



MINUTES FOR THE ORDINARY COUNCIL MEETING

Tuesday 27th September 2022

Michael Urquhart
GENERAL MANAGER

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE
WALGETT SHIRE CHAMBERS ON TUESDAY 27TH SEPTEMBER 2022 AT 11:00AM**
OPEN FORUM**Public Presentations:***Nil**The Mayor declared the meeting open at 11:25AM***PRESENT**

Mayor Jane Keir
 Deputy Mayor Greg Rummery
 Cllr Alf Seaton
 Cllr Colin Hundy
 Cllr Daniel Walford
 Cllr Jasen Ramien
 Cllr Ian Woodcock
 Cllr Sue Currey
 Michael Urquhart (General Manager)
 Tony Hughes (Chief Financial Officer)
 Bob Stephen (Director Engineering/Technical Services)
 Kimley Talbert (Director Environmental Services)
 Belinda Petersons (Minute Secretary)

Note:

Tony Hughes attended the meeting via Zoom video link.

Leave of Absence:

Cllr Michael Cooke

Declaration of Pecuniary/Non-Pecuniary Interests

Councillor	Item No.	Report title/ Subject matter	Pecuniary/Non-Pecuniary	Reason
Mayor Keir	9.3.1	Monthly Maintenance Grading Report – as at 31 August 2022	Pecuniary	Family Business interest
Cllr Ramien	9.3.1	Monthly Maintenance Grading Report – as at 31 August 2022	Pecuniary	Family Business interest
Cllr Ramien	9.4.1	Development Approvals August 2022	Pecuniary	Family Business interest
Cllr Ramien	9.4.2	Development Application No. DA2022/43	Non-Pecuniary	Quarry owner
Cllr Ramien	13.1.2	Lease to Graincorp Operations Ltd – Part road reserve adjacent to Kamilaroi Highway, Burren Junction	Pecuniary	Family Business interest
Cllr Rummery	9.4.1	Development Approvals August 2022	Non-Pecuniary	Provider of agronomy services to DA2022/43 applicant
Cllr Rummery	9.4.2	Development Application No DA2022/43	Non-Pecuniary	Provider of agronomy services to DA2022/43 applicant
Cllr Walford	9.4.1	Development Approvals August 2022	Pecuniary	Board member of Walgett Local Aboriginal Land Council

11/2022/1 Leave of Absence**Resolved:**

That the leave of absence received from Clr Michael Cooke is accepted and leave of absence granted.

Moved: Clr Ramien
Seconded: Clr Walford
CARRIED

11/2022/2 Minutes of Ordinary Council Meeting – 30 August 2022**Resolved:**

That the minutes of the Ordinary Council meeting held 30 August 2022, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

Moved: Clr Seaton
Seconded: Clr Currey
CARRIED

11/2022/3 Monthly Mayoral Report**Resolved:**

That the Mayoral report for September 2022 be received and noted.

Moved: Mayor Keir
Seconded: Clr Currey
CARRIED

11/2022/4 Council's Decision Action Report – September 2022**Resolved:**

That the Resolution Register for September 2022 be received and noted.

Moved: Clr Ramien
Seconded: Clr Hundy
CARRIED

11/2022/5 Circulars Received From the NSW Office of Local Government**Resolved:**

That the information contained in the following Department circular 22-22, from the Local Government Division Department of Premier and Cabinet be received and noted.

Moved: Clr Woodcock
Seconded: Clr Rummery
CARRIED

11/2022/6 Important Dates for Councillors – Upcoming Meetings & Events**Resolved:**

That Council receive and note the list of upcoming meetings and events.

Moved: Clr Rummery

Seconded: Clr Currey

CARRIED

11/2022/7 Council Policy and Procedure Review**Resolved:**

That:

1. The General Managers report be received;
2. Council adopts the revised policies and procedures as presented:
 - i) Time in Lieu
 - ii) Use of Council Chambers by Community Groups and Government Agencies
 - iii) Workplace Display Material
 - iv) Sharps & Other Possivle Contaminate Injuries
 - v) Statement of Business Ethics

Moved: Clr Currey

Seconded: Clr Ramien

CARRIED

11/2022/8 Model Social Media and Councillor Staff Interaction Policies**Resolved:**

1. That the report be received.
2. That Council adopts the Social Media and Councillor Staff Interaction policies as presented.

