

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 20 MARCH 2014 COMMENCING AT
10.03AM** **PAGE 1**

PRESENT: Cr Peter Shinton (Chairman), Cr Andrews, Cr Capel, Cr Clancy, Cr Coe, Cr Schmidt, Cr C Sullivan, Cr R Sullivan, Cr Todd, General Manager (Steve Loane), Director Corporate Services (Rebecca Ryan), Director Technical Services (Kevin Tighe) and Acting Director Environmental & Community Services (Fiona Luckhurst), Director Development Services (Leeanne Ryan)

In attendance: Manager Administration & Customer Service (S Morris) (minutes)

APOLOGIES: Nil

The Mayor welcomed members of the public to the meeting and introduced the new Director Development Services – Leeanne Ryan.

Forum

10.14am

Lisa de Costa addressed the meeting concerning proposed installation of toilet at Nandi Park and suggested that the funds should be spent on tourism promotion across the shire. Toilets in Nandi Park would not promote visitation to town and free camping and vandalism are concerns.

Ms de Costa asked that council use the money to encourage travellers to spend money in town instead of building toilets.

10.09am

Mr Kevin Carberry addressed the meeting regarding Coolah footpaths and local roads. Concerns regarding footpaths and edge of road being suitable for use of mobile scooters and wheelchairs. Mobile scooters and wheelchairs are on the road because they cannot ride on footpaths to the hospital. Accessibility for senior citizens to use mobility scooters around town due to lack of footpaths causes difficulties and concerns. Mr Carberry suggested that perhaps council could identify and mark the sides of roads for use of scooters.

10.13am

Graham Perry – Inland NSW addressed the meeting. Number one objective is to double overnight visitation and expenditure to inland area by 2020. Inland NSW is to champion destinations within the region. Consumer focused. Undertook consumer research to understand what consumers thought about Inland NSW. Consumers No. 1 experience are looking for country and history and heritage experiences.

10.38am

The Mayor welcomed school students from Sacred Heart School, Coolah.

Declarations of Pecuniary Interest and Non Pecuniary Interest

Councillor Schmidt declared a non pecuniary interest in Item 24 - Scores on Doors Program.

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REPORTS

Item 1 Minutes of Ordinary Council Meeting – 20 February 2014

275/1314 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 20 February 2014 be endorsed.

Schmidt/Capel
The motion was carried

Item 2 Minutes of Special Council Meeting – 10 March 2014

276/1314 RESOLVED that the resolutions contained in the Minutes of the Special Council meeting held on 10 March 2014 be endorsed.

Coe/Todd
The motion was carried

Item 3 Minutes of Traffic Advisory Committee Meeting held on 26 February 2014

277/1314 RESOLVED:

1. That Council accepts the Minutes of the Traffic Advisory Committee meeting held on 26 February 2014.
2. That request by St Michael's School to close Merrygoen Street between Yarrow Street and Tucklan Street and, Yarrow Street between Merrygoen Street and Tallawang Street on 18 May 2014 from 11.00 am to 2.30 pm for the Annual Billy Cart Bash be approved subject to compliance with Council's Road Closure Policy.
3. That Council seek further information from Coonabarabran LALC on the National Sorry Day Memorial Walk to be held on 26 May 2014 and that this matter be brought back to the next Traffic Committee meeting.
4. That Council refuse application by Mendooran Development Group to extend 50 kph speed limit on Forest Road to Manus Drive due to non compliance with RMS conditions and that Council seek clarification on reason for request **FURTHER** that should the reason for extension be in relation to a bus pick up / drop off area then Council investigate proposed options.
5. That request by North West Equestrian Expo to close Reservoir Street on 31 May 2014 and 1 June 2014 from 9.00 am to 2.30 pm for the Cross Country Event be approved subject to compliance with Council's Road Closure Policy.
6. That request by Coonabarabran RSL to close John Street at the Intersection of Dalgarno Street and John Street on 25 April 2014 from 5.57 am to 6.20 am for the ANZAC Dawn Service be approved subject to compliance with RMS Guidelines and Council's Road Closure Policy.
7. That request by Baradine Junior Sports Club to close Darling Street between Masman Street and Walker Street on 10 May 2014, 14 June 2014, 12 July 2014 and 2 August 2014 for the 2014 JRL&NC Competition be approved subject to compliance with Council's Road Closure Policy.
8. That request by Warrumbungle Wheelers to conduct the Tour de Warrumbungles Bike Ride Event in Coonabarabran on 29-30 March 2014 be approved subject to concurrence with RMS Guidelines **FURTHER** that application be forwarded to RMS

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Traffic Operations Manager for consideration and approval, and that NSW Police Force approval be forwarded to Council and RMS for information.

Schmidt/Capel
The motion was carried

Item 4 Minutes of Consultative Advisory Committee Special Meeting – 14 February 2014

278/1314 RESOLVED that Council notes the Minutes from the Consultative Advisory Committee Special meeting held on 14 February 2014 at Coonabarabran.

