



MINUTES FOR THE ORDINARY COUNCIL MEETING

Tuesday 28 September 2021

Michael Urquhart
GENERAL MANAGER

MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE WALGETT SHIRE CHAMBERS ON TUESDAY 28 SEPTEMBER 2021 AT 11:10AM

OPEN FORUM

Public Presentations:

Nil

The Mayor declared the meeting open at 11:10AM

PRESENT

Clr Ian Woodcock (Mayor)
 Clr Manuel Martinez (Deputy Mayor)
 Clr Bill Murray
 Clr Lawrence Walford
 Clr Michael Taylor
 Clr Robert Turnbull
 Clr Jane Keir
 Clr Kelly Smith
 Michael Urquhart (General Manager)
 Tony Hughes (Acting Chief Financial Officer)
 Kobus Nieuwoudt (Director Environmental Services)
 Bob Stephen (Acting Director Engineering/Technical Services)
 Bronte Kerr (Minute Secretary)

Note:

Councillors Turnbull and Keir attended the meeting via zoom.

Leave of Absence:

Nil

The General Manager informed the meeting that it must determine the method of voting and advised that the method is limited to "Open Voting - this is by show of hands or similar means" as two Councillors are in attendance via a remote audio visual link.

9/2021/1 Method of voting – Position of Deputy Mayor

Resolved:

That the voting for the election of Deputy Mayor be by open voting method.

Moved: Clr Murray
Seconded: Clr Martinez
CARRIED

9/2021/2 Destruction of Election Ballot Papers

Resolved:

That any ballot papers used now be destroyed.

Moved: Clr Taylor
Seconded: Clr Smith
CARRIED

At this juncture, the Mayor vacated the Chair and handed over to the General Manager to act in the role of Returning Officer for the election of Deputy Mayor for period ending 4th of December 2021.

9/2021/3 Election of Deputy Mayor for Period Ending 4th December 2021

Resolved:

There being no nomination for the position of Deputy Mayor, Council elected to extend the current (Clr Manuel Martinez) Deputy Mayor's term to 4th December 2021.

Moved: Clr Murray
Seconded: Clr Martinez
CARRIED

At this juncture, Mr Urquhart resumed his role as General Manager and Mayor Woodcock resumed the position of Chairperson.

Declaration of Pecuniary/Non-Pecuniary Interests

Councillor	Item No.	Report title/ Subject matter	Pecuniary/Non-Pecuniary	Reason
Clr Keir	11.3.1	Monthly Maintenance Grading Report	Pecuniary	Family Business interest
Clr Smith	11.4.1	Development Approvals August 2021	Non-Pecuniary	Related Family Development Application

9/2021/4 Minutes of Ordinary Council Meeting – 31 August 2021

Resolved:

That the minutes of the ordinary Council meeting held 31 August 2021, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

Moved: Clr Martinez
Seconded: Clr Taylor
CARRIED

9/2021/5 Mayoral Report

Resolved:

That the Mayor report for August/September 2021 be received and noted.

Moved: Clr Woodcock
Seconded: Clr Taylor
CARRIED

9/2021/6 Council's Decision Action Report**Resolved:**

That the Resolution Register as at September 2021 be received and noted.

Moved: Cllr Martinez

Seconded: Cllr Taylor

CARRIED

9/2021/7 Circulars Received From the NSW Office of Local Government**Resolved:**

That the information contained in the following Departmental circular 21-27 to 21-29 from the Local Government Division Department of Premier and Cabinet be received and noted.

Moved: Cllr Taylor

Seconded: Cllr Murray

CARRIED

9/2021/8 Important Dates For Councillors - Upcoming Meetings & Events**Resolved:**

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

Moved: Cllr Murray

Seconded: Cllr Walford

CARRIED

9/2021/9 Annual pecuniary interest returns**Resolved:**

The General Managers report be received and noted

Moved: Cllr Smith

Seconded: Cllr Taylor

CARRIED

9/2021/10 Delegates, Representatives and/or Members of Committees, Reference Groups and External Bodies**Resolved:**

That members, representatives and delegates be appointed to the committees, reference groups and external organisations as outlined in the schedule for the period terminating 4th December 2021.

