



MINUTES FOR THE ORDINARY COUNCIL MEETING

Tuesday 25 August 2020

Michael Urquhart
GENERAL MANAGER

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT
THE WALGETT SHIRE CHAMBERS ON TUESDAY 25 AUGUST 2020 AT 11.00AM**

OPEN FORUM**Public Presentations:**

- Cameron Rowntree – Discussion on native vegetation laws

The Mayor declared the meeting open at 11.32am

PRESENT

Clr Manuel Martinez (Mayor)
 Clr Ian Woodcock (Deputy Mayor)
 Clr Jane Keir
 Clr Lawrence Walford
 Clr Michael Taylor
 Clr Bill Murray
 Michael Urquhart (General Manager)
 Tony Hughes (Chief Financial Officer)
 Elizabeth Cumming (Contract - Town Planner)
 Raju Ranjit (Director Engineering/Technical Services)
 Bronte Kerr (Minute Secretary)

Note: Elizabeth Cumming attended the meeting via zoom

ABSENT

Clr Kelly Smith
 Clr Tanya Cameron
 Clr Robert Turnbull

9/2020/1 Leave of Absence**Resolved:**

That the leave of absence received from Clr Tanya Cameron, Clr Kelly Smith and Clr Robert Turnbull are accepted and leave of absence granted.

Moved: Clr Woodcock

Seconded: Clr Taylor

CARRIED

Declaration of Pecuniary/Non-Pecuniary Interests

Councillor	Item No.	Report title	Pecuniary/ Non- Pecuniary	Reason
Clr Martinez	10.1.1	Action Resolution List (26	Pecuniary	Business interest
Clr Keir	10.2.1 & 10.2.2	Monthly grading Flood works	Pecuniary	Business interest

9/2020/2 Minutes of Ordinary Council Meeting – 28 July 2020**Resolved:**

That the minutes of the ordinary Council meeting held 28 July 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

Moved: Cllr Taylor
Seconded: Cllr Walford
CARRIED

9/2020/3 Minutes of Extra Ordinary Council Meeting – 10th August 2020**Resolved:**

That the minutes of the Extra ordinary Council meeting held 10th August 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

Moved: Cllr Murray
Seconded: Cllr Keir
CARRIED

9/2020/4 Mayoral Report**Resolved:**

That Council receive and note the verbal Mayoral report. The Mayor advised Councillors that the Far North West Joint Organisation (FNWJO) had \$650k for tourism related projects along with another \$150k for tourism promotion. The Mayor suggested a new initiative of "Tourism Radio" as a project. The Mayor also advised that the FNWJO is currently reviewing the Airlink flight schedule and base fee.

Moved: Cllr Keir
Seconded: Cllr Taylor
CARRIED

9/2020/5 Council's Decision Action Report**Resolved:**

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

Moved: Cllr Woodcock
Seconded: Cllr Murray
CARRIED

9/2020/6 Circulars Received From the NSW Office of Local Government**Resolved:**

That the information contained in the following Departmental circulars 20-29 – 20-32 from the Local Government Division Department of Premier and Cabinet be received and noted.

Moved: Clr Taylor

Seconded: Clr Keir

CARRIED

9/2020/7 Important Dates For Councillors - Upcoming Meetings & Events**Resolved:**

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

Moved: Clr Murray

Seconded: Clr Keir

CARRIED

9/2020/8 Monthly Outstanding Rates Report**Resolved:**

The 31st July 2020 outstanding rates report be received and noted.

Moved: Clr Woodcock

Seconded: Clr Taylor

CARRIED

9/2020/9 Cash and Investment Report as at 31st July, 2020**Resolved:**

That the Investment report as at 31st July, 2020 be received and noted.

Moved: Clr Murray

Seconded: Clr Keir

CARRIED

9/2020/10 Fourth Quarter Delivery and Operational Plan 19/20**Resolved:**

That the content of the report be noted.

Council accept the progress made on the fourth quarter 2019/2020 Delivery and Operational Plan as at 30th June 2020.

Moved: Clr Walford

Seconded: Clr Taylor

CARRIED

9/2020/11 Quarterly budget review statement 2019/2020**Resolved:**

That Council adopt the attached Quarterly Budget Review Statement for 30th June 2020 as tabled, noting the transfer to and from reserves for 2019/2020.

Moved: Cllr Woodcock
Seconded: Cllr Walford
CARRIED

9/2020/12 Policy Review – Asbestos Policy & Procedure**Resolved:**

Council adopt the asbestos policy & procedure as presented.

