



# **MINUTES FOR ORDINARY COUNCIL MEETING**

**25<sup>th</sup> June, 2013**

**NOTICE IS HEREBY GIVEN** pursuant to clause 7 of Council's Code of Meeting Practice that the Ordinary Council Meeting of Walgett Shire Council was held in the **Walgett Council Chambers, 2013** commencing at 10:18 am to discuss the items listed in the Agenda.

Don Ramsland  
**GENERAL MANAGER**

# WALGETT SHIRE COUNCIL MINUTES

## CONFLICT OF INTERESTS

**What is a "Conflict of Interests"** – A conflict of interests can be two types:

**Pecuniary** – an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

**Non-Pecuniary** – a private or personal interest that a Council official has that does not amount to a pecuniary interest as defined in the Local government Act (eg. A friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature.)

### **Remoteness**

A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to a matter or if the interest is of a kind specified in Section 448 of the Local Government Act.

**Who has a Pecuniary Interest?** – A person has a pecuniary interest in a matter if the pecuniary interest is the interest of:

- The person, or
- Another person with whom the person is associated (see below)

### **Relatives, Partners**

A person is taken to have a pecuniary interest in a matter if:

- The person's spouse or de facto partner or a relative of the person has a pecuniary interest in the matter, or
- The person, or a nominee, partners or employer of the person, is a member of a company or other body that has a pecuniary interest in the matter

N.B. "Relative", in relation to a person means any of the following:

- (a) The parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descends or adopted child of the person or of the person's spouse.
- (b) The spouse or de facto partners of the person or of a person referred to in paragraph (a)

### **No Interest in the Matter**

However, a person is not taken to have a pecuniary interest in a matter:

- If the person is unaware of the relevant pecuniary interest of the spouse, de facto partner, relative or company of other body, or
- Just because the person is a member of, or is employed by, the Council
- Just because the person is a member of, or a delegate of the Council to, a company or other body that has a pecuniary interest in the matter provided that the person has no beneficial interest in any shares of the company or body.

### **Disclosure and participation in meetings**

- A Councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The Councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
  - (a) At any time during which the matter is being considered or discussed by the Council or Committee, or
  - (b) At any time during which the Council or Committee is voting on any question in relation to the matter.

**No Knowledge** – A person does not breach this Clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

### **Participation in Meetings despite Pecuniary Interest (S452 Act)**

A Councillor is not prevented from taking part in the consideration or discussion of, or from voting on, any of the matters/questions detailed in Section 452 of the Local Government Act.

**Non-Pecuniary Interest** – Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-Pecuniary conflicts of interest must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, Councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (eg. Participate in discussion but not in decision making or vice versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in S451 of the Local Government Act apply (particularly if you have a significant non-pecuniary interest)

### **Disclosure to be Recorded (S453 Act)**

A disclosure (and the reason/s for the disclosure) made at a meeting of the Council or Council Committee or Sub-Committee must be recorded in the minutes of the meeting.

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**MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD AT WALGETT COUNCIL CHAMBERS ON TUESDAY 25<sup>TH</sup> JUNE, 2013 AT 10:18 AM**

**PRESENT**

Clr B Murray (Mayor)  
Clr D Cooper  
Clr R Greenaway  
Clr J Keir  
Clr D Lane  
Clr M Martinez  
Clr L Walford  
Clr I Woodcock  
Don Ramsland (General Manager)  
Stephen Holland (Director Corporate Services)  
Matthew Goodwin (Director Planning & Regulatory Services)  
Raju Ranjit (Director Engineering Services)  
Prafulla Bahadur K.C (Acting Director Urban & Infrastructure Services)  
Yasmin Jones (Minute Secretary)

**Welcome to Visitors**

The Mayor welcomed all visitors to the meeting and acknowledged the traditional owners of the land.

**6/2013/1 APOLOGIES – 28<sup>TH</sup> May 2013**

**Resolved:**

That apologies received from Clr Taylor be accepted and leave of absence granted.

