



# **MINUTES FOR THE ORDINARY COUNCIL MEETING**

**Tuesday 26<sup>th</sup> November 2019**

Greg Ingham  
**GENERAL MANAGER**

<b>MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE BURREN JUNCTION HALL ON TUESDAY 26 NOVEMBER 2019 AT 10:20am</b>
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**OPEN FORUM****Public Presentations:**

*David Cameron; regarding the possible town water supply connection to the Rowena School  
Elizabeth Powell; regarding Burren Junction Hall fees  
Connie Wood; regarding garbage fees and the need for new signage in Rowena*

*The Mayor declared the meeting open at 10:20 am*

**PRESENT**

Clr Manuel Martinez (Mayor)  
 Clr Ian Woodcock (Deputy Mayor)  
 Clr Bill Murray  
 Clr Robert Turnbull  
 Clr Kelly Smith  
 Clr Lawrence Walford  
 Clr Jane Keir  
 Clr Michael Taylor  
 Greg Ingham (General Manager)  
 Michael Urquhart (Chief Financial Officer)  
 Jessica McDonald (Director Environmental Services)  
 Raju Ranjit (Director Engineering/Technical Services)  
 Bronte Kerr (Minute Secretary)

**ABSENT**

Clr Tanya Cameron

**Leave of Absence**

<b>11/2019/1 Leave of Absence</b>
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**Resolved:**

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

**Moved:** Clr Murray

**Seconded:** Clr Kei

**CARRIED**

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

<b>Councillor</b>	<b>Item No.</b>	<b>Pecuniary/Non-Pecuniary</b>
Clr Martinez	11.3.1	Pecuniary
Clr Martinez	11.3.2	Pecuniary
Clr Martinez	11.3.5	Pecuniary
Clr Martinez	11.3.7 (4)	Pecuniary
Clr Turnbull	11.3.1	Pecuniary
Clr Turnbull	11.3.2	Pecuniary
Clr Turnbull	11.3.5	Pecuniary

Clr Turnbull	11.3.7 (4)	Pecuniary
Clr Keir	11.3.1	Pecuniary
Clr Keir	11.3.2	Pecuniary
Clr Keir	11.3.7 (e)	Pecuniary

#### 11/2019/2 Minutes of Ordinary Council Meeting – 29 October 2019

**Resolved:**

That the minutes of the ordinary Council meeting held 29 October 2019, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

**Moved: Clr Taylor**  
**Seconded: Clr Turnbull**  
**CARRIED**

#### 11/2019/3 Minutes of Local Area Traffic Committee Meeting – 23/10/2019

**Resolved:**

That the minutes of the Local Area Traffic Committee Meeting held 23 October 2019, having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

**Moved: Clr Woodcock**  
**Seconded: Clr Smith**  
**CARRIED**

#### 11/2019/4 Minutes of the work health and safety meeting 23rd October 2019

**Resolved:**

That the minutes of the work health and safety meeting held 23 October 2019, having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

**Moved: Clr Woodcock**  
**Seconded: Clr Taylor**  
**CARRIED**

#### 11/2019/5 Mayoral Report

**Resolved:**

That the Council receive and note the Mayoral Report.

**Moved: Clr Turnbull**  
**Seconded: Clr Smith**  
**CARRIED**

**Motions of which notice has been given:****Clr Murray:**

1. That the Shire employ a grant facilitator (apply for any grants which may be beneficial to the Shire). This can be a contract or hourly price.
2. The Shire employ local residents to clean up the roadside garbage along all roads in the Shire or painting, Hudson Pear spraying (Gwydir Shire).
3. That the Shire investigate the feasibility of damming off a lagoon, with pipes through the bank, to capture high flow in the river and return to the river when there is minimal flow to the weir. Also make use of the pump from the weir pool into the lagoon.
4. High pressure cleaner for CBD footpaths at least once a fortnight
5. The Shire investigate the feasibility of using the Old Shire Chambers as a Tourist Information Centre, also as a historical and cultural centre for the Shire.

