2. Accept the tender of Riley Aquatic Management for Walgett Pool and Laura and Heath Boland for Collarenebri Pool.

If the tender of Riley Aquatic Management was accepted for both pools, an advantage is seen in having both pools operating under the same management. The more experienced person would operate the Walgett Pool. The directors of Riley Aquatic Management inspected both pools and impressed Council staff with their knowledge of the pool environment, not surprising given their lengthy experience in pool management.

Whilst it is probable that Laura and Heath Boland would bring more experience to Collarenebri than Zac Riley, the management support of Riley Aquatic Management is seen to more than make up for this lesser experience. Accordingly, it is suggested that Council should offer both pools to Riley Aquatic Management.

Relevant Reference Documents:

- Swimming Pool Licence Agreements for Walgett and Collarenebri (not included)
- Advertisement inviting tenders
- Tenders received (not included)

Stakeholders:

- Walgett Shire Council
- Patrons of Walgett and Collarenebri Swimming Pools
- Tenderers

Financial Implications:

The expense associated with accepting tenders for the operation of swimming pools in Walgett and Collarenebri has been allowed for in the current budget.

Recommendation:

That Council accept the tender of Riley Aquatic Management for the licence to operate swimming pools in Walgett and Collarenebri for the period 1 October 2006 to 30 June 2009.

Attachment:



WALGETT SHIRE COUNCIL

**TENDER FOR LICENCE TO OPERATE WALGETT AND/OR
COLLARENEBRI OLYMPIC SWIMMING POOLS**

Tenders are invited and will be received up until 12 noon on Thursday, 7 September 2006 from a registered company or partnership employing suitably qualified and experienced persons to operate Walgett and/or Collarenebri Olympic Swimming Pools under a Licence Agreement. The operating entity must be a registered Company or Partnership.

The term of the Licence Agreement commences 1 October 2006 and terminates on 30 June 2009. The Pools operates from 1 October until 31 March each year.

The Licence Agreement provides for a payment of \$ 90,000 plus GST each for both the Walgett and Collarenebri Pools to the Licensee with annual CPI increases. The annual payment is supplemented by income from entry fees including season tickets and takings from the kiosk.

The Tender submitted must outline:

- 1) *Experience managing/operating a pool or similar facility*
- 2) *Qualifications held by staff in relation to pool management and*
- 3) *Proposed Staffing arrangements.*

A copy of the tender document and licence agreement are available from the Office of Walgett Shire Council, 77 Fox Street Walgett, or by telephoning (02) 6828 1399. Further information concerning the Agreement may be obtained by contacting the undersigned on (02) 6828 6116.

Tenders must be marked "*Tender – Licence to Operate Walgett Olympic Pool*" and/or "*Tender – Licence to Operate Collarenebri Swimming Pool*" and be addressed to the undersigned.

Stephen McLean
General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 29

Subject: Engineering Internship

Author: Alan Nelson – Manager Engineering

File No: 022/25/03/04

Summary:

This report recommends that Council indicates an interest to the University of Technology Sydney, in taking on an engineering student at senior internship level for the six month period, January 2007 to June 2007. A further report will be presented to Council's October meeting, relating to the funding arrangements of this internship, as well as other associated administrative matters.

Comments (including issues and background):

An invitation has been received from the University of Technology Sydney for Council, as an employer of engineering staff, to participate in the internship programme for the first half of 2007. Internships can be offered at junior (first internship) or senior (second internship) level and include a number of disciplines such as civil engineering, construction, mechanical engineering, electrical engineering, computer software and telecommunications.

A junior intern would be of limited value to Council as the supervisory and training requirements would be onerous for an already overtaxed engineering staff. However, a senior intern should be able to complete assignments with less support from existing staff. Areas seen as potentially benefiting from a senior intern include engineering support to the Works Engineer and support to the Projects Engineer, particularly in relation to the programme of works leading to the adoption of consumption based charges for water supply throughout Walgett Shire in 2008/09.

It is envisaged that one of the vacant single bedroom flats that Council owns could be used to accommodate an intern if they did not pursue another accommodation option.

The University of Technology Sydney suggests that many of their students are in high demand, an understandable situation particularly for those students with the most to offer to local government and other employers. As such, if Council is willing to participate in this programme, it should indicate accordingly to the University as soon as possible.