**Moved: Clr Walford**

**Seconded: Clr Cooper**

**CARRIED**

**Declaration of Pecuniary/Non Pecuniary Interests**

Clr Martinez declared a Pecuniary Interest in item 30 - Monthly Flood works report from Director Engineering Services and item 39 RFQ 12021– Provision of Tenders for Hired Plant and Minor Works on a Casual Basis as his family is currently operating contract plant.

Clr Keir declared a Pecuniary Interest in item 30 - Monthly Flood works report from Director Engineering Services and item 39 RFQ 12021 – Provision of Tenders for Hired Plant and Minor Works on a Casual Basis as her family is currently operating contract plant. Clr Keir also declared a Non Pecuniary Interest in item 18 Community Halls as she is a trustee of the Come-By-Chance Hall.

Clr Greenaway declared a Pecuniary Interest item 39 RFQ 12021 – Provision of Tenders for Hired Plant and Minor Works on a Casual Basis as his family is currently operating contract plant.

WALGETT SHIRE COUNCIL MINUTES

**Confirmation of Minutes**

**6/2013/2 Minutes of Council meeting –28<sup>th</sup> May 2013**

**Resolved:**

That the minutes of the Council meeting held 28 May 2013, have been circulated be confirmed as a true and accurate record of that meeting.

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

**CARRIED**

**6/2013/3 Walgett Shire Council Consultative Committee Minutes - 9 May 2013**

**Resolved:**

That the minutes of the Walgett Shire Council Consultative Committee Meeting held on 9 May 2013 be received and noted.

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

**CARRIED**

**6/2013/4 Walgett Shire Council Consultative Committee Minutes - 13 June 2013**

**Resolved:**

That the minutes of the Walgett Shire Council Consultative Committee Meeting held on 13 June 2013 be received and noted.

**Moved:** Clr Woodcock  
**Seconded:** Clr Cooper

**CARRIED**

**6/2013/5 Walgett Shire Council Health & Safety Committee Minutes - 23 May 2013**

**Resolved:**

That the minutes of the Walgett Shire Council Health & Safety Committee Minutes 23 May 2013 be received and noted.

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

**CARRIED**

**Mayoral Minutes**

**6/2013/6 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 Greenaway  
**Seconded:** Clr Lane

**CARRIED**

**Matters Arising**

Nil

**Motions of which Notice has been given**

Nil

**Councillors Questions From Last Meeting**

**Clr Woodcock**

**Question 1**

Can the water supply at Carinda be investigated as there are reports there is no water pressure?

**Response:**

The Acting Director Urban Infrastructure Services advised investigation were carried out on the 16/05/2013 and any issues were rectified.

**Question 2**

Can an investigation of Collarenebri water supply be conducted as there are reports of leaking pipes and a report be bought back to Council on the findings.

**Response:**

The Acting Director Urban Infrastructure Service advised investigations were undertaken, all leaking pipes and the raw water main have been fixed. A report will be submitted to the July meeting.

**Question 3**

What is the progress on the amalgamation of the Engineering Department?

**Response:**

The General Manager advised this will be readdressed once the Independent Local Government Review Panel release their final decision.

**Question 4**

What is the current progress of repairs to the Collarenebri Agency?

**Response:**

The General Manager advised revised scope of works is being drafted.

**Clr Keir**

**Question 1**

Will the Walgett Markets be held in July?

**Response:**

The General Manager advised that the Walgett Market will be held Saturday, 13<sup>th</sup> July 2013.

**Question 2**

Has Council investigated R & M Pearson's letter regarding access to the Walgett Weir?

**Response:**

The Director Engineering Services advised a site meeting will be held and further investigations undertaken.

**Question 3**

Can we provide a letter of support for the grant application by Dharriwaa Elders Group for the NSW Environment Trust, Protecting Our Places Program?

**Response:**

The General Manager advised a letter of support has been provided for the grant application.

**Clr Martinez**

**Question 1**

When will the resurfacing of the tar in George Street Collarenebri be undertaken?

**Response:**

The Director Engineering Services advise large pot holes on George Street have been filled with black Jack and resealing has been scheduled within the 2013/14 Budget.

