



PARKES SHIRE COUNCIL

MINUTES

TUESDAY 19 FEBRUARY 2013

Minutes of the Ordinary Meeting of Parkes Shire Council held at the Council Administration Centre, 2 Cecile Street, Parkes, commencing at 2.00 pm for the purpose of considering the items included on the Agenda.

GENERAL MANAGER: Kent Boyd

Ordinary Meeting

Minutes of the Ordinary Meeting held in the Council Chambers, 2 Cecile Street on Tuesday 19 February 2013 at 2.00pm.

PRESENT

Councillor K J Keith, (in the Chair)
Councillor M J Greenwood
Councillor B J McCorkell
Councillor B F Newton
Councillor G W Pratt

Councillor A J Ward
Councillor R C Haddin
Councillor K M McGrath
Councillor L A O'Leary
Councillor P J Smith

IN ATTENDANCE

General Manager - K Boyd
Director Technology and Corporate Services - L Finn
Director Planning and Environment - S Campbell
Director Engineering Services - S Barry
Manager Governance and Corporate Planning - B Byrnes
Tourism Manager – K Hendry
Minutes Secretary - S Henry

MEETING COMMENCEMENT

The Meeting commenced at 2.00pm.

1 PRAYER

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

2 APOLOGIES

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

13 - 46 Resolution

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on Tuesday 29 January 2013 copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

CARRIED

4 DECLARATIONS OF INTEREST

Councillor Belinda McCorkell declared an interest in Item 12.4 (REASON Related entity to an individual mentioned in the report).

5 NOTICES OF MOTION/RESCISSION

Nil

6 LATE BUSINESS

In accordance with Council's Code of Meeting Practice 3.7(c) a decision is now required to determine which, if any Late item/s submitted to the meeting will be dealt with at the meeting or deferred for further consideration at a future Ordinary Meeting of Parkes Shire Council.

13 - 47 Resolution

That Late Item 15.1 be considered at this Council meeting.

Moved Councillor Belinda McCorkell, seconded Councillor Barbara Newton.

CARRIED

7 MAYORAL MINUTES

7.1 Mayoral Minute - Functions Attended by Mayor and Councillors

Executive Summary

A report on the functions recently attended by the Mayor, Councillors or Senior Staff in relation to community events or civic matters.

Recommendation

1. That the report of recent functions attended by the Mayor, Councillors or Senior Staff be received and noted

13 - 48 Resolution

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Bob Haddin.

CARRIED

7.2 Mayoral Minutes - Coming Known Events for Mayor and Councillors

Executive Summary

A report on the upcoming functions requiring the attendance of the Mayor, Councillors or Senior Staff in relation to community events or civic matters.

Recommendation

1. That the report of upcoming functions for the Mayor, Councillors or Senior Staff be received and noted.

13 - 49 Resolution

That the information be received and noted.

Moved Councillor Pat Smith, seconded Councillor Alan Ward.

CARRIED

8 COUNCILLORS' REPORTS

8.1 Councillors Report - Association of Mining Related Councils Meeting held 8 February 2013

Executive Summary

Councillor Michael Greenwood represented Council at a meeting of the Association of Mining Related Councils in Wollongong on February 8.

Meeting outcomes are contained in the report.

Recommendation

1. That the information be received and noted.

13 - 50 Resolution

That the information be received and noted.

Moved Councillor Michael Greenwood seconded Councillor Ken McGrath.

CARRIED

9 INWARDS CORRESPONDENCE

9.1 (ICR) Letters of Appreciation

Executive Summary

During the exercise of its various functions, Council frequently receives letters of appreciation for services rendered or actions taken by Councillors and Staff. The most recently received are from Ben and Wendy Rix, Lynne Collens and "Welcome" Congregation, Parkes Uniting Church.

Recommendation

1. That the information be received and noted

13 - 51 Resolution

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

9.2 (ICR) Parkes Radio Telescope

Executive Summary

A Media Release has been received announcing that Dr Lewis Ball has been appointed as the incoming Chief for CSIRO's Astronomy and Space Science (CASS) division.

Recommendation

1. That the information be received and noted
2. That a letter of congratulations be forwarded to Dr Lewis Ball and an invitation be extended to attend a future meeting of Council.

13 - 52 Resolution

That the recommendations be adopted.

Moved Councillor Michael Greenwood, seconded Councillor Barbara Newton.

CARRIED

9.3 (ICR) Support for NAIDOC Week 2013 School Initiatives

Executive Summary

Mr Dylan Williams, Executive Director, NAIDOC Week School Initiatives has written to Council again requesting a donation in the amount of \$450.00 to support NAIDOC Week celebrations and competitions being held throughout NAIDOC Week 7th - 14th July 2013.