**Clr Keir**

That Council contact the owners of IGA Walgett urgently to find out what is the current status of the store rebuild at Walgett. The Supa IGA store burnt down on the 5th June this year which is now 5 months ago & the site was cleared & cleaned urgently to make way for the new store to be built as quickly as possible. Walgett is in the grip of the worst drought in history & currently only has a store that is a quarter of the size of the previous store, this store provides the daily essentials but falls far short with many household items and variety. Local account holders cannot use their Walgett IGA accounts at this temporary store as it is being run from Coonamble IGA Store. The local Walgett business owners are losing customers because people are going out of town to purchase items that are not available at the temporary store, this also adds an extra cost to people already stressed with the drought.

**Clr Woodcock**

That Council discuss the purpose of the Plant Committee.

**11/2019/6 Council's Decision Action Report****Resolved:**

That the Resolution Register as at November 2019 be received and noted.

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

**11/2019/7 Circulars Received from the NSW Office of Local Government****Resolved:**

That the information contained in the following Departmental circulars 19-28 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:           Clr Woodcock**  
**Seconded:     Clr Taylor**  
**CARRIED**

**11/2019/8 Important Dates for Councillors - Upcoming Meetings and Events****Resolved:**

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

**Moved:** Clr Smith  
**Seconded:** Clr Turnbull  
**CARRIED**

**11/2019/9 General Manager Activities/Meetings for November 2019****Resolved:**

That that General Manager Activity report for November 2019 be received.

**Moved:** Clr Keir  
**Seconded:** Clr Murray  
**CARRIED**

**11/2019/10 Monthly Outstanding Rates Report****Resolved:**

The outstanding rates report be received and noted.

**Moved:** Clr Woodcock  
**Seconded:** Clr Taylor  
**CARRIED**

**11/2019/11 PID annual report****Resolved:**

- That the Chief financial Officers report be received.
- Council adopt the 2018/2019 Public Interest Disclosures Annual Report.

**Moved:** Clr Turnbull  
**Seconded:** Clr Taylor  
**CARRIED**

**11/2019/12 First Quarter Operational Plan****Resolved:**

That the Chief Financial Officers report be received and Council accept the progress made on the 2019/2020 Operational Plan as at 30<sup>th</sup> September 2019.

**Moved:** Clr Woodcock  
**Seconded:** Clr Turnbull  
**CARRIED**

**11/2019/13 Fees & Charges Correction****Resolved:**

That Council formally adopt the above mentioned amended fees and charges for 2019/2020.

**Moved: Clr Woodcock**

**Seconded: Clr Turnbull**

**CARRIED**

**11/2019/14 Pecuniary Interest Returns****Resolved:**

That the Chief Financial Officers report be received and noted.

**Moved: Clr Woodcock**

**Seconded: Clr Keir**

**CARRIED**

**11/2019/15 Government Information Public Access Act (GIPA) – Annual Report 18-19****Resolved:**

- That the Chief financial Officers report be received
- Council adopt the attached GIPA Annual Report for 2018/2019.
- The Information Commissioner be sent a link to Council's 2018/2019 Annual Report.

**Moved: Clr Taylor**

**Seconded: Clr Keir**

**CARRIED**

**11/2019/16 Cash and Investment Report as at 31st October 2019****Resolved:**

That the Investment report as at 31st October 2019 be received and noted.

**Moved: Clr Smith**

**Seconded: Clr Taylor**

**CARRIED**

**11/2019/17 Manager Community Development Report –August – October 2019****Resolved:**

That the quarterly report for August – October on Community Development be received.

**Moved: Clr Smith**

**Seconded: Clr Taylor**

**CARRIED**

**11/2019/18 Quarterly budget review statement 2019/2020****Resolved:**

That Council adopt the attached Quarterly Budget Review Statement for 30<sup>th</sup> September 2019 as tabled.

**Moved:** Clr Turnbull

**Seconded:** Clr Walford

**CARRIED**

**11/2019/19 Payment of Expenses & Provision of Facilities to Councillors - Policy****Resolved:**

1. That the Chief Financial Officers Report be received.
2. Council adopt the "Payment of Expenses & Provision of Facilities to Councillors" policy as tabled.
3. The policy be placed on public exhibition for a period of 28 days and public submissions be invited.

