

**WARRUMBUNGLE SHIRE COUNCIL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD AT THE COUNCIL CHAMBERS, COONABARABRAN ON THURSDAY, 19 JULY 2018 COMMENCING AT 8.35 AM** **PAGE 1**

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**PRESENT:** Cr P Shinton (Chairperson), Cr AL Capel, Cr F Clancy, Cr A Doolan, Cr W Hill, and Cr R Lewis.

**In attendance:** General Manager (Roger Bailey), Acting Director Corporate and Community Services (Louise Johnson), Acting Director Technical Services (Russell Lloyd), Director Development Services (Leeanne Ryan) and Executive Assistant to the General Manager – Jenni Maundrell (minutes).

**APOLOGIES:** Cr D Todd, Cr K Brady, Cr A Iannuzzi

**5/1819 RESOLVED** that the apologies of Councillors Todd, Brady, and Iannuzzi be accepted and leave of absence granted.

**Doolan/Capel**

**The motion was put and carried by majority**

**The Mayor called for Declarations of Pecuniary Interest and Non Pecuniary Interest**  
Nil

**REPORTS**

**Item 1 Mayoral Minute – Mayors Activity and Log of Kilometres Travelled from 13 June 2018 to 11 July 2018**

**6/1819 RESOLVED** that the Mayoral Minute for period 13 June 2018 to 11 July 2018 be noted.

**Capel/Doolan**

**The motion was put and carried by majority**

**Item 2 Minutes of Ordinary Council Meeting – 21 June 2018**

**7/1819 RESOLVED** that the resolutions contained in the Minutes of the Ordinary Council meeting held on 21 June 2018 be endorsed.

**Hill/Capel**

**The motion was put and carried by majority**

**Item 3 Minutes of Extraordinary Council Meeting – 4 July 2018**

**8/1819 RESOLVED** that the resolution contained in the Minutes of the Extraordinary Council Meeting held on 4 July 2018 be endorsed.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 4 Minutes of Traffic Advisory Committee Meeting – 28 June 2018**

**9/1819 RESOLVED** that:

1. Council accept the Minutes of the Traffic Advisory Committee Meeting held at Coonabarabran on 28 June 2018.
  
2. Approval be granted to the Binnaway Lions Club for the Doganabuganaram Ride to be held on 22 September 2018 on the provision that confirmation be received from the Event Organiser to start the groups closer together to ensure lead and tail escort vehicles and that there be radio communication between all vehicles and volunteers.

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3. A 'No Through Road' advisory sign be installed at the intersection of Short Street and Tannabah Street, Coonabarabran to assist in notifying motorists.

**Hill/Capel**

**The motion was put and carried by majority**

**Item 5 Minutes of Coonabarabran Swimming Pool Advisory Committee Meeting –  
13 June 2018**

**10/1819 RESOLVED** that Council accept the Minutes of the Coonabarabran Swimming Pool Advisory Committee Meeting held at Coonabarabran on 13 June 2018.

**Doolan/Hill**

**The motion was put and carried by majority**

**Item 6 Minutes of Warrumbungle Aerodromes Advisory Committee Meeting –  
26 June 2018**

**11/1819 RESOLVED** that:

1. Council accept the Minutes of the Warrumbungle Aerodromes Advisory Committee meeting held at Baradine on 26 June 2018.
2. The Warrumbungle Aerodromes Advisory Committee seeks in principle support from Council for the NSW Rural Fire Service to develop a two bay station at Coonabarabran Airport.
3. The Warrumbungle Aerodromes Advisory Committee seek in principle support from Council to apply for funding via Council's Economic Development Team to develop Concept Master Plans for the Baradine Aerodrome.
4. Council write to the Federal Member for Parkes, The Hon. Mark Coulton, MP to seek assistance in securing funding for a feasibility study into sealing of the Baradine Aerodrome runway.
5. Council contact the Royal Flying Doctor's Service seeking their support for the sealing of the Baradine Aerodrome runway.

**Doolan/Lewis**

**The motion was put and carried by majority**

**Item 7 Councillors' Monthly Travel Claims – June 2018**

**12/1819 RESOLVED** that the councillors' monthly travel claims for June 2018 in the amount of \$1,698.62 be received for Council's information.