Recommendation

1. That Council donate \$450.00 to the NAIDOC Week School Initiatives 2013.

13 - 53 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Belinda McCorkell

CARRIED

9.4 (ICR) Request for Financial Assistance - Rotary Club of Forbes

Executive Summary

Council has received a request from the Rotary Club of Forbes seeking financial assistance to hold the Mid Lachlan Science and Engineering Challenge. The challenge which is participated in by students from schools from Forbes, Parkes, Peak Hill, Cowra and West Wyalong has been held annually since 2006.

Recommendation

1. That Council contribute \$200 towards the challenge.

13 - 54 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor Ken McGrath.

CARRIED

10 GENERAL MANAGER'S REPORT

10.1 (GM) NSW Government Cabinet Meeting in Dubbo 11 February 2013

Executive Summary

On 11th February 2013 the Local Member for Dubbo Mr Troy Gant MP hosted the NSW Government Cabinet in Dubbo.

Ministers provided the opportunity for members of the public to meet with them to raise pertinent issues.

Recommendation

1. That the information be received and noted.

13 - 55 Resolution

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Ken McGrath.

CARRIED

10.2 (GM) Australian Local Government Association - National General Assembly - Call for Motions

Executive Summary

The Australian Local Government Association (ALGA) is calling for motions from Councils for discussion at the National General Assembly scheduled to be held in Canberra 16 - 19 June 2013.

The theme for the 2013 National General Assembly is 'Foundations for the Future - Twenty 13'.

Recommendation

1. That the Mayor and General Manager be authorised to attend the Australian Local Government Association National General Assembly.
2. That motions be considered for submittal to the National General Assembly.

13 - 56 Resolution

That the recommendations be adopted.

Moved Councillor Barbara Newton, seconded Councillor Bob Haddin.

CARRIED

10.3 (ICR) Constitutional Recognition of Local Government

Executive Summary

The Australian Local Government Association (ALGA) have forwarded correspondence on their progress for a possible referendum to be held at the upcoming Federal Election to include recognition of Local Government in the Australian Constitution.

Recommendation

1. That the information be received and noted.

13 - 57 Resolution

That the information be received and noted.

Moved Councillor Barbara Newton, seconded Councillor George Pratt.

CARRIED

11 DIRECTOR TECHNOLOGY AND CORPORATE SERVICES REPORT

11.1 (DTCS) Financial Information as at 31 January 2013

Executive Summary

A regular report is provided to Council in relation to a number of financial indicators, including investments, total monthly repayments, receipting and collection of rate revenue.

Recommendation

1. That the report detailing accounts paid, rate revenue collected, receipts received and the bank reconciliation to 31 January 2013 be received and noted.

13 - 58 Resolution

That the information be received and noted.

Moved Councillor Alan Ward, seconded Councillor Barbara Newton.

CARRIED

Councillor Ken McGrath abstained from voting

11.2 (DTCS) Investment Report as at 31 January 2013

Executive Summary

The carrying value of Council's investments at 31 January 2013 was \$50,699,830.

Recommendation

1. That the information in relation to investments held at 31 January 2013 be received and noted.

13 - 59 Resolution

That the information be received and noted.

Moved Councillor Belinda McCorkell, seconded Councillor Michael Greenwood

CARRIED

11.3 (DTCS) Quarterly Budget Review to 31 December 2012

Executive Summary

The Quarterly Budget Review to 31 December 2012 is submitted for Council's consideration.

Recommendation

That the Budget Review as at 31 December 2012 be adopted and the variations to income and expenditure be voted.

13 - 60 Resolution

That the recommendation be adopted.

Moved Councillor Bob Haddin, seconded Councillor Alan Ward.

CARRIED

11.4 (DTCS) Capital Expenditure Review - Parkes Regional Airport

Executive Summary

The Council is required to prepare a Capital Expenditure Review in relation to capital projects for infrastructure facilities that are expected to cost in excess of 10% of Council's annual ordinary rate revenue or \$1 million, whichever is the greater (GST exclusive).

Recommendation

1. That the information in relation to the Capital Expenditure Review of the Parkes Regional Airport Redevelopment be received and noted.
2. That Council submit the Capital Expenditure Review to the Division of Local Government in accordance with the Capital Expenditure Guidelines per Section 23A of the Local Government Act.
3. That Council provide to the Division of Local Government the Proposed Borrowing Schedule to reflect borrowings for the General Fund being \$200,000 for the Budget year 2013-14, and \$630,000 for the year 2014-15 with respect to the redevelopment of the Parkes Regional Airport.