Moved: Clr Hundy

Seconded: Clr Walford

CARRIED

11/2022/9 Pecuniary Interest Returns 2021/2022**Resolved:**

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

Moved: Clr Rummery

Seconded: Clr Currey

CARRIED

11/2022/10 Local Government Election**Resolved:**

That the Walgett Shire Council ("the Council") resolves:

1. Pursuant to S.296(2) and (3) of the Local Government Act 1993 (NSW) ("the Act") that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
2. Pursuant to S.296(2) and (3) of the Act, as applied and modified by S.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.
3. Pursuant to S.296(2) and (3) of the Act, as applied and modified by S.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.

Moved: Cllr Woodcock

Seconded: Cllr Rummery

CARRIED

11/2022/11 Community Assistance Scheme – 2022/23 Applications**Resolved:**

1. That the following eligible applicant be granted financial assistance under Section 356 of the Local Government Act 1993 for Round One of the 2022/2023 Community Assistance Scheme – Let's Dance Carinda Tribute Committee Inc. in the amount of \$3,000.00.
2. That the General Manager be authorised to investigate the purchase of a stage to be used for community functions and events.

Moved: Cllr Ramien

Seconded: Cllr Seaton

CARRIED

11/2022/12 Partial Road Closure – Bill O'Brien Way, Lightning Ridge**Resolved:**

That Walgett Shire Council resolve to:

1. The partial closure of Bill O'Brien Way from Lot 79 to the western end of Lot 78 DP820469, being Crown Reserve 230076.
2. Council approve construction of 'Anyone Can Play Park' on that part of the partially closed road (Bill O'Brien Way) and Lot 78 DP820469 (being Crown Reserve 230076).
3. Council construct a small toilet facility with one (1) unisex ambulant and one (1) accessible toilet, if required by DPIE recommendations.

Moved: Clr Hundy
Seconded: Clr Ramien
CARRIED

11/2022/13 Monthly Outstanding Rates Report as at 31 August 2022**Resolved:**

That the 31 August 2022 outstanding rates report be received and noted.

Moved: Clr Currey
Seconded: Clr Walford
CARRIED

11/2022/14 Cash and Investment Report as at 31 July 2022**Resolved:**

That the Investment report be received and noted.

Moved: Clr Ramien
Seconded: Clr Rummery
CARRIED

11/2022/15 Rates and Charges Written Off during the Year 2021-2022**Resolved:**

That Council writes off \$205,396.17 as per the Abandonments Register as at 30th June 2022.

Moved: Clr Woodcock
Seconded: Clr Walford
CARRIED

At 12:04pm Mayor Keir and Clr Ramien declared a pecuniary interest and exited the Chamber.

Deputy Mayor Rummery then presided over the meeting.

11/2022/16 Monthly Maintenance Grading Report – August 2022**Resolved:**

That Council receive and note the monthly maintenance grading works report for August 2022.

Moved: Clr Woodcock

Seconded: Clr Currey

CARRIED

At 12:06pm Mayor Keir and Clr Ramien returned to the Chamber.

Mayor Keir resumed the chair.

11/2022/17 Service Progress Report as at 31 August 2022**Resolved:**

That Council receive and note the Engineering Services monthly works progress report for August 2022.

Moved: Clr Woodcock

Seconded: Clr Walford

CARRIED

11/2022/18 Monthly Major Project Report - August 2022**Resolved:**

That Council receive and note the Monthly Major Projects Report for August 2022.

Moved: Clr Woodcock

Seconded: Clr Seaton

CARRIED

11/2022/19 Applications for Fixing Country Roads Program - Round 6**Resolved:**

That Council note and authorise the funding application for the **Fixing Country Roads Program – Round 6** for the roads (Merrywinebone Road RR329, Ridge Road RR426 and Goangra Road SR116) that satisfy the funding body's mandatory requirements of Benefit to Cost Ratio (BCR) greater than 1.

Moved: Clr Rummery

Seconded: Clr Seaton

CARRIED

At 12:38pm Clr Ramien and Clr Walford declared a pecuniary interest and Deputy Mayor Rummery declared a non-pecuniary interest.

All Councillors exited the Chamber at this time.

11/2022/20 Development Approvals August 2022**Resolved:**

That Council receive and note the Development Approvals Report for August 2022.

