



PARKES SHIRE COUNCIL

MINUTES

TUESDAY 15 MARCH 2005

An Ordinary Meeting of Parkes Shire Council was held at the Peak Hill Services Club Auditorium commencing at 1:30 pm for the purpose of considering the items included on the Agenda.

GENERAL MANAGER: Alan McCormack

Ordinary Meeting Minutes

Minutes of the Ordinary Meeting held at the Peak Hill Services Club Auditorium on 15 March 2005 at 1.30pm.

PRESENT

Councillor R I Wilson, (in the Chair)
Councillor G Pratt
Councillor J H Magill
Councillor B J Laing
Councillor W Scott

Councillor K J Keith
Councillor Y Hutton
Councillor B Newton

IN ATTENDANCE

General Manager - A McCormack
Director Corporate Service - B Matthews
Director Planning & Environment - S Campbell
Director Operations - S Barry
Director Infrastructure - K Boyd
Administration Manager - L Finn
Economic Development Manager – M Greenwood
Tourism Manager - Monique Kronk
Minutes Secretary - T Prior

MEETING COMMENCEMENT

The Meeting commenced at 1.30 pm.

1 PRAYER

The Mayor asked the General Manager to open proceedings with a prayer.

2 APOLOGIES

05 - 207 Resolution

That Councillor Patrick Byrne be granted leave of absence (REASON: Absent from Parkes).

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

05 - 208 Resolution

That Councillor Ken McGrath be granted leave of absence (REASON: Personal reasons).

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

05 - 209 Resolution

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on 1 March 2005, copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor John Magill, seconded Councillor Wayne Scott.

CARRIED

4 DECLARATIONS OF INTEREST

Councillor Yvonne Hutton declared an interest in Item 12.3 (REASON: Executive member of organisation mentioned in report).

Councillor Ken Keith declared an interest in Item 12.4 (REASON: Related to an individual training at the pool).

To facilitate the public, Council varied its Agenda and held the Closed Session of Council before any other business.

The meeting of the Ordinary Council meeting was closed to the public at 1.31 pm. The Mayor asked the Meeting whether it agreed that the items listed by the General Manager appeared to be items which should be discussed in closed session for the reasons given.

The General Manager advised that there were no written representations from the public on the proposed closure of the Council Meeting.

05 - 210 Resolution

That the meeting be closed for consideration of the listed items as they involve: information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, personnel matters concerning particular individuals (other than Councillors) and commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

Moved Councillor Bev Laing, seconded Councillor George Pratt.

CARRIED

16 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

16.1 Parkes Airport Update

Prepared By: General Manager

Recommendation

1. That the information be noted and the Mayor and General Manager continue to work with Mr Smith.

05 - 211 Resolution

That the Mayor, Councillor K Keith, Councillor J Magill and the General Manager meet with the proponent to discuss the position

Moved Councillor Yvonne Hutton, seconded Councillor George Pratt.

CARRIED

16.2 South Parkes Industrial Estate - Purchase of Lot 11 Langlands Street, Parkes

Prepared By: Director of Corporate Service

Recommendation

1. That Lot 11 Langlands Street, Parkes within Council's industrial subdivision be made available to the applicant under Council's normal lease/purchase agreements at a purchase price of \$50,850.00 including GST and that the necessary documentation be completed under the seal of Council. Resolution

05 - 212 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Barbara Newton.

CARRIED

16.3 Excess Water Account

Prepared By: Director of Corporate Service

Recommendation

1. That in view of the circumstances surrounding the excessive water consumption incurred by the resident involving an undetected leak under their workshop building that a step 1 water allowance equivalent to 183 kilolitres be granted for the consumption period from 9 November 2004 to May 2005.

05 - 213 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

16.4 DA04118: Subdivision at Lot 180 DP 750135 'Lumeah' Bindogundra Parish, Parkes Shire

Prepared By: Steven Campbell

Recommendation

1. For Council's Endorsement.

05 - 214 Resolution

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Bev Laing.

CARRIED

16.5 The NetWaste Central Regional Waste Collection Contract

Prepared By: Director Planning & Environment

Recommendation

1. That JR Richards & Sons be awarded the contract to perform waste management and recycling services for a ten year period, commencing on the 03 of October 2005, for the following Councils:

- Cabonne;
- Orange City;
- Parkes Shire;
- Forbes Shire; and

For a period of approximately seven years and ten months, for Blayney Shire Council, commencing on the 01 January 2008.

