



AGENDA FOR ORDINARY COUNCIL MEETING

22 September, 2011

NOTICE IS HEREBY GIVEN pursuant to clause 7 of Council's Code of Meeting Practice that the Ordinary Council Meeting of Walgett Shire Council will be held in the **Carinda Town Hall** on **22 September 2011**, commencing at 10.00am to discuss the items listed in the Agenda.

A bus will be leaving the back of the Council Chambers at 8.00am sharp, please contact Executive Assistant Jodie Campbell if you require a lift on the bus.

Don Ramsland
GENERAL MANAGER

WALGETT SHIRE COUNCIL AGENDA

CONFLICT OF INTERESTS

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

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

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

Remoteness

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

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

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

Relatives, Partners

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

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

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

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

No Interest in the Matter

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

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

Disclosure and participation in meetings

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

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

Participation in Meetings despite Pecuniary Interest (S452 Act)

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

Non-Pecuniary Interest – Must be disclosed in meetings.

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

- It may be appropriate that no action be taken where the potential for conflict is minimal. However,

Councillors should consider providing an explanation of why they consider a conflict does not exist.

- Limit involvement if practical (eg. Participate in discussion but not in decision making or vice versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in S451 of the Local Government Act apply (particularly if you have a significant non-pecuniary interest)

Disclosure to be Recorded (S453 Act)

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

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## AGENDA

**1. Opening of Meeting**

**2. Acknowledgement of Traditional Owners**

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

**3. Apologies**

**4. Welcome to Visitors**

**5. Mayoral Minutes ..... Nil**

(A Report by outgoing Mayor Ian Woodcock will be tabled at the meeting)

**6. Election of Mayor/Deputy Mayor**

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

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**16. Reports of Officers**

**GENERAL MANAGER**

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### **20. Close of Meeting**



## **Apologies**

Nil

## **Welcome to Visitors**

N/A

## **Mayoral Minutes**

(A report by outgoing Mayor Ian Woodcock will be tabled at the meeting)

## **Mayoral Elections**

### **1. *DETERMINATION OF METHOD OF VOTING FOR ELECTION OF MAYOR AND DEPUTY MAYOR BY COUNCILLORS***

**REPORTING SECTION:** Executive - Governance  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 09/1456

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#### **Summary:**

This report is prepared to allow Council to determine the Method of Voting for the Election of the Mayor and the Deputy Mayor by Councillors.

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

Schedule 7 of the Local Government (General) Regulation 2005 sets out the process to be followed for the election of a Mayor and Deputy Mayor by Councillors, including the methods of voting that may be determined by a resolution of Council. The methods of voting for the election of the Mayor and the Deputy Mayor, that Council may adopt are summarised below:-

- Open Voting – this is by show of hands or similar means
- Preferential Ballot – as per its normal interpretation the ballot papers are to contain names of all candidates and Councillors mark their votes 1, 2, 3 and so on against the various names, so as to indicate their order of preference for all of the candidates.
- Ordinary ballot – this is the usual method adopted in New South Wales. Ballots are secret with only one (1) candidate's name written on a ballot paper.

Where there are two (2) candidates, the person with the most votes is elected. If the ballots for the two (2) candidates are tied, the one to be elected is to be chosen by lots, with the first name out being declared elected.

Where there are three (3) or more candidates, the person with the lowest number of votes is eliminated and the process started again until there are only two (2) candidates. The determination of the election would then proceed as if the two (2) were the only candidates.

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In the case of three (3) or more candidates where a tie occurs the one (1) to be excluded will be chosen by lot.

- Choosing by Lot – to choose a candidate by lot, the names of the candidates who have equal numbers of votes are written on similar slips of paper by the Returning Officer, the slips are folded by the Returning Officer so as to prevent the names being seen, the slips are mixed and one is drawn at random by the Returning Officer and the candidate whose name is on the drawn slip is chosen, on the basis detailed above.

\* NOTE: Ballot has its normal meaning of secret ballot.

### Relevant Reference Documents:

Schedule 7 “Election of Mayor by Councillors” of the Local Government (General) Regulations 2005.

### Stakeholders:

Councillors

### Financial Implications:

Nil

| Election of Mayor and Deputy Mayor                                                                                                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>1. That Council adopt the ordinary ballot method for the election of the Mayor and Deputy Mayor.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |



### Attachments:

Nil

## **2. ELECTION OF MAYOR FOR ENSURING TWELVE (12) MONTHS**

**REPORTING SECTION:** Executive - Governance  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 09/1456

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### **Summary:**

Section 225 of the Local Government Act 1993 states that each Local government area must have a Mayor elected in accordance with the provisions of the Act.

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

The role of Mayor is defined as follows:

- To exercise, in case of necessity, the policy-making functions of the governing body of Council between meetings of the Council;
- To exercise such other functions of the Council as the Council determines;
- To preside at meetings of Council;
- To carry of the civic and ceremonial functions of the Mayoral office.

The Mayor for Walgett Shire Council is elected by the Councillors from among their own number.

The procedures for election of mayor by Councillors under Schedule 7 of the Local Government (General) Regulation 2005 are summarised below:

- The General Manager (or a person appointed by the General Manager) is the Returning Officer.
- A Councillor may be nominated without notice for election as Mayor or Deputy Mayor.
- The nomination is to be made in writing by two (2) or more Councillors (one of whom may be the nominee). The nomination is not valid unless the nominee has indicated consent to the nomination in writing.
- The nomination is to be delivered or sent to the Returning Officer.
- The Returning Officer is to announce the names of the nominees at the Council meeting at which the election is to be held.
- Nomination papers have been enclosed with the business paper and may be delivered or sent to the Returning Officer either prior to or at the commencement of the Ordinary meeting.
- If only one (1) Councillor is nominated, that Councillor is elected.
- If more than one (1) Councillor is nominated then the election will proceed in accordance with the method of voting determined by Council, at this meeting.
- The election is to be held at the Council meeting at which the Council resolves on the method of voting.

Nomination forms are circulated under separate cover with this report.

### **Relevant Reference Documents:**

Local Government Act 1993

## WALGETT SHIRE COUNCIL AGENDA

**Stakeholders:**

Councillors

**Financial Implications:**

Nil

| Election of Mayor for Ensuring Twelve (12) Months                                                                                                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Recommendation:</b><br><br>1. That the report be received and noted and the election for the position of Mayor be held now.<br><br><b>Moved:</b><br><b>Seconded:</b> |

**Attachments:**

Nil

### **3. *ELECTION OF DEPUTY MAYOR FOR ENSURING TWELVE (12) MONTHS***

**REPORTING SECTION:** Executive - Governance  
**AUTHOR:** Don Ramsland – General Manager  
**FILE NUMBER:** 09/1456

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#### **Summary:**

Section 231 of the Local Government Act 1993 sets out the provisions of the Act for election of the Deputy Mayor

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

Section 231 of the Local Government Act 1993 states that:-

- The Councillors may elect a person from among their number, to be the Deputy Mayor.
- The person may be elected for the mayoral term or a shorter term
- The Deputy Mayor may exercise any function of the Mayor at the request of the Mayor or if the Mayor is prevented by illness, absence or otherwise from exercising the function or if there is a casual vacancy in the office of the Mayor.
- The Councillors may elect a person from among their number to act as Deputy Mayor if the Deputy Mayor is prevented by illness, absence or otherwise from exercising a function under this section, or if no Deputy Mayor has been elected..

Procedures for Nominations and the Election of Deputy Mayor are the same as set out for the election of Mayor.

Nomination forms are circulated under separate cover with this report.

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

Local Government Act 1993

#### **Stakeholders:**

Councillors

#### **Financial Implications:**

Nil

**Election of Deputy Mayor for Ensuring Twelve (12) Months**

**Recommendation:**

1. That the report be received and noted and the election for the position of Deputy Mayor be held now.

**Moved:**

**Seconded:**

**Declaration of Pecuniary/Non Pecuniary Interests**

N/A

**Confirmation of Minutes/Matters Arising**



**MINUTES FOR  
ORDINARY COUNCIL MEETING**

**23 August, 2011**

**NOTICE IS HEREBY GIVEN** pursuant to Clause 7 of Council's Code of Meeting Practice that the Ordinary Council Meeting of Walgett Shire Council will be held in the **Rowena Town Hall** on **23 August, 2011** commencing at 10.00am to discuss the items listed in the Agenda.

Don Ramsland  
**GENERAL MANAGER**

## WALGETT SHIRE COUNCIL AGENDA

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#### CONFLICT OF INTERESTS

**What is a "Conflict of Interests"** – A conflict of interests can be two types:

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

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

**Remoteness**

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

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

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

**Relatives, Partners**

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

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

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

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

**No Interest in the Matter**

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

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

**Disclosure and participation in meetings**

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

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

**Participation in Meetings despite Pecuniary Interest (S452 Act)**

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

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

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

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

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

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

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WALGETT SHIRE COUNCIL AGENDA

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| MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD AT WALGETT COUNCIL CHAMBERS ON TUESDAY 23 AUGUST 2011 COMMENCING AT 10:00 AM |
|--|

PRESENT

| | |
|-----------------|---|
| Clr I Woodcock | (Mayor) |
| Clr B Murray | (Deputy Mayor) |
| Clr L Walford | |
| Clr J Keir | |
| Clr R Greenaway | |
| Clr G Colless | |
| Clr M Martinez | |
| Clr D Lane | |
| Clr K Smith | |
| Don Ramsland | (General Manager) |
| Mr F Coralde | (Director, Urban Infrastructure Services) |
| Mr R Ranjit | (Director Engineering Services) |
| Mr G Warren | (Acting Director Corporate Services) |
| Mr M Goodwin | (Director Planning & Regulatory Services) |
| Mrs J Campbell | (Minute Secretary) |

Apologies

Nil

Welcome to Visitors

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

Public Forum Presentations

The public forum presentations were deferred until the end of the Officers reports.

Declaration of Pecuniary/Non Pecuniary Interests

Clr Lane declared a Pecuniary Interest in item 6 – reappointment of SES Unit Controllers as he is the Lightning Ridge SES Unit Controller

Clr Lane declared a Pecuniary Interest in item 1 of the closed reports – Development of a new landfill for Lightning Ridge as he is a relative of the current contractor.

WALGETT SHIRE COUNCIL AGENDA

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Confirmation of Minutes/Matters Arising

8/2011/1 Minutes of Council meeting – 26 July 2011

Resolution:

That the minutes of the Council meeting held 26 July 2011 be confirmed.

Moved: Clr Greenaway

Seconded: Clr Smith

CARRIED

Clr Murray inquired as to when was the meeting held for the Pilliga to Mungindi Road group.

The Director Engineering Services advised that the meeting was held on Friday 19th August, he further advised that the next meeting will be scheduled for October some time.

Reserve Trust Management Committee Reports

Nil

Mayoral Minutes

Nil

Motions of which Notice has been given

Nil

Presentation of Petitions

N/A

Councillors Questions From Last Meeting

Clr Greenaway

Question 1:

In relation to Council's Grid Policy, there are approximately 30 grids within the Shire that are not being used, can these be removed?

Response:

The Director Engineering Services advised that an email was sent to Clr Greenaway requesting detailed information such as locations etc. Once the information is received, a site meeting with property owner will be conducted for further activities.

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

Clr Martinez

Question 1:

In relation the Lions Park in Lightning Ridge, it was agreed to move the play equipment from Lions Park to Len Cram Park, the equipment has been removed from Lions Park but has not made its way to Len Cram Park as yet.

Response:

The Director Urban Infrastructure Services advised that he discussed this issue with the Lightning Ridge Rotary Club to undertake this community project. Council staff to assist in providing some base material. The play equipment is still at the Lions Park. Project to start by early September.

Question 2:

Council was going to have a look at the Dump point at the entrance of the Lightning Ridge Visitor Information Centre.

Response:

The General Manager advised that we can approach the Caravan Park and Camping Association to see if they have access to any grants that Council can apply for to upgrade the facilities or create more dump points.

Clr Greenaway

Question 1:

Can we have the staff names on the Organisational Chart that we receive?

Response:

The General Manager had advised that future organisational charts would include staff names. Council is reminded that the management of staff is an operational issue.

Clr Martinez

Question 2:

Has a position in Lightning Ridge for Parks and Gardens been removed? Some applicants that applied have been advised that the position is being made into part time/casual position.

Response:

The General Manager advised that a suggestion had been made by the Lightning Ridge supervisor that there was insufficient work now for the position to be full time during the winter months. Alternatives including a part time position are currently being investigated.

Clr Greenaway

Clr Greenaway asked in relation to the Council's Grid Policy, do we know what our present Grid policy is? Is it to get rid of all single grids by 2013

The Director Engineering Services advised that the current policy needs reviewing.

WALGETT SHIRE COUNCIL AGENDA

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Reports of Delegates and Representatives

8/2011/2 Netwaste Steering Committee Meeting

Resolution:

1. Council note the Netwaste Steering Committee Minutes of the Meeting held at Dubbo City Council on 25 July 2011.
2. Council approve to develop its Community Sharps Disposal Plan using Netwaste template.
3. Council note the next Netwaste Steering Committee Meeting is to be held at Gilgandra on 09 September 2011.

Moved: Clr Smith

Seconded: Clr Keir

CARRIED

Reservation of items for Debate

Nil

Reports of Officers

8/2011/3 Council decisions Action Report – 26.07.11

Resolution:

That the action register be received and noted.

Moved: Clr Murray

Seconded: Clr Lane

CARRIED

8/2011/4 Circulars received from the NSW Local Government and Shires Association of NSW – August 2011

Resolution:

That:

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

Moved: Clr Lane

Seconded: Clr Keir

CARRIED

WALGETT SHIRE COUNCIL AGENDA

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8/2011/5 Circular received from the Division of Local Government – August 2011

Resolution:

1. That the information contained in the Departmental circulars 11-16 to 11-18 from the Local Government Division Department of Premier and Cabinet be received and noted.

Moved: Clr Lane

Seconded: Clr Greenaway

CARRIED

8/2011/6 Monthly Calendar – August 2011

Resolution:

1. That Council receive and note the regular monthly calendar for the period August to October 2011.

Moved: Clr Keir

Seconded: Clr Smith

CARRIED

10:13am Clr Lane declared a Pecuniary Interest in the following item as he is the Lightning Ridge Unit Controller and left the meeting.

8/2011/7 Reappointment of SES Controllers

Resolution:

That Council

1. Recommend the appointment of the following candidates to the position of Emergency Unit Controller for a period of two years, effective from 1 August 2011:

Mr David Lane – Reappointment - Unit Controller Lightning Ridge State Emergency Service
Mr Dominic Warnock – Reappointment – Unit Controller Carinda State Emergency Service
Ms Alice Thorn – Reappointment – Unit Controller Collarenebri State Emergency Service
Mr Neil Adnum – Reappointment – Unit Controller Glengarry State Emergency Service
Mrs Julie Marshall – Reappointment – Unit Controller Walgett State Emergency Service
2. Formally thanks the five unit controllers for their continued service
3. Investigate holding an annual function for the members of all five local SES units in conjunction with the annual volunteers day to express the communities appreciation for the ongoing voluntary efforts.

Moved: Clr Greenaway

Seconded: Clr Walford

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

10:14am Clr Lane returned to the meeting

8/2011/8 Destination 2036 Workshop – 17/18 August 2011 - Dubbo

Resolution:

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

Moved: Clr Murray

Seconded: Clr Lane

CARRIED

8/2011/9 Draft Supplementary Report on Destination 2036 Workshop – 17/18 August 2011 - Dubbo

Resolution:

1. That the General Manager's Report be received and noted and Council consider whether or not it should be initiating discussions with senior representatives from neighbouring councils and, if so, which councils and on what basis.

Moved: Clr Keir

Seconded: Clr Murray

CARRIED

8/2011/10 Re-establishment of Precinct Committee – Walgett and greater Support for Existing Committees

Resolution:

1. That the General Manager to approach all precinct committees and offer a higher level of administrative support and to also initiate action to re-establish a precinct committee in Walgett

Moved: Clr Smith

Seconded: Clr Keir

CARRIED

WALGETT SHIRE COUNCIL AGENDA

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8/2011/11 Walgett Main Street Beautification Project Progress

Resolution:

That Council

1. Not proceed with any proposal that impacts adversely on traffic flows or involves the establishment of a pedestrian plaza in Wee Waa Street
2. Hold further public consultations to determine the nature and extent of the Walgett Main Street Beautification Project with a view to undertaking agreed works at the earliest possible opportunity.

Moved: Clr Colless

Seconded: Clr Murray

CARRIED

8/2011/12 Integrated Planning Reporting Legislation – Preparation of Community Strategic Plan

Resolution:

1. That the General Manager's Report be received and noted and the action taken in arranging the next round of community forums be endorsed.

Moved: Clr Walford

Seconded: Clr Keir

CARRIED

8/2011/13 Establishment of Plant Committee

Resolution:

1. That Council establish a Plant Committee under Section 355 of the Local Government Act , 1993 with a membership of three elected representatives with the first Committee being appointed in September, 2011 and thereafter annually in September each year.
2. That the Committee make a recommendation with regards a constitution outlining its roles and functions at its first meeting.

Moved: Clr Lane

Seconded: Clr Greenaway

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/14 Establishment of Internal Auditing Function

Resolution:

1. That the General Manager's Report be received and noted.
2. That Council agree "in principle" to participate in the joint arrangement with Coonamble, Narromine, Warren, Gilgandra and Warrumbungle Shire Councils to establish an internal audit function to serve the six councils.
3. That Council provide for an additional vote of \$30,000 in the 2011/12 budget.
4. That the General Manager and, where appropriate, the Mayor, be authorised to continue negotiations with neighbouring Councils committing to 'in principle' support for the project.
5. That progress reports be presented to future meetings.

Moved: Clr Lane

Seconded: Clr Smith

CARRIED

8/2011/15 Review of Development Determination 2011/008 – Paul Carter

Resolution:

That Walgett Shire Council resolve to:

1. Confirm Development Determination 2011/008 in the name of Paul Carter for a warehouse, loading bay and fencing, made on 9 May 2011.

Moved: Clr Lane

Seconded: Clr Walford

CARRIED

Planning Division:

For: Clr Greenaway, Clr Woodcock, Clr Smith, Clr Colless, Clr Keir, Clr Murray, Clr Walford, Clr Martinez, Clr Lane

Against: Nil

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/16 Load Shifting Machines

Resolution:

1. Council begin considering and formulating a plan for the training of plant operators and maintenance of current plant operators tickets prior to the implementation of the new laws that come into effect 1 September 2011.

Moved: Clr Lane
Seconded: Clr Colless

CARRIED

8/2011/17 Matters Generally for Brief mention or Information only from General Manager – August 2011

Resolution:

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

Moved: Clr Greenaway
Seconded: Clr Colless

CARRIED

8/2011/18 Review of Tourism Plan 2009-2011 and Branding Strategy

Resolution:

1. That the action being taken to review Council's Tourism Plan 2009-2011 and Branding/Marketing Strategy be endorsed.

Moved: Clr Martinez
Seconded: Clr Lane

CARRIED

8/2011/19 Development of Visitor Information/Aboriginal Cultural Centre Concept

Resolution:

1. That Council receive and noted the General Manager's Report and endorse the action being taken to develop a combined Walgett Visitor Information and Aboriginal Cultural Centre concept.
2. That Council be kept advised of progress being made.

Moved: Clr Lane
Seconded: Clr Walford

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/20 Expression of Interest for the Development of a PCYC Facility at Walgett

Resolution:

1. That the General Manager's Report be received and noted and the action being taken to develop an Expression of Interest for a PCYC facility in Walgett in conjunction with other agencies and stakeholders be endorsed.

Moved: Clr Walford

Seconded: Clr Lane

CARRIED

8/2011/21 Cash on Hand and Investment Report as at 31 July 2011

Resolution:

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

Moved: Clr Greenaway

Seconded: Clr Smith

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/22 Community Assistance Scheme Donations – Round 1 2011/2012

Resolution:

- That Council applies funds for financial assistance under section 356 of the Local Government Act 1993 for the first round of 2011/2012 as listed:

| Organisation | Project | Cost of Project/Activity | Amount Requested | Recommended Amount | Beneficiaries |
|--|---|--------------------------|--------------------|--------------------|--|
| Collarenebri Jockey Club | Ambulance costs for Annual race meeting 17 September 2011 | \$43,000.00 | \$500.00 | \$500.00 | Collarenebri Community members and Race Enthusiasts |
| Lightning Ridge IBC | Improvement, upkeep and maintenance of the Gem Garden's and handicapped play equipment | \$24,443.96 | \$1,534.87 | \$1,000.00 | Lightning Ridge Community members and visitors |
| Goodooga-Lightning Ridge CWA | Annual Wool Day Fundraising Lunch | \$3,000.00 | \$1,000.00 | \$1,000.00 | Children with special needs and women and children in crises and youth |
| Anglicare - Northern Inland, Moree | Counselling Service to Lightning Ridge 2 days per month | \$11,270.00 | \$4,750.00 | \$500.00 | Lightning Ridge Community members |
| Cubbaroo Campdraft Club Inc | Replace High Gravity Fed Tank on Sports ground which supplies water to stock. Currently has 3 leaks causing safety hazard and uncertainty of water supply | \$1,800.00 | \$1,804.00 | \$900.00 | Burren Junction Community by continuing to attract visitors to spend locally |
| Burren Junction Pre-School | Purchase pop up marquee, folding tables, BBQ tools, extension cords and power boards for community events | \$1,370.00 | \$500.00 | \$500.00 | Burren Junction Community and Walgett Shire by running catering facilities |
| Collarenebri Rodeo Inc | Sponsor Junior Ride or Advertising sign for Rodeo | \$1,000.00 | \$500.00 | \$250.00 | Collarenebri Community by attracting visitors to spend locally |
| Barwon Aboriginal Corporation | Walgett Rugby League Knockouts 17/9/2011 | \$23,000.00 | \$2,000.00 | \$500.00 | Walgett Community members of all ages |
| Isolated Children's Parent's Association Walgett Branch | Contribution to guest speaker Murray Hartin at a dinner, to raise money to send delegates to a conference to relate Walgett issue | \$1,500.00 | \$500.00 | \$250.00 | Walgett Shire Youths and Parents |
| Yuuwirri painters - Auspiced by Lightning Ridge Neighbourhood Centre | Produce an exhibition to celebrate work of local artists | \$1,000.00 | \$500.00 | \$250.00 | Local students in the older age group, 2 being disabled |
| Totals | | | \$13,588.87 | \$5,650.00 | |
| ANNUAL BUDGET | | | | \$15,600.00 | |
| Remaining if approved | | | | \$9,950.00 | |

Moved: Clr Smith
Seconded: Clr Lane

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/23 Development and Complying Development Certificate Applications

Resolution:

That Walgett Shire Council resolve to:

1. Note the report on Development and Complying Development Certificate applications dealt with by Council staff under delegated authority during July 2011.

Moved: Clr Lane

Seconded: Clr Walford

CARRIED

8/2011/24 Draft Walgett Local Environmental Plan 2011

Resolution:

That Walgett Shire Council resolve to:

1. Note and endorse the letter dated 21 July 2011 from the General Manager of Walgett Shire Council to the Regional Director of the Department of Planning which:
 - (a) Submitted the draft Walgett Local Environmental Plan 2011 (LEP),
 - (b) Requested a certificate under section 65 of the Environmental Planning and Assessment Act 1979 to permit the public exhibition of the LEP.
 - (c) Identified issues that needed to be resolved within the LEP.

Moved: Clr Lane

Seconded: Clr Murray

Planning Division:

For: Clr Greenaway, Clr Woodcock, Clr Smith, Clr Colless, Clr Keir, Clr Murray, Clr Walford, Clr Martinez, Clr Lane

Against: Nil

8/2011/25 Matters for Brief Mention or Information only from Director of Planning & Regulatory Services

Resolution:

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

Moved: Clr Lane

Seconded: Clr Walford

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/26 Carinda Water Pressure

Recommendation:

1. This report recommends that the Council notes and acknowledges the report submitted in regards to the low water pressure at Carinda.

Moved: Clr Lane

Seconded: Clr Keir

CARRIED

8/2011/27 Water Utilities Sharing Group Submission to Commonwealth Government Productivity Commission

Resolution:

1. Council note the joint response to the Productivity Commission sent on behalf of the Water Utilities Sharing Group.

Moved: Clr Lane

Seconded: Clr Murray

CARRIED

8/2011/28 Matters Generally for Brief Mention or Information only from Director Urban Infrastructure Services

Resolution:

1. That the matters listed by the Director Urban Infrastructure Services for brief mention or information only be received and noted.

Moved: Clr Lane

Seconded: Clr Martinez

CARRIED

8/2011/29 Monthly Report from Director Engineering Services – August 2011

Resolution:

1. That Council receive and note the regular monthly Road and Bridge report.

Moved: Clr Lane

Seconded: Clr Greenaway

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/30 Auslink Roads to Recovery 2011-2012 Projects

Resolution:

1. That Walgett Shire Council endorse the Programme of Works proposed for 2011/2012 and note that the works will only proceed subject to the availability of funding.

Moved: Cllr Lane

Seconded: Cllr Keir

CARRIED

Public Forum Presentations

11:23 am Council returned to Public Forum Presentations.

Bernadette Phelps – Rowena Precinct Committee

Ms Phelps spoke to Council on the following issues:

1. Thanks to Council for organising the replacement of the ceiling in the Hall.
2. The roads around the Shire need attention and some may even need re-sheeting. The Precinct Committee put in a submission in May and have not heard back from this submission. Many of the locals would assist Council with machinery and would work in partnership with Council in repairing local roads.
3. There are potholes in the township of Rowena that need urgent attention. Particularly near South street, the road is not bitumen or gravelled and when it rains it gets very boggy. The school teacher has to leave her car at the school and has to walk back to her house. The Board of Education are quite happy to gravel her driveway but the road itself will need to be sealed or gravelled for her to gain access to her property.

The General Manager responded to Ms Phelps and advised that Council would be happy to work in partnership with locals. He further advised that the Director Engineering Services and the General Manager went out with a local bus driver recently and inspected the bus routes in the Shire.

The General Manager also advised that there is some money in the budget for some of the repairs needed for the culverts/causeways as well as some money for flood repairs.

Marty Hallman – Rowena Precinct Committee

Mr Hallman spoke to Council on the following issues:

1. The bore drain underneath the road in Rowena Lane. It seems to be that the drain has collapsed and it is gradually getting worse.
2. The T-intersection – Burren Junction and Collarenebri roads near Ballata has deteriorated.
3. There is a Hydrant at the front of the Rowena School, but when Council sealed the bus stop area they have sealed over the hydrant and locals have no idea where it is now.
4. There is a natural levy around the town but it has deteriorated near the oval. It seems to be that the bore drain has flattened. Can Council look at fixing this issue because of the need for the wide banks to keep the water flowing around the town.
5. Is it possible to store water in some kind of hole or pond so that locals could use it for other purposes, and can Council access funding for water projects.

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

The Director Engineering Services advised that he has inspected most of these issues previously but will have another look today.

Anna Sevil – Rowena Oval Committee

Ms Sevil wanted to thank the Council for the grandstand that they provided the Rowena residents, she further advised that the grandstand has come in handy for many events they have held over the last few months.

Reports of Committees

Nil

Questions for the next Meeting

Clr Smith

Question 1:

Would like to find out what vacant blocks do the Shire own in Colly plus what are their DP numbers?

Question 2:

Collarenebri needs a bus stop sign on the Corner Wilson and Herbert Street Streets not an angle parking sign. Colly to Walgett Bus Run?

Question 3:

At the last few Council meetings, things have been taken on notice but we never seem to have a response? For example we asked about the maintenance of Skateparks and this still does not seem to happen even though we have been told it does. The local Police man would like to have a skate on it but can't because of the cracks in the cement.

Response:

The General Manager advised that with the new resolutions/actions format just adopted should address this issue.

Clr Keir

Question 1:

Sarah Bull from the Burren Junction preschool has approached me asking if Council can provide a bus stop area out the front of the preschool. The bus driver is not dropping or picking kids up from the preschool as it is not a designated bus stop area. Can Council look into this?

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/31 September Council Meeting date

Resolution:

That

1. The September Ordinary meeting of Council be moved from the 27 September to Thursday 22nd September 2011.
2. The Carinda residents be informed as soon as possible of the date change.

Moved: Clr Lane

Seconded: Clr Walford

CARRIED

Confidential Reports/Closed Council meeting

8/2011/32 Move into Closed Session at 11.51am

Resolution:

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

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

Moved: Clr Walford

Seconded: Clr Smith

CARRIED

11:52am Clr Lane declared a Pecuniary Interest in the following item as he is a relative of the current contractor and left the meeting

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/33 Development of a New Landfill for Lightning Ridge

Resolution:

1. Council note that No. 2 requirement of Resolution 223/6: Selection of Preferred Option for Waste Disposal for the town of Lightning Ridge has been achieved in this report.
2. Council approve, in principle, to construct a new landfill along the Castlereagh Highway and half-way between Walgett and Lightning Ridge.
3. Council authorize the General Manager to investigate possible site locations along the Castlereagh Highway half-way between Walgett and Lightning Ridge.
4. That a further report be provided at the October Council meeting outlining the following items:
 - * the impact of recycling on future operations
 - * setting up a transfer station at Lightning Ridge in the shorter term
 - * continue using the Walgett landfill for all waste once the Lightning Ridge landfill closes
 - * look at locating a centrally located non flood prone site, one-third of the way between Walgett and Lightning Ridge, and able to service Collarenebri as well to be developed within five years.
 - * plan to establish transfer stations at Collarenebri, Burren Junction, Carinda as well as Lightning Ridge and Walgett
 - * identify green waste sites
 - * identify emergency (flood) tip sites

Moved: Cllr Walford

Seconded: Cllr Greenaway

CARRIED

12:12pm Cllr Lane returned to the meeting

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/34 Walgett and Collarenebri Fluoridation Tenders

Resolution:

1. That Council accept the amended tender of Prominent Fluid Controls Pty, Ltd. in the amount of \$77,860.00 excluding GST for the installation and construction of one fluoride dosing system in Collarenebri only.
2. That Council advise the Office of Water and Centre of Oral Health that the amended Tender of Prominent Fluid Controls Pty, Ltd. in the amount of \$77,860.00 excluding GST for the installation and construction of one fluoride dosing system in Collarenebri only has been accepted.
3. That Council notes that installation and construction of Walgett's fluoride dosing system shall be put on hold pending completion of the new water treatment plant due to start in 2012 and the Office of Water and Centre of Oral Health be advised accordingly.
4. That Council commence training of Collarenebri urban water staff in fluoridation monitoring and management.
5. That Council advise the general public of the installation of the fluoride dosing system, its associated health benefits for the future of the children of Walgett and Collarenebri townships.

Moved: Clr Keir

Seconded: Clr Lane

CARRIED

8/2011/35 Tender T81011OROC – Supply, Delivery and Spray of Bitumen Spray Sealing

Resolution:

1. That Council empanel the following tenderers for the Regional Procurement tender T81011OROC -Tender Supply & Delivery of Bitumen Spray Sealing:
 - a. Fulton Hogan Pty Ltd
 - b. Kerway Asphaltting and Sealing Pty.Ltd
 - c. SRS Roads Pty Ltd
 - d. Bitupave T/a Boral
2. That provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to June 2015

Moved: Clr Lane

Seconded: Clr Murray

CARRIED

WALGETT SHIRE COUNCIL AGENDA

WALGETT SHIRE COUNCIL AGENDA

8/2011/36 Return to Open Session at 12:18pm

Resolution:

That Council return to Open Session.

Moved: Cllr Greenaway

Seconded: Cllr Walford

CARRIED

8/2011/37 Adoption of Closed Session Reports

Resolution:

That Council adopt the following resolutions of the Closed Committee:

1. Development of a New Landfill for Lightning Ridge
2. Walgett and Collarenebri Fluoridation Tenders
3. Tender T81011OROC – Supply, Delivery and Spray of Bitumen Spray Sealing

Moved: Cllr Lane

Seconded: Cllr Keir

CARRIED

Close of Meeting

The meeting closed at 12:20pm

To be confirmed at the meeting of Council to be held on Thursday 22nd September 2011.

Mayor

General Manager

Minutes of Council meeting – 23 August 2011

Recommendation:

That the minutes of the Council meeting held 23 August 2011 be confirmed.

Moved:

Seconded:

Reserve Trust Management Committee Reports

4. COLLARENEBRI RACECOURSE (D630054) RESERVE TRUST USERS MEETING MINUTES

REPORTING SECTION: Urban Infrastructure Services
AUTHOR: Siegfredo O Coralde – Urban Infrastructure Services
FILE NUMBER: 09/1746

Summary:

This report recommends that Council note the Collarenebri Racecourse Users Minutes of the Meeting held at Collarenebri Racecourse on 30 August 2011.

Background:

The Collarenebri Racecourse Users Group is composed of representatives from the following Clubs:

- Gae Coleman – Rodeo Club
- Belinda Willis – Rodeo Club
- Joe & Jane Willis – Horse Trainers
- Garry Brazier – Campdraft Club/Stockman
- David Furnell – Jockey Club
- John Hoare – Pony Club
- Ernie Earl – Campdraft Club
- Sally Barton – Campdraft Club
- Nick & Kylie Norman – Campdraft Club

Current Position:

The Collarenebri Racecourse is a Crown Reserve D630054 and Walgett Shire Council is the Trust Manager.

