



**MINUTES FOR
ORDINARY COUNCIL MEETING**

26th May, 2015

ADOPTED:

Don Ramsland
GENERAL MANAGER

MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE COLLARENEBRI HALL, COLLARENEBRI ON TUESDAY 26 MAY, 2015 AT 9:55 AM

PRESENT

Clr Lane (Mayor)
Clr Murray
Clr Woodcock
Clr Greenaway
Clr Martinez
Don Ramsland (General Manager)
Stephen Holland (Director Corporate Services)
Matthew Goodwin (Director Planning & Regulatory Services)
Raju Ranjit (Director Engineering Services)
Prafulla K.C (Acting Director Urban Infrastructure Services)
Matthew Clarkson (Town Planner)
Bronte Kerr (Minute Secretary)

Apologies

4/2015/1 Apologies

Resolved:

That the apology from Clr Cooper, Walford, Taylor and Clr Keir is accepted and a leave of absence granted.

Moved: Clr Greenaway
Seconded: Clr Martinez

CARRIED

Public Forum Presentations – Nil

Declaration of Pecuniary Interests - Nil

Confirmation of Minutes

4/2015/2 Minutes of Ordinary Council Meeting – 28 April 2015

Resolved:

That the minutes of the Ordinary Council Meeting held 28 April 2015, having been circulated be confirmed as a true and accurate record of that meeting.

Moved: Woodcock
Seconded: Murray

CARRIED

Mayoral Minutes

4/2015/3 Matters Generally for Brief Mention or Information only from Mayor

Resolved:

That the matters listed by the Mayor for brief mention or information only be received and noted.

Moved: Clr Lane
Seconded: Clr Murray

CARRIED

Notice of which Notice has been given

4/2015/4 Motions of which Notice has been given – Clr Greenaway

Recommendation:

Council investigate the possibility of taking out the two bends on the Burrenba road north of the property Oakey Point. It is proposed to gravel the section of the road where these bends are, in next year's budget.

Moved: Clr Greenaway
Seconded: Clr Martinez

CARRIED

Reports of Committees/Delegates

4/2015/5 Minutes of the Consultative Committee Meeting - 23 April 2015

Recommendation:

That the minutes of the Consultative Committee Meeting held 23 April 2015 having been circulated be received and noted.

Moved: Clr Martinez
Seconded: Clr Woodcock

CARRIED

4/2015/6 Minutes of the OROC Meeting – 1 May 2015

Recommendation:

That the minutes of the OROC Meeting held on the 1 May 2015 having been circulated be received and noted.

Moved: Clr Murray
Seconded: Clr Greenaway

CARRIED

Reports from Officers

4/2015/7 Council's Decision Action Report – May 2015

Recommendation:

That the Resolution Register for May 2015 be received and noted.

Moved: **Clr Woodcock**
Seconded: **Clr Greenaway**

CARRIED

4/2015/8 Circulars Received from the Local Government NSW

Recommendation:

That the information contained in the weekly circulars numbers 16-19 from the Local Government NSW be received and noted.

Moved: **Clr Greenaway**
Seconded: **Clr Murray**

CARRIED

4/2015/9 Circulars Received from the NSW Office of Local Government – May 2015

Recommendation:

That the information contained in the following Departmental circulars 15-13 /15-14 from the Local Government Division Department of Premier and Cabinet be received and noted.

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

CARRIED

4/2015/10 Monthly Calendar May 2015 – July 2015

Recommendation:

That Council receive and note the regular monthly calendar for the period May 2015 – July 2015.

Moved: **Clr Greenaway**
Seconded: **Clr Woodcock**

CARRIED

4/2015/11 National General Assembly

Recommendation:

That the Mayor and General Manager attend the National General Assembly of Local Government in Canberra 14-17 June 2015 and expenses be paid.

Moved: Clr Woodcock

Seconded: Clr Murray

CARRIED

4/2015/12 'Fit For The Future' Advisory Panel – Proposed Methodology

Recommendation:

That Council not take up the option to lodge a “Fit for The Future” application and endorse the action of the General Manager in lodging a submission in respect of the IPART methodology for assessing Fit For the Future applications be endorsed.

