



# **MINUTES FOR ORDINARY COUNCIL MEETING**

**25<sup>th</sup> October 2016**

**ADOPTED: 22<sup>nd</sup> October 2016**

George Cowan  
**ACTING GENERAL MANAGER**

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE WALGETT COUNCIL CHAMBERS ON TUESDAY 2016 AT 10:00 AM**

**PRESENT**

Clr Ian Woodcock (Mayor)  
 Clr M Martinez (Deputy Mayor)  
 Clr L Walford  
 Clr G Murray  
 Clr J Keir  
 Clr K Smith  
 Clr R Turnbull  
 Clr T Cameron  
 Clr M Taylor  
 George Cowan (Acting General Manager)  
 Prafulla KC (Acting Deputy Director Engineering/Technical Services)  
 Bronte Kerr (Minute Secretary)

**Public Forum Presentations**

*Dominic Warnock discussed the following;*

- *Access to and use of the Carinda Hall – complaint that Councils written approval is required*
- *Overgrown area at the rear of the Carinda School posing a fire risk*
- *Poor condition of gravel roads around Carinda*
- *Road flooded and closed but still being used by locals and trucks travelling through (Bells Bridge)*
- *Need to move the road closed signs to a location where vehicles can turn around*
- *advise the police of the illegal use of the road*
- *can the school bus be given permission to go through the flood water as the students are missing school*
- *open the road to bells bridge*
- *possible culverts for bells bridge for next year budget*
- *4km section to be gravelled on Billybingbone road (RR7516)*
- *Needs a new culvert in front of Pat Reagan house on Hare street Carinda*
- *Possible sealing of Wilkinson Street*
- *Primitive camping – is it approved and what is the requirements of the RV Friendly town classification*
- *Can Carinda obtain 4G telecommunications (has 3G at the moment)*
- *Far West Initiative – Council should oppose amalgamation*

**Declaration of Pecuniary/Non Pecuniary Interests**

Staff/Councillor	Item No.	Pecuniary/Non-Pecuniary	Reason
George Cowan	14.1.14	Pec	
Keir	15.4.3 17.2.2	Pec Non-Pec	Related field of work (grading)– family business Affiliate of the Sporting Club Trust
Murray	17.2.2	Non-Pec	Affiliate of the Sporting Club Trust
Martinez	14.5.1 14.5.2	Pec Pec	Related field of work/ business Related field of work/business
Turnbull	14.5.1 14.5.2	Pec Pec	Relationship to Clr Martinez Relationship to Clr Martinez

## Confirmation of Minutes

### **11/2016/1 Minutes of Ordinary Council Meeting – 27 September 2016**

**Resolved:**

That the minutes of the Ordinary Council meeting held 27 September 2016, having been circulated be confirmed as a true and accurate record of that meeting.

**Moved:**                    **Clr Smith**  
**Seconded:**            **Clr Martinez**

**CARRIED**

### **11/2016/2 Minutes of Extra-Ordinary Council Meeting – 13<sup>th</sup> October 2016**

**Resolved:**

That the minutes of the Extra-Ordinary Council meeting held 13<sup>th</sup> October 2016, having been circulated be received, noted and confirmed as a true and accurate record of that meeting

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

**CARRIED**

## Motions of Which Notice has been Given – Nil

## Reports of Committees/Delegates – Nil

### **11/2016/3 Minutes of the OROC Board Meeting held 30<sup>th</sup> September 2016**

**Resolved:**

That the minutes of the OROC Board Meeting held 30<sup>th</sup> September 2016, having been circulated be received and noted.

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

**CARRIED**

## Reports from Officers

*George Cowan left the Meeting Room at 11:30am*

**11/2016/4 Delegation of Authority by Council****Resolved:**

That Council confirm the appointment of Mr. Cowan as Acting General Manager and delegate all powers and duties necessary to carry out the functions of that 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 Smith  
**Seconded:** Clr Murray

**CARRIED**

*George Cowan returned to the Meeting Room at 11:32am*

**11/2016/5 Council's Decision Action Report – October 2016****Resolved:**

That the Resolution Register for October 2016 be received and noted.

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

**CARRIED****11/2016/6 Weekly's received from the Local Government NSW****Resolved:**

That the information contained in the weekly circulars numbers 37-40 from the Local Government NSW be received and noted.

