



MINUTES FOR ORDINARY COUNCIL MEETING

30 October 2018

Paul Mann
ACTING GENERAL MANAGER

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT
THE WALGETT SHIRE COUNCIL ON TUESDAY 30 OCTOBER 2018 AT 10:02AM**

PRESENT

Clr Manuel Martinez (Mayor)
 Clr Ian Woodcock (Deputy Mayor)
 Clr Jane Keir
 Clr Bill Murray
 Clr Michael Taylor
 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)

Leave of Absence**16/2018/1 Leave of Absence****Resolved:**

That the leave of absence received from Clr Walford is accepted and leave of absence granted.

Moved: Clr Turnbull
Seconded: Clr Cameron
CARRIED

Public Presentations:

- *Rod Crowfoot – Managing Director of the Macquarie Home Stay provided Council with background information regarding the purpose and aim of the organisation along with the future plans of the centre.*
- *Pauline Kearl addressed Council of behalf of Tony Cummings, the owner of Glengarry Hilton and Sheepyard Pubs regarding declaring a small section of Glengarry as a village.*
- *Col Hundy addressed Council regarding the above topic also and discussed the potential benefits of declaring a small section of Glengarry as a village including monetary benefits to Walgett Shire Council through the collection of rates and the increase in Tourism which would flow on and benefit surrounding townships. (Refer to report 15.1.6 of the agenda).*

Declaration of Pecuniary/Non Pecuniary Interests

| Staff/ Councillor | Item No. | Pecuniary/ Non-Pecuniary | Reason |
|------------------------------|------------------|-------------------------------------|-----------------------|
| Clr Martinez | 15.4.5 (Part 4) | Pecuniary | Business related item |
| Clr Turnbull | 15.4.5 (Part 4) | Pecuniary | Family Relations |
| Clr Murray | 15.4.1 15.4.2 | Pecuniary | Property owner |

16/2018/2 Minutes of Ordinary Council Meeting – 25 September 2018**Resolved:**

That the minutes of the Ordinary Council meeting held 25 September 2018, having been circulated be confirmed as a true and accurate record of that meeting.

Moved: Clr Keir
Seconded: Clr Cameron
CARRIED

16/2018/3 Minutes of Ordinary Council Meeting – 30 October 2018**Resolved:**

That the minutes of the Extra Ordinary Council meeting held 16 October 2018 having been circulated be confirmed as a true and accurate record of that meeting.

Moved: Clr Turnbull
Seconded: Clr Woodcock
CARRIED

16/2018/4 Mayoral Report**Resolved:**

That Council receive and note the Mayoral report and in particular

- Visit of Deputy Premier and announcement of funding for fishway
- Attendance at LG NSW Annual conference
- Joint Organisation issues
- Interviews for Director Engineering/Technical Services.

Moved: Clr Keir
Seconded: Clr Cameron
CARRIED

16/2018/5 Move into Closed Session at 11:00am**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 Keir
Seconded: Clr Cameron
CARRIED

Council staff left the meeting room at 11:00am.

16/2018/6 Senior Staff - Contracts**Resolved:**

1. That subject to discussion with the appointed General Manager, the Acting General Manager be authorised to negotiate an extension of the Senior Staff Contract due to terminate in January 2019.

Moved: Clr Smith
Seconded: Clr Murray
CARRIED

2. That, subject to discussions at the meeting and suitable arrangements being made with the new General Manager and consultation with the Mayor, the Acting General Manager take steps to appoint a Director Engineering / Technical Services under a senior staff contract.

Moved: Clr Cameron
Seconded: Clr Murray
CARRIED

Council staff returned to the meeting room at 11:15am.

16/2018/7 Cumborah Bore – Update**Resolved:**

1. That Council delegate authority to the General Manager to purchase Lot 20 DP 822007 in line with the report to enable the development of the Cumborah Bore project.
2. That Council resolve to classify Lot 20 DP 822007 as operational land.

Moved: Clr Turnbull
Seconded: Clr Murray
CARRIED

The Acting General Manager advised Council that Safework NSW would be visiting Walgett on 19 November to investigate the Workplace Health and Safety matter at Cryon (21 June 2018).

16/2018/8 Return to Open Session**Resolved:**

That Council return to open session.

Moved: Clr Cameron
Seconded: Clr Smith
CARRIED

16/2018/9 Adoption of Closed Session Reports**Resolved:**

That Council adopt the recommendation of the Closed Committee Reports.

Moved: Clr Keir
Seconded: Clr Taylor
CARRIED

16/2018/10 Local Area Traffic Committee Minutes – 4th October 2018**Resolved:**

That the minutes of the LATC meeting held on 4th October 2018 having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

Moved: Clr Smith
Seconded: Clr Turnbull
CARRIED

At this stage the meeting considered report 15.2.3 Annual Financial Statements 2017/2018.