Moved: Clr Greenaway

Seconded: Clr Woodcock

CARRIED

4/2015/13 Matters for Brief Mention or Information Only

Recommendation:

That the following matters listed for brief mention or information only

- National Stronger Regions Fund Round One- Enhancement of Streetscape in Walgett, Lightning Ridge and Collarenebri
 - Local Government Remuneration Tribunal- 2015 Determination
 - Updated list of community forums
 - Mid Term Western Division meeting
 - Visit by NSW Governor
 - Walgett Community College – Community BBQ
 - Email received from Ann Crossing – Walgett Community College
 - Community Workshop- Drought Recovery and Resilience Plan
 - Infrastructure Programme
 - Lightning Ridge and Opal Fields Group
- be received and noted.

Moved: Clr Martinez

Seconded: Clr Greenaway

CARRIED

4/2015/14 Cash on Hand and Investment Report as at 30 April 2015

Recommendation:

That the cash on hand and investment report as at 30 April 2015 be received.

Moved: Clr Greenaway

Seconded: Clr Woodcock

4/2015/15 Heritage Advisor & Activities

Recommendation:

That Walgett Shire Council resolve to:

1. Note the report on the activities of Walgett Shire Council's Heritage Advisor, Ray Christison, during 2014-2015.
2. Endorse and adopt the following documents, as prepared by Walgett Shire Council's Heritage Advisor, Ray Christison:
 - (a) Walgett Shire Local Heritage Fund Annual Report 2014-2015.
 - (b) Walgett Shire Council Heritage Strategic Plan 2015-2018.
3. Endorse submission of the documents to the Heritage Branch of the NSW Department of Planning & Environment.

Moved: Clr Murray

Seconded: Clr Woodcock

CARRIED

4/2015/16 Re-establishment of Alcohol Free Zones

Recommendation:

That Walgett Shire Council resolve to:

- (1) Note the two submissions received in response to public consultation regarding the re-establishment of Alcohol Free Zones at Walgett, Lightning Ridge and Collarenebri, as follows:
 - (a) Letter dated 27 April 2015 from The Ridge Community Resource Centre Inc. TRCRC.
 - (b) Letter dated 29 April 2015 from Anti-Discrimination Board of NSW.
2. Establish alcohol free zones in Walgett, Collarenebri and Lightning Ridge for four years, over the same areas as the existing zones from 15th July 2015 – 14th of July 2019.
3. Undertake notification that alcohol free zones have been established in Walgett, Collarenebri and Lightning Ridge for four years, over the same areas as the existing zones, via:
 - (a) Public notice in the Walgett Spectator and Lightning Ridge News.
 - (b) Public notice on the Walgett Shire Council web site.
 - (c) Notification letters to the officers in charge of the Walgett, Lightning Ridge and Collarenebri police stations.
 - (d) Notification letter to the NSW Anti-Discrimination Board.

<p>(e) Notification letter to all liquor licensees within or adjoining the proposed alcohol free zones.</p> <p>(f) Notification letter to all identifiable Aboriginal or ethnic groups.</p> <p>4. Update alcohol free zone signage in Walgett, Collarenebri and Lightning Ridge in accordance with the Ministerial Guidelines on Alcohol Free Zones issued by the Department of Local Government, February 2009.</p> <p>5. Erect signs under section 632 of the Local Government Act 1993 prohibiting the consumption of alcohol in Len Cram Park (Crown Reserve 1011628, lot 4531 DP 1121095) and the Lightning Ridge Bore Baths (lot 4208 DP 766775).</p> <p>Moved: Clr Woodcock Seconded: Clr Greenaway</p>	CARRIED
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4/2015/17 Liquor Licences	
<p>Recommendation:</p> <p>That Council write to the Office of Liquor, Gaming and Racing and requesting advice as to how a liquor/hotel licence may be held where the Hotel has ceased trading.</p> <p>Moved: Clr Murray Seconded: Clr Woodcock</p>	CARRIED

4/2015/18 Public exhibition of Draft Walgett Shire Development Control Plan 2015	
<p>Recommendation:</p> <p>That Walgett Shire Council resolve to:</p> <p>1. Publicly exhibit the draft Walgett Shire Development Control Plan 2015 for a minimum of 28 days.</p> <p>2. Undertake public exhibition consultation via:</p> <p>(a) Advertising in Council's newspaper column within the Walgett Spectator and Lightning Ridge News.</p> <p>(b) Notification letters to Council's precinct committees and community working parties.</p> <p>(c) Making digital (PDF) copies of the document available via Council's web site.</p> <p>(d) Making hard copies of the document available at the Council office at Walgett, Council office at Collarenebri and the Library at Lightning Ridge.</p> <p>Moved: Clr Woodcock Seconded: Clr Greenaway</p>	CARRIED

