

PARKES SHIRE COUNCIL

Our Vision: In 2022 the Parkes Shire will be a progressive regional centre, embracing a national logistics hub with vibrant communities, diverse opportunities, learning and healthy lifestyles.

MINUTES

TUESDAY 3 SEPTEMBER 2013

Notice is hereby given that an Ordinary Meeting of Parkes Shire Council will be held at the Trundle Ex-Services Club, Trundle, commencing at 1.30 pm for the purpose of considering the items included on the Agenda.

GENERAL MANAGER: Kent Boyd

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Ordinary Meeting

Minutes of the Ordinary Meeting held at the Trundle Ex-Services Club, Trundle on Tuesday 3 September 2013 at 1.30pm.

PRESENT

Councillor K J Keith, (in the Chair) Councillor M J Greenwood Councillor K M McGrath Councillor G W Pratt Councillor A J Ward Councillor B J McCorkell Councillor L A O'Leary Councillor P J Smith

IN ATTENDANCE

General Manager - K Boyd Director Technology and Corporate Services - L Finn Director Engineering Services - S Barry Manager Development Services - A Johns Manager Governance and Corporate Planning - B Byrnes Minutes Secretary - C Thompson

MEETING COMMENCEMENT

The Meeting commenced at 1.30 pm.

16 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

The meeting of the Ordinary Council meeting was closed to the public at 1.31pm.

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 - 388 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 Ken McGrath, seconded Councillor Pat Smith.

16.1 (DTCS) Consideration of Tenders for Appointment of External Auditors

Prepared By: Director Technology & Corporate Services

Executive Summary

Section 422 of the Local Government Act, 1993 requires Council to tender for Audit Services, accordingly tenders have been called for the period commencing 1 July 2013 for six (6) years.

An advertising process has been completed and analysis made of the five tenders received. This report recommends the appointment of the most advantageous tender.

Recommendation

1. That Intentus Chartered Accountants be appointed for the next six (6) years commencing 1 July 2013 as Council's auditors in accordance with the rates contained in the submitted tender.

13 - 389 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Michael Greenwood.

16.2 (DTCS) Regional Code of Conduct Review Panel

Prepared By: Director Technology & Corporate Services

Executive Summary

At its meeting held on 29 January 2013 Council adopted the new Model Code of Conduct. The Code came into force on 1 March 2013. Councils were given until 30 September 2013 to establish a Panel of Independent Conduct Reviewers. The Centroc Group of Councils instigated a joint Expression of Interest process and following the finalisation of that process, the Panel members have recommended the course of action detailed in the report for Council's endorsement.

Recommendation

- 1. That Council endorse the selection of members of the Regional Code of Conduct Panel.
- 2. That Council suitably convey its gratitude to the members of the retiring Code of Conduct panel.
- 3. That Council formerly advise Centroc of its decision to participate in the Regional Code of Conduct Panel.

13 - 390 Resolution

That the recommendations be adopted.

Moved Councillor George Pratt, seconded Councillor Alan Ward.

16.3 (DTCS) Industrial Land Price - South Parkes Industrial Estate

Prepared By: Director Technology & Corporate Services

Executive Summary

Council periodically reviews the sale price of industrial land in the South Parkes Industrial Estate. A recent survey has been undertaken and the findings are the subject of this report.

Recommendation

- 1. That Council set the general sale price of land in the South Parkes Industrial Estate at the amount disclosed in the report.
- 2. That Council continue to actively market the available blocks as being for sale under both methods of industrial land disposal.
- 3. That the development of the industrial land in the South Parkes Estate including rezoning, design and subdivision receive a priority as part of the Economic Development Strategy.

13 - 391 Resolution

- 1. That Council set the general sale price of land in the South Parkes Industrial Estate at the amount disclosed in the report.
- 2. That Council continue to actively market the available blocks as being for sale under both methods of industrial land disposal.
- 3. That the development of the industrial land in the South Parkes Estate including rezoning, design and subdivision receive a priority as part of the Economic Development Strategy.
- 4. That the Economic Development Committee review the price of Industrial Land annually and also examine the possibility of other incentives.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

16.4 (DTCS) Lease/Purchase of Industrial Land

Prepared By: Director Technology & Corporate Services

Executive Summary

Council has received an offer to Lease/ Purchase land in the South Parkes Industrial Land.