16/2018/11 Annual Financial Statements 2017/2018**Resolved:**

1. The Draft Annual Financial Reports for 2017/2018 be referred to Council's Auditor.
2. The Mayor, another Councillor, the General Manager and Chief Financial Officer be authorised to sign the necessary Financial Statements.
3. On receipt of the Audit Report, a copy be forwarded to the Office of Local Government and any other relevant statutory body.
4. Council delegate to the General Manager the authority to set the date at which the Auditor's report and the Financial Statements be presented to the public, additionally be reviewed/adopted by Council formally as required, subject to Section 418 of the Local Government Act 1993 and its requirements.

Moved: Clr Smith
Seconded: Clr Taylor
CARRIED

16/2018/12 Council's Decision Action Report**Resolved:**

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

Moved: Clr Turnbull
Seconded: Clr Cameron
CARRIED

16/2018/13 Circulars Received From the NSW Office of Local Government**Resolved:**

That the information contained in the following Departmental circulars published 26/9/18, 27/9/18, 03/10/18, 08/10/18 and 11/10/2018 from the Local Government Division Department of Premier and Cabinet be received and noted.

Moved: Clr Keir
Seconded: Clr Turnbull
CARRIED

16/2018/14 Important Dates for Councillors - Upcoming Meetings and Events**Resolved:**

That Council receive and note the list of upcoming meetings and events.

Moved: Clr Turnbull
Seconded: Clr Smith
CARRIED

16/2018/15 Australian Opal Centre (AOC) Funding Request**Resolved:**

1. That Council confirm its commitment of \$50,000 per year for three years in line with the MoU between the AOC and Walgett Shire Council (Council Resolution of 25 August 2015).
2. That Council note the report and reference to requirements of the Local Government Act 1993.
3. That subject to further advice in relation to the Joint Organisation Tourism and Cultural Fund allocation (\$5m) Council contribute to the AOC Stage 1 project the \$1.5m available to Walgett Shire Council subject to the AOC receiving a firm commitment from other funding sources for the balance of the project funds.
4. That Council confirm its intention to make available a further \$350,000 from its Economic Development budget as the project progresses (3 -4 years) again subject to the AOC receiving a firm commitment from other funding sources for the balance of the project funds. (provision of these additional funds would be in accordance with the Local Government Act 1993 as detailed in the report).
5. That Council initiate discussions with the AOC to explore options for a formal partnership between the AOC and Walgett Shire Council. Further, that as current applications for funding progress, the AOC be requested to keep Council informed.
6. That Council acknowledge there would be a need to allocate funds to improve current and/or provide additional tourism infrastructure across the shire to take advantage of increased tourism as the AOC project comes on line.

Moved: Clr Cameron
Seconded: Clr Taylor
CARRIED

16/2018/16 Extension Drought Communities Programme – Proposed Projects**Resolved:**

That Council consider and, if appropriate, endorse projects to be applied for under the Extension of the Drought Communities Programme or seek nomination of projects from the community for consideration at the November meeting.

Council endorse the following projects (in no particular order):

- Fencing of the Burren Junction landfill - \$80,000
- Extension of the Town Beautification Projects: Walgett - Wee Waa Street and Lightning Ridge – Opal Street - \$350,000 for each project
- Replacement of the boat ramp at Collarenebri - \$150,000
- Drainage improvements at Rowena - \$60,000

Moved: Clr Smith

Seconded: Clr Woodcock

CARRIED

16/2018/17 Glengarry Sheeppark Opal Fields – Letters from Col Hundy**Resolved:**

1. That Council note this report and presentations made on this matter in the Public Forum
2. That a further report be presented to Council exploring all aspects of the requests and research required.
3. That Council make representation to the Member for Barwon to have Department of industry – Mining re-establish the requirement that all mining leases be renewed in person at Lightning Ridge ie: remove the option to renew on line
4. That Council investigate the possibility of acting as agent for DoI mining in the collection of annual fees.

Moved: Clr Turnbull

Seconded: Clr Smith

CARRIED

16/2018/18 Closedown of Administration over Festive Season 2018/2019**Resolved:**

1. That Council operations close for a period of 2 weeks from Monday 24th December 2018 to Friday 4th January 2019 inclusive and the General Manager and Directors make satisfactory arrangements for the maintenance of essential services and provision of emergency call out services.
2. The closedown period be effectively notified to residents along with details of essential service and emergency call out arrangements.
3. Note the shutdown period for all Outdoor Staff commences on Friday 21st December to Friday 4th January 2019.

Moved: Clr Keir

Seconded: Clr Taylor

CARRIED

16/2018/19 Matters Generally for Brief Mention or Information Only – From General Manager

Resolved:

That the Matters Generally for Brief Mention or Information Only from the General Manager regarding the following topics: Orana Water Utilities, Walgett and Lightning Ridge Landfill and Stronger Country Communities Fund – Round 2 – Successful applications.

The Acting general Manager advised Council that the Contractor had agreed to extend the contract to 30 June 2019.

