

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF  
BREWARRINA HELD AT BREWARRINA SHIRE COUNCIL ON  
FRIDAY 23 OCTOBER 2015**

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Meeting commenced at 10:06 am

**Present**

**Councillors**

**Mark Brown  
Michael Hertslet  
William Loughnan  
Phillip O'Connor  
Angelo Pippas  
Wulf Reichler  
Robert Wason**

**General Manager  
Director of Technical Services  
Director of Corporate & Community Services  
Acting Executive Assistant**

**Dan Simmons  
Siew Neale  
Belinda Colless  
Tara Byrnes**

**Apologies**

199/15 **RESOLVED on MOTION of Councillor Loughnan seconded by Councillor Hertslet that Councillor Stanton and Councillor Slack-Smith apologies be accepted.**

The MOTION upon being PUT to the meeting was declared CARRIED.

**Declaration of pecuniary or non-pecuniary conflict of interest**

- Councillor Brown declared an interest in Mayoral Minute item a.

**Confirmation of Minutes**

Confirmation of the Minutes of the Ordinary Meeting of Friday 25 September 2015

200/15 **RESOLVED on MOTION of Councillor Loughnan seconded by Councillor O'Connor that the Minutes of the Ordinary Meeting of 25 September 2015 covered by resolutions 170/15 to 198/15 with amendments be adopted.**

The MOTION upon being PUT to the meeting was declared CARRIED.

Business Arising from Previous Minutes

- NIL

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**Status Report**

**201/15 RESOLVED on MOTION of Councillor Brown seconded by Councillor Loughnan that the Status Report be received as information.**

The MOTION upon being PUT to the meeting was declared CARRIED.

- Councillor Wason and Director of Corporate Services gave a brief of the Showground Management Meeting held at the RSL 6pm 21/10/2015:
  - The meeting outcome was to develop a user group as opposed to a 355 committee of Council.
  - The development of a user group was to be an advisory body to Council (Reserve Trust).
  - A report to Council will be prepared for November meeting.
  - Showground Users Group awaiting quotations for toilets and building lining possibility for user group to work in with Drought Communities funding.

**Councillor Request Status Report**

NIL

**Reports from Advisory Committees**

Confirmation of the Minutes of the Plant Committee held on 25 September 2015

**202/15 RESOLVED on MOTION of Councillor Reichler seconded by Councillor Hertslet that the Minutes of the Plant Committee Meeting held on the 25 September 2015 be received as information.**

The MOTION upon being PUT to the meeting was declared CARRIED.

Confirmation of the Minutes of the Plant Committee held on 23 October 2015

**203/15 RESOLVED on MOTION of Councillor Reichler seconded by Councillor Hertslet that the Minutes of the Plant Committee Meeting held on the 23 October 2015 be received as information.**

The MOTION upon being PUT to the meeting was declared CARRIED.

Confirmation of the Minutes of the Local Traffic Committee Meeting held on the 26 August 2015

**204/15 RESOLVED on MOTION of Councillor Reichler seconded by Councillor Loughnan that the Minutes of the Local Traffic Committee Meeting held on the 26 August 2015 be received as information.**

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The MOTION upon being PUT to the meeting was declared CARRIED.

**Mayoral Minutes**

Item a. Access to Services for the Goodooga Community

The purpose of this report is for Council to consider being the auspicing body for the Goodooga Community to provide access to transport until June 2017.

RECOMMENDED:

The Council resolve to;

1. Act as the auspicing body for the Goodooga Community to access funds from Transport NSW to support community transport for the residents of Goodooga until June 2017
2. And if required, will authorise the use of the Council seal to confirm the agreement

- 205/15 RESOLVED on MOTION of Councillor Hertslet seconded by Councillor O'Connor that the Council resolve to;**
- 1. Act as the auspicing body for the Goodooga Community to access funds from Transport NSW to support community transport for the residents of Goodooga until June 2017**
  - 2. And if required, will authorise the use of the Council seal to confirm the agreement**

The MOTION on being PUT to the meeting was declared CARRIED.