**Capel/Lewis**

**The motion was put and carried by majority**

**Item 8 Reports from Delegates**

**Item 8.1 Orana Arts Annual General Meeting at The Stables, Mudgee –  
16 March 2018 – Cr Anne-Louise Capel**

**13/1819 RESOLVED** that Council note the Delegate's Report in relation to the Orana Arts Annual General Meeting held in Mudgee on 16 March 2018.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 8.2 Orana Arts Board Meeting at Western Plains Cultural Centre, Dubbo –  
28 June 2018 – Cr Anne-Louise Capel**

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**14/1819 RESOLVED** that Council note the Delegate's Report in relation to the Orana Arts Board Meeting held in Dubbo on 28 June 2018.

**Capel/Doolan**

**The motion was put and carried by majority**

**Item 9 Circulars/Newsletters**

**15/1819 RESOLVED** that the Correspondence for Council be received and noted.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 10 Code of Meeting Practice**

**MOVED** that:

1. Council adopt the Code of Meeting Practice that includes the following changes:
  - i) Ordinary meetings of Council commence at 6.00pm.
  - ii) Council meeting be audio recorded and posted on Council's website.
  - iii) Provision that the date and time of Ordinary Council Meetings can, by Council resolution, be amended.
2. Ordinary Council meeting dates remain (generally) as the third Thursday of a month.
3. Council note that under clause 235 of the *Local Government (General) Regulation 2005* (NSW) a councillor cannot participate in a meeting of Council unless personally present at the meeting.

**Doolan/Hill**

**The motion was put and carried by majority**

**An amendment was moved by Councillor Lewis and seconded by Councillor Hill**

that:

1. Council adopt the Code of Meeting Practice that includes the following changes:
  - i) Ordinary meetings of Council commence at 5.00pm.
  - ii) Council meeting be audio recorded and posted on Council's website.
  - iii) Provision that the date and time of Ordinary Council Meetings can, by Council resolution, be amended.
2. Ordinary Council meeting dates remain (generally) as the third Thursday of a month.
3. Council note that under clause 235 of the *Local Government (General) Regulation 2005* (NSW) a councillor cannot participate in a meeting of Council unless personally present at the meeting.

**The amendment was put and carried by majority**

**The amendment became the substantive motion and was put and carried by majority**

**16/1819 RESOLVED** that:

1. Council adopt the Code of Meeting Practice that includes the following changes:
  - i) Ordinary meetings of Council commence at 5.00pm.

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- ii) Council meeting be audio recorded and posted on Council's website.
  - iii) Provision that the date and time of Ordinary Council Meetings can, by Council resolution, be amended.
2. Ordinary Council meeting dates remain (generally) as the third Thursday of a month.
  3. Council note that under clause 235 of the *Local Government (General) Regulation 2005* (NSW) a councillor cannot participate in a meeting of Council unless personally present at the meeting.

**Lewis/Hill**

**Item 11 Coonabarabran to Mungindi Road – July 2018 Update**

**17/1819 RESOLVED** that Council note the July 2018 Update Report on the Coonabarabran to Mungindi Road.

**Doolan/Hill**

**The motion was put and carried by majority**

**Item 12 Disclosure of Interests under section 449 of the *Local Government Act 1993***

**18/1819 RESOLVED** that Council:

1. Note the report on Disclosure of Interests under section 449 of the *Local Government Act 1993* (NSW) for the period 1 July 2017 to 30 June 2018.
2. Identify the following positions as designated staff:
  - Director Development Services
  - Director Technical Services
  - Director Corporate and Community Services
  - Manager Projects
  - Manager Road Operations
  - Manager Regulatory Services
  - Building Certifier
  - Town Planner
3. Note the relevant forms have been issued to all councillors and designated staff.
4. Note that the Returns are to be provided to the General Manager by no later than 30 September 2018.

