



Minutes

Ordinary Council Meeting

held in the Council Chambers

Binnia Street, Coolah

on Thursday, 16 March 2023

commencing at 5:00 pm

PRESENT: Cr A Doolan (Chairperson), Cr A Iannuzzi, Cr K Brady (videolink), Cr D Hogden, Cr Z Holcombe, Cr C Kopke, Cr J Newton, Cr K Rindfleish and Cr D Todd.

In attendance: General Manager (Roger Bailey), Director Technical Services (Gary Murphy), Director Environment and Development Services (Leeanne Ryan), Director Corporate and Community Services (Lindsay Mason) and Executive Assistant to the General Manager (Erin Player – Minutes).

Acknowledgement of Country

The Mayor acknowledged the Gomerioi people, the Traditional Custodians of the Land at which the meeting is held and paid respects to Elders, both past and present, of the Gomerioi Nation and extended that respect to other Aboriginal people who are present.

Recording of Meeting

The Mayor announced that the meeting was being streamed live plus audio recorded, and that the audio recording will be published.

APOLOGIES

Nil

Confirmation of Minutes

254/2223 RESOLVED that Council confirm the Minutes of the Ordinary Council meeting held on 16 February 2023.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

255/2223 RESOLVED that Council confirm the Minutes of the Extra-Ordinary Council meeting held on 7 March 2023.

MOVED: Councillor Todd

SECONDED: Councillor Kopke

For – Unanimous

The Mayor called for Disclosure of Interests

Cr Rindfleish declared a less than significant conflict of interest in Item 20.3 2 – 4 Digilah Street, Dunedoo due to owning a similar business in Coolah, though not associated.

Cr Brady declared a pecuniary interest in Item 10 Community Financial Assistance Donations 2022/23 – Round Two due to being the Chairperson of the Suicide Prevention network and having an application lodged for funding.

MOVED: Councillor Hogden

SECONDED: Councillor Rindfleish

For – Unanimous

Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 8 February 2023 to 8 March 2023

256/2223 RESOLVED that Council:

1. Notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 8 February 2023 to 8 March 2023.
2. Notes the report on the Mayor's credit card expenses between 20 February 2022 and 23 February 2023 and approves the payment of expenses totalling \$343.74.

MOVED: Councillor Doolan

SECONDED: Councillor Iannuzzi

For – Unanimous

Item 2 Councillors' Monthly Travel Claims

257/2223 RESOLVED that the Councillors' monthly travel claims report in the amount of \$984.36 be noted for information.

MOVED: Councillor Kopke

SECONDED: Councillor Hogden

For – Unanimous

Item 3 Minutes of Local Emergency Management Committee – 20 February 2023

258/2223 RESOLVED that the minutes of the Local Emergency Management Committee on the 20 February 2023 are noted for information.

MOVED: Councillor Kopke

SECONDED: Councillor Newton

For – Unanimous

Item 4 Minutes of Traffic Advisory Committee Meeting – 28 February 2023

259/2223 RESOLVED that the minutes of the Traffic Advisory Committee Meeting held on the 28 February 2023 are noted for information.

MOVED: Councillor Kopke

SECONDED: Councillor Newton

For – Unanimous

Item 5 Minutes of Economic Development and Tourism Meeting

260/2223 RESOLVED that Council:

1. Notes the minutes of the Economic Development and Tourism Committee meeting held on 28 February 2023.
2. Endorse the selection of corten steel material for the town entrance signs, with EDT Committee Members undertaking consultation with their communities to select supporting material for the sign, layout and preferred signage locations in accordance with available budget.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

Item 6 Revotes and High Value Projects Report

261/2223 RESOLVED that the Revote and High Value Projects Report be noted for information.

MOVED: Councillor Todd

SECONDED: Councillor Holcombe

For – Unanimous

Item 7 Council Resolutions Report

262/2223 RESOLVED that the Council Resolution Report be noted for information.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

Item 8 Reviewed Policies

263/2223 RESOLVED that:

1. Council endorses the following draft policies for the purpose of public exhibition for a minimum of 28 days, with submissions invited for a minimum of 42 days:
 - i. Public Art.
 - ii. Public Forum.
 - iii. Records Management for Councillors.
 - iv. Statement of Business Ethics.
2. A further report be presented to Council on the draft policies after the public exhibition period is completed.