Recommendation

1. That Council enter into a 12 month lease/purchase agreement with the proponent with a set price after 12 months in accordance with Council's lease/purchase conditions for Industrial Land.

13 - 392 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

16.5 (DPE) NetWaste Tender Collection and Recycling of eWaste for Councils in the NetWaste Region

Prepared By: Director Planning & Environment

Executive Summary

The purpose of this report is to seek Council's endorsement to engage a contractor for the collection and recycling of eWaste from the Parkes Waste Facility.

Recommendation

- 1. That council note this report.
- 2. Council authorise the General Manager to sign the Agreement once circulated appointing Reverse E-Waste as the exclusive service provider for E Waste collection and recycling.
- 3. Council agrees to meet the requirements of the arrangement.

13 - 393 Resolution

That the recommendations be adopted.

Moved Councillor George Pratt, seconded Councillor Alan Ward.

The Mayor, moved the meeting into Open Council at 2.08pm and invited members of the public to attend.

1 PRAYER

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

2 APOLOGIES

13 - 394 Resolution

That Councillor Barbara Newton be granted leave of absence (REASON: Absent from Parkes).

That Councillor Bob Haddin be granted leave of absence (REASON: III Health).

Moved Councillor Belinda McCorkell, seconded Councillor Alan Ward.

CARRIED

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

13 - 395 Resolution

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on Tuesday 20 August 2013 copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

4 DECLARATIONS OF INTEREST

Nil

- 5 NOTICES OF MOTION/RESCISSION
- Nil

6 LATE BUSINESS

Nil

7 MAYORAL MINUTES

7.1 Mayoral Minutes - 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 - 396 Resolution

- 1. That the report of recent functions attended by the Mayor, Councillors or Senior Staff be received and noted.
- 2. That Council write a letter to the Parkes Musical & Drama Society congratulating them on the Sound of Music production.

Moved Councillor Pat Smith, seconded Councillor Belinda McCorkell.

7.2 Mayoral Minute - 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 - 397 Resolution

- 1. That the report of upcoming functions for the Mayor, Councillors or Senior Staff be received and noted
- 2. That Council write to Group 11 expressing its disappointment in the decision to hold the Grand Final in Dubbo rather than in Parkes.

Moved Councillor George Pratt, seconded Councillor Pat Smith.

7.3 Mayoral Minute - Federal Commitment to the Melbourne to Brisbane Inland Railway

Executive Summary

I am delighted to formally report that the Hon Warren Truss Shadow Minister for Infrastructure and Transport has announced that the Coalition, if elected, will commit \$300 million to finalise plans and start delivering a rail line between Melbourne to Brisbane.

The Coalitions announcement comes on the back of Deputy Prime Minister Hon Anthony Albanese MP issuing a statement confirming Labors commitment to spend \$300 million for pre-construction work for the Melbourne to Brisbane Inland Rail including detailed planning and corridor acquisition.

The Melbourne to Brisbane Inland Rail is a Nation Building project which will revolutionise how freight is moved within Australia and is now fast becoming a reality. It will be a catalyst to invigorate regional Australia, a boon for agriculture, a boom for Parkes and contribute significantly to the competitiveness of our nation.

Recommendation

- 1. That the information be received and noted.
- 2. That Council write to the Federal Labour Government, the Federal Coalition and the candidates supporting the project, to congratulate them on committing to this iconic nation building project.

13 - 398 Resolution

That the recommendations be adopted.

Moved Councillor Belinda McCorkell, seconded Councillor Louise O'Leary.

7.4 Mayoral Minute - Parkes Shire Show Circuit

Executive Summary

Annual Shows have again been conducted with great success and enthusiasm during the past month across Parkes Shire in Tullamore, Trundle, Peak Hill and Parkes.

Yet again the Shows provided an effective shop window of the district's resilience and rural productivity.

Appreciation is extended to various Councillors to ensure Council was well represented at each of the four shows.

Recommendation

1. That the information be received and noted and that congratulatory letters be forwarded to the executive of the PA & H Associations in Tullamore, Trundle, Peak Hill and Parkes on the success of their 2013 exhibitions.

13 - 399 Resolution

That the recommendation be adopted.

Moved Councillor Michael Greenwood, seconded Councillor George Pratt.

CARRIED

8 COUNCILLORS' REPORTS

Nil

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 Parkes High School, Hockey NSW, Parkes Public School, Parkes Junior Rugby Union Football Club and Maddalena Sgarlata.