<u>PLANNING DIVISION</u>		
FOR:	AGAINST:	ABSENT:
Clr Lane	Nil	Clr Taylor
Clr Martinez		Clr Keir
Clr Greenaway		Clr Walford
Clr Murray		Clr Cooper
Clr Woodcock		

4/2015/19 Draft Rural Residential Land Use Strategy

Recommendation:

That Walgett Shire Council resolve to:

1. Note the letter dated 7 May 2015 from Ashley Albury, General Manager (Western Region) of the NSW Department of Planning and Environment endorsing public exhibition of the Draft Walgett Shire Council Rural Residential Land Use Strategy.
2. Adopt and endorse the Draft Walgett Shire Council Rural Residential Land Use Strategy.
3. Undertake public exhibition for the Draft Walgett Shire Council Rural Residential Land Use Strategy for a minimum of 60 days, including:
 - Letters to all relevant government agencies.
 - Letters to all landowners within a 5km radius of Walgett, Lightning Ridge Collarenebri.
 - Advertising public exhibition of the strategy in the Walgett Spectator and Lightning Ridge News.
 - Making the strategy available as a pdf file via Council's web site.
 - Providing a public display hard copy of the strategy at the Council office at Walgett, Walgett library, Lightning Ridge library and Council office at Collarenebri.

Moved: Clr Greenaway

Seconded: Clr Murray

CARRIED

PLANNING DIVISION

FOR:

Clr Lane
Clr Martinez
Clr Greenaway
Clr Murray
Clr Woodcock

AGAINST:

Nil

ABSENT:

Clr Taylor
Clr Keir
Clr Walford
Clr Cooper

4/2015/20 Monthly RMCC works Report from Director Engineering Services – April 2015

Recommendation:

That Council receive and note the monthly RMCC works report for April 2015.

Moved: Clr Martinez

Seconded: Clr Woodcock

CARRIED

4/2015/21 Maintenance expenditures report on Local and Regional Roads from Director Engineering Services – April 2015.

Recommendation:

That Council receive and note the up to date local and Regional Roads maintenance expenditures.

Moved: Clr Greenaway

Seconded: Clr Woodcock

CARRIED

Clr Murray left the meeting at 12:00pm

Clr Murray returned to the meeting at 12:04pm

4/2015/22 Amended Four Year Capital and Maintenance Work Program

Recommendation:

That Council consider and adopt the revised four year Capital and Maintenance work programs 2015/16 to 2018/19

Moved: Clr Martinez

Seconded: Clr Greenaway

CARRIED

4/2015/23 Monthly Rural Infrastructure and Support Service Progress report from Director Engineering Services

Recommendation:

That Council receive and note the Engineering Services monthly work progress report for April 2015.

Moved: Clr Woodcock

Seconded: Clr Murray

CARRIED

4/2015/24 Rowena RFS Station

Recommendation:

That the action to award the contract for construction of the Rowena Fire Station to Castlereagh Construction Group Ltd in the sum of \$200,606 be endorsed.

Moved: Clr Murray

Seconded: Clr Greenaway

CARRIED

Questions for Next Meeting

Clr Martinez

Question 1

Can Council correct the sign "Sherman Way" in Lightning Ridge that is currently facing in the wrong direction?

Response

The Acting Director Urban Infrastructure Services to investigate and take appropriate action.

Clr Murray

Question 1

Can Council prepare a report to the Council meeting in June in relation to the water meters - chargers and pipe sizes?

Response

The Director of Corporate Services to take appropriate action.

Clr Greenaway

Question 1

Can Council inspect and repair Regional Road 329, 5 kms east of the Avondale Bridge?

Response

The Director of Engineering Services to investigate and take appropriate action.

Question 2

Can Council investigate the broken rail on a ramp on SR5, north of the Thalaba Bridge and Franxton Bridge?

Response

The Director of Engineering Services to investigate and take appropriate action.

Question 3

Can Council write to RMS requesting to name the bridge that is located on the Gwydir Hwy, 8.83km east of Collarenebri "Jonny Tomkins Bridge".

Response

The Director Engineering Services to investigate and take appropriate action.

Clr Woodcock

Question 1

Can Council prepare a report to the Council Meeting in June, 2015 in regards to the Water Fund for Lightning Ridge?

Response

The Director Corporate Services to investigate and take appropriate action.