Relevant Reference Documents/Policies:

Nil

Governance issues:

Nil

Environmental issues:

Nil

Stakeholders:

Walgett Shire Council
Collarenebri Racecourse Users
Collarenebri Residents

Financial Implications:

Nil

Alternative Solutions/Options

Council will continue chairing the meetings so that effective communication among Council and User Groups are maintained.

Conclusion:

Council and User Groups started getting solutions to operational problems emanating from hiring or using the race course.

| Collarenebri Racecourse Users (D630054) Meeting Minutes |
|---|
| <p>Recommendation:</p> <ol style="list-style-type: none">1. Council note the Collarenebri Racecourse Users Minutes of the Meeting held at Collarenebri Racecourse on 30 August 2011.2. Council note the next Collarenebri Racecourse Users Group Meeting is to be held at Collarenebri Racecourse on 11 October 2011. <p>Moved:
Seconded:</p> |

Attachments:

Minutes of Collarenebri Racecourse Users Meeting – 30th August 2011

Minutes**Collarenebri Racecourse Users**Tuesday 30th August 2011

10:15am-11:35am

Collarenebri Racecourse

Meeting called by: Walgett Shire Council
Type of meeting: Informal
Facilitator: Fred Coralde
Note taker: Susan Hillier
Timekeeper: Susan Hillier
Attendees: Fred Coralde, Danielle Osborne, Susan Hillier, Gae Coleman, Joe Willis, Jane Willis, Belinda Willis, Garry Brazier, David Furnell, John Hoare, Ernie Earl

Agenda topics**1. Toilet Block Steps****Discussion:** When will the steps be finished?**Conclusions:** Steps are in progress**Action items:**

Steps must be completed by the Race Meeting of 17/9/2011.

Person responsible:

David Furnell,

Deadline:

17/9/2011

2. What are the rules of the Racecourse and who owns the assets on the racecourse? Danielle Osborne**Discussion:** Council does not own the racecourse or the assets. Department of Land and Property Management Authority are the owners and Council the Trust Manager. It is a shared facility. As a matter of courtesy please ask the individual clubs if you intend to move or change assets.**Conclusions:** N/A**Action items:**

N/A

Person responsible:

Danielle Osborne

Deadline:**3. Toilet Block Campdraft/Rodeo Area****Discussion:** There is a need for a toilet block in the Campdraft/Rodeo area.**Conclusions:** User Groups to find grants to apply for.**Action items:**

Campdraft Club will apply for funding

Person responsible:

Kylie Norman

Deadline:

Ongoing

WALGETT SHIRE COUNCIL AGENDA

| | | |
|--|----------------------------|----------------------|
| 4. Rodeo Event questions | | Gae Coleman |
| Discussion: Can the Rodeo Club remove 1 panel near finishing post for people to walk to toilets? The Rodeo Club are hiring 3 portaloos due to the lack of toilet facilities in the Rodeo Area. Can Henry Jackwitz (caretaker) be advised to tie up his dog when events are on at the racecourse? What can we do about a lack of toilets in the rodeo area? It was mentioned that the bank account with a \$9000 balance was originally in the Rodeo Club's name not the Campdraft Club's name. The Campdraft Committee claimed this money as theirs and there was a split between the Campdraft and Rodeo Committees. | | |
| Conclusions: N/A | | |
| Action items: | Person responsible: | Deadline: |
| 1 panel can be removed after finishing post | Rodeo Committee | 23/9/2011 |
| Henry to be advised to tie up his dog at events | David Furnell | Ongoing |
| 5. Garry Brazier questions | | Garry Brazier |
| Discussion: Who cut his fence? Garry mentioned that Racecourse is a community facility, and that Mungindi hold events Racecourse. Danielle stated it is a registered track and nothing should be on the track. | | |
| Conclusions: | | |
| No one knows who cut Garry Brazier's fence. The racecourse is an AJC track and nothing else should be on it, nor any events like wood chopping should not be held on the track. | | |
| Action items: No items or events to be on the track. | Person responsible: | Deadline: |
| | User Groups | |
| 6. Coolroom/Electricity | | David Furnell |
| Discussion: Cool room is working, No three phase power at this racecourse. There are no power points in the power box. They need 15amp at the power box. Rewiring is required and it is a big job. Henry mentioned to Danielle that the freezer was sparking and he bought a new one. | | |
| Conclusions: The electricity at this site needs an inspection. | | |
| Action items: An electrician to do an audit of the electricity at this reserve. | Person responsible: | Deadline: |
| | Danielle Osborne | 17/9/2011 |
| 7. Tree Guards/Trees | | David Furnell |
| Discussion: There are two wooden poles around a tree that are an eyesore. Can these be removed? Also the trees in the middle of the racecourse can these be pruned? | | |
| Conclusions: The tree guard can be removed and trees can be pruned, but left in the ground for shade. | | |
| Action items: | Person responsible: | Deadline: |
| Wooden poles to be removed | Jockey/Campdraft Clubs | 17/9/2011 |
| Trees to be pruned | Jockey/Campdraft Clubs | 17/9/2011 |
| 8. Campdraft Arena | | Ernie Earl |
| Discussion: After the last Rodeo event there was a problem with the 1 st peg/barrel. Can the sand be spread out more even across the arena after the Rodeo event? Gae advised at the last Rodeo there were 3 loads of sand and this year there will be 5 loads of sand. | | |
| Conclusions: The sand in the needs to be spread evenly across the arena not in one spot. | | |
| Action items: | Person responsible: | Deadline: |
| The sand will be spread after the Rodeo event | Rodeo Committee | 30/9/2011 |
| Next Meeting Date: Tuesday 11 th October 2011 | | |
| Time: 10am | | |
| Location: Collarenebri Racecourse Grandstand | | |

Motions of which Notice has been given

Nil

Presentation of Petitions

N/A

Councillors Questions From Last Meeting

Clr Smith

Question 1:

Would like to find out what vacant blocks do the Shire own in Colly plus what are their DP numbers?

Response:

The Director Corporate Services advised that a list will be circulated at the September Council Meeting.

Question 2:

Collarenebri needs a bus stop sign on the Corner Wilson and Herbert Street Streets not an angle parking sign. Colly to Walgett Bus Run?

Response:

The Director Engineering Services advised that this item will be forwarded to the next local Traffic Committee meeting

Question 3:

At the last few Council meetings, things have been taken on notice but we never seem to have a response? For example we asked about the maintenance of Skateparks and this still does not seem to happen even though we have been told it does. The local Police man would like to have a skate on it but can't because of the cracks in the cement.

Response:

The General Manager advised that with the new resolutions/actions format just adopted should address this issue.

Clr Keir

Question 1:

Sarah Bull from the Burren Junction preschool has approached me asking if Council can provide a bus stop area out the front of the preschool. The bus driver is not dropping or picking kids up from the preschool as it is not a designated bus stop area. Can Council look into this?

Response:

The Director Engineering Services advises that this item has been referred to the Local Traffic Committee for consideration.

Clr Smith

Question 4:

Aboriginal Community Transport bus driver has concerns with driveways in Earl & Barwon Streets?

Response:

The Director Urban Infrastructure Services advised that Council is responsible for the shoulder to the kerb line or in the absence of kerbs, to table drains. There are no kerb and gutters on both streets.

Council staff will start installing 150mm relief pipes for 10 household driveways at Earl Street starting on 15 September 2011. Pipes for six driveways at Barwon Street will follow as soon as pipes are available.

Question 5:

Collarenebri Cemetery needs attention eg: Mowing/whipper snipping/round up would help?

Response:

The Director Urban Infrastructure Services advised that an official complaint letter from Ms. Ainsley Norman was received on 5 September 2011 regarding the maintenance of the cemetery. Two Walgett urban employees were dispatched to Collarenebri to assist Barry Murray with the initial clean-up of the cemetery grounds as well as the show ground. The cemetery ground's maintenance is completed as at this report. Refer to attached photo.



WALGETT SHIRE COUNCIL AGENDA

Question 6:

Review Water Restrictions – Not necessary

Response:

The Director Urban Infrastructure Services that the water restriction policy will be reviewed and reported to the October Council Meeting.

Question 7:

Mission road no sign post – could a street sign be erected?

Response:

The Director Urban Infrastructure Services is investigating type and location for signage request.

Reports of Delegates and Representatives

5. AWARD CONSULTATIVE COMMITTEE MINUTES – MAY AND JULY

REPORTING SECTION: General Manager
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 09/1894

Summary:

This report recommends that Council receive and note the minutes of the Award Consultative Committee Minutes for 10 May and 19 July, 2011.

Background:

The Award Consultative Committee is designed to provide a forum for consultation between council, council staff and unions to enhance the efficiency and productivity of the Council. The Award Consultative Committee consists of employee representatives from each Union, representatives from management as well as an observer from the United Services Union. The Award Consultative Committee generally meets every 3 months and discusses issues relating to policies and procedures, positions descriptions, organisation structure, training, salary system, and appraisals.

Current Position:

At its February Meeting, it was resolved that the Award Consultative Committee now meet every month.

Relevant Reference Documents/Policies:

Walgett Shire Council Policies & Procedures
Organisational Structure

Governance issues:

The Award Consultative Committee will make decisions based on consensus of its members.

Environmental issues:

Nil

Stakeholders:

Walgett Shire Council staff

Financial Implications:

Nil

WALGETT SHIRE COUNCIL AGENDA

Alternative Solutions/Options:

Nil

Conclusion:

The committee is an essential part of the industrial relations interface between Council management and the staff. The Committee only makes comment and recommendations to management.

| Award Consultative Committee Minutes – May and July |
|--|
| <p>Recommendation:</p> <p>1. That Council received and note the minutes of the Award Consultative Committee meeting for 10 May and 19 July 2011.</p> <p>Moved:</p> <p>Seconded:</p> |

Attachments:

Award Consultative Committee Minutes – 10 May 2011

Award Consultative Committee Minutes – 19 July 2011

**MINUTES OF THE MEETING
WALGETT SHIRE COUNCIL CONSULTATIVE COMMITTEE**

The following are minutes of the Walgett Shire Council consultative Committee Meeting held on Tuesday 10th May 2011 in the Walgett Council Chambers, meeting commencing at 2.10pm

1. PRESENT

| | |
|-----------------|--|
| David Callander | Committee Member (United Services Union) |
| Andrew Bostock | Committee Member (United Services Union) |
| Roy White | Management Representative |
| Andrew Wilson | Committee Member (DEPA Representative) |
| Terry Dray | Observer (United Services Union) |
| Bronwyn Newton | Human Resources Officer |
| Donald Ramsland | General Manager |

2. APOLOGIES

Ian Taylor Committee Member (LGEA Representative)

3. ELECT CHAIRPERSON

Chairperson position was declared vacant and nominations were called. Roy White nominated David Callander.

David Callander accepted and was appointed Chairperson effective 10th May 2011.

Moved: Andrew Wilson
Seconded: Andrew Bostock

4. MINUTES

The minutes of the Consultative Committee Meeting held on 19th April 2011 were confirmed and accepted.

Moved: Roy White
Seconded: David Callander

5. BUSINESS ARISING

5.1 Clause 11 – Payment of Employees (v) – Local Government (State) Award 2010

Don Ramsland advised working party to be arranged in the near future.

Action:

Don Ramsland to elect employees to form a small working party to draft a local Policy and Procedure.

5.2 Consultative Committee Training

Terry Dray provided contact name and contact number for alternatively training provider. Bronwyn Newton to contact alternative provider and seek quote for Consultative Committee training.

Action:

Bronwyn Newton to seek alternative quotes for Consultative Committee training.

5.3 Election of new Consultative Committee members

Don Ramsland advised that he will elect new management representative once the Director of Engineering Services & Director of Corporate Services are appointed.

Andrew Bostock advised that he had a draft nomination form for another USU employee representative to be circulated with the next payslips. Don Ramsland made some amendments to the form and approved it to be circulated.

It was also noted during this discussion that the Consultative Committee Constitution needs to be revised and will therefore be placed on the next agenda.

Action:

Don Ramsland to elect Management Representative once the Director vacancies are recruited.

Andrew Bostock to arrange for the USU Employee Representative nomination forms to be circulated with the next payslips & emailed to staff.

Bronwyn Newton to place the Consultative Committee Constitution on the next agenda for revision.

5.4 Training

Bronwyn Newton advised the following training has been arranged:-

- Selection Skills Training – 27th May 2011
- TRIM Training – 17th June 2011
- Mercer Training – 21st & 22nd June 2011
- Consultative Committee Training to be arranged.

5.5 Customer Service Officer Job Evaluations

Bronwyn Newton advised that currently there are only five (5) employees at Walgett Shire Council with Mercer CED Job Evaluation training. It has been identified the only two employees that are trained and have not been involved in assessing the Customer Service Officer (Engineering) and Customer Service Officer (Planning & Regulation) positions are Andrew Bostock and Roy White.

Action:

Bronwyn Newton to give documents to Andrew Bostock and Roy White to undertake Mercer CED Job Evaluations on Customer Service Officer (Engineering) & Customer Service Officer (Planning & Regulation)

5.6 Flexible Work Practices

Don Ramsland advised RDO/Flex time investigations continuing.

Action:

Management to review the Flexible Work Practices and Time in Lieu Policies and Procedures.

6. GENERAL BUSINESS

6.1 Town Planner – Position Description

The position description for the Town Planner position was submitted with changes for the Consultative Committee to review and endorse.

The following amendments were suggested:

Add Hours of Work – Monday to Friday – 35hr

David Callander enquired about Essential Criteria Point 6 “Demonstrated advanced skills in conflict resolution.” Is it necessary for the applicant to have “advanced skills”. Andrew Wilson confirmed that it would be necessary due to the customers that the Town Planner would be expected to liaise with.

RECOMMENDATION:

That the Position Description for the Town Planner was endorsed with the above amendment.

6.2 Staff Uniform & PPE

The Committee was advised that the working party (Alana Copelin, Christine Dugan, Bronwyn Newton and Don Ramsland) had meet and revised the Staff Uniform & PPE Policy & Procedure.

The Committee enquired about the quality, cost and range of sizing of the Local Government Corporate Collection. Don Ramsland advised that the quality is very good, the cost of items are reasonable and the range of sizing is good. Don advised this uniform is worn by many Local Government employees and portrays a professional image.

David Callander advised that Jardine Lloyd Thompson had mentioned at the risk meetings to be mindful if Council is getting staff to sign to wear shorts due to liability and it being a fairly new trend.

WALGETT SHIRE COUNCIL AGENDA

The Committee agreed to continue to get staff to sign if they intend on wearing shorts to ensure that they know their responsibilities as per our Policy and Procedures and Occupational Health & Safety.

The following amendments were suggested:-

- Add PPE for indoor staff for special circumstances – Building inspections etc
- Add Staff name badges clause –Staff will be supplied with two staff name badges (one magnetic and one pin & clip). The name badge will have Council Logo, employees name and position title printed on them. Staff are to ensure that their name badges are worn once they are issued.

RECOMMENDATION:

That the Staff Uniform & PPE policy and procedure was endorsed with the above amendments and is to be circulated to all staff.

6.3 Notice Board

Andrew Bostock requested a notice board for the Tea Room. It was suggested that the Notice board located near Director of Corporate Services office be relocated to the Tea Room.

RECOMMENDATION:

Bronwyn Newton to request Keith Shepherd to relocate the Notice Board to the Tea Room.

6.4 Probationary periods

Terry Dray enquired about Council's probationary periods six (6) or three (3) months. Bronwyn Newton advised that most positions are three (3) month probationary periods unless identified as a higher level position which may require a six (6) month probationary period.

7. Next Meeting – 14th June 2011.

There being no further business the meeting closed at 3.30pm

**Next Meeting of the Consultative Committee Meeting will be held on
14th June 2011 at 2.00pm at the Council Chambers Meeting Room.**

I advise that in accordance with my delegated authority, the determinations of the Consultative Committee contained in this report are approved.

Signed: _____ Mr Don Ramsland, General Manager

**MINUTES OF THE MEETING
WALGETT SHIRE COUNCIL CONSULTATIVE COMMITTEE**

The following are minutes of the Walgett Shire Council Consultative Committee Meeting held on Tuesday 19th July 2011 in the Walgett Council Chambers, meeting room commencing at 2.20pm

1. PRESENT

| | |
|-----------------|--|
| Andrew Bostock | Committee Member (United Services Union) |
| Andrew Wilson | Committee Member (DEPA Representative) |
| Raju Ranjit | Management Representative |
| Terry Dray | Observer (United Services Union) |
| Bronwyn Newton | Human Resources Manager |
| Donald Ramsland | General Manager |

2. APOLOGIES

| | |
|-----------------|--|
| David Callander | Committee Member (United Services Union) |
| Roy White | Management Representative |
| Ian Taylor | Committee Member (LGEA Representative) |

3. MINUTES

The minutes of the Consultative Committee Meeting held on 10th May 2011 were confirmed and accepted.

Moved: Andrew Wilson
Seconded: Don Ramsland

4. BUSINESS ARISING

4.1 Clause 11 – Payment of Employees (v) – Local Government (State) Award 2010

The Committee was advised that a small working party consisting of the General Manager, Council's United Services Union Delegate, United Services Union Representative, Acting Director Corporate Services and Human Resources Manager met and discussed the issues Council are facing with Clause 11 – Payment of Employees (v) – Local Government (State) Award 2010.

The working party agreed to draft a Policy to be forwarded to the United Services Union for consideration and comment. A copy of the draft Policy will be available at the next Consultative Committee meeting

Action:

Draft Policy to be forwarded to United Services Union for consideration and comment and a copy provided at the next Consultative Committee meeting.

4.2 Election of new Committee members -2

The Committee was advised that unfortunately no nominations were received from employees interested in becoming members of the Consultative Committee. United Services Union Representative, Mr Terry Dray requested permission from the General Manager to hold a meeting with outdoor staff to seek United Services Union representation on the Consultative Committee. The General Manager approved the request to hold a meeting to encourage new members for the Committee.

Action:

United Services Union Representative, Mr Terry Dray to hold a meeting with the outdoor staff to encourage new members for the Consultative Committee.

4.3 Consultative Committee Training

Human Resources Manager to arrange Consultative Committee Training once new members are elected.

Action:

Human Resources Manager to arrange Consultative Committee Training once new members are elected.

4.4 Customer Service Officer Job Evaluations

The Committee was advised by the Human Resources Manager that Andrew Bostock and Roy White had completed Mercer CED Job Evaluations on Customer Service Officer (Engineering) and Customer Service Officer (Planning & Regulation) positions. The Committee was advised that the Human Resources Manager needs to analysis the data and will report to the next Consultative Committee meeting the proposed gradings.

Action:

Human Resources Manager to analysis the Mercer CED Job Evaluations of Customer Service Officer (Engineering) & Customer Service Officer (Planning & Regulation) and report to next Consultative Committee meeting.

4.5 Flexible Work Practices

The Committee was advised by the General Manager that the RDO/Flex time investigations are continuing.

Action:

Management to review the Flexible Work Practices and Time in Lieu Policies and Procedures.

4.6 Consultative Committee Constitution

The Committee discussed the Consultative Committee Constitution and the need for it to be reviewed. It was agreed that the Consultative Committee Constitution be emailed to all members for review. Any suggested amendments to be forwarded in writing to the Human Resources Manager for discussion at the next meeting.

Action:

Human Resources Manager to forward Consultative Committee Constitution to all members for review.

Any suggested amendments to be forwarded in writing to the Human Resources Manager for discussion at the next meeting.

5. GENERAL BUSINESS

5.1 Youth Worker – Position Descriptions

The position descriptions for the following were submitted with changes for the Consultative Committee to review and endorse:-

Youth Worker (Walgett)
Youth Worker (Lightning Ridge)
Youth Worker – Youth Options (Walgett)
Youth Worker (Vacation Care) - Grawin

The following amendments were suggested:

Desirable Criteria – add
Point 1 – Tertiary qualifications, minimum Youth Work – Certificate III, or equivalent in a relevant discipline related to working with young people.

Desirable Criteria - remove
“Tertiary qualifications, TAFE or equivalent in a related discipline

General Accountabilities – Point 6
“Ensure effective communication of relevant corporate decisions, policies and directions to reserve trust members”

Seek clarification on the above point from the Youth Development Officer or Manager Community Development if the above should read:-

“Ensure effective communication of relevant corporate decisions, policies and directions to all staff”

RECOMMENDATION:

That the Position Descriptions for Youth Worker (Walgett), Youth Worker (Lightning Ridge), Youth Worker (Vacation Care) and Youth Worker – Youth Options (Walgett) be endorsed following clarification regarding General Accountabilities Point 6.

5.2 Urban Maintenance Worker – Lightning Ridge

The position description for the Urban Maintenance Worker (Lightning Ridge) position was submitted with changes for the Consultative Committee to review and endorse.

RECOMMENDATION:

That the Position Description for the Urban Maintenance Worker (Lightning Ridge) was endorsed.

5.3 Aboriginal Liaison Officer

The position description for the Aboriginal Liaison Officer position was submitted with changes for the Consultative Committee to review and endorse.

The Committee discussed the current Mercer CED Job evaluation grading of the Aboriginal Liaison Officer and have requested to re-evaluate the position utilising the Mercer CED Job Evaluation process and advise the Committee of the outcome.

RECOMMENDATION:

That the Position Description for the Aboriginal Liaison Officer was endorsed. Human Resources Manager to arrange the Aboriginal Liaison Officer position to be evaluated utilising the Mercer CED Job Evaluation process and the outcome emailed to the members.

5.4 Implementation of Organisational Structure changes

The Committee was advised by the General Manager the implementation of Organisational Structure changes to allow Tourism, Human Resources, Community Services and OH&S and Risk Management function to come under the direct supervision of the General Manager. The Supervision of the Collarenebri agency has also been transferred to be under the control of the Senior Finance Manager.

The Committee was advised that a number of position descriptions would need to be amended to revise the reporting lines and in some cases the responsibilities. It was advised all changes were minor and would not affect the current gradings of the positions involved.

RECOMMENDATION:

The Committee endorsed the changes to Position Descriptions to revise the reporting lines and responsibilities.

5.5 2011 Staff Performance Appraisals

The Committee was advised by the General Manager an update on the 2011 Staff performance appraisals process.

7. Next Meeting – To be advised.

There being no further business the meeting closed at 3.50pm

I advise that in accordance with my delegated authority, the determinations of the Consultative Committee contained in this report are approved.

Signed: _____ Mr Don Ramsland, General Manager

Reservation of items for Debate

Nil

Reports of Officers

6. COUNCIL DECISIONS ACTION REPORT – 23.08.11

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

Summary:

A Schedule is provided to each Council Meeting which summarises action taken in respect of matters considered at the previous meeting of Council as well as all outstanding matters from July, 2011

Background:

Attached is the Action Report related to the 23 August 2011 Council Meeting. The Report summarises action in respect of all Resolutions as well as any other matter raised at the Meeting which required action. The Report does not repeat Resolutions etc as these are contained in the Minutes of the previous Meeting which are included elsewhere in the Agenda.

Current Position:

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

Relevant Reference Documents/Policies:

Agenda and Minutes of the 23 August 2011 Council Meeting

Governance issues:

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

Environmental issues:

Nil

Stakeholders:

Councillors and Executive Team

Financial Implications:

Nil

Alternative Solutions/Options:

Nil

Conclusion:

That the action list be received and noted. It is suggested that any queries be passed with the General Manager prior to meeting day to facilitate at the meeting.

| Council decisions Action Report – 23.08.11 |
|---|
| <p>Recommendation:</p> <p>1. That the report be received and noted.</p> <p>Moved:</p> <p>Seconded:</p> |

Attachments:

Nil

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|--|--------------------------------|--|---|----------------|
| 26 July 2011 | Matters Arising | <p>Clr Murray asked what was happening in relation to items that were asked at the last Council meeting which came out of the Burren Junction Budget meeting, it still says that the Director Engineering Services is currently investigating.</p> <p>The General Manager advised that he and the Director Engineering Services will visiting Burren Junction either later this week or early next week and will speak with residents there. He also advised that some of these roads have been graded as part of flood damage repairs and/or routine maintenance.</p> | Engineering Services | Arranged an onsite inspection on 11th August 2011 | Director Engineering Services | |
| 26 July 2011 | Matters Arising | <p>Clr Colless asked if Council was going to go back to using local auctioneers for the sale of land for overdue rates sale.</p> <p>The General Manager advised that he will be calling for Expression of Interests for conducting this auction and may also include some of Council's properties that we have been unable to sell previously.</p> <p>Clr Colless also asked if we could check whoever the Auctioneer will be that if they have any staff interested in the sale to avoid any conflicts of interest.</p> | Finance | Process of arranging sale in train | Director Corporate Services | |
| 26 July 2011 | 7/2011/4 | <p>1. That Walgett Shire Council impose a moratorium for an indefinite period on any future seismic surveys, drilling or exploration for Coal Seam Gas on property under the ownership or care, control and management of the Walgett Shire Council.</p> <p>2. The Walgett Shire Council requests that the relevant State Government Agency fund and undertake a full assessment of the impact of Coal Seam Gas Extraction on the sustainability of agricultural production and damage to underground aquifers within the shire area during this period.</p> <p>Moved: Clr Greenaway Seconded: Clr Keir</p> | Planning & Regulatory Services | <p>1. Report prepared for 22-9-2011 Council meeting</p> <p>2. Letter to be forwarded to NSW State Agencies</p> | General Manager | |
| 26 July 2011 | 7/2011/5 | <p>1. That Council formulate a policy 'That all applications for seismic surveys must come before Council for consideration and cannot be dealt with under delegation'.</p> <p>Moved: Clr Greenaway Seconded: Clr Keir</p> | Corporate Services | Policy to be drafted for September 2011 Meeting | Director Planning & Regulatory Services | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|--|--------------------------------|---|--|----------------|
| 26 July 2011 | 7/2011/14 | 1. Endorse the proposal to locate the new water filtration plant for Walgett on the old caravan park site on Reserve 81681 on the Brewarrina Road.
2. Commence investigations into the possibility of raising the height of the weir on the Barwon River at Walgett to ensure that the town has a secure water supply into the future by convening a meeting between relevant Government Agencies and Council.
Moved: Clr Murray Seconded: Clr Keir | Urban Infrastructure Services | 1. Survey in progress
2. In progress | Director Urban Infrastructure Services | |
| 26 July 2011 | 7/2011/15 | 1. That following consideration of the power point presentation, Council make a further disability submission to the NSW Grants Commission based on information provided during the Commission's recent visit to Walgett.
Moved: Clr Colless Seconded: Clr Keir | Governance | Follow up Submission to be made | General Manager | |
| 26 July 2011 | 7/2011/28 | 1. Note the final report of Walgett Shire LGA Aboriginal Heritage Study, dated May 2011 as prepared by Australian Museum Business Services.
2. Endorse the land use planning related recommendations made by Australian Museum Business Services in sections 6.1.1, 6.1.2, 6.1.3, 6.1.4 and 6.1.5 of the Walgett Shire LGA Aboriginal Heritage Study, dated May 2011.
3. Request the General Manager to provide recommendations for Council's consideration regarding the requests made by the aboriginal community within section 6.2 of the Walgett Shire LGA Aboriginal Heritage Study, dated May 2011.
Moved: Clr Walford Seconded: Clr Martinez | Planning & Regulatory Services | 1. No Action Required
2. No Action Required
3. General Manager to provide report on non-land use planning requests by the Aboriginal Community arising from heritage Study. | General Manager | |
| 23 August 2011 | Matters Arising | Clr Greenaway asked in relation to the Council's Grid Policy, do we know what our present Grid policy is? Is it to get rid of all single grid by 2013? | Engineering Services | Review of Council's Grid Policy commenced | Director Engineering Services | |
| 23 August 2011 | 8/2011/2 | 1. Council note the Netwaste Steering Committee Minutes of the Meeting held at Dubbo City Council on 25 July 2011.
2. Council approve to develop its Community Sharps Disposal Plan using Netwaste template.
3. Council note the next Netwaste Steering Committee Meeting is to be held at Gilgandra on 09 September 2011.
Moved: Clr Smith Seconded: Clr Keir | Urban Infrastructure Services | Development of the Community Sharps Disposal Plan not yet started | Director Urban Infrastructure Services | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|---|------------|--|--------------------|----------------|
| 23 August 2011 | 8/2011/5 | <p>1. That the information contained in the Departmental circulars 11-16 to 11-18 from the Local Government Division Department of Premier and Cabinet be received and noted.</p> <p>Moved: Clr Lane Seconded: Clr Greenaway</p> <p>1. Circular 11-16 Local Government Destination 2036 Update</p> <p>2. Circular 11-17 Goods and Services Tax (GST) Exemption for certain Government taxes, fees and Charges (Division 81 of the GST Act)</p> <p>3. Circular 11-18 Annual Reporting, State of the Environment Reporting and End-of-term reporting requirements of Councils</p> | Governance | <p>1. 23/8/11 - Supplementary report to Council</p> <p>2. In Progress</p> <p>3. In Progress</p> | General Manager | |
| 23 August 2011 | 8/2011/7 | <p>That Council1. Recommend the appointment of the following candidates to the position of Emergency Unit Controller for a period of two years, effective 1 August 2011.</p> <p>Mr David Lane - Reappointment - Unit Controller Lightning Ridge State Emergency Service</p> <p>Mr Dominic Warnock – Reappointment – Unit Controller Carinda State Emergency Service</p> <p>Ms Alice Thorn – Reappointment – Unit Controller Collarenebri State Emergency Service</p> <p>Mr Neil Adnum – Reappointment – Unit Controller Glengarry State Emergency Service</p> <p>Mrs Julie Marshall – Reappointment – Unit Controller Walgett State Emergency Service</p> <p>2. Formally thanks the five unit controllers for their continued service.</p> <p>3. Investigate holding an annual function for the members of all five local SES units in conjunction with the annual volunteers day to express the communities appreciation for the ongoing voluntary efforts.</p> <p>Moved: Clr Greenaway Seconded: Clr Walford</p> | Governance | <p>1. Letter to Reginal SES office Drafted2. Letters to local controllers drafted3. Arrangements to be made4. Press release prepared</p> | General Manager | |
| 23 August 2011 | 8/2011/9 | <p>1. That the General Manager's Report be received and noted and Council consider whether or not it should be initiating discussions with senior representatives from neighbouring councils and, if so, which councils and on what basis.</p> <p>Moved: Clr Keir Seconded: Clr Murray</p> | Governance | Discussions with Council's and Brewarrina Shires being arranged | General Manager | |
| 23 August 2011 | 8/2011/10 | <p>1. That the General Manager to approach all precinct committees and offer a higher level of administrative support and to also initiate action to re-establish a precinct committee in Walgett</p> <p>Moved: Clr Smith Seconded: Clr Keir</p> | Governance | <p>1. Discussions with Precinct Committees being held progressively</p> <p>2. Press Release prepared</p> | General Manager | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|---|----------------------|---|--------------------|----------------|
| 23 August 2011 | 8/2011/11 | That Council
1. Not proceed with any proposal that impacts adversely on traffic flows or involves the establishment of a pedestrian plaza in Wee Waa Street

2. Hold further public consultations to determine the nature and extent of the Walgett Main Street Beautification Project with a view to undertaking agreed works at the earliest possible opportunity.
Moved: Cllr Colless Seconded: Cllr Murray | Governance | 1. Press release prepared
2. Letters being drafted
3. Public consultation session to be arranged | General Manager | |
| 23 August 2011 | 8/2011/13 | 1. That Council establish a Plant Committee under Section 355 of the Local Government Act , 1993 with a membership of three elected representatives with the first Committee being appointed in September, 2011 and thereafter annually in September each year.2. That the Committee make a recommendation with regards a constitution outlining its roles and functions at its first meeting. Moved: Cllr Lane Seconded: Cllr Greenaway | Governance | 1. Plant Committee to be elected at September Council Meeting2. First Meeting being organised | General Manager | |
| 23 August 2011 | 8/2011/14 | 1. That the General Manager's Report be received and noted.

2. That Council agree "in principle" to participate in the joint arrangement with Coonamble, Narromine, Warren, Gilgandra and Warrumbungle Shire Councils to establish an internal audit function to serve the six councils.

3. That Council provide for an additional vote of \$30,000 in the 2011/12 budget.

4. That the General Manager and, where appropriate, the Mayor, be authorised to continue negotiations with neighbouring Councils committing to 'in principle' support for the project.