Relevant Reference Documents:

- Letter from University of Technology Sydney

Stakeholders:

- Walgett Shire Council
- University of Technology Sydney

Financial Implications:

Council has not specifically allowed for an internship in its current budget. However, the need for additional support in the engineering department is present and must be satisfied by some means, if the internship is not proceeded with. A report covering the financial implications of offering an internship will be presented to Council's October 2006 meeting.

Recommendation:

That Council indicate to the University of Technology Sydney that it is willing to offer one senior internship to a suitable civil engineering student for the period January to June 2007.

Attachment:

Sharmaine Gewohn
Project Leader, Industry Partnering
Faculty of Engineering
Phone: 02 9514 2381 Fax: 02 9514 2611
Email: internships@eng.uts.edu.au
www.eng.uts.edu.au/internships

Walgett Shire
Council

RECD

08 SEP 2006

FILE: 022/25/03/04



PO Box 123
Broadway NSW 2007
Australia
T: +61 2 9514 2000
F: +61 2 9514 1551
www.uts.edu.au
UTS CRICOS PROVIDER CODE 00099F

6th September 2006

LETTER No: 10679

Mr Austin
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

REFER: AEN

Dear Mr Austin,

COPY: AEN BY EMAIL

Re: UTS Engineering – Requesting Internships for 1st half 2007

We are writing to invite you to participate in the UTS Engineering Internship program for the first half of 2007. We are currently accepting internship vacancies for the period January 2007 – June 2007.

Students can make a significant contribution and give a fresh outlook to your organisation. Your organisation can employ students at a junior (1st internship) and/or a senior (2nd internship) level.

We have over 400 students in many disciplines actively seeking an internship each semester. All students will be available to start work from January 2007, normally for a period of 6 months. Many students are in high demand, so to secure the right candidates we recommend placing your positions early and following up with interested students promptly.

To offer your internship please log on to the Industry Partnering Website at www.eng.uts.edu.au/i2ms/EmployerInterface/. It should take no longer than 15 minutes to complete the Internship Description form online. Alternatively you can complete the form attached and fax it back to us on 9514 2611.

Please do not hesitate to contact either myself on 9514 2381 or Jesu Schlögl on 9514 2026 if you have any questions or queries.

Yours sincerely,

Sharmaine Gewohn
Project Leader, Industry Partnering

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 30

Subject: Water Service Metering and Consumption Based Water Charges

Author: Ian Taylor – Projects Engineer

File No: 032/07/02/08, 032/03/01/00

Summary:

This report provides Council with information in relation to the proposed program for the implementation of Water Service Metering and transition to Usage Based Water Charges.

Comments (including issues and background):

The NSW Government encourages best-practice by all NSW Local Water Utilities (LWUs). The purpose of best-practice management is:

- to encourage the effective and efficient delivery of water supply and sewerage services; and
- to promote sustainable water conservation practices and water demand management throughout NSW.

The NSW Government is required to demonstrate compliance with the National Water Initiative (NWI) and National Competition Policy (NCP). The approach adopted since 1995 is to progressively encourage best-practice management by LWUs to ensure effective, efficient and sustainable water supply and sewerage businesses.

Demonstrated best-practice management is therefore a pre-requisite for payment of a dividend from the surplus of a local government LWU's water supply and sewerage businesses and for financial assistance under the Country Towns Water Supply and Sewerage Program.

Three criteria of best-practice management and the NWI are of specific relevance to Water Service Metering and transition to Consumption Based Water Charges for Walgett Shire. They are:

- Pricing and Developer Charges;
- Demand Management; and
- Performance Reporting.

In respect of ***Pricing and Developer Charges***, best practice water supply pricing requires that LWUs recover those costs that vary with demand in the long-term through a usage charge. Where an access charge is required, the access charge for larger non-residential customers should reflect their capacity requirements (service connection size). A usage charge cannot be levied without metering each customer.

SHIRE OF WALGETT –AGENDA

In respect of ***Demand Management***, cost-effective demand management delivers significant environmental and social benefits and reduces capital and operating costs. Demand Management can only be implemented in a very limited way without metering each customer as Council cannot account for the authorised water, unauthorised water, and water leakage. A usage charge is also a useful incentive for stimulating each customer to consider the efficiency of their water use.