4/2015/25 Move into Closed Session at 12:15pm

Resolved:

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:

- (a) 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)
- (b) 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 Woodcock

Seconded: Clr Murray

CARRIED

4/2015/26 Structural Integrity of Khan's supermarket building, Lightning Ridge

Recommendation:

That Walgett Shire Council resolve to:

Note the Council response via a Marsdens Law Group letter dated 7 May 2015 regarding inadequate structural engineer's drawings for the permanent rectification measures proposed by Dunpec Pty Ltd to remediate the structural integrity of the IGA supermarket building at 34 Opal St Lightning Ridge (lot 33, DP 752756).

Moved: Clr Greenaway

Seconded: Clr Woodcock

CARRIED

4/2015/27 Shop awning remediation & grants, Wilson St, Collarenebri

Recommendation:

Walgett Shire Council resolve to:

1. Note the report on shop awning remediation and grants regarding the following premises in Wilson St, Collarenebri:
 - (a) 2 Wilson St, Lot 1 Section 14 DP 758262 (Assessment 11635).
 - (b) 9 Wilson St, Lot 9 DP 667728 (Assessment 11619).
 - (c) 21 Wilson St, Lot 1 DP 103449 (Assessment 11551).
2. Write to the owners of the three premises and make a grant offer subject to:
 - (a) The grant being used to engage a structural engineer and builder to remediate the awning and façade of the building.
 - (b) If two or more building owners accept the grant, then Council expects that the same engineer should be used to minimise costs, such as site inspection fees and traveling expenses.
 - (c) Being up to a maximum of \$5,000 for each building.
 - (d) The grant only being paid upon completion of awning and façade remediation works consistent with a design provided by a structural engineer.

(e) Remediation works being completed within 2 months of the letter of offer.

3. If a relevant building owner has not yet remediated their awning and facade in accordance with the respective notices of intention to issue order 29 under section 124 of the Local Government Act 1993, dated 27 March 2015 then request the General Manager to issue an appropriate order requiring the remediation works to be undertaken.

Moved: Clr Murray
Seconded: Clr Greenaway

CARRIED

4/2015/28 Tender T051516 OROC – Supply, Delivery and Spray of Bitumen Spray Sealing

Recommendation:

A. That Council empanel the following tenderers for the Regional Procurement tender T051516 OROC -Tender Supply & Delivery of Bitumen Spray Sealing:

1. RPQ Spray Seal Pty Ltd trading as NSW Spray Seal Pty Ltd
2. SRS Road Services Pty Ltd
3. Bitupave Ltd T/A NSW Boral Asphalt
4. Fulton Hogan Pty Ltd

B. That provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to June 2019

Moved: Clr Martinez
Seconded: Clr Murray

CARRIED

4/2015/29 Gingie Water Supply System Upgrade: Tender Recommendation

Recommendation:

1. That Council endorse the NSW Public Works tender recommendation to upgrade Gingie Water Supply Upgrade.

2. That Council accept and adopt the change of project scope for Concept Environmental Services Pty Ltd and accept the revised tender price offer submitted by Concept Environmental Services Pty \$429,595.67 inclusive GST.

Moved: Clr Woodcock
Seconded: Clr Murray

CARRIED

*Clr Woodcock left the meeting at 12:25
Clr Woodcock return to the meeting at 12:28*

4/2015/30 Walgett Water Supply Drought Emergency Works: Tender Recommendation

Recommendation:

1. That Council endorse the NSW Public Works tender recommendation to accept the price offered by Milbant Construction Pty Ltd for the amount \$ \$ 224,280.10 including GST.

2. That Council endorse General Manager's action to engage NOW Drilling Unit to drill a new bore in Walgett for the amount \$449,770 ex GST

Moved: Clr Murray
Seconded: Clr Woodcock

CARRIED

4/2015/31 Return to Open Session at 12:30 pm

Resolved:

That Council return to open session.

Moved: Clr Greenaway
Seconded: Clr Woodcock

CARRIED

4/2015/32 Adoption of Closed Session Reports

Resolved:

That Council adopt the following recommendation of the Closed Committee:

- 1) Structural Integrity of Khan's supermarket building, Lightning Ridge
- 2) Shop awning remediation & grants, Wilson St, Collarenebri
- 3) Tender T051516 OROC – Supply, Delivery and Spray of Bitumen Spray Sealing
- 4) Gingie Water Supply System Upgrade: Tender Recommendation
- 5) Walgett Water Supply Drought Emergency Works: Tender Recommendation

Moved: Clr Woodcock
Seconded: Clr Greenaway

CARRIED

Close of Meeting

The meeting closed at 12:32 pm.

To be confirmed at the meeting of Council to be held on 23 June 2015 in Walgett.

Mayor

General Manager