Moved: Clr Currey

Seconded: Clr Seaton

CARRIED

At 12:30pm Clr Walford returned to the Chamber.

Deputy Mayor Rummery and Clr Ramien remained outside the Chamber as both declared a non-pecuniary interest.

11/2022/21 Development Application No. DA2022/43**Resolved:**

Council as a whole to approve Development Application No. DA-2022/43 being for the Extension and Operation of an existing quarry providing road base material, on Lot 3189 DP765394, (Komalah) Millencowbah Road Lightning Ridge, along with the Relevant Prescribed Conditions (as per the attached Recommendation Report).

Moved: Clr Woodcock

Seconded: Clr Walford

Planning Division:**For**

Mayor Jane Keir

Clr Alf Seaton

Clr Sue Currey

Clr Ian Woodcock

Clr Daniel Walford

Against

Clr Colin Hundy

Absent

Clr Michael Cooke (*apology for meeting*)

Clr Jasen Ramien (*Non-Pecuniary Interest*)

Deputy Mayor Greg Rummery (*Non-Pecuniary Interest*)

CARRIED

At 12:36pm Clr Ramien and Deputy Mayor Rummery returned to the Chamber.

11/2022/22 Move into Closed Session

Time: 12:40pm

That the public be excluded from the meeting pursuant to Sections 10A 92) (a) (c) & (d) of the Local Government Act 1993 on the basis that the items deal with:

(a) Personnel matters concerning particular individuals (other than Councillors)

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

(d) That the matter and information is commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

Moved: Clr Ramien

Seconded: Clr Hundy

CARRIED

11/2022/23 CONFIDENTIAL - Lease of space on Collarenebri Water Tower to Field Solutions Group Pty Ltd

Resolved:

1. That the General Manager's report be received.
2. That Council enter into a lease with Field Solutions Group P/L for lease of part Lot 162 DP862540; being approximately 8m x 4m in size, for a period of five (5) years, with an option of a further 5 x 5 term options.
3. The annual lease fee be set at \$1,500 per annum (plus GST) with annual CPI indexation.
4. The Council Seal be affixed to the Lease Agreement and the Mayor and General Manager be authorised to execute the lease documents.

Moved: Clr Woodcock
Seconded: Clr Ramien
CARRIED

At 12:43pm Clr Ramien declared a pecuniary interest and exited the Chamber.

11/2022/24 CONFIDENTIAL – Lease to Graincorp Operations Limited – Part road reserve adjacent to Kamilaroi Highway, Burren Junction

Resolved:

1. That the General Managers report be received.
2. That Council enter into a lease with Graincorp Operations Limited for lease of part Road Reserve, described as; the proposed lease area is located with the land area bounded by Lot 7300 DP 1153362 to its west, Lot 53 DP 753925 and part of Lot 7004 DP 1032424 to its north, Lot 54 DP 753926 to its east, the Kamilaroi Highway/Slacksmith Street corridor to its South, and Lot 65 DP 721416 along this lot's north and east boundaries, excluding a 20 metre public road corridor along the northern and eastern boundary for a period of Five (5) years with an option to renew for a further Five (5) years.
3. The commencing lease fee is \$2,500 per annum plus GST, with annual indexation based on the Sydney CPI.
4. The Council Seal be affixed to the lease agreement and the Mayor and General Manager be authorised to execute the Lease documents.
5. Council formally contact adjoining landowners, advising of the lease arrangement of the public road corridor.
6. Council place the lease arrangement on public display, for a period of 28 days, calling for submissions from the public.

Moved: Clr Hundy
Seconded: Clr Seaton
CARRIED

At 12:50pm Cllr Ramien returned to the Chamber.

11/2022/25 Return to open session

Time: 12:50pm

Resolved:

That Council return to open session.

Moved: Cllr Seaton

Seconded: Cllr Currey

CARRIED

11/2022/26 Adoption of closed session reports

Resolved:

That Council adopt the recommendations of the Closed Committee Reports

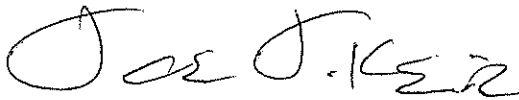
Moved: Cllr Rummery

Seconded: Cllr Seaton

CARRIED

Close of Meeting - The meeting closed at 12:55pm

To be confirmed at the next meeting of Council.



Mayor



General Manager