



WALGETT SHIRE COUNCIL

MINUTES

15 April 2008

RAY KENT
General Manager

SHIRE OF WALGETT - MINUTES

<p style="text-align: center;">MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD IN THE COLLARENEBRI BOWLING CLUB ON TUESDAY, 15 APRIL 2008 COMMENCING AT 10.03 am</p>
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PRESENT

Mr Vic Smith	Administrator
Mr Ray Kent	General Manager
Mr Matthew Goodwin	Director, Planning and Regulatory Services
Mrs Carole Medcalf	Director, Corporate and Community Services
Mr Ian Taylor	Acting Director, Infrastructure and Engineering Services
Miss Jodie Gates	Minute Secretary

Administrator Vic Smith welcomed those attending the meeting and invited any member of the community to address matters listed within the Council Agenda.

OPEN FORUM PRESENTATIONS

Mr Robert Greenaway

Item 4 – Council Meeting Dates 2008/2009

Mr Greenaway expressed concern as to why Council was setting the dates for Council meetings past September 2008. This is when the newly elected Council should be in place, and it should be up to them to set the dates from September onwards.

Item 6 – Donation Request

Mr Greenaway advised Council that over the last four years, Council has contributed \$500,000 towards the Opal and Fossil Centre project and that the project is supposedly too cost between 7-9 million dollars in total.

Mr Greenaway expressed concern that Council was again donating to this project and that by this stage they should be able to afford their own development application fees. Mr Greenaway also expressed concern that Council is not in the habit of donating to any other projects.

Item 10 – Aboriginal Development and Reconciliation Plan

Mr Greenaway advised that Council has gone to a lot of trouble preparing this document, however, he feels that the newly elected Council will probably throw out half of what is proposed in the document.

He also expressed concern that Council was not focussing on Law and Order, as there was no mention of this in the document. He also asked whether Council consulted with the police when preparing the document and whether it related to the Police generally.

Ms Laura Simpson

Item 15 – Application to purchase crown land

Ms Simpson inquired how the public can go about purchasing crown land in respect of setting up a caravan park in Collarneberi.

70/08	Confirmation of Minutes – 18 March 2008
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RESOLUTION:

It was resolved on the Motion of the Administrator that the Minutes of the Council Meeting held on 18 March 2008 be confirmed.

CARRIED

71/08	Acceptance on Reserve Trust Minutes
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RESOLUTION:

It was resolved on the motion of the Administrator that:

1. Council endorse the resolutions of the Reserve Trust meetings held 15th April 2008.
2. Council takes action to implement the resolutions of the Reserve Trusts.

CARRIED

72/08	Proposal for naming of Walgett Number 2 Oval
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RESOLUTION:

It was resolved on the motion of the Administrator that Council:

1. Support the proposal to name the Number 2 Oval in Walgett the "Alan (Algie) Friend Rugby Oval"
2. Advise the Club of its decision and request advice from the Club as to what is proposed in terms of signage

CARRIED

SHIRE OF WALGETT - MINUTES

73/08	Australia Day Awards
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RESOLUTION:

It was resolved on the motion of the Administrator that

1. Walgett Shire Council's Australia Day Awards comprise:
 - a) Citizen of the Year - adjudged from among all nominees
 - b) Senior Citizen of the Year - nominee aged 60 years and over on Australia Day
 - c) Young Citizen of the Year - nominee aged 16 years to 25 years on Australia day
 - d) Young Sportsperson - nominee aged under 18 years on Australia Day
 - e) Sportsperson - aged 18 years and over on Australia Day
 - f) Sports Team of the Year
 - g) Consistent Community Service Award for an Individual
 - h) Community Event of the Year

2. Citizen of the Year be the first Award to be determined by the Judging Panel with all nominees ie including nominees for Young and Senior Citizen, being eligible for the Award

3. The Judging Panel for the Awards comprise at least one member of Council and at least five community members

CARRIED

74/08	Council Meeting Dates 2008 – 2009
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RESOLUTION:

It was resolved on the motion of the Administrator that Council's scheduled meeting dates be set as listed below for the period July 2008 until June 2009.