5. That progress reports be presented to future meetings.
Moved: Cllr Lane Seconded: Cllr Smith | Governance | 1. No Action Required
2. Arrangements made and expression of interest being called
3. Provision to be made in September Quarterly review
4. Negotiations continuing
5. Reports to be prepared | General Manager | |
| 23 August 2011 | 8/2011/16 | 1. Council begin considering and formulating a plan for the training of plant operators and maintenance of current plant operators tickets prior to the implementation of the new laws that come into effect 1 September 2011.
Moved: Cllr Lane Seconded: Cllr Colless | Engineering Services | | General Manager | |
| 23 August 2011 | 8/2011/18 | 1. That the action being taken to review Council's Tourism Plan 2009-2011 and Branding/Marketing Strategy be endorsed.
Moved: Cllr Martinez Seconded: Cllr Lane | Tourism | Planning for review commenced | General Manager | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|--|--------------------------------|---|---|----------------|
| 23 August 2011 | 8/2011/19 | 1. That Council receive and noted the General Manager's Report and endorse the action being taken to develop a combined Walgett Visitor Information and Aboriginal Cultural Centre concept.
2. That Council be kept advised of progress being made.
Moved: Cllr Lane Seconded: Cllr Walford | Tourism | Letters forwarded to Walgett LALC and CWP | General Manager | |
| 23 August 2011 | 8/2011/20 | 1. That the General Manager's Report be received and noted and the action being taken to develop an Expression of Interest for a PCYC facility in Walgett in conjunction with other agencies and stakeholders be endorsed.
Moved: Cllr Walford Seconded: Cllr Lane | Community Services | Community Input being sought | General Manager | |
| 23 August 2011 | 8/2011/24 | That Walgett Shire Council resolve to:1. Note and endorse the letter dated 21 July 2011 from the General Manager of Walgett Shire Council to the Regional Director of the Department of Planning which:
(a) Submitted the draft Walgett Local Environmental Plan 2011 (LEP),
(b) Requested a certificate under section 65 of the Environmental Planning and Assessment Act 1979 to permit the public exhibition of the LEP.
(c) Identified issues that needed to be resolved within the LEP.
Moved: Cllr Lane Seconded: Cllr Murray | Planning & Regulatory Services | Waiting for Response from Department of Planning | Director Planning & Regulatory Services | |
| 23 August 2011 | 8/2011/25 | 1. That the report by the Director of Planning & Regulatory Services on matters for brief mention, or information only, be received and noted.
Moved: Cllr Lane Seconded: Cllr Walford
a) DRAFT WALGETT LOCAL ENVIRONMENTAL PLAN 2011
b) URBAN ADDRESSING PROJECT
c) GLOBAL POSITIONING SYSTEM (GPS) SURVEYING SOFTWARE
d) TOWN PLANNER POSITION
e) CONTRACT BUILDING CERTIFICATION & ENVIRONMENTAL HEALTH SERVICES | Planning & Regulatory Services | (a) In Progress
(b) In Progress
(c) In Progress
(d) In Progress
(e) In progress | Director Planning & Regulatory Services | |
| 23 August 2011 | 8/2011/26 | 1. This report recommends that the Council notes and acknowledges the report submitted in regards to the low water pressure at Carinda.
Moved: Cllr Lane Seconded: Cllr Keir | Urban Infrastructure Services | Action taken with regards water pressure to be followed up | Director Urban Infrastructure Services | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|--------------------------------|--|-------------------------------|--|--|----------------|
| 23 August 2011 | 8/2011/28 | <p>1. That the matters listed by the Director Urban Infrastructure Services for brief mention or information only be received and noted.</p> <p>Moved: Clr Lane Seconded: Clr Martinez</p> <p>1. Construction of Dementia Day Care Centre</p> <p>2. Construction of Cumborah Office</p> <p>3. Construction of Fox-Warrena St Stormwater Drainage</p> <p>4. Walgett Bore bath Lights</p> <p>5. Round 2 Regional Infrastructure Projects.</p> <p>6. Round 3 Regional Infrastructure Projects</p> <p>7. Burren Junction 2nd Evaporation Pond</p> <p>8. Burren Junction 1st Evaporation Pond</p> <p>9. Lightning Ridge Hot Artesian Spa</p> <p>10. Walgett Levee Design</p> <p>11. Water Meter Readings.</p> <p>12. Bore Licence Application (Lighting Ridge)</p> <p>13. Aboriginal Communities Water and Sewerage Program</p> | Urban Infrastructure Services | <p>1. In Progress</p> <p>2. Not commenced</p> <p>3. Not commenced</p> <p>4. Not commenced</p> <p>5. In Progress</p> <p>6. In Progress</p> <p>7. In Progress</p> <p>8. In Progress</p> <p>9. In Progress</p> <p>10. Funds yet to be sourced</p> <p>11. In Progress</p> <p>12. In Progress</p> <p>13. Arrangements outstanding</p> | Director Urban Infrastructure Services | |
| | Questions for the Next Meeting | Would like to find out what vacant blocks so the Shire own in Colly plus what are their DP numbers Clr Smith | Corporate Services | List will be circulated at September 2011 Council meeting | Director Corporate Services | |
| | Questions for the Next Meeting | Collarenebri needs a bus stop sign on the corner Wilson and Herbert Streets not an angle parking sign. Colly to waglett Bus run Clr Smith | Engineering Services | Item will need to be forwarded to the September Local Traffic Committee Meeting | Director Engineering Services | |
| | Questions for the Next Meeting | At the last few Council Meetings, things have been taken on notice but we never seem to have a response/ For example we asked about the maintenance of Skateparks and this still does not seem to happen even though we have been told it does. The local police man would like to have a skate on it but can't because of the cracks in the cement. Clr Smith | Governance | <p>1. Generally issues will be reported back to Council. This new process will ensure matters are not overlooked</p> <p>2. Skatepark issues being further investigated</p> | General Manager | |
| | Questions for the Next Meeting | Sarah Bull from the Burren Junction preschool has approached me asking if Council can provide a bus stop area out the front of the preschool. The bus driver is not dropping or picking kids up from the preschool as it is not a designated bus stop area. Can Council look into this? Clr Keir | Engineering Services | <p>1. Has been designed and forwarded to all Local Traffic Committee members by email for their comments</p> <p>2. Listed for September Traffic Committee</p> | Director Engineering Services | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|---|-------------------------------|--------------|--|----------------|
| 23 August 2011 | 8/2011/33 | <p>1. Council note that No. 2 requirement of Resolution 223/6: Selection of Preferred Option for Waste Disposal for the town of Lightning Ridge has been achieved in this report.</p> <p>2. Council approve, in principle, to construct a new landfill along the Castlereagh Highway and half-way between Walgett and Lightning Ridge.</p> <p>3. Council authorize the General Manager to investigate possible site locations along the Castlereagh Highway half-way between Walgett and Lightning Ridge.</p> <p>4. That a further report be provided at the October Council meeting outlining the following items:</p> <ul style="list-style-type: none"> * the impact of recycling on future operations * setting up a transfer station at Lightning Ridge in the shorter term * continue using the Walgett landfill for all waste once the Lightning Ridge landfill closes * look at locating a centrally located non flood prone site, one-third of the way between Walgett and Lightning Ridge, and able to service Collarenebri as well to be developed within five years. * plan to establish transfer stations at Collarenebri, Burren Junction, Carinda as well as Lightning Ridge and Walgett * identify green waste sites * identify emergency (flood) tip sites <p>Moved: Cllr Walford Seconded: Cllr Greenaway</p> | Urban Infrastructure Services | In progress | Director Urban Infrastructure Services | |
| 23 August 2011 | 8/2011/34 | <p>1. That Council accept the amended tender of Prominent Fluid Controls Pty, Ltd. in the amount of \$77,860.00 excluding GST for the installation and construction of one fluoride dosing system in Collarenebri only.</p> <p>2. That Council advise the Office of Water and Centre of Oral Health that the amended Tender of Prominent Fluid Controls Pty, Ltd. in the amount of \$77,860.00 excluding GST for the installation and construction of one fluoride dosing system in Collarenebri only has been accepted.</p> <p>3. That Council notes that installation and construction of Walgett's fluoride dosing system shall be put on hold pending completion of the new water treatment plant due to start in 2012 and the office of Water and centre of Oral Health be advised accordingly.</p> <p>4. That Council commence training of Collarenebri urban water staff in fluoridation monitoring and management.</p> <p>5. That Council advise the general public of the installation of the fluoride dosing system, its associated health benefits for the future of the children of Walgett and Collarenebri townships.</p> <p>Moved: Cllr Keir Seconded: Cllr Lane</p> | Urban Infrastructure Services | In progress | Director Urban Infrastructure Services | |

WALGETT SHIRE COUNCIL AGENDA

| Date of Meeting | Resolution Number | Resolution | Department | Action Taken | Management Officer | Date Completed |
|-----------------|-------------------|--|------------|--------------------------------|--------------------|----------------|
| 23 August 2011 | 8/2011/37 | <p>1. That Council adopt the following resolutions of the Closed Committee:</p> <p>1. Development of a New Landfill for Lightning Ridge</p> <p>2. Walgett and Collarenebri Fluoridation Tenders</p> <p>3. Tender T81011OROC – Supply, Delivery and Spray of Bitumen Spray Sealing</p> <p>Moved: Clr Lane Seconded: Clr Keir</p> | Governance | Appropriate Action being taken | General Manager | |

7. CIRCULARS RECEIVED FROM THE LOCAL GOVERNMENT DEPARTMENT OF PREMIER AND CABINET – SEPTEMBER 2011

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

Summary:

Copies of circulars received 11-19 to 11-21 from the Local Government Division Department of Premier and Cabinet are attached for Councillors information.

Background:

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

- Circular to Councils 11-19 - Destination 2036 Workshop - Communique
- Circular to Councils 11-20 - 2010 Census of Local Government Employees - Report on Findings
- Circular to Councils 11-21 - Strategic Tasks Guide 2011-12

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

Current Position

Considerable has been generated in respect of this workshop and speculation raised of the need to reduce the number of metropolitan councils from 40 down to 10.

Relevant Reference Documents:

Nil

Governance Issues:

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

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

Environmental issues:

Nil

Stakeholders:

Councillors
Walgett Shire Council staff

Financial Implications:

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

Alternative Solutions/Options:

Nil

Conclusion:

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

| Circular received from the Division of Local Government – September 2011 |
|--|
| <p>Recommendation:</p> <p>1. That the information contained in the Departmental circulars 11-19 to 11-21 from the Local Government Division Department of Premier and Cabinet be received and noted.</p> <p>Moved:</p> <p>Seconded:</p> |

Attachments:

- Circular to Councils 11-19 - Destination 2036 Workshop - Communique
- Circular to Councils 11-20 - 2010 Census of Local Government Employees - Report on Findings
- Circular to Councils 11-21 - Strategic Tasks Guide 2011-12



Circular No. 11-19
Date 19 August 2011
Doc ID. A256572

Contact Mark Hely
02 4428 4176
mark.hely@dlg.nsw.gov.au

DESTINATION 2036 WORKSHOP - COMMUNIQUÉ

On 17-18 August 2011, local government leaders from all 152 councils came together in Dubbo to plan the future of local government in NSW.

This two-day workshop represents the first stage in a new era in State/Local Government relations and sets the stage for some of the biggest reforms in the history of local government in the State.

The Minister for Local Government, the Hon Don Page MP, President of the Local Government Association, Clr Keith Rhoades, President of the Shires Association, Clr Ray Donald, and President of Local Government Managers Australia (NSW), Mr Mark Ferguson, participated in the workshop.

Attached to this circular is a Communiqué released at the conclusion of the event. It outlines the challenges for the future, a draft vision statement, the strategic initiatives ("roadmap") and the next steps in the process of achieving reform.

I encourage all councillors and council staff to read the Communiqué and to participate in the forthcoming consultation process when the draft Action Plan is released for comment around the end of September 2011.

A handwritten signature in blue ink, reading 'Ross Woodward'.

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

Division of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
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Premier & Cabinet
Division of Local Government

Circular to Councils

Circular No. 11-20
Date 23 August 2011
Doc ID. A255969

Contact Gabe Hart
02 4428 4171
gabe.hart@dlg.nsw.gov.au

2010 CENSUS OF LOCAL GOVERNMENT EMPLOYEES - REPORT ON FINDINGS

The purpose of this circular is to advise that the *2010 Local Government Staff Census - Report on Findings* has been launched today by the Minister for Local Government, the Hon Don Page MP, at the Local Government Managers Association NSW 2011 Annual Conference in Sydney and is now available on the 'Publications' page of the Division's website at www.dlg.nsw.gov.au.

The inaugural Census was conducted to obtain an initial snapshot of the demographic profile of council staff and identify the good practices used by councils to attract and retain diverse staff.

The Census has provided valuable baseline data and will be conducted every four years to enable trends to be identified over time.

Importantly, the information requested in the Census includes much of the data that councils will need to collect and analyse if they are to develop an appropriate Workforce Management Strategy and relevant actions as part of the Integrated Planning and Reporting Framework.

A good workforce strategy will ensure councils have the best people in place to inform the council's strategic direction, develop innovative approaches to complex issues, develop and maintain partnerships, deliver appropriate services effectively and efficiently and engage productively with the local community. This is important in facilitating the development of the Community Strategic Plan and reporting back on its achievements.

Workforce planning is also a key mechanism for attracting and retaining staff from diverse groups.

I encourage promotion of the *2010 Census of Local Government Staff - Report on Findings* to the workforce planning practitioners at each council to assist with developing or reviewing the council's Workforce Management Strategy.

A handwritten signature in blue ink, reading 'Ross Woodward'.

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Circular No. 11-21
Date 26 August 2011
Doc ID. A244594

Contact Finance Management Branch
02 4428 4100
dlg@dlg.nsw.gov.au

STRATEGIC TASKS GUIDE 2011/12

The Strategic Tasks Guide for Councils has been updated and the new version is attached to this Circular.

Updates have been made to:

- incorporate the legislative requirements for the implementation of Integrated Planning and Reporting
- include a review of Senior Staff performance
- include annual employee assessment for progression through salary range
- the reporting date for GST Confirmation Certificates.

Councils should review Circular to Councils 10-01 for Integrated Planning and Reporting transitional arrangements.

The Guide includes key deadlines for strategic management tasks for all general purpose councils in NSW, but is not limited to these statutory requirements. The document reflects the financial year 2011/12.

The Strategic Tasks Guide is also available on the Division's website at www.dlg.nsw.gov.au and will be updated on a regular basis.

A handwritten signature in blue ink, reading 'Ross Woodward'.

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A Division of the Department of Premier and Cabinet

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8. CIRCULARS RECEIVED FROM THE NSW LOCAL GOVERNMENT AND SHIRES ASSOCIATION OF NSW – SEPTEMBER 2011

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

Summary:

Copies of weekly circulars received from the Local Government and Shires Association since 23 August 2011 Council meeting have been distributed to Councillors.

Background:

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

Issue 32

Item 13 – Livestock health & Pest Authorities Review
Item 14 – LGSA Guidelines for a Council Rates Hardship Policy
Item 17 – National Workforce Development Fund
Item 23 – Review of NSW Regional Development Act 2004

Issue 33

Item 12 – Aboriginal Cultural Heritage – New Guidelines

Issue 34

Item 12 – Restart NSW Fund Bill 2011-09-15
Item 15 – Finance for Energy Efficiency – Request for Proposals

Issue 35 -

Item 5 – Funding for RPL and training of Mature Workers
Item 14 – LHPA Review – Issues Paper
Item 16 – Local Government Reform Funding – Free Asset management and Long Term Strategic and Financial Planning DVD's and eLearning
Item 27 – NSW Budget 2011-12

Current Position:

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

Relevant Reference Documents/Policies:

Nil

Governance issues:

Councillors are requested to review weekly Circulars and read abreast of Local Government issues occurring at Industry level.

Environmental issues:

Nil

Stakeholders:

Councillors
Walgett Shire Council staff

Financial Implications:

Nil

Alternative Solutions/Options:

Not Applicable

Conclusion:

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

| Circulars received from the NSW Local Government and Shires Association of NSW – September 2011 |
|--|
| <p>Recommendation:</p> <p>That:</p> <p>2. The information contained in the weekly circulars from the NSW Local Government and Shires Association be received and noted.</p> <p>Moved:
Seconded:</p> |

Attachments:

Nil

9. MONTHLY CALENDAR – SEPTEMBER 2011

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

Summary:

Monthly calendar of Council activities

Discussion (including issues and background):

It was resolved at the 28 September 2010 Ordinary meeting of Council to produce a monthly in-house calendar as a central focus point to allow Councillors and senior management staff to plan their activities and spread their work load having regard to upcoming commitments.

It also avoids situations where some Councillors missed meetings or are not aware of when they have been scheduled. In addition, outside organisations have been requested to send meeting notice and minutes direct to Council's various representatives. Where notification is received meeting dates will be listed on the strategic tasks, events and meetings calendar and the representative(s) names flagged.

Current Position:

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

Relevant Reference Documents/Policies:

Nil

Governance issues:

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

Environmental issues:

Not applicable

Stakeholders:

Councillors
Walgett Shire Council staff

Financial Implications:

Nil

WALGETT SHIRE COUNCIL AGENDA

Alternative Solutions/Options:

Not applicable

Conclusion:

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

Monthly Calendar – September 2011

Recommendation:

1. That Council receive and note the regular monthly calendar for the period September to November 2011.

Moved:

Seconded:

Attachments:

Calendar for September to November 2011.

WALGETT SHIRE COUNCIL AGENDA



STRATEGIC TASKS, EVENTS AND MEETINGS CALENDAR

September 2011

| Date of Meeting | Time | What | Who | Business Paper due Date |
|-----------------|-----------------------------|--|--|-------------------------|
| Thu, 1 Sep | 7.00pm | Rowena Community Forum – Strategic Plan | Councillors, Exec Team | |
| Fri, 2 Sep | | | | |
| Sat, 3 Sep | | | | |
| Sun, 4 Sep | | | | |
| Mon, 5 Sep | | | | |
| Tue, 6 Sep | 7.00pm | Lightning Ridge Community Forum – Strategic Plan | Councillors, Exec Team | |
| Wed, 7 Sep | 7.00pm
3.30pm | Grawin Community Forum – Strategic Plan
HACC Meeting, Walgett Hospital | Councillors, Exec Team
Clr Keir | |
| Thu, 8 Sep | 7.00pm
3.30pm | Burren Junction Community Forum – Strategic Plan
HACC Meeting – Walgett Hospital
Outback Arts Meeting - Bourke | Councillors, Exec Team
Clr Keir
Clr Keir | |
| Fri, 9 Sep | | | | |
| Sat, 10 Sep | | | | |
| Sun, 11 Sep | | | | |
| Mon, 12 Sep | 7.00pm | Come By Chance Community Forum – Strategic Plan | Councillors, Exec Team | |
| Tue, 13 Sep | 7.00pm | Collarenebri Community Forum – Strategic Plan
Lightning Ridge Interagency Meeting | Councillors, Exec Team
GM and Mayor | |
| Wed, 14 Sep | 7.00pm | Carinda Community Forum – Strategic Plan | Councillors, Exec Team | |
| Thu, 15 Sep | | Local Traffic Committee Meeting | DES | |
| Fri, 16 Sep | | | | |
| Sat, 17 Sep | | | | |
| Sun, 18 Sep | | | | |
| Mon, 19 Sep | | | | |
| Tue, 20 Sep | 10.00am
4.00pm
6.00pm | Community Safety Precinct Committee – Walgett
Auditors
Regional Library Discussion, Walgett
Cumborah Community Strategic Plan Forum – Tennis Club | Mayor, Deputy Mayor & GM
Clr Keir, Clr Smith & GM | |
| Wed, 21 Sep | 5.30pm
10.30am | Auditors
L/Ridge Community Working Party
Collarenebri Community Working Party | Mayor, GM, MCS | |
| Thu, 22 Sep | 10.00am | Council Meeting – Carinda – Mayoral Election
Auditors | All Councillors and Exec Staff | |
| Fri, 23 Sep | 9.00am | OROC – GMAC Meeting – Dubbo
Auditors | GM | |
| Sat, 24 Sep | | | | |
| Sun, 25 Sep | | | | |
| Mon, 26 Sep | 7.00pm | Come By Chance Community Forum – Strategic Plan | Councillors, Exec Team | |
| Tue, 27 Sep | | General Manager on leave | GM | |
| Wed, 28 Sep | 10.00am | Walgett Community Working Party
General Manager on leave | Mayor, GM, MCS
GM | |
| Thu, 29 Sep | 11.00am | Police Remembrance Day
General Manager on leave | All Cirs and GM
GM | |
| Fri, 30 Sep | | General Manager on leave | | |

WALGETT SHIRE COUNCIL AGENDA



STRATEGIC TASKS, EVENTS AND MEETINGS CALENDAR

October 2011

| Date of Meeting | Time | What | Who | Business Paper due Date |
|-----------------|--------------------|---|--|-------------------------|
| Sat, 1 Oct | | General Manager on leave | GM | |
| Sun, 2 Oct | | General Manager on leave | GM | |
| Mon, 3 Oct | | Labour Day Public Holiday
General Manager on leave | GM | |
| Tue, 4 Oct | | | | |
| Wed, 5 Oct | | | | |
| Thu, 6 Oct | | OROC Dinner | GM, Mayor and Deputy Mayor | |
| Fri, 7 Oct | | OROC Meeting | GM, Mayor and Deputy Mayor | |
| Sat, 8 Oct | | | | |
| Sun, 9 Oct | | | | |
| Mon, 10 Oct | | | | |
| Tue, 11 Oct | | | | |
| Wed, 12 Oct | | | | |
| Thu, 13 Oct | 3.30pm | HACC Meeting – Walgett Hospital | Clr Keir | |
| Fri, 14 Oct | | | | |
| Sat, 15 Oct | | | | |
| Sun, 16 Oct | | | | |
| Mon, 17 Oct | | | | |
| Tue, 18 Oct | | | | |
| Wed, 19 Oct | 5.30pm
10.30am | L/Ridge Community Working Party
Collarenebri Community Working Party | Mayor, GM, MCS | |
| Thu, 20 Oct | | | | |
| Fri, 21 Oct | | Western Division Meeting - Hilston | GM & Mayor | |
| Sat, 22 Oct | | | | |
| Sun, 23 Oct | | LG Association NSW annual Conference, Shoalhaven | | |
| Mon, 24 Oct | | LG Association NSW annual Conference, Shoalhaven | | |
| Tue, 25 Oct | 10.00am | Council Meeting -Walgett
LG Association NSW annual Conference, Shoalhaven | All Councillors and Exec Staff | |
| Wed, 26 Oct | 10.00am
10.30am | Walgett Community Working Party
LG Association NSW annual Conference, Shoalhaven
Regional Library Meeting, Brewarrina | Mayor, GM, MCS
Clr Smith, Clr Keir & GM | |
| Thu, 27 Oct | | | | |
| Fri, 28 Oct | | | | |
| Sat, 29 Oct | | | | |
| Sun, 30 Oct | | | | |
| Mon, 31 Oct | | | | |



STRATEGIC TASKS, EVENTS AND MEETINGS CALENDAR

November 2011

| Date of Meeting | Time | What | Who | Business Paper due Date |
|-----------------|-------------------|---|--------------------------------|-------------------------|
| Tue, 1 Nov | | | | |
| Wed, 2 Nov | | | | |
| Thu, 3 Nov | | | | |
| Fri, 4 Nov | | | | |
| Sat, 5 Nov | | | | |
| Sun, 6 Nov | | | | |
| Mon, 7 Nov | | | | |
| Tue, 8 Nov | | | | |
| Wed, 9 Nov | | | | |
| Thu, 10 Nov | 3.30pm | HACC Meeting | Clr Keir | |
| Fri, 11 Nov | | | | |
| Sat, 12 Nov | | | | |
| Sun, 13 Nov | | | | |
| Mon, 14 Nov | | | | |
| Tue, 15 Nov | | | | |
| Wed, 16 Nov | | | | |
| Thu, 17 Nov | | | | |
| Fri, 18 Nov | | | | |
| Sat, 19 Nov | | | | |
| Sun, 20 Nov | | | | |
| Mon, 21 Nov | | | | |
| Tue, 22 Nov | 10.00am | Council Meeting – Burren Junction | All Councillors and Exec Staff | |
| Wed, 23 Nov | 5.30pm
10.30am | L/Ridge Community Working Party
Collarenebri Community Working Party | Mayor, GM, MCS | |
| Thu, 24 Nov | | | | |
| Fri, 25 Nov | | | | |
| Sat, 26 Nov | | | | |
| Sun, 27 Nov | | | | |
| Mon, 28 Nov | | | | |
| Tue, 29 Nov | | | | |
| Wed, 30 Nov | 10.00am | Walgett Community Working Party | Mayor, GM, MCS | |

21. FEES FOR MAYOR AND COUNCILLORS 2011/12

REPORTING SECTION: Executive - Governance
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 11/304

Summary:

Pursuant to Section 241 of the Local Government Act 1993, the Local Government Remuneration Tribunal determines the categories for Councils and the maximum and minimum fees to be paid during the forthcoming Financial Year to Mayors and Councillors within each category. The Tribunal released its determinations for the 2011/12 Financial Year on the 28th April 2011.

Discussion (including issues and background):

Attached is the page from the Tribunal determination which contains the Categories into which Councils and County Councils have been placed along with the range of fees that may be paid to Mayors and Councillors. Walgett Shire Council is one of 77 Councils categorised as Rural.

Current Position:

All fees have been increased by 4.2%. It is considered appropriate that the maximum Councillor fee be adopted and that the additional fee to be applied to the position of Mayor also be the maximum permitted. It is recommended that 25% of the Mayor's fee be allocated to the Councillor occupying the position of Deputy Mayor. Note that the fee for the Deputy Mayor must be allocated from the Mayoral fee.

Relevant Reference Documents:

Local Government Act 1993 - 2011 Report and Determinations of the Local Government Remuneration Tribunal

Governance issues:

It is considered important that Councillors fees should properly reflect the effort put into this very important and at times onerous public office.

The consideration of fees is used at some councils as an opportunity to grandstand and to not keep pace with inflation. By adopting the maximum fees set by an Independent Tribunal Council can ensure reasonable payment for services rendered. Fees should be reflective of Councillors lost income from their usual occupation or the need to pay someone to replace them whilst they are absent from their usual employment/role on Council business.

Environmental issues:

Nil

Stakeholders:

Councillors and citizens

Financial Implications:

Provision for the fees has been made in the Draft Budget 2011/12

Alternative Solutions/Options:

Conclusion:

| Fees for Mayor and Councillors 2011/2012 |
|--|
| <p>Recommendation:</p> <p>That:</p> <p>1. the Councillor fee for 2009/10 be \$9,970</p> <p>the Mayoral fee for 2009/10 be \$21,770</p> <p>25% of the Mayoral fee be allocated to the Councillor who occupies the position of Deputy Mayor</p> <p>That as a policy, Councillor fees in future be set at the maximum level set by the Local Government Remuneration Tribunal.</p> |
| <p>Moved:</p> <p>Seconded:</p> |

Attachments:

Determination pursuant to section 241 of Fees for Councillors and Mayors

WALGETT SHIRE COUNCIL AGENDA

DETERMINATION PURSUANT TO SECTION 241 OF FEES FOR COUNCILLORS AND MAYORS

Pursuant to s.241 of the *Local Government Act 1993*, the annual fees to be paid in each of the categories to councillors, mayors, members and chairpersons of county councils effective on and from 1 July 2011 are determined as follows:

| | Councillor/Member Annual Fee | | Mayor/Chairperson Additional Fee* | |
|------------------------|------------------------------|---------|-----------------------------------|---------|
| | Minimum | Maximum | Minimum | Maximum |
| Principal City | 22,680 | 33,270 | 138,780 | 182,610 |
| Major City | 15,110 | 24,960 | 32,140 | 72,710 |
| Metropolitan Major | 15,110 | 24,960 | 32,140 | 72,710 |
| Metropolitan Centre | 11,340 | 21,170 | 24,100 | 56,250 |
| Metropolitan | 7,550 | 16,640 | 16,080 | 36,320 |
| Regional Rural | 7,550 | 16,640 | 16,080 | 36,320 |
| Rural | 7,550 | 9,970 | 8,020 | 21,770 |
| County Council – Water | 1,500 | 8,320 | 3,220 | 13,660 |
| County Council - Other | 1,500 | 4,980 | 3,220 | 9,080 |

*This fee must be paid in addition to the fee paid to the Mayor/Chairperson as a Councillor/Member (s.249(2)).

Local Government Remuneration Tribunal

Helen Wright
Dated: 28 April 2011

10. CLOSEDOWN OF ADMINISTRATION OVER FESTIVE SEASON

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

Summary:

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

Discussion (including issues and background):

This year the Boxing Day public holiday falls on Tuesday 27th December, an additional Public holiday for Christmas Day has been set for Monday 26th December and New Year's Day is the following Sunday with the Public Holiday scheduled for Monday 2nd January 2012. It is proposed that Council operations close down for the three intervening days of Wednesday 28th to Friday 30th inclusive.

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

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

Relevant Reference Documents:

Nil

Stakeholders:

Council staff and residents

Financial Implications:

Staff will be required to take either Annual Leave or accumulative Flex Time during this three day period, the three day shutdown will be revenue neutral. Staff rostered to work during the period attracts payment of normal rates of pay.

Closedown of Administration over Festive Season

Recommendation:

1. Council operations close for the three days 28th to 30th December 2011 and the General Manager make satisfactory arrangements for the maintenance of essential services and provision of emergency call out services.
2. The closedown be effectively notified to residents along with details of essential service and emergency call out arrangements

Moved:

Seconded:

Attachments:

Schedule of 2011 Public Holidays from NSW Government Industrial Relations Website

NSW Public Holidays 2011-2012

Holidays for NSW under the [Banks and Bank Holidays Act 1912](#).

| | 2011 | 2012 |
|------------------------------|---|------------------------|
| New Year's Day | Saturday, 1 January | Sunday, 1 January |
| Additional Day | Monday, 3 January | Monday, 2 January |
| Australia Day | Wednesday, 26 January | Thursday, 26 January |
| Good Friday | Friday, 22 April | Friday, 6 April |
| Easter Saturday | Saturday, 23 April | Saturday, 7 April |
| Easter Sunday | Sunday, 24 April | Sunday, 8 April |
| Easter Monday | #Tuesday, 26 April | Monday, 9 April |
| Anzac Day | Monday, 25 April | Wednesday, 25 April |
| Queen's Birthday | Monday, 13 June | Monday, 11 June |
| **Bank Holiday | Monday, 1 August | Monday, 6 August |
| Labour Day | Monday, 3 October | Monday, 1 October |
| Christmas Day public holiday | *Sunday, 25 December
##Monday, 26 December | Tuesday, 25 December |
| Boxing Day | Tuesday, 27 December | Wednesday, 26 December |

^ Additional Holiday.

* Yet to be proclaimed.

** Not a state-wide public holiday.

Substituted public holiday for Easter Monday.

Transferred public holiday for Christmas Day.

11. ORDINARY COUNCIL MEETINGS – TIME, DATES AND VENUES FOR 2012

REPORTING SECTION: General Manager
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 10/657

Summary:

Council's Code of Meeting practice Clause 5 (2) requires "that Council shall, by Resolution set the Time, Date and place of Ordinary Meetings of the Council" It is desirable that Council determine its meeting schedule for the whole of 2011, to facilitate forward planning.

Discussion (including issues and background):

Council has previously determined that Ordinary Meetings of Council should generally be held on the fourth Tuesday of each month and that "in any calendar year one Ordinary Meeting of Council be held in each of Lightning Ridge, Collarenebri, Rowena, Burren Junction and Carinda".

Council also resolved at its 22 March 2011 Ordinary Meeting the following:

| 3/2011/3 Monthly Council meeting for January |
|--|
| <p>Resolution:</p> <p>That Council resolve to hold a normal monthly meeting in January every year.</p> <p>Moved: Clr Greenaway
Seconded: Clr Martinez</p> <p>Amendment:</p> <p>That Council resolve to hold its normal monthly December meeting on the last available Tuesday before Christmas and bring its February Meeting to the second Tuesday of February.</p> <p>Moved: Clr Colless
Seconded: Clr Keir</p> <p>ON BEING PUT THE AMENDMENT BECAME THE MOTION</p> <p>ON BEING PUT THE MOTION WAS CARRIED</p> |

WALGETT SHIRE COUNCIL AGENDA

The following schedule provides for Meetings in 2012 to be held on the fourth Tuesday of the month other than in February when it is proposed to be held on the second Tuesday (14th February) and December, the third Tuesday (18th December). The locations are in the same sequence as for 2011. No meeting is scheduled for January. It is proposed that meetings continue to commence at 10.00am as has been the practice in the past.

- 14th February – Walgett
- 27th March – Lightning Ridge
- 24th April – Collarenebri
- 22nd May – Walgett
- 26th June – Walgett
- 24th July – Rowena
- 28th August – Walgett
- 25th September – Carinda
- 23rd October – Walgett
- 27th November – Burren Junction
- 18th December - Walgett

Relevant Reference Documents:

Council's Code of Meeting Practice (Revision 21 December 2010)

Stakeholders:

Councillors and staff

Financial Implications:

Nil

Ordinary Council meetings – Dates and Venues for 2012

Recommendation:

1. That the schedule of Ordinary Council Meetings for 2012 be outlined as follows:

14th February – Walgett
27th March – Lightning Ridge
24th April – Collarenebri
22nd May – Walgett
26th June – Walgett
24th July – Rowena
28th August – Walgett
25th September – Carinda
23rd October – Walgett
27th November – Burren Junction
18th December - Walgett
and that the meetings commence at 10.00am

Moved:

Seconded:

Attachments:

Nil

12. *DELEGATES AND REPRESENTATIVES TO, AND MEMBERS OF, EXTERNAL BODIES*

REPORTING SECTION: Executive - Governance
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 09/1454

Summary:

The term of appointment of Council representatives and delegates is one year, terminating in September, unless indicated otherwise.

Discussion (including issues and background):

Attached is a schedule identifying Councillors and staff who are currently involved in external bodies on behalf of Council. It should be noted that Councillors Woodcock and Greenaway have been elected to the Castlereagh Macquarie County Council for a term of four years.

It should be further noted that: Walgett District Tourism Association no longer exists; the Walgett Community College Board constitution now only makes provision for a Councillor member and the following have had name changes:

- Crown Reserve 1024168 Over Preserved Opal Fields Management Committee to Lightning Ridge & Surrounding Opal Fields Management Reserve Trust
- Lightning Ridge Mining Group to Lightning Ridge Advisory Board
- Northern Regional Library to Northwest Slopes & Plains Cooperative Library Service
- Outback Regional Tourism Organisation to Inland Tourism Organisation
- Orana Area Consultative Committee to Orana Regional Development Australia

It should also be noted that at the 26 February 2010 Council meeting, Cllr Lane was appointed to the Management Committee for Crown Reserve 1024168, with the Director Planning and Regulatory Services to act as an advisor to the Councillor.