**Moved:** Clr Walford

**Seconded:** Clr Taylor

**CARRIED**

**11/2019/20 Matters Generally for Brief Mention or Information Only – From Chief Financial Officer****Resolved:**

That the Matters Generally for Brief Mention or Information Only from the Chief Financial Officer in the following areas; Property Matters, Finance & Administration and Community Services be received and noted.

**Moved:** Clr Woodcock

**Seconded:** Clr Murray

**CARRIED**

*Mayor Martinez, Clr Turnbull and Clr Keir declared a pecuniary interest and left the room at 12.20pm. Deputy Mayor Woodcock assumed the chair.*

**11/2019/21 Monthly Maintenance Grading Report from Director Technical / Engineering Services****Resolved:**

That Council receive and note the monthly maintenance grading works report for October 2019.

**Moved:** Clr Smith

**Seconded:** Clr Walford

**CARRIED**

### 11/2019/22 Monthly Maintenance Grading Report from Director Technical / Engineering Services

**Resolved:**

That Council receive and note the monthly maintenance grading works report for November 2019.

**Moved:** Clr Smith

**Seconded:** Clr Taylor

**CARRIED**

### 11/2019/23 Monthly Progress Report – November 2019

**Resolved:**

That Council receive and note the Engineering Services monthly works progress report for November 2019.

**Moved:** Clr Turnbull

**Seconded:** Clr Taylor

**CARRIED**

*Mayor Martinez, Clr Turnbull and Clr Keir returned to the meeting at 12.30pm and Mayor Martinez resumed the chair.*

*The meeting adjourned for lunch at 12:55pm*

*The meeting resumed at 1.20pm*

### 11/2019/24 Gundabloui Road (RR457) Project Status – November 2019

**Resolved:**

1. That Council receive and note the report
2. That Council source from the Roads to Recovery Funding (\$556,415) required to complete the project.
3. The General Manager investigate and provide a cost analysis between in-house and contractor work.

**Moved:** Clr Woodcock

**Seconded:** Clr Smith

**CARRIED**

*Mayor Martinez and Clr Turnbull declared a pecuniary interest and left the room at 1.38pm. Deputy Mayor Woodcock assumed the chair.*

### 11/2019/25 Applications for Fixing Country Roads 2019

**Resolved:**

That Council note the applications for funding of the projects:

Reconstruction and sealing with 200 mm thick road base overlay for 5 km in length x 8 m seal width and 9 m formation width on Ridge road (RR426) starts from the existing end of seal section (Collarenebri end). The estimated total cost is \$ 1,500,000



Reconstruction and sealing with 200 mm thick road base overlay for 18.1 km in length x 8 m seal width and 9 m formation width on Burranbaa Road (SR 55) starts from the Ridge Road. The estimated total cost is \$ 5,430,000

Reconstruction and sealing with 200 mm thick road base overlay for 15 km in length x 8 m seal width and 9 m formation width on Gundabloui Road (RR457). The estimated total cost is \$ 4,500,000.

Reconstruction and sealing with 200 mm thick road base overlay for 5.8 km in length x 8 m seal width and 9 m formation width on Lorne Road (SR98). The estimated total cost is \$ 1,740,000.

Reconstruction and sealing with 200 mm thick road base overlay for 27.4 km in length x 8 m seal width and 9 m formation width on Come By Chance Road (RR7716). The estimated total cost is \$ 8,220,000.

