

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 1

PRESENT: Cr P Shinton (Chairman), Cr K Campbell, Cr M Coe, Cr R Lewis, Cr V Schmidt, Cr R Sullivan, Cr D Todd, Cr T Dissanayake, S Loane (General Manager), R Ryan (Director Corporate Services), K Tighe (Director Technical Services), A Meppem (Acting Director Environmental Services) and F Luckhurst (Acting Director Community Services).

In Attendance: T Cain and K Dewar (Minutes)

FORUM

9.05 am

Mr John Welsh

Mr John Welsh on behalf of the Bowen Oval Steering Committee addressed Council on the rezoning of Swanston Park in Coolah to Operational Land. Request for Councillors to consider the work undertaken by the Coolah District Development Group, WSC Community Services Division, Mark Powell and the Bowen Oval Steering Committee to sanction the rezoning of Swanston Park.

9.10 am

Mrs Leonie Hutchinson

Mrs Leonie Hutchinson a resident of Coolah addressed Council on the proposed reclassification of Lots 12, 13, 14 and 15 (Swanston Park) in Coolah to Operational Land. Request Council reconsider the reclassification of Community Land (three houses and Swanston Park) to Operational Land for the benefit of Coolah's survival.

9.20 am

Ms Catharina Zwister

Ms Catharina Zwister on behalf of the Coonabarabran Cultural Arts and Performance Society addressed Council on a proposal to utilise the Supper Room of the Coonabarabran Town Hall as an Art Gallery and Cultural Centre. The Society wishes to renovate the Supper Room and accept Council's offer to use this area for 2-3 years rent free.

9.35 am

Presentation to Joanne Player of the Warrumbungle Shire Council Employee Excellence in Achievement Award.

9.37 am

289/1112 RESOLVED that standing orders be suspended to break for morning tea.

Sullivan/Coe
The motion was carried

9.57 am

290/1112 RESOLVED that standing orders be resumed.

Sullivan/Coe
The motion was carried

WARRUMBUNGL SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 2

9.58 am

APOLOGIES: Cr Powell

291/1112 RESOLVED that the apologies of Cr Powell be accepted.

Todd/Sullivan
The motion was carried

The Mayor called for Declarations of Interest (to declare pecuniary or non-pecuniary interest) from Councillors and senior staff in any matter listed in the Agenda for consideration at the meeting. Cr Shinton advised the meeting of a pecuniary interest in Item 4.1 – Yaminbah Fire Shed – Land Acquisition.

10.04 am

Confirmation of Minutes

**CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF
WARRUMBUNGL SHIRE COUNCIL HELD ON 16 FEBRUARY 2012.**

292/1112 RESOLVED that the Minutes of the Ordinary Meeting of the Warrumbungle Shire Council held on 16 February 2012 be endorsed.

Coe/Schmidt
The motion was carried

Business Arising

Resolution No 263/1112 - Item 1.1 – Financial Assistance Requests – February 2012

Reference made to presentation by Rebecca Moxham on behalf of Coonabarabran Pony Club and North West Equestrian Expo requesting contribution toward slashing of the Cross Country Course twice per year. Noted that Council Resolved (*Res No 263/1112*) in Item 1.1 to donate \$1,000.00 in works towards the cost of this project.

Resolution No 264/1112 - Item 1.2 – Draft Financial Assistance to Others Policy

Discussion regarding donation to Moorambilla Voices. Determined that request for financial assistance be referred to the 2012/2013 budget considerations.

Resolution No 265/1112 - Item 1.3 – Dunedoo War Memorial Hospital

Request for update on legal advice regarding Land Tenure and Rights to Occupy in relation to the Covenant. The General Manager advised that a meeting was held with Council's solicitors and is currently awaiting formal advice.

Resolution No 264/1112 - Item 1.2 – Draft Financial Assistance to Others Policy

Reference made to Policy Item 5.4.2 (b) - Council Owned Plant. Discussion regarding *'the plant being operated by an approved Council operator'*.

**ADOPTION OF THE RECOMMENDATIONS OF THE WARRUMBUNGL
SHIRE OCCUPATIONAL HEALTH AND SAFETY COMMITTEE MEETING
HELD ON 14 FEBRUARY 2012.**

293/1112 RESOLVED that the Minutes of the Warrumbungle Shire Occupational Health and Safety Committee meeting held on 14 February 2012 be adopted.

Schmidt/Todd
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 3

ADOPTION OF THE RECOMMENDATIONS OF THE WARRUMBUNGLE SHIRE LOCAL EMERGENCY MANAGEMENT COMMITTEE MEETING HELD ON 20 FEBRUARY 2012.

294/1112 RESOLVED that the Minutes of the Warrumbungle Shire Local Emergency Management Committee meeting held on 20 February 2012 be adopted.