13 - 61 Resolution

That the recommendations be adopted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

CARRIED

11.5 (DTCS) NSW Rural Doctors Network - Bush Bursary Scheme

Executive Summary

Council has received a letter from the NSW Rural Doctors Network (RDN) inviting participation in the Bush Bursary Scheme for 2013.

Recommendation

1. That Council agree to participate in the Bush Bursary/CWA Scholarship Scheme for 2013 and that an amount of \$3,300.00 (GST inclusive) be included in the 2013/2014 Revenue Policy to fund Council's participation in the Bush Bursary Scheme.

13 - 62 Resolution

1. That Council agree to participate in the Bush Bursary/CWA Scholarship Scheme for 2013 and that an amount of \$3,300.00 (GST inclusive) be included in the 2013/2014 Revenue Policy to fund Council's participation in the Bush Bursary Scheme.
2. That Council seek an update on the progress of the Scheme and suggest the consideration of a change to the name Bush Bursary to Rural Bursary

Moved Councillor Greenwood, seconded Councillor Pat Smith.

CARRIED

At this stage being 3.05pm the Mayor presented a Long Service Award to Council employee George Wright in recognition of his 20 years service to Council.

The Mayor then presented cheques to the recipients of the 2013 Jack Scoble Scholarship to:
Erin Cheney
Mrs Ros Tucker on behalf of her son Brent Tucker.

The Mayor invited all present in the gallery to join the Councillors for afternoon tea.

At this stage the meeting adjourned at 3.12pm for afternoon tea.

The meeting resumed at 3.44pm.

11.6 (DTCS) Bushman's Hill Master Plan

Executive Summary

The final draft of the Bushman's Hill Master Plan has been received by Council. It details the proposed Indigenous Cultural Precinct and long term planning of the Reserve.

Recommendation

1. That Council endorse the Master Plan subject to capacity within the long term financial planning and future resources.
2. That the Master Plan be placed on public exhibition for 28 days inviting public comment with results being tabled at a future Council meeting.

13 - 63 Resolution

That the recommendations be adopted.

Moved Councillor Barbara Newton, seconded Councillor George Pratt.

CARRIED

11.7 (DTCS) Jack Scoble Scholarship 2013

Executive Summary

Jack Scoble Educational Scholarships for 2013 have been awarded to Brent Tucker (Parkes) and Erin Cheney (Parkes).

The Mayor will present cheques to the students (or their parents as proxies, if the students have already departed for university) at the Council meeting on 19th February

Recommendation

1. That Council formally endorse the allocation of Jack Scoble Educational Scholarships for 2013 to Brent Tucker and Erin Cheney.

13 - 64 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

11.8 (DTCS) Library Services and Statistics Monthly Update

Executive Summary

Library usage statistics for the month of January 2013 and recent activities are provided for the information of Council.

Recommendation

That the information be noted.

13 - 65 Resolution

That the information be received and noted.

Moved Councillor Louise O'Leary, seconded Councillor Belinda McCorkell

CARRIED

11.9 (DTCS) Tourism and Event Update - February 2013

Executive Summary

A brief update of general Shire tourism and event activities.

Recommendation

That the Tourism and Event Update be received and noted.

13 - 66 Resolution

That the information be received and noted.

Moved Councillor Pat Smith, seconded Councillor George Pratt.

CARRIED

12 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT

12.1 (DPE) January 2013 Building Statistics

Executive Summary

During the month of January 2013 there were four (4) Development Applications received totalling \$31,000.00 and seven (7) consents issued.

Five (5) Complying Development Certificates were received totalling \$646,500.00 and five (5) consents issued.

Recommendation

1. That the information be received and noted.

13 - 67 Resolution

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

12.2 (DPE) Recruitment & Retention of Health Professionals Policy

Executive Summary

The recruitment and retention of health professionals has been identified as an important issue by the community.

The policy provides advice in the recruitment of General/Medical Practitioners and the methods for offering financial incentives to assist in attracting job applicants for critical hard-to-fill health professional positions.

Recommendation

1. That the Recruitment & Retention of Health Professionals Policy be adopted by Council.

13 - 68 Resolution

That the recommendation be adopted.

Moved Councillor Belinda McCorkell, seconded Councillor George Pratt.