Month	Day	Date	Location
July 2008	Tuesday	15th	Walgett
August 2008	Tuesday	19th	Walgett
September 2008	Tuesday	16th	Walgett
October 2008	Tuesday	21st	Carinda
November 2008	Tuesday	18th	Burren Junction
December 2008	Tuesday	16th	Walgett
January 2009	No Meeting		
February 2009	Tuesday	17th	
March 2009	Tuesday	17th	
April 2009	Tuesday	21st	
May 2009	Tuesday	19th	
June 2009	Tuesday	16th	

CARRIED

75/08 Aboriginal Engagement Project

RESOLUTION:

It was resolved on the motion of the Administrator that:

1. The proposal for a political engagement program for the aboriginal community of Walgett Shire, as outlined in the attached document, be endorsed.
2. The 2007/08 Budget be amended to provide \$5,500 for the project and provision be made in the 2008/09 Budget for \$19,000, being the balance of project cost

CARRIED

76/08 Donation Request

RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to make a donation to the Lightning Ridge Opal and Fossil Centre under Section 356 of the Local Government Act 1993 for the Development Application fees for the Australian Opal Centre, which is equivalent to an amount of \$21,825.

CARRIED

77/08 Report on Management Plan 2007/2008 – 2011/2012

RESOLUTION:

It was resolved on the motion of the Administrator that the Report on the Management Plan 2007/2008 – 2011/2012 for the period January 2008 – March 2008 be received.

CARRIED

78/08 Rates report as at 31 March 2008

RESOLUTION:

It was resolved on the motion of the Administrator that the rates report as at 31 March 2008 be received.

CARRIED

79/08 Investment Report as at 31 March 2008

RESOLUTION:

It was resolved on the motion of the Administrator that the Investment Report as at 31 March 2008 be received

CARRIED

80/08	Aboriginal Community Development and Reconciliation Plan
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RESOLUTION:

It was resolved on the motion of the Administrator that

1. Council adopt the Aboriginal Community Development and Reconciliation Plan 2007 - 2010.
2. Council review the Community Development and Reconciliation Plan 2007 - 2010 in July 2009.

CARRIED

81/08	Quarterly Management Review to 31 March 2008
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RESOLUTION:

It was resolved on the motion of the Administrator that this report be presented to Extraordinary meeting of Council to be held on the 6th May 2008.

CARRIED

82/08	Proposal Concerning Crown Land
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RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to write to the Department of Lands and state that:

1. Council does not oppose the proposal, subject to the lodgement and approval of an application to modify development consent 2005028.
2. In the above context Council requires scaled site plan which accurately defines the location of the range and proposed club house.

CARRIED

83/08	Development and Complying Development Certificate Applications
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RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to note the Development and Complying Development Certificate applications dealt with under delegated authority by the Manager Planning and Regulation and General Manager during March 2008.

CARRIED

SHIRE OF WALGETT - MINUTES

84/08	Draft Walgett Local Environment Plan
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RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to:

1. Adopt and endorse the Walgett Shire Growth Management Study and Strategy document dated April 2008, which includes amendments prepared by Ian Sinclair of Edge Land Planning to address the issues raised by the Department of Planning in the document titled "Comments on Walgett Growth Management Study dated Feb 08".
2. Endorse the submission of the amended Walgett Shire Council Growth Management Study and Strategy document to the Director General of the Department of Planning for formal endorsement by that Department.
3. Publish the amended Walgett Shire Council Growth Management Study and Strategy document on Walgett Shire Council's internet web site.
4. Endorse the submission of a preliminary draft Walgett Local Environmental Plan and maps to the Dubbo regional office of the Department on 28 March 2008 by the Director Planning and Regulatory Services.
5. Authorise the General Manager to continue with the preparation of the draft Walgett Local Environmental Plan in consultation with the Administrator, and in accordance with:
 - a. The Standard Instrument (Local Environmental Plans) Order 2006; and
 - b. The recommendations contained in the Walgett Shire Growth Management Study and Strategy document.
6. Authorise the General Manager to seek a certificate from the Department of Planning under Section 65 of the Environmental Planning and Assessment Act 1979 to permit the public exhibition of the draft Walgett Local Environmental Plan

85/08	Application to purchase Crown Land
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RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to write to the Department of Lands and state that it:

1. Supports the application by the Lightning Ridge Bowling Club to purchase Lot 1 DP 1121552 at Lightning Ridge.
2. Notes the purchase will allow the club to formalise its occupation of the land and resolve a number of outstanding matters associated with development consent 2006037 issued by Walgett Shire Council on 15 January 2007, including:
 - a. Consolidation of the land on which the Bowling Club building is located into a single lot.
 - b. Establishment of an easement over Council's effluent main which passes through the land occupied by the Bowling Club.