Item b. November Council Meeting Change of Date

The purpose of this report is for Council to consider changing the date of the November Council meeting.

RECOMMENDED:

The Council resolve to;

1. To move the date of the scheduled November 2015 Council Meeting from Friday 27<sup>th</sup> November to Friday 20<sup>th</sup> November 2015 to commence at 10am.
2. Advertise the change of meeting date in the Brewarrina News and on radio.

- 206/15 RESOLVED on MOTION of Councillor O'Connor seconded by Councillor Hertslet that the Council resolve to;**
- 1. To move the date of the scheduled November 2015 Council Meeting from Friday 27<sup>th</sup> November to Friday 20<sup>th</sup> November 2015 to commence at 10am.**
  - 2. Advertise the change of meeting date in the Brewarrina News and on radio.**

The MOTION on being PUT to the meeting was declared CARRIED.

Verbal Mayoral Minute –

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The purpose of this verbal Mayoral minute was to provide an update on Mayoral activities;

- Councillor Reichler, General Manager and Mayor Pippos attended the LGNSW Annual Conference and the Fit for the Future Meeting held in Sydney on the 2 to 3 October 2015.
- Request for Council to distribute a media release as soon as possible to public on the IPART report. The notice will be to notify the public that Brewarrina Shire Council does not fall under this review being it is one of the eight Councils of the Far West Initiative.

**207/15 RESOLVED on MOTION of Councillor Loughnan seconded by Councillor Reichler that Council resolve to accept the verbal Mayoral Minute and action request for IPART media release according.**

The MOTION on being PUT to the meeting was declared CARRIED.

**Notice of Rescission Motion**

NIL

**Notice of Motion**

NIL

**Request to Address Council in a Public Forum**

Senior Sargent David Wheatley POLICE update-

- General discussion and update on Police matters;
- Requested Council not to forward letter to Troy Grant regarding the difficulties Regional Police face with search warrant restraints.
- Increased Highway Patrol presence due to structural changes within the Police Force, correspondence has been forwarded from Brewarrina Police regarding the matters of concern; see CWA Letter.

Council Actions from POLICE update;

- Mayor or GM to contact Bourke Court House in regard to a serial offender being released and the possibility of placing regulating restrictions on the individual's bail terms.

**208/15 RESOLVED on MOTION of Councillor O'Connor seconded by Councillor Wason that Council resolve to contact Bourke Court House in regards to the offender.**

The MOTION on being PUT to the meeting was declared CARRIED.

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**Petition if tabled**

NIL

**Reports of the General Manager**

Item 1     Narran Lake Proposal

The purpose of this report is to further develop the initial concept for the Narran Lakes through a scoping study that would support both a sensible and sensitive initiative to overcome the current barriers.

**RECOMMENDED**

That Council resolve to:

- Further develop this initial concept for the Narran Lakes through a scoping study to be conducted;
- Liaise and collaborate with the other three shires encompassing Walgett, Warren and Moree.
- Nominate a representative from Council for the Tourism Manager/General Manager to liaise with in preparing for the scoping study.

**209/15 RESOLVED on MOTION by Councillor Hertslet seconded by Councillor Wason that the Council resolve to:**

- **Nominate Councillor O'Connor as the representative from Council, for the Tourism Manager / General Manager to liaise with in preparing for the scoping study.**

The MOTION on being PUT to the meeting was declared CARRIED.

Item 2     State Cover Workers Comp & WHS Report

The purpose to update Council on the Workers Compensation and WHS report from State Cover the Local Government Workers Compensation Insurer.

**RECOMMENDED:**

That Council note the report as information.

**210/15 RESOLVED on MOTION by Councillor Wasson seconded by Councillor Hertslet that Council resolve to:**

- **Note the report as information**

The MOTION on being PUT to the meeting was declared CARRIED.