Moved: Cllr Keir
Seconded: Cllr Murray
CARRIED

9/2020/13 Community Development Report April 2020 - July 2020**Resolved:**

That the report for Community Development: April 2020- July 2020 be received.

Moved: Cllr Woodcock
Seconded: Cllr Keir
CARRIED

9/2020/14 Community Assistance Scheme Donations – Round 1 2020/21 Applications**Resolved:**

1. That the following applicants be granted financial assistance under Section 356 of the Local Government Act 1993 for Round One of the 2020/21 Community Assistance Scheme.

Burren Men's Breakfast	\$1,000.00
Carinda Parents & Children	\$1,000.00
Carinda Hall Committee	\$1,500.00
Burren Junction Hall Committee	\$2,000.00
Collarenebri Watersports Club	\$1,500.00
Lightning Ridge Community Radio	\$1,300.00
Lightning Ridge Tigers Junior Rugby League	\$2,000.00
Burren Junction Rescue Squad Inc	\$3,000.00
Walgett District Pony Club	\$1,000.00
Walgett Amateur Swim Club	\$3,000.00
Carinda Hall Committee - Carinda Sewing Group	\$1,500.00
Walgett District Historical Society	\$1,500.00
<i>Total</i>	<i>\$20,300.00</i>

2. Council review the guidelines of the Community Assistance Scheme and include the following criteria; inclusion of Committee agendas and minutes.

Moved: Clr Keir
Seconded: Clr Taylor
CARRIED

9/2020/15 Delegation of Authority by Council

Resolved:

That Council confirm the delegations to Michael Urquhart as General Manager of all powers and duties necessary to carry out the functions of office under Section 335 of the Local Government Act 1993 and any other Act of Parliament or any rule, regulation, ordinance or by-law under or pursuant to any such Act but subject to Section 377 of the Local Government Act.

Moved: Clr Woodcock
Seconded: Clr Walford
CARRIED

9/2020/16 Allocation of Funds for "Tracks In Use" (TIU) On Crown Lands

Resolved:

That Council make a \$30,000 contribution toward maintenance of the Miners Road (from the first ramp to the Grawin Store) a "Track In Use" and a further \$30,000 allocation to the upgrading of Car Door Tour Roads, "Tracks In Use", and this be funded from the 2020/2021 Unsealed Shire Roads Budget allocation.

Moved: Clr Woodcock
Seconded: Clr Walford
CARRIED

Clr Keir declared a pecuniary interest and left the meeting room at 11.56am

9/2020/17 Monthly Maintenance Grading Report – June 2020

Resolved:

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

Moved: Clr Murray
Seconded: Clr Woodcock
CARRIED

9/2020/18 Flood works report from Director Engineering / Technical Services**Resolved:**

That Council receive and note the flood restoration works report for August 2020.

Moved: Clr Walford
Seconded: Clr Taylor
CARRIED

Clr Keir returned to the meeting room at 11.57am

9/2020/19 Provision of 40 KM/H Speed Zone in Walgett CBD**Resolved:**

That Council note and accept the proposal to implement the 40 km/h speed zone in Walgett CBD in following sections of the roads:

- i. Fox street between Euroka Street and Warrena Street
- ii. Wee Waa Street between Peel Street and Pit Street

Moved: Clr Keir
Seconded: Clr Walford
CARRIED

9/2020/20 Report from Director Technical / Engineering Services**Resolved:**

That Council note and authorise the variation of \$ 45,171.79 (Excl GST) for the Walgett weir project.

Moved: Clr Walford
Seconded: Clr Woodcock
CARRIED

9/2020/21 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: Clr Taylor
Seconded: Clr Walford
CARRIED

9/2020/22 Development Approvals July 2020**Resolved:**

That Council note the information contained within this report.

Moved: Clr Woodcock

Seconded: Clr Keir

CARRIED

9/2020/23 Planning Proposal – Intensive Plant Agriculture**Resolved:**

That Walgett Shire Council resolve to:

1. Prepare a Planning Proposal to amend the Walgett Local Environmental Plan 2013 by relocating “intensive plant agriculture” from Permitted with consent to Permitted without consent in the RU1 Primary Production zone.
2. Forward the planning proposal to NSW planning, industry & environment with a request for a gateway determination;
3. Request delegation from the Minister to “make” the amendment to the Walgett Local Environmental Plan 2013;
4. Give delegation to the General Manager to make any minor alterations as requested by NSW Planning, Industry & Environment; and
5. Undertake the state agency and public consultation as per the requirements of the Gateway Determination and Schedule 1, Clause 4 of the Environmental Planning & Assessment Act 1979,