COMMITTEE	OFFICER	COUNCILLOR REPRESENTATIVES
Australian Airports Association	Director Engineering/Technical Services	Not required
Bushfire Management Committee	Director Engineering/Technical Services	Clr Murray
Castlereagh Macquarie County Council 4 year Term	General Manager	Clr Woodcock Clr Martinez
Collarenebri Community Working party	General Manager	Mayor Clr Smith
Community Safety Precinct Committee	General Manager	Mayor and Deputy Mayor
Lightning Ridge & Surrounding Opal Fields Management Crown Reserve 1024168 Trust	Director Environmental Services	Mayor Deputy Mayor
Kamilaroi Highway Group	General Manager	Not Required
Lightning Ridge Community Working Party	General Manager	Mayor Clr Walford
Local Emergency Management Committee	General Manager as LEMO and Chief Financial Officer as alternate	Mayor
Local Traffic Committee	Director Engineering/Technical Services and General Manager	Mayor Clrs Taylor, Keir, Martinez & Smith
Netwaste	Director Environmental Services	Not Required
Big Sky Libraries	Director Chief Financial Officer	Clr Keir
Regional Development Australia - Orana	General Manager	Mayor
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 Chief Financial Officer	Clr Keir Alternative Clr Murray
Plant Committee	Director Engineering/Technical Services and General Manager	Mayor Clrs Taylor, Smith & Murray
Regional Procurement Initiative	Director Engineering/Technical Services	Not Required
Rural Bush Fire Management Group	Director Engineering/Technical Services	Clr Murray
Salvards Advisory Committee	Director Engineering/Technical Services	Clr Murray
Western Division of the Shire's Association	General Manager	Mayor & Deputy Mayor
Walgett Community Working Party	General Manager and Manager Community Services	Mayor
Water Utilities Group	Director Engineering/Technical Services	Not required
Local Government NSW – Voting Delegate	General Manager	Mayor
Far North West Joint Organisation	General Manager as advisor	Mayor Alternative Deputy Mayor
Hudson Pear Taskforce	General Manager	Mayor and Deputy Mayor
Far West Academy of Sport	General Manager	Mayor
Western Division Councils of NSW	General Manager	Mayor
Tourism Advisory committee	General Manager	Mayor Clr Taylor & Martinez
Economic Development Committee	General Manager	Mayor Clr Keir

Moved: Clr Murray
Seconded: Clr Martinez

9/2021/11 Monthly Outstanding Rates Report**Resolved:**

That 31 August 2021 outstanding rates report be received and noted.

Moved: Clr Martinez

Seconded: Clr Murray

CARRIED

9/2021/12 Cash and Investment Report as at 31 August 2021.**Resolved:**

That the Investment report be received and noted.

Moved: Clr Taylor

Seconded: Clr Walford

CARRIED

9/2021/13 Annual Financial Statements 2020/2021**Resolved:**

1. The Draft Annual Financial Reports for 2020/2021 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 it's requirements.

Moved: Clr Walford

Seconded: Clr Turnbull

CARRIED

Clr Keir declared a pecuniary interest and left the meeting at 11:46am

9/2021/14 Monthly Maintenance Grading Report as at 31 August 2021**Resolved:**

That Council receive and note the monthly maintenance grading works report as at 31 August 2021.

Moved: Clr Walford

Seconded: Clr Smith

CARRIED

9/2021/15 Monthly Progress Report as at 31 August 2021**Resolved:**

That Council receive and note the Engineering Services monthly works progress report as at 31 August 2021.

Moved: Cllr Martinez

Seconded: Cllr Smith

CARRIED

Cllr Keir returned to the Council meeting at 12:00noon

9/2021/16 Flood Restoration Works - Update**Resolved:**

That Council receive and note the flood restoration works report as at 31 August 2021.