**Engineering**

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Item 3     Establishment of Angledool Bore Users Committee

The purpose of the report is to inform Council of its options in managing the Angledool Bore moving forward and for Council to form an Angledool Bore 355 Committee.

**RECOMMENDED:**

That Council;

1. Establish the 'Angledool Bore Users Committee', and
2. Appoint a Councillor to the Committee, and
3. Adopt the Angledool Bore Users Committee Terms of Reference and Management Procedure.

**211/15     RESOLVED on MOTION by Councillor Loughnan seconded by Councillor Wason that Council resolve to:**

- 1. Establish the 'Angledool Bore Users Committee', and**
- 2. Appoint Councillor Reichler to the Committee, and**
- 3. Adopt the Angledool Bore Users Committee Terms of Reference and Management Procedure.**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Discussions surrounding –*
  - *Installation of reticulation system*
  - *Fees and associated charges – more detail to be supplied once the 355 Committee is developed.*
  - *Users and community associated costs to be determined ie licence, repairs and maintenance*
  - *Community Consultation meetings and minutes have been publically advertised.*
  - *Councillor O'Connor requested minutes from previous Community Consultation Committee.*

Meeting suspended for recess at 11:11am

Meeting recommenced at 11:29am

Item 4     Asset Maintenance Council Housing

The purpose of this report is to advise Council of asset maintenance works required on Council's property at 3 King St Brewarrina.

**RECOMMENDED:**

That Council agree to commit funds to repair and upgrade the Council owned accommodation at 3 King St Brewarrina currently being leased on a commercial basis to the Doctor.

**212/15     RESOLVED on MOTION by Councillor Loughnan seconded by Councillor Wason That Council:**

- **Council have requested three quotations are to be supplied to Council so they**

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- can make a decision whether to sell or retain 3 King Street Brewarrina and;
- Offer VEM alternative housing until a decision has been made.

The MOTION on being PUT to the meeting was declared CARRIED.

- *Councillor Reichler and Councillor O'Connor against motion.*

Item 5     Local Roads and Transport Congress

The purpose of this report is to advise Council of the invitation to the Australian Local Government Association National Local Roads and Transport Congress.

RECOMMENDED:

That Council resolve one Councillor accompanies the Director of Technical Services to the Australian Local Government Association National Local Roads and Transport Congress from the 17-19 November 2015.

**213/15     RESOLVED on MOTION by Councillor O'Connor seconded by Councillor Hertslet That Council:**

- **Resolve Councillor Wason or an alternative Councillor accompany the Director of Technical Services to the Australian Local Government Association National Local Roads and Transport Congress from the 17-19 November 2015.**

The MOTION on being PUT to the meeting was declared CARRIED.

Item 6     Brewarrina Waste Facility Capital Works Financial Report

The purpose of this report is to update Council on current expenditure for the construction of the new cell at the Brewarrina Waste Facility and funding sources.

RECOMMENDED:

That Council resolve to accept this report as information.

**214/15     RESOLVED on MOTION by Councillor Wason seconded by Councillor Loughnan That Council:**

- **Resolve to accept the Brewarrina Waste Facility Capital Works Financial report as information**

DCCS left room at 12:06pm

DCCS returned at 12:08pm

The MOTION on being PUT to the meeting was declared CARRIED.

- *Discussion surrounding figures for budget breakdown*
- *Report to Council on open, closed tip, and manned tip.*
- *larger item projects have been requested to have updates Monthly to Council.*

Item 7     Weeds Fund

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The purpose of this report is to inform Council of Noxious Weeds obligations and funding agreement.

**RECOMMENDED:**

That Council resolve to accept the weed report as information.

**215/15 RESOLVED on MOTION by Councillor Reichler seconded by Councillor Wason  
That Council:**

- **Resolve to accept the Weed report as information**

The MOTION on being PUT to the meeting was declared CARRIED.

Item 8 NSW Correctional Services Community Project

The purpose of this report is to advise Council of the developing partnership with NSW Corrective Services Brewarrina (Yetta Dhinnakkal) Correctional Centre and seek concurrence to pursue future project opportunities.