Recommendation

That the information be received and noted.

13 - 400 Resolution

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

CARRIED

9.2 (ICR) Request for Assistance - Trundle Bush Tucker Day 2013

Executive Summary

The organisers of the Trundle Bush Tucker Day have again requested assistance with this year's festival. The Bush Tucker Day will be held on Saturday, 7th September 2013 and the Committee requests Council support with the supply of 10 unisex portaloos and a garbage collection from the Festival area to the Trundle Tip.

Recommendation

- 1. That Council accede to the request and provide 10 portaloos for use at the Bush Tucker Day festivities in Trundle on Saturday, 7 September 2013.
- 2. That Council provide additional bins during the Festival and arrange for their collection and disposal.

13 - 401 Resolution

That the recommendations be adopted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

9.3 (ICR) Mission Aviation Fellowship Australia - every3minutes Event

Executive Summary

Council has received correspondence outlining Mission Aviation Fellowship's upcoming "every3minutes" event scheduled for 02 November 2013 at the Parkes Aerodrome.

Recommendation

1. The Council work in co-operation with the proponent to assist in this worthy fundraising event.

13 - 402 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor Belinda McCorkell.

10 GENERAL MANAGER'S REPORT

10.1 (GM) Election of Mayor and Deputy Mayor

Executive Summary

The election of the Mayor and Deputy Mayor by Councillors will take place on 03 September 2013.

Legislative or Policy Implications

Local Government (General) Regulation 2005 (Schedule 7)

Recommendation

- 1. That a ballot for Mayor be conducted using the ordinary ballot system.
- 2. That Council elect a Deputy Mayor and the ballot be conducted by the ordinary ballot system.

13 - 403 Resolution

That the recommendations be adopted.

Moved Councillor Pat Smith, seconded Councillor Belinda McCorkell.

At this stage of the meeting the General Manager called on the appointed Returning Officer to conduct the election of the Mayor and Deputy Mayor.

In accordance with the Local Government (General) Regulation 2005 (Schedule 7) nominations were called for Mayor and one nomination was received being Councillor KJ Keith.

Councillor KJ Keith accepted nomination.

None opposed

The Director Technology & Corporate Services acting as the Returning Officer declared Councillor KJ Keith elected as Mayor for the term 2013/2014.

In accordance with the Local Government (General) Regulation 2005 (Schedule 7) nominations were called for Deputy Mayor and one nomination was received being Councillor AJ Ward.

Councillor AJ Ward accepted nomination

None opposed

The Director Technology & Corporate Services acting as the Returning Officer declared Councillor AJ Ward elected as Deputy Mayor for the term 2013/2014.

10.2 (GM) Councillor Representation of Committees

Executive Summary

Council is asked to determine its Committee representatives annually.

Parkes Shire Councillors are requested to review the current Council committees and their representation on respective Committees for appointment by resolution of Council at the next Ordinary Council meeting scheduled for 17 September 2013.

Recommendation

1. That Councillors consider their appointments as either Council's delegate or representative to respective current Committee's and organisations.

13 - 404 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

10.3 (GM) Pecuniary Interest Returns for Councillors and Designated Officers 01.07.2012 - 30.06.2013

Executive Summary

Pecuniary Interest Returns received for the financial year 1 July 2012 to 30 June 2013 for the current Councillors and designated persons are tabled at this meeting in compliance with Section 450A of the Local Government Act, 1993.

Recommendation

1. That the tabling of Pecuniary Interest Returns as at 30 June 2013 for Councillors Keith, Ward, Greenwood, Haddin, McCorkell, McGrath, Newton, O'Leary, Pratt, Smith and the General Manager, Director Technology and Corporate Services, Director Planning and Environment and Director Engineering Services be noted.

13 - 405 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor Belinda McCorkell.

10.4 (GM) Abandonment of Council Meeting - 1 October 2013

Executive Summary

It has been customary to abandon the Council meeting which conflicts with the annual Shires Association meeting, which normally falls on the first meeting in June. In 2013 the new association formed by the amalgamation of the Shires Association and the Local Government Association, known as Local Government NSW, will have their inaugural meeting commencing on 1 October 2013, which also conflicts with a Council meeting.

It is therefore proposed to abandon the Council meeting scheduled for 1 October 2013.