**Question 2**

Complaints have been received regarding the Leash Free Area in Lightning Ridge, can further investigation be undertaken to find a suitable area?

**Response:**

The Director Planning and Regulatory Services advise he is awaiting a response from Crown Lands Dubbo regarding the Lions Park proposal. The Regulatory Officer will be undertaking weekend patrols to ensure all pets are restrained at the markets.

**Reports of Officers**

**6/2013/7 Council Decisions Action Report – May 2013**

**Resolved:**

That the Resolution Register for May 2013 be received and noted.

**Moved: Clr Cooper**

**Seconded: Clr Lane**

**CARRIED**

**6/2013/8 Circulars Received from the Local Government NSW**

**Resolved:**

That the information contained in the weekly circulars numbers 21 -23 from the Local Government NSW be received and noted.

**Moved: Clr Walford**

**Seconded: Clr Martinez**

**CARRIED**

**6/2013/9 Circulars Received from the Division of Local Government – June 2013**

**Resolved:**

That the information contained in the following Departmental circulars 13-24 to 13-26 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved: Clr Greenaway**

**Seconded: Clr Keir**

**CARRIED**

**6/2013/10 Monthly Calendar – June to August 2013**

**Resolved:**

That Council receive and note the regular monthly calendar for the period June 2013 to August 2013.

**Moved: Clr Lane**

**Seconded: Clr Walford**

**CARRIED**

**6/2013/11 Local Government NSW Annual Conference– Annual Conference**

**Resolved:**

That attendance of the Mayor and General Manager at the Local Government NSW Annual Conference be confirmed and expenses be paid and Councillors submit any issues they would like to be submitted for consideration for the business session of the conference.

**Moved:** Clr Lane  
**Seconded:** Clr Cooper

**CARRIED**

**6/2013/12 RDAF Round 5 – Expression of Interest – MainStreet Makeovers**

**Resolved:**

That the action being taken by the General Manager in preparing and submitting an application for Round 5 RDAF grant – “MainStreet Makeovers” be endorsed.

**Moved:** Clr Lane  
**Seconded:** Clr Keir

**CARRIED**

*Prafulla Bahadur K.C left the meeting at 11:10am*

*Prafulla Bahadur K.C returned to the meeting at 11:13am*

**6/2013/13 ILGR Panel Discussion Documents - Consideration of Council's Position**

**Resolved:**

That

1. Council endorse the Walgett Submission in response to the Independent Local Government Review Panel's discussion papers and supporting documentation.
2. Reserve the right to make further submissions to the Panel in respect of any further information/discussion papers released subsequently by the Panel.
3. Make a formal approach to Bourke and Brewarrina Shires to establish a joint Section 355 Committee, comprised of three elected representatives of each Council, to investigate and implement a higher level of strategic and functional resource sharing by the three Councils.

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

**CARRIED**



**6/2013/14 Matter For Brief Mention or Information Only- General Manager**

**Resolved:**

That the General Manager's Report on matters for brief mention or information only be received and noted:

- 1) Mark Coulton MP- Speech to Parliament on the Constitution Alteration (Local Government) 2013 Bill
- 2) Constitutional Referendum to recognise Local Government
- 3) Industrial Land Subdivision-Walgett
- 4) Progress with regards revised PCYC concept

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

**CARRIED**

*Clr Martinez left the meeting at 11:35am  
Clr Martinez returned to the meeting at 11:37am*

**6/2013/15 Adoption of Policy & Procedures – Donations to Churches and Other Not For Profit Organisations-Sec 356 of the LGA**

**Resolved:**

That Council adopt the Policy - Donations to Churches and Other Not for Profit Organisations-Sec 356 of the LGA.

**Moved:** Clr Lane  
**Seconded:** Clr Cooper

**CARRIED**

*Clr Cooper left the meeting at 11:43am  
Clr Cooper returned to the meeting at 11:45am*

**6/2013/16 Financial Hardship- Rate Relief Policy**

**Resolved:**

That in accordance of Sections 361,362 and 363 of the Local Government Act 1993 as amended Council adopt the Financial Hardship- Rate Relief Policy.