It is suggested that the practice of nominating an alternative council delegate also to cover those occasions when the nominated delegate may be unavailable which was introduced in 2010/2011 be continued.

Council at its meeting on 23 August 2011 resolved to establish a plant committee comprising of three Councillors, General Manager and Director Engineering Services.

There have also been instances in the past when Council delegates have been unaware that meetings are being held and appropriate action continue to be taken to overcome this problem in the future.

Separate Community Working Parties operate in respect of Walgett, Lightning Ridge, and Collarenebri.

Relevant Reference Documents:

Nil

Stakeholders:

Councillors and members of the Executive Team

Financial Implications:

Nil

| Delegates and Representatives to, and members of External bodies |
|---|
| <p>Recommendation:</p> <p>1. That members, representatives and delegates be as outlined in the attached schedule with the following amendments:</p> <p><i>(To be determined at meeting)</i></p> <p>Moved:</p> <p>Seconded:</p> |

Attachments:

Schedule of representatives and delegates for 2011/2012

WALGETT SHIRE COUNCIL AGENDA

| COMMITTEE | OFFICER | COUNCILLOR. |
|--|---|---|
| Australian Airports Association | Director Urban Infrastructure Services | Not Required |
| Bushfire Management Committee | Director Engineering Services | Clr Murray |
| Camps on Claims Working Group (<i>Status to be determined</i>) | Director Planning and Regulatory Services | Clr Lane |
| Castlereagh Macquarie County Council | | Clr Woodcock and Clr Greenaway |
| Collarenebri Community Working party | Manager Community Services and General Manager | Mayor |
| Community Safety Precinct Committee | General Manager | Mayor and Deputy Mayor |
| Lightning Ridge & Surrounding Opal Fields Management Reserve Trust | Director Planning and Regulatory Services | Clr Lane |
| Floodplain Management Authorities Group | Director Urban Infrastructure Services | Clr Woodcock and Clr Keir |
| Inland Tourism Organisation | Tourism Development Officer & General Manager | Clr Martinez |
| Kamilaroi Highway Group | Tourism Development Officer | Not Required |
| Lightning Ridge Advisory Board | | Delegate Clr Lane
Alternate Clr Murray |
| Lightning Ridge Tourism Board | General Manager | Clr Martinez |
| Lightning Ridge Community Working Party | Manager Community Services and General Manager | Mayor |
| Local Emergency Management Committee | General Manager as LEMO | Mayor |
| Local Government Group of the Namoi Catchment Management Authority | Director Urban Infrastructure Services | Clr Keir |
| Local Traffic Committee | Director Engineering Services and General Manager | Clr Colless and Clr Martinez |
| Mungindi Menindee Advisory Council | | Clr Greenaway and Clr Murray |
| Namoi peel Catchment Customer Service Committee | Director Urban Infrastructure Services | Clr Keir |
| Netwaste | Director Urban Infrastructure Services | Not Required |
| Northwest Slopes & Plains Cooperative Library Service | Director Corporate Services | Clr Smith and Clr Keir |
| Orana Regional Development Australia | General Manager | Clr Lane |
| Orana Regional Organisations of Council – GMAC | General Manager | Not Required |
| Orana Regional Organisations of Council (OROC) | General Manager | Mayor and Deputy Mayor |
| Outback Arts Incorporated | Director Corporate Services | Clr Keir |
| Plant Committee | Director Engineering Services and General Manager | 3 Councillors |
| Regional Procurement Initiative | Director Engineering Services | Not Required |
| Rural Bush Fire Group Management | Director Engineering Services | Clr Murray |
| Saleyards Advisory Committee | Director Urban Infrastructure Services | Clr Colless |
| Shire's Association of NSW C Division | General Manager | Mayor and Deputy Mayor |
| Western Division of the Shire's Association | General Manager | Mayor and Deputy Mayor |
| Walgett Community Working Party | Manager Community Services and General Manager | Mayor |
| Walgett Community College Board | | Clr Murray |
| Walgett Shire Interagency Group | General Manager | Clr Keir |
| Weight of Loads Committee | Director Engineering Services | Clr Colless and Clr Martinez |

13. ACQUISITION OF CROWN LAND – LIGHTNING RIDGE

REPORTING SECTION: General Manager
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 00/0000

Summary:

To consider proposals to acquire crown land at Lightning Ridge for road purposes.

Background:

Two supplementary reports in respect of land acquisition proposals will be circulated prior to the meeting.

| Acquisition of Crown Land – Lightning Ridge |
|--|
| <p>Recommendation:</p> <p>1. For information.</p> <p>Moved:
Seconded:</p> |

Attachments:

Nil

13A. NEW LIGHTNING RIDGE TOWN BORE SITE - LICENCE

REPORTING SECTION: General Manager
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 00/0000

Summary:

To endorsed action taken to lease an area of 1800 square metres (part lot 2 DP 1167811) as a site for the new Lightning Ridge town bore.

Background:

On Monday 5 September 2011, the trunk water main from the town bore to Lightning Ridge township fractured. By the time the break was located the town reservoir was down to 65% capacity, leaving an estimated three days water supply with no readily available alternate water supply.

The town bore is located approximately 6 kms west of the township and the break occurred approximately 1.5 km from the township. For approximately 1 km of that distance the trunk main is still under approximately 1 metre of flood waters from the January 2011 floods.

The trunk main is buried between one and two metres underground and the flood waters are not expected to dissipate until at least February 2012. This hindered access to the repair area and the repair options.

Following an inspection by the Mayor, General Manager and other staff, and in view of the fact that no ready solution was available, at approximately 4 pm the General Manager (in his capacity of Chairperson of the Local Emergency Management Committee) alerted the Acting Local Emergency Management Officer (LEMO). In turn he informed the District Emergency Management Officer (DEMO) who again in turn informed the District Emergency Operations Controller (DEOC).

A teleconference was then initiated at 5 pm by the State Emergency Operations Centre (SEOC) which involved Walgett Shire Council Representatives, District and Local Emergency Operations Controllers, District Emergency Management Officer, Energy and Utilities Services Functional Area, Engineering Functional Areas, Transport Services Functional Area and Department of Premier and Cabinet.

Initially four options were identified:

- Water cartage from Walgett (150 km round trip)
- Access to a secondary supply from the #2 Llanano Bore (pressure and water temperature issues)
- Sinking a new bore (2 or 3 weeks drilling from time drilling rig in position)
- Repair of the existing trunk main (limited access due to flooding – likely need to construct a coffer dam – 3 or 4 weeks delay)

Further meetings of the LEMC and SEOC were arranged for 9 am and 12 noon on Tuesday 6 August respectively. As a result, State Engineering Services Functional Area was tasked to arrange for a commercial diver to travel to Lightning Ridge to inspect the fracture and determine what treatment options may be available.

WALGETT SHIRE COUNCIL AGENDA

At the same time Council officers and two Energy and Utility Services engineers who had arrived on site continued to work on assessing the feasibility of the other three options.

It was agreed that water carting could be sourced from the #1 Llanao bore, a distance of 15 km from Lightning Ridge but a further problem was identified in the need to pump water vertically 30 metres into the town reservoir.

A further SEOC teleconference was arranged for 12 noon on Wednesday 7 September.

A three man Energy and Utility Services dive team arrived on site around lunch time on Wednesday and in the interim the possibility of a tapping band or elbow failure had been identified.

After severe water restrictions were put in place the town reservoir appeared to be losing about 10% capacity per day – indicating that the problem may not be a complete breach in the trunk main.

Various other emergency measures addressing water quality, health issues and fire fighting capacity were put into place. Leaflet drops and media releases were prepared by Walgett Shire to keep the local community aware of progress being made in fixing the problem.

Late on Wednesday afternoon a broken pipeline flange was found to be the problem by the divers and the problem repaired.

As a result of the temporary repairs required it was necessary to disconnect the supply to the Lightning Ridge Miners' Association caretakers' residences and action is being taken to install a temporary supply line to these premises.

By Thursday pumping was restored and full town reservoir capacity was restored overnight Friday.

Current Position:

As indicated earlier, the trunk main is likely to remain under water until the end of February 2012. It is an unknown quantity as to whether or not the repairs will hold until permanent repairs can be made once the water recedes.

As a result, a decision has been made to proceed and put the three back up options in place as a precautionary measure.

In order to secure a site for a new town bore, a licence has been arranged with NSW Primary Industries, pending the compulsory acquisition of the site as acquisition may take up to six months.

Drilling of the new bore by a NSW Office of Water Groundwater Drilling will commence within the next few days and is estimated to take two or three weeks to complete.

Arrangements have also been made with Essential Energy to fast track the supply of electricity to the new bore site.

Relevant Reference Documents/Policies:

Bore Licence R1 491528

Governance issues:

Nil

Environmental issues:

An assessment under Part 5 EPAA is required prior to commencement.

Stakeholders:

Council
Lightning Ridge residents

Financial Implications:

Provision was made in the current budget for the provision of a new bore at Lightning Ridge - Water Supply Fund \$400,000.

Legal Issues:

Council will need to proceed with the compulsory acquisition of the new bore site as soon as possible. The first step is to have a surveyor prepare a plan of acquisition and this process is in train.

Alternative Solutions/Options:

Nil

Conclusion:

To formalise the temporary licence agreement Council needs to endorse the action taken in securing the licence and execute the agreement under the Common Seal of Council

| New Lightning Ridge Town Bore Site - Licence |
|--|
| <p>Recommendation:</p> <p>1. That Council endorse the action taken in securing a temporary licence (R1 491528) over part of lot 2 DP 1167811 for the establishment of the new Lightning Ridge town bore the licence and execute the agreement with the NSW Department of Primary Industries under the Common Seal of Council.</p> <p>Moved:
Seconded:</p> |

Attachments:

Nil

13B *PROPOSED COMPULSORY ACQUISITION OF LAND – WOOLOROO ROAD – LIGHTNING RIDGE*

REPORTING SECTION: General Manager
AUTHOR: Don Ramsland – General Manager
FILE NUMBER: 10/130

Summary:

To approve the compulsory acquisition of land, being lots 1004, 1005, 1006 and 1007 in DP 1117849 at Wooloroo Road, Lightning Ridge.

Background:

At its meeting on 28 September, 2009 Council resolved to note and raise no objection to the dedication of a 450 square metre area between the Wooloroo Road and Western Lands lease (WLL) 13301 (lot 57 DP 705026) as public road under Section 12 of the Roads Act, 1993 providing that the owner of the Western Lands Lease (L.C. and H.D. Matson) accepted responsibility for maintaining the driveway and associated culvert located within the area and no costs in converting the area to a public road were incurred by Council.

Earlier, in November 2007, after agreeing to acquire Crown land at lightning Ridge for a public road (Wooloroo Road), Council had sent a plan of the proposed acquisition to LPI NSW and it was subsequently issued a DP number of DP1117849. The plan however is not a true plan under the Real Property Act until such time as the acquisition process is completed and the acquisition is gazetted. The gazettal basically ratifies the plan.

Current Position:

The acquisition process has apparently stalled at a Council level and the LPI will not allow the registration of the second plan (the 450 square metre area) until Council's acquisition process is finalised.

Accordingly it is now necessary for Council to resolve:

- That Council acquire by compulsory acquisition the land described as Lots 1004, 1005, 1006 & 1007 in Deposited Plan 1117849 under section 178 of the Roads Act 1993 for Road Construction and Dedication.
- That Council apply to the Minister and/or Governor for approval to acquire the subject land by compulsory process under the Land Acquisition (Just Terms) Compensation Act 1991.
- That all minerals are to be excluded from the compulsory acquisition of the subject land.
- That upon acquisition, the subject land be classified operational land.
- That any necessary documentation be executed under the common seal of Council.

Once Council has resolved as outlined above, it will be necessary to make application to the Division of Local Government, Premier's and Cabinet Department for approval to proceed with the acquisition.

Relevant Reference Documents/Policies:

WWL 13301 and DP 117849

Governance issues:

The adjoining land owners appear to have been attempting to gain legal access to their property for approximately Ten (10) years

Environmental issues:

Nil

Stakeholders:

Council

Financial Implications:

Any costs involved will be sourced from existing budget allocations.

Legal Issues:

As the road has been in existence for more than 30 years, it would appear that native title may have been extinguished but this matter needs to be clarified during the acquisition process.

Alternative Solutions/Options:

Nil

Conclusion:

Council should proceed with compulsory acquisition of Lots 1004, 1005, 1006, and 1007 in DP 117849 for dedication as public road.

Proposed Acquisition of Land – Woolaroo Road – Lightning Ridge

Recommendation:

That:

1. Council acquire by compulsory acquisition the land described as Lots 1004, 1005, 1006 & 1007 in Deposited Plan 1117849 under section 178 of the Roads Act 1993 for Road Construction and Dedication.
2. Council apply to the Minister and/or Governor for approval to acquire the subject land by compulsorily process under the Land Acquisition (Just Terms) Compensation Act 1991.
3. That all minerals are to be excluded from the compulsory acquisition of the subject land.
4. That upon acquisition, the subject land be classified operational land.
5. That any necessary documentation be executed under the common seal of Council.

Moved:

Seconded:

Attachments:

Nil

14. MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION ONLY FROM GENERAL MANAGER – SEPTEMBER 2011

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

- 1. Self Help Subsidy Scheme for Walgett – SBS Application**
Council has received approval for an SBS Self Help Retransmission Subsidy for SBS in Walgett. The subsidy will allow Council to install the equipment needed to supply Walgett residents with SBS Analogue Radio. **– may need Council report or a separate resolution**
- 2. Passing of Councillor Fifield – Greater Hume Shire Council**
Clr Allan Fifield passed away on Thursday 8 September. Allan was a Councillor of Culcairn Shire Council for 38 years (and until the amalgamation) in 2004 including 18 terms as [Shire](#) President/Mayor. Allan also served as President of the Shires Association of NSW and was a Patron.
- 3. Request from Transcultural Community Council (TCC)**
Council has received a request from the Lightning Ridge Transcultural Community Council to meet with representatives from Council to discuss funding support and the future of the TCC as a service provider in Lightning Ridge. (Attachment A)
- 4. Correspondence from Motions passed at the Western Division Conference**
Council has received correspondence in relation to Motions that were passed at the last Western Division Conference. The five letters are on the following subjects, (Attachment B):
 - Wool Bales and bull bars
 - Bail
 - Roadside vegetation on roads in the western region
 - Changing the criteria for natural disaster restoration funding and funding support for Local Government to maintain and improve roads.
 - 'Flood roads' on Western Lands Leases
- 5. PCYC Proposal**
A meeting has been held with interested stakeholders to develop a grant application for this project. Applications close 31 October 2011 and it is anticipated all necessary investigations and costings will be completed by mid October
- 6. Air Services**
Further negotiations have been held in the last few weeks with regards the re-introduction of regular passenger transport air services to western ports. A more detailed report will be prepared for Council's October meeting.

7. Acute Care Beds – Walgett Hospital

The issue of four transitional aged care beds being introduced at the Walgett Hospital at the expense of four acute care beds has not yet been satisfactorily resolved.

The issue remains that the local health service is unable to guarantee that in the event of the four transitional aged care beds being transferred to another location that the four acute care beds they will initially replace will not be restored.

Increased bed occupancy in recent times means that it is imperative that a guarantee be given prior to any action being taken.

| |
|--|
| Matters Generally for Brief Mention or Information only from General Manager – September 2011 |
|--|

Recommendation:

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

Moved:

Seconded:

Attachments:

A – Letter from Lightning Ridge and Region Transcultural Community Council – 6/9/2011

B – 5 Letters to Western Division Association



**LIGHTNING RIDGE AND REGION
TRANSCULTURAL COMMUNITY COUNCIL Inc.**

***PO BOX 1724, (1/28 MORILLA ST.) LIGHTNING RIDGE NSW 2834**
*PHONE 02 6829 2014 *FAX 02 6829 0902 *EMAIL tcinc@lightningridge.net.au
ABN 99749104367 Est. 1996

RECEIVED 7 SEP 2011

General Manager
Walgett Shire Council
P.O. Box 31
Walgett, NSW 2832

6 September 2011

Dear Mr. Ramsland

Please find enclosed an outline of services provided by the Transcultural Community Council (TCC) together with the request for funding support to maintain the TCC's Migrant Information & Referral Service.

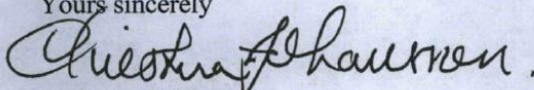
The TCC provides casework support, assisting newly arrived and the longer settled migrants in Lightning Ridge as well as the surrounding communities of Walgett Shire.

The TCC is an NGO service providing an essential service in the Walgett Shire, for people of CALD (Culturally and Linguistically Diverse Background) who make up a substantial part of the Lightning Ridge community profile.

We would like to meet and discuss the above request and the future of the TCC as a service provider in Lightning Ridge for the Walgett Shire.

For further information, please contact Ana Cvejic Vastag on 0428 862738
or Christina Johansson on 68294 027 or 0409 291 297

Yours sincerely


Christina Johansson
President

WALGETT SHIRE COUNCIL AGENDA

TO WALGETT SHIRE COUNCIL APPLICATION FOR INTERIM SUPPORT

Volunteer Management Committee of the Lightning Ridge and Region Transcultural Community Council Inc. (TCC) operates our community based not-for profit organisation, in rural and remote North West NSW.

TCC was developed to address unmet needs of people of culturally and linguistically diverse backgrounds, when closest assistance of this kind was 800 km's away.

TCC has provided migrant support service since 1996. It started with the funding from the then Ethnic Affairs Commission (CRC) and since 1999 with funding from The Department of Immigration and Citizenship DIAC, (then DIMIA and later DIMA) and continuous funding from CRC.

The Migrant Information Referral and Casework Service is based in Lightning Ridge and outreaches on needs basis to the Walgett Local Government area in rural and remote North West NSW. The culturally and linguistically sensitive service is delivered through face-to-face information and referral, telephone consultation and casework provision to Walgett LGA, including surrounding opal-mining communities.

TCC Migrant Information, Referral and Casework Service aims to:

- Overcome isolation of CALD people in Lightning Ridge and region
- Improve access to services
- Provide assistance/support for CALD people in dealing with government and non- government agencies and service providers.
- Overcome language barriers through the development/promotion interpreter service

Client service, client issues: Our migrant population has many issues that require ongoing assistance and casework provision from the Migrant Information and Referral Service.

This service for migrant support has truly become a lifeline for many of the CALD people in our community. Not much has changed since the early days of this service. The language barrier and literacy, access to services, the distance to specialist health services, all these issues remain current.

People need help with their bills, appointments, letters, Centerlink/pension issues, leases, mining- registrations, assessments, or even a simple phone enquiry to a service represents a great problem to some.

Migrant population 35% 2/3 living in camps and on surrounding opal fields. The service delivery is a challenge since there is not even mail delivery and no residential addresses available.

TCC is the only service in Far West NSW that assists newly arrived and longer settled migrants in this remote isolated region.

According to its Social Plan 2007 - 2010, Council has made a commitment to support services that operate within the CALD community. Further, Council recommends: that "Walgett Shire Council ensure people from diverse cultural backgrounds have equitable access to services". The Lightning Ridge Transcultural Community Council exists solely to assist people from culturally diverse backgrounds to access services that they would otherwise encounter barriers with.

TCC has one worker employed as a Migrant Information and Referral Service Worker.

For the past 12 years and one Outreach Worker for the past 3 years were working with funding from the Department of Immigration and Citizenship (DIAC). However DIAC has changed the funding criteria in the past few years, funding SGP-Settlement Grants Program, newly arrived migrants 0-5yrs and humanitarian entrants, not including 457-visa holders (skilled migrants sponsored by employer). Our migrant population however does not fit these criteria and regardless of the identified needs for this service in the community, DIAC funding will no longer be available for our service.

Community Relations Commission CRC is providing funding for the service 13hours part time employment per week for a year. The funding is one of and has to be applied for each year.

Worker and Committee actively network and attend training, seminars forums and workshops when available to community.

Being rural remote NSW TCC also networks closely with our Aboriginal Community and together acknowledge cultural sensitivity.

Committee has a good understanding of Occupational Health and Safety in the workplace and work practices. A four -wheel drive motor vehicle is available to worker as long as vehicle can be maintained.

TCC is seeking interim support from Council for Project and Organisational Costs as shown in the enclosed budget.

WALGETT SHIRE COUNCIL AGENDA

BUDGET/ total project costs per year
For two days client service per week

| | |
|--|---------------------|
| Labour Costs paid for by CRC grants | |
| Salaries/Wages 13 hours per week | \$15,811.64 |
| Salary On-costs 15% (For example: superannuation, leave loading) | \$2,371.74 |
| | |
| Subtotal | \$ 18,183.38 |
| Organisational Costs that need sponsoring | |
| Facilities (including rent, rates, electricity) TCC share paid until December 2011 | \$3,200.00 |
| Utilities (including telephone, fax, internet, printer) | \$2,450.00 |
| Office Expenses (For example: stationery, postage) | \$ 600.00 |
| Accounting, Auditing and Financial | \$600.00 |
| Insurance (including Workers Comp. And Public Liability) | \$900.00 |
| Subtotal | \$7,750.00 |
| Total | \$25,933.38 |



The Hon. Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

M11/3221

Ms Ruth Fagan
Executive Officer
Western Division Councils of NSW
PO Box 526
COWRA NSW 2794

10 Oct 2011

Dear Ms Fagan

Thank you for your letter about load widths for wool bales and bull bars.

The NSW Government is committed to improving the efficiency and productivity of the freight industry in a safe and sustainable manner.

Transporting wool bales on NSW roads at the maximum prescribed width limit of 2.5 metres has, for too long, been a difficult objective to achieve for many transporters. This is in part due to the way wool bales are constructed. Settlement of the filled bales during transportation often causes the bales to bulge beyond the gunnels of the vehicle's tray.

You will be pleased to note that, recognising these difficulties, I have already announced significant reforms to the transport of wool bales on NSW roads. For your information, a copy of this announcement is attached to this letter. Operators will be permitted to transport loads up to a maximum width of 2.7 metres.

Full details of the concessions and specific operating conditions required to ensure road safety concerns are met when transporting wool bales are available on the Roads and Traffic Authority's (RTA) website (www.rta.nsw.gov.au). Click on 'Heavy Vehicles', then 'Permit notices', which is under 'Rules & regulations', where the baled wool exemption notice and appendices can be downloaded.

I have also asked the RTA to begin amending the regulations to allow for this concession to be permanently applied.

In relation to your concerns about bull bars, the RTA advises me that there are currently no plans to amend the existing provisions for fitting bull bars. Bull bars are not covered by the Australian Design Rules. Instead, the relevant provisions are in the Road Transport (Vehicle Registration) Regulation 2007, which allows bull bars to be fitted to vehicles in NSW.

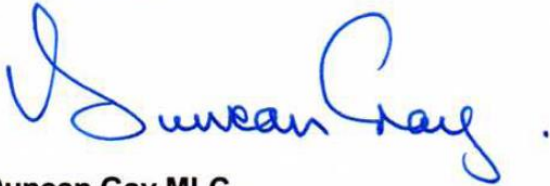
To minimise risk to other road users, including pedestrians, bull bars must comply with the profiles specified in the Australian Standard AS 4876.1 'Motor vehicle frontal protection systems Part 1: Road user protection'.

Level 35, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000
Phone: (61 2) 9228 5271 Fax: (61 2) 9228 5499 Email: office@gay.minister.nsw.gov.au

As this standard was introduced in late 2002 it only applies to vehicles manufactured after 1 January 2003. This standard also applies only to passenger vehicles and light trucks with a gross vehicle mass of up to 3.5 tonnes.

I hope this has been of assistance. For more information please contact Mr Harold Bear in my office on (02) 9228 5271.

Yours sincerely



Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

Encl.



The Hon Duncan Gay MLC

Leader of Government Business

Legislative Council

Minister for Roads & Ports

MEDIA RELEASE

30 June 2011

RED TAPE CUT FROM WOOL BALES

NSW Minister for Roads Duncan Gay today announced an immediate 2.7 metre width concession for the transportation of wool bales in NSW.

"The NSW Liberals & Nationals Government recognises the current dimensions and structure of many wool bale packs, as well as the wool baling process, contributes to wool bale loads exceeding the current 2.5 metres maximum width limit," Mr Gay said.

"As every wool producer and carrier knows, when placed and restrained tightly on a truck, wool bale loads can deform or 'bulge out' beyond 2.5 metres in width.

"Unlike the former Labor Government, the NSW Liberals & Nationals Government understands and appreciates the unique challenges of baling, loading and transporting wool bales – many Coalition MPs are current or past farmers; my own farm at Crookwell has grown wool for nearly a century."

Producers and carriers have been incurring heavy fines because of impractical and prescriptive rules and regulations that don't account for the natural, physical attributes of wool bales.

"I know of a small Dubbo carrier who has incurred crippling fines of more than \$6,500 since November last year – this reform will inject some much needed common sense back into the equation", Mr Gay said.

The 12 month concession – which will take immediate effect from tomorrow (Friday 1 July) – will give the NSW Government time to amend existing regulations to reflect the concessional width increase from 2.5 metres to 2.7 metres.

Mr Gay said to ensure road safety issues are adequately dealt with a number of important conditions will apply to the 12-month concession; notably:

- A maximum 100 mm side load projection on any one side of the vehicle;

WALGETT SHIRE COUNCIL AGENDA

- Vehicles travelling at night carrying more than 2.6 metre width loads of wool bales must have a flashing light, load delineators (i.e. reflective devices which identify the extremities of the load) and appropriate warning signs; and
- Clearway, transit lane and critical location restrictions will still apply.

Mr Gay reminded industry members and stakeholders of the development of the National Heavy Vehicle Laws, scheduled for implementation in late-2012, which may impact on future wool bale width limits nationally.

"In any future negotiations at the national level, I'll be fighting hard for NSW to retain the 2.7 metre width increase for the transport of wool bales.

"The change is a positive example of how government, the RTA and wool industry representatives such as NSW Farmers' Association and NatRoad (National Road Transport Operators Association) can work together to respond to the needs of stakeholders and customers while ensuring the safety for all road users is not compromised.

"This safe and sensible reform is a great result for drivers, farmers, industry members and stakeholders alike."

A copy of the notice and related conditions documents will be available to download from the RTA website from 1 July 2011.

MEDIA Emma Logan 0467 741 049 or Lance Northey 0467 743 192

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MEDIA Emma Logan 0467 741 049 or Lance Northey 0467 743 192



The Hon. Greg Smith SC MP
Attorney General
Minister for Justice

Ms Ruth Fagan
Executive Officer
Western Division Councils of NSW
PO Box 526
COWRA NSW 2794

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MATTER11/002982

30 JUN 2011

Dear Ms Fagan

Thank you for forwarding the concerns raised at the Western Division Councils of NSW Annual Conference about bail. I welcome any feedback that is sent to my Office about these important issues.

The Government made an election commitment to review the *Bail Act 1978*. I am presently seeking advice from the Department of Attorney General and Justice about the details of the review. A public announcement will be made when those details are finalised.

Please reassure Bourke Shire Council that its views on bail have been noted and will be taken into account during the review. In the meantime, Council may be interested to read the 'Review of the Bail Act 1978' that was published by the Department in October 2010. A copy can be viewed at the website www.lawlink.nsw.gov.au/clrd under 'Reports and publications'.

Thank you again for taking the time to write to me on this important issue.

Yours sincerely

P.P. DAVID CLARKE

Greg Smith



The Hon. Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

M11/3222
19 JUL 2011

Ms Ruth Fagan
Executive Officer
Western Division Councils of NSW
PO Box 526
COWRA NSW 2794

Dear Ms Fagan

Thank you for your letter about roadside vegetation on roads in the western region.

The Roads and Traffic Authority (RTA) is responsible for the maintenance of State Roads. This includes the control of roadside vegetation up to previously disturbed vegetation and to a maximum of nine metres.

The State Road maintenance specifications set out intervention levels for control of roadside vegetation. The objectives are to:

- Provide clear sight distance on the inside of curves and at intersections.
- Provide clear sight to roadside markings and delineation.
- Remove small trees and shrubs, which if left unchecked would grow in size and ultimately create a roadside hazard.

The RTA is committed to ensuring these objectives are met and that road safety is maintained.

The Rural Fire Service is responsible for bush fire hazard reduction activities in road reserves which are carried out in line with approved bush fire risk management plans.

Unfortunately, the NSW Government inherited a \$5.2 billion budget blackhole from the former State Labor Government, making it very difficult to fund any additional works.

I hope this has been of assistance. For more information please contact Mr Peter Dearden, Regional Manager Western, at the RTA on (02) 6861 1444.

Yours sincerely

Duncan Gay MLC
Deputy Leader of Government in the Legislative Council

Level 35, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000
Phone: (61 2) 9228 5271 Fax: (61 2) 9228 5499 Email: office@gay.minister.nsw.gov.au



The Hon. Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

M11/3225

19 JUL 2011

Ms Ruth Fagan
Executive Officer
Western Division Councils of NSW
PO Box 526
COWRA NSW 2794

Dear Ms Fagan

Thank you for your letters about changing the criteria for natural disaster restoration funding and funding support for local government to maintain and improve roads.

While I acknowledge your comments about the funding criteria for natural disaster road restoration work, the Government has no plans to change its funding arrangements from the intended sole purpose of restoring roads to their previous standard. This is in keeping with a longstanding arrangement with the Local Government and Shires associations, and is similar to an arrangement the federal government has with the states.

The NSW Government considers road funding needs, including assistance to councils, in the context of budget constraints and Statewide priorities. Road restoration work diverts funds from key State Road projects, and widening the criteria would seriously affect the Roads and Traffic Authority's (RTA) roads program.

I appreciate your intention to make roads more resistant to damage. Councils can supplement their natural disaster funding with funds from other sources, such as the NSW Government's block grant and REPAIR programs, and the federal government's financial assistance grants and Roads to Recovery program for local roads.

Projects under the REPAIR program are selected on merit by council consultative committees which distribute the funds in line with their priorities. Councils wishing to change the assessment criteria should ask the relevant committee.

I hope this has been of assistance. For more information please contact Mr Richard Woodburn, Manager Program and Performance, at the RTA on (02) 8588 5650.

Yours sincerely

Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports



The Hon. Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

M11/2370

05 JUL 2011

Ms Ruth Fagan
Executive Officer
Western Division Councils of NSW
PO Box 526
COWRA NSW 2794

Dear Ms Fagan

Thank you for your letter about 'flood roads' on Western Lands Leases.

I appreciate the challenges facing flood-affected landholders and their families, so I am pleased to consider providing them with assistance in these difficult times.

Applications for emergency works on non-public roads through Western Lands leases will be considered on a case by case basis. Assessment would take into account the cost of the temporary access compared to the cost of supplying the affected properties, the expected duration and any special access needs (such as school buses, harvest traffic and emergency services).

Road safety liability would also be a consideration where the proposed road is of low standard, and the environmental impacts would also be taken into account.

I understand that a funding request was made during a recent flood for a temporary road to service 35 properties along the Darling River. I have been advised that the State Emergency Service and Emergency Management NSW had warned the property owners well in advance of the potential impacts and that they could provide supplies, if required, at a much lower cost than providing temporary access.

Under normal circumstances those needing a road across leased land should apply through their local council to the Land and Property Management Authority. Councils repair flood damaged roads after assessment by the Roads and Traffic Authority (RTA), with both the RTA and councils acting as agents for the Land and Property Management Authority on the Crown Lands.

I hope this has been of assistance. For more information please contact Mr Peter Dearden, Regional Manager, at the RTA on (02) 6861 1450.

Yours sincerely

Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

Level 35, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000
Phone: (61 2) 9228 5271 Fax: (61 2) 9228 5499 Email: office@gay.minister.nsw.gov.au

15. CASH ON HAND & INVESTMENT REPORT AS AT 31 AUGUST 2011

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

Summary:

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

Background:

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

Current Position:

As at 31 August 2011 the operational bank account's balance was \$4,181,799.26. The reconciliation of this balance is:

**Operational Account Bank Reconciliation
As at 31 August 2011**

| | |
|---|-------------------------|
| | \$ |
| Opening Ledger Account Balance as at 1 August 2011 | 1,173,369.57 |
| Add: Receipts | 5,833,963.96 |
| Add: Recalled Investments | |
| Less: New Investments | |
| Less: Payments | (2,825,534.27) |
| Closing Ledger Balance as at 31 August 2011 | 4,181,799.26 |
|
Balance as per Bank Statement as at 31 August 2011 |
4,443,034.99 |
| Add: Receipts not banked | 338,574.45 |
| Less: Payments not presented | (599,810.18) |
| Closing Balance of Bank Account | 4,181,799.26 |

No Term Deposits were recalled in August 2011.
 No new Term Deposits were made in August 2011.