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

**CARRIED****11/2016/7 Circulars Received from the NSW Office of Local Government****Resolved:**

That the information contained in the following Departmental circular 35-38 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:** Clr Walford  
**Seconded:** Clr Taylor

**CARRIED**

**11/2016/8 Monthly Calendar October – December 2016**

**Resolved:**

That Council receive and note the regular monthly calendar for the period September - November 2016.

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

**CARRIED**

**11/2016/9 Council's Decision Action Report – October 2016**

**Resolved:**

That the Resolution Register for October 2016 be received and noted.

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

**CARRIED**

**11/2016/10 Ambassadors – Australia Day 2017**

**Resolved:**

That Council participates in the Australia Day Program in 2017 hosting an Ambassador from the Australia Day Council.

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

**CARRIED**

**11/2016/11 2017 Australia Day Judging Panel**

**Resolved:**

That:

1.     The Mayor and the following Councillors be members of the 2017 Australia Day Awards Judging panel Clr Taylor and Clr Smith.
2.     The Mayor be the chairperson of the Judging panel.
3.     The Mayor and Councillors on the Panel be authorised to determine community members of the Panel and to invite community members to join the Panel.

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

**CARRIED**

**11/2016/12 Local Government Reform – The Far West Initiative**

**Resolved:**

1. Prepare and lodge a submission for Walgett Shire to stand alone but be a member of any joint organisation based around the existing Orana Regional organisation of Councils. The submission to stress Council's various strengths including:

- a. Potential for future growth in the agricultural sectors
- b. Regional centre of community predominately Dubbo
- c. Council's financial viability
- d. Council's ability to attract quality staff
- e. The community reference to stand alone
- f. Success in resource sharing

2. Submit a boundary proposal for a joint organisation as per (1) above which provides for Walgett Shire to be part of the Orana Joint Organisation. Orana Regional Organisation of Councils have indicated that they are currently making submissions to the proposals which strongly support the inclusion of Walgett Shire within that JO.

**Moved: Clr Cameron**

**Seconded: Clr Murray**

**CARRIED**

**11/2016/13 Matters Generally for Brief Mention or Information Only From the General Manager**

**Resolved:**

That the matters listed by the General Manager for brief mention or information be received and noted

**Moved: Clr Walford**

**Seconded: Clr Taylor**

**CARRIED**

*Clr Walford left the Meeting Room at 10:38am*

**11/2016/14 Cash and Investment Reports 30<sup>th</sup> September 2016**

**Resolved:**

That the Investment report as at 30<sup>th</sup> September 2016 be received and noted.

**Moved: Clr Keir**

**Seconded: Clr Murray**

**CARRIED**

**11/2016/15 Monthly Outstanding Rates Report – September 2016****Resolved:**

That Council receive and note the September 2016 outstanding rates report.

**Moved:** Cllr Smith  
**Seconded:** Cllr Turnbull

**CARRIED****11/2016/16 Rates & Charges Written Off During the Year 2015-2016****Resolved:**

That the Council write-offs \$193,926.65 as per Council's Abandonments Register as at 30<sup>th</sup> June 2016.

**Moved:** Cllr Turnbull  
**Seconded:** Cllr Cameron

**CARRIED**

*Cllr Walford returned to the Meeting Room at 10:45am*

**11/2016/17 IPART Review of the Local Government Rating System****Resolved:**

That Council endorse the draft submission as its formal submission to IPART.

**Moved:** Cllr Cameron  
**Seconded:** Cllr Murray

**CARRIED****11/2016/18 Collarenebri Cricket Pitch****Resolved:**

1. That Council receive and note the Collarenebri Cricket Pitch Report.
2. Council seek funding for the construction of new cricket pitch suitable for the football field in Collarenebri

**Moved:** Cllr Walford  
**Seconded:** Cllr Smith

**CARRIED**

**11/2016/19 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 for:

1. Installation of Air conditioning Administration Centre.
2. Spider Brown Oval Facilities
3. Lightning Ridge Bore Baths
4. Walgett Shire Council – Disability Inclusion Action Plan (DIAP)
5. Emergency Services Property Levy (ESPL)

**Moved: Clr Murray**

**Seconded: Clr Keir**

**CARRIED UNANIMOUSLY**

**11/2016/20 Walgett Shire Waste Management Strategy – Preliminary Audit**

**Recommendation:**

That Walgett Shire Council resolve to note the Audit of Waste Management Facilities undertaken by GHD dated 15 September 2016.