Recommendation

1. That the 1 October 2013 Council meeting be abandoned.

13 - 406 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor Michael Greenwood.

11.1 (DTCS) Frazer Court Committee - Peak Hill Doctor's Residence - 2013/14 Rates Rebate Request

Executive Summary

A request has been received from Frazer Court Committee Inc for a 50% reduction in the rates and charges for 2013/14 for the Doctor's Residence situated at 86 Derribong Street, Peak Hill.

Recommendation

That Council make a contribution equivalent to 50% (\$645.50) of the total 2013/14 rates and charges levied on assessment 60800-0, being the Peak Hill Doctor's Residence at 86 Derribong Street, Peak Hill owned by the Frazer Court Committee, under Section 356 of the Local Government Act, 1993.

13 - 407 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor George Pratt.

CARRIED

11.2 (DTCS) Peak Hill Men's Shed - 2013/2014 Rate Rebate Request

Executive Summary

A request has been received from Peak Hill Men's Shed Incorporated for a rebate on the rates and charges for 2013/14.

Councils resolution to implement a formal application process for rate rebates has not yet been formulated, accordingly it is recommended to approve the rebate as per previous years, until the new process is finalised.

Recommendation

1. That Council make a contribution towards the rates levied on assessment 60860-0, being 66 Derribong Street, Peak Hill owned by the Peak Hill Men's Shed Inc for the amount of \$425.00, being equivalent to a full pension rebate, for the 2013/14 financial year.

13 - 408 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

11.3 (DTCS) Parkes Pool Admission Charges - 2013/14

Executive Summary

At its meeting held on 16 July 2012 Council resolved to implement the following fees subject to the public advertising provisions of the Local Government Act, 1993;

Family Day Pass - Parkes Swimming Pool - \$13.00 Family Day Pass - Swimming Pool - Peak Hill, Trundle, Tullamore - \$12.00 Books of 10 Admission tickets - Parkes Swimming Pool - \$42.00 (Available at Administration Centre)

Recommendation

1. That Council adopt the following new proposed fees for 2013/14.

Family Day Pass - Parkes Swimming Pool - \$13.00 Family Day Pass - Peak Hill, Trundle, and Tullamore Swimming Pools - \$12.00 Books of 10 Admission Tickets - Parkes Swimming Pool - \$42.00

13 - 409 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Belinda McCorkell.

12 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT

12.1 (DPE) DA13064: Proposed Change of Use from a Dwelling to a Medical Centre 71 Currajong Street, Parkes

Development Application Information

Application No: DA13064

| Applicant: | Dr Lachlan Smith |
|------------|---|
| Property: | Lot 1 Section 12 DP 758827, 71 Currajong Street, Parkes |

Proposal: Change of Use from a Dwelling to a Medical Centre

Executive Summary

Development Application No DA13064 proposes the change of use from a dwelling to a medical centre at Lot 1 Section 12 DP758827, 71 Currajong Street, Parkes. A copy of the site and elevation plans and a Statement of Environmental Effects are included in an attachment to this report. The application was lodged on the 18 July 2013 by Dr Lachlan Smith.

The application has been reported to Council due to the inconsistencies with Council's Car Parking Development Control Plan 1998. The applicant proposes to pay car parking contributions in lieu of physically providing car parking spaces on site.

Recommendation

It is recommended that the application be approved subject to the conditions contained in the report. A condition of consent will require the applicant to provide the car parking spaces on site.

13 - 410 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor Belinda McCorkell.

CARRIED

FOR VOTE - Cr MJ Greenwood, Cr KJ Keith, Cr BJ McCorkell, Cr KM McGrath, Cr LA O'Leary, Cr GW Pratt, Cr PJ Smith, Cr AJ Ward AGAINST VOTE - Nil ABSENT. DID NOT VOTE - Cr RC Haddin, Cr BF Newton PRESENT. DID NOT VOTE - Nil

13 DIRECTOR ENGINEERING SERVICES REPORT

13.1 (DES) Regional Road Repair Program 2013/2014

Executive Summary

Council has been advised that one of its applications for funding under the 2013/14 Regional Road REPAIR Program has been approved. Council had lodged applications for three projects being the widening of two sections of The Bogan Way (MR350N), and alignment improvements on the Peak Hill to Tullamore Road (MR348).