2. Council's General Manager be authorised to sign the attached Memorandum of Agreement between the Councils participating in this service.

3. Council endorse a letter of appreciation being sent to the Department of Environment and Conservation, thanking them for their financial support in the tendering process for this Contract.

05 - 215 Resolution

That the recommendations be adopted.

Moved Councillor John Magill, seconded Councillor Bev Laing.

CARRIED

The meeting of the Ordinary Council meeting was then opened to the public at 2.07 pm.

05 - 216 Resolution

That the meeting be opened to the public for the Ordinary Meeting of Council.

Moved Councillor Ken Keith, seconded Councillor Bev Laing.

CARRIED

5 MAYORAL MINUTES

Nil.

6 NOTICES OF MOTION/RESCISSION

Nil.

7 COUNCILLORS' REPORTS

Nil.

8 INWARDS CORRESPONDENCE

8.1 (ICR) Letters of Appreciation

Recommendation

1. That the information be received and noted.

05 - 217 Resolution

That the recommendation be adopted.

Moved Councillor Bev Laing, seconded Councillor Barbara Newton.

CARRIED

8.2 (ICR) Peak Hill Advancement Association

Recommendation

1. That the information be received and noted.

05 - 218 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

8.3 (ICR) Peak Hill Advancement Association - Skateboard Area

Recommendation

1. That the proposed Action Group meet with relevant Council Officers to further discuss the proposal.

05 - 219 Resolution

That the recommendation be adopted.

Moved Councillor Wayne Scott, seconded Councillor Ken Keith.

CARRIED

8.4 (ICR) Mr John Cobb MP, Member for Parkes

Recommendation

1. That the information be received and noted.

05 - 220 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Barbara Newton.

CARRIED

8.5 (ICR) Clr Ron Page, Mayor, Broken Hill Council - Amalgamation of Associations

Recommendation

1. For the information of Council.

05 - 221 Resolution

1. That Council investigate the options associated with the proposed amalgamation and resolve to advise the Associations of its position prior to the Annual Conference.
2. That the appropriate option papers be circulated to all Councillors.
3. That a motion supporting the amalgamation in principle be foreshadowed.

Moved Councillor John Magill, seconded Councillor Bev Laing.

CARRIED

8.6 (ICR) Parkes Apex Street Parade Committee

Recommendation

1. That Council advise the Organising Committee that it endorses the date chosen.
2. That the organisers be advised that the matter has been referred to the Parkes Traffic Committee for comment.

05 - 222 Resolution

That the recommendations be adopted.

Moved Councillor John Magill, seconded Councillor George Pratt.

CARRIED

8.7 (ICR) NSW and ACT Masons - Lodge Far West

Recommendation

1. That Council support the proposed dedication.

05 - 223 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Yvonne Hutton.

CARRIED

8.8 (ICR) Department of Local Government - Councillors Expenses

Recommendation

1. That Council's current policy be reviewed and altered where necessary to reflect the Department of Local Government's advice contained in General Circular 04/60 and the Departmental letter of 22 February, 2005.

05 - 224 Resolution

1. That the recommendation be adopted.
2. That Council continue to make representations

Moved Councillor Ken Keith, seconded Councillor Yvonne Hutton.

CARRIED

8.9 (ICR) Mr David Nock - Sign Posting of School and Tennis Club Sites

Recommendation

1. That the suggestion be listed for consideration by the Road Naming Committee at its next meeting.

05 - 225 Resolution

1. That the request be investigated by the Director of Operations and a report submitted to a future meeting of Council.

Moved Councillor Barbara Newton, seconded Councillor Yvonne Hutton.

CARRIED

8.10 (ICR) Local Government and Shires Association of NSW - Tsunami Appeal

Recommendation

1. That the information be received and noted.

05 - 226 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor George Pratt.

CARRIED

8.11 (ICR) Lifeline Central West - Application for Funding

Recommendation

1. For the consideration of Council

05 - 227 Resolution

That Council donate \$500.00 to Lifeline and that Council support Lifeline in its representations to Federal and State Governments for continued funding.

