



# **MINUTES FOR ORDINARY COUNCIL MEETING**

## **25 September 2018**

Paul Mann  
**ACTING GENERAL MANAGER**

<b>MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE CARINDA HALL ON TUESDAY 25 SEPTEMBER 2018 AT 10:00AM</b>
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**PRESENT**

Clr Ian Woodcock  
 Clr Manuel Martinez  
 Clr Jane Keir  
 Clr Bill Murray  
 Clr Michael Taylor  
 Clr Lawrence Walford  
 Clr Tanya Cameron  
 Clr Kelly Smith  
 Clr Robert Turnbull  
 Paul Mann (Acting General Manager)  
 Michael Urquhart (Chief Financial Officer)  
 Jessica McDonald (Director Environmental Services)  
 Raymond Graham (Acting Director Engineering/Technical Services)  
 Bronte Kerr (Minute Secretary)

**Public Presentations:**

- *David Checkley from the NSW Police provided Council with an update on policing matters in the Shire and current issues in Walgett in particular*
- *Jenni Brammall and David Lane - Provided Council with an update on the Australian Opal Centre project and particularly on efforts to secure funding for construction of the new AOC building.*
- *Loretta Robinson expressed community concerns on various issues in the town of Carinda*

**Leave of Absence – Nil****Declaration of Pecuniary/Non Pecuniary Interests**

<b>Staff/ Councillor</b>	<b>Item No.</b>	<b>Pecuniary/ Non-Pecuniary</b>	<b>Reason</b>
Clr Martinez	17.4.2 17.1.7	Pecuniary	Business related item
Clr Turnbull	17.4.2 17.1.7	Pecuniary	Family Relations
Clr Keir	11.3.1	Pecuniary	Business related item
Clr Murray	17.3.2 17.3.3	Pecuniary	Family Relations

**14/2018/1 Minutes of Ordinary Council Meeting – 28 August 2018****Resolved:**

That the minutes of the Ordinary Council meeting held 28 August 2018, having been circulated be confirmed as a true and accurate record of that meeting.

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

**14/2018/02 Election of Mayor and Deputy Mayor****Resolved:**

That Council adopt the ordinary ballot method for the election of the Mayor and Deputy Mayor.

**Moved:** Clr Martinez

**Seconded:** Clr Smith

**CARRIED**

**14/2018/03 Election of Mayor for Ensuring Two (2) Years****Resolved:**

That the report be received and noted and the election for the position of Mayor be held now.

**Moved:** Clr Martinez

**Seconded:** Clr Taylor

**CARRIED**

**Election of Mayor for Ensuring Two (2) Years:** *There being two nominations for the position of Mayor, those of Clr G Murray and Clr M Martinez, the Returning Officer then conducted an election for the position by ordinary ballot. Following the counting of votes the Returning Officer declared Manuel Martinez Mayor for the ensuring term.*

**14/2018/04 Election of Deputy Mayor for Ensuring Two (2) Years****Resolved:**

That the report be received and Council confirm position of Deputy Mayor now be held.

**Moved:** Clr Walford

**Seconded:** Clr Turnbull

**CARRIED**

**Election of Deputy Mayor for Ensuring Two (2) Years:** *There being two nominations for the position of Deputy Mayor, those of Clr J Keir and Clr I Woodcock, the Returning Officer then conducted an election for the position by ordinary ballot. Following the counting of votes the Returning Officer declared Ian Woodcock Deputy Mayor for the ensuring term.*

**14/2018/05 Destruction of Election Ballot Papers****Resolved:**

That any ballot papers used now be destroyed.

**Moved:** Clr Martinez

**Seconded:** Clr Walford

**CARRIED**

*The meeting adjourned for morning tea at 11:20am.*

*The meeting resumed at 11:35am with all those previously present again.*

*Clr Martinez then assumed the Chair for the remainder of the meeting.*

**14/2018/06 Mayoral Report****Resolved:**

That Council receive and note the Mayoral report and invite Dubbo Macquarie Home Stay to make a presentation to the next Council Meeting.

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

**14/2018/06 Move into Closed Session at 11:48am****Resolved:**

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 Keir  
**CARRIED**

**14/2018/06 Workplace Health and Safety – Cryon Incident****Resolved:**

That Council note the progress with the various investigations.