As at 31 August 2011 Walgett Shire Council's investment register's balance was \$5,274,493.99. The balance as per the attached investment report comprised:

| | |
|--|----------------|
| Term Deposits | \$5,250,000.00 |
| Floating Rate Collateralized Debt Obligation (CDO) | \$ 24,493.99 |

WALGETT SHIRE COUNCIL AGENDA

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

Relevant Reference Documents/Policies:

09/1772/0009 August 2011 bank reconciliation ledger 11.5010
09/1460-02/008 Investments Report To Council 2011-2012

Governance issues:

Nil

Environmental issues:

Nil

Stakeholders:

Walgett Shire Council
Residents of Walgett Shire Council

Financial Implications:

As per report

Alternative Solutions/Options:

NIL

Conclusion:

As at 31 August 2011 Walgett Shire Council's total available cash and invested funds were \$9,456,293.25 represented by:

| | |
|-------------------------|----------------|
| Working Account Balance | \$4,181,799.26 |
| Investments | \$5,274,493.99 |

Cash on Hand and Investment Report as at 31 August 2011

Recommendation:

2. That the cash on hand and investment report as at 31 August 2011 be received.

Moved:

Seconded:

Attachments:

Investment Report

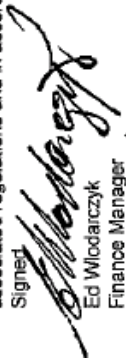
WALGETT SHIRE COUNCIL AGENDA

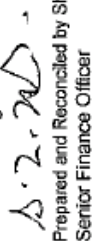
| <u>Investment Institution</u> | <u>Type of Investment</u> | <u>Term</u>
(days) | <u>Rate %</u> | <u>Ref</u> | <u>Reset Date</u> | <u>Maturity Date</u> |
|---|---------------------------|-----------------------|---------------|------------|-------------------|-----------------------|
| Term Deposits | | | | | | |
| Credit Union Australia | Term Deposit | 181 | 6.27 | 678/11 | | 07-Sep-11 |
| Suncorp | Term Deposit | 168 | 6.15 | 684/11 | | 14-Sep-11 |
| Bank of Queensland | Term Deposit | 182 | 6.20 | 688/11 | | 05-Oct-11 |
| Suncorp | Term Deposit | 91 | 6.11 | 698/11 | | 07-Sep-11 |
| National Australia Bank | Term Deposit | 182 | 6.29 | 699/11 | | 14-Dec-11 |
| National Australia Bank | Term Deposit | 91 | 5.90 | 700/11 | | 21-Sep-11 |
| Credit Union Australia | Term Deposit | 91 | 6.00 | 701/11 | | 28-Sep-11 |
| National Australia Bank | Term Deposit | 91 | 5.92 | 702/11 | | 28-Sep-11 |
| National Australia Bank | Term Deposit | 92 | 6.05 | 703/12 | | 06-Oct-11 |
| Bank of Queensland | Term Deposit | 90 | 5.98 | 704/12 | | 04-Oct-11 |
| Newcastle Permanent Building Society | Term Deposit | 91 | 5.95 | 705/12 | | 12-Oct-11 |
| Bankwest | Term Deposit | 91 | 5.90 | 706/12 | | 19-Oct-11 |
| Newcastle Permanent Building Society | Term Deposit | 91 | 5.90 | 707/12 | | 26-Oct-11 |
| National Australia Bank | Term Deposit | 91 | 6.00 | 708/12 | | 26-Oct-11 |
| Newcastle Permanent Building Society | Term Deposit | 91 | 5.90 | 709/12 | | 02-Nov-11 |
| Bankwest | Term Deposit | 91 | 5.91 | 710/12 | | 02-Nov-11 |
| Credit Union Australia | Term Deposit | 91 | 6.02 | 711/12 | | 09-Nov-11 |
| Suncorp | Term Deposit | 91 | 5.90 | 712/12 | | 16-Nov-11 |
| Bankwest | Term Deposit | 91 | 5.85 | 713/12 | | 30-Nov-11 |
| Bank of Queensland | Term Deposit | 91 | 5.92 | 714/12 | | 30-Nov-11 |
| Credit Union Australia | Term Deposit | 91 | 5.82 | 715/11 | | 30-Nov-11 |
| Suncorp | Term Deposit | 91 | | | | |
| Floating Rates Collateralized Debt Obligations (CDO) | | | | | | |
| Zircon Finance Ltd | Floating Rate CDO | | 0.00 | | 20-Sep-14 | \$0.00 |
| Morgan Stanley Aces SP | Floating Rate CDO | 91 | 6.950 | | 20-Sep-11 | \$3,032.81 |
| Helium Capital Ltd | Floating Rate CDO | 92 | 6.7417 | | 23-Sep-11 | \$21,461.18 |
| | | | | | | <u>\$24,493.99</u> |
| | | | | | | <u>\$5,250,000.00</u> |
| | | | | | | <u>\$5,274,493.99</u> |

Investment Report as at 31 August 2011

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

Signed


Ed Włodarczyk
Finance Manager


Shane Roberts
Senior Finance Officer

Prepared and Reconciled by Shane Roberts
Senior Finance Officer

16. OUTSTANDING RATES & CHARGES REPORT AS AT 30 JUNE 2011

REPORTING SECTION: Corporate & Community Services
AUTHOR: Fiona McKenzie – Finance Officer (Rates & Debt Recovery)
FILE NUMBER: 11/288

Summary:

This report shows the balance of Council's outstanding rates and charges as at 30 June 2011.

Background:

N/A

Current Position:

Total outstanding rates & charges as at 30 June 2011 is \$1,122,364.77.

Relevant Reference Documents/Policies:

Rates Summary Trial Balance
Control Summary Listing
Legal Journals Listing

Governance issues:

N/A

Environmental issues:

N/A

Stakeholders:

Walgett Shire Council
Walgett Shire Ratepayers

Financial Implications:

Revenue unavailable for Council use

Alternative Solutions/Options:

Ensure debt recovery procedures adhered to, to improve collection rate

Conclusion:

WALGETT SHIRE COUNCIL AGENDA

Outstanding Rates & Charges Report as at 30 June 2011

Recommendation:

1. That Council note the Outstanding Rates & Charges Report as at 30 June 2011.

Moved:

Seconded:

Attachments:

Outstanding Rates Report

| OUTSTANDING RATES & CHARGES REPORT | | | |
|---|----|---------------|----------------|
| REPORT ON RATES AND CHARGES - 30 June 2011 | | | |
| | | | Jun-11 |
| Arrears as at 30 June 2010 | | | 830,238.48 |
| Legal Fees as at 30 June 2010 | | | 133,471.76 |
| Total arrears as at 30 June 2010 | | | 963,710.24 |
| Current Year Activity | | | |
| Legal fees | | | 42,383.66 |
| Adjusted Levy | | | 7,426,002.56 |
| Interest | | | 59,871.88 |
| Payments | | | (7,092,820.59) |
| Pensioner Concessions | | | (167,475.19) |
| Adjustments | | | (1,662.11) |
| Discount | | | (88,504.82) |
| Special Rebate Council | | | (19,140.86) |
| Total Outstanding | \$ | | 1,122,364.77 |
| COMPARISON WITH 2010/2011 | | | |
| | | Jun-10 | Jun-11 |
| Current | | 374,605.66 | 453,453.27 |
| Arrears | | 302,891.24 | 363,620.71 |
| Interest b/f from previous years | | 105,414.60 | 115,366.24 |
| Current year interest | | 47,326.98 | 55,517.95 |
| Legals | | 133,471.76 | 134,406.60 |
| Total Outstanding | \$ | 963,710.24 | 1,122,364.77 |
| Total YTD Collected | | | |
| | | | Jun-11 |
| Collected YTD % of Arrears and Levy | | | 87% |
| Collected YTD % of Levy | | | 98% |

17. NON-URBAN WATER CONNECTION REQUEST, COLLARENEBRI

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin – Director Planning and Regulatory Services
FILE NUMBER: 10/307

Summary:

A request has been received for Council to enable a water connection for a residence which is located outside of the urban zone at Collarenebri. It is recommended that Council refuse the request.

Background:

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

Current position:

In a letter dated 9 August 2011 Richard Cochrane has requested the "*Shire's permission to connect to the filtered water line at my property 'Capratat' 204 Gundabloui Rd Collarenebri*" (Attachment B). Mr Cochrane also provided a letter from Collarenebri Meats Pty Ltd which indicates that it has no objection to his proposal to connect to the pipeline which services the abattoir site (Attachment C).

'Capratat' is located about 1.3km east of the Collarenebri urban area along the Gundabloui Road.

Issues that arise include:

- Agreement to the request would be inconsistent with Council's policy titled "Water supply in non-urban areas".
- An activity application has not yet been lodged for a water connection under section 68 of the Local Government Act 1993.

Relevant Reference Documents:

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

Governance issues:

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

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

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

Environmental issues:

No significant environmental issues are expected to arise.

Stakeholders:

Richard Cochrane, Collarenebri Meats Pty Ltd, Walgett Shire Council, existing urban water supply users.

Financial implications:

Consistent application of Council's policy for water supply in non-urban areas facilitates cost effective operation and maintenance of urban water supply systems. Alternatively, permitting additional ad-hoc non-urban water connections will inevitably create inequities and adversely affecting cost-effective water supply.

Alternative solutions/options:

Agreement – Council could agree to allow the connection if it felt the circumstances justified variation from it's policy for "Water supply in non-urban areas". To formalise an approval for connection it will be necessary for Richard Cochrane to lodge an Activity Application for a water connection with Walgett Shire Council under section 68 of the Local Government Act 1993.

Processing of the application would require, or involve:

- * Written consent from the Western Lands Commission, to comply with sub-section 78(3) of the Local Government Act 1993.
- * Payment of the 2011-2012 water connection fee, \$700.
- * A condition of approval which states that the water connection must not be extended to service other properties.
- * A condition of approval which states that any water supply work (B1 activity) within the connected land must also have approval from Council under section 68 of the Local Government Act 1993.
- * Include an advisory note in any approval which indicates that Council provides no guarantee regarding the minimum water pressure or volume that will be available via the connection, because it is outside the Collarenebri urban water supply area.

This option is not recommended for various reasons, including that it would:

- * Be a variation from Council's policy for "Water supply in non-urban areas".
- * Create expectations that Council would agree to similar requests from other parties, for example in non-urban areas on the fringes of Walgett and Lightning Ridge.

Conclusion:

Request for agreement for water connection – Richard Cochrane

Recommendation:

That Walgett Shire Council resolve to:

1. Not agree to Richard Cochrane's request to allow the connection of the property 'Capratat' 204 Gundabloui Road to the Collarenebri urban water supply system because supplying filtered water outside the urban area would be inconsistent with Walgett Shire Council's policy titled "Water supply in non-urban areas". That policy excludes the supply of water from non-urban areas in the absence of substantial and clear public benefits.

Moved:

Seconded:

Attachments:

ATTACHMENT A – WSC Policy – Water supply in non-urban areas

ATTACHMENT B – LETTER OF 9-8-2011 FROM RICHARD COCHRANE

ATTACHMENT C – LETTER OF 6-8-2011 FROM COLLARENEBRI MEATS PTY LTD

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



P&R – WATER SUPPLY IN NON-URBAN AREAS

Adoption Date: 27 April 2010

Review Date: When required

Responsible Officer: Director Planning and Regulatory Services

POLICY STATEMENT

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

OBJECTIVES:

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

POLICY ELEMENTS:

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

New connections for residential purposes

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

New connections for commercial purposes

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

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

WALGETT SHIRE COUNCIL AGENDA

New connections for public purposes

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

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

Existing connections

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

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

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

POLICY IMPLEMENTATION PROCEDURES, GUIDELINES AND DOCUMENTS

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

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

NSW Plumbing and Drainage Code of Practice.

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

RELATED WSC POLICIES

Nil.

VERSION HISTORY

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

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT B – LETTER OF 9-8-2011 FROM RICHARD COCHRANE

9th August, 2011

Mr Matt Goodwin
C/- Walgett Shire Council
77 Fox St
WALGETT NSW 2832

R K & C A Cochrane
Capratac
204 Gundabloui Rd
COLLARENEBRI NSW 2833

I am writing this letter requesting the Shire's permission to connect to the filtered water line at my property 'Capratac' 204 Gundabloui Rd Collarenebri.

Minimum filtered water will be utilised as I have a rain water catchment off my house and the filtered water from the Collarenebri water system will only be used as back up when needed.

Regards



Richard Cochrane

ATTACHMENT C – LETTER OF 6-8-2011 FROM COLLARENEBRI MEATS PTY LTD

COLLARENEBRI MEATS PTY LTD



Mungundi Road, Collarenebri
Postal Address: PO Box 560, Maclean NSW 2463
Ph: 02 6645 9160
Mobile: 0127 562 635
Fax: 02 6645 9163

6th August, 2011

Mr Matt Goodwin
C/- Walgett Shire Council
77 Fox Street
WALGETT NSW 2832

As the new owners of the abattoirs at Mungundi Road, Collarenebri, I am writing to the shire on a matter raised by my neighbour, Mr Richard Cochran.

The main water line to the abattoirs passes Mr Cochran's property on the way to Collarenebri Meats Pty Ltd holding. The water is supplied to the site and delivered by a flow meter. Mr Cochran has requested to tap into our line for household use. We have no problem with this taking place. The water, of course is the Shires responsibility and no doubt flow rates will have to be taken into consideration.

For the Shires information, we are purchasing a river allocation to supplement the town supply. This will ease the requirement on our allocated water from Shires storages in peak periods, November to March.

Kind regards

Bill Cameron
Director Collarenebri Meats Pty Ltd

18. DRAFT POLICY – GEOLOGICAL RESOURCE EXPLORATION

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin – Director Planning and Regulatory Services
FILE NUMBER: 11/286

Summary:

Council recently resolved to formulate a policy regarding applications for seismic surveys. A draft policy has been prepared and it is recommended that Council adopt the policy.

Background:

At a meeting held on 26 July 2011 Walgett Shire Council made a series of resolutions arising from recent community concern regarding coal seam gas exploration in the region, as follows:

1. That Walgett Shire Council impose a moratorium for an indefinite period on any future seismic surveys, drilling or exploration for Coal Seam Gas on property under the ownership or care, control and management of the Walgett Shire Council.
2. The Walgett Shire Council requests that the relevant State Government Agency fund and undertake a full assessment of the impact of Coal Seam Gas Extraction on the sustainability of agricultural production and damage to underground aquifers within the shire area during this period.

And:

That Council formulate a policy 'That all applications for seismic surveys must come before Council for consideration and cannot be dealt with under delegation'.

Current position:

A draft policy titled "P&R – Geological Resource Exploration on Council Land" has been formulated (Attachment A) for Council's consideration. The draft policy has been formulated with regard for the apparent intent of the resolution and also covers situations where resource development is proposed on Council land.

Relevant Reference Documents:

- * Local Government Act 1993
- * Crown Lands Act 1989
- * Mining Act 1992
- * Petroleum (Onshore) Act 1991
- * Environmental Planning & Assessment Act 1979

Governance issues:

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

- * to exercise community leadership
- * to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- * to have regard to the long term and cumulative effects of its decisions

WALGETT SHIRE COUNCIL AGENDA

- * to bear in mind that it is the custodian and trustee of public assets and to effectively plan for, account for and manage the assets for which it is responsible
- * to engage in long-term strategic planning on behalf of the local community
- * to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights
- * to facilitate the involvement of councillors, members of the public, users of facilities and services and council staff in the development, improvement and co-ordination of local government

Environmental issues:

A core element of the policy is that Council will not agree to access for resource exploration to land that it controls unless it believes that there is no potential for significant adverse environmental outcomes.

Stakeholders:

Geological resource explorers, public, Walgett Shire Council, NSW Government.

Financial implications:

None known or expected.

Alternative solutions/options:

Adopt a policy to deny access:- Council could adopt a policy to deny access to Council owned or occupied land for all resource exploration or development, regardless of the merits of a given proposal. This approach is not recommended because it may deny the community opportunities for future economic diversification, even though there may be no significant adverse social, economic or environmental impacts.

Adopt a policy to permit access:- Council could adopt a policy to permit access to Council owned or occupied land for all resource exploration or development based on the expectation that such activity will be appropriately managed by the explorer and the Mineral Resources division, NSW Department of Trade and Investment, Regional Infrastructure and Services (DTIRIS). This approach is not recommended because the explorer and DTIRIS are unlikely to be fully aware of matters likely to be of concern to Council.

Conclusion:

| Policy for geological resource exploration on Council land |
|---|
| <p>Recommendation:</p> <p>That Walgett Shire Council resolve to:</p> <p>1. Adopt the policy titled “P&R – Geological Resource Exploration on Council Land”.</p> <p>Moved:</p> <p>Seconded:</p> |

WALGETT SHIRE COUNCIL AGENDA

Attachments:

ATTACHMENT A – Draft policy for Geological Resource Exploration on Council Land

ATTACHMENT A – Draft policy for Geological Resource Exploration on Council Land



P&R – GEOLOGICAL RESOURCE EXPLORATION ON COUNCIL LAND

Adoption Date: TBD

Review Date: October 2012

Responsible Officer: Director Planning and Regulatory Services

POLICY STATEMENT

Walgett Shire Council is committed to encouraging economic diversity while ensuring that resource exploration and development does not have a significant detrimental impact on Council's infrastructure or the community's natural resources.

OBJECTIVES:

- To minimise the potential for adverse impacts on Council infrastructure, natural resources or the community.
- To encourage economic diversity where there is no significant potential for adverse impacts.

BACKGROUND:

Walgett Shire Council has significant freehold land holdings and is the occupier of various areas of Crown Land, including parks, roads and streets. Periodically Council's consent is sought from parties wanting to access land for purposes related to exploration for and development of geological resources such as coal seam gas, coal, petroleum, gas, minerals or extractive materials. Purposes could include:

- Recovery of geological samples by trenching, drilling or the like.
- Using geophysical tools to measure the density, radioactivity, resistivity, magnetism and chemistry of surface and sub-surface geological features. In some cases drill holes, trenches or the like may be used to facilitate measurements.

Inappropriate resource exploration or development could result in significant adverse social, economic or environmental impacts. Examples of adverse environmental impacts include pollution of water, soil and air and soil erosion.

STRATEGIES:

Council will apply the following strategies to ensure that its objectives for geological resource exploration and development are met:

1. All requests for access to Council owned or controlled land for the purpose of geological resource exploration or development will be determined by the elected Council.
2. Council will evaluate any potentially significant environmental, social and economic risks prior to making any determination on a request for access.

POLICY IMPLEMENTATION PROCEDURES, GUIDELINES AND DOCUMENTS

Nil.

RELATED WSC POLICIES

Nil.

VERSION HISTORY

| Version | Date | Author | Section | Page | Changes |
|---------|----------|--------|---------|------|------------------------|
| 1.0 | Sep 2011 | DPRS | All | All | Draft policy prepared. |

19. LOCAL HERITAGE FUND GRANT APPLICATIONS 2011-2012**REPORTING SECTION:** Planning and Regulatory Services**AUTHOR:** Matthew Goodwin – Director Planning and Regulatory Services**FILE NUMBER:** 11/213**Summary:**

Owners of private items that have been proposed for listing as a local heritage item have been invited to apply for a grant from Council's Local Heritage Fund to assist with conservation and restoration work. It is recommended that the grants be allocated from the fund in accordance with recommendations provided by Council's Heritage Advisor.

Background:

In a letter dated 20 July 2011 Walgett Shire Council wrote to 59 land owners of items proposed for listing as local heritage items within the Walgett Local Environmental Plan. Letters were not sent for items owned by a public authority (State Government, Council).

The letter indicated that grants of between \$500 and \$3,000 were available from the Walgett Shire Local Heritage Fund to assist owners undertake conservation and maintenance works on heritage buildings and places. Owners are required to at least match Council's contribution.

Current position:

Three applications for grants were received. Walgett Shire Council's Heritage Advisor, Ray Christison of High Ground Consulting, evaluated the applications and has recommended that the grants be dispersed as shown in the table below.

| Address | Study No. | Applicant | Works | Cost | Request | Recommended |
|---------------------|-----------|-------------------------|--------------------------------------|----------|----------|-------------|
| Come-by-Chance hall | 37 | Jane Keir | Repair & treat floors | \$5,000 | \$3,000 | \$2,500 |
| Glenburnie Stables | 141 | P & C. Marshall | Finish restoration & paint stables | \$7,350 | \$3,675 | \$3,675 |
| Milrea | 151 | Milrea Pastoral Company | Restoration conservation of barracks | \$10,395 | \$4,500 | \$4,500 |
| | | | | \$22,745 | \$11,175 | \$10,675 |

The total value of the recommended grants is \$10,675, from a budget of \$25,500, which will leave an additional \$14,825 for any appropriate additional projects that may be identified by Council's Heritage Advisor.

Relevant Reference Documents:

Report of the Community Based Heritage Study of Walgett Shire, April 2008.

Governance issues:

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

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- * to exercise community leadership
- * to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- * to have regard to the long term and cumulative effects of its decisions
- * to engage in long-term strategic planning on behalf of the local community
- * to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

Environmental issues:

Grants from the Local Heritage Fund are one of the most significant methods by which Council facilitates the retention and conservation of local heritage items.

Stakeholders:

Public, affected land owners, Walgett Shire.

Financial implications:

There is an established budget of \$25,500 for the Local Heritage Fund. If Council manages the fund in accordance with the requirements of the Heritage Branch of the NSW Office of Environment & Heritage, that agency will reimburse one third (33%) of the grants funded by Council, up to a maximum of \$8,500. Council must submit a claim at the end of the financial year to obtain Heritage Branch funding. A key requirement of the funding agreement is that the fund be dispersed with regard for the recommendations of Council's Heritage Advisor.

Alternative solutions/options:

Decline to offer grants:- Council could decline to offer local heritage fund grants. For the owners of items proposed as local heritage items, and other people concerned about heritage, this would probably be seen as an adverse outcome.

Vary the grant amounts:- Council could increase or decrease the amount of local heritage fund grants. In this context it is relevant to note that:

- * The amounts have been recommended by Council's Heritage Advisor with regard for the circumstances involved.
- * The Milrea barracks are associated with Councillor Murray and the Come-by-Chance hall is associated with Councillor Keir.
- * From a public accountability perspective it is desirable that the funds are distributed purely on a merit basis.

Conclusion:

Local Heritage Fund grant applications 2011-2012

Recommendation:

That Walgett Shire Council resolve to:

1. Disperse \$10,675 from the Walgett Shire Council Local Heritage Fund 2011-2012 in the following manner:
 - (a) \$2,500 for floor repair and treatment of the Come-by-Chance hall, Colless St., Come-by-Chance.
 - (b) \$3,675 to finish restoration & painting of the "Glenburnie" stables, Burren Junction.
 - (c) \$4,500 for restoration & conservation of the "Milrea" barracks, Walgett.
2. Note that \$14,825 has not yet been allocated from the local heritage fund budget and request Council's Heritage Advisor to encourage further grant applications from any eligible and interested parties for Council's consideration.

Moved:

Seconded:

Attachments:

Nil

19A. DEVELOPMENT APPLICATION, LPG STORAGE TANK

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Director of Planning & Regulatory Services, Matthew Goodwin
FILE NUMBER: DA2011/018

Summary:

A Development Application has been lodged for an LPG storage tank at Lightning Ridge. It is recommended that Council resolve to approve the application subject to appropriate development consent conditions.

Background:

Walgett Shire Council has received a Development Application from Hazkem P/L on the Caltex Service Station site (lot 2, DP 623130) at the corner of Morilla and Onyx Streets at Lightning Ridge. The proposed development includes the:

- * Removal of a 4.2 kilolitre above ground LPG storage vessel.
- * Installation of a 14.5 kilolitre above ground LPG storage vessel.
- * Construction of a fire rated block wall.

Current position:

A development assessment report has been prepared and is included as Attachment A. Three letters objecting to the proposed development have been received (Attachments B, C & D).

Relevant reference documents/policies:

- * Application documents for DA2011/018.
- * Environmental Planning & Assessment Act 1979.
- * Environmental Planning & Assessment Regulation 2000.
- * 'Hazardous and Offensive Development Application Guidelines – Applying SEPP33', published January 2011 by Dept. of Planning.
- * 'Liquefied Petroleum Gas Automotive Retail Outlets – Hazardous Industry Locational Guidelines No. 1', published 1993 by the Dept. of Planning.
- * 'Hazardous Industry Planning Advisory Paper No. 12 - Hazard Related Conditions of Consent', published January 2011 by Dept. of Planning

Governance issues:

Section 375A of the Local Government Act 1993 requires a division to be called when a motion for a planning decision is put at a meeting of the Council, and the names of Councillors voting for and against the motion must be recorded.

Environmental issues:

See the attached Development Application assessment report.

Stakeholders:

Walgett Shire Council, community, applicant, neighbours, potential customers.

Financial Implications:

Nil.

Alternative solutions/options:

Approve (with additional condition):- Within the assessment report consideration is given to imposing a mandatory condition of development consent which requires the establishment of a concrete driveway. As noted therein (page 8 & 9), it is believed that it would be unreasonable to impose a mandatory condition under current circumstances.

Refuse:- If the application was refused, it would be appropriate to provide clear reasons for refusal based on the evaluation criteria contained in section 79C of the Environmental Planning & Assessment Act 1979. The available information suggests that there is no reasonable basis for refusing the application.

Conclusion:

Development Application, LPG Storage Tank

Recommendation:

That Walgett Shire Council resolve to:

1. Approve Development Application 2011/018 by Hazkem Pty Ltd on the Caltex Service Station site (lot 2, DP 623130) at the corner of Morilla and Onyx Streets at Lightning Ridge, subject to the conditions of development consent recommended by Walgett Shire Council's Director of Planning & Regulatory Services. The proposed development includes:
 - (a) Removal of a 4.2 kilolitre above ground LPG storage vessel.
 - (b) Installation of a 14.5 kilolitre above ground LPG storage vessel.
 - (c) Construction of a fire rated block wall.

Moved:

Seconded:

Attachments:

- A – Development Assessment Report
- B – Objection letter dated 14-7-2011 from Lionel & Debra Bell.
- C – Objection letter dated 8-7-2011 from Lightning Ridge Historical Society.
- D – Objection letter dated 12-7-2011 from Andrew & Joanne Lindsay.

ATTACHMENT A – DEVELOPMENT APPLICATION ASSESSMENT REPORT

DEVELOPMENT APPLICATION ASSESSMENT REPORT

APPLICATION DETAILS

| | | | |
|--------------------------|---|----------------------|-----------|
| Application number | 2011/018 | Lodgement date | 29-6-2011 |
| Application is for | Above ground LPG gas tank | Value of development | \$25,000 |
| Land address | 3 Morilla St. | Lot/sec/DP | 2//623130 |
| Applicant name | Hazkem Pty Ltd | Ass | 16758 |
| Owner name | Caltex Australia Petroleum Pty Ltd | | |
| Land zoning | 2. Village | | |
| Current use /development | Service station | | |
| Assessment report author | Director of Planning & Regulatory Services, Matthew Goodwin | | |
| Statutory days | Deemed refusal after 40 days (Cl. 113 EPAR2000) | | |

PROPOSAL

The proposed development includes:

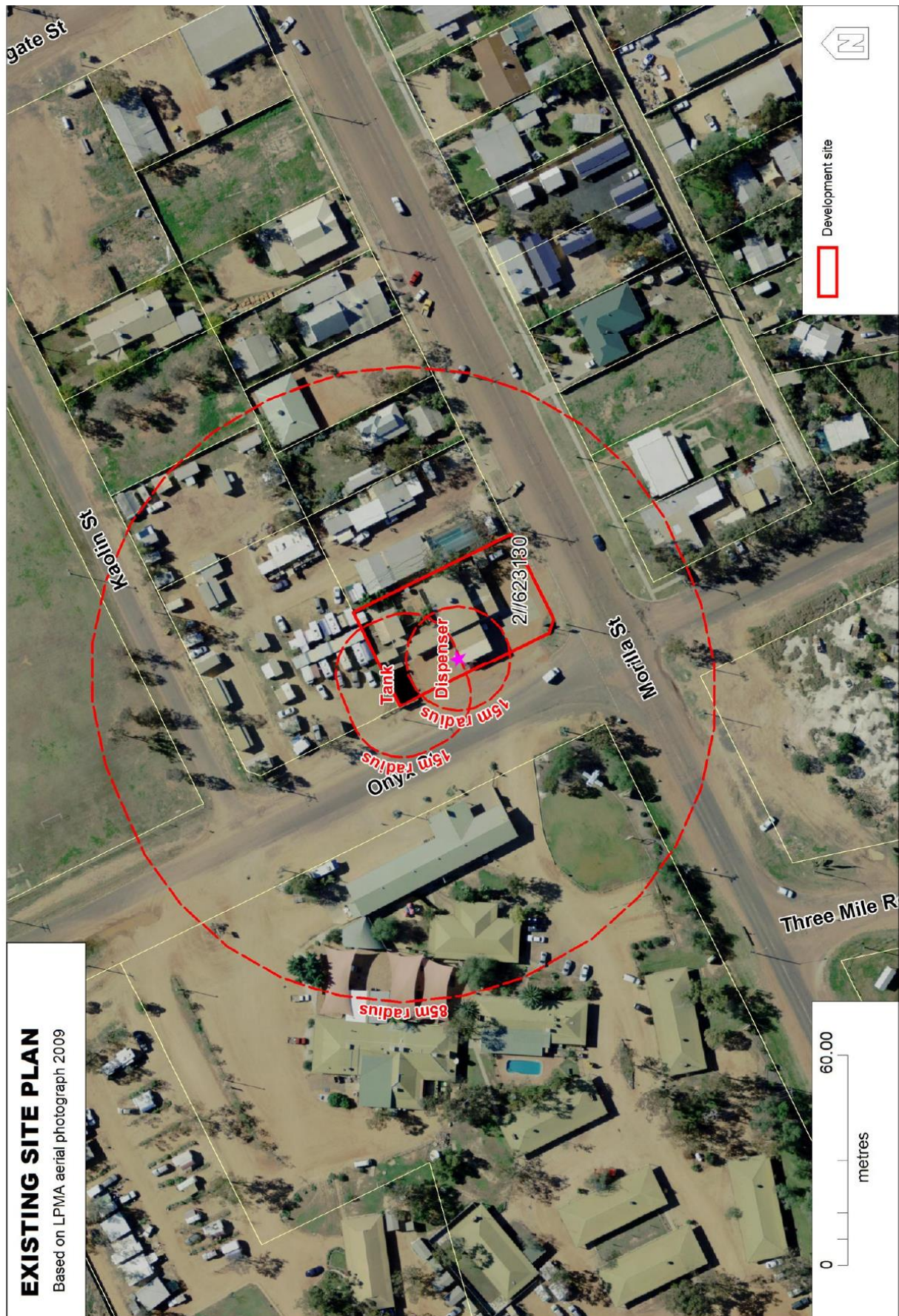
- Removal of existing 4.2 kilolitre above ground LPG gas tank.
- Installation of a new 14.5 kilolitre above ground LPG gas tank.
- Construction of a 2.2m high four hour fire rated block wall.

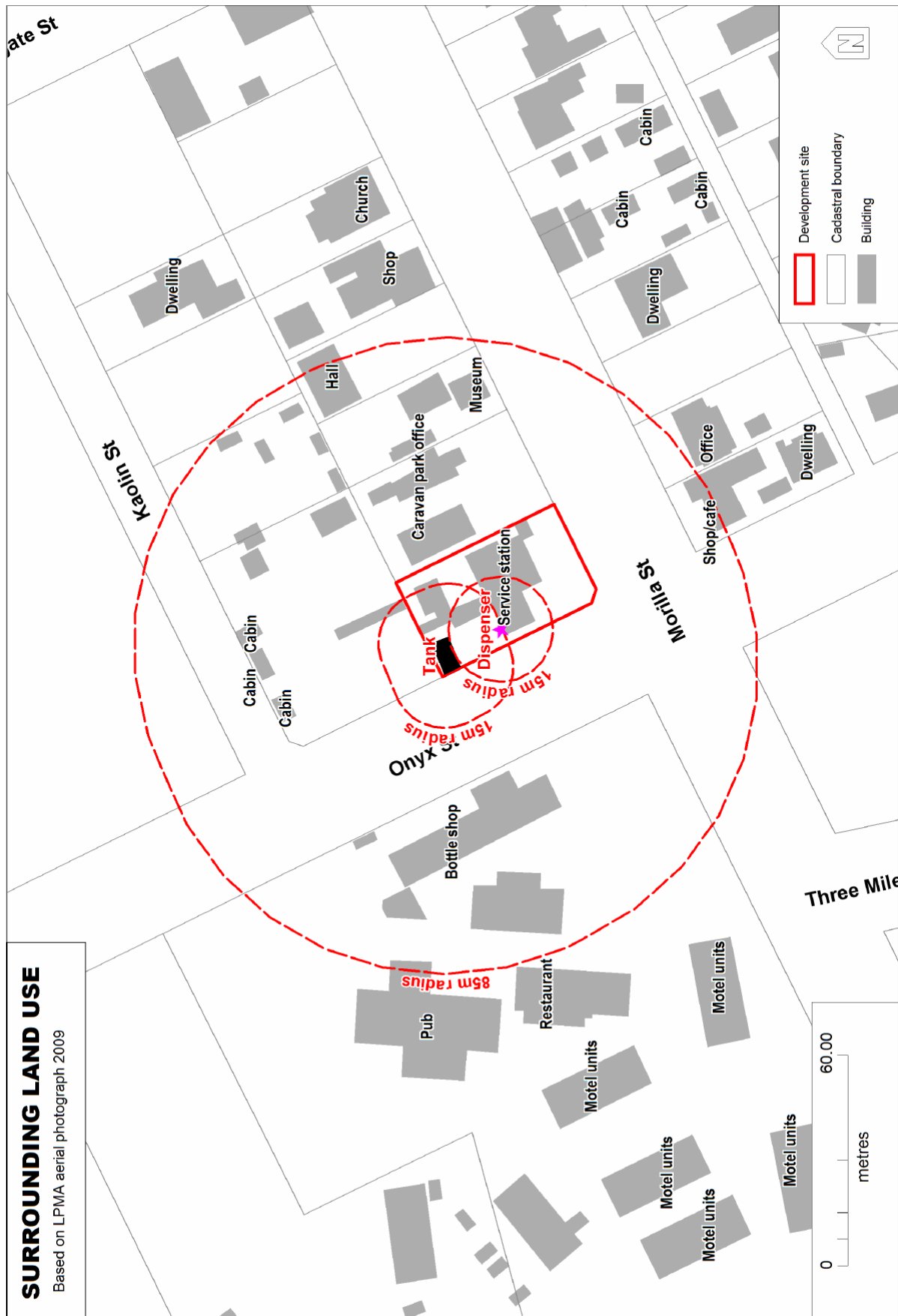
SUBJECT SITE AND LOCALITY

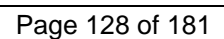
An inspection of the site and surrounding area was undertaken on 20 July 2011.