Schmidt/Capel
The motion was carried

Item 5 Minutes of Local Emergency Management Committee Meeting – 14 February 2014

279/1314 RESOLVED that Council notes the minutes from the Local Emergency Management Committee held on 14 February 2014 at Coonabarabran.

Schmidt/Clancy
The motion was carried

Item 6 Association of Mining Related Councils Inc – Draft Coal Seam Gas Policy
Received.

Item 7 Rescission Motion

280/1314 A motion was moved by Councillor Schmidt seconded by Councillor Shinton that:

Motion 263/1314 regarding proposal to install toilets at Nandi Park, Timor Rock Park and Hickeys Falls be rescinded and replaced with the following:

1. *That the funding offer from the Minister for Tourism, Major Events, Hospitality and Racing, Minister for Arts, is used to replace the toilet at Timor Rock Park and for construction of a new toilet at Nandi Park.*
2. *A Development Application is lodged for construction of a toilet at Timor Rock Park and for construction of a toilet at Nandi Park.*
3. *The cleaning of the toilet blocks is restricted to 3 days per week, Monday, Wednesday and Friday so that the cost of upkeep is not excessive.*

The motion was put and carried

11.15am

281/1314 RESOLVED that standing orders be suspended to break for morning tea.

Coe/Capel
The motion was carried

11.41am

282/1314 RESOLVED that standing orders be resumed.

R Sullivan/Capel
The motion was carried

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Cr Todd declared an interest in Item 8 and abstained from voting.

Item 8 Inland Rail Symposium - Reimbursement of Expenses for Cr Todd

283/1314 RESOLVED that Council reimburse Cr Todd the amount of \$368.63 and further that the budget for Councillor attendance at conferences be increased for the 2014/2015 year to \$30,000.

**Coe/Capel
The motion was carried**

Item 9 Inland Rail Symposium – Report from Cr Denis Todd

284/1314 RESOLVED that Councillor Todd's report be received.

**Andrews /Clancy
The motion was carried**

Item 10 Legal Assistance Canterbury City Council

285/1314 RESOLVED that Council contribute \$294.43 to Local Government NSW to support Canterbury City Council towards the legal costs incurred in an appeal to the Supreme Court of NSW for easement over community land and **FURTHER** that a supplementary vote of \$294.43 be provided.

**Schmidt/C Sullivan
The motion was carried**

Item 11 Local Government Review

286/1314 RESOLVED that Council endorse the findings of the workshop conducted 20 March 2014 and compile the report for submission.

**R Sullivan/Schmidt
The motion was carried**

Item 12 Brick Bats and Bouquets

Received.

Item 13 Report from Human Resources – March 2014

Received.

Item 14 Council Resolutions Report March 2014

Received.

Item 15 Progress Report Delivery Program 2013-2017

287/1314 RESOLVED that Council accepts the 2013-2017 Delivery Program six (6) month Progress Report to 31 December 2013.

**R Sullivan/Capel
The motion was carried**

Item 16 Bank Reconciliation for month ending 28 February 2014

288/1314 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 28 February 2014.

**Schmidt/Capel
The motion was carried**

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Item 17 Investments and Term Deposits

289/1314 RESOLVED that Council accept the Investments Report for the month ending 28 February 2014.

**Schmidt/Clancy
The motion was carried**

Item 18 Rates Report for Month Ending 28 February 2014

Received.

Item 19 Sale of Council Property - Ulamambri

290/1314 RESOLVED that Council approves the General Manager and Mayor to affix Councils seal and sign Transfer Deed for the finalisation of the sale of Lot 2 Section 1 DP759016.

**Capel/Clancy
The motion was carried**

Item 20 Coonabarabran Regional Netball Courts Facility Upgrade

291/1314 RESOLVED:

1. That survey investigation and design is undertaken on the existing netball / basketball hard court area at the Coonabarabran sporting complex including investigation of underground cavities, furthermore a supplementary vote of \$7,000 is made for this investigation.
2. That application for \$25,000 funding is made to the NSW Office of Communities Sport & Recreation for upgrading the netball / basketball area of the Coonabarabran sporting complex.
3. That the project to upgrade the two existing netball / basketball hard courts at the Coonabarabran sporting complex is referred to budget considerations for allocation in the 2014/2015 budget.
4. That Council submit an application for funding under the ClubGRANTS Category 3 program, which is being managed by the NSW Office of Liquor, Gaming and Racing for the proposed netball / basketball hard courts.
5. Consultation be undertaken with all stakeholders including netball and junior rugby league users.

**Schmidt/R Sullivan
The motion was carried**

Item 21 Request for town water connection on Baradine Goorianawa Road

292/1314 RESOLVED that the application by the owner of Lot 140 DP750246 to have a connection to the town water supply is approved subject to the following conditions:

- Acceptance by the applicant that the water service is outside the area serviced by fire fighting hydrants.
- A quotation for the cost of installation is prepared by Council and accepted by the applicant prior to works being undertaken.