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

**14/2018/07 Council Office & Centrelink Agency in Lightning Ridge****Resolved:**

That;

- (a) Council agree to the establishment of a Walgett Shire Council Office in Lightning Ridge.
- (b) Council enter into a formal contract (to host a Centrelink Agency in Lightning Ridge) with the Department of Human Services, and the Chief Financial Officer be authorised to execute the document on Council's behalf.
- (c) Council enter into a lease agreement with the owner of Shop 4, 12 Opal Street Lightning Ridge, Lot 111, DP 778049 being Eighth Tee Pty Ltd ,for an initial 2 year period, and the General Manager and Mayor be authorised to execute the lease, and the Council Seal be affixed to the lease documents.

(d) That an updated budget and operational plan be prepared for the October Meeting.

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

*Clr Keir left the meeting room at 12:04pm*

#### **14/2018/08 RFT18/026 Reconstruction and Sealing of 20km of SR103 Bugilbone Road**

**Resolved:**

That Council accepts the tender for Reconstruction and Sealing of 20km of SR103 Bugilbone Road RFT18/026 from Batterline Earthmoving in the sum of \$933,604 including GST.

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

*Clr Murray and Clr Cameron requested for their names to recorded as voting against the motion*

*Clr Keir returned to the meeting room at 12:14pm*

#### **14/2018/09 Return to Open Session**

**Resolved:**

That Council return to open session.

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

#### **14/2018/10 Adoption of Closed Session Reports**

**Resolved:**

That Council adopt the recommendation of the Closed Committee Reports.

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

#### **14/2018/11 Council's Decision Action Report**

**Resolved:**

That the Resolution Register as at September 2018 be received and noted.

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

**14/2018/12 Circulars Received From the NSW Office of Local Government****Resolved:**

That the information contained in the following Departmental circulars published 22/08/2018, 05/09/2018, 05/09/2018, 06/09/2018 and 13/09/2018 from the Local Government Division Department of Premier and Cabinet be received and noted.

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

**14/2018/13 Monthly Calendar August - October 2018****Resolved:**

That Council receive and note the regular monthly calendar for the period September - November 2018.

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

**14/2018/14 New Model Code Conduct****Resolved:**

That Council note the report and, if thought appropriate, a short workshop be held in conjunction with a future Council Meeting to consider the code and its implications.

**Moved:** Clr Woodcock  
**Seconded:** Clr Cameron  
**CARRIED**

**14/2018/15 Far North West Joint Organisation****Resolved:**

- (1) That council note progress with joint organisation
- (2) That council confirm acceptance of the Joint Organisation Charter, Payment & Expense Policy and Code of Meeting Practice.
- (3) That in line with the planning process Council monitor and contribute to the finalisation of the strategic plan for the JO.

**Moved:** Clr Keir  
**Seconded:** Clr Cameron  
**CARRIED**

**14/2018/16 Glengarry Bore****Resolved:**

That Council note the report and consider the options at a workshop in conjunction with the workshop proposed for the Lightning Ridge Water Supply with a view to considering the development of a policy via a further report to Council.

**Moved: Clr Taylor**

**Seconded: Clr Keir**

**CARRIED**

*Clr Turnbull and Clr Martinez left the Meeting Room at 12:32pm*

**14/2018/17 Lightning Ridge Water Supply – Unmetered and External Connections****Resolved:**

That Council note the current investigations in relation to the Lightning ridge water supply and unmetered services and a workshop to discuss the issues involved be held in the near future.

**Moved: Clr Cameron**

**Seconded: Clr Keir**

**CARRIED**

*Clr Turnbull and Clr Martinez returned to the Meeting Room at 12:33pm*

**14/2018/18 Orana Regional Organisation of Councils****Resolved:**

1. That Council note the finalisation of the Orana Regional Organisation of Councils as of 7 September 2018 and that assets will be distributed to member Councils.
2. That Council continue to support the range of projects previously pursued by OROC and as a member of the Far North West Joint Organisation, encourage ongoing participation of both Joint Organisations in cooperative projects.

**Moved: Clr Smith**

**Seconded: Clr Cameron**

**CARRIED**

*The meeting noted verbal advice that Midwestern Council was now the driving force behind the Orana Water Utilities (formally LMWUA) and that some Councils had committed to membership.*

**14/2018/19 Walgett Weir Project****Resolved:**

- (1) That Council note the update on the Walgett Weir Project.
- (2) That subject to further discussions with Restart NSW and Office of Regional Infrastructure Coordinator, Council determine not to assume ownership of the fishway.
- (3) Issue a Press Release in relation to the Walgett Weir Project

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

**14/2018/20 Cumborah Bore**

*AGMs Note: The AGM noted the possible delays in securing the proposed site after discussions with Crown Land and ongoing efforts to find a freehold site.*

**Resolved:**

1. That Council note that, subject to gaining approval for the proposed site from NSW Aboriginal Local Lands Council or alternatively secure another site tenders be called for the establishment of the bore.
2. That the Council agree in principle to explore options for appropriate reticulation to serve the village and to make water available to farmers in the area when the bore is complete and tested including any cost sharing arrangements.