**Moved:** Clr Greenaway  
**Seconded:** Clr Lane

**CARRIED**

**6/2013/17 Cash On Hand and Investment Report as at 31 May 2013**

**Resolved:**

1. That the cash on hand and investment report as at 31 May 2013 be received an explanation of payments to the value of \$6,325,194.28.

**Moved: Clr Cooper**  
**Seconded: Clr Lane**

**CARRIED**

*Clr Keir declared a non-pecuniary interest in the following item*  
*General Manager left the meeting at 11:47am*  
*General Manager returned to the meeting at 11:50am*  
*Matthew Goodwin left the meeting at 11:52am*  
*Matthew Goodwin returned to the meeting at 11:54 am*

**6/2013/18 Community Halls**

**Resolved:**

1. That the Council agree in principle to assuming responsibility for the Come By Chance hall and that a further report is presented in relation to the lease conditions and the establishment of a SEC 355 committee for the ongoing administration of the hall.

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

**CARRIED**

**6/2013/19 Manager Community Development Report**

**Resolved:**

That Council agree to be a partner in the Collarenebri aboriginal cemetery toilet block project and that \$5,000 be restricted from budget ledger 11.03561.1479 and \$5,000 be restricted from budget ledger 11.03561.1480 and carried forward to the 2013 / 2014 to fund councils contribution to the project.

**Moved: Clr Woodcock**  
**Seconded: Clr Martinez**

**CARRIED**

**6/2013/20 Locations of Outdoor Gym Equipment – Healthy Communities Initiative**

**Resolved:**

That Council endorse the change to the Implementation Plan and the proposed location of the outdoor gym equipment in Walgett, Lightning Ridge and Collarenebri.

**Moved: Clr Cooper**  
**Seconded: Clr Keir**

**CARRIED**

**6/2013/21 Donation Request**

**Resolved:**

That Council approve the request to donate the licences fees payable by the RFDS amounting to \$300 and that this be funded from the sec 356 donations vote.

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

**CARRIED**

**6/2013/22 Matters for Brief Mention of Information- Director Corporate Services**

**Resolved:**

That the report be received and noted.

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

**CARRIED**

**6/2013/23 Revised draft Walgett Shire Council Local Approvals Policy**

**Resolved:**

1. Note the draft revised Walgett Shire Council Local Approvals Policy.
2. Place the draft Walgett Shire Council Local Approvals Policy on public exhibition for a minimum of six weeks and invite written submissions from the public on the draft policy.
3. Advertise the public exhibition of the draft Walgett Shire Council Local Approvals Policy via:
  - (a) Council's newspaper column in the Lightning Ridge News and the Walgett Spectator.
  - (b) Council's web site.
  - (c) Letters to precinct committees and community working parties.

**Moved: Clr Lane**  
**Seconded: Clr Walford**

**CARRIED**

## WALGETT SHIRE COUNCIL MINUTES

*Clr Walford left the meeting at 12:13pm*

*Clr Walford returned to the Council Meeting at 12:16pm*

### 6/2013/24 Walgett Shire Council Enforcement Policy

**Resolved:**

**That Walgett Shire Council resolve to:**

1. Note and adopt the revised Walgett Shire Council Enforcement Policy.
2. Advertise the availability of the Walgett Shire Council Enforcement Policy via:
  - (a) Council's newspaper column in the Lightning Ridge News and the Walgett Spectator.
  - (b) Council's web site.
  - (c) Letters to precinct committees and community working parties.

**Moved: Clr Martinez**

**Seconded: Clr Cooper**

**CARRIED**

### 6/2013/25 Heritage activities and reporting 2012-2013

**Resolved:**

**That Walgett Shire Council resolve to:**

1. Note the report on the activities of Walgett Shire Council's Heritage Advisor, Ray Christison, during 2012-2013.
2. Endorse and adopt the following documents, as prepared by Walgett Shire Council's Heritage Advisor, Ray Christison:
  - (a) Claim form for reimbursement of funds expedited from local heritage fund 2012-2013.
  - (b) Walgett Shire Heritage Strategy Annual report 2012-2013.
  - (c) Walgett Shire Council Heritage Strategic Plan 2013-2016.
3. Endorse submission of the documents to the NSW Office of Environment and Heritage.