Moved Councillor Ken Keith, seconded Councillor John Magill.

CARRIED

9 GENERAL MANAGER'S REPORT

9.1 Peak Hill Gold Mine

Recommendation

1. That Council continue in its efforts to ensure the mine remains an accessible and safe tourist attraction.
-

05 - 228 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor John Magill.

CARRIED

9.2 Visit By Grants Commission

Recommendation

1. That the information be received and noted.

05 - 229 Resolution

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Wayne Scott.

CARRIED

9.3 Western Reserach Institute Study

Recommendation

1. That Council continue to promote the concept of university and trades access.

05 - 230 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor George Pratt.

CARRIED

At this stage of the meeting and with the leave of Council the Mayor invited Robin Jones to make a presentation in relation to Syerston Mine Project.

At this stage of the meeting and with the leave of Council the Mayor acknowledged Mrs Pamela Bell (present in the gallery) on her being selected as the Dubbo Electorate Woman of the Year. Mrs Bell replied in appreciation.

At this stage the meeting adjourned at 3.15 pm for afternoon tea.

The meeting resumed at 3.40 pm.

9.4 Delegations of Functions and Authority

Recommendation

1. That Council's delegation of authority to the General Manager under section 377 of the Local Government Act 1993 be adopted.

05 - 231 Resolution

That Council's delegation of authority to the General Manager under section 377 of the Local Government Act 1993 be adopted in accordance with the list of delegations distributed to Councillors.

Moved Councillor Ken Keith, seconded Councillor Barbara Newton.

CARRIED

9.5 Staff Shortages/Training

Recommendation

1. That the information be noted.

05 - 232 Resolution

1. That the recommendation be adopted.
2. That in addition to the recommendation in the report a package be prepared for Senior High School students within the Shire, to help address the issue.

Moved Councillor John Magill, seconded Councillor Yvonne Hutton.

CARRIED

10 DIRECTOR OF CORPORATE SERVICES' REPORT

10.1 Financial Information - February 2005

Recommendation

1. That the report detailing rate revenue collected, receipts received and the bank reconciliation to 28 February, 2005 be received and noted.

05 - 233 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

10.2 Investments as at 28 February 2005

Recommendation

1. That the information be received and noted.

05 - 234 Resolution

That the recommendation be adopted.

Moved Councillor Wayne Scott, seconded Councillor Bev Laing.

CARRIED

10.3 Payment of Rates and Charges through Centrepay

Recommendation

1. That due to the costs associated with the processing of the transactions through Centrepay that the service not be taken up at this stage.
-

05 - 235 Resolution

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Bev Laing.

CARRIED

10.4 Library Services Statistics - February 2005

Recommendation

1. That the information be noted

05 - 236 Resolution

That the recommendation be adopted.

Moved Councillor Wayne Scott, seconded Councillor Barbara Newton.

CARRIED

10.5 Library Services Monthly Update - February 2005

Recommendation

1. That the information be received and noted.

05 - 237 Resolution

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Ken Keith.

CARRIED

10.6 Tourism Update

Recommendation

1. For the information of Council.

05 - 238 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Bev Laing.

CARRIED

10.7 Economic Development - Shire Cultural Committee Composition

Recommendation

1. For Council's consideration.

05 - 239 Resolution

1. That the Parkes Shire Cultural Advisory Committee be formed with initial membership consisting of those nominated in the report and with the power to coopt other members as Council agrees.
2. That the Peak Hill, Tullamore and Trundle communities be written to requesting nominations of interested persons for participation.

Moved Councillor Bev Laing, seconded Councillor Barbara Newton.

CARRIED

10.8 Economic Development - Parkes Dore Centre

Recommendation

1. For the information of Council.
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05 - 240 Resolution

1. That the information be received and noted.
2. Council write to the Dore Centre congratulating them on their achievements.

Moved Councillor Ken Keith, seconded Councillor George Pratt.

CARRIED

10.9 Economic Development - Regional Development Board Membership

Recommendation

1. That Council endorse the application by the Economic Development Manager for membership of the Central Western Regional Development Board for a further two year term effective September 2005.

05 - 241 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

10.10 Economic Development - Sydney Symphony Brass Performance

Recommendation

1. That Council agree to underwrite the performance by the Sydney Symphony Brass in Parkes on 28 April as outlined.

05 - 242 Resolution

That the recommendation be adopted.