**Moved:** Clr Murray  
**Seconded:** Clr Turnbull  
**CARRIED**

**14/2018/21 Lightning Ridge Cooling Tower and Chlorination****Resolved:**

That Council confirm its preference to proceed with both the cooling tower and chlorination as planned and negotiate approvals with Department of Health and the Department of Industry.

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

**14/2018/22 Union Picnic Day****Resolved:**

That Council note Union Picnic Day will be held on Friday 16 November 2018 and Council confirm that all Council operations will be closed on Friday 16 November 2018.

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



**14/2018/23 Draft Drug and Alcohol policy****Resolved:**

1. That Council note that the WSC draft drug and alcohol policy has been made available for comment through the Consultative Committee, via the notice board and via the recent engineering staff training.
2. That, in line with the recommendation of the Consultative Committee and subject to any further comment prior to the meeting the draft policy be adopted to reflect :
  - For alcohol – a zero reading
  - That there is no conflict with the LG industry policy and procedure
3. Further, that the General Manager and Directors assess the various options for testing staff (external or internal testing) and implement the most appropriate regime.

**Moved: Clr Smith****Seconded: Clr Keir****CARRIED****14/2018/24 Cash and Investment Report as at 31st August 2018****Resolved:**

That the Investment report as at 31st August 2018 be received and noted.

**Moved: Clr Turnbull****Seconded: Clr Taylor****CARRIED****14/2018/25 Monthly Outstanding Rates Report****Resolved:**

The August 2018 outstanding rates report be received and noted.

**Moved: Clr Walford****Seconded: Clr Turnbull****CARRIED****14/2018/26 Fourth Quarter Operational Plan & Year End Delivery Program 17/18****Resolved:**

1. That the content of the report be noted.
2. Council accept the progress made on the 2017/2018 Operational Plan and Delivery Program as at 30<sup>th</sup> June 2018.

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

**14/2018/27 Community Assistance Scheme Donations – Round 1 2017/2018****Resolved:**

That the following applicants be granted financial assistance under Section 356 of the Local Government Act 1993 for the first round of 2018/2019;

Walgett Little Athletics	\$500.00
Burren Junction P&C	\$Nil
Collarenebri Jockey Club	\$Nil
Let's Dance Carinda	\$2200.00
Barwon Aboriginal Corporation	\$700.00
Lightning Ridge Community Radio	\$300.00
Lightning Ridge Golf Club	\$1,000.00
Walgett Pony Club	\$1,000.00
Rural Gymbaroo	\$Nil

**Moved: Clr Walford**

**Seconded: Clr Smith**

**CARRIED**

**14/2018/28 Rollover Road Budget Allocation for 15/16, 16/17 & 17/18****Resolved:**

That the Chief financial Officers Report be received and noted.

**Moved: Clr Walford**

**Seconded: Clr Turnbull**

**CARRIED**

**14/2018/29 Matters Generally for Brief Mention or Information Only – From CFO****Resolved:**

That the Matters Generally for Brief Mention or Information Only from the Chief Financial Officer be received and noted.

**Moved: Clr Turnbull**

**Seconded: Clr Walford**

**CARRIED**

*The meeting adjourned for lunch at 1:15pm. The meeting resumed at 1:50pm.*

**14/2018/30 Resolution to authorise transfer of road authority****Resolved:**

That Council resolves to authorise the transfer of authority to Walgett Shire Council of Kaolin Street.

**Moved: Clr Turnbull**

**Seconded: Clr Smith**

**CARRIED**

*Clr Murray left the Meeting Room at 2:07pm*

**14/2018/31 Resolution of Development Application 2018/019****Resolved:**

That Council resolves to approve Development Application 2018/017 for a change of use, associated alteration and installation of commercial kitchen on Lot 38 DP 613418.

**Moved:** Clr Keir  
**Seconded:** Clr Cameron

**CARRIED****PLANNING DIVISION**

<b>For</b>	<b>Against</b>	<b>Absent</b>
Clr Ian Woodcock	Nil	Clr Bill Murray
Clr Manuel Martinez		
Clr Jane Keir		
Clr Michael Taylor		
Clr Lawrence Walford		
Clr Kelly Smith		
Clr Robert Turnbull		
Clr Tanya Cameron		

**14/2018/32 Walgett CBD Upgrades – Proposed Façade Development****Resolved:**

That Council provide a contribution up to \$5000 towards the development of the façade at 'Stone's Throw' owned by Katie Murray, payable upon satisfactory completion of the works; Allow other premise owners within the Main Street to make their own application to Council for funding where the owner is the applicant and the applicant is able to demonstrate they meet the objectives of the Fox Street Beautification Project.