**Todd/Clancy
The motion was carried**

**Item 22 2013/14 Technical Services Works Program
– Road Operations, Urban Services & Water Services**

Received.

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Item 23 Salinity and Water Quality Alliance

293/1314 RESOLVED that Council accepts the Terms of Reference, and renews its membership with the Central West Councils Salinity and Water Quality Alliance.

**Schmidt/Capel
The motion was carried**

Councillor Schmidt declared a non pecuniary interest in the next item for consideration and took no part in the discussion of determination.

Item 24 Scores on Doors Program

294/1314 RESOLVED that Council rejects the adoption of the Scores on Doors program.

**Coe/R Sullivan
The motion was carried**

Item 25 Development Applications

295/1314 RESOLVED that Council note the Applications Approved, during February 2014, under Delegated Authority.

**Schmidt/R Sullivan
The motion was carried**

12.13pm

296/1314 RESOLVED that:

- (a) that Council go into closed committee to consider business relating to commercial and personnel information
- (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)(a) and (c) 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.

**Todd/Capel
The motion was carried**

12.54pm

297/1314 RESOLVED that Council move out of closed Committee.

**Schmidt/Capel
The motion was carried**

The General Manager announced the following resolutions to the meeting.

Item 1C Proposal to Extend the Operating Life of Warrumbungle Quarry

298/1314 RESOLVED that the General Manager is authorised to continue investigations and negotiations and prepare a detailed financial and risk analysis on a proposal to extend the life of current operations at Warrumbungle Quarry and report back to Council
FURTHERMORE funding is made available for the investigations and proving of the resource to the value of \$50,000.

**Schmidt/R Sullivan
The motion was carried**

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Item 2C Castlereagh Macquarie County Council

299/1314 RESOLVED that Warrumbungle Shire Council approve in principle the request from Castlereagh Macquarie County Council for an interest free loan of \$50,000 over three years subject to investigations and report brought back to Council detailing financial and operational impacts. **FURTHER** that the General Manager Castlereagh Macquarie County Council address Council.

Schmidt/Coe
The motion was carried

Item 3C Department of Human Services Agency

300/1314 RESOLVED that Council provide advice to the Department of Human Services that it will not be renewing the contract for the Department of Human Services Agency in Coonabarabran, and further, that Council provide information to Department of Human Services on alternative local businesses or community services that may be interested in bidding for a contract with the Department of Human Services for Agency services.

Schmidt/Andrews
The motion was carried

QUESTIONS AND MATTERS OF CONCERN

Councillor Schmidt

- Traffic committee – road closures for public events – detour of traffic expense – Council look at mechanical signs to reduce expense of employees manning detours
DTS to obtain costings and refer for budget consideration

Councillor Capel

- How has Liquid trade waste response been – DTS and Councillor Schmidt provided information on responses
- Requirements for Council's compliance - DTS responded regarding impact on council's town hall and depots
- Cobbora Transition Fund – GM advised complaint regarding communication has been logged and dates for submissions relating to \$1,000,000 extended
- Notification to meeting for information of Petroleum application licence from Coolah to Binnaway and one around Dunedoo
- Invitation to visit Caravan Park at Coolah to look at what is being done

Councillor Coe

- Do we need special meeting to decide the Cobbora Transition Fund – GM provided response

Councillor Clancy

- Saltwater creek – GM advised mediation set down for April 2014
- Mow creek – design or activity planned – DTS advised some initial work done but no further work done at this stage – on list for further work

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- Water restrictions in Coonabarabran – DTS informed meeting that dam has increased and have not looked at restrictions in last week or so. Review to be undertaken.
- Biomass proposal – what is happening – GM advised been unable to speak with proponent
- Neilson Park watering – DTS advised that the Park is on town water supply however the park is watered using river water
- Oxley Constructions – lifestyle buildings – Reservoir Street subdivision – request to inspect all documents in relation to this DA – GM informed that DA still active
- Report on appointment of GM – Mayor advised email to be sent to Councillors this afternoon

Councillor R Sullivan

- Bomera cemetery – request for fencing be submitted for budget GM advised crown land and matter is being discussed with Crown Trust.
- Graincorp – silos being sold – concerns regarding structures

Councillor Todd

- Toilet at Baradine shut and locked – DTS advised toilet being locked at night time but due to vandalism the toilet block has been locked.
- Water connection to central school – DTS advised Council has not received a submission
- Question time be held prior to confidential items at each meeting.

Councillor Andrews

- Toilets – problems at Baradine would suggest that same problems will occur at Nandi Park

Councillor C Sullivan

- Setting up hall at Dunedoo – need some plan for funding for external upgrade
- Children's playground looks good
- Robertson oval – looks good
- Grain silos – inspection coming up with Graincorp for local site.

There being no further business the meeting closed at 1.20pm.

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CHAIRMAN