In respect of ***Performance Reporting***, Council is required to report various performance indicators to the NSW Government on an annual basis. This is required under National Competition Policy and the National Water Initiative, is important for public accountability to the community and has been strongly endorsed by the Independent Pricing and Regulatory Tribunal. These have a triple bottom line accounting (social, environmental and economic) focus and include:

- ❖ Population Served
- ❖ Infrastructure Employed
- ❖ Water Resources Consumed including sources and reuse
- ❖ Water Balance, including –
 - Residential consumption
 - Commercial consumption
 - Industrial consumption
 - Rural consumption
 - Institutional consumption
 - Bulk Sales
 - Public Parks
 - Unauthorised consumption
 - Metering Inaccuracies
 - Leakage
- ❖ Demand Management Initiatives
- ❖ Service Complaints and Interruptions
- ❖ Public Health Management Initiatives
- ❖ Workforce Employed
- ❖ Water Charges, and Operating Expenses
- ❖ Environmental Management
- ❖ Energy Consumption.

Council is unable to meet the Government requirements without metering the water delivered to each customer.

Of the 100 LWUs reported in the 2003/04 NSW Water Supply and Sewerage Performance Monitoring Report, Walgett is one of only two LWUs reported as not metering any of their water supplies and not levying a usage based charge for water.

SHIRE OF WALGETT –AGENDA

The proposed water supply tariff will comprise:

- An Access Charge relative to the customer's capacity requirements (service connection size); and
- Usage Charge per kilolitre of water.

It may be a "two-part" tariff (as above) or an "inclining block tariff" which has additional usage charges for consumption exceeding specified thresholds. The proposed tariffs require detailed consideration and analysis before any recommendations can be made with respect to their adoption and they are therefore outside the scope of this report.

Council's 2006/07 Management Plan identified as a Mission Aim: "Implement a user pay system that also encourages efficient water use". Activities for 2006/07 included:

- Develop a new pricing policy and implement a public relations programme to complement it;
- Repair and install Water meters in designated urban areas with the objective of introducing consumption based pricing in 2007/2008; and
- Maintain customer access to water conservation information through www.savewater.com.au

To carry out the above objectives, the following program of activities is proposed.

| | Activity | Status | Target |
|-----|--|--------------------------------------|----------------|
| 1. | Install trial water meters – Walgett | In progress | October 2006 |
| 2. | Locate and match existing water meters to Assessments | In progress | December 2006 |
| 3. | Prove billing system and develop electronic meter reading procedures | In progress | February 2007 |
| 4. | Replace defective or missing water meters – Lightning Ridge and Collarenebri | Commence February 2007 | April 2007 |
| 5. | Implement metered hydrant standpipes for other authorised water discharges | Not started | May 2007 |
| 6. | Replace defective or missing non-residential water meters on all other service connections | Not started | June 2007 |
| 7. | Install screens or equivalent on Walgett raw water intake # | Investigation and planning commenced | June 2007 |
| 8. | Install bulk water metering at Carinda and Cumborah | Not started | September 2007 |
| 9. | Undertake trial meter readings (data collection for modelling tariff options) | In progress | December 2007 |
| 10. | Tariff options analysis | Commence September 2007 | February 2008 |
| 11. | Public Information Session(s) | | March 2008 |
| 12. | Install residential water meters – Walgett, Carinda, Rowena * | Not started | June 2008 |
| 13. | Commence Usage Based Charges | | July 2008 |

Emergency Drought Management Works may affect the scope and timing of this activity.

* Installation of new residential water meters is subject to a subsidy application to NSW Department of Energy, Utilities and Sustainability (DEUS) under the Country Towns Water Supply and Sewerage Program; however DEUS does not currently have any unallocated funds in this program.

SHIRE OF WALGETT –AGENDA

The above program has been delayed by 12 months since the uncertainty over the availability of subsidy for the installation of residential water meters in Walgett may be resolved within the next six months. This could save Council in excess of \$100,000. The delay also permits more comprehensive data to be obtained prior to modelling tariff options. Notwithstanding the above program, Council may be unable to locate some un-metered connections prior to June 2008 especially connections that service Crown lands administered by others, temporary connections that were not disconnected at the end of the approval period, or unapproved/unbilled connections.