**Moved:** Clr Cameron  
**Seconded:** Clr Walford

**CARRIED**

*Clr Murray returned to the Meeting Room at 2:17pm*

**14/2018/33 Resolution of Development Application 2018/019****Resolved:**

That Council resolves to approve Development Application 2018/019 for a roof and verandah on Lot 44 DP 555138.

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

**CARRIED****PLANNING DIVISION**

<b>For</b>	<b>Against</b>	<b>Absent</b>
Clr Ian Woodcock	Nil	Nil
Clr Manuel Martinez		
Clr Bill Murray		
Clr Jane Keir		

Clr Michael Taylor  
 Clr Lawrence Walford  
 Clr Kelly Smith  
 Clr Robert Turnbull  
 Clr Tanya Cameron

#### 14/2018/33 Draft Walgett Waste Management Strategy

**Resolved:**

That Council endorse the Draft Waste Management Strategy and request IEC to prepare the document for Public Consultation.

**Moved: Clr Walford**  
**Seconded: Clr Turnbull**  
**CARRIED**

#### 14/2018/34 Landfill Management and Operations – Walgett and Lightning Ridge

**Resolved:**

That in light of concerns regarding the future of the waste management in the Shire and subject to the contractor agreeing, the current contract be extended and a future report be submitted to an early meeting to allow Council to determine the future management options for both landfills; Walgett and Lightning Ridge.

**Moved: Clr Woodcock**  
**Seconded: Clr Keir**  
**CARRIED**

#### 14/2018/35 Matters for Brief Mention or Information Only from Director of Environmental Services

**Resolved:**

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

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

#### 14/2018/36 Monthly RMCC works Report from Director Engineering / Technical Services

**Resolved:**

That Council receive and note the monthly RMCC works report for August 2018.

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

*Clr Turnbull and Clr Martinez left the Meeting Room at 2:33pm and Clr Woodcock chaired the meeting.*

**14/2018/37 Matters Generally For Brief Mention or Information Only – Engineering/ Technical Services**

**Resolved:**

That Council receives and note the Matters Generally for Brief Mention or Information Only presented by the Director Engineering/ Technical Services. The Acting General Manager noted arrangements for the operation of drought relief water supply.

**Moved: Clr Walford**

**Seconded: Clr Taylor**

**CARRIED**

*Clr Turnbull and Clr Martinez returned to the Meeting Room at 2:38pm. Clr Martinez resumed the position of chairing the meeting.*

**Questions for Next Meeting**

Clr Murray

*Q1: Tafe college fence has been damaged for 12 months, what's happening?*

Clr Cameron

*Q1: Chris Shaw is currently Acting Principle – can we have him present to Council in closed session at the next meeting?*

*Q2: Sign – Tourist information at Burren Junction, can it be fixed now and not in the next budget*

Clr Keir

*Q1: at the last meeting it was requested that we analyse the bore water at Walgett to see if it was ok to use on Parks and Gardens*

*Q2: What is the situation with the water Walgett town water, supply from the Namoi?*

*Q3: if there is no available water we should withhold laying lawn at the Walgett cemetery*

*Q4: Following on from the last meeting has there been any follow up on the levee bank, is it safe on the Eastern side?*

*Q5: Can we bring water over the weir from the Barwon?*

Clr Taylor

*Q1: Bridge approach coming to Carinda needs attention, very rough approach*

*Q2: Banners in streets of Lightning Ridge, can our workforce check these following the recent windy days*

*Q3: Dog catcher trips to Colly, Lightning Ridge and Grawin, can I have the trip numbers to Lightning Ridge?*

*Q4: How many apprentices does the Walgett shire offer and in what categories?*

Clr Walford

*Q1: Gan Bruce, concern over his pool having no safety fence, playground equipment behind his house.*

Clr Turnbull

*Q1: Can we review our water connection policy for people on the outskirts of town that need water due to dry condition*

*Q2: Can we get a report on how much it costs per km to tar roads after they are formed and gravelled?*

*Q3: Can Telstra come to the next meeting re phone service?*

**Close of Meeting**

The meeting closed at 3.30pm.

To be confirmed at the next meeting of Council.

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Mayor

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General Manager