Schmidt/Campbell
The motion was carried

Business Arising

General Business – Section 2 - Sandbagging

Discussion regarding the availability of sand for sandbagging purposes from Council's Depots and the reuse of sandbags.

ADOPTION OF THE RECOMMENDATIONS OF THE SPECIAL CONSULTATIVE COMMITTEE MEETING HELD ON 21 FEBRUARY 2012.

295/1112 RESOLVED that the Minutes of the Special Consultative Committee meeting held on 21 February 2012 be adopted.

Todd/Dissanayake
The motion was carried

GENERAL MANAGER'S REPORT

1.1 Notice of Motion – Changes to the Water Policy

296/1112 RESOLVED that the water scheme in all towns within the Warrumbungle Shire Council be investigated in the following three categories with a report to be brought back to Council:

- Town water schemes which contain all residences within the town boundaries.
- Rural subdivision 1.
- Rural subdivision 2.

Todd/Campbell
The motion was carried

1.2 Warrumbungle Shire Community Strategic Plan 2012-2032

297/1112 RESOLVED that Council place on public exhibition the draft Warrumbungle Shire Community Strategic Plan 2012-2032 for a period of 28 days inviting comments from the community for consideration at the April 2012 Council meeting.

Lewis/Todd
The motion was carried

1.3 Director of Environmental and Community Services Position

298/1112 RESOLVED that Council note the General Manager's actions in offering Tony Meppem the position of Director of Environmental and Community Services.

Coe/Campbell
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 4

1.4 Coonabarabran Cultural Arts & Performance Society

299/1112 RESOLVED that Council authorise the General Manager to conduct further enquiries into the request from Coonabarabran Cultural Arts and Performance Society to utilise the Coonabarabran Town Hall Supper Room as an Art Gallery and Cultural Centre.

Schmidt/Campbell
The motion was carried

1.5 Staff Awards First Quarter 2012

300/1112 RESOLVED that Council accepts the recommendation from MANEX and presents Joanne Player with a Warrumbungle Council Employee Excellence in Achievement Award.

Campbell/Dissanayake
The motion was carried

1.6 Brick Bats & Bouquets

Council received and noted the report.

10.30 am

Cr Schmidt & Cr Todd left the meeting.

1.7 March 2012 Report from Manager Human Resources

Council received and noted the report.

10.32 am

Cr Todd joined the meeting.

10.36 am

Cr Schmidt joined the meeting.

1.8 Learning and Development - Human Resources

Council received and noted the report.

DIRECTOR CORPORATE SERVICES

2.1 Bank Reconciliation - Month Ending 29 February 2012

301/1112 RESOLVED that the Bank Reconciliation and Investments Report for the month ending 29 February 2012 be received and noted.

Sullivan/Dissanayake
The motion was carried

2.2 Rates and Charges Collection Report up to and Including 29 February 2012

302/1112 RESOLVED that the Rates and Charges Collection Report as at 29 February 2012 be received and noted.

Sullivan/Dissanayake
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 5

2.3 Bank Signatories

303/1112 RESOLVED that the authorised signatories to Warrumbungle Shire Council's bank accounts be any two of the General Manager, Director Corporate Services, Chief Financial Officer, Manager of Finance, Assistant to Manager Finance and Project Accountant.

Schmidt/Campbell
The motion was carried

2.4 Coonabarabran Racecourse – Trust and Licence Agreements

304/1112 RESOLVED that Council agree to the NSW Department of Primary Industries, Crown Lands Division to:

- a. Dissolving Coonabarabran Racecourse Reserve Trust (R46646) and Coonabarabran Recreation Trust (R96929);
- b. Coonabarabran Racecourse Reserve Trust (R47760) being appointed trustee of reserve 46646 for Racecourse (notified 231 May 1911) and Reserve 96929 for Public Recreation (notified 26 August 1983),

and formally advise of decision as per request by 31 March 2012 **FURTHER** that Council as Trustee of the Coonabarabran Racecourse Reserve Trust (R47760) facilitate a meeting of current and interested groups to update user Licence Agreements as required with Coonabarabran Horse and Rider Club, North West Equestrian Expo, Riding for Disabled – Coonabarabran Group, Warrumbungle Eventing Club, Coonabarabran Pony Club and Coonabarabran Jockey Club.

Schmidt/Todd
The motion was carried

2.5 Memorandum of Understanding – Licence Number 195178

305/1112 RESOLVED that as a member of the MOU for Licence Number 195178, Council facilitates a meeting of the MOU members; being Warrumbungle Shire Council, Coonabarabran Showground Trust, Coonabarabran Pony Club, Coonabarabran Local Aboriginal Lands Council and the Coonabarabran Aboriginal Elders Group to accommodate formally other users of Lot 2, DP1079661; being Coonabarabran Horse and Rider Club, North West Equestrian Expo, Riding for Disabled – Coonabarabran Group and the Warrumbungle Eventing Club.