CARRIED

86/08	Barwon Inn Rest Area
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RESOLUTION:

It was resolved on the motion of the Administrator that Council notes the assignment of 'Barwon Inn Rest Area' as a geographical name for a reserve on 7 March 2008 under the provisions of the Geographical Names Act 1966.

CARRIED

87/08	SES Depot Carinda
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RESOLUTION:

It was resolved on the motion of the Administrator that Council classify the land Part Lot 1 Section 3 DP 758227, upon which the State Emergency Service facility in Carinda is located, as 'operational land' in accordance with Section 31 of the Local Government Act 1993.

CARRIED

88/08	Acquisition of Lands – Burren Junction Bore Baths
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RESOLUTION:

It was resolved on the motion of the Administrator that:

1. Council proceed to acquire the following land parcels in the Parish of Burren East, County Jamison, by compulsory acquisition under the Land Acquisition (Just Terms Compensation) Act 1991:
 - Lot 49 DP 40744
 - Part of Lot 1 DP 181329 (Western Portion)
 - Burren No 2 Bore Site
2. Authority be granted for an application to be made for the approval of the Minister for Local Government pursuant to the Section 187 (2) of the Local Government Act.
3. Authority be granted for an application to be made for the approval of the Governor to be obtained under Section 19 of the Land Acquisition (Just Terms Compensation) Act 1991 to the gazettal of an acquisition notice.
4. The land be acquired for Burren Junction Hot Water Bore Bath Recreational purposes.
5. The Council confirm that all minerals are to be excluded from the compulsory acquisition.
6. The land when acquired be classified as operational land.
7. The acquisition of the land be actioned by an approved Council legal representative or solicitor.
8. The funds for the purchase be provided for in the 2008/2009 budget.

CARRIED

SHIRE OF WALGETT - MINUTES

89/08	Precinct Committee Minutes – Collarenebri
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RESOLUTION:

It was resolved on the motion of the Administrator that Council note and receive the Collarenebri Precinct Committee meeting minutes held on 4 March 2008.

CARRIED

90/08	Consultative Committee Minutes – 5 March 2008
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RESOLUTION:

It was resolved on the motion of the Administrator that Council note and receive the Walgett Shire Council Consultative Committee meeting minutes held on 6 March 2008.

CARRIED

The following resolutions were brought forward from the Closed Council Meeting:-

91/08	Land Acquisition
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RESOLUTION

It was resolved on the motion of the Administrator that:

1. Council accept the sale price offered by Walgett Truck and Tractor Pty Ltd of \$1,000.00 being for 963.4m² of Lot 11 DP 718739 as shown on the following diagram on the condition he will pay the surveying and legal fees and for the pipes as specified by Council.
2. Council solicitor be engaged to complete the sale of land to Walgett Truck and Tractor Pty Ltd including lodgement of plans and completion of a contract of sale for part Lot 11 DP 718739.
3. All costs associated with the sale of the said land be invoiced to Walgett Truck and Tractor Pty Ltd.

CARRIED

92/08	Walgett Shire Council Records System
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RESOLUTION:

It was resolved on the motion of the Administrator that Walgett Shire Council allocate an amount of \$78,000 to be expended by 30 June 2009 on continuing the purchase and implementation of an electronic records system that meets State Records requirements and the needs of the Council and that the General Manager in consultation with the Director Corporate and Community Services, be authorised to accept a quotation.

CARRIED

93/08	713 Auction Date Change
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RESOLUTION:

It was resolved on the motion of the Administrator that

1. The date for the 713 Auction be changed to Friday 13th June 2008 at 10.00am in the Council Chambers.
2. The Auction be re-advertised in both the Government Gazette and local newspapers with the amended date.

CARRIED

94/08	Tender E08001 – Replacement of Pain Creek Bridge
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Recommendations:

That Council award Contract E08001 Replacement of Pain Creek Bridge to Earthtec Pty Ltd for the lump sum price of \$250,865.00 plus GST subject to the successful negotiation of a pre-agreed variation to stage the project.

CARRIED

The meeting closed at 10.28am

To be confirmed by Council at its extraordinary meeting to be held on Tuesday, 6 May 2008.

Administrator

General Manager