The site has a total area of 1,508 square metres and currently contains a service station and residence.

Commercial land uses dominate the vicinity, as shown in the plans below.







DEVELOPMENT APPLICATION AND SITE HISTORY

Previous consents:

A review of Council's Development Application register indicated that more than ten different consents have been issued for the site since the mid 1970's, including:

- DA1978/110 for a service station, approved 14-9-1978.
- DA1983/022 for a gas filling station, approved 14-7-1983.
- DA1999/051 for an underground LPG vessel, dispenser & ancillary equipment, approved 12-9-1999.

Previous use/development:

Unknown.

Previous enforcement action:

None observed.

REFERRALS

No referrals undertaken.

SECTION 79C EVALUATION

Consideration of the matters prescribed by section 79C are summarised below.

Where the development does not comply with any of the development controls, the non-compliance is discussed in detail in the "Assessment – Key Issues" section of the report.

79C(1)(a)(i) the provisions of any environmental planning instrument

| | Applicable Clauses | Compliance |
|---|---|--|
| State Environmental Planning Policies (SEPPs) | | |
| State Environmental Planning Policy No 33 – Hazardous and Offensive Development | Clause 12 requires the preparation of a preliminary hazard analysis (PHA). | PHA has been provided. See 'Assessment – key issues' section below. |
| | Clause 13 specifies matters that Council must consider when determining a development application to which part 3 applies | <p>13(a) - Current circulars or guidelines – The following documents are relevant to this proposal and have been considered during the DA assessment process:</p> <ul style="list-style-type: none"> • 'Hazardous and Offensive Development Application Guidelines – Applying SEPP33', published January 2011 by Dept. of Planning. • 'Liquefied Petroleum Gas Automotive Retail Outlets – Hazardous Industry Locational Guidelines No. 1', published 1993 by the Dept. of Planning. • 'Hazardous Industry Planning Advisory Paper No. 12 - Hazard Related Conditions of Consent', published January 2011 by Dept. of Planning. <p>The checklist in Appendix 1 of the LPG Automotive Retail Outlet guidelines has been completed as part of the DA assessment process (See Attachment A).</p> |

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| | Applicable Clauses | Compliance |
|---|---|---|
| | | 13(b) - Whether any public authority should be consulted – No public authorities were consulted because none were identified as being likely to be affected by the proposed development. |
| | | 13(c) – Provision of a PHA – PHA has been provided. See 'Assessment – key issues' section below. |
| | | 13(d) – Feasible alternatives – In a letter dated 2-9-2011 the applicant has advised that an underground tank was considered, but is not regarded as viable because of increased safety risks for staff involved in maintaining the tank and the “far greater” cost involved. |
| | | 13(e) - Likely future use of land surrounding development site – At this stage it appears that the future land use within an 85m radius of the site is unlikely to result in a significant increase or reduction in the equivalent population in the vicinity. |
| | Clause 14 specifies that the development must be advertised in the same manner as designated development. | Cl.14 refers to S. 30(4), 84, 85, 86 87(1) and 90 of the EPAA 1979 but these sections make no mention of advertised or designated development, or have been repealed. The Dept. of Planning advised Council that it apply the requirements for 'advertised development' under the Act and regulations (see e-mail - Trim record DA2011/018/0021).

Adjoining neighbours were notified by letter and the development was advertised in the Lightning Ridge News on 11 and 18 August 2011, as well as on Council's web site. Submissions were invited up to the close of business on Friday 26 August 2011. |
| Regional Environmental Planning Policies (deemed SEPPs) | | |
| Nil | Nil | N/A |
| Local Environmental Plans (LEPs) | | |
| Interim Development Order No 1 – Shire of Walgett 1968 (a deemed LEP) | Clause 3 and the zoning table. | The proposed land use requires development consent. |
| | Clause 5 of the Model Provisions for the IDO require Council to consider: <ul style="list-style-type: none"> • Character of the development & locality. • Size & shape of land, siting & area of development. • Etc. | See assessment under section 79C of the Act below. |

WALGETT SHIRE COUNCIL AGENDA

79C(1)(a)(ii) the provisions of any draft environmental planning instrument

| | Applicable Clauses | Compliance |
|---|--------------------|------------|
| Draft State Environmental Planning Policies (SEPPs) | Nil | N/A |
| Draft Local Environmental Plans (LEPs) | Nil | N/A |

79C(1)(a)(iii) any development control plan

| | Applicable Clauses | Compliance |
|--------------------------------------|--------------------|------------|
| DCP name
• Nil – no current DCPs. | Nil | N/A |

79C(1)(a)(iv) any matters prescribed by the regulations

Any matters prescribed by the Environmental Planning and Assessment Regulation 2000.

| Applicable Clauses | Compliance |
|---|---|
| 92(1)(b) Demolition | The applicant has proposed that the existing block wall will be demolished, so it is recommend that development consent condition Dem 220 be imposed which requires that work to be in accordance with Australian Standard 2601 – The demolition of structures. |
| 93 Fire safety and other considerations | N/A – No change of building use for an existing building proposed. |
| 94 Consent authority may require buildings to be upgraded | N/A - No rebuilding, alteration, enlargement or extension of an existing building proposed. |
| 94A Fire safety and other considerations applying to temporary structures | N/A – No temporary structure proposed. |
| 95 Deferred commencement consent | N/A – Not proposed or required. |
| 97A Fulfilment of BASIX commitments | N/A - Not a residential development. |

79C(1)(b) the likely impacts of that development

| | |
|------------------|--|
| Likely impacts | Acceptable impact or steps taken to mitigate impact discussed in the “Assessment – Key Issues” section of the report |
| Potential hazard | See Preliminary Hazard Analysis provided by applicant and ‘Assessment – key issues’ section below. |
| Driveway | See ‘Assessment – key issues’ section below. |

79C(1)(c) the suitability of the site for the development

| | Summary of site suitability issues |
|---|---|
| Does the development fit into the locality | As shown in the surrounding land use plan above, commercial land uses are dominant within the vicinity, hence the development generally fits with the locality. |
| Are the site attributes conducive for the development | A service station has operated on the site for about 33 years and it is located on one of the busiest streets in Lightning Ridge (Morilla St). In that context the site attributes are regarded as conducive for the development. |

79C(1)(d) any submissions made in accordance with this Act or the Regulations

As noted previously, the development was treated as ‘advertised development’ under the Act and regulations.

Submissions have been received from the following parties objecting to the Development Application:

- Lionel & Debra Bell, operators of the Crocodile Caravan Park.
- Barbara Moritz, on behalf of the Lightning Ridge Historical Society.
- Andrew & Joanne Lindsay, operators of Lost Sea Opals.

The objections raise concerns about the hazard posed by the proposed LPG vessel in the event of a catastrophic failure, even though the probability of such event occurring may be relatively small if appropriate safety procedures are applied and maintained.

The application documentation includes details of technical controls to address hazards, as well as a statement that the proposal is compliant with Australian Standards and the Occupational Health and Safety Regulation 2001.

79C(1)(e) the public interest

| | Summary of any detrimental impacts |
|--|---|
| Federal, state or local government interests | None known or expected. |
| Community interests | Potential detrimental impacts include: <ul style="list-style-type: none"> • Fear of a catastrophic failure of the proposed LPG vessel. • Catastrophic failure of the proposed LPG vessel. |

PUBLIC PARTICIPATION

Apart from the advertising of the development outlined previously, public notification was also undertaken via letters dated 29 June 2011 to:

- The Lightning Ridge Working Party.
- The Lightning Ridge Precinct Committee.
- Four nearby land owners.

ASSESSMENT – KEY ISSUES

Driveway

If a commercial development proposal includes a significant new building and/or significant increased traffic for a given site, Council typically imposes a condition of development consent which requires driveways to be constructed from concrete. However in this case it is regarded as inappropriate to impose a condition requiring a driveway upgrade given that:

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- No 'building' is involved.
- It is unlikely that increasing the size of the LPG storage tank will in itself generate a significant increase in traffic volumes. The frequency of LPG deliveries to the site is actually likely to decrease.
- There is no street gutter on Onyx Street to link a drive way to.

It would however be appropriate to impose a condition which requires that, if the applicant establishes a driveway within the street, then the driveway be constructed in accordance with Council specifications (see recommended development consent condition Acc155).

Guideline compliance – Equivalent population

Section 1.2.2 of the 'Liquefied Petroleum Gas Automotive Retail Outlets – Hazardous Industry Locational Guidelines No. 1' establish an equivalent population limit of 90 people within an 85m radius centred on an above ground LPG tank with a total capacity greater than 8 and up to 16 kilolitres.

The initial equivalent population figure provided in the PHA was 79.47 people and Hazkem subsequently revised this to 84.15 people (email dated 1-8-2011, see trim record DA2011/018/0019), as shown in the table below.

| No. | Land Use | Average No Of People | % of Use | Factor | Total |
|-----|-------------------------------|----------------------|----------|--------------|--------------|
| 1 | Historical Museum | 3 | 100 | 1.0 | 3 |
| 2 | Hall | 20 | 60 | 0.2 | 2.4 |
| 3 | Office and Residential | 3 | 5 | 1.0 | 0.15 |
| 4 | Hotel/Motel | | | | |
| 4A | 40 x Rooms (3 per Room) | 120 | 0 | 0.5 | 0 |
| 4B | 10 x Cabins (4 per cabin) | 40 | 0 | 0.5 | 0 |
| 4C | 1 x Nobbies Bistro Restaurant | 50 | 0 | 0.3 | 0 |
| 4D | 1 x Lounge/Public Bar | 200 | 0 | 0.3 | 0 |
| 4E | 1 x Beer Garden | 80 | 70 | 0.3 | 16.8 |
| 4F | 1 x Reception/Bottle Shop | 12 | 100 | 0.3 | 3.6 |
| 5 | Crocodile Caravan Park | | | | |
| 5A | 11 x Cabins (4 per Cabin) | 44 | 90 | 0.5 | 19.8 |
| 5B | 30 x Caravans (3 per Caravan) | 90 | 90 | 0.4 | 32.4 |
| 6 | Lost Sea Opals Café | 20 | 100 | 0.3 | 6 |
| | | | | | |
| | | | | | |
| | | | | TOTAL | 84.15 |

The equivalent population calculation of 84.15 appears to be valid for the site and compliant with the guidelines. It does not exceed the equivalent population limit of 90 people for an above ground LPG tank with a total capacity greater than 8 and up to 16 kilolitres (section 1.2.2 of the guidelines).

Guideline compliance – exclusion zones

Section 1.2.2 of the 'Liquefied Petroleum Gas Automotive Retail Outlets – Hazardous Industry Locational Guidelines No. 1' establish various exclusion zones for an LPG tank with a total capacity greater than 8 and up to 16 kilolitres as follows:

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- a residential exclusion zone of 15m radius centred on the tank;
- a sensitive uses exclusion zone of 85m radius centred on the tank;
- a recreational/commercial uses exclusion zone of 15m radius centred on each dispenser;
- a recreational/commercial uses exclusion zone of 15m radius centred on the pump. If the pump is located more than 3 metres from the tank, two recreational/commercial uses exclusion zones of 15m radius will apply - one centred on the liquid outlet end of the tank and one centred on the pump;
- a residential exclusion zone of 15m radius centred on any remote fill point; and

Relevant radii from the tank and dispenser are shown in the existing site plan and surrounding land use plans above.

The proposal appears to be compliant with the exclusion zones required by section 1.2.2 of the guidelines, except for the Crocodile Caravan Park being partially located within the 15m recreation/commercial exclusion zone around the proposed LPG tank. However, section 1.2.6 of the guidelines provides that dispensation may be warranted where a fire wall is installed. The applicant has proposed a 4.2m high, four hour fire rated wall, which appears to be appropriate given that:

- The proposal involves replacement of an existing LPG tank.
- The site has operated as a service station for more than 30 years.
- The guidelines stated that fire walls should have a minimum 30 minute rating and the applicant has proposed to construct a wall with a 4 hour rating.
- The wall will provide significant protection for the caravan park site in the event of a fire.

A Construction Certificate application has been received for the wall.

Risk assessment

The applicant has provided a risk assessment which includes hazard identification (p. 6 & 7), site plan (Appendix A), information on technical controls (Appendix B) and hazard analysis (Appendix C). The Preliminary Hazard Analysis concludes with the following paragraph:

Through the documentation of a Preliminary Hazard Analysis, as a requirement of SEPP 33, for a potentially hazardous installation it can be seen that this site does not pose any significant threat to surrounding properties or the environment. It has been assessed that with the compliance of this site against the relevant Australian Standards and the Occupational Health and Safety Safety Regulation 2001, it is minimizing the risks involved with the storage and handling of the LP Gas. In addition, by adequate staff training in the correct use of fire protection equipment and how to handle possible leaks and other on site emergencies, the risks associated with this site are minimal.

Assessment of the information provided with the Development Application has not disclosed any significant inaccuracies which would suggest that the risk assessment is inadequate.

Conditions of consent

The document 'Hazardous Industry Planning Advisory Paper No. 12 - Hazard Related Conditions of Consent' (HIPAP 12), published January 2011 by Dept. of Planning, addresses appropriate development consent conditions. The document reinforces that each condition should be considered on its merits and

WALGETT SHIRE COUNCIL AGENDA

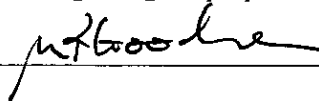
only be applied if it adds value. Table 2 indicates that a standard condition for a LPG retail outlet for motor vehicle refuelling should require a Safety Management System, hence the recommended conditions of development consent SMS 105 & 106 (based on Table 2 and Appendix 2 of HIPAP 12).

Other standard conditions of development consent have been included where appropriate.

CONCLUSION/REFERRAL

Ultimately the proposed development appears to be compliant with the document titled 'Liquefied Petroleum Gas Automotive Retail Outlets – Hazardous Industry Locational Guidelines No. 1' published by the Department of Planning in 1993. Provided that the site is operated in accordance with appropriate standards and regulatory requirements, it is expected that the proposed development will not pose a significant threat to people or the environment, hence the Development Application should be approved subject to the attached conditions of consent.

This application is referred to Walgett Shire Council for determination because objections have been received regarding the proposal.

X  Director Planning & Regulatory Services Date 2.9.2011

INTERNAL REFERRALS

Summary of responses from Council staff referrals, where applicable.

SENIOR HEALTH AND BUILDING SURVEYOR

Comments _____

Recommendation Approval

Signature  Date 2/sep/2011

DIRECTOR URBAN INFRASTRUCTURE

Comments _____

Recommendation _____

Signature _____ Date _____

;

ATTACHMENT A – LPG RETAIL OUTLET CHECKLIST**APPENDIX 1 LIQUEFIED PETROLEUM GAS AUTOMOTIVE RETAIL OUTLETS - ASSESSMENT CHECKLIST**DA No 2011/018Date Received 29.6.11

Council

The Proposal REMOVAL OF 4.2KL TANK & INSTALLATION OF 14.5KL TANK & FIRE RATED BLOCK WALLThe Site 3 MORILLA ST, LIGHTNING RIDGE (LOT 2, DP 623130) CALTEX SERVICE STATION**1. Information to be provided with development application and other considerations**

Refer to section

Has the following information been provided?

• Site layout plan for the proposed facility clearly indicating:

1.4.1.i

- a) position of storage tank ✓
- b) road tanker unloading position with entry and exit identified ✓
- c) the pump(s) or equipment enclosure ✓
- d) the dispenser(s) ✓
- e) emergency shutdown buttons ✓
- f) fill point ✓
- g) relevant 15m exclusion zones ✓

• A detailed land use plan showing all existing uses covered by relevant exclusion zones and population limit zones ✓

1.4.1.ii

• A declaration of compliance with technical controls

S.E.E. SUMMARY

1.4.1.iii

• Site photographs

X

1.4.1.iv

2. Assessment of compliance

Have the following points been considered?

• Are all relevant exclusion zones and the population limit zone satisfied? ✓

1.2

• Will road tankers have ready entry and exit? ✓

1.3

• Would the tanker in its unloading position be particularly susceptible to impact? ✓ NO

1.3

• Are dispensers located at least 15m from aboveground storage tanks? ✓

1.3

• Has the level of activity on public thoroughfares been considered? ✓ (A)

1.2.5

• Has consideration been given to likely future use of surrounding land? ✓ (B)

1.2

• Has consideration been given to other activities on the site? ✓ (C)

1.2.4.iii

• If the application appears to be non-compliant due to encroachment of exclusion zones upon adjacent properties, has consideration been given to dispensation for firewall protection? ✓ YES - FIRE WALL REQUIRED

1.2.6

• What general and special conditions of consent are necessary? ✓ YES

App. 2

(A) COMPARATIVELY LOW.(B) NO SIGNIFICANT CHANGE LIKELY IN MEDIUM TERM.Summary Comment (C) ALL ACTIVITIES SERVICE STATION RELATED.RECOMMENDATION APPROVAL ~~SAT~~ SUBJECT TO APPROPRIATE CONDITIONS.

17

ATTACHMENT B – RECOMMENDED DEVELOPMENT CONSENT CONDITIONS

CONDITIONS IMPOSED BY COUNCIL

The following development consent conditions are imposed by Council as the consent authority.

CONDITIONS THAT ARE ONGOING REQUIREMENTS

GENERAL

Gen 100.

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.

ACCESS

Acc 140.

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.

Acc 155.

If a new driveway is established within the public road corridor, then it is to be constructed in accordance with Walgett Shire Council specifications:

- WSC 271 Minor Concrete Works (revision 1).
- Standard Drawings – Domestic Driveways – S271-001 and S271-003 (revision 0)

Reason: To provide appropriate access to the site and facilitate maintenance of Council's water and sewer/effluent mains.

CONDITIONS THAT MUST BE COMPLIED WITH DURING CONSTRUCTION

SITING/SETOUT

Set 210.

The owner of the property is to ensure that any building is constructed:

- (a) to meet the setback requirements of the approved plans,
- (b) to be located within the confines of the lot, and;
- (c) so that it does not interfere with any easements or covenants upon the land.

Reason: To avoid any buildings being erected in a location where it would be inappropriate.

DEMOLITION

Dem 220.

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.

CONSTRUCTION

Con 210

The applicant shall ensure that noise pollution is minimised during the course of construction. The use of power tools and/or similar noise producing activities shall be limited to the following hours:-

Monday to Saturday

7.00 AM to 5.00 PM

Sunday & public Holidays

No construction activities are to take place.

Reason: To ensure that public amenity is not unduly affected by noise.

Con 220.

All works are to be executed in a good and workmanlike manner and all materials are to be installed as per manufacturers' instructions and any applicable Australian Standards.

Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.

CONDITIONS THAT MUST BE COMPLIED WITH PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

SAFETY MANAGEMENT SYSTEM

SMS 105.

Prior to commissioning the aboveground 14.5 kilolitre Liquid Petroleum Gas Vessel, the applicant shall develop and implement the system set out below:

(c) SAFETY MANAGEMENT SYSTEM

A comprehensive Safety Management System, covering all on-site operations and associated transport activities involving hazardous materials. The Safety Management System shall be consistent with the Department of Planning's Hazardous Industry Planning Advisory Paper No. 9, 'Safety Management'.

Reason: To ensure that safety of the site and surrounding areas is managed in accordance with appropriate standards.

SMS 106.

The Applicant shall submit to Council a report detailing compliance with condition SMS 105 prior to the commencement of operation of the development.

Reason: To ensure that safety of the site and surrounding areas is managed in accordance with appropriate standards.

ADVISORY NOTES – EPA act 1979

CONSTRUCTION CERTIFICATE & PRINCIPLE CERTIFYING AUTHORITY

Sub-section 81A(2) of the Environmental Planning and Assessment Act 1979 provides that:

- (2) The erection of a building in accordance with a development consent must not be commenced until:
 - (a) a construction certificate for the building work has been issued by the consent authority, the council (if the council is not the consent authority) or an accredited certifier, and
 - (b) the person having the benefit of the development consent has:
 - (i) appointed a principal certifying authority for the building work, and
 - (ii) notified the principal certifying authority that the person will carry out the building work as an owner-builder, if that is the case, and

NOTIFICATION OF COMMENCEMENT OF BUILDING WORKS

Sub-section 81A(2)(c) of the Environmental Planning and Assessment Act 1979 provides that:

- (c) the person having the benefit of the development consent has given at least 2 days' notice to the council, and the principal certifying authority if that is not the council, of the person's intention to commence the erection of the building.

ADVISORY NOTES – EPAR regulation 2000

BUILDING CODE OF AUSTRALIA

Sub-clause 98(1)(a) of the Environmental Planning and Assessment Regulation 2000 makes the following mandatory condition of development consent.

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

ERECTION OF SIGNS

Clause 98A of the Environmental Planning and Assessment Regulation 2000 imposes a mandatory condition of development consent for development that involves any building work, subdivision work or demolition work, as follows:

- (2) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - (a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the work site is prohibited.
- (3) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.
- (4) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.
- (5) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.
- (6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

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

SHORING & ADEQUACY OF ADJOINING PROPERTY

Clause 98E of the Environmental Planning and Assessment Regulation 2000 makes the following mandatory condition of development consent.

- (1) For the purposes of section 80A (11) of the Act, it is a prescribed condition of development consent that if the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
 - (a) protect and support the adjoining premises from possible damage from the excavation, and
 - (b) where necessary, underpin the adjoining premises to prevent any such damage.
- (2) The condition referred to in subclause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

| |
|---------------------------------|
| ADVISORY NOTES – General |
|---------------------------------|

COVENANTS

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

OPAL MINING DISTURBANCE

Opal mining and prospecting operations may have been previously carried out on, or below, the land, which is the subject of this consent, or on adjoining lands. There are no official records of the extent of opal mining workings within the Lightning Ridge area. The developer should make their own enquiries to determine whether the land being developed might be adversely affected by such activities, prior to proceeding with the development.

END.

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT B – OBJECTION LETTER DATED 14-7-2011 FROM LIONEL & DEBRA BELL

Crocodile Caravan & Camping Park.

Lionel & Debra Bell.

5 Morilla Street,

Lightning Ridge. NSW. 2834.

14th July 201.

To: Matthew Goodwin.

Director Planning & Regulatory Services.

Walgett Shire Council.

Dear Matthew,

We are writing in regards to the development application DA01/018 lodged for a larger LPG vessel at 3 Morilla St, Lightning Ridge Lot 2DP:623130.

We are quite concerned in regard to the size of the installation (3.5 times bigger than the one already installed) on these premises. Even though the chances of an explosion are minimal, we feel that this possibility needs to be addressed by the fact that at any given time our park during our peak season (April - November) accommodates when full (which occurs on a daily basis) from 130 people or more in our park.

We are also concerned from the point of view that the vast size of this installation will also deter people from staying in our park due to the risk factor and also deter prospective buyers in the future.

Not only are our patrons in the potential danger zone, but many other lives will be at risk due to the fact that there is another motel, caravan park, bottle shop, community centre, art gallery, opal shop, busy traffic intersection and also the Historical Society building situated beside our park are in this zone.

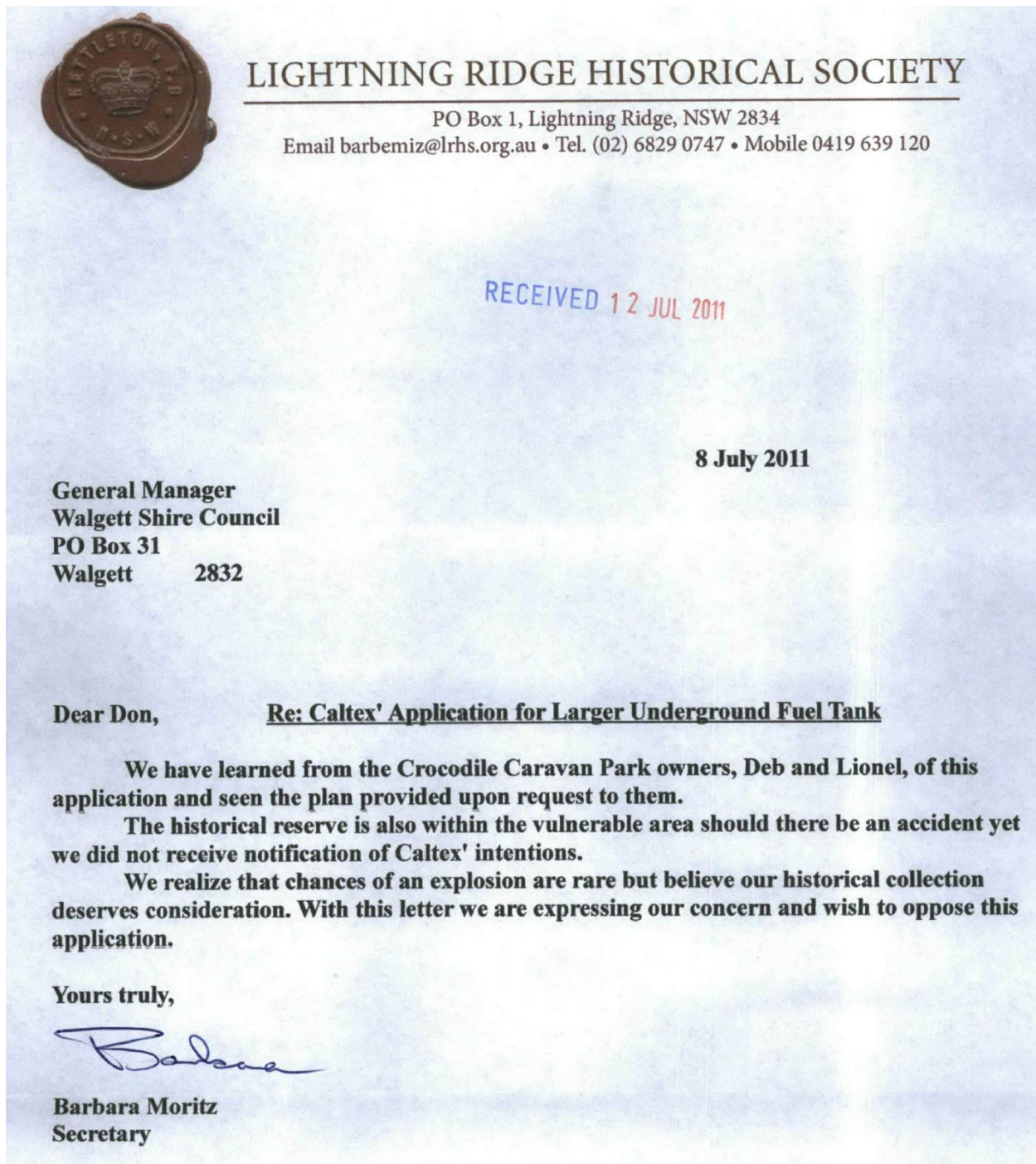
We understand that all safety practices are taken when these installations are fitted in highly populated areas, but also due to the fact we have a climate that has such extreme temperatures (highs & lows), the likelihood of an accident occurring with this facility must be increased.

We understand that the increased demand for this product needs to be met, but we are opposed to it being installed in such a highly populated area.

Thank you for the opportunity to voice our concerns and hope that you will at least take them into consideration when making a decision.

Yours Sincerely, Lionel & Debra Bell.

ATTACHMENT C – OBJECTION LETTER DATED 8-7-2011 FROM HISTORICAL SOCIETY



ATTACHMENT D – OBJECTION LETTER DATED 12-7-2011 FROM A & J LINDSAY

**Andrew & Joanne Lindsay
2 Morilla St,
Lightning Ridge NSW 2834**

12 July 2011

Matthew Goodwin
Director Planning and Regulatory Services
Walgett Shire Council
P O Box 31
Walgett NSW 2832

Dear Matthew,

We are writing to you today to express our concerns regarding the development application **DA 2011/018** lodged for a larger LP Gas vessel at 3 Morilla Street, Lightning Ridge Lot 2 DP:623130.

Our main concerns are in regard to the increase in size of the installation (some three and a half times) and therefore the increase in diameter of the potential hazard zone.

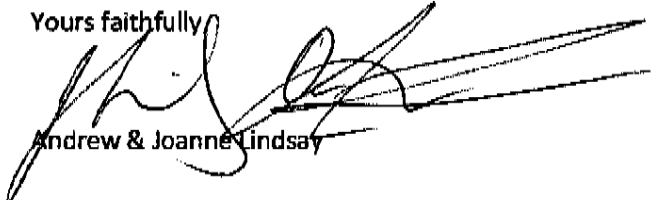
This increased potential hazard is to be placed in an area that is already heavily populated with families and holidayers staying at both caravan parks either side of the installation, as well as the fact that it is one of the busiest traffic intersections in the Ridge.

There is also a community help centre, a cafe, shops, and an Art Gallery as well as a busy bottle shop, all within the potential danger zone.

We understand and appreciate the safety devices and plans attached to such an installation and the fact that these large vessels are placed in highly populated areas in cities and suburbs, but we feel that continuing these practices in areas where space is not such a priority is simply carrying the bad planning habits of the past into the future.

We therefore would like to make known our concerns for this proposal and ask the Walgett Council to take these concerns into consideration if or when you approve this application.

Yours faithfully



Andrew & Joanne Lindsay

19B. SUBMISSION TO VARY CODES SEPP

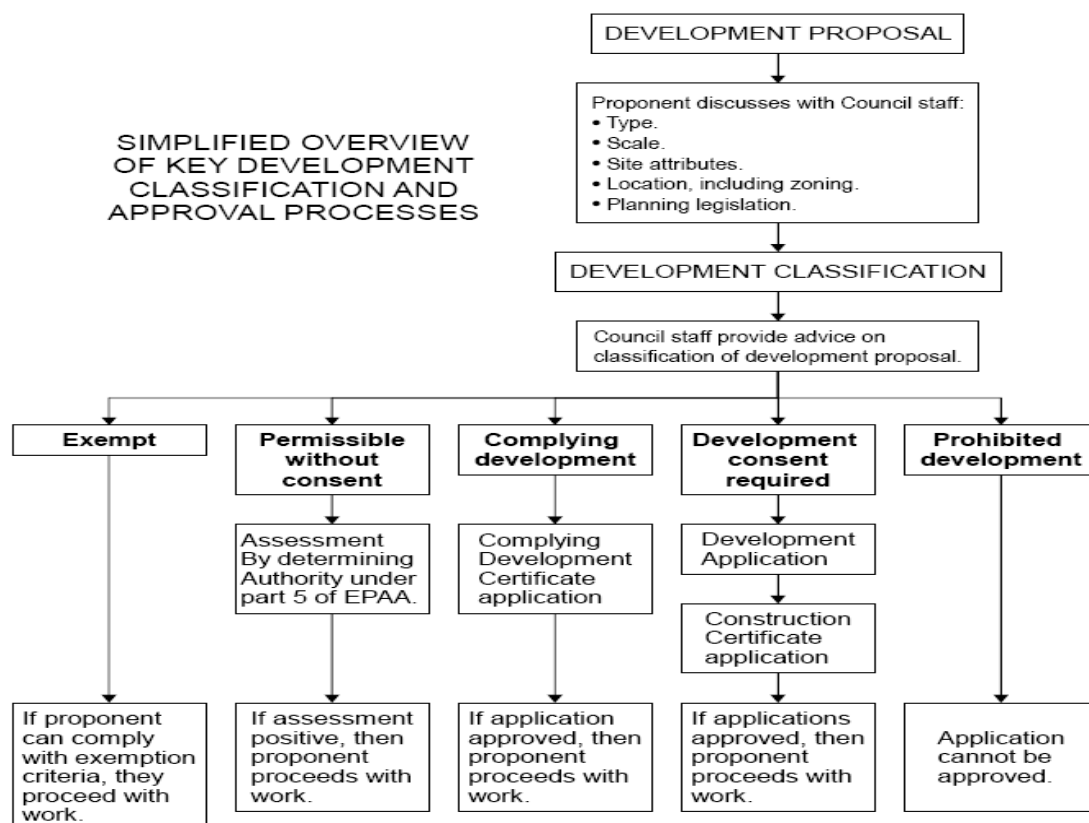
REPORTING SECTION: Planning & Regulatory Services
AUTHOR: Director Planning & Regulatory Services, Matthew Goodwin
FILE NUMBER: 11/282

Summary:

Recently the Department of Planning and Infrastructure invited submissions from Councils for local exclusions and inclusions to State Environmental Planning Policy (Exempt and Complying Development) 2008. It is recommended that Council resolve to endorse the submission of a request for a variation to the policy to enable dwellings on the preserved opal fields to be re-instated as a form of complying development.