MOVED: Councillor Holcombe

SECONDED: Councillor Kopke

For – Cr Kopke, Cr Holcombe, Cr Doolan, Cr Hogden, Cr Todd, Cr Brady, Cr Newton and Cr Rindfleish

Against – Cr Iannuzzi

Item 9 Draft Media Policies

264/2223 RESOLVED that:

1. Council endorses the draft *Media Policy* and *Social Media Policy* for the purpose of public exhibition for a minimum of 28 days, with submissions invited for a minimum of 42 days.
2. A further report be presented to Council on the draft policies for media and social media after the public exhibition period is completed.

MOVED: Councillor Newton

SECONDED: Councillor Hogden

For – Unanimous

5.14pm

Cr Brady had previously declared a Pecuniary Interest and left the meeting.

Item 10 Community Financial Assistance Donations 2022/23 – Round Two

265/2223 RESOLVED that Council funds the following applications under Round Two of the Community Financial Assistance Donations 2022/23, at a total cost of \$10,340.50

Applicant name/s	Amount (\$)
Warrumbungle Shire Council – to pay for fee waiver of hall hire	240.50
Binnaway PAH&I Association	450.00
Binnaway Tennis Club	460.00
Baradine Bowling Sporting Club	460.00
Coonabarabran CWA	460.00
Coonabarabran Bowling Club	460.00
Binnaway Bombshells	460.00
Dunedoo and District Historical Society and Museum	450.00
Coonabarabran Celtic Club	460.00
Caring for Coolah Inc	460.00
Centacare	460.00
Yarn Support Connect	460.00
Coolah and District Historical Society	460.00
Dunedoo Polocrosse Club	460.00
Dunedoo Junior Rugby League and Football	460.00
Dunedoo Community Coordinator	460.00
Dunedoo Central School	460.00
Coolah Volunteer Rescue Squad	460.00
Coolah Seniors Recreational Group	460.00
Black Stump Craft Shop Inc	460.00
Coolah Tennis Club	460.00
Coolah District Development Group	460.00
Coolah Pony Club	460.00

MOVED: Councillor Kopke

SECONDED: Councillor Holcombe

For – Unanimous

5.19pm

Cr Brady returned to the meeting.

Item 11 Investments and Term Deposits – month ending 28 February 2023

266/2223 RESOLVED that Council accept the Investments Report for the month ending 28 February 2023 including a total balance of \$34,948,535.62 being:

- \$1,108,490.93 in at call accounts.
- \$33,500,000.00 in term deposits.
- \$340,044.69 cash at bank.

MOVED: Councillor Todd

SECONDED: Councillor Newton

For – Unanimous

Item 12 Natural Disaster Response and Recovery Monthly Report for March 2023

267/2223 RESOLVED that Council note the Natural Disaster Response and Recovery Monthly Report for March 2023.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Newton

For – Unanimous

Item 13 Binnaway Water Treatment Plant Upgrades Funding Report

268/2223 RESOLVED that Council:

1. Notes the information contained in the Binnaway Water Treatment Plant Upgrades Funding Report.
2. Delegates authority to the General Manager to execute and sign the funding deed received from the Department of Planning and Environment valued at \$134,424.
3. Allocates further funds to the Binnaway Water Treatment Plant Upgrades as follows: FY2023/24 \$500,000, FY2024/25 \$300,000, FY2025/26 \$830,000.
4. Investigate the process for use of the Binnaway backup bore for the Binnaway Showground.

MOVED: Councillor Todd

SECONDED: Councillor Hogden

For – Unanimous

Item 14 Alcohol Free Zones

269/2223 RESOLVED that Council:

1. Notes the information contained in the Alcohol Free Zones Report.
2. Commence the advertising and notification process as per Section 644 under Local Government Act 1993 to renew the existing Alcohol Free Zones within Baradine, Binnaway, Coonabarabran, Coolah, Dunedoo and Mendooran for a further period of four years with amendments to the zones in Dunedoo, Mendooran and Binnaway and include in front of Hospital premises for Coonabarabran, Dunedoo and Coolah.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

Item 15 Inland Rail Update Report

270/2223 RESOLVED that Council notes the information in the Inland Rail Update Report.