The project approved is for widening of two kilometres of The Bogan Way (MR350N) north of Black Range Road at a total cost of \$200,000. The other projects did not attract sufficient points to receive grant funding.

Recommendation

1. That the information on the successful application for funding under the 2013/2014 Regional Road REPAIR Program for the widening of two kilometres of The Bogan Way (MR350N) be noted.

13 - 411 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

13.2 (DES) Western NSW Roads Project

Executive Summary

The Hon Kevin Humphries MP Minister for Western New South Wales initiated the preparation of The Western NSW Road Plan to create a portfolio of roads that should be upgraded to create strategic links and support productivity including mining, agriculture, freight and tourism. This is being done with the view that presenting a strategic roads plan for the region will be more effective than smaller, individual applications.

The project was taken on as a CENTROC coordinated program to enable information to be distributed easily.

Projects put forward by Parkes Shire Council were:

- The Bogan Way Widening (Safety)
- Western Ring Road Parkes (Strategic Road Link)
- Southern Ring Road Parkes (Strategic Road Link)
- Renshaw McGirr Way Widening (supporting Wellington Shire Council's Realignment Project for Freight Productivity).

Recommendation

1. That the information be noted.

13 - 412 Resolution

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Michael Greenwood.

Executive Summary

The Parkes Pool Management Committee Meeting was held on Monday 26 August 2013. The Minutes of the Meeting are attached. The Pool Events Calendar is separately attached.

Recommendation

1. That the Minutes of the Parkes Pool Management Committee Meeting held on 26 August 2013 be adopted.

13 - 413 Resolution

- 1. That the Minutes of the Parkes Pool Management Committee Meeting held on 26 August 2013 be adopted.
- 2. Council accedes to the request of the Parkes College of Seniors for use of the pool between 9am to 10am time slot.

Moved Councillor Alan Ward, seconded Councillor Pat Smith.

13.4 (DES) Memorial Hill and Lookout Rejuvenation - Tree Clearing Day

Executive Summary

The inaugural volunteer working bee organised by the Memorial Hill and Lookout Rejuvenation Committee was held on Saturday 24 August 2013. The working bee was headed up by Councillors Pat Smith (Committee Chair) and Kenny McGrath and involved tree clearing to improve viewing opportunities. The result was an effective start to achieving the aims of the Committee as evidenced by the photographs attached.

Participants on the day were from:

- RSL Parkes Sub Branch
- Parkes SES
- Northparkes Mine
- Parkes Action Club
- Landcare
- Parkes Shire Council
- Steve McGrath Tree Service

Recommendation

1. That the information on the Memorial Hill Tree Clearing Day be noted.

13 - 414 Resolution

That the information be received and noted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

CARRIED

14 CONSIDERATION OF COMMITTEE MINUTES

Nil

15 QUESTIONS AND MATTERS OF URGENCY

Nil

Peter Kelly on behalf of the Trundle Community thanked the Council for holding their meeting in Trundle and raised the following issues:

- 1. Our dissatisfaction with the Trundle Flood plan, and supposed information that has come our way. This is WAY short of all promises made in the initial meeting.
- 2. State of Bogan Way Bogan Gate to Tullamore. Becomes more dangerous all the time with edges treacherous and many road trains using it.
- 3. Road to NorthParkes Mine. Initial work was great, but there are still problem areas that need to be addressed.
- 4. Rural Roads Committee to prioritise expenditure from progressive plan.
- 5. Re-visit Community Strategic Plan. We are planning to update our Community Strategic Plan for Trundle in the new year. Many issues on our agenda are bigger than Trundle, and concern the shire. We want to discuss how to integrate our plan in with priorities of PSC.
- 6. Merger of CCC and PRogress Association. We have decided to merge the CCC and Trundle & District Progress Association after the AGM in October. From this time Progress Assn will be the voice for Trundle with PSC.

Rose Leighton raised the following issue:

1. Brookview Street Units, if Council would consider a rate reduction on the units especially whilst tenancy is currently low.

Dawn Daley raised the following issues:

1. SES Floodplan & standpipe at fire station

Tony Skinner raised the following issue:

1. Overhanging trees, boundary fences on neighbouring properties.

The Mayor and Staff answered questions where possible and undertook to follow the other matters up.

There were no further questions from the gallery and at this stage with no further Council business the Mayor declared the meeting closed at 3.19pm and invited all those present to join Councillors for afternoon tea.