**Moved: Clr Keir**  
**Seconded: Clr Murray**  
**CARRIED**

#### **11/2019/26 Matters Generally for Brief Mention or Information Only – Director of Engineering/Technical Services**

**Resolved:**

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

**Moved: Clr Walford**  
**Seconded: Clr Smith**  
**CARRIED**

*Mayor Martinez and Clr Turnbull returned to the meeting at 1.50pm and Mayor Martinez resumed the chair.*

#### **11/2019/27 Applications for Fixing Local Roads 2019**

**Resolved:**

That Council note the applications for funding of the projects;

Heavy patching works on Cumberland way (RR333) 30 km in length x 4 m seal width. The estimated total cost is \$ 6,000,000

Heavy patching works on Merrywinebone Road (RR329) 40 km in length x 3 m seal width starts from the Bate Street. The estimated total cost is \$ 6,000,000

Heavy patching works on Euroka Street 900 m in length x 21 m seal width between the Fox Street and Albert Street. The estimated total cost is \$ 945,000

Heavy patching works on Fox street (between fog ling and kerb) 2.3 km in length x 20 m seal width between the Fox Street and Albert Street. The estimated total cost is \$ 1,150,000

Heavy patching works on Montekeila Street between Peel Street and Fox Street. 215m in length x 20 m seal width. The estimated total cost is \$ 215,000.

Heavy patching works on Peel Street between Montkeila Street and Bate Street. The length is 1.85 km x 16 m. The estimated cost is \$1,480,000.

Heavy patching works on Herbert Street between Wilson Street and Albert Street. The length is 690 m and width is 21 m. The estimated total cost is \$ 724,500

Heavy patching works on Wilson Street starts from Herbert Street. The length is 216 m and width is 21 m. The estimated total cost is \$ 226,800.

**Moved: Clr Keir**  
**Seconded: Clr Smith**  
**CARRIED**

#### **11/2019/28 Monthly Progress Report – October 2019**

**Resolved:**

That Council receive and note the Engineering Services monthly works progress report for October 2019.

**Moved: Clr Turnbull**  
**Seconded: Clr Woodcock**  
**CARRIED**

#### **11/2019/29 Revised Opening Hours – Burren Junction and Collarenebri**

**Resolved:**

That Walgett Shire Council resolve to:

1. Adopt opening hours for Burren Junction Landfill - Monday, Wednesday & Friday from 8am to 4pm.
2. Adopt opening hours for Collarenebri Landfill – Monday - Friday from 8am to 4pm and 7am to 12pm for Saturdays and Sundays.

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

#### **11/2019/30 Opal Mining Related Policies – Policy Review**

**Resolved:**

That Walgett Shire Council resolve to:

Remove Point 2.b: The granted lease is no larger than 2,500m sq in area, from the policy Opal Mining Related Policies and adopt the amended policy in November 2019.

**Moved: Clr Turnbull**  
**Seconded: Clr Keir**  
**CARRIED**

### 11/2019/31 Matters for Brief Mention of Information Only from Director Environmental Services

**Resolved:**

That Walgett Shire Council resolve to receive and note the report by the Director of Environmental Services on matter for brief mention, or information only.

**Moved:** Clr Turnbull

**Seconded:** Clr Walford

**CARRIED**

### 11/2019/31 Move into Closed Session

*Time: 3.02pm*

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 Walford

**Seconded:** Clr Taylor

**CARRIED**

*Clr Murray declared a pecuniary interest and left the meeting room at 3.03pm*

*Motion was put: That Council endorse an offer of \$50,000 as the tender purchase of land at 64 Fox Street Walgett described as Lot 25 DP 577201 and that once the offer has been accepted, that contracts be drawn up and exchanged and that the land is to be classified as operational land pursuant to Section 31 (2) of the Local Government Act 1993 once the sale is finalised.*

*Motion was lost.*

*For:*

*Clr Keir*

*Clr Walford*

*Clr Smith*

*Against:*

*Clr Woodcock*

*Clr Turnbull*

*Clr Taylor*

*Clr Martinez*

*Absent:*

*Clr Cameron*

*Clr Murray*

*Clr Murray returned to the meeting room at 3.25pm.*

### 11/2019/32 Purchase of Land for Walgett Weir Access Road

**Resolved:**

1. That Council receive and accept the offer from GS & LM Schmetzer to purchase the lot 63 DP 650476 (8.22 hec) at the cost of \$ 60,000 to create permanent and secure access to the Walgett Weir

2. That once the offer has been accepted, a contacts be drawn up and exchanged

3. That the land is to be classified as operational land pursuant to Section 31(2) of the Local Government Act 1993 once the sale is finalised

**Moved: Clr Woodcock**  
**Seconded: Clr Murray**  
**CARRIED**

#### **11/2019/33 Return to Open Session**

**Resolved:**

That Council return to open session.