**Moved: Clr Walford**

**Seconded: Clr Smith**

**CARRIED**

**11/2016/21 Adoption of Draft Walgett Shire Development Control Plan 2016**

**Recommendation:**

1. Adopt the Walgett Shire Development Control Plan 2016.
2. Request that the General Manager:
  - (a) Give public notice of Walgett Shire Council's decision to adopt the Walgett Shire Development Control Plan 2016 via advertisements within the Walgett Spectator and Lightning Ridge News.
  - (b) Make the Walgett Shire Development Control Plan 2016 publicly available via Council's web site.

**Moved: Clr Murray**

**Seconded: Clr Keir**

**CARRIED**



### 11/2016/22 Council's Nominees for the Western Region Joint Regional Planning Panel

**Resolved:**

1. Note the letter received 15 August 2016 regarding Joint Regional Planning Panel appointments from Rob Stokes, NSW Minister for Planning.
2. Note the letter received from Marcus Ray regarding nomination of members to the Western Joint Regional Planning Panel.
3. Select new nominees for the Western Region Joint Regional Planning panel in line with published guidelines.

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

**CARRIED**

### 11/2016/23 Walgett Shire Local Heritage Fund Grants

**Resolved:**

Disperse \$18,000 from the Walgett Shire Council Local Heritage Fund 2016-2017 in the following manner:

1. \$2,000 to Ivana Prasad to undertake conservation works on the Astronomers' Monument, Lightning Ridge.
2. \$4,000 to Glen Whitely to secure the site and building of the Old Bakery at Collarenebri.
3. \$4,000 to BEST Employment to repair the entrance roof & ceilings in the Old Post Office, Walgett.
4. \$2,000 to Anglican Parish of Coonamble to repair the roof & repaint interior of the St John the Evangelist Church at Carinda (Stage 2).
5. \$3,000 to Anglican Parish of Walgett to install air-conditioning & upgrade the switchboard of St Peters Anglican Church, Walgett.
6. \$3,000 to Anglican Parish of Lightning Ridge to repair fascias and install guttering at St Peters in the Pines Church at Cumborah upon completion of proposed works and receipt of paid invoices for same.

**Moved:**        **Clr Martinez**  
**Seconded:**   **Clr Turnbull**

**CARRIED**

**11/2016/23 Matters Generally for Brief Mention or Information only from Director of Environmental Services**

**Resolved:**

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

**Moved:**        **Clr Taylor**  
**Seconded:**   **Clr Walford**

**CARRIED**

*Clr Martinez and Clr Turnbull left the Meeting Room at 12:15pm*

**11/2016/24 Monthly Progress report from Acting Director Engineering Technical Services**

**Resolved:**

That Council receive and note the Engineering Services monthly works progress report for September 2016.

**Moved:**        **Clr Smith**  
**Seconded:**   **Clr Taylor**

**CARRIED**

*Clr Martinez and Clr Turnbull returned to the Meeting Room at 12:16pm*

**11/2016/25 Monthly RMCC works Report from Acting Director Engineering/Technical Services – September 2016**

**Resolved:**

That Council receive and note the monthly RMCC works report for September 2016.

**Moved:**        **Clr Smith**  
**Seconded:**   **Clr Cameron**

**CARRIED**

*Clr Keir left the Meeting Room at 12:19pm*

**11/2016/26 Monthly Maintenance Grading Report from Director Technical/Engineering Services**

**Resolved:**

That Council receive and note the monthly maintenance grading works report for September 2016.

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

**CARRIED**

*Clr Keir returned to the Meeting Room at 12:25pm*

**11/2016/27 Restart NSW Funding for Cumborah Water Supply Scheme**

**Resolved:**

1. Council accept the Restart NSW funding offer for the Cumborah Water Supply.
2. Council execute the Restart NSW funding deed and affix the Common Seal of Council.