Moved: Clr Keir

Seconded: Clr Murray

CARRIED

DIVISION DECISION**For**

*Clr Keir
Clr Woodcock
Clr Murray
Clr Taylor
Clr Walford
Clr Martinez*

Against

Nil

Absent

*Clr Smith
Clr Cameron
Clr Turnbull*

9/2020/24 Development Application 2020/10 – Lightning Ridge Visitor Information Centre**Resolved:**

That That Council give delegation to the General Manager to:

1. Consider the submissions on behalf of Council, and apply any appropriate condition or refer back to Council,

2. Consider the comment from NSW Police and apply the appropriate conditions as requested by NSW Police,

3. Approve the development consent conditions for DA2020/010, being the construction of a Visitor Information centre on Lots 78 & 79 DP 820469 known as 2 Bill O'Brien Way, Lightning Ridge per the recommendation of the Assessment Report.

Moved: Clr Woodcock
Seconded: Clr Taylor
CARRIED

DIVISION DECISION

For	Against	Absent
<i>Clr Keir</i>	<i>Nil</i>	<i>Clr Smith</i>
<i>Clr Woodcock</i>		<i>Clr Cameron</i>
<i>Clr Murray</i>		<i>Clr Turnbull</i>
<i>Clr Taylor</i>		
<i>Clr Walford</i>		
<i>Clr Martinez</i>		

9/2020/25 Walgett Local Planning Statement 2020

Resolved:

That Council adopt the Walgett Local Planning Statement 2020.

Moved: Clr Walford
Seconded: Clr Taylor
CARRIED

9/2020/26 Matters for Brief Mention or Information Only from the Environmental Services Department

Resolved:

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

Moved: Clr Woodcock
Seconded: Clr Keir
CARRIED

9/2020/27 Development Application Modification – IGA Supermarket, 34-38 Fox Street, Walgett

Resolved:

That Council delete Condition 6 in the development consent conditions for DA2020/001-2, being the construction of a supermarket on Lot 1 DP1203370 known as 34-38 Fox Street, Walgett under section 4.55 of the Environmental Planning & Assessment Act 1979.

Moved: Clr Keir
Seconded: Clr Murray

CARRIED**DIVISION DECISION****For**

Clr Keir
 Clr Woodcock
 Clr Murray
 Clr Taylor
 Clr Walford
 Clr Martinez

Against

Nil

Absent

Clr Smith
 Clr Cameron
 Clr Turnbull

9/2020/28 Move into Closed Session**Time: 12.09pm**

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) 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 Walford
CARRIED

9/2020/29 Bathurst Regional Council Renaming River**Resolved:**

Council note and receive the report.

Moved: Clr Walford
Seconded: Clr Woodcock
CARRIED

9/2020/30 Management of Walgett and Collarenebri Swimming Pools**Resolved:**

1. Accept the new base fee with Riley Aquatic Management P/L for the two (2) year management of the Walgett and Collarenebri swimming pools commencing 2020/2021 with an annual fee of \$288,997.12 inc GST.

2. Riley Aquatic Management P/L pay house rental of \$5,040.00 pa payable for the combined rental of the Walgett and Collarenebri pool houses.

Moved: Clr Keir
Seconded: Clr Murray
CARRIED

9/2020/31 Return to open session

Time: 12.23 pm

Resolved:

That Council return to open session.

Moved: Cllr Taylor
Seconded: Cllr Walford
CARRIED

Adoption of closed session reports

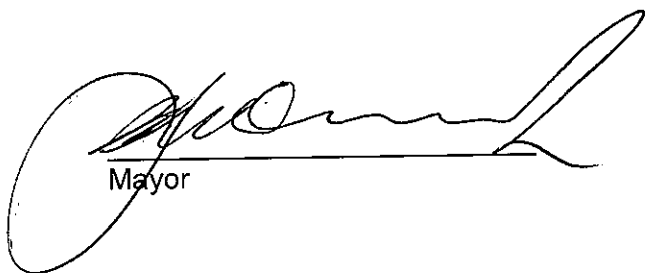
Resolved:

That Council adopt the recommendations of the Closed Committee Reports.

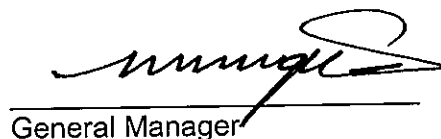
Moved: Cllr Murray
Seconded: Cllr Keir
CARRIED

Close of Meeting

The meeting closed at 12.43pm
To be confirmed at the next meeting of Council.



Mayor



General Manager