



# **MINUTES FOR THE ORDINARY COUNCIL MEETING**

## **Tuesday 27 October 2020**

Michael Urquhart  
**GENERAL MANAGER**

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT  
THE WALGETT SHIRE CHAMBERS ON TUESDAY 27 OCTOBER 2020 AT 11:00 AM**

**OPEN FORUM**

**Public Presentations:**

- *Stuart Reeve from Micromex Research presented the community survey results*
- *Mark Burdack, CEO of RARMS discussed the medical services in rural and remote community in particular the Walgett LGA*
- *Scott Bailey, CEO of the Lightning Ridge District Bowling Club provided a brief report on the alterations and additions to the Club.*
- *Andrew Fenwick, Senior Project Manager of Lyons Advantage provided a brief report on the Walgett Roads to Home project.*

The Mayor declared the meeting open at 12.45pm.

**PRESENT**

Cllr Ian Woodcock (Mayor)  
 Cllr Manuel Martinez (Deputy Mayor)  
 Cllr Jane Keir  
 Cllr Lawrence Walford  
 Cllr Michael Taylor  
 Cllr Tanya Cameron  
 Michael Urquhart (General Manager)  
 Tony Hughes (Acting Chief Financial Officer)  
 Bob Harris (Acting Director Environmental Services)  
 Raju Ranjit (Director Engineering/Technical Services)  
 Elizabeth Cumming (Contract - Town Planner)  
 Bronte Kerr (Minute Secretary)

**Note: Cllr Tanya Cameron and Elizabeth Cumming attended the meeting via zoom**

**12/2020/1 Leave of Absence**

**Resolved:**

That the leave of absence received from Cllr Bill Murray, Cllr Kelly Smith and Cllr Robert Turnbull are accepted and leave of absence granted.

**Moved: Cllr Walford**

**Seconded: Cllr Taylor**

**CARRIED**

**Declaration of Pecuniary/Non-Pecuniary Interests**

Councillor	Item No.	Report title	Pecuniary/Non-Pecuniary	Reason
Cllr Martinez	10.3.2	Service Progress Report, page 86. Information relating to the Gundabloui Rd.	Pecuniary	Business interest
Cllr Martinez	12.3.2	Tender for the construction of footpaths and shared cycleways in Lightning Ridge RFT 20/010	Non-pecuniary	Former sub-contractor to PW Concrete
Cllr Keir	10.3.1	Monthly Maintenance Grading Report	Pecuniary	Family Business interest

**12/2020/2 Minutes of Ordinary Council Meeting – 22 September 2020****Resolved:**

That the minutes of the ordinary Council meeting held 22 September 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

**Moved:** Clr Keir  
**Seconded:** Clr Taylor  
**CARRIED**

**12/2020/3 Development Application 2020/16 – Alterations and Additions To The Lightning Ridge Bowling Club****Resolved:**

That Council give delegation to the General Manager to:

a) Consider the final comments from the NSW Police and apply the appropriate conditions as requested by the NSW Police or to address their concerns, and

b) Approve Development Application 2020/16, being alterations and additions to the Lightning Ridge Bowling Club on Lots 1, 3 & 11 Section 10 DP 758612, Lots 13 & 14 DP 39979, Lot 1 DP 1121552 and Lot 94 DP 823890 being 25-29 Morilla Street, Lightning Ridge, as per the recommendation of the Development Assessment report.

**Moved:** Clr Martinez  
**Seconded:** Clr Walford  
**Division Decision**

**For**

Clr Woodcock  
 Clr Martinez  
 Clr Keir  
 Clr Walford  
 Clr Taylor  
 Clr Cameron

**Against**

Nil

**Absent**

Clr Smith  
 Clr Murray  
 Clr Turnbull

**CARRIED**

*The meeting adjourned for lunch at 12:45pm*

*The meeting resumed at 1:15pm*

**12/2020/4 Minutes of Local Area Traffic Committee – 1/10/2020****Resolved:**

That the minutes of the Local Area Traffic Committee Meeting held 1<sup>st</sup> October 2020, having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

**Moved:** Clr Martinez  
**Seconded:** Clr Taylor  
**CARRIED**

**12/2020/5 Mayoral Report****Resolved:**

That the Mayor report for September/October be received and noted.