MOVED: Councillor Todd

SECONDED: Councillor Newton

For – Unanimous

Item 16 Renewable Energy Benefit Policy Report

271/2223 RESOLVED that:

1. Council endorses the Draft *Renewable Energy Benefit Policy* for the purpose of public exhibition for a minimum of 28 days;
2. A further report be presented to Council on the Draft *Renewable Energy Benefit Policy* after the public exhibition period is completed.

MOVED: Councillor Todd

SECONDED: Councillor Hogden

For – Cr Kopke, Cr Holcombe, Cr Doolan, Cr Hogden, Cr Brady, Cr Todd, Cr Newton and Cr Rindfleish

Against – Cr Iannuzzi

Item 17 Central-West Orana Renewable Energy Zone Report – March 2023

272/2223 RESOLVED that Council:

1. Notes the information in the Central-West Orana Renewable Energy Zone Report – March 2023.
2. Endorses the actions taken in relation to the submission on Dapper Solar Farm.

MOVED: Councillor Kopke

SECONDED: Councillor Newton

For – Cr Kopke, Cr Holcombe, Cr Doolan, Cr Hogden, Cr Brady, Cr Todd, Cr Newton and Cr Rindfleish

Against – Cr Iannuzzi

Item 18 Development Applications

273/2223 RESOLVED that Council notes the Applications and Certificates approved during February 2023, under Delegated Authority.

MOVED: Councillor Kopke

SECONDED: Councillor Holcombe

For – Unanimous

Item 19 Notice of Motion – Council Honour Boards

274/2223 RESOLVED that Warrumbungle Shire Council update honour boards in Coonabarabran and Coolah.

MOVED: Councillor Todd

SECONDED: Councillor Newton

For – Unanimous

Item 20 Reports to be Considered in Closed Council

275/2223 RESOLVED that:

1. Item 20.1 Human Resources Monthly Report

That the Human Resources Monthly Report be referred to Closed Council pursuant to section 10A(2)(a) of the Local Government Act 1993 (NSW) on the grounds that the matter deals with personnel matters concerning particular individuals (other than councillors).

2. Item 20.2 Three Rivers Regional Retirement Community Information Report

That the Three Rivers Regional Retirement Community Information Report be referred to Closed Council pursuant to section 10A(2)(g) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

3. Item 20.3 2– 4 Digilah Street, Dunedoo

That the 2-4 Digilah Street Report be referred to Closed Council pursuant to section 10A(2)(c) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct).

4. Item 20.4 Council Organisation Structure

That the Council Organisation Structure Report be referred to Closed Council pursuant to section 10A(2)(a) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with personnel matters concerning particular individuals (other than councillors).

5. Item 20.5 Supply of Skip Bin Contract

That the Supply of Skip Bin Contract be referred to Closed Council pursuant to section 10A(2)(d) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the council or reveal a trade secret.

6. Item 20.6 Tender for Real Country Business Case and Strategy Development

That the Tender for Real Country Business Case and Strategy Development be referred to Closed Council pursuant to section 10A(2)(d) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the council or reveal a trade secret.

7. Item 20.7 Supply of Casual Plant Hire

That the Supply of Casual Plant Hire be referred to Closed Council pursuant to section 10A(2)(d) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the council or reveal a trade secret.

MOVED: Councillor Hogden

SECONDED: Councillor Newton

For – Unanimous

The General Manager offered the opportunity to members of the public to make representation as to whether any part of the aforementioned items should not be considered in Closed Council.

There was no response from the public.

276/2223 RESOLVED that:

1. Council go into Closed Council to consider business relating to confidential information.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993* (NSW), the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993* (NSW).

MOVED: Councillor Hogden

SECONDED: Councillor Holcombe

For – Unanimous

5.54 pm
Closed Council

PROCEDURAL MOTION

That Council deal with Item 20.7 Supply of Casual Plant Hire at this point of the meeting.