**Moved: Clr Cooper**

**Seconded: Clr Lane**

**CARRIED**

*Stephen Holland left the meeting at 12:18pm*

*Stephen Holland returned to the meeting at 12:21pm*

**6/2013/26 Development and Complying Development Certificate Applications**

**Resolved:**

It is recommended that Walgett Shire Council resolve to:

1. Note the report on Development and Complying Development Certificate applications dealt with by Council staff under delegated authority during April and May 2013.

**Moved: Clr Cooper**  
**Seconded: Clr Walford**

**CARRIED**

*Clr Lane left the meeting at 12:30pm*  
*Clr Lane returned to the meeting at 12:32pm*  
*Raju Ranjit left the meeting at 12:32pm*  
*Raju Ranjit returned to the meeting 12:34pm*

**6/2013/27 Partial Road Closure, Fred Reece Way, Lightning Ridge**

**Resolved:**

It is recommended that Walgett Shire Council resolve to:

1. Note the letter dated 14 May 2013 from Crown Lands seeking Council's position on the granting of a temporary Crown Licence over Mineral Claim 10721 and the possible partial closure of SR84 Fred Reece Way and SR98 Lorne Road at Lightning Ridge.
2. Respond to NSW Crown Lands and state Walgett Shire Council has no objection to:
  - (a) The granting of a temporary Crown Licence over Mineral Claim 10721.
  - (b) The partial closure of SR84 Fred Reece Way and SR98 Lorne Road, Lightning Ridge as proposed in the above letter.

**Moved: Clr Lane**  
**Seconded: Clr Walford**

**CARRIED**

**6/2013/28 Matters Generally for Brief Mention or Information only from Director of Planning & Regulatory Services**

**Resolved:**

That Walgett Shire Council resolve to:

1. Receive and note the report by the Director of Planning & Regulatory Services on matters for brief mention, or information only, regarding:
  - Development consent compliance review.
  - Planning board meeting, Dubbo
  - Planning white paper information session, Dubbo.
  - Local government planning directors group, Sydney.
  - Planning white paper submissions
  - Pound dog rehoming.
  - Food premises inspections

**Moved: Clr Keir**  
**Seconded: Clr Cooper**

**CARRIED**

*Prafulla Bahadur K.C left the meeting at 12:45pm.*  
*Prafulla Bahadur K.C returned to the meeting at 12:50pm*

**6/2013/29 Monthly RMCC works Report from Director Engineering Services –June 2013**

**Resolved:**

That Council receive and note the monthly RMCC works report for June 2013.

**Moved: Clr Cooper**  
**Seconded: Clr Greenaway**

**CARRIED**

*Clr Keir declared a pecuniary interest in the following item and left the meeting at 12:46pm*  
*Clr Martinez declared a pecuniary interest in the following item and left the meeting at 12:46pm*

**6/2013/30 Monthly flood works Report from Director Engineering Services**

**Resolved:**

1. That Council receive and note the monthly flood restoration works report for June 2013

**Moved: Clr Walford**  
**Seconded: Clr Lane**

**CARRIED**

*Clr Keir and Martinez returned to the meeting at 12:48pm*

**Questions for the next Meeting**

**Clr Woodcock**

**Question 1**

Can a report be bought to the next Council meeting advising the total cost of new bore and pumping equipment and the quality / quantity of the water supply. Also can a statement of the Lightning Ridge water fund be provided at the next Council meeting.

**Response:**

The Director of Corporate and Urban Infrastructure Services to advise.

**Question 2**

The building on the reserve behind Pandora Street in Lightning Ridge is currently being used as a shooting gallery, can Western Lands be contacted to confirm ownership of the land.

**Response:**

The Director Planning and Regulatory Services to investigate.

**Question 3**

The Lightning Ridge Depot recently sent four whipper snippers to Walgett Depot to be repaired and received only one whipper snipper in return being advised the original four whipper snippers had been disposed. Also recently when bolts, nuts and washers were to be collected from stores Lightning Ridge staff were advised the order had not been placed. Can the reason for this be investigated?