CARRIED

12.3 (DPE) Proposed Relocated Dwelling at 110 Warrah Street, Peak Hill

Development Application Information

Application No: DA13007

Applicant: Mr G Petersen

Property: Lot 65 DP 755113 10 Warrah Street Peak Hill

Proposal: Relocated Dwelling

Executive Summary

Development Application No. DA13007 proposes the erection of a relocated dwelling at Lot 65 DP755113, 10 Warrah Street, Peak Hill. A copy of the site and elevation plans of the proposal are included in the attachments of this report.

The application is supported by a Statement of Environmental Effects which is included in the attachments of this report. The application was lodged on the 18 January 2013 by Geoff Pedersen.

Recommendation

It is recommended that the application be approved subject to the conditions contained in the report.

13 - 69 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor Ken McGrath.

CARRIED

For: Cr Michael Greenwood, Cr Bob Haddin, Cr Ken Keith, Cr BJ McCorkell,
Cr Ken McGrath, Cr Barbara Newton, Cr Louise O'Leary, Cr George Pratt, Cr Pat Smith,
Cr Alan Ward

Against: Nil

Councillor Belinda McCorkell temporarily left the meeting at 4.20pm

12.4 (DPE) Modification to DA12046 Change of use of an existing premises to hotel/motel, construction of new hotel/motel accommodation and alterations and additions to the existing building at 7-9 Bushman Street Parkes

Development Application Information

Application No: DA12046

Applicant: Walt Coulston

Property: Lot 5 DP 607167, 'Gracelands' 7-9 Bushman Street, Parkes

Proposal: Change of Use of an existing premises to hotel/motel, construction of new hotel/motel accommodation and alterations and additions to the existing building

Executive Summary

Council has received an application to modify it's approval of DA12046 to permit Stage 2 (new building containing 30 units with ensuites, a communal kitchen and store room) provision of Manager's Quarters, construction of a boundary fence and a widening of the existing car park. On 2 October 2012, in respect of the DA, Council moved:

1. That the recommendation be adopted in line with the 69 conditions contained in the report.
2. That a further condition of consent is included being for the construction of a colour bond fence along the western boundary to the satisfaction of the Director Planning and Environment.

The assessing report did not approve Stage 2 of the proposal as there were concerns around the adequacy of the car park. These concerns have been addressed in the submitted plans and are discussed herein. The applicant also shows the fence referred to in 2 above on the modified plans.

Recommendation

It is recommended that the application be approved subject to the conditions contained in the report.

13 - 70 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

For: Cr Michael Greenwood, Cr Bob Haddin, Cr Ken Keith, Cr Ken McGrath,
Cr Barbara Newton, Cr Louise O'Leary, Cr George Pratt, Cr Pat Smith, Cr Alan Ward

Against: Nil

Cr Belinda McCorkell did not Vote - Declared an interest and was not present.

Councillor Belinda McCorkell rejoined the meeting at 4.27pm

12.5 (DPE) DA13004: Proposed Dual Occupancy at Proposed Lot 27 Warragrah Place, Parkes

Development Application Information

Application No: DA13004

Applicant: Mr Matthew Thorne

Property: Lot 9 DP 1131083, (Proposed Lot 27) Warragrah Place, Parkes

Proposal: Dual Occupancy (attached)

Executive Summary

Development Application No. 13004 proposes the erection of two three-bedroom attached dwellings at Lot 9 DP1131083 (Proposed Lot 27), Warragrah Place, Parkes. A copy of the site and elevation plans of the proposal are included in this report.

The application is supported by a Statement of Environmental Effects which is included in this report. The application was lodged on the 21 December 2012 by Matthew Thorne of Geolyse Pty Ltd, on behalf of Ecodev Pty Ltd.

Recommendation

It is recommended that the application be approved subject to the conditions contained in the report.

13 - 71 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Pat Smith.

CARRIED

For: Cr Michael Greenwood, Cr Bob Haddin, Cr Ken Keith, Cr Belinda McCorkell,
Cr Ken McGrath, Cr Barbara Newton, Cr Louise O'Leary, Cr George Pratt,
Cr Pat Smith, Cr Alan Ward

Against: Nil

13 DIRECTOR ENGINEERING SERVICES REPORT

13.1 (DES) Major Works Status as at February 2013

Executive Summary

Other than routine maintenance, major works that have been carried out over the past month are reported below. The impact of the March flood event on Council's works program continues to be the major focus following the \$5,584,860 grant received for repairs.

Recommendation

1. That the information on Major Works Status as at February 2013 be noted.

13 - 72 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor Bob Haddin.

CARRIED

14 CONSIDERATION OF COMMITTEE MINUTES

14.1 Committee Minutes - Parkes Shire Cultural Advisory Committee Meeting Held 14 February 2013

Executive Summary

The Parkes Shire Cultural Advisory Committee met on 18 December 2012.