Moved Councillor Bev Laing, seconded Councillor John Magill.

CARRIED

10.11 Economic Development - NRL Pre Season Game

Recommendation

1. That the information be received and noted.

05 - 243 Resolution

That the recommendation be adopted.

Moved Councillor Wayne Scott, seconded Councillor John Magill.

CARRIED

10.12 Economic Development - NSW Touch Carnival

Recommendation

1. That the information be received.
2. That Grange Securities be thanked for its ongoing sponsorship of the carnival in 2006.

05 - 244 Resolution

That the recommendations be adopted.

Moved Councillor John Magill, seconded Councillor Wayne Scott.

CARRIED

10.13 Economic Development - Country Week Promotion

Recommendation

1. That Council indicate to CENTROC approval in principle at this stage for participation in the 2005 Country Week promotion as part of a regional stand.

05 - 245 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

11 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT

11.1 Central West Local Government Reference Group

Recommendation

1. That the information be noted.

05 - 246 Resolution

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor George Pratt.

CARRIED

11.2 Sale of Motor Vehicles and Other Items on Road Reserves and Public Lands

Recommendation

1. That Council resolve to put a stop to the sale of motor vehicles, caravans, boats, motorcycles, trailers, farm machinery and other items on public roads and public places unless legally parked.
2. Further that the procedure as set out in this report be adopted.

05 - 247 Resolution

That the matter be deferred to a future meeting of Council pending legal advice.

Moved Councillor Ken Keith, seconded Councillor John Magill.

CARRIED

11.3 February 2005 Building Statistics

Recommendation

1. That the information be received and noted.

05 - 248 Resolution

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Barbara Newton.

CARRIED

12 DIRECTOR OF OPERATIONS' REPORT

12.1 Major Works Status as at March 2005

Recommendation

1. That the information on Major Works Status as at March 2005 be noted.

05 - 249 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Wayne Scott.

CARRIED

12.2 Weeds at Former Tichborne School Site

Recommendation

1. That Council note that the old Tichborne School site is now in private ownership and as it is not possible to instruct the landholder to take action to eradicate the cactus weed as it is not declared in Parkes Shire.
-

05 - 250 Resolution

1. That the recommendation be adopted.
2. That the owner be requested in writing to continue in his efforts to eradicate the weed from the property.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

Councillor Yvonne Hutton left the meeting temporarily at 4.30 pm.

12.3 Parkes Pool - Parkes Learn to Swim Instructional Club Function

Recommendation

1. That the actions of the Director of Operations in approving the Parkes Learn to Swim Instructional Club function at Parkes Pool on 13 March 2005 from 5.30pm to 7.45pm be endorsed.

05 - 251 Resolution

That the recommendation be adopted.

Moved Councillor Bev Laing, seconded Councillor Ken Keith.

CARRIED

Councillor Yvonne Hutton returned to the meeting at 4.31 pm.

Councillor Ken Keith left the meeting temporarily at 4.31 pm.

12.4 Parkes Pool Closing Date

Recommendation

1. That the Parkes Pool closing date be Sunday 10 April 2005.
-

05 - 252 Resolution

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Barbara Newton.

CARRIED

Councillor Ken Keith returned to the meeting at 4.32 pm.

12.5 Parkes Airport - Request for a Food Vending Machine

Recommendation

1. That approval be granted for the Regional Express Agent to make enquiries for the provision of a food vending machine at the Terminal Building at Parkes Airport, and that the location be determined in conjunction with Council staff if enquiries are successful.

05 - 253 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Bev Laing.

CARRIED

12.6 Removal of Public Telephones By Telstra

Recommendation

1. That the information from Telstra that they will be recovering the public telephones from the Tourist Centre and in Want Street, near Thornbury Street, Parkes be noted.

05 - 254 Resolution

That Council write to Telstra Countrywide strongly objecting to the proposal and seeking the retention of the public telephones as part of their community service obligations and requesting details of the criteria used in determining the removal of a public telephone.

Moved Councillor Yvonne Hutton, seconded Councillor Barbara Newton.