**Response:**

The Director Urban Infrastructure Services to investigate.

**Clr Keir**

**Question 1**

The Carinda Precinct Committee has advised there is a safety problem in the Children's Playground Equipment in the Park, Can this be investigated?

**Response:**

The Director Urban Infrastructure Services to investigate.

**Question 2**

What is the progress of R & M Pearsons letter regarding access to the Walgett Weir.

**Response:**

The Director Engineering Services to investigate.

**Question 3**

What is the progress of purchasing IPADs for Councillors.

**Response:**

The Director Corporate Services to advise.

**Question 4**

Can the North West Weight of Loads be contacted to remove the Colless Transport email address from the email mailout?

**Response:**

The General Manager to investigate.

**Question 5**

Can the legality into a chain wire fence being erected within the Urban area be investigated.

**Response:**

The Director Planning and Regulatory Services to investigate.

**Clr Greenaway**

**Question 1**

How many IPADs will be ordered for Councillors and Directors?

**Response:**

The Director Corporate Services to advise.

**Clr Cooper**

**Question 1**

Can the northern gateway to Walgett from Namoi Bridge to the saleyard turnoff be mowed and cleaned on a more regular basis?

**Response:**

The Director Urban Infrastructure Services to investigate.

**Question 2**

The vacant land on the corner of Peel and Warrena Streets, Walgett has a fence which has fallen down and is a danger to the public, can this be investigated.

**Response:**

The Director Engineering Services to investigate.

**Clr Lane**

**Question 1**

The Council draft budget was not available at either Lightning Ridge library, Lightning Ridge Neighbourhood Centre or on the website. Does this affect the public exhibition period?

**Response:**

The General Manager to investigate and advise.

**Question 2**

Can Council please have a report detailing income and expenditure on balance of the Lightning Ridge Water Fund for the last five years.

**Response:**

The Director of Corporate Services to investigate.

*The meeting adjourned for lunch at 1:10pm*

*The meeting resumed at 1:37 pm with all those previously present being again present with the exception of Clr Cooper*



**6/2013/31 Move into Closed Session At 1:38 PM**

**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:

- (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 Woodcock**  
**Seconded: Clr Greenaway**

**CARRIED**

**6/2013/32 Walgett and District Sporting Club Ltd. – Appointment of Administrators**

**Resolved:**

That the action taken by Council's representatives in securing an agreement with the Walgett and District Sporting Club Ltd.'s Administrators for the immediate and ongoing community access to the Club's sporting facilities be endorsed and a watching brief be maintained over efforts to have the Club resume trading as soon as possible

Further that the Mayor and General Manager be authorised to hold further negotiations with the Administrators should such a course of action become necessary.

**Moved: Clr Greenaway**  
**Seconded: Clr Walford**

**CARRIED**

*Clr Martinez declared a pecuniary interest in the following matter and left the meeting at 1:48pm*

**6/2013/33 Matters Generally for Brief Mention or Information Only – Confidential – June 2013**

**Resolved:**

1. That the matters listed by the General Manager for brief mention or information be received and noted:
  - 1) Lightning Ridge Bore Bath Incident

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

**CARRIED**

*Clr Martinez returned to the meeting at 2:00pm*

**6/2013/34 IMF (Australia) Ltd on behalf of Council - claim against Lehman Brothers (Asia) Ltd**

**Resolved:**

1. That Council note the report and endorse the action of the General Manager in regard to acceptance of the settlement scheme proposed to creditors.

**Moved: Clr Woodcock**

**Seconded: Clr Keir**

**CARRIED**

**6/2013/35 Western Lands Lease Proposal**

**Resolved:**

That Walgett Shire Council resolve to:

1. Note the letter dated 3 April 2013 from NSW Primary Industries seeking Council's comments on an application by Ron Canlin and Trevor Hudson for a Western Lands Lease over the Chambers of the Black Hand tourist mine site on the 3 Mile Opal field Lightning Ridge.