**Doolan/Lewis**

**The motion was put and carried by majority**

**Item 13 Minutes of Orana Joint Organisation Meeting – 13 June 2018**

**19/1819 RESOLVED** that Council:

1. Notes the minutes of the Orana Joint Organisation meeting held on 13 June 2018.

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2. Endorses the Draft Charter and Expenses Policy for the Orana Joint Organisation.

**Doolan/Hill**

**The motion was put and carried by majority**

**Item 14 Council Resolutions Report July 2018**

**20/1819 RESOLVED** that Council's Resolution Report for July 2018 be noted for information.

**Lewis/Hill**

**The motion was put and carried by majority**

**Item 15 Human Resources Monthly Report**

**21/1819 RESOLVED** that the Human Resources Monthly Report for July 2018 be noted for information.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 16 Adoption 2018 Agency Information Guide**

**22/1819 RESOLVED** that Council endorse and adopt the 2018 Agency Information Guide.

**Doolan/Hill**

**The motion was put and carried by majority**

**Item 17 Investments and Term Deposits – month ending 30 June 2018**

**23/1819 RESOLVED** that Council note and accept the Investments and Term Deposits Report for the month ending 30 June 2018.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 18 Gazettal of Private Roads in Stannix Park Subdivision**

**24/1819 RESOLVED** that Council undertake the official naming and gazetting of the private roads in the Stannix Park subdivision and Council notify residents of the changes and install the appropriate signage to ensure public knowledge of the addresses within the subdivision.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 19 Options for Upgrade / Refurbishment of Coonabarabran, Coolah and Dunedoo Sewerage Treatment Plants**

**25/1819 RESOLVED** that Council:

1. Note the Option Assessments prepared by Hunter H2O for the Coonabarabran, Coolah and Dunedoo Sewerage Treatment Plants.
2. Adopt the preferred options set out in this report as follows:
  - Coonabarabran STP – Option 2 – Refurbish – Capital Cost \$2,430,000
  - Coolah STP – Option 4 – New IDEAT – Capital Cost \$3,940,000
  - Dunedoo STP – Option 2 – Refurbish – Capital Cost \$1,700,000
3. Proceed to undertake the upgrade of the Coolah STP as first priority followed by Coonabarabran and then Dunedoo but conjointly seek tenders for all inlet works for all three sewerage treatment plants.

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4. Seek section 60 of the *Local Government Act 1993* (NSW) approvals for all three sewerage treatment plants for undertaking the modification and improvements.
  5. Apply for Expressions of Interest for additional funding under the Safe and Secure Program for the Coolah and Dunedoo Sewerage Treatment Plant upgrades.

**Hill/Capel**

**The motion was put and carried by majority**

**Item 20 Proposal to the Roads and Maritime Services to Name Uarbry Bridge**

**26/1819 RESOLVED** that Council propose naming the bridge over the Talbragar River on the Golden Highway at Uarbry 'Tom Baillieu Bridge' and the RMS be advised accordingly.

**Lewis/Hill**

**The motion was put and carried by majority**

**Item 21 Road Name Change of Booloola Road in Gunnedah Shire**

**27/1819 RESOLVED** that Council:

1. Approach Gunnedah Shire Council to have the name of Booloola Road changed to Wool Road.
2. Resolves to rationalise the road names to a single road named Wool Road after agreement with Gunnedah Shire Council has been reached.

**Hill/Capel**

**The motion was put and carried by majority**

**Item 22 Timor Dam Raising Feasibility Study**

**28/1819 RESOLVED** that Council notes:

1. The report on the Timor Dam Raising Feasibility Study as presented by Public Works Advisory to Council on 21 June 2018.
2. That Public Works Advisory are proceeding as per their engagement with a Concept Design for the preferred option as well as with Structural Assessments of both the current dam and the raised dam arrangement.
3. That a further report will be presented setting out details of the preferred option and a cost / benefit analysis to allow Council to determine future action.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 23 2017/18 Technical Services Works Program – Road Operations, Urban Services and Water Services for Period Ending 30 June 2018**

**29/1819 RESOLVED** that the 2017/18 Works Program status report for the period ending 30 June 2018 be noted.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 24 Draft Cobbora Land Use Planning Strategy**

**30/1819 RESOLVED** that:

1. Council endorse for consultation the draft Cobbora Land Use Planning Strategy.



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2. The draft Cobbora Land Use Planning Strategy be placed on public exhibition for a period of 28 days.
  3. A further report be provided to Council on the Cobbora Land Use Planning Strategy after the public exhibition period.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 25 Development Applications**

**31/1819 RESOLVED** that Council notes the Applications and Certificates approved during June 2018, under Delegated Authority.