**Moved:** Clr Woodcock  
**Seconded:** Clr Walford  
**CARRIED**

**12/2020/6 Council's Decision Action Report****Resolved:**

That the Resolution Register as at October 2020 be received and noted.

**Moved:** Clr Keir  
**Seconded:** Clr Taylor  
**CARRIED**

**12/2020/7 Circulars Received From the NSW Office of Local Government****Resolved:**

That the information contained in the following Departmental circular 20-37 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:** Clr Martinez  
**Seconded:** Clr Keir  
**CARRIED**

**12/2020/8 Important Dates for Councillors - Upcoming Meetings & Events****Resolved:**

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

**Moved:** Clr Walford  
**Seconded:** Clr Taylor  
**CARRIED**

**12/2020/9 Closedown of Administration over Festive Season 2020/2021****Resolved:**

1. Council operations (Administration Buildings) close for a period of 2 weeks from Monday 21<sup>st</sup> December 2020 to Friday 1<sup>st</sup> January 2021 inclusive and the General Manager and Directors make satisfactory arrangements for the maintenance of essential services and provision of emergency call out services.
2. The closedown period be effectively notified to residents along with details of essential service and emergency call out arrangements.
3. Note the shutdown period for all outdoor Staff will be put in place to coincide with the commencement of the skeleton crews.

Moved: Clr Keir  
 Seconded: Clr Martinez  
 CARRIED

#### 12/2020/10 Pecuniary Interest Returns

Resolved:

That the General Managers report be received and noted.

Moved: Clr Keir  
 Seconded: Clr Taylor  
 CARRIED

#### 12/2020/11 Community Satisfaction Survey Results

Resolved:

That Council receive and note the General Managers report detailing the results of the community satisfaction survey.

Moved: Clr Keir  
 Seconded: Clr Martinez  
 CARRIED

#### 12/2020/12 Monthly Outstanding Rates Report

Resolved:

The 30<sup>th</sup> September 2020 outstanding rates report be received and noted.

Moved: Clr Taylor  
 Seconded: Clr Walford  
 CARRIED

#### 11/2020/14 Cash and Investment Report as at 30<sup>th</sup> September 2020

Resolved:

That the Investment report as at 30<sup>th</sup> September 2020 be received and noted.

Moved: Clr Martinez  
 Seconded: Clr Taylor  
 CARRIED

**12/2020/15 Government Information Public Access Act – Annual report****Resolved:**

That:

1. That the Chief financial Officer's report be received
2. Council adopt the attached GIPA Annual Report for 2019/2020.
3. The Information Commissioner be sent a link to Council's 2019/2020 Annual Report

**Moved: Cllr Walford****Seconded: Cllr Keir****CARRIED****12/2020/16 Public Interest Disclosure – Annual Report****Resolved:**

That the Chief Financial Officer's report be received and Council adopt the 2019/2020 Public Interest Disclosures Annual Report.

**Moved: Cllr Martinez****Seconded: Cllr Taylor****CARRIED****12/2020/17 Annual Financial Statements 2019/2020****Resolved:**

1. The Draft Annual Financial Reports for 2019/2020 be referred to Council's Auditor.
2. The Mayor, Deputy Mayor, General Manager and Chief Financial Officer be authorised to sign the necessary Financial Statements.
3. On receipt of the Audit Report, a copy be forwarded to the Office of Local Government and any other relevant statutory body.
4. Council delegate to the General Manager the authority to set the date at which the Auditor's report and the Financial Statements be presented to the public, additionally be reviewed/adopted by Council formally as required, subject to Section 418 of the Local Government Act 1993 and its requirements.

**Moved: Cllr Keir****Seconded: Cllr Walford****CARRIED**

*Cllr Keir declared a pecuniary interest and left the meeting room at 1:32pm.*

**11/2020/15 Monthly Maintenance Grading Report – September 2020****Resolved:**

That Council receive and note the monthly maintenance grading works report for September 2020.

**Moved:** Cllr Walford  
**Seconded:** Cllr Taylor  
**CARRIED**

*Cllr Keir returned to the meeting room at 1:33pm.  
 Cllr Martinez left the meeting room at 1:33pm*

**12/2020/16 Monthly Progress Report – As at 10<sup>th</sup> October 2020****Recommendation:**

That Council receive and note the Engineering Services monthly works progress report for October 2020.