Background:

Under the provisions of the Environmental Planning and Assessment Act 1979, 'Complying development' is a legal classification for development that does not require any environmental assessment, because it is regarded as low risk and low impact. Within the Walgett Shire development standards for 'complying development' are currently defined by State Environmental Planning Policy (Exempt and Complying Development) 2008 (AKA as the Codes SEPP). The diagram below provides an overview of the various classifications for development.



WALGETT SHIRE COUNCIL AGENDA

Sub-section 85A(7) of the Environmental Planning and Assessment Act 1979 provides that Council cannot refuse an application for a Complying Development Certificate (CDC) which complies with the relevant development standards and regulatory requirements (eg plans and specifications demonstrate compliance with the Building Code of Australia). Conditions that apply to a CDC are specified by the Codes SEPP.

In 2010-2011 council processed 17 out of 51 (33%) of development proposals as complying development with the estimated value of that development being \$7,066,830 (60% of the total development value approved by Council). In previous years typically about 50% of development proposals within the Shire have been dealt with as complying development.

Amendments to the Codes SEPP on 31 December 2010 mean that all new dwellings and outbuildings on the 'preserved' opal fields are now excluded from being complying development. This change affects about 1,800 mining camps (rural dwellings) on the Lightning Ridge, Grawin/Glengarry and Old Coorcoran opal fields.

Current Position:

In an e-mail dated 5-8-2011 the Department of Planning and Infrastructure invited Council to nominate local inclusions and exclusions for the Codes SEPP.

Given that mining camps were dealt with as complying development until 31 December 2010, a submission has been drafted requesting their reinstatement as a form of complying development on 'preserved' opal fields, given that:

- * There is no significant public benefit arising from excluding them as complying development.
- * The complexities of the Development Application and Construction Certificate application process creates unnecessary costs and red tape for people who are frequently from disadvantaged socio-economic groups and/or of a non-English speaking background.
- * Red tape discourages people from seeking Council approvals for buildings, thereby increasing the frequency of unauthorised buildings as well as buildings that do not comply with the Building Code of Australia

Relevant Reference Documents/Policies:

- * Environmental Planning & Assessment Act 1979.
- * Environmental Planning & Assessment Regulation 2000.
- * State Environmental Planning Policy (Exempt and Complying Development) 2008.
- * Walgett Shire Growth Management Study and Strategy, prepared by Edge Land Planning, dated June 2010.

Governance issues:

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

- * to exercise community leadership
- * to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- * to have regard to the long term and cumulative effects of its decisions
- * to engage in long-term strategic planning on behalf of the local community
- * to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

WALGETT SHIRE COUNCIL AGENDA

Voting:- Section 375A of the Local Government Act 1993 requires a division to be called when a motion for a planning decision is put at a meeting of the Council, and the names of Councillors voting for and against the motion must be recorded.

Environmental issues:

Minimal significant environment impact is expected if mining camps are reinstated as a form of complying development on the preserved opal fields, given that:

- * There has been extensive opal mining activity in these areas.
- * Mining camps are already a significant land use in those areas.
- * The environment is already altered from its natural state.

Stakeholders:

Walgett Shire Council, Department of Planning and Infrastructure, mining camp residents and owners.

Financial Implications:

None known or expected.

Alternative Solutions/Options:

Do nothing:- Doing nothing would mean that new dwellings and dwelling alterations would require approval via a Development Application and Construction Certificate application.

Conclusion:

Submission to vary the Codes SEPP 2008

Recommendation:

That Walgett Shire Council resolve to:

1. Endorse the submission of a request to the Department of Planning & Infrastructure for a local variation to State Environmental Planning Policy (Exempt and Complying Development) 2008 to remove the following requirements under 'Part 3A Rural Housing Code' for the Walgett LGA:
 - (a) Sub-clause 3A.2(1)(a), 3A.3(1)(a) and 3A.5(1)(a) for dwellings, alterations and ancillary development in an RU1 equivalent zone which requires a minimum lot size of 4,000m².
 - (b) Sub-clause 3A.19(e)(iv) which requires a dwelling house or outbuilding to be located at least 250m away from any land used for mines.
2. Note that the intent of requesting a variation to State Environmental Planning Policy (Exempt and Complying Development) 2008 is to re-instate dwellings (mining camps) on the 'preserved' opal fields as a form of complying development under the Environmental Planning & Assessment Act 1979.

Moved:

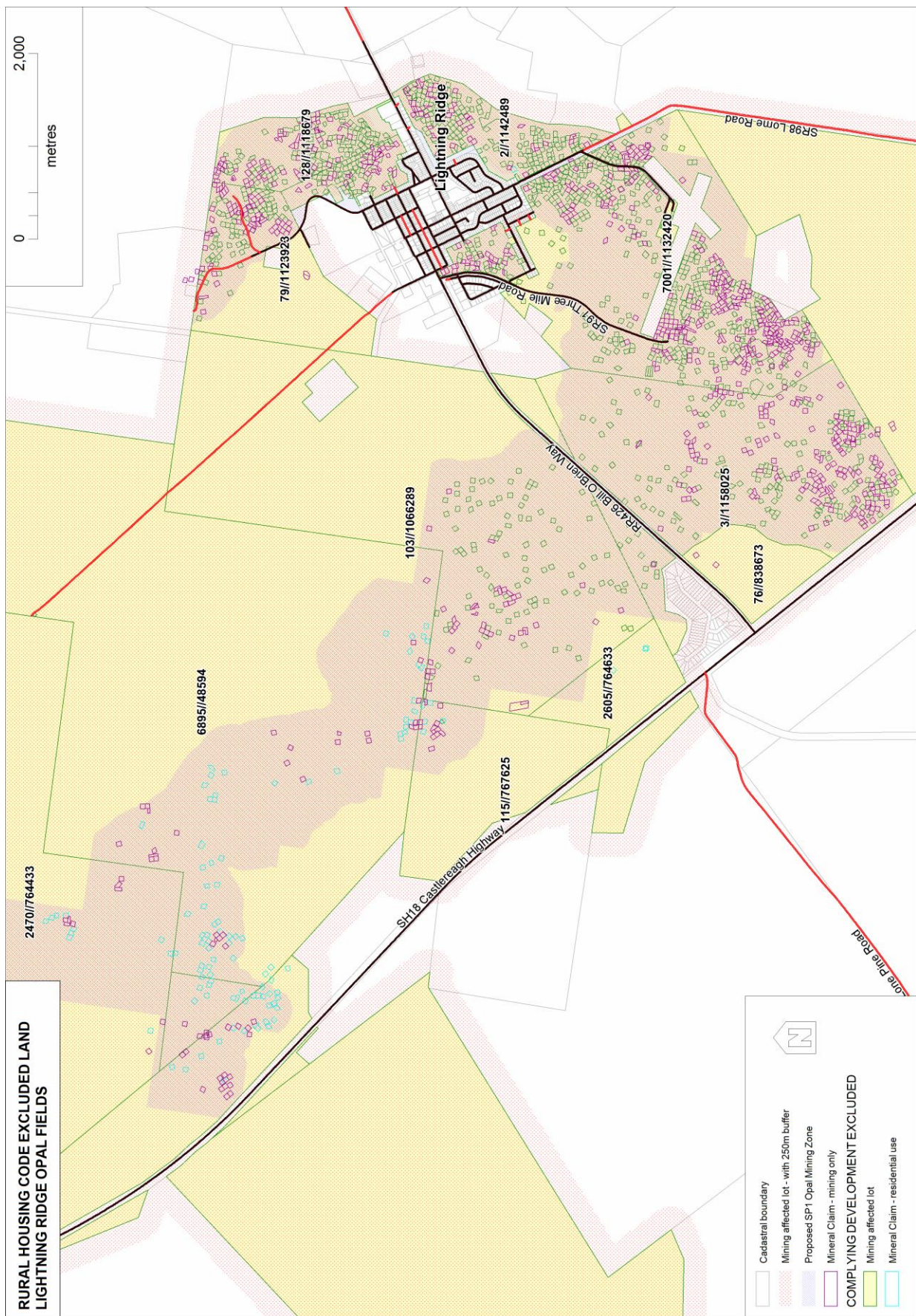
Seconded:

Attachments:

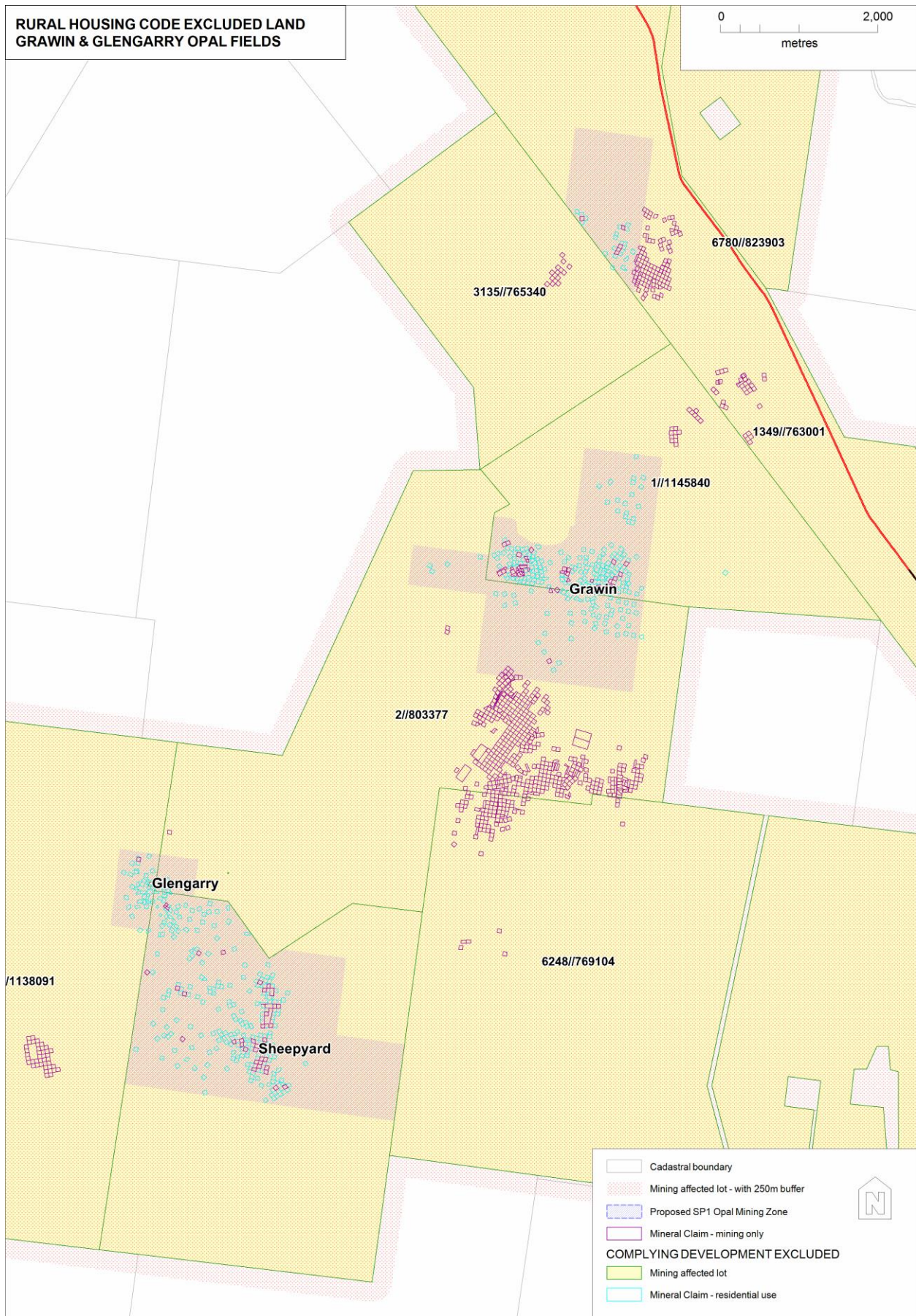
WALGETT SHIRE COUNCIL AGENDA

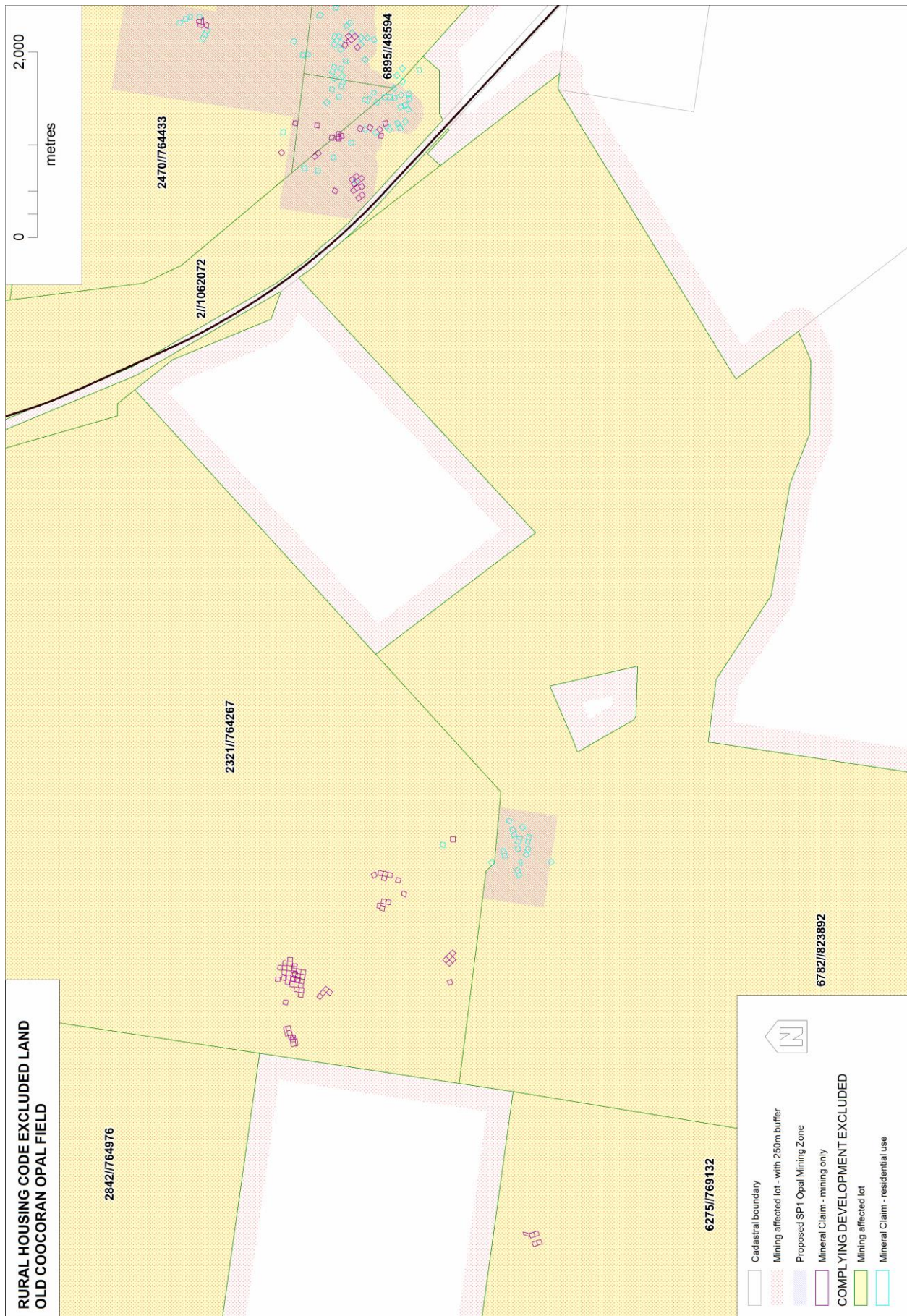
A – MAPS OF SITES WHERE COMPLYING DEVELOPMENT IS EXCLUDED

ATTACHMENT A – MAPS OF SITES WHERE COMPLYING DEVELOPMENT IS EXCLUDED



WALGETT SHIRE COUNCIL AGENDA





19C. 2010-2011 STATE OF THE ENVIRONMENT REPORT

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin – Director Planning and Regulatory Services
FILE NUMBER: 09/1523

Summary:

A draft Walgett Shire State of the Environment Report for 2010-2011 has been prepared. It is recommended that Walgett Shire Council publicly exhibit the report and invite submissions.

Background:

Currently Councils are required to prepare a supplementary State of the Environment report (SOE) for each financial year and make that report available to the public, as well as submitting it to the Division of Local Government, Department of Premier and Cabinet. Supplementary reports provide an update on existing issues, as well as outlining new ones that have arisen since the previous SOE.

Walgett Shire Council is committed to developing a Community Strategic Plan by 30 June 2012, in conjunction with recent legislative changes. It is expected that this will lead to greater integration between Council's planning processes and future state of the environment reporting.

Circular 11-18 from The Division of Local Government states:

A report on the State of the Environment is to be reported against the environmental objectives identified in the Delivery Program/Operational Plan as part of the council's annual report.

Councils can use previous State of the Environment Reports to enable trends to be monitored over time, but it is important that councils critically review their current environment reporting system to ensure that it is integrated and relevant to the council's long-term environmental objectives (as identified in the Community Strategic Plan), and enables informed environmental planning for the future.

Current position:

A draft SOE report has been prepared and a digital copy (pdf file) was circulated to Councillors via e-mail and a hard copy will be provided at the Council meeting.

Former clause 220 of the Local Government (General) Regulation 2005 requires Council to consult with the community regarding a State of the Environment Report.

Relevant Reference Documents:

- Circular 11-18 from The Division of Local Government, dated 8 August 2011.
- Local Government Act 1993.
- Local Government (General) Regulation 2005, especially former clauses 218 to 226.

Governance issues:

WALGETT SHIRE COUNCIL AGENDA

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

- * to exercise community leadership
- * to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- * to have regard to the long term and cumulative effects of its decisions
- * to engage in long-term strategic planning on behalf of the local community
- * to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

Environmental issues:

The SOE report provides the community with an overview of key environmental issues within the Shire.

Stakeholders:

Walgett Shire Council, community, Division of Local Government – Department of Premier and Cabinet.

Financial implications:

Costs associated with the preparation of the draft SOE report have been met from existing budgets.

Alternative solutions/options:

Do nothing:- If the draft SOE report is not released for public comment, then Council will have failed to comply with clause 220 of the Local Government (General) Regulation 2005 which requires community consultation regarding a State of the Environment Report.

Conclusion:

Draft LEP heritage schedule

Recommendation:

That Walgett Shire Council resolve to:

1. Note the draft Walgett Shire State of the Environment Report for 2010-2011.
2. Publicly exhibit the draft Walgett Shire State of the Environment Report for 2010-2011 for a minimum of two weeks and invite public submissions on the report, including:
 - (a) Advertising in the Walgett Spectator and The Ridge News.
 - (b) Advertising and making the report available via Councils' web site.
3. Consider any submissions received from the public regarding the draft Walgett Shire State of the Environment Report for 2010-2011 at the end of the public exhibition period.

Moved:

Seconded:

WALGETT SHIRE COUNCIL AGENDA

Attachments:

Nil

19D. COMPANION ANIMAL WELFARE SCHEME 2011-2012

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Don Ramsland, General Manager
FILE NUMBER: 10/313

Summary:

This report provides information on the RSPCA's proposed Companion Animal Welfare Scheme for 2011. It is recommended that Council resolve to write to the RSPCA indicating its support for the program.

Background:

Each year for the previous five years, Walgett Shire Council has sponsored the RSPCA to operate a Companion Animal Welfare Scheme (CAWS) within Walgett Shire as detailed in Attachment A. That sponsorship included:

- * A monetary contribution of \$10,000 for expenses incurred in undertaking the program.
- * Providing microchips to identify animals treated under the program.

As noted in the e-mail, the CAWS program appears to be making a significant contribution to a progressive reduction in the number of dogs Council euthanizes on an annual basis.

Council has not established a budget to sponsor the program during 2011-2012.

Current position:

Veterinarian Enid Coupe and the RSPCA have recently made representations to the General Manager indicating that they believe the CAWS program has significant public benefits, hence Council should establish a budget to enable it to operate during 2011-2012.

Relevant Reference Documents:

Nil

Governance issues:

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

- * to exercise community leadership
- * to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- * to have regard to the long term and cumulative effects of its decisions
- * to engage in long-term strategic planning on behalf of the local community
- * to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

Council is also responsible for enforcing the Companion Animals Act 1998.

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Environmental issues:

The CAWS program include desexing of dogs and appears to be resulting in a significant reduction in the numbers of unwanted pups being surrendered to Council. In turn this contributes to a reduction in the number of roaming dogs.

Stakeholders:

Public, RSPCA, Walgett Shire

Financial implications:

Costs that will be incurred by Council participating in the program include:

- * \$8,000 sponsorship to the RSPCA for the program. This can be funded from contingencies fund in the 2011/2012 budget.
- * Cost of microchips used to identify animals treated under the program.
- * Regulatory Officer's time and equipment supporting the program.

9. Alternative solutions/options:

No sponsorship:- Council could decline to provide sponsorship for this year's Companion Animal Welfare Scheme. Over time this course of action is likely to lead to an increase in the annual number of seized animals that are euthanased by Council.

Conclusion:

Companion Animal Welfare Scheme 2011-2012

Recommendation:

That:

6. Allocate a budget of \$8,000 from contingencies fund for sponsorship of the RSPCA NSW 2011 Companion Animal Welfare Scheme (CAWS) in Walgett Shire.
7. Inform the RSPCA NSW via letter that Walgett Shire Council:
 - (a) Has allocated \$8,000 for 2011/2012 to support the CAWS program. This money will be paid upon completion of the proposed program and the supply of a suitable invoice.
 - (b) Will provide microchips to identify animals treated under the program.
 - (c) Thanks the RSPCA for its ongoing efforts within the Walgett Shire to improve companion animal welfare.

Moved:

Seconded:

Attachments:

ATTACHMENT A – E-mail dated 22 June 2011 from RSPCA regarding 2011 CAWS program

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT A – E-mail dated 22 June 2011 from RSPCA regarding 2011 CAWS program

Matt Goodwin

From: Ann-Margret Withers [amwithers@rspcansw.org.au]
Sent: Wednesday, 22 June 2011 6:34 PM
To: Matt Goodwin
Cc: Norman Blackman
Subject: CAWS Walgett

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Matthew,

Good to talk with you the other day. Thankyou again for your participation in the CAWS program. Walgett Councils continued support of this program is to be commended and I think that the last 5 years of funding is showing some positive results.

This year's program will be run over one week from the 24th to the 28th of October. The first 3 days will be in Lightning Ridge, and then two days in Walgett. An RSPCA veterinarian and nurse will be assisting the Walgett Vet, Enid Coupe, to desex up to 120 animals during that time. RSPCA also brings medications, anaesthetics, suture material, extra autoclaves and anaesthetic machines as well as a lot of other gear to use on the program. In the usual model of CAWS, the local vet usually does the program themselves. However in Walgett, RSPCA actually personally participate in this program, in recognition of the level of funding by the council, to ensure such a large number of animals can be desexed in such a short space of time. RSPCA does not receive any payment for the resources used or our living costs during this time. The RSPCA Education team will also be visiting schools in Lightning Ridge and Walgett as part of the scheme.

As you would be aware, CAWS is a subsidized, targeted, means- tested desexing program based in rural areas to help to humanely decrease the number of unwanted companion animals impounded and ultimately euthanased. In the 5 years that CAWS has been held annually in Walgett, the number of dogs euthanased had dropped from over 500 per year to under 200. This is a remarkable achievement and represents a considerable cost saving for council as well as being an excellent result in terms of animal welfare.

A recent Cost-Benefit by Deloitte of CAWS in Bathurst has calculated a minimum two-for-one saving for council by investing in the program. While I cannot give you a number breakdown for your shire, the financial savings occur by:

- reduced animal handling and impounding costs.
- reduced council admin costs.
- improved council staff utilization- reduction in trips to pick up animals, increased staff retention and reduced stress leave due to exposure to high euthanasia rates.
- opportunity for increased revenue from registration.
- improved animal tracking and therefore less time in the pound.
- and even possible reduction in litigation costs.

Other benefits include decreased numbers of animal attacks (people and dogs), promotion of responsible pet ownership, improved animal health (less Parvovirus killing dogs), improved perception of council by general public by being involved in a something proactive as well as increasing the capacity and sustainability of local veterinary services.

I hope this gives you the information you require. Please feel free to contact me at any stage if you have more questions. Thankyou again and congratulations on being such a forward thinking, proactive council.

Kind regards,
Ann-Margret

Dr Ann-Margret Withers BVSc
Veterinarian & Desexing Program Coordinator
RSPCA NSW PO Box 34, Yagoona, NSW 2199
P: 02 9770 7533
M: 0404 021 103

20. REVIEW OF WATER METER POLICY

REPORTING SECTION: Urban Infrastructure Services
AUTHOR: Siegfredo O Coralde – Urban Infrastructure Services
FILE NUMBER: 09/1403

Summary:

This report recommends Council to note and approve the Water Meter Policy Rev. 2 effective 27 September 2011.

Background:

In 25 August 2009, Council resolved the following Resolution 273/09: Water Meter Policy:

| 273/09 | Water Meter Policy |
|---|--------------------|
| <p>Resolution:</p> <p>1. That Council approves 'Pay for use' water charging being implemented from 1 July 2010.</p> <p>Moved: Clr Murray
 Seconded: Clr Lane</p> <p>CARRIED</p> | |

Though water meters were successfully installed in Walgett, Collarenebri, Rowena, Lightning Ridge and Carinda townships in early 2010, the pricing regime was not fully analyzed and evaluated. The public information dissemination program regarding the implementation of water charges was delayed but however, Council managed to inform the general public of its intention to move to charging water usage, appropriate reading of new water meters and advising of reasonable household daily consumption of water on 21 July 2009.

Current Position:

The Department of Energy, Utilities and Sustainability advised NSW Councils to introduce 'pay-for-use' (pay-user-system) water supply pricing in accordance with National Competition Policy (NCP) in 2004. Walgett Shire Council already complied when all water meters were installed in non-metered of Walgett, Lightning Ridge, Rowena, Collarenebri and Carinda townships.

Water Meter Readings. Urban Water Staff members are presently conducting trial readings of water meters. Data obtained in quarterly readings to a great extent will assist Council in developing its charging regime to complement this policy. It should be noted that this policy can only be of full use when Council starts charging water usage starting 01 July 2012.

Current Water Meter Policy Amendments. This policy was adopted by Council on 25 August 2009 and pay-for-use water charging implementation on 01 July 2010. Although this policy was not successfully carried out as indicated, objectives and implementation procedure is basically relevant, until now. The following amendments are made:

WALGETT SHIRE COUNCIL AGENDA

- a. Introduction of Water Flow Restrictors. This is a new amendment designed to recover outstanding water charges through restriction of water supply and is in accordance with the Local Government (General) Regulation 2005 – Reg 144 titled as Cutting Off or Restricting Water Supply. A procedure to enforce this amendment is clearly stipulated in Section C: Water Flow Restriction or Cutting Off Water Supply, page 5 of the Water Meter Policy Rev. 2.
- b. Change of Dates. Four other minor changes were catalogued in the following table (Document Control, Amended Records, page 6 of the Water Meter Policy Rev. 2):

| Version | Date | Author | Section | Page | Changes |
|---------|----------|--------|---------|------|---|
| 1 | 02/07/09 | SOC | All | All | A new approved document per Council's Resolution No. 21, 25 August 2009. |
| 2 | 24/08/11 | SOC | | 1 | Policy Statement and Objectives |
| 2 | 24/08/11 | SOC | A.5.1 | 3 | The Fee for Testing Water Meters |
| 2 | 24/08/11 | SOC | C | 5 | Enforcement of Water Flow Restrictors. |
| 2 | 24/08/11 | SOC | A | 2 | Affectivity change from 01 July 2010 to 01 July 2011, Paragraph 2. |
| 2 | 24/08/11 | SOC | A.7 | 3 | Charging Revenue Policy of 2010-12 Management Plan to 2012-13 Management Plan |
| 2 | 24/08/11 | SOC | Header | 1 | Changing Adoption Date from Adoption Date of 25 August 2009 to 27 September 2011 and Review Date from 25 April 2010 to 27 September 2013. |
| 2 | 24/08/11 | SOC | B.7 | 4 | Charging Revenue Policy from 2010 Management Plan to 2012-13 Management Plan. |

Relevant Reference Documents/Policies:

Water Meter Policy 2009 Rev. 1
 Local Government (General) Regulation 2005 – Reg 144 titled as Cutting Off or Restricting Water Supply.
 Best Practice Management of Water Supply and Sewerage Guidelines
 National Competition Policy (NCP)
 Household Information Letter dated 21 July 2009

Governance issues:

Some matters may need discussion regarding the split accountabilities that exist within the Corporate Services having specific responsibilities of collecting and issuance of water charges and Urban Infrastructure Services having responsibility for the day to day delivery of water services. Both Directorates may wish to examine, and if necessary, rationalize this situation to ensure consistent delivery of services to the community before the official charging regime starts on July 2012.

Council needs to start activating its public information dissemination program regarding the implementation of 2012 water charging regime in agreement with this policy.

Environmental issues:

Household daily water consumption may be reduced and therefore, will meet the water best management practice once this policy is implemented.

Stakeholders:

Walgett Shire Council

Financial Implications:

Depending on pricing models to be adopted by Council, revenues will increase or decrease noticeably as new household and stand pipe water charges begin in July 2012.

A possibility of breaking water meters when new charges begin in July 2012 and therefore, may increase Council's operational and maintenance costs.

Council need to provide funding for continuous educational and promotional programs.

Alternative Solutions/Options

Official water charging regime starts on July 2012.

Conclusion:

Council approve the Water Meter Policy Rev. 2.

Review of Water Metre Policy

Recommendation:

1. Council note the following amendments of Water Meter Policy Rev. 2:
 - a. Policy Statement
 - b. Section A.5.1 – Policy Statement
 - c. Section C – Water Flow Restrictors or Cutting Off Water Supply
 - d. Section A – Change of Affectivity to 01/07/12.
 - e. Section A.7 – Charging Revenue Policy to 2012/13 of Management Plan
 - d. Section Header – Change of Adoption Date to 27/09/2013 and Review Date to 27/09/2013.
 - e. Section B.7 - Charging Revenue Policy to 2012/13 of Management Plan
2. Council approve the Water Meter Policy Rev. 2 effective 27 September 2011.

Moved:

Seconded:

Attachments:

Water Meter Policy Rev.2



AFM – WATER METER POLICY

Adoption Date: 27 September 2011
Review Date: 27 September 2013
Responsible Officer: Director Urban Infrastructure Services

POLICY STATEMENT

WSC is committed to ensuring that water meters are maintained in an effective manner to secure, eliminate or mitigate the risk of losing water pressure to the community.

OBJECTIVES:

- To monitor, inspect and report all installed water meters on a six-monthly basis to ensure that a pro-active maintenance system is up-dated appropriately
- To ensure that existing water meters are inspected and maintained within manufacturers' specification and standards
- To investigate reported faulty water meters promptly within 24 hours after receiving registered Customer Service Notification Form
- To confirm and replace faulty water meters promptly within 24 hours after investigation
- Should a faulty meter have to be replaced; replacement is of same manufacturing standard for optimum safety and maintenance requirements
- To ensure that qualified persons will carry out the necessary repairs and/or replacements have obtained authorization, acknowledge and accept any liability which may arise as a result of works
- To encourage each household to take special care of assigned water meter to property
- To comply with all relevant legislative and regulatory requirements

IMPLEMENTATION:

A. Provision of Water Meters to Residents and Commercial Establishments

A water meter will be supplied free on all Council's water services for the first time.

Effective 01 July 2012, fee for a water meter installation to Council's metered water services will be included in the Water Connection Fee.

A.1 Multiple Dwellings

Council shall provide a single connection and single water meter of sufficient size to accommodate the multiple dwelling premises on a single rated parcel of land. However where the existing multiple dwelling premises are connected to the reticulation system at a number of locations, one meter per physical water connection to the main will be provided. The owner/s of multiple dwelling premises should arrange a separate meter for each unit if the owner/s require and would have to be set as part of the private internal plumber at the expense of the owner/s.

The connection fee shall be a multiple of the single connection fee and the number of units. *(For example: The connection fee for 2 flats would be twice the normal fee for a single dwelling)*

A.2 Relocation Requests

A written request shall be lodged to Council should an owner require the location of a water meter to be changed. Council will act on this request within seven (7) working days and the decision on approval of relocation and the financial responsibility, if relocated, will be made by Council.

A.3 Installation Standard

The Australian Standard 3500.1-1992 National Plumbing and Drainage Code Part 1: Water Supply shall apply in all installation of water meters in conjunction with Walgett Shire Council's Standard Drawing – Standard Domestic Water Meter Installations

Council is responsible of supply and installation of water meters. These water meters shall be installed in compliance with the manufacturers' specifications and instructions.

A.4 Selection of Above Ground or Below Ground Type

Council will only allow meters installed above ground. Only where physical constraints prevent offsetting of the meter, shall the meter be installed below ground.

A.4.1 House with front fence. Services located in driveways or gateways are to be offset and installed above ground. Care is to be taken to position the meter so as not to interfere with gate operation.

A.4.2 House with no front fence. Normal installation is to be above ground. Where the meter would be in an exposed position (driveways, lawns etc) it should be offset so as to be located within a garden area or adjacent to trees/shrubs letter boxes, or other structure.

Where no garden or structure is within 2 meters of the meter point, the meter is to be installed below ground.

A.5 Conditions of Testing Water Meters

A.5.1 The fee for testing water meters. Fees shall be determined by Council on an annual basis from and recorded in Council's Management Plan.