2. Write to the Department of Primary Industries and state:

(a) Walgett Shire Council has no objection to granting of a Western Lands Lease for a tourist mine of up to 0.63 hectares over the Chambers of the Black Hand tourist mine.

(b) That if the proponents of the development want to significantly expand or alter their operations, in a manner that is inconsistent with development consent DA2007/032, then an additional development consent may be required from Walgett Shire Council to enable those changes.

**Moved: Clr Woodcock**

**Seconded: Clr Martinez**

**CARRIED**

**6/2013/36 Non-Urban Water Connections, Lightning Ridge**

**Resolved:**

It is recommended that Walgett Shire Council resolve to:

- 1) Connect a Master Meter at the edge of town on all private lines to confirm consumption, with a back flow prevention unit, with a letter of advice to all individuals with legal connections.
- 2) Seek legal advice on the situation.
- 3) A further report be bought back to Council once legal opinion is available.

**Moved: Clr Greenaway**

**Seconded: Clr Lane**

**CARRIED**

## WALGETT SHIRE COUNCIL MINUTES

Clr Keir left the meeting at 2:24pm

Clr Keir returned to the meeting at 2:35pm

### 6/2013/37 Supply & Delivery of Bulk Water Treatment Chemicals from Director Engineering Services June 2013

#### Resolved:

1. That Orica be awarded the tender for Chlorine and Hypochlorite period 1 July 2013 – 30 June 2015;
2. That Redox be awarded the tender for bottle rental and Hydrochloric Acid period 1 July 2013 – 30 June 2015;
3. That provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to June 2016; and
4. That Council authorise the General Manager and Mayor to execute any necessary contract documentation.

**Moved:** Clr Woodcock

**Seconded:** Clr Lane

**CARRIED**

### 6/2013/38 Contract for the Supply & Delivery of Bulk Fuel – Regional Procurement Tender T 251213 OROC

#### Resolved:

- 1) That Council approach Woodhams to confirm why they did not submit a tender.
- 2) Once investigation are undertaken, that Inland Petroleum be awarded the tender of Bulk Diesel to Council for the period 1 July 2013 – 30 June 2015;
- 2) That provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to June 2013; and
- 3) That Council authorise the General Manager and Mayor to execute any necessary contract documentation.
- 4) Investigate the price of ULP through local outlets for Council fuel cards.

**Moved:** Clr Lane

**Seconded:** Clr Keir

**CARRIED**

### 6/2013/39 RFQ12021- Provision of Tenders for Hired Plant and Minor Works on a Casual basis

#### Resolved:

That this item be deferred to Extra-Ordinary Council Meeting to be held Friday 28 June , 2013 due to a lack of quorum and extend existing contracts until 31<sup>st</sup> July

**Moved:** Clr Greenaway

**Seconded:** Clr Lane

**CARRIED**

**6/2013/40 Return to Open Session at 3:15**

**Resolved:**

That Council return to open session.

**Moved: Clr Walford**

**Seconded: Clr Keir**

**CARRIED**

**6/2013/41 Adoption of Closed Session Reports**

**Resolved:**

That Council adopt the following recommendation of the Closed Committee:

- 1) Walgett and District Sporting Club Ltd- Appointment of Administrators
- 2) Matter Generally for Brief Mention or Information Only- Lightning Ridge Bore Bath Incident
- 3) IMF (Australia) Ltd on behalf of Council- Claim against Lehman Brothers (Asia) Ltd
- 4) Western Lands Lease Proposal
- 5) Non-Urban Water Connections, Lightning Ridge
- 6) Supply & Delivery of Bulk Water Treatment Chemicals from Director Engineering Services
- 7) Supply & Delivery of Bulk Fuel – Regional Procurement Tender T251213 OROC
- 8) RFQ12021- Provision of Tenders Hired Plant and Minor Works on a casual basis

**Moved: Clr Lane**

**Seconded: Clr Walford**

**CARRIED**

**Close of Meeting**

The meeting closed at 3:17pm

To be confirmed at the meeting of Council to be held on 23<sup>rd</sup> July 2013.

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Mayor

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General Manager