Relevant Reference Documents:

- Walgett Shire Council 2006/07 Management Plan.
- Best-Practice Management of Water Supply and Sewerage, DEUS.
- Local Government Act 1993 (NSW) Sections 56-66, 409
- NSW Water and Sewerage Performance and Benchmarking Reports, DEUS

Stakeholders:

- Walgett Shire Council
- Land Owners and Leaseholders with access to Council's reticulated water supply
- Customers utilising Council's Public Standpipes and Registered Water Carters
- Authorised Water Distributors within Walgett Shire

Financial Implications:

An amount of \$250,000 has been provided in Council's 2006/07 Management Plan for the implementation of water meters, and \$40,000 for raw water screening in Walgett Water Supply Reticulation and \$30,000 for the replacement of the metered standpipes in the Lightning Ridge Water Supply.

Recommendation:

That Council receive and note the program for the implementation of Water Service Metering and transition to Usage Based Water Charges in Walgett Shire.

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 31

Subject: Expressions of Interest –
Water and Sewerage Telemetry

Author: Ian Taylor – Projects Engineer

File No: 004/17/02/06

Summary:

Council invited expressions of interest (EOI) for the provision of telemetry services for Walgett Shire. This report recommends that Council invite tenders from a shortlist of firms that submitted an EOI.

Comments (including issues and background):

Council invited EOI for the provision of telemetry services for Walgett Shire, closing 4.00pm 31 August 2006. EOI were received from the following firms:

- 1) OEM Technology Solutions Pty Ltd;
- 2) Serck Controls;
- 3) Rad-Tel Systems;
- 4) Hydro Tasmania Consulting;
- 5) Westech Industrial Controls; and
- 6) iGroup Pty Ltd.

Council Officers have assessed these EOI in accordance with the brief which included the following criteria:

- Conformance with the Brief
- Expertise Offered
- Experience Offered
- Resources Offered
- Project Appreciation

All six firms offered products which, when implemented and maintained by experienced staff and with supporting equipment, are likely to fulfil the functional requirements of the brief. However some of the firms demonstrated limited experience, expertise and project appreciation with respect to use of their product in the Australian water and sewerage industry. Following the assessment, two firms were found to rank more highly than the remaining four.

The assessment process is also considered to have ranked the firms in the approximate order of product suitability for Council's requirements.

SHIRE OF WALGETT –AGENDA

Council should take into consideration that the next step in the procurement will be a highly detailed quotation process involving the inspection of all of Council's water and sewerage above ground assets including at Carinda, Rowena, Collarenebri, Lightning Ridge, Cumborah, and Walgett. Consequently there will be substantial costs incurred by each firm submitting an offer.

Therefore it is recommended that Council invite Tenders from the two highest ranked firms, being Rad-Tel Systems, and Westech Industrial Controls, in accordance with a detailed Request For Tender document and the Local Government (General) Regulation 2005 (NSW).

Relevant Reference Documents:

- EOI Brief: Water & Sewerage Telemetry, June 2006.
- Offers Submitted – see File 004/17/02/06
- Assessment of Offers – see File 004/17/02/06

Stakeholders:

Walgett Shire Council

Financial Implications:

A total of \$165,000 has been provided in Council's 2006/07 Management Plan for the implementation of telemetry across Council's Water and Sewerage Businesses.

Recommendation:

That Council invite tenders for the provision of telemetry services for Walgett Shire Council from Rad-Tel Systems, and Westech Industrial Controls, in accordance with a detailed Request For Tender document and the Local Government (General) Regulation 2005 (NSW).

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| MANAGER ENGINEERING REPORT TO COUNCIL MEETING 21 SEPTEMBER 2006 |
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Item No: 32

Subject: National Convention – Australian Airports Association

Author: Alan Nelson – Manager Engineering

File No: 295/01/09/00

Summary:

This report recommends that Council be represented by the Manager Engineering, at the Australian Airports Association's 25th National Convention. The Convention is to be held from October 15 to October 19 in Cairns, Northern Queensland.