Schmidt/Campbell
The motion was carried

ACTING DIRECTOR OF ENVIRONMENTAL SERVICES

3.1 Reclassification of Council Owned Lands LEP

306/1112 RESOLVED that

- (a) Council adopt the Planning Proposal Report dated March 2012 for the proposed reclassification of twenty one (21) sites of Council owned land from “community” to “operational” as exhibited, subject to any required amendments to legal title descriptions.

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 6

- (b) The NSW Department of Planning & Infrastructure be furnished with a copy of the final adopted Planning Proposal and be requested to make the environmental plan(s).
- (c) Participants of the Public Hearing and current asset users be notified in writing of Council's decision.
- (d) Public notice be given upon gazettal of the local environmental plan(s).

Schmidt/Sullivan
The motion was carried

3.2 Warrumbungle Shire Local Heritage Fund 2011-2012

307/1112 RESOLVED that Council offer funding to those owners of heritage items listed in the following table subject to the owners matching Council's offer with their own funding on at least a dollar for dollar basis:

Property	SHI No.	Applicant	Works	Cost	Request	Recomm - ended
Baladonga Homestead	0094	Henry Thompson	Replaced termite damaged bearers & floorboards	\$20,000.00	\$2,000.00	\$2,000.00
Baradine CWA Rooms	1118	Liz Cutts, CWA NSW	Replace termite damaged elements & install safety rails	\$3,697.00	\$1,800.00	\$1,800.00
Cobbora Hall	0183	Penny Stevens	BCA compliance & conservation of artefacts	\$3,325.00	\$1,662.50	\$1,662.50
Cobbora Homestead	0180	Mark & Sally Dent	Preventative maintenance & conservation	\$5,000.00	\$2,000.00	\$2,000.00
Leadville Anglican Church (former)	0040	Sara & Todd Fergusson	Earthworks to direct water away from building	\$4,500.00	\$2,200.00	\$2,000.00
Oban Homestead	0099	Christopher Hallett	Clear cellar & install drainage to minimise rising damp	\$3,700.00	\$1,850.00	\$1,850.00
Old Granby Inn	-	S S Seachange P/L	Stabilise historic inn buildings	\$10,000.00	\$2,000.00	\$2,000.00
Coonabarabran Prisoner of War Control Centre	1111	Craig Hynds	Initial works to stabilise & secure building	\$30,000.00	\$2,000.00	\$2,000.00
St Marys Catholic Church	0128	Fr Carl Mackinder	Paint exterior timberwork & interior of church	\$5,962.00	\$2,000.00	\$2,981.00
				\$86,184.00	\$17,512.50	\$18,293.50

Schmidt/Campbell
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 7

3.3 Change of Road Name and Rural Addressing

308/1112 RESOLVED that Council take the necessary steps to change the name of the former portion of the Warrumbungle Way between Coolah and Cassilis to Vinegaroy Road and the rural addressing within the Warrumbungle Shire portion of this road be altered to align with the protocol already completed by the Upper Hunter Shire to number from the Cassilis end of the road.

Sullivan/Campbell
The motion was carried

3.4 Appointment of Authorised Officers Under the Swimming Pools Act 1992

309/1112 RESOLVED that Council appoint Anthony Meppem, Christine White, Leo Cox, Cassandra Boyce, Samantha Thompson, Dale Oliver & Noel Gilbert as authorised officers pursuant to the provisions of Section 27 of the Swimming Pools Act 1992, and further that authority be granted to affix the common seal of Council to each officers identification card in accordance with Schedule 1 of the Swimming Pools Regulation 2008.

Sullivan/Dissanayake
The motion was carried

11.27 am

Cr Todd left the meeting.

11.30 am

Cr Todd joined the meeting.

3.5 Development Applications

310/1112 RESOLVED that Council note the Applications Received for the month of February 2012, the Applications Held Pending as at 29 February 2012 and their status, and of those approved during February 2012, under Delegated Authority.

Campbell/Schmidt
The motion was carried

3.6 Warrumbungle Shire Council 149 Certificates Processed February 2012

Council received and noted the report.

ACTING DIRECTOR COMMUNITY SERVICES

11.31 am

Cr Shinton declared a pecuniary interest in the next item and left the meeting. Cr Shinton took no part in the voting or discussions.

Cr Coe assumed the Chair.

4.1 Yaminbah Fire Shed – Land Acquisition

311/1112 RESOLVED that Council halt any further endeavours in the acquisition of Lot 7043, DP1017042 and initiate investigations into acquiring freehold land nearby the same location for the purpose of an RFS Fire Shed for the Yaminbah Brigade.