Moved: Clr Cameron

Seconded: Clr Keir

CARRIED

16/2018/20 Cash and Investment Report as at 30 September 2018

Resolved:

That the Investment report as at 30 September 2018 be received and noted.

Moved: Clr Taylor

Seconded: Clr Smith

CARRIED

16/2018/21 Monthly Outstanding Rates Report

Resolved:

The September 2018 outstanding rates report be received and noted.

Moved: Clr Smith

Seconded: Clr Taylor

CARRIED

16/2018/22 Pecuniary Interest Returns

Resolved:

That the Chief financial Officers report be received and noted.

Moved: Clr Turnbull

Seconded: Clr Keir

CARRIED

16/2018/23 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 in the following areas; Property Matters, Finance & Administration and Community Services be received and noted.

Moved: Clr Smith
Seconded: Clr Keir
CARRIED

The meeting adjourned for lunch at 12.30pm

The meeting resumed at 1.02pm with all those previously present again.

16/2018/24 Local Heritage Fund 2018/2019 - Applications

Resolved:

That Walgett Shire Council resolve to:

1. Allocate funding to the amount of \$3,500 to Brian & Kate Gibbons for 'Moongulla' Outbuildings, Collarenebri upon successful completion of the approved works.
 2. Allocate funding to the amount of \$5,500 to Neil Fletcher for the Tattersalls Hotel, Collarenebri upon successful completion of the approved works.
 3. Allocate funding to the amount of \$6,500 to Jill Friend for The Pink House, Walgett, upon successful completion of the approved works.
- From the 2018/2019 Local Heritage Fund.

Moved: Clr Murray
Seconded: Clr Keir
CARRIED

Clr Taylor requested his vote against be noted.

Proposed Chiller - Walgett

Council was advised that, as the proposed development is permissible within the zone in accordance with Walgett's Local Environmental Plan 2013 (LEP) and, unless there are significant issues which cannot be resolved as part of the development or the developer cannot or is not willing to comply, the development must be approved in accordance with the LEP and the Environmental Planning & Assessment Act 2018.

Cr Keir noted her objection to the development.

Clr Murray left the meeting room at 1.29pm

16/2018/25 Transfer of road ownership Woodlands Road

Resolved:

That Council advise the Department of Industry – Lands & Water that it has no objection to Woodlands Road being transferred to Walgett Shire Council ownership as a public road.

Moved: Clr Keir
Seconded: Clr Taylor
CARRIED

16/2018/26 Formalisation of Road Reserve – Woodlands Road**Resolved:**

That Council commence the proposal to acquire, through agreement, the section of Woodlands Road that runs through Lot 50 DP 752271.

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

Clr Murray returned to the meeting room at 1.32pm.

16/2018/27 Announcement Heavy Vehicle Safety & Productivity Program**Resolved:**

1. That Council receives and That Council note the successful funding through the HVSP program for Gundabloui Road and Come by Chance Road.
2. That Council prepare Tenders for the delivery of the Gundabloui Road project.

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

16/2018/28 Successful Grant application – Collarenebri Pre-treatment and Sludge Handling Scoping Study**Resolved:**

1. That Council note the funding approval for the Collarenebri Pre-treatment and sludge handling scoping study.
2. Allocate \$25,000 from the Collarenebri Water fund budget to match the funding received under the Safe and Secure Water Program

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

Clr Martinez and Clr Turnbull declared a pecuniary interest in item 4 (Fox Street footpath works) of the Council Report (15.4.5) and left the meeting room at 1.47pm and Clr Woodcock chaired the meeting.

16/2018/29 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 Acting Director Engineering/ Technical Services.

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

Clr Martinez returned to the meeting room at 1.48pm and resumed the position of chairing the meeting.

*Clr Turnbull returned to the meeting room at 1:52pm.
The DES left the meeting at 1.53pm and did not return*

Questions for Next Meeting

Clr Taylor

Q1: Can Council investigate the footpath parking for Lightning Ridge buses for the school – needs attention?

Q2: Can Council line mark the streets of Lightning Ridge?

Q3: Can Council seal Sunflash Street in Lightning Ridge as it's the main gateway to the Castle?

Q4: Can Council form an RV Friendly area opposite the Stanley feature.

Q5: Can Council investigate the water connection to Sonya's Bed and Breakfast?

Clr Smith

Q1: Can Council clean out of the smaller drainage pipes in Collarenebri?

Clr Woodcock

Q1: Can Council install new water mains for Lightning Ridge

Q2: Can Council conduct a study of the water that goes outside of the town of Lightning Ridge?

Clr Cameron

Q1: Can Council invite Chris Shaw the Acting Principle of Walgett Community College to address Council at its next meeting in November 2018 regarding the progress at the School. Preferably and if appropriate in closed session of Council.

Clr Keir

Advised Council of the formation of the Walgett / Namoi Water Users Group and requested a representative from Council attend its inaugural meeting.

Close of Meeting

*The meeting closed at 2.33pm.
To be confirmed at the next meeting of Council.*

Mayor

General Manager