The Minutes of the meeting are attached.

Recommendation

1. That the Minutes together with the Recommendations of the Parkes Cultural Advisory Committee meeting held on 18 December 2012 be adopted.

13 - 73 Resolution

That the recommendations of the Parkes Shire Cultural Advisory Committee be endorsed.

Moved Councillor Barbara Newton, seconded Councillor Pat Smith.

CARRIED

14.2 Parkes Shire Local Traffic Committee - Time Sensitive Items

Executive Summary

Parkes Local Traffic Committee meeting was held 13 February 2013 where a number of items were discussed. Due to the absence of a Police representative and the early departure of the Roads and Maritime Services representative from the meeting' the draft minutes of the meeting are to be circulated to the Police and RMS for comment before all the recommendations can be brought before Council. There are however a number of time-sensitive traffic matters that require Council's attention. They are:

- Road Closures for Parkes, Peak Hill, Trundle and Bogan Gate ANZAC Day Services
- Parkes Rotary Fun Run – Traffic Management Plan
- Trundle Charity Triathlon – Traffic Management Plan.

Recommendation

1. That Council adopt the Parkes Shire Traffic Committee's recommendation to hold the ANZAC Day services as in previous years.
2. Further, that Council adopt the Parkes Shire Traffic Committee's recommendation to approve Traffic Management Plans of both the Trundle Charity Triathlon and Parkes Rotary Fun Run and allow the proponents of these events to begin advertising and finalising the event details.

13 - 74 Resolution

That the recommendations of the Traffic Committee be endorsed.

Moved Councillor Ken McGrath, seconded Councillor Bob Haddin.

CARRIED

15 QUESTIONS AND MATTERS OF URGENCY

In accordance with Clause 17(4) of Council's Code of Meeting Practice the following business was allowed by the Chairperson.

15.1 15.1 Q&M East Street Clarinda Street Intersection

Councillor Ken McGrath would like to raise again the issue of the East Street and Clarinda Street intersection.

The General Manager advised that the Orange road is a main road under the control and maintenance of the Roads and Maritime Services. Council has not previously committed funds for major infrastructure on a road administered by another authority.

The intersection did not feature strongly during the IPR consultation which is the current passage for investment of this magnitude.

The issue was last raised at the Council meeting of 18 May 2010 when Councillor McGrath put forward a Notice of Motion for Council for the construction of a round a bout at the intersection. A copy of the Motion and Report is attached for Councillors information.

13 - 75 Resolution

1. That the continuing congestion issues experienced at the Clarinda Street East Street intersection be raised at the next 6-monthly RMS/Council Liaison meeting.
2. That community opinion be sought to support the case for resolution to the East street Clarinda street intersection congestion and its impact on school bus routes.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

16 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

The meeting of the Ordinary Council meeting was closed to the public at 4.58pm.

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.

13 - 76 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 Alan Ward, seconded Councillor Barbara Newton.

CARRIED

16.1 (DTCS) Investments - Recovery Action Update

Prepared By: Director Technology Corporate Services

Executive Summary

Council has been successful in its recovery action against Lehman Brothers Australia and Local Government Financial Services, both in the Federal Court. This report provides an update of proceedings.

Recommendation

1. That the information be noted.
2. That the General Manager and Director Technology Corporate Services be authorised to consider and decide on Council's involvement in further litigation, and funding arrangements should the opportunity arise.

13 - 77 Resolution

1. That the information be noted.
2. That the Mayor, General Manager and Director Technology Corporate Services be authorised to consider and decide on Council's involvement in further litigation, and funding arrangements should the opportunity arise.

Moved Councillor Alan Ward, seconded Councillor Bob Haddin.

CARRIED

16.2 (DPE) Financial Incentives to attract Medical Practitioners

Prepared By: Director Planning & Environment

Executive Summary

Representations have been received from Dr Steven Scally, MBBS (QLD),BE, FRACGP, Parkes General Practice advising that he has established a practice at premises at 25 Church Street Parkes.

The Practice has now been established and Visiting Medical Officer status at Parkes Hospital is imminent. He has requested that Council now consider payment of the \$12,000 financial incentive to cover establishment costs.

This application will wind up the current program.

Recommendation

That Council agree to pay the \$12,000 financial incentive to Dr Steven Scally, Parkes General Practice subject to an agreement to refund of the monies on a pro rata basis in the event that they leave the practice within two years.

13 - 78 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Belinda McCorkell.

CARRIED

There being no further business the Mayor declared the meeting closed at 6.00pm.