Moved: Cllr Walford

Seconded: Cllr Murray

CARRIED

Cllr Murray left the meeting room at 12:04pm.

9/2021/17 Supplementary Report - Condition of Belarra Lane**Resolved:**

That Council receive and note the report regarding the condition of Belarra Lane.

Moved: Cllr Walford

Seconded: Cllr Taylor

CARRIED

Cllr Smith declared a non-pecuniary interest and left the Council meeting at 12:08pm.

9/2021/18 Development Approvals August 2021**Resolved:**

That Council note the information contained within this report.

Moved: Cllr Martinez

Seconded: Cllr Walford

CARRIED

Cllr Murray and Cllr Smith returned to the meeting room at 12:07pm.

9/2021/19 Western Regional Planning Panel Walgett Council Member Appointment.**Resolved:**

That Council appoint Michael Urquhart and Jacobus Nieuwoudt as Walgett Council member representation to the Western Regional Planning Panel, and Caitlin Mahony and Kimley Talbert as alternate members.

Moved: Clr Walford

Seconded: Clr Taylor

CARRIED

9/2021/20 Development Application Proposed Modification to DA2008/12 – Australian Opal Centre, Public Museum, Souvenir Shop, Carpark & Associated Facilities**Resolved:**

That Council, in accordance with the relevant provisions of Section 4.55 of the Environmental Planning and Assessment Act 1979, approves modification of the Development Consent for the proposed Australian Opal Centre, public museum, souvenir shop, carpark & associated facilities (Application No. DA2008/12/3) on Lot 1 DP 1103508 WLL 14607, subject to the plans that formed the subject of Attachment 2 to the report, and subject to the conditions outlined in the Draft Determination Notice that formed the subject of Attachment 3 to the report.

Moved: Clr Martinez

Seconded: Clr Smith

Division Decision**For**

Clr Ian Woodcock
Clr Manuel Martinez
Clr Bill Murray
Clr Lawrence Walford
Clr Michael Taylor
Clr Robert Turnbull
Clr Jane Keir
Clr Kelly Smith

Against

Nil

Absent

Nil

9/2021/21 Move into Closed Session

Time: 12:13pm

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 Smith

Seconded: Clr Taylor

CARRIED

9/2021/22 Purchase of Collarenebri - Property**Resolved:**

That Council;

1. The General Managers reported be received
2. Council approves the purchase of 18-24 Wilson Street Collarenebri having a purchase price of \$15,000.
3. The General Manager and Mayor be authorised to execute the necessary documents to finalise the purchase
4. The property be classified as operational

Moved: Clr Smith
Seconded: Clr Walford
CARRIED

9/2021/23 Wild Gully Matter**Resolved:**

The Wild Gully matter be referred to the Independent Commission Against Corruption (ICAC) for further investigation.

Moved: Clr Smith
Seconded: Clr Taylor
CARRIED

9/2021/24 Return to open session**Time: 12:35pm****Resolved:**

That Council return to open session.

Moved: Clr Taylor
Seconded: Clr Murray
CARRIED

9/2021/25 Adoption of closed session reports**Resolved:**

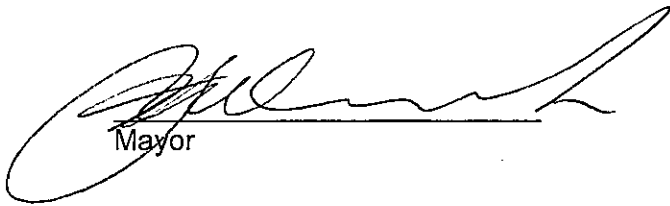
That Council adopt the recommendations of the Closed Committee Reports.

Moved: Clr Smith
Seconded: Clr Martinez
CARRIED

Close of Meeting

The meeting closed at 12:36pm

To be confirmed at the next meeting of Council.



Mayor



General Manager