Comments (including issues and background):

The Australian Airports Association, of which Council is a member, holds an annual convention, which provides an opportunity for members to be updated on the latest developments relating to airport, aviation and airline issues. Enhanced security for airports will be a major focus at the 2006 Convention.

Significant concerns are held, in terms of the adequacy of Council's management regime for the two RPT airports (Walgett and Lightning Ridge) under its control. This Convention is seen as an opportunity to raise these concerns with others in the industry, in an effort to find a workable and affordable means of achieving the degree of management control that it is necessary. Walgett Shire is perhaps unique in that it is a relatively small organisation with two RPT airports under its control at different locations. In addition, with the introduction of the security upgrades at regional airports, attendance at this Convention is seen as very important in an effort to remain well briefed on this important topic.

The Convention is very well attended with over 500 participants expected to attend. Registrations have already been received from many rural Councils, including Moree Plains and Narrabri.

The cost of registration is relatively expensive at \$1,520 for AAA members, although it is worth noting that the registration cost for non members is \$2,665. Council's annual membership fee of \$1,100 is fully recouped as a discount to attend the Convention. If Council is not represented at the Convention, the wisdom of membership is questionable. At the time of writing this report the cost of travel from Dubbo to Cairns (return) is about \$600 and accommodation would add a further \$500.

Relevant Reference Documents:

- Conference Notification

SHIRE OF WALGETT –AGENDA

Stakeholders:

- Walgett Shire Council

Financial Implications:

The total cost of attendance, approximately \$2,700, can be funded from Council's training budget.

Recommendation:

That approval be given for Council's Manager Engineering, Alan Nelson, to attend the 25th Annual Convention of the Australian Airports Association, to be held in Cairns, Northern Queensland from Sunday October 15 to Thursday October 19 next.

Attachments:

REMINDER!

Can you afford to miss out?

**25TH NATIONAL CONVENTION, INDUSTRY EXHIBITION,
TECHNICAL WORKSHOP, ANNUAL AWARDS DINNER & AAA AGM**

AUSTRALIAN AIRPORTS ASSOCIATION
THE ONE VOICE FOR ALL AUSTRALIAN AIRPORTS

AIRPORTS & AVIATION OUTLOOK 2006

Cairns, Queensland

**Don't
Miss
Out!**

Sunday 15 to Thursday 19 October 2006 - Cairns Convention Centre

Dear colleague

Following another year of radical changes affecting the structure of Australian and world aviation, this year's AAA National Convention is the **ONLY** real opportunity for you and your colleagues to be updated on the latest developments in Australian airport, aviation and airline issues, including enhanced security for airports.

Heralded as the 'Australian aviation industry's major Convention', this year's event will provide the most comprehensive and practical view of our airports and airline business for today and into our region's future.

AAA CONVENTION KEYNOTE ADDRESSES

- Mr Alan Joyce, Chief Executive Officer, Jetstar
- Mr Andrew Tongue, Head, Office of Transport Security, Dept. of Transport and Regional Services
- Mr Bruce Byron AM, CEO, Civil Aviation Safety Authority
- Mr Stephan Poser, Sector Manager Transportation, Siemens Business Services - Germany
- Mr Greg Russell, CEO, Airservices Australia
- Mr Justin Davey, Associate Director, Standard & Poors
- Dr Douglas Baker, Director, School of Urban Development, Queensland University of Technology

AAA CONVENTION SPECIAL SESSIONS

- REGIONAL AVIATION - Past, Present and Future
- SECURITY - Latest Issues and Developments
- TECHNOLOGY IMPROVEMENTS IN PASSENGER PROCESSING
- LOW COST CARRIERS
- LATEST REGULATORY ISSUES - CASA, Airservices Australia and DoTARS
- ASSET MANAGEMENT AND THE CREDIT CYCLE

TECHNICAL WORKSHOP -- 30 EXPERT PRESENTERS

- AIRPORT SECURITY - COPING WITH THE NEW REGULATIONS - **3 SPECIAL INTERACTIVE SESSIONS!**
- CCTV AT REGIONAL AIRPORTS
- PAVEMENTS & OVERLAYS - FINAL REPORT
- AIRFIELD OPERATIONS & MAINTENANCE ISSUES
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As at 5 September 2006

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