**Moved:** Cllr Keir  
**Seconded:** Cllr Cameron  
**CARRIED**

*Cllr Martinez returned to the meeting room at 1:34pm.*

**12/2020/17 Numbering the Woodlands Road****Resolved:**

That Council note and accept the proposal to number to the Woodlands Road as 130 Woodlands Road.

**Moved:** Cllr Martinez  
**Seconded:** Cllr Taylor  
**CARRIED**

**12/2020/18 Proposed of sale of the Crown Public Road – October 2020****Resolved:**

That Council note and accept the proposal for the sale of the Crown Public Road at Walgett within and adjoining the property known as 'Glendale' 1319 Brewon Road (File ref: 20/02579, Cluster: 618716).

**Moved:** Cllr Keir  
**Seconded:** Cllr Martinez  
**CARRIED**

### Matters Generally For Brief Mention or Information Only

**Resolved:**

That the Matters Generally for Brief mention or Information only from the Director engineering / Technical Services be received and noted.

**Moved:** Cllr Cameron  
**Seconded:** Cllr Taylor  
**CARRIED**

### 12/2020/19 Development Approvals - September 2020

**Resolved:**

That Council note the information contained within the development approvals report for September 2020.

**Moved:** Cllr Walford  
**Seconded:** Cllr Taylor  
**CARRIED**

### 12/2020/20 Western Regional Planning Panel Walgett Council Member Appointment

**Resolved:**

That Council appoint Michael Urquhart and Elizabeth Cumming as Walgett Council member representation to the Western Regional Planning Panel and Mervyn Prendergast as an alternate member.

**Moved:** Cllr Keir  
**Seconded:** Cllr Taylor  
**Division Decision**

**For**

Cllr Woodcock  
 Cllr Martinez  
 Cllr Keir  
 Cllr Walford  
 Cllr Taylor  
 Cllr Cameron

**Against**  
 Nil

**Absent**

Cllr Smith  
 Cllr Murray  
 Cllr Turnbull

**CARRIED**

### 12/2020/21 Policy Review – Cemeteries Policy

**Resolved:**

1. Council adopt the draft Cemeteries Policy and advertise the draft policy for a period of 28 days and allow 42 days for the receipt of submissions.
2. That Council further consider public submissions and staff comments at a future meeting of Council.

**Moved:** Cllr Keir  
**Seconded:** Cllr Martinez  
**CARRIED**



**12/2020/22 Development Application 2020/12 – Subdivision – 18-20 Colin Street, Carinda**

**Resolved:**

That Council approve the Development Application 2020/12, being a 2 lot subdivision on Lot 6 Section 40 DP 758227 being 18-20 Colin Street, Carinda, as per the recommendation of the Development Assessment report, noting the amendment to condition 6; storm water to be disposed to the satisfaction of Council.

**Moved: Clr Keir**

**Seconded: Clr Walford**

**Division Decision**

**For**

Clr Woodcock

Clr Martinez

Clr Keir

Clr Walford

Clr Taylor

Clr Cameron

**CARRIED**

**Against**

Nil

**Absent**

Clr Smith

Clr Murray

Clr Turnbull

*Report 10.4.5 Walgett Shire Local Heritage Fund Grants 2020/21 deferred till next Council Meeting.*

**12/2020/23 Memorandum of Understanding – NSW Police Force**

**Resolved:**

That Council renew the Memorandum of Understanding between the NSW Police Force and Walgett Shire Council to facilitate the implementation of Crime Prevention through Environmental Design principles in the review and assessment of Development Applications.

**Moved: Clr Martinez**

**Seconded: Clr Keir**

**Division Decision**

**For**

Clr Woodcock

Clr Martinez

Clr Keir

Clr Walford

Clr Taylor

Clr Cameron

**CARRIED**

**Against**

Nil

**Absent**

Clr Smith

Clr Murray

Clr Turnbull

**12/2020/24 Development Application 2020/19 - Quarry**

**Resolved:**

That Council approve Development Application 2020/19, being for the operation of a quarry Part Lot 523 DP 761510 Western Lands Lease 2486 being 3600 Wilby Wilby Road, Lightning Ridge, as per the recommendation of the Development Assessment report.