**Moved:** Clr Taylor  
**Seconded:** Clr Martinez

**CARRIED**

**11/2016/28 Matters Generally For Brief Mention or Information Only – Engineering/Technical Services**

**Recommendation:**

That the matters listed for brief mention or information is received, noted and endorsed in regards to Pandora Street Extension, Grawin Bore and Tanks and the Walgett Levee stage 5.

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

**CARRIED**

**QUESTIONS FOR THE MEETING**

*Clr Smith – Nil*  
*Clr Murray – Nil*  
*Clr Keir – Nil*  
*Clr Cameron – Nil*  
*Clr Walford- Nil*  
*Clr Martinez – Nil*  
*Clr Woodcock – Nil*

**Clr Taylor**

**Q1.** Can Councillors be involved in the appointment of senior staff?

**Response:** The General Manager advised as per the legislation the General Manager needs to consult with Councillors when appointment senior staff members.

**Q2.** Can council repair the problems causing the overflow of water into the car park of the Lightning Ridge bore baths?

**Response:** The Chief Financial Officer advised that the site has been inspected and a plan of attack is being established to address the drainage and structural issues of the building.

**Q3.** What is the update on the street sweeper?

**Response:** The Acting Director Engineering/Technical Services advised that the plant committee will be meeting shortly the street sweeper will be discussed.

**Q4.** Can Council install a power point at the BBQ area in Lions Park in Lightning Ridge?

**Response:** The Chief Financial Officer to investigate and action accordingly.

**Q5:** Can Council remove the tape on the side of the bore baths building?

**Response:** The Acting Director Engineering/Technical Services to investigate and take action accordingly.

**Clr Turnbull**

**Q1.** RR426 (Shermans Way and Ridge Road) SR55, SR51, SR102 roads have been graded but are unsatisfactory. Need to be regraded and formed up.

**Response:** The Acting Director Engineering/Technical Services to investigate and report accordingly.

**Q2.** Can a couple of bins be put at the vacant block, corner of Onyx Street, Morilla Street and Three Mile Road?

**Response:** The Acting Director Engineering/Technical Services to investigate and report accordingly.

**11/2016/29 Move into Closed Session at 12:45pm**

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

**CARRIED**

**11/2016/30 Lightning Ridge Visitor Information Centre Toilet Facility**

**Resolved:**

That Council transfer \$97,000 from the "Economic Development" reserve to the "LRVIC Toilet Block" reserve to fund the construction of the Lightning Ridge Toilet block.

**Moved: Clr Martinez**  
**Seconded: Clr Walford**

**CARRIED**

**11/2016/31 Shop awning Notice of Intention & Order 9 Wilson St, Collarenebri**

**Resolved:**

1. Demolish the awning as a matter of priority. Council should engage a suitably qualified person to demolish the awning and a structural engineer for specification on the façade remediation works at 9 Wilson Street and follow the appropriate legal process of charging the works to the land.
2. Fine the property owner for not complying with an Order 27 from the Local Government Act being failure to remove an object or matter from a public place or prevent any object or matter being deposited there.
3. That Council give the owners the option to remediate the awning where works are to occur quickly. Where the owners fail to remediate the awning within a suitable timeframe, Council is to carry out remediation works to the awning and charge the costs back to the owner.

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

**CARRIED**

*Clr Keir and Clr Murray left to the Meeting Room at 1:22 pm*

**11/2016/32 Essential Service Upgrades at Walgett Sporting Club**

**Recommendation:**

That Council receive and note the Essential Service upgrades at the Walgett Sporting Club report.

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

**CARRIED**

*Clr Keir and Clr Murray returned to the Meeting Room at 1:30pm*

**11/2016/33 Return to Open Session at 1:36pm**

**Resolved:**

That Council return to open session.

**Moved: Clr Martinez**  
**Seconded: Clr Turnbull**

**CARRIED**

## 11/2016/34 Adoption of Closed Session Reports

### Resolved:

That Council adopt the recommendations of the Closed Committee Reports.

- Lightning Ridge Visitor Information Centre Toilet Facility
- Shop awning Notice of Intention & Order 9 Wilson St, Collarenebri
- Essential Service Upgrades at Walgett Sporting Club

**Moved:** Cllr Keir

**Seconded:** Cllr Taylor

**CARRIED**

### Close of Meeting

The meeting closed at 1:37pm

To be confirmed at the meeting of Council to be held on 22 November 2016.

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Mayor

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General Manager