CARRIED

13 DIRECTOR OF INFRASTRUCTURE'S REPORT

13.1 Reconstruction Water Main Works - Intersection of Short and Clarinda Street, Parkes

Recommendation

1. That the water main in the vicinity of Short and Clarinda Street be replaced at an estimated cost of \$80,000.

05 - 255 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Bev Laing.

CARRIED

13.2 Appointment of Public Reserve Trust (R62445) - Keast Park

Recommendation

1. It is recommended that Council applies to the Department of Lands to become the Trust Manager of Keast Park (R62445) and further that the Trust Management Name be Parkes Shire Council Keast Park Reserve Trust.

05 - 256 Resolution

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Yvonne Hutton.

CARRIED

13.3 Creation of Three (3) Easements - Parkes Industrial Estate

Recommendation

1. That the seal of Council be affixed to the necessary documentation to facilitate the creation of easements in the South Parkes Industrial Estate subdivision.
-

05 - 257 Resolution

That the recommendation be adopted.

Moved Councillor Ken Keith, seconded Councillor Wayne Scott.

CARRIED

13.4 Road Safety and Injury Prevention Officer Report for February 2005

Recommendation

1. That the information in the Road Safety and Injury Prevention Officer Report for February 2005 be received and noted.

05 - 258 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Ken Keith.

CARRIED

13.5 Road Closure Request - Bogan Gate

A letter has been received from the Bogan Gate P & C Association requesting the closure of Lachlan Street, from Trundle Road to the lane adjacent to the Memorial Hall on 3 April 2005 to hold a fundraising market day.

The event is considered to be a Class 3 Special Event in accordance with the Special Events Guide.

05 - 259 Resolution

1. That the closure be approved, subject to standard conditions, including notification of Police.

Moved Councillor Wayne Scott, seconded Councillor Ken Keith.

CARRIED

14 CONSIDERATION OF COMMITTEE MINUTES

Nil.

15 QUESTIONS AND MATTERS OF URGENCY

15.1 Law and Order at Peak Hill

Councillor R Wilson raised the question of law and order at Peak Hill, which has been discussed at recent Advancement Association meetings.

The Local State Member, Councillor Dawn Fardell, has taken the matter up with the Attorney General's Department. Officers from that Department will make contact with Parkes Council to commence the design of a crime prevention plan.

The completion of a crime prevention plan will hopefully lead to programs and perhaps capital improvements which will divert potential offenders from criminal activities.

05 - 260 Resolution

1. That the information be received and noted.

Moved Councillor John Magill, seconded Councillor Yvonne Hutton.

CARRIED

15.2 Disabled Toilet Facilities at Pioneer Oval

Councillor B Laing has received complaints regarding the lack of disabled toilet facilities at Pioneer Oval particularly during the NRL fixture.

The Director Planning and Environment advises that there are no facilities for the disabled at Pioneer Oval and funds will not be available to provide same until 2008/2009.

He further advises that the disused men's and ladies' toilets on the south eastern side of Pioneer Oval are being considered for demolition.

05 - 261 Resolution

1. That the information supplied by the Director Planning and Environment be received and noted.
2. That future major events staged within the Parkes Shire be serviced by suitable portable disabled toilets.

Moved Councillor Bev Laing, seconded Councillor Yvonne Hutton.

CARRIED

QUESTIONS FROM THE GALLERY

John Stokes, Peak Hill Newsagency – Seeking an update on the status of the viewing platform at the Open Cut Experience

Marie Davidson, President of Peak Hill Leisure Centre – Raising maintenance and structural issues in relation to the Centre, including ramps for access to the Leisure Centre, specifically for Day Care patients.

Dick Baxter, Frazer Court Committee – Asking if Council would consider reducing the rates payable on the Peak Hill doctor's surgery in recognition of the community's contribution in securing funds for the project and seeking Council's assistance in providing treatment beds for the surgery.

Peter Green – Raising the condition of the Peak Hill to Northparkes Mine road. The road is in disrepair due to its use by various heavy vehicles. Given the Mine's expected longevity, Mr Green requested Council to consider its eventual sealing.

Bev Elliott, Peak Hill Advancement Association – Seeking an update on the aboriginal land claims made on the Peak Hill Police Station and former Council Chambers.

There being no further business the Mayor declared the meeting closed at 5.18 pm.