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

#### **11/2019/34 Adoption of closed session reports**

**Resolved:**

That Council adopt the recommendations of the Closed Committee Reports.

**Moved: Clr Walford**  
**Seconded: Clr Murray**  
**CARRIED**

#### **11/2019/35 AOC, PCYC and Multi-purpose Hall in Lightning Ridge**

**Resolved:**

1. Council receive and note the update given by the CFO on the Australian Opal Centre (AOC) funding proposal, advising that Council had received formal advice from the Department of Premier and Cabinet confirming the AOC project was a conforming proposal, which had unanimous support from the Far North West Joint Organisation.

2. Council receive and note Council's CFO verbal report on the outcome of the public meeting held on 19th November regarding a location for the new PCYC facility in Walgett. The CFO advised a number of locations were considered, however the preferred location was at No 1 Oval, Fox Street Walgett. The no 1 Oval site is highly visible and would complement the sporting precinct facilities.

3. Council approve in Principle the location of the PCYC at No 1 Oval Walgett, and the CFO provide a further report on the proposal to the December 19 meeting.

4. Council receive and note the CFO's tabled concept drawings for the new multi-purpose hall in Lightning Ridge. The hall has a 120 person function room that will double as the youth centre during the week, a commercial kitchen, bar, office storage area and alfresco dining area. The CFO advised the initial estimates for the building would exceed the approved grant funding and asked Council to consider releasing a number of reserve funds to finance the project.

5. Council make available additional funding with the allocation of the following reserves to the project

1. Lightning ridge VIC toilet upgrade reserve \$145,630
2. Asset renewal reserve \$392,703

**Moved: Clr Walford**  
**Seconded: Clr Murray**  
**CARRIED**

### **Questions for Next Meeting**

#### **Clr Smith**

Q1: Julia Telford email 25.11.19 at 5.12pm. Re: MBD Grants. After speaking with Mark Coulton he reassured me that Collarenebri would be still eligible for this grant. Spoke with Michael ask if we had anything in place at the time he said we had not. This email was also sent to the G.M 22.1.19. We need to act on this granting asap as we only have 7 and half weeks to receive grant for Collarenebri (Close date: 20.01.20)

Q2: I believe there has been a code of conduct on two Councillors. I would like a full report on the costing of this event and hopefully this was not a reckless action at rate payers' expenses?

Q3: WSC Mayor Martinez has requested a report regarding the Goangra Bridge on 3 separate occasions and as yet no report has been presented by the GM. Is it true that the Goangra Bridge is being or about to be demolished? Why has the GM ignored the repeated request of the Mayor? If the GM cannot give a valid reason for ignoring the Mayor's request for the report on this matter, or provides an unsatisfactory answer, then I question the validity of the KPR for the GM that was put together by him and ticked off by him.

#### **Clr Woodcock**

Q1: Can a report be presented to Council on the Lightning Ridge Water Fund.

Q2: Can Council allocate funds to support the Lightning Ridge men's shed.

#### **Clr Turnbull**

Q1: Trees on Pandora Street need trimming?

#### **Clr Walford**

Q1: Can Council investigate Gan Bruce's swimming pool fence as it presents a safety issue with children?

#### **Clr Keir**

Q1: Can Council look at acquiring funding to put playground equipment at Come By Chance?

Q2: Who is responsible for the memorial park in Fox Street in Walgett, it is always locked. Visitors would like to visit it and perhaps it could be opened in morning and closed at night.

#### **Clr Murray**

Q1: The last 1million what was it spent on? Could you provide a list and report to Council?

Q2: Coonamble Shire master plan, maybe Walgett Shire could do along similar lines?

Q3: Mobile phone tower at the Lake, what's happening?

### **Close of Meeting**

The meeting closed at 4.15pm

To be confirmed at the next meeting of Council.

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Mayor

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General Manager