MOVED: Councillor Hogden

SECONDED: Councillor Newton

For – Unanimous

Item 20.7 Supply of Casual Plant Hire

277/2223 RESOLVED that:

1. All conforming tenders as listed below be accepted for Casual Plant Hire Contract SPT382223WSC as the Panel Source suppliers to Warrumbungle Shire Council for the period **1 April 2023 to 31 March 2025** (24 months).
 - AJ Clarke Enterprises Pty Ltd
 - Bowdaze Pty Ltd
 - Brooks Hire Service Pty Ltd
 - Charles Duffy
 - Coates Hire Operations Pty Limited
 - Conplant Pty Ltd
 - Darrin Mahon
 - Desmond Maxwell Kidd
 - Dubbo Traffic Control Pty Ltd
 - Ezyquip Hire Pty Ltd
 - G W Burton
 - Hollis Agricultural Welding Pty. Limited
 - IRCB Pty Ltd
 - Jack's Hire Service Pty Ltd
 - McEvoy's Earthmoving & Haulage Pty Ltd
 - M and I Plant Hire
 - Michell Machinery Hire Pty Ltd
 - MJ & ML McEvoy Pty Ltd T/AS River Road Transport
 - N.B Egan Pty Ltd
 - Professional Traffic Solutions Pty Ltd
 - Prugger Group Pty Ltd
 - Rigour Excavation
 - Rollers Australia Pty Ltd
 - Springvale Pastoral Company Pty Ltd
 - Stabilised Pavements of Australia Pty Ltd
 - Trevor Park Palmer
 - The Stabilising Pty Ltd (The Mining Pty Ltd)
 - Ula Transport Pty Ltd
 - Unique Entourage
 - GBP Cranes (Gunnedah Building Products Pty Ltd)

2. Council will select the appropriate contractor based on who can supply the required plant, preferencing those with a higher rating from the evaluation matrix.

3. A provision be allowed for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 31 March 2026.

MOVED: Councillor Kopke

SECONDED: Councillor Newton

For – Unanimous

Item 20.1 Human Resources Monthly Report – February 2023

278/2223 RESOLVED that the Human Resources Monthly Report be noted for information.

MOVED: Councillor Kopke

SECONDED: Councillor Holcombe

For – Unanimous

Item 20.2 Three Rivers Regional Retirement Community Information Report

279/2223 RESOLVED that Council note the advice and endorse the actions as outlined in the report in relation to the Three Rivers Regional Retirement Community Project.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

Item 20.3 2 – 4 Digilah Street, Dunedoo

6.09pm

Cr Brady left the meeting and did not return.

280/2223 RESOLVED that Council authorise the Mayor and General Manager to negotiate rental arrangements for 2-4 Digilah Street Dunedoo.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Hogden

For – Cr Doolan, Cr Iannuzzi, Cr Hogden, Cr Rindfleish, Cr Todd and Cr Newton

Against – Cr Holcombe and Cr Kopke

Item 20.4 Council Organisation Structure

281/2223 RESOLVED that Council notes the report on the Council Organisation Structure.

MOVED: Councillor Holcombe

SECONDED: Councillor Kopke

For – Unanimous

Item 20.5 Supply of Skip Bin Services Contract

282/2223 RESOLVED that Council:

1. Notes the information contained in the Supply of Skip Bin Services Contract Report.
2. Extends the Supply of Skip Bin Services Contract with Coona Waste Disposal/Warrumbungle Plant Hire Pty Ltd for a further twelve (12) month period to 7 May 2024 as per the current arrangements under the Contract.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

Item 20.6 Tender for Real Country Business Case and Strategy Development Project

283/2223 RESOLVED that Council:

1. Accepts the tender for the joint project (between Coonamble, Gilgandra and Warrumbungle Shire Councils) for the Real Country Tourism Experience Strategy

and Infrastructure Business Case from People, Place and Partnership for the amount of \$391,450.

2. Delegates the authority to execute the contracts for the Real Country Tourism Experience Strategy and Infrastructure Business Case to the General Manager and permission be granted for the use of the Council Seal on any relevant document if required.

MOVED: Councillor Newton

SECONDED: Councillor Holcombe

For – Unanimous

284/2223 RESOLVED that Council return to Open Council.

MOVED: Councillor Newton

SECONDED: Councillor Kopke

For – Unanimous

6.25 pm
Open Council

The resolutions of Closed Council were announced to the meeting by the General Manager.

There being no further business the meeting closed at 6.28 pm.

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CHAIRPERSON