**RECOMMENDED:**

That Council resolve to accept the weed report as information.

**216/15 RESOLVED on MOTION by Councillor Reichler seconded by Councillor Brown  
That Council:**

- **Accepts the report as information, and**
- **Endorses the concept and intent within this report for future projects.**
- **Send a formal letter of Thanks**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Council is currently building a working developing stronger partnerships with Yetta for the co-ordination of future works.*
- *Council to send a formal letter of Thanks to Yetta for the works preformed.*

**Corporate and Community Services**

Item 10 Bank Reconciliation, Investments & Rate Collections

The purpose of this report is to present to Council:

- The reconciliation of Council's cash book and bank statement as at 30 September 2015.
- A written report (setting out details of all money that the council has invested under Section 625 of the Act).
- A comparison of rate collections as at 30 September 2015 with the same period last year.

**RECOMMENDED:**

That:

1. The bank reconciliation report be received as information.



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2. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 17 February 2011 be received and noted.
3. The Rate Collection report be received as information.

**217/15 RESOLVED on MOTION by Councillor Wason seconded by Councillor Reichler That Council:**

- 1. The bank reconciliation report be received as information.**
- 2. The Certification of the Responsible Accounting Officer for compliance with the Investment Policy and the Ministerial Investment Order dated 17 February 2011 be received and noted.**
- 3. The Rate Collection report be received as information.**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Pg 126 Councillor questions surrounding report arrears*

### **Information Reports**

a General Manager

b Roads

c Utilities

d Plant

e Tourism

f Environment, Health & Building

g Childcare

h Youth

i Library

j Human Services

**218/15 RESOLVED on MOTION by Councillor Hertslet seconded by Councillor Brown that the information reports be received and noted.**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Pg 144 Youth Report – Councillors have commended the Youth Centre Staff, for their strong community efforts. Director of Corporate and Community Services briefed*

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*Council on the 'Be Connected initiative' which has been a significant support to the Youth Centre success.*

**Correspondence for Action**

NIL

**Correspondence for Information**

- Hon Niall Blair Correspondence received - Game & Feral Animal Control Act 2002
  - *Councillor Wason briefed Council as to costing of fencing (install and purchase - \$19p/m)*
- Hon Niall Blair Correspondence received - Biosecurity Act 2015
- Brewarrina Shire Council Correspondence sent - Hon Niall Blair (Wild Dog Issues)
- Country Women's Association of NSW Correspondence received - Council support
  - *Council to forward receipt of letter to CWA.*

**Late Reports**

Item: (Late) Entrance Signage

The purpose of the report is for Council to review the installation of the new entrance signage and proceed with development approval and quotations.

**RECOMMENDED:**

That Council:

- Receive the report as information and review the new concept designs.

219/15

**RESOLVED on MOTION by Councillor O'Connor seconded by Councillor Hertslet**

**That Council:**

- **Receive the report as information and review the new concept designs.**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Councillor O'Connor briefed Council as to locations and RMS requirements.*
- *Director of Technical Services indicated that if signage locations were to alter from original, designs consultation with the Local Traffic Committee for RMS, Police and Council endorsement would need to occur prior.*
  
- Dan Simmons GM left room at 12:44pm
- Dan Simmons GM returned at 12:45pm

Item: (Late) Acceptance of Single Quotation

The purpose of the report is to ensure Council is compliant under its Pecuniary Policy to be in a position to meet the deadline set by Services NSW for the installation of Service NSW computers on the 8<sup>th</sup> February 2016 at Councils front desk.

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RECOMMENDED:

That Council:

- Accept the quote from Kitchen Creations of \$18,730.00 to produce the security complaint front counter for Brewarrina Shire Council.