**Hill/Capel**

**The motion was put and carried by majority**

**Item 26 Questions for the Next Meeting**

**32/1819 RESOLVED** that:

1. The Questions for the Next Meeting Report for July 2018 be noted for information.
2. Council develop a policy for the use of quarries across the Warrumbungle local government area.

**Lewis/Hill**

**The motion was put and carried by majority**

**33/1819 A supplementary motion was moved by Councillor Capel and seconded by Councillor Lewis** that Council:

1. Write to Fire and Rescue to request that a mechanism be established to notify Council when houses are destroyed by fire.
2. Write to Local Government NSW proposing a motion for the Annual Conference in relation to the establishment of a mechanism whereby Councils are notified when a house is destroyed by fire.

**Capel/Lewis**

**The motion was put and carried by majority**

**Late Report – Item 28**

**34/1819 A motion was moved by Councillor Lewis and seconded by Councillor Hill** that Council receive a late report, Item 28 on the Coonabarabran Emergency Water Supply Project.

**Lewis/Hill**

**The motion was put and carried by majority**

**Item 28 Coonabarabran Emergency Water Supply Project – July 2018 Update**

**35/1819 RESOLVED** that Council:

1. Note the July 2018 Update Report on the Coonabarabran Emergency Water Supply Project.
2. Allow residents outside Coonabarabran town water supply to purchase water from Council's Coonabarabran standpipe themselves, or by utilising a licensed water carter, during the current drought.

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3. Monitor the level of usage of water from the Coonabarabran standpipe.
4. If no relieving rains are received then review the water restrictions in Coonabarabran in October 2018 to determine the impact on the bore supply.

**Lewis/Doolan**

**The motion was put and carried by majority**

**Item 27.1 Forensic Audit**

**36/1819 RESOLVED** that the Forensic Audit Report be referred to Closed Council pursuant to section 10A(2)(a), (e) of the *Local Government Act 1993* (NSW) on the grounds that the matter relates to personnel concerning particular individuals other than councillors and would, if disclosed, prejudice the maintenance of law.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 27.2 Three Rivers Regional Retirement Community Information Report – July 2018**

**37/1819 RESOLVED** that the Three Rivers Regional Retirement Community Information Report – July 2018 be referred to Closed Council pursuant to section 10A(2)(c), (g) 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 Council is conducting (or proposes to conduct) business and advice concerning litigations, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

**Hill/Doolan**

**The motion was put and carried by majority**

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

There was no response from the public.

**9.32 am**

**38/1819 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. 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).

**Hill/Doolan**

**The motion was put and carried by majority**

**9.32 am**

**Council went into Closed Council**



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**9.33 am**

**Cr Doolan left the room**

**9.34 am**

**Cr Doolan re-joined the meeting**

**Item 27.1 Forensic Audit**

**39/1819 RESOLVED** that:

1. Council note receipt of the Moore Stephens (SA) report 'Forensic Audit Report provided to Warrumbungle Shire Council'.
2. A report be brought back to Council on progress of the issues raised in the Moore Stephens report.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 27.2 Three Rivers Regional Retirement Community Information Report – July 2018**

**40/1819 RESOLVED** that Council note the report in relation to the Three Rivers Regional Retirement Community.

**Doolan/Lewis**

**The motion was put and carried by majority**

**10.05 am**

**41/1819 RESOLVED** that Council re-enter Open Council.

**Hill/Doolan**

**The motion was put and carried by majority**

**Members of the public returned to the Chamber.**

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

The General Manager farewelled the Acting Director Technical Services and thanked him for his contribution to Council.

There being no further business the meeting closed at 10.09 am.

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**CHAIRPERSON**