WALGETT SHIRE COUNCIL AGENDA

Any person who is dissatisfied may request Council that the water meter is tested by lodging an appropriate form and fee with Council, with the reading indicated by the meter attached to their water supply:

A.5.1.1 If the test determines that the meter is inaccurate, the testing fee shall be refunded and the water meter will be replaced at no cost to the owner or occupier.

A.5.1.2 If any water meter supplied by the Council is found to be inaccurate, then Council will estimate the amount of water supplied. The estimate shall be the lesser figure calculated by the following methods:-

(a) average daily consumption for the previous period; or

(b) average of the reading recorded during the corresponding period in the previous three years.

A.5.1.3 If the test determines that the meter is accurate the testing fee shall be retained by Council.

A meter will be deemed to be accurate if the reading is within 5% of the actual quantity of water passing through it.

A.5.2 **Council May Disconnect Meter For Test**. The Council may at any time disconnect any meter in use for the purpose of determining the accuracy of the working of such meter or for maintenance of such meter.

A.6 Meter Reading

The Council will read all water meters in its towns quarterly per year, and each household owner/s shall be provided a copy of the readings.

A.7 Excess Water Charges

Council will provide details of 'charging rates' in its 2012-13 Management Plan.

A.8 Unmetered Water Supply

The owner may request Council to install a water meter on Council's unmetered water service. All installation and maintenance costs will be at the owner's expense. The above conditions will apply.

A.9 Damage to Meters

The cost of repairs or replacement of meters damaged by careless or deliberate acts for which the owner is responsible, will be payable by the owner.

B. Provision of Water Meters to Stand Pipes

Council is responsible for installation and monitoring of all stand-alone standpipes around the shire.

B.1 Multiple Dwellings.

Not applicable.

B.2 Public Relocation Requests

WALGETT SHIRE COUNCIL AGENDA

A written request shall be lodged to Council by interested parties to relocate an existing stand pipe with a water meter. Council will act on this request within seven (7) working days and the decision on approval of relocation and the financial responsibility, if relocated, will be made by Council.

B.3 Installation Standard.

Similar to A.3 provisions.

B.4 Selection of Above Ground or Below Ground Type.

Not applicable.

B.5 Conditions of Testing Water Meters.

Sole responsibility of Council unless a separate agreement is reached with other parties.

B.6 Meter Reading.

Automatic reading is in place. Customers need to purchase loaded chips/cards prior to drawing water from stand pipes.

B.7 Excess Water Charges.

Not applicable for stand pipes with water meters. Charges are made automatically prior to drawing water. Council will provide details of 'charging rates' in its 2012-13 Management Plan.

B.8 Unmetered Water Supply

Not applicable.

B.9 Damage to Meters

Sole responsibility of Council unless a separate agreement is reached with other parties.

C. Water Flow Restrictors or Cutting Off Water Supply

Water flow restriction can be applied when Council is required to recover outstanding water charges or receiving a written request from stakeholder/s to cut-off the supply of water.

To recover outstanding water charges through restriction of water supply is in accordance with the Local Government (General) Regulation 2005 – Reg 144 titled as 'Cutting Off or Restricting Water Supply'.

Council shall install a flow restrictor device to limit the water flow to a property by way of installing a washer in the water meter with a small hole in it. Restrictors will limit the flow of water to 8 litres per minute thus allowing residents to only meet basic hygiene needs.

This enforcement excludes those who have already repayment arrangements and tenanted properties.

C.2 Implementation

- C.2.1 Authorized Council Officer to send Reminder Letter fourteen (14) days after the due date of account. The letter shall include a copy of this Water Meter Policy and details of the outstanding account. Notice is to be registered mail or hand delivered.
- C.2.2 Council to allow twenty eight (28) days to receive payments or discuss arrangements.
- C.2.3 Authorized Council Officer to issue Final Notice twenty eight (28) days after the Remainder Letter. Notice is to be registered mail or hand delivered.
- C.2.4 Council to allow fourteen (14) days to receive payments or discuss arrangements.

WALGETT SHIRE COUNCIL AGENDA

C.2.5 Authorized Council Officer to issue a 'Notice of Intention to Restrict Water Flow' seven (7) days from the date of the Final Notice, without further notice. Notice is to be registered mail or hand delivered.

C.2.6 Two (2) Urban Infrastructure Water staff members are to be present when installing water flow restrictor after the seven (7) days from the Date of Final Notice.

Water flow restrictors will only be avoided if balance of account is paid in full or arrangements were made and approved by Council.

The authorized Council Officer shall TRIM all letters and notices.

Reference:

- 1. Australian Standard 3500.1-1992 National Plumbing and Drainage Code Part 1: Water Supply**
- 2. Local Government (General) Regulation 2005 – Reg 144 titled as 'Cutting Off or Restricting Water Supply'**
- 3. Policy Implementation Procedures, Guidelines and Documents**
- 4. Related WSC Policies**

DOCUMENT AND VERSION CONTROL

This is a controlled document. Copies are numbered and issued to pre-determined Council officials to keep for reference at specified locations. New versions, after being approved, are to replace the previous versions.

Council is currently developing a Quality Assurance System AS/ANZ ISO 14001:2004 to ensure that the objectives of this policy with regards to the Quality Policy are carried out effectively.

AMENDED RECORDS

| Version | Date | Author | Section | Page | Changes |
|---------|----------|--------|---------|------|---|
| 1 | 02/07/09 | SOC | All | All | A new approved document per Council's Resolution No. 21, 25 August 2009. |
| 2 | 24/08/11 | SOC | | 1 | Policy Statement and Objectives |
| 2 | 24/08/11 | SOC | A.5.1 | 3 | The Fee for Testing Water Meters |
| 2 | 24/08/11 | SOC | C | 5 | Enforcement of Water Flow Restrictors. |
| 2 | 24/08/11 | SOC | A | 2 | Affectivity change from 01 July 2010 to 01 July 2011, Paragraph 2. |
| 2 | 24/08/11 | SOC | A.7 | 3 | Charging Revenue Policy of 2010-12 Management Plan to 2012-13 Management Plan |
| 2 | 24/08/11 | SOC | Header | 1 | Changing Adoption Date from Adoption Date of 25 August 2009 to 27 September 2011 and Review Date from 25 April 2010 to 27 September 2013. |
| 2 | 24/08/11 | SOC | B.7 | 4 | Charging Revenue Policy from 2010 Management Plan to 2012-13 Management Plan. |

DISTRIBUTION HISTORY

| Version | Date | Issued to | Company | Position | Copy |
|---------|--|--------------|-----------------------|--|------|
| 2 | .Draft | SOC | Walgett Shire Council | Director – Urban Infrastructure Services | 1 |
| 2 | To be officially distributed once Council approved | Roy White | Walgett Shire Council | Team Coordinator – Urban Infrastructure Services | 3 |
| 2 | | KC | Walgett Shire Council | Utilities Engineer – Urban Infrastructure Services | 2 |
| 2 | | Les Greene | Walgett Shire Council | Team Leader (Water and Sewerage - Walgett) – Urban Infrastructure Services | 4 |
| 2 | | Wayne Holden | Walgett Shire Council | Team Leader (Lightning Ridge) - Urban Infrastructure Services | 5 |
| 2 | | Barry Murray | Walgett Shire Council | Team Leader (Collarenebri) - Urban Infrastructure Services | 6 |
| 2 | | Records - | Walgett Shire | | 7 |

WALGETT SHIRE COUNCIL AGENDA

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| | | TRIM | Council | | |
|--|--|------|---------|--|--|

POLICY IMPLEMENTATION PROCEDURES, GUIDELINES AND DOCUMENTS

- xx –Insert Title

RELATED WSC POLICIES

- xx- Insert Title

21. MATTERS GENERALLY FOR BRIEF MENTION OR INFORMATION FROM DIRECTOR URBAN INFRASTRUCTURE SERVICES

REPORTING SECTION: Urban Infrastructure Services
AUTHOR: Siegfredo Coralde – Director Urban Infrastructure Services
FILE NUMBER: 10/585

1. **Dementia Day Care Centre, Lightning Ridge.** Completion date is first week of October 2011.
2. **Construction of Fox-Warrena St Stormwater Drainage.** To discuss with RTA regarding the design specifications prior to final tender release.
3. **Walgett Bore Bath Lights:** Awaiting on Essential Energy to inform council on details of current night-vision lighting agreement.
4. **Round 2 Regional Infrastructure Projects.** Eight out of nine projects are completed as at this report. The following project is still outstanding:
 - Construction of Motor Cross Track-Lightning Ridge. Area already identified. Getting more information regarding the design details.
5. **Round 3 Regional Infrastructure Projects.** Three out of nine projects are completed as at this report. The following projects are still outstanding:
 - Fencing and Lighting at Skate Park - Walgett. Lighting quotation accepted and work to commence before the end of September 2011.
 - Supply and Installation of Shade Structure at Burren Junction Playground. Ready to engage to successful tenderer on or before 22 September 2011.
 - Supply and Installation of Shelter Shed and Barbeque at Len Cram Park – Lightning Ridge. Installation to commence on 03 October 2011.
 - Apex Park (Walgett) Upgrade, Stage II. Specification to be released before the end of September 2011.
 - Supply and Installation of Grandstand of No. 1 Oval – Walgett. In discussion with the Planning Department regarding the Engineer's Drawings and Certificate provided by Barnsons. The manufacturer is currently in consultation with Barnson Engineers regarding the alternative solutions.
 - Supply and Installation of Lighting at Collarenebri Skate Park. Still waiting for Essential Energy's approval for the installation of one-night vision flood light.
6. **Burren Junction 2nd Evaporation Pond.** Completed and commissioned on the 22nd of August 2011. Fencing works is expected to complete before the end of September 2011.

Council's Solicitor Mr. Nick Wilson is currently preparing the contract purchase and conveyance requirements from the New South Wales Office of Water (c/o Stephen Martin, Coordinator Property and Leases) of Property Lot 10 DP 1134743 being Burren No. 2 Great Artesian Bore Site/Burren Junction Bore Baths. Council will pay the land at the stated price of \$3,780.

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7. **Lightning Ridge Hot Artesian Spa.** Council received complaints about slippery tiles, uncleaned walls and missing locks. These complaints have been addressed. Council staff treated and cleaned the slippery tiles, walls and new locks were installed on showers.
8. **Walgett Levee Design.** Design is complete, including cost estimates, REF, Stormwater Drainage. Council received the final plans and reported to the Ministry for Police & Emergency Services, Disaster Mitigation Grants. Council needs to allocate and seek extra funds for its construction.
9. **Water Charges.** Evaluation and initial modelling with Corporate Services may commence in October 2011.
10. **Aboriginal Communities Water and Sewerage Program.** BHC Plumbing Contractors was engaged, for a period of 12 months (interim arrangement), to provide routine operation and maintenance services for the water and sewerage systems at the Aboriginal communities at Namoi, Gingie and Collarenebri (Walli) . This contract is due to expire on 18 October 2011.

Council has to discuss with NSW Office of Water regarding contractor's performance review and determine a direction either to extend the existing contract or call for public tender.

11. **Infrastructure Assets Report.** Re-evaluation of assets has been made and completed in accordance with AASB 136 – Impairment of Assets. The following asset classes were certified to have no signs of the material impairment present as at the year end 30 June 2011:
 - Other Structures
 - Stormwater Drainage
 - Sewerage Network
 - Footpaths
12. **Declaration of Valuation Report – Footpaths.** Re-evaluation is completed and given to Corporate Services for appropriate reporting at year 30 June 2011.
13. **2010-2011 NSW Water Supply and Sewerage Performance Monitoring Report.** Preparation in progress. To complete before the end of September 2011.
14. **2010-2011 Landfill Waste Date Report.** Completed and submitted to EPA.
15. **New Landfill Development.** Evaluation of a new site between Walgett and Lightning Ridge in progress.
16. **2010-11 ASIC Annual Reporting.** The annual reporting requirements under Regulation 6.25 of the Aviation Transport Security Regulations 2005 for Walgett and Lightning Ridge Airports were submitted on 08 August 2011. The highlights of the report:
 - No ASICs issued not expired or cancelled during the 2010-11 financial year
 - No ASICs issued that have expired or cancelled; and not returned for the 2010-11 financial year
 - Twelve (12) Visitor Identification Cards (VICs) issued by Council's Lightning Ridge Airport during the 2010-11 financial year.
17. **Murray Darling Basin Authority.** Hon. Criag Knowles, Chair of the MDBA released the continuing development of the Basin Plan. The draft Plan is ready for exhibition in November followed by 20 weeks of consultation. This Plan will seek balance, respect communities and

WALGETT SHIRE COUNCIL AGENDA

allow for changes to be made over time - sensibly, and with an understanding that the solution is not just about a volume of water being sent down the river, but what you actually do with the water that's available to you. More MDBA information and updates can be obtained from http://twitter.com/MD_Basin_Auth and media@mdba.gov.au.

18. **GPT at Lightning Ridge Golf Club.** Request for approval not to call public quotation for the installation of 1 x 900 mm GPT was granted. Council engaged the Australian Rail Welding Specialist (formerly Advance Earthmoving & Haulage Pty Ltd) who has successfully installed 3x375mm GPT's at Collarenebri in May 2009. The cost of this project is \$11,880.00 excluding GST.
19. **Lightning Ridge Library.** The old unserviceable ducted reverse-cycle system was replaced with a Fujitsu AOTG30LFT Split-system air conditioner to the Lightning Ridge Library at a cost of \$3,780 excluding GST. This new unit is mounted in the service counter area to provide adequate heating and cooling to this part of the building. Council paid \$3,780 excluding GST for this replacement.
20. **Collarenebri Swimming Pool Up-grade.** Completed and accepted on 13 September 2011.
21. **Lightning Ridge Bore Bath Accident.** Reported. A detailed report is being prepared for Council's insurers. A copy will also be made available to Workcover.
22. **Fire Flow Guidelines.** Water Directorate provided this guideline for LWUs on standards pertaining to fire flows. A separate report will be provided in November 2011 Council meeting.
23. **Financial Plans for Water Supply and Sewerage.** The Office of Water supplied examples of financial plans in accordance with the NSW Financial Planning Model (FINMOD) for reference. The example financial plans are relevant to Walgett Shire Council's preparation of Strategic Business Plans for Water Supply and Sewerage in the future.
24. **Lightning Ridge New Bore – Onyx Street.** Applied for Bore License to LPMA. Council is allowed to carry-out 'test bore' and therefore, was not required to pay an Application Fee. The Office of Water Drilling Division was notified to proceed with works per the General Manager's advice.
25. **Walgett Swimming Pool Damaged Shade.** Insurance claim for the damaged structure already lodged On 12 September 2011 after consultation with the JLT.

| Matters Generally for Brief Mention or Information only from Director Urban Infrastructure Services |
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| Recommendation: |
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| <ol style="list-style-type: none">1. That the matters listed by the Director Urban Infrastructure Services for brief mention or information only be received and noted. |
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| Moved: |
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| Seconded: |
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22. BURREN JUNCTION ISSUES UPDATE – SEPTEMBER 2011**REPORTING SECTION:** Engineering Services**AUTHOR:** Raju Ranjit – Director Engineering Services**FILE NUMBER:** 11/211**Summary:**

The purpose of this report is to inform Council of progress relating to the issues raised during the Burren Junction budget meeting.

Background:

| Issues | Activities required | Status | Proposed Completion Date |
|---|---|--|--------------------------|
| Burren Junction Road outcome (all Muddy) (Aerodrome Road) | Needs grading | Work done | |
| At the turn near the Silo from Burren Junction to Pilliga | Complicated situation | Site has been inspected. It is RTA issue and forwarded to RTA for their program.
In the mean time Council will fill gravel in the depressions near the bell mouth to make smooth surface and has been scheduled | September 2011 |
| Bugilbone Crossroad | Needs repair | Site has been inspected. Trees and bushes needs to be cleared for better sight distance. Needs gravel to fill in the crossing | September 2011 |
| Tereela Lane two (2) dangerous corners on road | Possible clearing
One is a blind corner and other is near the Tereela Homestead. | The road near the Tereela Lane Homestead has been upgraded by clearing the trees and bushes and has good sight distance now. The Problem in other corner is unknown. | December 2011 |
| Tareela Lane causeway | needs work | Has been upgraded by adding gravel | |
| North side of the Namoi Rive Bridge to Pilliga | Needs sealing with gravel for 3000m between Ridge and Bitumen(Could use gravel from Bugilbone Gravel Pit | Has been inspected. Investigation for gravel pit and estimation are on progress | 2012/2013 |
| Nunkeri causeway | South of Namoi River on road to Pilliga needs resealing | Has been inspected. Investigation for gravel pit and estimation are on progress | 2012/2013 |
| Goangra Road (SR116) | Red soil- | Has been scheduled for White gravel for the spot | September 2011 |

Current Position:

Design and estimation works are on progress.

WALGETT SHIRE COUNCIL AGENDA

Relevant Reference Documents/Policies:

N/A

Governance issues:

n/a

Environmental issues:

n/a

Stakeholders:

Walgett Shire community members, businesses and organisations with an interest in Walgett Shire Tourism

Financial Implications:

2011/2012 Management Plan

Alternative Solutions/Options:

n/a

Conclusion:

Burren Junction Issues Update – September 2011

Recommendation:

1. That Walgett Shire Council receives and note the progress of the issues

Moved:

Seconded:

Attachments:

Nil

23. AUSLINK ROADS TO RECOVERY 2011-2012 PROJECTS

REPORTING SECTION: Engineering Services
AUTHOR: Raju Ranjit – Director Engineering Services
FILE NUMBER: 09/1119

Summary:

The purpose of this report is to inform Council of Aus Link Roads to Recovery Projects for 2011/2012. The department of Infrastructure and Transport has approved four projects of total amount \$ 957,000. This report recommends that Council agreed to proceed the projects.

Background:

Council has funding allocation under the Roads to Recovery Program from 1st July 2009 to 30th June 2014. The total allocation is \$ 4,675,507 (\$ 935101 yearly).

Current position:

2011/2012 funding has currently been allocated as follows:

| Project | Funds | Project Description | Proposed Completion Date | Remarks |
|---|------------|---|--------------------------|-------------|
| Pagan Creek Bridge located approximately 1.2 km from the Intersection of the Pagan Creek Road and Mercadool Road | \$150,000 | Replacement of the existing timber girder, joists and planks by pre cast concrete slab. | October 2011 | |
| Mercadool Road (Rural Road) from start point 0 km to 3 km measured from the intersection of Castlereagh Highway and Mercadool Road | \$ 450,000 | Gravel re- sheeting in 3 km in length x 7 metres width | November 2011 | Deferred |
| Come By Chance Road (Rural Road), from start point 21 km to 26 km measured from the intersection of Fox Street and Euroka Street. | \$227,000 | Reconstruction and gravel resheeting for approximately 5km in length x 7 metres width x 75 mm thick. | December 2011 | Bitumen |
| Cryon Road from start point 400 m to 3.4 km measured from the intersection of Kamilaroi Highway and Cryon Road | \$450,000 | Construction and sealing for 3 km long x 8 m wide | December 2011 | New project |
| Pitt Street between Euroka Street and Neil Street in Walgett | \$130,000 | Reconstruction and seal of existing pavement approximately 370 metres in length x 8 metres width on both sides of the existing central section. | September 2011 | Deferred |

Projects for 2012/2013 will be determined and submitted in February Council meeting for Council approval prior to submitting to the Department of Infrastructure and Transport.

WALGETT SHIRE COUNCIL AGENDA

Council has engaged an Engineering Consultant for engineering survey, soil test and pavement design for Come By Chance Road and started to work on the project .

Relevant Reference Documents:

Department of Infrastructure and Transport - approved work schedule

Government Issues:

N/A

Environmental Issues:

N/A

Stakeholders:

Walgett Shire community members, businesses and organisations with an interest in Walgett Shire Tourism.

Financial Implications:

2011/2012 Management Plan

Alternative Solutions/Options:

Nil

Conclusion:

Auslink Roads to Recovery 2011-2012 Projects

Recommendation:

That Walgett Shire Council endorse the Programme of Works proposed for 2011/2012 and note that the works will only proceed subject to the availability of funding.

Moved:

Seconded:

Attachments:

Nil

24. MONTHLY REPORT FROM DIRECTOR ENGINEERING SERVICES – SEPTEMBER 2011

REPORTING SECTION: Engineering Services

AUTHOR: Raju Ranjit – Director Engineering Services

FILE NUMBER: 11/211

Summary:

The purpose of this report is to inform Council of progress and issues relating to Roads and Bridges in the period since the report was prepared in late August 2011.

Background:

RTA – Road Maintenance Council Contract

| Road No. | Road Name | Activities | Comments |
|----------|---|--|----------|
| SH12 | Gwydir (Walgett - Collarenebri-Moree) | Routine patching works and routine inspections, signs, guideposts, litters and debris maintenance. | On going |
| SH18 | Castlereagh (Coonamble-Walgett Lightning Ridge) | Routine patching works and routine inspections, signs, guideposts, litters and debris maintenance. | On going |
| SH29 | Kamilaroi (Narrabri-Walgett-Brewarrina) | Routine patching works and routine inspections, signs, guideposts, litters and debris maintenance. | On going |

Regional Roads

| Road No. | Road Name | Activities | Comments |
|----------|--|--|---------------------------------|
| RR202 | Merri Merri (Carinda - Quambone) | Maintenance grading & routine inspections done. | Completed on 10/082011 |
| RR329 | Merrywinebone (Collarenebri-Burren Junction) | Heavy patching work as well as the routine patching works and routine inspections, signs, guideposts maintenance. | New Signs installed |
| RR333 | Carinda (Carinda-Warren) | Routine patching works and routine inspections, signs, guideposts maintenance done. | New Signs installed |
| RR333 | Cumberdoon Way (Walgett-Carinda) | Flood damage heavy patching work as well as the routine patching works and routine inspections, signs, guideposts maintenance. | |
| RR383 | Pilliga (Pilliga-Connamble) | Routine inspections and patching | Done |
| RR402 | Gingie (Walgett-Cumborah) | Routine patching works and routine inspections, signs, guideposts maintenance | Done |
| RR402 | Llanillo (Cumborah-Lightning Ridge) | Routine patching works and routine inspections, signs, guideposts maintenance | Done |
| RR426 | Bill O'Brien Way | Routine inspections and sign maintenance | Done |
| RR426 | Ridge Road | Maintenance Grading, Routine inspections, signs, guideposts maintenance done. | (Completed 1 st Aug) |
| RR426 | Shermans Way | Routine inspections and Flood damage works | Done |

WALGETT SHIRE COUNCIL AGENDA

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|--------|--------------------------------------|---|---------------------------------|
| RR437 | Bangate (Lightning Ridge-Goodooga) | Scheduled to be inspected. | Inspection done |
| RR457 | Gundabloui (Collarenebri - Mungindi) | Flood damage heavy patching work as well as routine inspections, signs, guideposts maintenance. | New Signs installed. |
| RR7516 | Billybingbone (Carinda-Warren) | Maintenance grading, Routine inspections, signs, guideposts maintenance done. | Completed 22 nd July |
| RR7716 | Come By Chance | Reformation and Maintenance grading, routine inspections, signs, guideposts maintenance done. | Completed 3 rd Aug |

Shire Roads

| Road No. | Road Name | Activities | Comments |
|----------|-------------------------|---|--|
| SR1 | Franxton Road | Maintenance grading work done. | Completed 19 th August |
| SR2 | Bellara Lane | Maintenance grading work going on. | Expected to be completed by 7 th September |
| SR3 | Clarkes Lane | Routine inspections and maintenance grading | Inspection done maintenance grading will be started shortly. |
| SR5 | Cryon Road | Flood works going on. | |
| SR7 | Pampas Road | Maintenance Grading, Routine inspections and sign maintenance done. | Grading Completed 3 rd August |
| SR12 | Millie Road | Routine inspections and sign maintenance done. | |
| SR13 | Woodvale Road | Scheduled to be inspected. | Inspection done |
| SR14 | Baroona Road | Scheduled to be inspected. | Inspection done |
| SR15 | Pokataroo Road | Scheduled to be inspected. | Inspection done |
| SR16 | Mercadool Road | Routine Inspection and sign maintenance | Done |
| SR17 | Tareela Lane | Routine Inspection and sign maintenance | Done |
| SR19 | Springs Road | Routine inspections and sign maintenance | Done |
| SR21 | Meadow Plains Road | Maintenance Grading, Routine inspections and sign maintenance done. | Grading Completed 28 th July |
| SR24 | Marlbone Road | Routine inspections and sign maintenance | Done |
| SR25 | Wombo Lane | Scheduled to be inspected. | Inspection done |
| SR26 | Hardies Lease Road | Scheduled to be inspected. | Inspection done |
| SR27 | Colrose Road | Scheduled to be inspected. | Inspection done |
| SR28 | Wingadee Road | Routine inspections and sign maintenance | Done |
| SR30 | Nilma Road | Reformation Work going on. | Started 8 th August |
| SR31 | Gungalman Road | Routine inspections and sign maintenance | Done |
| SR32 | Gilwarny Road | Routine inspections and sign maintenance | Done |
| SR33 | Teranyan Road | Routine inspections and sign maintenance | Done |
| SR34 | Bowra Lane | Routine inspections and sign maintenance | Done |
| SR38 | Wanourie Creek Road | Scheduled to be inspected. | Inspection done |
| SR40 | Ginghet Road | Routine inspections and sign maintenance done. | Flood works going on |
| SR41 | Green and Branders Road | Maintenance grading done. | Grading Completed 28 th July |

WALGETT SHIRE COUNCIL AGENDA

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|------|---------------------------|---|--|
| SR43 | Bushs Road | Routine inspections and sign maintenance | Done |
| SR45 | Bore Head Road | Water over road. | |
| SR46 | Bonanza Road | Routine Inspection | Done |
| SR47 | Schmalkuche road | Routine Inspection | Done |
| SR48 | Boorooma Creek Road | Routine Inspection | Done |
| SR51 | Millencowbah Road | Routine inspections and sign maintenance | Done |
| SR52 | Willis Road | Maintenance Grading | Done |
| SR53 | Koomalah Road | Flood damage regarding and re-sheeting work | Done |
| SR55 | Burrnbaa Road | Routine inspections and sign maintenance | Done |
| SR57 | Epping Road | Scheduled to be inspected. | Inspection done |
| SR58 | Regans Road | Maintenance Grading Done. | Grading Completed 2 nd August |
| SR59 | Moomin Road | Scheduled to be inspected. | Inspection done |
| SR60 | Marra Creek Road | Scheduled to be inspected. | Inspection done |
| SR61 | Cambo Road | Routine inspections and sign maintenance | Done |
| SR64 | Wimbledon Road | Scheduled to be inspected. Routine Inspection done. | Inspection done |
| SR66 | Perrottets Lane | Routine inspections and sign maintenance | Done |
| SR67 | Collarenebri Mission Raod | Scheduled to be inspected. | Inspection done |
| SR68 | Haines Hut Road | Routine inspections and sign maintenance | Done |
| SR69 | Woolaroo Road | Routine inspections and sign maintenance | Done |
| SR70 | Lone Pine Road | Scheduled to be inspected. | Inspection done |
| SR71 | Rossmore Lane | Maintenance Grading done. | Completed 23 rd July |
| SR72 | Middle Route road | Scheduled to be inspected. | Inspection done |
| SR73 | Miralwyn Road | Scheduled to be inspected. | Inspection done |
| SR74 | Lochlomond Road | Scheduled to be inspected. | Inspection done |
| SR75 | Gidginbilla Road | Scheduled to be inspected. | Inspection done |
| SR76 | Maroubra Road | Routine inspections and sign maintenance | Done |
| SR77 | Nedgara Road | Routine inspections and sign maintenance | Done |
| SR79 | Pagen Creek Road | Scheduled to be inspected. | Inspection done |
| SR81 | Mac Masman Road | Floodworks | Done |
| SR82 | Proctors Road | Routine inspections and sign maintenance | Done |
| SR83 | Drilldool Road | Reformation grading and Floodworks done. | Completed 26 th August |
| SR84 | Fred Reece Way | Scheduled to be inspected. | Inspection done |
| SR85 | Tungra Road | Scheduled to be inspected. | Inspection done |
| SR86 | Kia-Ora Raod | Routine inspections and sign maintenance | Done |
| SR87 | Burren Bore Road | Routine inspections and sign maintenance | Done |
| SR88 | Fabians Road | Flood damage regarding and re-sheeting work | Done |

WALGETT SHIRE COUNCIL AGENDA

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|-------|------------------------|--|--|
| SR89 | Belaba Road | Routine inspections and sign maintenance | Done |
| SR90 | Fairview Road | Flood damage works and maintenance grading done. | Completed 21 st July |
| SR91 | Three Mile Road | Scheduled to be inspected. | Inspection done |
| SR92 | Strathmore Road | Scheduled to be inspected. | Inspection done |
| SR94 | Ivanhoe Crossing | It is not a shire road anymore | Done |
| SR95 | Banarway Crossing Road | Maintenance Grading | Done |
| SR96 | Saleyards Road | Routine Inspections done. | Done |
| SR98 | Lorne Road | Scheduled to be inspected. | Inspection done |
| SR101 | Wilby Wilby Road | Routine patching works and routine inspections, signs, guideposts maintenance | Done |
| SR102 | Angledool Road | Flood damage regarding and re-sheeting works | Done |
| SR103 | Bugilbone Road | Maintenance Grading done. | Completed 27 th August |
| SR110 | Kurrajong Road | Reformation Grading Done. | Completed 18 th August |
| SR111 | Narran Lake Road | Routine inspections and sign maintenance | Done |
| SR112 | Brewon Road | Scheduled to be inspected. | Inspection done |
| SR113 | Binghi Road | Flood damage resheeting and reformation work | Done |
| SR114 | Bogewong road | Flood damage resheeting and reformation work | Done |
| SR115 | Aberfoyle Road | Flood damage resheeting and reformation work | Done |
| SR116 | Goangra Road | S Scheduled to be inspected. | Inspection done |
| SR117 | Beanbri Road | Scheduled to be inspected. | Done and jet patching work done to reopen the road |
| SR118 | Yarraldool Road | Scheduled to be inspected. | Inspection done |
| SR119 | Hollywood lane | Routine inspections and sign maintenance done. | Done |
| SR121 | Pian Creek Road | Scheduled to be inspected. | Inspection done |
| SR122 | Old Burren Road | Scheduled to be inspected. | Inspection done |
| SR123 | Rowena Road | Routine patching works and routine inspections, signs, guideposts maintenance. | |
| SR124 | Dundee Road | Routine inspections and sign maintenance | Done |
| SR125 | Glen Eden Road | Routine inspections and sign maintenance | Done |
| SR126 | Purtles Road | Scheduled to be inspected. | Flood Works in progress |
| SR127 | Boora Road | Scheduled to be inspected. | Inspection done |
| SR128 | Camerons Lane | Flood damage works and maintenance grading done. | Completed 19 th July |
| SR129 | George Sands Way | Scheduled to be inspected. | Inspection done |
| SR131 | Oneils Road way | Scheduled to be inspected. | Inspection done |

WALGETT SHIRE COUNCIL AGENDA

Unused Grids

| Road No. | Road Name | Activities | Comments |
|----------|--------------------|-------------------------|---|
| SR30 | Nilma Road | Two grids to be removed | Site meeting has been conducted with the property owner
Verbally Agreed to remove as per Council Policy.

Council is preparing estimates and schedules for the work. |
| RR7716 | Come By Chance | One grid to be removed | Site meeting has been conducted with the property owner

Verbally agreed to remove as per Council Policy.

But this needs to be relocated at approximately 23 km chainage(measured from the intersection of Fox Street and Come Eureka street)
Council is preparing estimates and schedules for the work. |
| SR21 | Meadow Plains Road | Two grids to be removed | Site meeting has been conducted with the property owner

Verbally agreed to remove as per Council Policy for one grid and has not given a decision for another one. |
| SR5 | Cryon Rd | Two grids | Investigation in progress |
| SR59 | Woodvale Road | One grid | Investigation in progress |
| SR16 | Mercadool Road | Three grids | Site meeting has been conducted with the property owner

Needs to stay.

Two ramps owned by National parks (representative Gerard O'connor 0427711361) and is under Investigation progress |
| SR52 | Willis Road | Three grids to removed | Site meeting has been conducted with the property owner

Verbally agreed but raised about fencing to install and some fence done previously but payment not done by council yet.

Council is preparing estimates and schedules for the work. |
| SR126 | Purtles Road | One grid to be removed | Site meeting has been conducted with the property owner

Verbally agreed.

Some issue was raised about fencing which were done previously but never been paid.

Council is preparing estimates and schedules for the work. |

WALGETT SHIRE COUNCIL AGENDA

Current Position:

SR 45 and SR 101 are still under water. Most of the roads have been graded and programmed for another inspection. Estimations for SR101 and Grawin Bridge have been submitted to RTA for approval.

Relevant Reference Documents/Policies:

n/a

Governance issues:

n/a

Environmental issues:

Flood water

Stakeholders:

Council and Users

Financial Implications:

WSC Management plan 2011/2012

Alternative Solutions/Options:

n/a

Conclusion:

2011/2012 Maintenance programme has been placed and works are on progress accordingly.

Monthly Report from Director Engineering Services – September 2011

Recommendation:

That Council receive and note the regular Monthly Road & Bridge Report

Moved:

Seconded:

Attachments:

Nil

Reports of Committees

Nil

Questions for the next Meeting

Confidential Reports/Closed Council meeting

Under Separate Cover

Close of Meeting