**220/15 RESOLVED on MOTION by Councillor Brown seconded by Councillor Reichler**

**That Council:**

- **Accept the quote from Kitchen Creations of \$18,730.00 to produce the security complaint front counter for Brewarrina Shire Council.**

The MOTION on being PUT to the meeting was declared CARRIED.

Item: (Late) Annual Financial Statements & Audit Reports 30 June 2015

The purpose of the report is to inform Council of the receipt of the Audit Report for the financial year ending 30 June 2015.

RECOMMENDED:

That Council:

Receive the Report as information

**221/15 RESOLVED on MOTION by Councillor Hertslet seconded by Councillor Reichler**

**That Council:**

- **Receive the Report as information.**

The MOTION on being PUT to the meeting was declared CARRIED.

- *Teleconference with Auditor is scheduled for November Council Meeting*

**Closed Session**

**222/15 RESOLVED on MOTION by Councillor Wason and seconded by Councillor Hertslet that Council close the meeting to the public as per section of the Local Government Act 1993:**

1. **10A(2)(b) the personal hardship of any resident or ratepayer**
2. **Section 10A(2)(d) of the Local Government Act 1993, commercial information of a confidential nature that would, if disclosed:**
  - (i) **May prejudice the commercial position of the person who supplied it;**
  - (ii) **Confer a commercial advantage on a competitor of the Council, or;**
  - (iii) **Reveal a trade secret**

The MOTION on being PUT to the meeting was declared CARRIED.

The Meeting moved into closed session at 12:51pm

**224/15 RESOLVED on MOTION by Councillor Wason seconded by Councillor Hertslet that**

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**Council move into open session.**

The Meeting moved into open session at 12:54pm

**Opened Session**

The Mayor advised the following resolutions were moved in closed session.

Item a Supply and Delivery of Bitumen Emulsion Tender REGRPO021617

223/15

**RESOLVED on MOTION by Councillor Wason and seconded by Hertslet  
That Brewarrina Shire Council resolve to;**

- 1. Award this contract as a single source supplier as Bitupave Limited t/as Boral Asphalt for the period 36 months, 1/01/2016 to 31/12/2018 and**
- 2. That a provision be allowed for a twelve month extension based on satisfactory supplier performance, which may take this contract through to 31/12/2019**

The MOTION on being PUT to the meeting was declared CARRIED.

**Questions Without Notice**

**COUNCILLOR M SLACK-SMITH**

**Question: Absent**

**Answer:**

**COUNCILLOR R WASON**

**Question: Inspection reports to be submitted to Council for a 5 year action plan (before March 2016)**

**Answer:**

**Question: Golf Club report to be submitted to next Council Meeting in November**

**Answer:**

**Question: Action to the Weilmoringle Tennis Court fence, is required as soon as possible, as it is a safety concern.**

**Answer: Bridge timbers have been delivered install process to co-ordinate with workers.**

**COUNCILLOR P O'CONNOR**

**Question: What is the status of the Opal Mullock 1km trial works**

**Answer: Road is formed and will commence works 27/10/2015**

**Question: FAG Grants letter to be sent to Councils, not utilising funding as discussed in meeting with the Grants Commission.**

**Answer:**

**COUNCILLOR M HERTSLET**

**Question: NIL**

**Answer:**

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**COUNCILLOR M BROWN**

**Question: NIL**

**Answer:**

**COUNCILLOR M REICHLER**

**Question: Future Ordinary Monthly Business Reports to have single page reports.**

**Answer: Can do.**

**Questions: How regularly are kerbs and guttering being swept?**

**Answer:**

**COUNCILLOR W LOUGHNAN**

**Question: NIL**

**Answer:**

**COUNCILLOR T STANTON**

**Question: Absent**

**Answer:**

**COUNCILLOR M BROWN**

**Question: NIL**

**Answer:**

**COUNCILLOR A PIPPOS**

**Question: NIL**

**Answer:**

The next Ordinary Meeting of the Council will be held on 20 November 2015 at Goodooga commencing at 10am.

There being no further business, the meeting closed at 1:07 pm

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MAYOR