**Moved:** Clr Martinez  
**Seconded:** Clr Walford  
**Division Decision**

**For**  
 Clr Woodcock  
 Clr Martinez  
 Clr Keir  
 Clr Walford  
 Clr Taylor  
 Clr Cameron  
**CARRIED**

**Against**  
 Nil

**Absent**  
 Clr Smith  
 Clr Murray  
 Clr Turnbull

#### **12/2020/25 Development Application 2020/17 – 10 Shaw Street Rowena**

**Resolved:**

That Council approve the Development Application 2020/17, being for the demolition of existing sheds and the construction of a storage shed on Lot 11 Section 1 DP 758889 being 10 Shaw Street, Rowena, as per the recommendation of the Development Assessment report.

**Moved:** Clr Keir  
**Seconded:** Clr Cameron  
**Division Decision**

**For**  
 Clr Woodcock  
 Clr Martinez  
 Clr Keir  
 Clr Walford  
 Clr Taylor  
 Clr Cameron  
**CARRIED**

**Against**  
 Nil

**Absent**  
 Clr Smith  
 Clr Murray  
 Clr Turnbull

#### **12/2020/26 Matters for Brief Mention, Environmental Services**

**Resolved:**

Receive and note the report by the Director of Environmental Services on matters for brief mention, or information only.

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

#### **12/2020/27 Move into Closed Session**

**Time: 1:52pm**

That the public be excluded from the meeting pursuant to Sections 10A (2) (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 Taylor  
**Seconded:** Clr Keir  
**CARRIED**

#### **12/2020/28 Purchase of Staff Housing**

**Resolved:**

1. Council register an interest in purchasing the property at 21 Wee Waa Street Walgett being described as Lot 2 DP 507646, and the General Manager be authorised to enter into negotiations with the vendors.
2. Council allocate funds from its Property Development Reserve for the purchase of a suitable property for staff housing.

**Moved:** Clr Walford  
**Seconded:** Clr Martinez  
**CARRIED**

#### **12/2020/29 Tenders Spider Brown Multi-Purpose Centre**

**Resolved:**

1. Council accept the revised tender submitted by MAAS Constructions for the amount of \$1,507,731.10 (Including GST).
2. Council make available an additional \$277,795 from Accumulated Working Capital to fund the project shortfall.

**Moved:** Clr Taylor  
**Seconded:** Clr Walford  
**CARRIED**

#### **12/2020/30 Walgett District Sporting Club**

**Resolved:**

1. Council write-off an additional amount of \$64,782.89 being 100mm raw water access charges for the rating years 2018, 2019, 2020 and 2021 and interest for the rating years 2015 to 2021 inclusive
2. Council levy an additional amount of \$3,103.00 being 25mm Walgett non-residential raw water access charges for the rating years 2018, 2019, 2020 and 2021

**Moved:** Clr Keir  
**Seconded:** Clr Martinez  
**CARRIED**

**12/2020/31 Goangra Bridge Location for Construction****Resolved:**

That Council note and accept the location (existing alignment) to build the new 80 m bridge at the cost of \$ 1,937,594 including the tender amount of 1,807,594 incl GST.

**Moved:** Clr Martinez  
**Seconded:** Clr Keir  
**CARRIED**

Clr Martinez left the meeting room at 2.09pm

**12/2020/32 The Tenders for Construction of Footpaths and Shared Cycle Ways in Lightning Ridge - RFT 20/010****Resolved:**

That Council accepts the tender for Construction of footpaths and shared cycle ways in Lightning Ridge – RFT 20/010 from PW Concrete in the sum of \$ 421,861 including GST.

**Moved:** Clr Walford  
**Seconded:** Clr Taylor  
**CARRIED**

Clr Martinez returned to the meeting room at 2.10pm

**12/2020/33 Return to open session****Time: 2:11 pm****Resolved:**

That Council return to open session.

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

**12/2020/34 Adoption of closed session reports****Resolved:**

That Council adopt the recommendations of the Closed Committee Reports.

**Moved:** Clr Taylor  
**Seconded:** Clr Martinez  
**CARRIED**

**Close of Meeting**

The meeting closed at 2.11pm

To be confirmed at the next meeting of Council.



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Mayor



\_\_\_\_\_

General Manager