Sullivan/Schmidt
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 8

11.34 am

Cr Shinton joined the meeting.

Cr Shinton resumed the Chair.

LATE AGENDA ITEM

4.2 RFS Agreement Hazard Reduction by Roadside Slashing

312/1112 RESOLVED that Council endorse and approve the General Manager signing and acceptance of the NSW RFS Mitigation Grant Funding Agreement of \$18,525 (GST incl) for 2011/ 2012.

Schmidt/Dissanayake
The motion was carried

11.40 am

313/1112 RESOLVED:

- (a) that Council go into closed committee to consider business relating to Tenders
- (b) that pursuant to section 10A(1)-(3) of the Local Government Act 1993, 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)(c) and (g) as outlined above
- (c) that 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.

Schmidt/Lewis
The motion was carried

12.00 pm

314/1112 RESOLVED Council move out of closed Council and into open Council.

Schmidt/Lewis
The motion was carried

The General Manager announced the following resolutions to the general meeting.

1C Document Management System

315/1112 RESOLVED that Council provide a supplementary vote and accepts the tender provided by infoXpert Pty Ltd to provide and install the eDRMS document, records and content management system at a cost of \$64,838.00 (incl GST).

Lewis/Dissanayake
The motion was carried

2C Tenders for Design and Construction of Baby Creek Bridge

316/1112 RESOLVED that Council accepts the Alternate Tender from Waeger Constructions at a cost of \$649,500.00 (ex GST) for the Design and Construction of Baby Creek Bridge and that Council authorise the fixing of Council's Seal to the contract documents.

Sullivan/Campbell
The motion was carried

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 9

3C Replacement of Toilet Block in the Lions Park in Baradine 317/1112 RESOLVED

1. That Council proceed with construction of the toilet block in the Lions Park in Baradine.
2. The existing budget is supplemented with budget allocation changes as follows:
 - a. Baradine Park Improvements - \$20,000.
 - b. Under expenditure on Wellington Street Trees - \$10,000.
 - c. Reduction in budget allocation for Bligh Street kerb & guttering - \$9,000.
3. The proposed toilet block is constructed in the south east corner of Lions Park.
4. The contract be awarded to Mark Rogers Constructions for a cost of \$125,004.00 (incl GST) and that Council authorise the fixing of Council's Seal to the contract documents.

Campbell/Todd
The motion was carried

QUESTIONS FOR NEXT MEETING

Cr Schmidt

- Letter of concern in relation to Meals on Wheels and the delivery of frozen food. Acting Director Community Services advised that Council had responded to the complainant's letter. Noted that Community Care was unable to subsidise the costs of meals as this would not comply with the funding agreement. Community Care has also consulted with clients whom advised that they were happy with the quality and variety of food, and were willing to pay the additional fee. Funding included administration costs not the food component. Mayor to meet with GWAHS to review MOW prices.

Cr Lewis

- Storm Damage at Mow Rock Creek Culvert. Council to seek government funding for repairs to box culvert.
- Storm damage on Wongoni Road (Mendooran / Digilah Road). Rock works to be undertaken.
- Question raised regarding availability of funding for storm damage to local roads. DTS advised the current status of flood damage projects.

Cr Todd

- Bugaldie Goorianawa Road – Teridgerie Creek – washout at end of causeway.

Cr Coe

- Tree across the road at Weetalibah. Request for clearing of roadside vegetation to be extended.
- Mendooran Cemetery –Dispute in relation to a reserved block. Request Council consider a budget item for updating of Cemetery Plans. Noted that there was no logic to the alignment of graves in relation to the current mapping system. Suggested that a Right of Burial be physically inspected prior to approval.

WARRUMBUNGL SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL
HELD AT THE POPLARS MOTORS INN, NEWELL HIGHWAY, COONABARABRAN ON
THURSDAY, 15 MARCH 2012 COMMENCING AT 9.05 AM PAGE 10

Cr Shinton

- Castlereagh Macquarie County Council Meeting – Funding has now ceased due to CMCC not lodging the appropriate reports. Reporting requirements are now currently underway. It was also noted that due to Integrated Planning the General Manager had resigned. CMCC have appointed an Acting General Manager.

Cr Dissanayake

- Rural Health – Request Council consider the attraction and preservation of doctors, surgeries and residences. In order to attract doctors, accommodation and surgeries should be available with updated medical field computer systems.

Cr Campbell

- Munns Road – Complaint regarding the depth gauge on Munns Road Causeway being washed away.

Cr Sullivan

- Dead Persons Society – Seeking a records storage area.

There being no further business the meeting closed at 12.30 pm.

.....
CHAIRMAN